

HOUSE OF REPRESENTATIVES

NINETY-SECOND SESSION

H. F. No. 1076

02/11/2021 Authored by Hansen, R.; Lee; Morrison; Acomb; Lippert and others
The bill was read for the first time and referred to the Committee on Environment and Natural Resources Finance and Policy

04/12/2021 Adoption of Report: Amended and re-referred to the Committee on Ways and Means

04/14/2021 Adoption of Report: Placed on the General Register
Read for the Second Time

04/19/2021 Referred to the Chief Clerk for Comparison with S. F. No. 959

04/20/2021 Postponed Indefinitely

1.1 A bill for an act

1.2 relating to state government; appropriating money for environment, natural

1.3 resources, and tourism; appropriating money from environment and natural

1.4 resources trust fund; modifying provisions for forestry, wildlife, game and fish,

1.5 invasive species, aquaculture, farmed Cervidae, pesticides, outdoor recreation,

1.6 fees, waters of the state, land exchanges, waste management, pollution control and

1.7 enforcement, and electric-assisted bicycles; modifying and creating accounts;

1.8 providing for disposition of certain revenue; modifying commissioner authority

1.9 and duties; establishing grant programs; providing for uniformity in DUI

1.10 enforcement for recreational vehicles; requiring reimbursement of certain costs;

1.11 adding and deleting land from certain state parks; establishing new state forest;

1.12 authorizing private sale of certain tax-forfeited and surplus state land; authorizing

1.13 certain land leases and transfers; requiring studies and reports; amending Minnesota

1.14 Statutes 2020, sections 16A.151, subdivision 2; 16B.335, subdivision 2; 17.4982,

1.15 subdivisions 6, 8, 9, 12, by adding subdivisions; 17.4985, subdivisions 2, 3, 5;

1.16 17.4986, subdivisions 2, 4; 17.4991, subdivision 3; 17.4992, subdivision 2; 17.4993,

1.17 subdivision 1; 18B.09, subdivision 2, by adding a subdivision; 35.155, subdivisions

1.18 1, 4, 6, 10, 11, by adding a subdivision; 84.027, subdivisions 13a, 18; 84.415, by

1.19 adding a subdivision; 84.63; 84.631; 84.66, subdivisions 1, 3; 84.787, subdivision

1.20 7; 84.795, subdivision 5; 84.797, subdivision 7; 84.82, subdivisions 1a, 7a; 84.83,

1.21 subdivision 5; 84.92, subdivision 8; 84.943, subdivisions 3, 5, by adding

1.22 subdivisions; 84.946, subdivision 4; 84D.02, subdivision 3; 84D.11, subdivision

1.23 1a; 84D.15; 85.015, subdivision 10; 85.019, by adding a subdivision; 85.052,

1.24 subdivisions 1, 2, 6, by adding a subdivision; 85.053, subdivision 2, by adding a

1.25 subdivision; 85.054, subdivision 1; 85.055, subdivision 1; 85.43; 85.47; 86B.415,

1.26 subdivisions 1, 1a, 2, 3, 4, 5, 7; 86B.705, subdivision 2; 88.79, subdivision 1;

1.27 89.001, subdivision 8; 89.021, by adding a subdivision; 89.17; 89.35, subdivision

1.28 2; 89.37, subdivision 3; 89A.03, subdivision 2; 89A.11; 92.50, by adding a

1.29 subdivision; 92.502; 94.3495, subdivision 3; 97A.015, subdivisions 25, 43;

1.30 97A.065, subdivision 2; 97A.401, subdivision 1, by adding a subdivision; 97A.421,

1.31 subdivision 1; 97A.475, subdivision 41; 97A.505, subdivisions 3b, 8; 97B.071;

1.32 97B.811, subdivision 4a; 97C.005, subdivision 3; 97C.081, subdivisions 3, 3a;

1.33 97C.342, subdivision 2; 97C.515, subdivision 2; 97C.605, subdivisions 1, 2c, 3;

1.34 97C.611; 97C.805, subdivision 2; 97C.836; 103B.103; 103C.315, subdivision 4;

1.35 103G.255; 103G.271, subdivision 4a, by adding subdivisions; 103G.287,

1.36 subdivision 5; 115.03, subdivision 1; 115.061; 115.071, subdivisions 1, 4, by

1.37 adding subdivisions; 115A.03, by adding subdivisions; 115A.1310, subdivision

1.38 12b; 115A.1312, subdivision 1; 115A.1314, subdivision 1; 115A.1316, subdivision

2.1 1; 115A.1318, subdivision 2; 115A.1320, subdivision 1; 115A.565, subdivision
 2.2 1; 115B.17, subdivision 13; 115B.406, subdivisions 1, 9; 115B.407; 115B.421;
 2.3 115B.49, subdivision 4; 116.06, by adding a subdivision; 116.07, subdivisions 6,
 2.4 9, by adding subdivisions; 116.11; 116G.07, by adding a subdivision; 116G.15,
 2.5 by adding a subdivision; 168.002, subdivision 18; 168.1295, subdivision 1; 169.011,
 2.6 subdivisions 27, 42, by adding subdivisions; 169.222, subdivisions 4, 6a, by adding
 2.7 a subdivision; 169A.20, subdivision 1; 169A.52, by adding a subdivision; 169A.54,
 2.8 by adding a subdivision; 171.306, by adding a subdivision; 290C.01; 325E.046;
 2.9 Laws 2016, chapter 154, sections 16; 48; Laws 2017, chapter 96, section 2,
 2.10 subdivision 9, as amended; Laws 2018, chapter 214, article 4, section 2, subdivision
 2.11 6; Laws 2019, First Special Session chapter 4, article 1, section 3, subdivisions 4,
 2.12 5; proposing coding for new law in Minnesota Statutes, chapters 84; 86B; 97B;
 2.13 103B; 103C; 103F; 115A; 116; 171; 325F; repealing Minnesota Statutes 2020,
 2.14 sections 84.91, subdivision 1; 85.0505, subdivision 3; 85.0507; 85.054, subdivision
 2.15 19; 86B.331, subdivision 1; 97C.605, subdivisions 2, 2a, 2b, 5; 115.44, subdivision
 2.16 9; 115B.48, subdivision 8; 115C.13; 169A.20, subdivisions 1a, 1b, 1c; Minnesota
 2.17 Rules, parts 6256.0500, subparts 2, 2a, 2b, 4, 5, 6, 7, 8; 7044.0350.

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

2.19 **ARTICLE 1**
 2.20 **ENVIRONMENT AND NATURAL RESOURCES APPROPRIATIONS**

2.21 Section 1. **ENVIRONMENT AND NATURAL RESOURCES APPROPRIATIONS.**

2.22 The sums shown in the columns marked "Appropriations" are appropriated to the agencies
 2.23 and for the purposes specified in this article. The appropriations are from the general fund,
 2.24 or another named fund, and are available for the fiscal years indicated for each purpose.
 2.25 The figures "2022" and "2023" used in this article mean that the appropriations listed under
 2.26 them are available for the fiscal year ending June 30, 2022, or June 30, 2023, respectively.
 2.27 "The first year" is fiscal year 2022. "The second year" is fiscal year 2023. "The biennium"
 2.28 is fiscal years 2022 and 2023. Appropriations and cancellations for the fiscal year ending
 2.29 June 30, 2021, are effective the day following final enactment.

| | | |
|--|--------------------------------------|--------------------|
| | <u>APPROPRIATIONS</u> | |
| | <u>Available for the Year</u> | |
| | <u>Ending June 30</u> | |
| | <u>2022</u> | <u>2023</u> |

2.34 Sec. 2. **POLLUTION CONTROL AGENCY**

| | | | | |
|--|------------------|---------------------------|------------------|---------------------------|
| <u>Subdivision 1. Total Appropriation</u> | <u>\$</u> | <u>110,221,000</u> | <u>\$</u> | <u>110,456,000</u> |
| <u>Appropriations by Fund</u> | | | | |
| | | <u>2022</u> | | <u>2023</u> |
| <u>General</u> | | <u>7,194,000</u> | | <u>7,468,000</u> |
| <u>State Government</u> | | | | |
| <u>Special Revenue</u> | | <u>75,000</u> | | <u>75,000</u> |

| | | | | |
|-----|----------------------|-------------------|-------------------|--|
| 3.1 | <u>Environmental</u> | <u>88,406,000</u> | <u>88,367,000</u> | |
| 3.2 | <u>Remediation</u> | <u>14,546,000</u> | <u>14,546,000</u> | |

3.3 The amounts that may be spent for each
 3.4 purpose are specified in the following
 3.5 subdivisions.

3.6 The commissioner must present the agency's
 3.7 biennial budget for fiscal years 2024 and 2025
 3.8 to the legislature in a transparent way by
 3.9 agency division, including the proposed
 3.10 budget bill and presentations of the budget to
 3.11 committees and divisions with jurisdiction
 3.12 over the agency's budget.

| | | | |
|------|--|-------------------|-------------------|
| 3.13 | <u>Subd. 2. Environmental Analysis and Outcomes</u> | <u>15,514,000</u> | <u>15,156,000</u> |
|------|--|-------------------|-------------------|

| | | | |
|------|-------------------------------|-------------------|-------------------|
| 3.14 | <u>Appropriations by Fund</u> | | |
| 3.15 | | <u>2022</u> | <u>2023</u> |
| 3.16 | <u>General</u> | <u>214,000</u> | <u>224,000</u> |
| 3.17 | <u>Environmental</u> | <u>15,099,000</u> | <u>14,731,000</u> |
| 3.18 | <u>Remediation</u> | <u>201,000</u> | <u>201,000</u> |

3.19 (a) \$99,000 the first year and \$109,000 the
 3.20 second year are from the general fund for:

3.21 (1) a municipal liaison to assist municipalities
 3.22 in implementing and participating in the
 3.23 rulemaking process for water quality standards
 3.24 and navigating the NPDES/SDS permitting
 3.25 process;

3.26 (2) enhanced economic analysis in the
 3.27 rulemaking process for water quality
 3.28 standards, including more-specific analysis
 3.29 and identification of cost-effective permitting;

3.30 (3) developing statewide economic analyses
 3.31 and templates to reduce the amount of
 3.32 information and time required for
 3.33 municipalities to apply for variances from
 3.34 water quality standards; and

- 4.1 (4) coordinating with the Public Facilities
4.2 Authority to identify and advocate for the
4.3 resources needed for municipalities to achieve
4.4 permit requirements.
- 4.5 (b) \$205,000 the first year and \$205,000 the
4.6 second year are from the environmental fund
4.7 for a monitoring program under Minnesota
4.8 Statutes, section 116.454.
- 4.9 (c) \$115,000 the first year and \$115,000 the
4.10 second year are for monitoring water quality
4.11 and operating assistance programs.
- 4.12 (d) \$347,000 the first year and \$347,000 the
4.13 second year are from the environmental fund
4.14 for monitoring ambient air for hazardous
4.15 pollutants.
- 4.16 (e) \$90,000 the first year and \$90,000 the
4.17 second year are from the environmental fund
4.18 for duties related to harmful chemicals in
4.19 children's products under Minnesota Statutes,
4.20 sections 116.9401 to 116.9407. Of this
4.21 amount, \$57,000 each year is transferred to
4.22 the commissioner of health.
- 4.23 (f) \$109,000 the first year and \$109,000 the
4.24 second year are from the environmental fund
4.25 for registering wastewater laboratories.
- 4.26 (g) \$926,000 the first year and \$926,000 the
4.27 second year are from the environmental fund
4.28 to continue perfluorochemical biomonitoring
4.29 in eastern metropolitan communities, as
4.30 recommended by the Environmental Health
4.31 Tracking and Biomonitoring Advisory Panel,
4.32 and to address other environmental health
4.33 risks, including air quality. The communities
4.34 must include Hmong and other immigrant

5.1 farming communities. Of this amount, up to
5.2 \$689,000 the first year and \$689,000 the
5.3 second year are for transfer to the Department
5.4 of Health.

5.5 (h) \$51,000 the first year and \$51,000 the
5.6 second year are from the environmental fund
5.7 for the listing procedures for impaired waters
5.8 required under this act.

5.9 (i) \$350,000 the first year is from the
5.10 environmental fund for completing the St.
5.11 Louis River mercury total maximum daily
5.12 load study. This is a onetime appropriation.

5.13 (j) \$141,000 the second year is to implement
5.14 and enforce Minnesota Statutes, section
5.15 325F.071. Of this amount, up to \$65,000 may
5.16 be transferred to the commissioner of health.

5.17 (k) \$200,000 the first year and \$200,000 the
5.18 second year are from the environmental fund
5.19 for sampling fish and water for per- and
5.20 polyfluoroalkyl substances at multiple surface
5.21 waters.

5.22 (l) \$450,000 the first year and \$250,000 the
5.23 second year are from the environmental fund
5.24 for inventorying the types of facilities that are
5.25 a potential source of per- and polyfluoroalkyl
5.26 substances contamination.

5.27 (m) \$300,000 the first year and \$200,000 the
5.28 second year are from the environmental fund
5.29 to evaluate materials going to wastewater and
5.30 solid waste facilities that result in high levels
5.31 of per- and polyfluoroalkyl substances at these
5.32 locations. This is a onetime appropriation.

5.33 (n) \$104,000 the first year and \$204,000 the
5.34 second year are from the environmental fund

6.1 for the purposes of the perfluoroalkyl and
 6.2 polyfluoroalkyl substances food packaging
 6.3 provisions under Minnesota Statutes, section
 6.4 325F.075.

6.5 (o) \$226,000 the first year and \$266,000 the
 6.6 second year are from the environmental fund
 6.7 to adopt rules establishing water quality
 6.8 standards for perfluorooctanoic acid (PFOA)
 6.9 and perfluorooctanesulfonic acid (PFOS) as
 6.10 required under this act. This is a onetime
 6.11 appropriation and is available until June 30,
 6.12 2024.

6.13 (p) \$250,000 the first year and \$250,000 the
 6.14 second year are from the environmental fund
 6.15 for the air permit community liaison required
 6.16 under this act.

6.17 Subd. 3. **Industrial** 17,233,000 17,617,000

| <u>Appropriations by Fund</u> | <u>2022</u> | <u>2023</u> |
|-------------------------------|-------------------|-------------------|
| <u>General</u> | <u>682,000</u> | <u>682,000</u> |
| <u>Environmental</u> | <u>15,550,000</u> | <u>15,934,000</u> |
| <u>Remediation</u> | <u>1,001,000</u> | <u>1,001,000</u> |

6.23 (a) \$1,001,000 the first year and \$1,001,000
 6.24 the second year are from the remediation fund
 6.25 for the leaking underground storage tank
 6.26 program to investigate, clean up, and prevent
 6.27 future releases from underground petroleum
 6.28 storage tanks and for the petroleum
 6.29 remediation program for vapor assessment
 6.30 and remediation. These same annual amounts
 6.31 are transferred from the petroleum tank fund
 6.32 to the remediation fund.

6.33 (b) \$393,000 the first year and \$393,000 the
 6.34 second year are from the environmental fund

7.1 to further evaluate the use and reduction of
7.2 trichloroethylene around Minnesota and
7.3 identify its potential health effects on
7.4 communities. Of this amount, up to \$121,000
7.5 each year may be transferred to the
7.6 commissioner of health.

7.7 (c) \$184,000 the second year is from the
7.8 environmental fund to purchase air emissions
7.9 monitoring equipment to support compliance
7.10 and enforcement activities. Of this amount,
7.11 \$180,000 is a onetime appropriation.

7.12 (d) \$48,000 the first year and \$48,000 the
7.13 second year are from the environmental fund
7.14 for the purposes of the public informational
7.15 meeting requirements under Minnesota
7.16 Statutes, section 115.071, subdivision 3a.

7.17 (e) \$182,000 the first year and \$182,000 the
7.18 second year are to adopt rules establishing
7.19 procedures for issuing permits to facilities that
7.20 affect environmental justice areas, as required
7.21 under Minnesota Statutes, section 116.064,
7.22 and for other air permitting requirements under
7.23 this act. This is a onetime appropriation.

7.24 (f) \$250,000 the first year and \$250,000 the
7.25 second year are from the environmental fund
7.26 for the purposes of the nonexpiring state
7.27 individual air quality permit requirements
7.28 under Minnesota Statutes, section 116.07,
7.29 subdivision 4n.

7.30 (g) \$500,000 the first year and \$500,000 the
7.31 second year are for implementation of the
7.32 environmental justice and cumulative impact
7.33 analysis requirements under Minnesota

8.1 Statutes, section 116.064. This is a onetime
 8.2 appropriation.

8.3 Subd. 4. **Municipal** 9,089,000 9,182,000

8.4 Appropriations by Fund

| | <u>2022</u> | <u>2023</u> |
|-----|------------------|------------------|
| 8.5 | | |
| 8.6 | <u>177,000</u> | <u>190,000</u> |
| 8.7 | | |
| 8.8 | <u>75,000</u> | <u>75,000</u> |
| 8.9 | <u>8,837,000</u> | <u>8,917,000</u> |

8.10 (a) \$177,000 the first year and \$190,000 the
 8.11 second year are for:

8.12 (1) a municipal liaison to assist municipalities
 8.13 in implementing and participating in the
 8.14 rulemaking process for water quality standards
 8.15 and navigating the NPDES/SDS permitting
 8.16 process;

8.17 (2) enhanced economic analysis in the
 8.18 rulemaking process for water quality
 8.19 standards, including more-specific analysis
 8.20 and identification of cost-effective permitting;

8.21 (3) developing statewide economic analyses
 8.22 and templates to reduce the amount of
 8.23 information and time required for
 8.24 municipalities to apply for variances from
 8.25 water quality standards; and

8.26 (4) coordinating with the Public Facilities
 8.27 Authority to identify and advocate for the
 8.28 resources needed for municipalities to achieve
 8.29 permit requirements.

8.30 (b) \$50,000 the first year and \$50,000 the
 8.31 second year are from the environmental fund
 8.32 for transfer to the Office of Administrative
 8.33 Hearings to establish sanitary districts.

9.1 (c) \$952,000 the first year and \$952,000 the
 9.2 second year are from the environmental fund
 9.3 for subsurface sewage treatment system
 9.4 (SSTS) program administration and
 9.5 community technical assistance and education,
 9.6 including grants and technical assistance to
 9.7 communities for water-quality protection. Of
 9.8 this amount, \$129,000 each year is for
 9.9 assistance to counties through grants for SSTS
 9.10 program administration. A county receiving
 9.11 a grant from this appropriation must submit
 9.12 the results achieved with the grant to the
 9.13 commissioner as part of its annual SSTS
 9.14 report. Any unexpended balance in the first
 9.15 year does not cancel but is available in the
 9.16 second year.

9.17 (d) \$784,000 the first year and \$784,000 the
 9.18 second year are from the environmental fund
 9.19 to address the need for continued increased
 9.20 activity in new technology review, technical
 9.21 assistance for local governments, and
 9.22 enforcement under Minnesota Statutes,
 9.23 sections 115.55 to 115.58, and to complete the
 9.24 requirements of Laws 2003, chapter 128,
 9.25 article 1, section 165.

9.26 (e) Notwithstanding Minnesota Statutes,
 9.27 section 16A.28, the appropriations
 9.28 encumbered on or before June 30, 2023, as
 9.29 grants or contracts for subsurface sewage
 9.30 treatment systems, surface water and
 9.31 groundwater assessments, storm water, and
 9.32 water-quality protection in this subdivision
 9.33 are available until June 30, 2026.

9.34 Subd. 5. Operations 10,523,000 10,404,000

| | | | |
|------|-------------------------------|------------------|------------------|
| 10.1 | <u>Appropriations by Fund</u> | | |
| 10.2 | | <u>2022</u> | <u>2023</u> |
| 10.3 | <u>General</u> | <u>2,531,000</u> | <u>2,532,000</u> |
| 10.4 | <u>Environmental</u> | <u>5,911,000</u> | <u>5,791,000</u> |
| 10.5 | <u>Remediation</u> | <u>2,081,000</u> | <u>2,081,000</u> |

10.6 (a) \$1,003,000 the first year and \$1,003,000
 10.7 the second year are from the remediation fund
 10.8 for the leaking underground storage tank
 10.9 program to investigate, clean up, and prevent
 10.10 future releases from underground petroleum
 10.11 storage tanks and for the petroleum
 10.12 remediation program for vapor assessment
 10.13 and remediation. These same annual amounts
 10.14 are transferred from the petroleum tank fund
 10.15 to the remediation fund.

10.16 (b) \$2,531,000 the first year and \$2,532,000
 10.17 the second year are to support agency
 10.18 information technology services provided at
 10.19 the enterprise and agency level.

10.20 (c) \$800,000 the first year and \$800,000 the
 10.21 second year are from the environmental fund
 10.22 to develop and maintain systems to support
 10.23 permitting and regulatory business processes
 10.24 and agency data.

10.25 (d) \$133,000 the first year is from the
 10.26 environmental fund for the seed disposal
 10.27 rulemaking required under this act. This is a
 10.28 onetime appropriation and is available until
 10.29 June 30, 2023.

10.30 (e) The base for the remediation fund in fiscal
 10.31 year 2025 is \$1,901,000.

| | | | |
|-------|------------------------------------|-------------------|-------------------|
| 10.32 | <u>Subd. 6. Remediation</u> | <u>11,537,000</u> | <u>11,537,000</u> |
|-------|------------------------------------|-------------------|-------------------|

| | | | |
|-------|-------------------------------|-------------|-------------|
| 10.33 | <u>Appropriations by Fund</u> | | |
| 10.34 | | <u>2022</u> | <u>2023</u> |

| | | | |
|-------|---|-------------------|-------------------|
| 11.1 | <u>Environmental</u> | <u>508,000</u> | <u>508,000</u> |
| 11.2 | <u>Remediation</u> | <u>11,029,000</u> | <u>11,029,000</u> |
| 11.3 | <u>(a) All money for environmental response,</u> | | |
| 11.4 | <u>compensation, and compliance in the</u> | | |
| 11.5 | <u>remediation fund not otherwise appropriated</u> | | |
| 11.6 | <u>is appropriated to the commissioners of the</u> | | |
| 11.7 | <u>Pollution Control Agency and agriculture for</u> | | |
| 11.8 | <u>purposes of Minnesota Statutes, section</u> | | |
| 11.9 | <u>115B.20, subdivision 2, clauses (1), (2), (3),</u> | | |
| 11.10 | <u>(6), and (7). At the beginning of each fiscal</u> | | |
| 11.11 | <u>year, the two commissioners must jointly</u> | | |
| 11.12 | <u>submit to the commissioner of management</u> | | |
| 11.13 | <u>and budget an annual spending plan that</u> | | |
| 11.14 | <u>maximizes resource use and appropriately</u> | | |
| 11.15 | <u>allocates the money between the two</u> | | |
| 11.16 | <u>departments. This appropriation is available</u> | | |
| 11.17 | <u>until June 30, 2023.</u> | | |
| 11.18 | <u>(b) \$363,000 the first year and \$363,000 the</u> | | |
| 11.19 | <u>second year are from the environmental fund</u> | | |
| 11.20 | <u>to manage contaminated sediment projects at</u> | | |
| 11.21 | <u>multiple sites identified in the St. Louis River</u> | | |
| 11.22 | <u>remedial action plan to restore water quality</u> | | |
| 11.23 | <u>in the St. Louis River Area of Concern.</u> | | |
| 11.24 | <u>(c) \$3,198,000 the first year and \$3,198,000</u> | | |
| 11.25 | <u>the second year are from the remediation fund</u> | | |
| 11.26 | <u>for the leaking underground storage tank</u> | | |
| 11.27 | <u>program to investigate, clean up, and prevent</u> | | |
| 11.28 | <u>future releases from underground petroleum</u> | | |
| 11.29 | <u>storage tanks and for the petroleum</u> | | |
| 11.30 | <u>remediation program for vapor assessment</u> | | |
| 11.31 | <u>and remediation. These same annual amounts</u> | | |
| 11.32 | <u>are transferred from the petroleum tank fund</u> | | |
| 11.33 | <u>to the remediation fund.</u> | | |
| 11.34 | <u>(d) \$257,000 the first year and \$257,000 the</u> | | |
| 11.35 | <u>second year are from the remediation fund for</u> | | |

12.1 transfer to the commissioner of health for
 12.2 private water-supply monitoring and health
 12.3 assessment costs in areas contaminated by
 12.4 unpermitted mixed municipal solid waste
 12.5 disposal facilities and drinking water
 12.6 advisories and public information activities
 12.7 for areas contaminated by hazardous releases.

12.8 **Subd. 7. Resource Management and Assistance** 35,483,000 35,668,000

12.9 Appropriations by Fund

| 12.10 | <u>2022</u> | <u>2023</u> |
|----------------------------|-------------------|-------------------|
| 12.11 <u>General</u> | <u>550,000</u> | <u>800,000</u> |
| 12.12 <u>Environmental</u> | <u>34,933,000</u> | <u>34,868,000</u> |

12.13 (a) Up to \$150,000 the first year and \$150,000
 12.14 the second year may be transferred from the
 12.15 environmental fund to the small business
 12.16 environmental improvement loan account
 12.17 under Minnesota Statutes, section 116.993.

12.18 (b) \$1,000,000 the first year and \$1,000,000
 12.19 the second year are for competitive recycling
 12.20 grants under Minnesota Statutes, section
 12.21 115A.565. Of this amount, \$300,000 the first
 12.22 year and \$300,000 the second year are from
 12.23 the general fund, and \$700,000 the first year
 12.24 and \$700,000 the second year are from the
 12.25 environmental fund. This appropriation is
 12.26 available until June 30, 2025.

12.27 (c) \$694,000 the first year and \$694,000 the
 12.28 second year are from the environmental fund
 12.29 for emission-reduction activities and grants to
 12.30 small businesses and other
 12.31 nonpoint-emission-reduction efforts. Of this
 12.32 amount, \$100,000 the first year and \$100,000
 12.33 the second year are to continue work with
 12.34 Clean Air Minnesota, and the commissioner

- 13.1 may enter into an agreement with
13.2 Environmental Initiative to support this effort.
- 13.3 (d) \$17,750,000 the first year and \$17,750,000
13.4 the second year are from the environmental
13.5 fund for SCORE block grants to counties.
- 13.6 (e) \$119,000 the first year and \$119,000 the
13.7 second year are from the environmental fund
13.8 for environmental assistance grants or loans
13.9 under Minnesota Statutes, section 115A.0716.
- 13.10 (f) \$400,000 the first year and \$400,000 the
13.11 second year are from the environmental fund
13.12 for grants to develop and expand recycling
13.13 markets for Minnesota businesses.
- 13.14 (g) \$750,000 the first year and \$750,000 the
13.15 second year are from the environmental fund
13.16 for reducing and diverting food waste,
13.17 redirecting edible food for consumption, and
13.18 removing barriers to collecting and recovering
13.19 organic waste. Of this amount, \$500,000 each
13.20 year is for grants to increase food rescue and
13.21 waste prevention. This appropriation is
13.22 available until June 30, 2025.
- 13.23 (h) \$250,000 the first year and \$500,000 the
13.24 second year are from the environmental fund
13.25 for the establishment and implementation of
13.26 a climate adaptation and resiliency program
13.27 including technical assistance and grants to
13.28 local governmental units and Tribal
13.29 governments. The base for this appropriation
13.30 is \$1,000,000 in fiscal year 2024 and beyond.
- 13.31 (i) \$100,000 the first year is from the
13.32 environmental fund for the carpet stewardship
13.33 report required under this act.

14.1 (j) All money deposited in the environmental
 14.2 fund for the metropolitan solid waste landfill
 14.3 fee in accordance with Minnesota Statutes,
 14.4 section 473.843, and not otherwise
 14.5 appropriated, is appropriated for the purposes
 14.6 of Minnesota Statutes, section 473.844.

14.7 (k) Any unencumbered grant and loan
 14.8 balances in the first year do not cancel but are
 14.9 available for grants and loans in the second
 14.10 year. Notwithstanding Minnesota Statutes,
 14.11 section 16A.28, the appropriations
 14.12 encumbered on or before June 30, 2023, as
 14.13 contracts or grants for environmental
 14.14 assistance awarded under Minnesota Statutes,
 14.15 section 115A.0716; technical and research
 14.16 assistance under Minnesota Statutes, section
 14.17 115A.152; technical assistance under
 14.18 Minnesota Statutes, section 115A.52; and
 14.19 pollution prevention assistance under
 14.20 Minnesota Statutes, section 115D.04, are
 14.21 available until June 30, 2025.

14.22 **Subd. 8. Watershed** 9,568,000 9,618,000

| | | |
|-------|-------------------------------|------------------|
| 14.23 | <u>Appropriations by Fund</u> | |
| 14.24 | <u>2022</u> | <u>2023</u> |
| 14.25 | <u>General</u> | <u>1,959,000</u> |
| 14.26 | <u>Environmental</u> | <u>7,375,000</u> |
| 14.27 | <u>Remediation</u> | <u>234,000</u> |

14.28 (a) \$1,959,000 the first year and \$1,959,000
 14.29 the second year are for grants to delegated
 14.30 counties to administer the county feedlot
 14.31 program under Minnesota Statutes, section
 14.32 116.0711, subdivisions 2 and 3. Money
 14.33 remaining after the first year is available for
 14.34 the second year.

15.1 (b) \$208,000 the first year and \$208,000 the
 15.2 second year are from the environmental fund
 15.3 for the costs of implementing general
 15.4 operating permits for feedlots over 1,000
 15.5 animal units.

15.6 (c) \$122,000 the first year and \$122,000 the
 15.7 second year are from the remediation fund for
 15.8 the leaking underground storage tank program
 15.9 to investigate, clean up, and prevent future
 15.10 releases from underground petroleum storage
 15.11 tanks and for the petroleum remediation
 15.12 program for vapor assessment and
 15.13 remediation. These same annual amounts are
 15.14 transferred from the petroleum tank fund to
 15.15 the remediation fund.

15.16 **Subd. 9. Environmental Quality Board** 1,274,000 1,274,000

| | <u>Appropriations by Fund</u> | |
|----------------------------|-------------------------------|------------------|
| | <u>2022</u> | <u>2023</u> |
| 15.18 <u>General</u> | <u>1,081,000</u> | <u>1,081,000</u> |
| 15.20 <u>Environmental</u> | <u>193,000</u> | <u>193,000</u> |

15.21 **Subd. 10. Transfers**

15.22 (a) The commissioner must transfer up to
 15.23 \$25,000,000 the first year and \$22,000,000
 15.24 the second year from the environmental fund
 15.25 to the remediation fund for purposes of the
 15.26 remediation fund under Minnesota Statutes,
 15.27 section 116.155, subdivision 2.

15.28 (b) Beginning in fiscal year 2024, the
 15.29 commissioner of management and budget must
 15.30 transfer \$1,125,000 each year from the general
 15.31 fund to the metropolitan landfill contingency
 15.32 action trust account in the remediation fund
 15.33 to restore the money transferred from the
 15.34 account as intended under Laws 2003, chapter

17.1 mineral resource management, projects to
 17.2 enhance future mineral income, and projects
 17.3 to promote new mineral-resource
 17.4 opportunities.

17.5 (c) \$218,000 the first year and \$218,000 the
 17.6 second year are transferred from the forest
 17.7 suspense account to the permanent school fund
 17.8 and are appropriated from the permanent
 17.9 school fund to secure maximum long-term
 17.10 economic return from the school trust lands
 17.11 consistent with fiduciary responsibilities and
 17.12 sound natural resources conservation and
 17.13 management principles.

17.14 (d) \$338,000 the first year and \$338,000 the
 17.15 second year are from the water management
 17.16 account in the natural resources fund for
 17.17 mining hydrology.

17.18 (e) \$42,000 of the fiscal year 2021 general
 17.19 fund appropriations under Laws 2019, First
 17.20 Special Session chapter 4, article 1, section 3,
 17.21 subdivision 2, is canceled.

17.22 **Subd. 3. Ecological and Water Resources** 45,537,000 42,263,000

| | | | |
|-------|-------------------------------|-------------------|-------------------|
| 17.23 | <u>Appropriations by Fund</u> | | |
| 17.24 | <u>2022</u> | <u>2023</u> | |
| 17.25 | <u>General</u> | <u>23,547,000</u> | <u>20,773,000</u> |
| 17.26 | <u>Natural Resources</u> | <u>16,466,000</u> | <u>15,966,000</u> |
| 17.27 | <u>Game and Fish</u> | <u>5,524,000</u> | <u>5,524,000</u> |

17.28 (a) \$6,722,000 the first year and \$6,722,000
 17.29 the second year are from the invasive species
 17.30 account in the natural resources fund and
 17.31 \$2,831,000 the first year and \$2,831,000 the
 17.32 second year are from the general fund for
 17.33 management, public awareness, assessment
 17.34 and monitoring research, and water access

- 18.1 inspection to prevent the spread of invasive
18.2 species; management of invasive plants in
18.3 public waters; and management of terrestrial
18.4 invasive species on state-administered lands.
18.5 Of the amount from the invasive species
18.6 account, at least \$500,000 each year is for
18.7 grants to lake associations to manage aquatic
18.8 invasive plant species.
- 18.9 (b) \$5,556,000 the first year and \$5,556,000
18.10 the second year are from the water
18.11 management account in the natural resources
18.12 fund for only the purposes specified in
18.13 Minnesota Statutes, section 103G.27,
18.14 subdivision 2.
- 18.15 (c) \$124,000 the first year and \$124,000 the
18.16 second year are for a grant to the Mississippi
18.17 Headwaters Board for up to 50 percent of the
18.18 cost of implementing the comprehensive plan
18.19 for the upper Mississippi within areas under
18.20 the board's jurisdiction.
- 18.21 (d) \$10,000 the first year and \$10,000 the
18.22 second year are for payment to the Leech Lake
18.23 Band of Chippewa Indians to implement the
18.24 band's portion of the comprehensive plan for
18.25 the upper Mississippi River.
- 18.26 (e) \$264,000 the first year and \$264,000 the
18.27 second year are for grants for up to 50 percent
18.28 of the cost of implementing the Red River
18.29 mediation agreement.
- 18.30 (f) \$2,298,000 the first year and \$2,298,000
18.31 the second year are from the heritage
18.32 enhancement account in the game and fish
18.33 fund for only the purposes specified in

- 19.1 Minnesota Statutes, section 297A.94,
19.2 paragraph (h), clause (1).
- 19.3 (g) \$1,485,000 the first year and \$985,000 the
19.4 second year are from the nongame wildlife
19.5 management account in the natural resources
19.6 fund for nongame wildlife management.
- 19.7 Notwithstanding Minnesota Statutes, section
19.8 290.431, \$100,000 the first year and \$100,000
19.9 the second year may be used for nongame
19.10 wildlife information, education, and
19.11 promotion.
- 19.12 (h) Notwithstanding Minnesota Statutes,
19.13 section 84.943, \$25,000 the first year and
19.14 \$25,000 the second year from the critical
19.15 habitat private sector matching account may
19.16 be used to publicize the critical habitat license
19.17 plate match program.
- 19.18 (i) \$6,000,000 the first year and \$6,000,000
19.19 the second year are for the following activities:
- 19.20 (1) financial reimbursement and technical
19.21 support to soil and water conservation districts
19.22 or other local units of government for
19.23 groundwater-level monitoring;
- 19.24 (2) surface water monitoring and analysis,
19.25 including installing monitoring gauges;
- 19.26 (3) groundwater analysis to assist with
19.27 water-appropriation permitting decisions;
- 19.28 (4) permit application review incorporating
19.29 surface water and groundwater technical
19.30 analysis;
- 19.31 (5) precipitation data and analysis to improve
19.32 irrigation use;

20.1 (6) information technology, including
20.2 electronic permitting and integrated data
20.3 systems; and
20.4 (7) compliance and monitoring.
20.5 (j) \$410,000 the first year and \$410,000 the
20.6 second year are from the heritage enhancement
20.7 account in the game and fish fund for grants
20.8 to the Minnesota Aquatic Invasive Species
20.9 Research Center at the University of
20.10 Minnesota to prioritize, support, and develop
20.11 research-based solutions that can reduce the
20.12 effects of aquatic invasive species in
20.13 Minnesota by preventing spread, controlling
20.14 populations, and managing ecosystems and to
20.15 advance knowledge to inspire action by others.
20.16 (k) \$1,000,000 the first year and \$1,000,000
20.17 the second year are from the invasive species
20.18 research account in the natural resources fund
20.19 for grants for the Minnesota Aquatic Invasive
20.20 Species Research Center.
20.21 (l) \$3,000,000 the first year is for a grant to
20.22 assist Red Lake Nation in addressing aquatic
20.23 invasive species in and around Upper and
20.24 Lower Red Lake. This is a onetime
20.25 appropriation and is available until June 30,
20.26 2023.
20.27 (m) \$449,000 the first year and \$449,000 the
20.28 second year are for water-use permit public
20.29 meetings required under Minnesota Statutes,
20.30 section 103G.271, subdivision 2a.
20.31 (n) \$1,308,000 the first year and \$1,308,000
20.32 the second year are for additional research,
20.33 monitoring, and other activities to determine
20.34 whether water use is sustainable under

21.1 Minnesota Statutes, section 103G.287,
 21.2 subdivision 5.
 21.3 (o) \$427,000 of the fiscal year 2021 general
 21.4 fund appropriations under Laws 2019, First
 21.5 Special Session chapter 4, article 1, section 3,
 21.6 subdivision 3, is canceled.

21.7 **Subd. 4. Forest Management** 54,860,000 54,615,000

| | | | |
|-------|-------------------------------|-------------------|-------------------|
| 21.8 | <u>Appropriations by Fund</u> | | |
| 21.9 | | <u>2022</u> | <u>2023</u> |
| 21.10 | <u>General</u> | <u>36,782,000</u> | <u>36,537,000</u> |
| 21.11 | <u>Natural Resources</u> | <u>16,661,000</u> | <u>16,661,000</u> |
| 21.12 | <u>Game and Fish</u> | <u>1,417,000</u> | <u>1,417,000</u> |

21.13 (a) \$7,521,000 the first year and \$7,521,000
 21.14 the second year are for prevention,
 21.15 presuppression, and suppression costs of
 21.16 emergency firefighting and other costs
 21.17 incurred under Minnesota Statutes, section
 21.18 88.12. The amount necessary to pay for
 21.19 presuppression and suppression costs during
 21.20 the biennium is appropriated from the general
 21.21 fund. By January 15 of each year, the
 21.22 commissioner of natural resources must submit
 21.23 a report to the chairs and ranking minority
 21.24 members of the house and senate committees
 21.25 and divisions having jurisdiction over
 21.26 environment and natural resources finance that
 21.27 identifies all firefighting costs incurred and
 21.28 reimbursements received in the prior fiscal
 21.29 year. These appropriations may not be
 21.30 transferred. Any reimbursement of firefighting
 21.31 expenditures made to the commissioner from
 21.32 any source other than federal mobilizations
 21.33 must be deposited into the general fund.

21.34 (b) \$15,386,000 the first year and \$15,386,000
 21.35 the second year are from the forest

- 22.1 management investment account in the natural
22.2 resources fund for only the purposes specified
22.3 in Minnesota Statutes, section 89.039,
22.4 subdivision 2.
- 22.5 (c) \$1,417,000 the first year and \$1,417,000
22.6 the second year are from the heritage
22.7 enhancement account in the game and fish
22.8 fund to advance ecological classification
22.9 systems (ECS) scientific management tools
22.10 for forest and invasive species management.
- 22.11 (d) \$855,000 the first year and \$863,000 the
22.12 second year are for the Forest Resources
22.13 Council to implement the Sustainable Forest
22.14 Resources Act.
- 22.15 (e) \$1,143,000 the first year and \$1,143,000
22.16 the second year are for the Next Generation
22.17 Core Forestry data system. Of this
22.18 appropriation, \$868,000 is from the general
22.19 fund and \$275,000 from the forest
22.20 management investment account in the natural
22.21 resources fund.
- 22.22 (f) \$500,000 the first year and \$500,000 the
22.23 second year are from the forest management
22.24 investment account in the natural resources
22.25 fund for forest road maintenance on state
22.26 forest roads.
- 22.27 (g) \$500,000 the first year and \$500,000 the
22.28 second year are for forest road maintenance
22.29 on county forest roads.
- 22.30 (h) \$500,000 the first year and \$500,000 the
22.31 second year are from the forest management
22.32 investment account in the natural resources
22.33 fund for collecting light detection and ranging
22.34 data for forest inventory. This is a onetime

23.1 appropriation and is available until June 30,
23.2 2024.

23.3 (i) \$1,300,000 the first year and \$1,300,000
23.4 the second year are for increasing carbon
23.5 sequestration by increasing seed collection
23.6 and conservation-grade tree seedling
23.7 production at the state forest nursery and
23.8 providing cost-share incentives to increase
23.9 tree planting.

23.10 (j) \$750,000 the first year and \$1,000,000 the
23.11 second year are for grants to local units of
23.12 government to develop community ash
23.13 management plans; to identify and convert ash
23.14 stands to more diverse, climate-adapted
23.15 species; and to replace removed ash trees.

23.16 Grants awarded under this paragraph may
23.17 cover up to 75 percent of eligible costs and
23.18 may not exceed \$500,000. Matching grants
23.19 provided through this appropriation are
23.20 available to cities, counties, regional
23.21 authorities, joint powers boards, towns, Tribal
23.22 nations, and parks and recreation boards in
23.23 cities of the first class. The commissioner, in
23.24 consultation with the commissioner of
23.25 agriculture, must establish appropriate criteria
23.26 to determine funding priorities between
23.27 submitted requests and to determine activities
23.28 and expenses that qualify to meet local match
23.29 requirements. Money appropriated for grants
23.30 under this paragraph may be used to pay
23.31 reasonable costs incurred by the commissioner
23.32 of natural resources to administer the grants.

23.33 (k) \$1,075,000 the first year is to refund timber
23.34 permit payments as provided under this act.

24.1 (l) \$751,000 of the fiscal year 2021 general
 24.2 fund appropriations under Laws 2019, First
 24.3 Special Session chapter 4, article 1, section 3,
 24.4 subdivision 4, is canceled.

24.5 **Subd. 5. Parks and Trails Management** 93,341,000 93,294,000

| 24.6 | <u>Appropriations by Fund</u> | |
|-------------------------------|-------------------------------|-------------------|
| 24.7 | <u>2022</u> | <u>2023</u> |
| 24.8 <u>General</u> | <u>27,563,000</u> | <u>27,876,000</u> |
| 24.9 <u>Natural Resources</u> | <u>63,478,000</u> | <u>63,118,000</u> |
| 24.10 <u>Game and Fish</u> | <u>2,300,000</u> | <u>2,300,000</u> |

24.11 (a) \$7,935,000 the first year and \$6,435,000
 24.12 the second year are from the natural resources
 24.13 fund for state trail, park, and recreation area
 24.14 operations. This appropriation is from revenue
 24.15 deposited in the natural resources fund under
 24.16 Minnesota Statutes, section 297A.94,
 24.17 paragraph (h), clause (2).

24.18 (b) \$19,198,000 the first year and \$19,533,000
 24.19 the second year are from the state parks
 24.20 account in the natural resources fund to
 24.21 operate and maintain state parks and state
 24.22 recreation areas.

24.23 (c) \$1,190,000 the first year and \$1,190,000
 24.24 the second year are from the natural resources
 24.25 fund for park and trail grants to local units of
 24.26 government on land to be maintained for at
 24.27 least 20 years for parks or trails. This
 24.28 appropriation is from revenue deposited in the
 24.29 natural resources fund under Minnesota
 24.30 Statutes, section 297A.94, paragraph (h),
 24.31 clause (4). Any unencumbered balance does
 24.32 not cancel at the end of the first year and is
 24.33 available for the second year. The base for this
 24.34 appropriation for fiscal year 2024 and beyond
 24.35 is \$890,000.

25.1 (d) \$9,624,000 the first year and \$9,624,000
25.2 the second year are from the snowmobile trails
25.3 and enforcement account in the natural
25.4 resources fund for the snowmobile
25.5 grants-in-aid program. Any unencumbered
25.6 balance does not cancel at the end of the first
25.7 year and is available for the second year.

25.8 (e) \$2,435,000 the first year and \$2,435,000
25.9 the second year are from the natural resources
25.10 fund for the off-highway vehicle grants-in-aid
25.11 program. Of this amount, \$1,960,000 each
25.12 year is from the all-terrain vehicle account;
25.13 \$150,000 each year is from the off-highway
25.14 motorcycle account; and \$325,000 each year
25.15 is from the off-road vehicle account. Any
25.16 unencumbered balance does not cancel at the
25.17 end of the first year and is available for the
25.18 second year.

25.19 (f) \$1,250,000 the first year and \$2,250,000
25.20 the second year are from the state land and
25.21 water conservation account in the natural
25.22 resources fund for priorities established by the
25.23 commissioner for eligible state projects and
25.24 administrative and planning activities
25.25 consistent with Minnesota Statutes, section
25.26 84.0264, and the federal Land and Water
25.27 Conservation Fund Act. To the extent
25.28 allowable under federal law, the commissioner
25.29 must prioritize projects that are in
25.30 environmental justice areas or otherwise
25.31 increase environmental justice. Any
25.32 unencumbered balance does not cancel at the
25.33 end of the first year and is available for the
25.34 second year. The base for this appropriation
25.35 for fiscal year 2024 and beyond is \$2,500,000.

26.1 (g) \$250,000 the first year and \$250,000 the
26.2 second year are for matching grants for local
26.3 parks and outdoor recreation areas under
26.4 Minnesota Statutes, section 85.019,
26.5 subdivision 2.

26.6 (h) \$250,000 the first year and \$250,000 the
26.7 second year are for matching grants for local
26.8 trail connections under Minnesota Statutes,
26.9 section 85.019, subdivision 4c.

26.10 (i) \$450,000 the first year and \$500,000 the
26.11 second year are from the all-terrain vehicle
26.12 account in the natural resources fund for a
26.13 grant to St. Louis County to match other
26.14 funding sources for design, right-of-way
26.15 acquisition, permitting, and construction of
26.16 Phase I of the Voyageur Country ATV Trail
26.17 connections in the areas of Cook, Orr, Ash
26.18 River, Kabetogama Township, and
26.19 International Falls to the Voyageur Country
26.20 ATV Trail system. This is a onetime
26.21 appropriation and is available until June 30,
26.22 2025.

26.23 (j) \$455,000 the first year and \$500,000 the
26.24 second year are from the all-terrain vehicle
26.25 account in the natural resources fund for a
26.26 grant to the city of Ely for new trail
26.27 connections and a new bridge across the
26.28 Beaver River connecting the Prospector trail
26.29 system to the Taconite State Trail. This is a
26.30 onetime appropriation and is available until
26.31 June 30, 2025.

26.32 (k) \$250,000 the first year is from the
26.33 all-terrain vehicle account in the natural
26.34 resources fund for a statewide all-terrain
26.35 vehicle (ATV) trails master plan broken out

27.1 by the Department of Natural Resources'
 27.2 administrative regions and for an ATV trails
 27.3 and route inventory from all cooperating
 27.4 agencies with available data broken out by the
 27.5 Department of Natural Resources'
 27.6 administrative regions. The ATV master plan
 27.7 and inventory must be completed by February
 27.8 1, 2023.

27.9 (l) \$2,390,000 the first year and \$2,350,000
 27.10 the second year are from the water recreation
 27.11 account in the natural resources fund for
 27.12 maintaining and enhancing public
 27.13 water-access facilities.

27.14 (m) \$614,000 of the fiscal year 2021 general
 27.15 fund appropriations under Laws 2019, First
 27.16 Special Session chapter 4, article 1, section 3,
 27.17 subdivision 5, is canceled.

27.18 Subd. 6. Fish and Wildlife Management 79,456,000 78,459,000

| | | | |
|-------|-------------------------------|-------------------|-------------------|
| 27.19 | <u>Appropriations by Fund</u> | | |
| 27.20 | | <u>2022</u> | <u>2023</u> |
| 27.21 | <u>General</u> | <u>1,179,000</u> | <u>432,000</u> |
| 27.22 | <u>Natural Resources</u> | <u>1,982,000</u> | <u>1,982,000</u> |
| 27.23 | <u>Game and Fish</u> | <u>76,295,000</u> | <u>76,045,000</u> |

27.24 (a) \$8,658,000 the first year and \$8,658,000
 27.25 the second year are from the heritage
 27.26 enhancement account in the game and fish
 27.27 fund only for activities specified under
 27.28 Minnesota Statutes, section 297A.94,
 27.29 paragraph (h), clause (1). Notwithstanding
 27.30 Minnesota Statutes, section 297A.94, five
 27.31 percent of this appropriation may be used for
 27.32 expanding hunter and angler recruitment and
 27.33 retention.

28.1 (b) \$1,029,000 the first year and \$279,000 the
28.2 second year are from the general fund and
28.3 \$1,675,000 the first year and \$1,675,000 the
28.4 second year are from the game and fish fund
28.5 for planning for and emergency response to
28.6 disease outbreaks in wildlife. Of the general
28.7 fund appropriation, \$250,000 is for the chronic
28.8 wasting disease adopt-a-dumpster program.
28.9 The commissioner and the Board of Animal
28.10 Health must each submit quarterly reports on
28.11 chronic wasting disease activities funded in
28.12 this biennium to the chairs and ranking
28.13 minority members of the legislative
28.14 committees and divisions with jurisdiction
28.15 over environment and natural resources and
28.16 agriculture.

28.17 (c) \$250,000 the first year is from the
28.18 emergency deer feeding and wild Cervidae
28.19 health management account in the game and
28.20 fish fund for the chronic wasting disease
28.21 adopt-a-dumpster program. This is a onetime
28.22 appropriation and is available until June 30,
28.23 2023.

28.24 (d) \$8,546,000 the first year and \$8,546,000
28.25 the second year are from the deer management
28.26 account for the purposes identified in
28.27 Minnesota Statutes, section 97A.075,
28.28 subdivision 1.

28.29 (e) \$150,000 the first year and \$150,000 the
28.30 second year are for grants for
28.31 natural-resource-based education and
28.32 recreation programs serving youth under
28.33 Minnesota Statutes, section 84.976. The base
28.34 for this appropriation in fiscal year 2024 and
28.35 beyond is \$250,000.

29.1 (f) \$6,000 of the fiscal year 2021 general fund
 29.2 appropriations under Laws 2019, First Special
 29.3 Session chapter 4, article 1, section 3,
 29.4 subdivision 6, is canceled.

29.5 **Subd. 7. Enforcement** 49,302,000 49,173,000

| | | |
|-------|-------------------------------|-------------------|
| 29.6 | <u>Appropriations by Fund</u> | |
| 29.7 | <u>2022</u> | <u>2023</u> |
| 29.8 | <u>General</u> | <u>7,998,000</u> |
| 29.9 | <u>Natural Resources</u> | <u>12,158,000</u> |
| 29.10 | <u>Game and Fish</u> | <u>29,032,000</u> |
| 29.11 | <u>Remediation</u> | <u>114,000</u> |

29.12 (a) \$1,718,000 the first year and \$1,718,000
 29.13 the second year are from the general fund for
 29.14 enforcement efforts to prevent the spread of
 29.15 aquatic invasive species.

29.16 (b) \$1,580,000 the first year and \$1,580,000
 29.17 the second year are from the heritage
 29.18 enhancement account in the game and fish
 29.19 fund for only the purposes specified under
 29.20 Minnesota Statutes, section 297A.94,
 29.21 paragraph (h), clause (1).

29.22 (c) \$1,082,000 the first year and \$1,082,000
 29.23 the second year are from the water recreation
 29.24 account in the natural resources fund for grants
 29.25 to counties for boat and water safety. Any
 29.26 unencumbered balance does not cancel at the
 29.27 end of the first year and is available for the
 29.28 second year.

29.29 (d) \$315,000 the first year and \$315,000 the
 29.30 second year are from the snowmobile trails
 29.31 and enforcement account in the natural
 29.32 resources fund for grants to local law
 29.33 enforcement agencies for snowmobile
 29.34 enforcement activities. Any unencumbered

30.1 balance does not cancel at the end of the first
30.2 year and is available for the second year.

30.3 (e) \$250,000 the first year and \$250,000 the
30.4 second year are from the all-terrain vehicle
30.5 account in the natural resources fund for grants
30.6 to qualifying organizations to assist in safety
30.7 and environmental education and monitoring
30.8 trails on public lands under Minnesota
30.9 Statutes, section 84.9011. Grants issued under
30.10 this paragraph must be issued through a formal
30.11 agreement with the organization. By
30.12 December 15 each year, an organization
30.13 receiving a grant under this paragraph must
30.14 report to the commissioner with details on
30.15 expenditures and outcomes from the grant. Of
30.16 this appropriation, \$25,000 each year is for
30.17 administering these grants. Any unencumbered
30.18 balance does not cancel at the end of the first
30.19 year and is available for the second year.

30.20 (f) \$510,000 the first year and \$510,000 the
30.21 second year are from the natural resources
30.22 fund for grants to county law enforcement
30.23 agencies for off-highway vehicle enforcement
30.24 and public education activities based on
30.25 off-highway vehicle use in the county. Of this
30.26 amount, \$498,000 each year is from the
30.27 all-terrain vehicle account, \$11,000 each year
30.28 is from the off-highway motorcycle account,
30.29 and \$1,000 each year is from the off-road
30.30 vehicle account. The county enforcement
30.31 agencies may use money received under this
30.32 appropriation to make grants to other local
30.33 enforcement agencies within the county that
30.34 have a high concentration of off-highway
30.35 vehicle use. Of this appropriation, \$25,000

31.1 each year is for administering these grants.

31.2 Any unencumbered balance does not cancel
 31.3 at the end of the first year and is available for
 31.4 the second year.

31.5 (g) \$176,000 the first year and \$176,000 the
 31.6 second year are from the game and fish fund
 31.7 for an ice safety program.

31.8 (h) \$250,000 the first year is for implementing
 31.9 the transition of the farmed Cervidae program
 31.10 from the Board of Animal Health to the
 31.11 Department of Natural Resources as required
 31.12 under this act. This is a onetime appropriation
 31.13 and is available until June 30, 2023.

31.14 (i) \$1,453,000 the first year and \$1,453,000
 31.15 the second year are for Enforcement Division
 31.16 salary increases. Of this amount, \$258,000 is
 31.17 from the general fund, \$303,000 is from the
 31.18 natural resources fund, \$889,000 is from the
 31.19 game and fish fund, and \$3,000 is from the
 31.20 remediation fund.

31.21 (j) \$168,000 of the fiscal year 2021 general
 31.22 fund appropriations under Laws 2019, First
 31.23 Special Session chapter 4, article 1, section 3,
 31.24 subdivision 7, is canceled.

31.25 **Subd. 8. Operations Support** 2,750,000 1,000,000

31.26 (a) \$2,000,000 the first year is for legal costs.
 31.27 Of this amount, up to \$1,000,000 the first year
 31.28 may be transferred to the Minnesota Pollution
 31.29 Control Agency. This is a onetime
 31.30 appropriation and is available until June 30,
 31.31 2025.

31.32 (b) \$750,000 the first year and \$1,000,000 the
 31.33 second year are for information technology
 31.34 security and modernization.

| | | | |
|-------|--|-------------------------|-------------------------|
| 32.1 | <u>Subd. 9. Pass Through Funds</u> | <u>1,647,000</u> | <u>1,367,000</u> |
| 32.2 | <u>Appropriations by Fund</u> | | |
| 32.3 | | <u>2022</u> | <u>2023</u> |
| 32.4 | <u>General</u> | <u>187,000</u> | <u>187,000</u> |
| 32.5 | <u>Natural Resources</u> | <u>660,000</u> | <u>380,000</u> |
| 32.6 | <u>Permanent School</u> | <u>800,000</u> | <u>800,000</u> |
| 32.7 | <u>(a) \$660,000 the first year and \$380,000 the</u> | | |
| 32.8 | <u>second year are from the natural resources</u> | | |
| 32.9 | <u>fund for grants to be divided equally between</u> | | |
| 32.10 | <u>the city of St. Paul for the Como Park Zoo and</u> | | |
| 32.11 | <u>Conservatory and the city of Duluth for the</u> | | |
| 32.12 | <u>Lake Superior Zoo. This appropriation is from</u> | | |
| 32.13 | <u>revenue deposited to the natural resources fund</u> | | |
| 32.14 | <u>under Minnesota Statutes, section 297A.94,</u> | | |
| 32.15 | <u>paragraph (h), clause (5).</u> | | |
| 32.16 | <u>(b) \$187,000 the first year and \$187,000 the</u> | | |
| 32.17 | <u>second year are for the Office of School Trust</u> | | |
| 32.18 | <u>Lands.</u> | | |
| 32.19 | <u>(c) \$500,000 the first year and \$500,000 the</u> | | |
| 32.20 | <u>second year are from the forest suspense</u> | | |
| 32.21 | <u>account in the permanent school fund for</u> | | |
| 32.22 | <u>transaction and project management costs for</u> | | |
| 32.23 | <u>sales and exchanges of school trust lands</u> | | |
| 32.24 | <u>within Boundary Waters Canoe Area</u> | | |
| 32.25 | <u>Wilderness. The base for this appropriation is</u> | | |
| 32.26 | <u>\$250,000 in fiscal year 2024 and \$150,000 in</u> | | |
| 32.27 | <u>fiscal year 2025.</u> | | |
| 32.28 | <u>(d) \$300,000 the first year and \$300,000 the</u> | | |
| 32.29 | <u>second year are transferred from the forest</u> | | |
| 32.30 | <u>suspense account to the permanent school fund</u> | | |
| 32.31 | <u>and are appropriated from the permanent</u> | | |
| 32.32 | <u>school fund for the Office of School Trust</u> | | |
| 32.33 | <u>Lands.</u> | | |
| 32.34 | <u>Subd. 10. ATV Trail Extensions</u> | | |

33.1 (a) The availability of the portion of the
 33.2 appropriation in Laws 2019, First Special
 33.3 Session chapter 4, article 1, section 3,
 33.4 subdivision 5, paragraph (l), that is for a grant
 33.5 to St. Louis County to design, plan, permit,
 33.6 acquire right-of-way for, and construct
 33.7 Voyageur Country ATV Trail from Buyck to
 33.8 Holm Logging Road and to Shuster Road
 33.9 toward Cook, is extended to June 30, 2023.

33.10 (b) The availability of the appropriation in
 33.11 Laws 2019, First Special Session chapter 4,
 33.12 article 1, section 3, subdivision 5, paragraph
 33.13 (n), for grants to St. Louis County for the
 33.14 Quad Cities ATV Club trail construction
 33.15 program, including planning, design,
 33.16 environmental permitting, right-of-way
 33.17 acquisition, and construction, is extended to
 33.18 June 30, 2023.

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

33.20 Sec. 4. **BOARD OF WATER AND SOIL**
 33.21 **RESOURCES**

\$ 16,470,000 \$ 16,565,000

33.22 (a) \$3,423,000 the first year and \$3,423,000
 33.23 the second year are for natural resources block
 33.24 grants to local governments to implement the
 33.25 Wetland Conservation Act and shoreland
 33.26 management program under Minnesota
 33.27 Statutes, chapter 103F, and local water
 33.28 management responsibilities under Minnesota
 33.29 Statutes, chapter 103B. The board may reduce
 33.30 the amount of the natural resources block grant
 33.31 to a county by an amount equal to any
 33.32 reduction in the county's general services
 33.33 allocation to a soil and water conservation
 33.34 district from the county's previous year

34.1 allocation when the board determines that the
34.2 reduction was disproportionate.

34.3 (b) \$3,116,000 the first year and \$3,116,000
34.4 the second year are for grants and payments
34.5 to soil and water conservation districts for the
34.6 purposes of Minnesota Statutes, sections
34.7 103C.321 and 103C.331, and for general
34.8 purposes, nonpoint engineering, and
34.9 implementation and stewardship of the
34.10 reinvest in Minnesota reserve program.
34.11 Expenditures may be made from these
34.12 appropriations for supplies and services
34.13 benefiting soil and water conservation
34.14 districts. Any district receiving a payment
34.15 under this paragraph must maintain a web page
34.16 that publishes, at a minimum, its annual report,
34.17 annual audit, annual budget, and meeting
34.18 notices.

34.19 (c) \$761,000 the first year and \$761,000 the
34.20 second year are to implement, enforce, and
34.21 provide oversight for the Wetland
34.22 Conservation Act, including administering the
34.23 wetland banking program and in-lieu fee
34.24 mechanism.

34.25 (d) \$1,560,000 the first year and \$1,560,000
34.26 the second year are for the following
34.27 programs:

34.28 (1) \$260,000 each year is for the feedlot water
34.29 quality cost-sharing program for feedlots under
34.30 500 animal units and nutrient and manure
34.31 management projects in watersheds where
34.32 there are impaired waters;

34.33 (2) \$1,200,000 each year is for cost-sharing
34.34 programs of soil and water conservation

- 35.1 districts for accomplishing projects and
35.2 practices consistent with Minnesota Statutes,
35.3 section 103C.501, including perennially
35.4 vegetated riparian buffers, erosion control,
35.5 water retention and treatment, and other
35.6 high-priority conservation practices; and
- 35.7 (3) \$100,000 each year is for county
35.8 cooperative weed management programs and
35.9 to restore native plants in selected invasive
35.10 species management sites.
- 35.11 (e) \$166,000 the first year and \$166,000 the
35.12 second year are to provide technical assistance
35.13 to local drainage management officials and
35.14 for the costs of the Drainage Work Group. The
35.15 board must coordinate with the Drainage Work
35.16 Group according to Minnesota Statutes,
35.17 section 103B.101, subdivision 13.
- 35.18 (f) \$100,000 the first year and \$100,000 the
35.19 second year are for a grant to the Red River
35.20 Basin Commission for water quality and
35.21 floodplain management, including
35.22 administration of programs. This appropriation
35.23 must be matched by nonstate funds.
- 35.24 (g) \$140,000 the first year and \$140,000 the
35.25 second year are for grants to Area II
35.26 Minnesota River Basin Projects for floodplain
35.27 management.
- 35.28 (h) \$125,000 the first year and \$125,000 the
35.29 second year are for conservation easement
35.30 stewardship.
- 35.31 (i) \$240,000 the first year and \$240,000 the
35.32 second year are for a grant to the Lower
35.33 Minnesota River Watershed District to defray
35.34 the annual cost of operating and maintaining

36.1 sites for dredge spoil to sustain the state,
36.2 national, and international commercial and
36.3 recreational navigation on the lower Minnesota
36.4 River.

36.5 (j) The Lower Minnesota River Watershed
36.6 District may use up to \$111,000 from money
36.7 appropriated in either fiscal year under Laws
36.8 2019, First Special Session chapter 4, article
36.9 1, section 4, paragraph (j), to cover costs
36.10 associated with the Seminary Fen Stabilization
36.11 Project to reduce sedimentation to Seminary
36.12 Fen and the Minnesota River.

36.13 (k) \$500,000 the first year and \$500,000 the
36.14 second year are for the soil health program
36.15 under Minnesota Statutes, section 103F.06.

36.16 (l) \$500,000 the first year and \$500,000 the
36.17 second year are for the water quality and
36.18 storage program under Minnesota Statutes,
36.19 section 103F.05.

36.20 (m) \$500,000 the first year and \$500,000 the
36.21 second year are for the lawns to legumes
36.22 program under Minnesota Statutes, section
36.23 103B.104.

36.24 (n) Notwithstanding Minnesota Statutes,
36.25 section 103C.501, the board may shift money
36.26 in this section and may adjust the technical
36.27 and administrative assistance portion of the
36.28 funds to leverage federal or other nonstate
36.29 funds or to address accountability, oversight,
36.30 local government performance, or
36.31 high-priority needs identified in local water
36.32 management plans or comprehensive
36.33 watershed management plans.

38.1 **Sec. 6. CONSERVATION CORPS**
 38.2 **MINNESOTA** \$ **945,000** \$ **945,000**

38.3 Appropriations by Fund

| | <u>2022</u> | <u>2023</u> |
|-------------------------------|----------------|----------------|
| 38.4 <u>General</u> | <u>455,000</u> | <u>455,000</u> |
| 38.5 <u>Natural Resources</u> | <u>490,000</u> | <u>490,000</u> |

38.6 Conservation Corps Minnesota may receive
 38.7 money appropriated from the natural resources
 38.8 fund under this section only as provided in an
 38.9 agreement with the commissioner of natural
 38.10 resources.

38.11 **Sec. 7. ZOOLOGICAL BOARD** \$ **16,079,000** \$ **13,959,000**

38.12 Appropriations by Fund

| | <u>2022</u> | <u>2023</u> |
|--------------------------------|-------------------|-------------------|
| 38.13 <u>General</u> | <u>15,749,000</u> | <u>13,769,000</u> |
| 38.14 <u>Natural Resources</u> | <u>330,000</u> | <u>190,000</u> |

38.15 (a) \$330,000 the first year and \$190,000 the
 38.16 second year are from the natural resources
 38.17 fund from revenue deposited under Minnesota
 38.18 Statutes, section 297A.94, paragraph (h),
 38.19 clause (5).

38.20 (b) The general fund current law base is
 38.21 \$10,267,000 per year in fiscal years 2024 and
 38.22 2025.

38.23 **Sec. 8. SCIENCE MUSEUM** \$ **3,018,000** \$ **1,079,000**

38.24 **Sec. 9. EXPLORE MINNESOTA TOURISM** \$ **15,184,000** \$ **14,523,000**

38.25 (a) \$500,000 the first year and \$500,000 the
 38.26 second year must be matched from nonstate
 38.27 sources to develop maximum private sector
 38.28 involvement in tourism. Each \$1 of state
 38.29 incentive must be matched with \$6 of private
 38.30 sector money. "Matched" means revenue to
 38.31 the state or documented cash expenditures
 38.32 directly expended to support Explore
 38.33 Minnesota.

39.1 Minnesota Tourism programs. Up to one-half
 39.2 of the private sector contribution may be
 39.3 in-kind or soft match. The incentive in fiscal
 39.4 year 2022 is based on fiscal year 2021 private
 39.5 sector contributions. The incentive in fiscal
 39.6 year 2023 is based on fiscal year 2022 private
 39.7 sector contributions. This incentive is ongoing.

39.8 (b) Money for marketing grants is available
 39.9 either year of the biennium. Unexpended grant
 39.10 money from the first year is available in the
 39.11 second year.

39.12 (c) \$100,000 each year is for a grant to the
 39.13 Northern Lights International Music Festival.

39.14 (d) \$750,000 the first year is for an events
 39.15 assistance grant program. Of this amount,
 39.16 \$250,000 is for a grant to the Grand Portage
 39.17 Band to focus tourism to Grand Portage.

39.18 Sec. 10. Laws 2019, First Special Session chapter 4, article 1, section 3, subdivision 4, is
 39.19 amended to read:

39.20 **Subd. 4. Forest Management** 50,668,000 50,603,000

| | | | |
|-------|------------------------|------------|------------|
| 39.21 | Appropriations by Fund | | |
| 39.22 | | 2020 | 2021 |
| 39.23 | General | 33,651,000 | 33,300,000 |
| 39.24 | Natural Resources | 15,619,000 | 15,886,000 |
| 39.25 | Game and Fish | 1,398,000 | 1,417,000 |

39.26 (a) \$7,521,000 the first year and \$7,521,000
 39.27 the second year are for prevention,
 39.28 presuppression, and suppression costs of
 39.29 emergency firefighting and other costs
 39.30 incurred under Minnesota Statutes, section
 39.31 88.12. The amount necessary to pay for
 39.32 presuppression and suppression costs during
 39.33 the biennium is appropriated from the general

40.1 fund. By January 15 of each year, the
40.2 commissioner of natural resources must submit
40.3 a report to the chairs and ranking minority
40.4 members of the house and senate committees
40.5 and divisions having jurisdiction over
40.6 environment and natural resources finance that
40.7 identifies all firefighting costs incurred and
40.8 reimbursements received in the prior fiscal
40.9 year. These appropriations may not be
40.10 transferred. Any reimbursement of firefighting
40.11 expenditures made to the commissioner from
40.12 any source other than federal mobilizations
40.13 must be deposited into the general fund.

40.14 (b) \$13,869,000 the first year and \$14,136,000
40.15 the second year are from the forest
40.16 management investment account in the natural
40.17 resources fund for only the purposes specified
40.18 in Minnesota Statutes, section 89.039,
40.19 subdivision 2.

40.20 (c) \$1,398,000 the first year and \$1,417,000
40.21 the second year are from the heritage
40.22 enhancement account in the game and fish
40.23 fund to advance ecological classification
40.24 systems (ECS) scientific management tools
40.25 for forest and invasive species management.

40.26 (d) \$836,000 the first year and \$847,000 the
40.27 second year are for the Forest Resources
40.28 Council to implement the Sustainable Forest
40.29 Resources Act.

40.30 (e) \$1,131,000 the first year and \$1,131,000
40.31 the second year are for the Next Generation
40.32 Core Forestry data system. For fiscal year
40.33 2022 and later, the distribution for this
40.34 appropriation is \$868,000 from the general
40.35 fund and \$275,000 from the forest

41.1 management investment account in the natural
41.2 resources fund.

41.3 (f) \$500,000 the first year and \$500,000 the
41.4 second year are from the forest management
41.5 investment account in the natural resources
41.6 fund for forest road maintenance on state
41.7 forest roads.

41.8 (g) \$500,000 the first year and \$500,000 the
41.9 second year are for forest road maintenance
41.10 on county forest roads.

41.11 (h) \$700,000 the first or second year is for
41.12 grants to local units of government to develop
41.13 community ash management plans; to identify
41.14 and convert ash stands to more diverse,
41.15 climate-adapted species; and to replace
41.16 removed ash trees. This is a onetime
41.17 appropriation.

41.18 (i) Grants awarded under paragraph (h) may
41.19 cover up to 75 percent of eligible costs and
41.20 may not exceed \$500,000. Matching grants
41.21 provided through the appropriation are
41.22 available to cities, counties, regional
41.23 authorities, joint powers boards, towns, and
41.24 parks and recreation boards in cities of the
41.25 first class. The commissioner, in consultation
41.26 with the commissioner of agriculture, must
41.27 establish appropriate criteria for determining
41.28 funding priorities between submitted requests
41.29 and to determine activities and expenses that
41.30 qualify to meet local match requirements.
41.31 Money appropriated for grants under
41.32 paragraph (h) may be used to pay reasonable
41.33 costs incurred by the commissioner of natural
41.34 resources to administer paragraph (h).

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

42.2 Sec. 11. Laws 2019, First Special Session chapter 4, article 1, section 3, subdivision 5, is
 42.3 amended to read:

42.4 **Subd. 5. Parks and Trails Management** 90,858,000 88,194,000

42.5 Appropriations by Fund

| 42.6 | | 2020 | 2021 |
|------|-------------------|------------|------------|
| 42.7 | General | 26,968,000 | 27,230,000 |
| 42.8 | Natural Resources | 61,598,000 | 58,664,000 |
| 42.9 | Game and Fish | 2,292,000 | 2,300,000 |

42.10 (a) \$1,075,000 the first year and \$1,075,000
 42.11 the second year are from the water recreation
 42.12 account in the natural resources fund for
 42.13 maintaining and enhancing public
 42.14 water-access facilities.

42.15 (b) \$6,344,000 the first year and \$6,435,000
 42.16 the second year are from the natural resources
 42.17 fund for state trail, park, and recreation area
 42.18 operations. This appropriation is from revenue
 42.19 deposited in the natural resources fund under
 42.20 Minnesota Statutes, section 297A.94,
 42.21 paragraph (h), clause (2).

42.22 (c) \$18,552,000 the first year and \$18,828,000
 42.23 the second year are from the state parks
 42.24 account in the natural resources fund to
 42.25 operate and maintain state parks and state
 42.26 recreation areas.

42.27 (d) \$890,000 the first year and \$890,000 the
 42.28 second year are from the natural resources
 42.29 fund for park and trail grants to local units of
 42.30 government on land to be maintained for at
 42.31 least 20 years for parks or trails. This
 42.32 appropriation is from revenue deposited in the
 42.33 natural resources fund under Minnesota

43.1 Statutes, section 297A.94, paragraph (h),
43.2 clause (4). Any unencumbered balance does
43.3 not cancel at the end of the first year and is
43.4 available for the second year.

43.5 (e) \$9,624,000 the first year and \$9,624,000
43.6 the second year are from the snowmobile trails
43.7 and enforcement account in the natural
43.8 resources fund for the snowmobile
43.9 grants-in-aid program. Any unencumbered
43.10 balance does not cancel at the end of the first
43.11 year and is available for the second year.

43.12 (f) \$1,835,000 the first year and \$2,135,000
43.13 the second year are from the natural resources
43.14 fund for the off-highway vehicle grants-in-aid
43.15 program. Of this amount, \$1,360,000 the first
43.16 year and \$1,660,000 the second year are from
43.17 the all-terrain vehicle account; \$150,000 each
43.18 year is from the off-highway motorcycle
43.19 account; and \$325,000 each year is from the
43.20 off-road vehicle account. Any unencumbered
43.21 balance does not cancel at the end of the first
43.22 year and is available for the second year.

43.23 ~~(g) \$116,000 the first year and \$117,000 the~~
43.24 ~~second year are from the cross-country-ski~~
43.25 ~~account in the natural resources fund for~~
43.26 ~~grooming and maintaining cross-country-ski~~
43.27 ~~trails in state parks, trails, and recreation areas.~~

43.28 ~~(h)~~ (g) \$266,000 the first year and \$269,000
43.29 the second year are from the state land and
43.30 water conservation account in the natural
43.31 resources fund for priorities established by the
43.32 commissioner for eligible state projects and
43.33 administrative and planning activities
43.34 consistent with Minnesota Statutes, section
43.35 84.0264, and the federal Land and Water

44.1 Conservation Fund Act. Any unencumbered
44.2 balance does not cancel at the end of the first
44.3 year and is available for the second year.

44.4 ~~(h)~~ (h) \$250,000 the first year and \$250,000
44.5 the second year are for matching grants for
44.6 local parks and outdoor recreation areas under
44.7 Minnesota Statutes, section 85.019,
44.8 subdivision 2.

44.9 ~~(i)~~ (i) \$250,000 the first year and \$250,000 the
44.10 second year are for matching grants for local
44.11 trail connections under Minnesota Statutes,
44.12 section 85.019, subdivision 4c.

44.13 ~~(j)~~ (j) \$600,000 the first year is from the
44.14 off-road vehicle account for off-road vehicle
44.15 touring routes and trails. Of this amount:

44.16 (1) \$200,000 is for a contract with a project
44.17 administrator to assist the commissioner in
44.18 planning, designing, and providing a system
44.19 of state touring routes and trails for off-road
44.20 vehicles by identifying sustainable, legal
44.21 routes suitable for licensed four-wheel drive
44.22 vehicles and a system of recreational trails for
44.23 registered off-road vehicles. Any portion of
44.24 this appropriation not used for the project
44.25 administrator is available for signage or
44.26 promotion and implementation of the system.
44.27 This is a onetime appropriation.

44.28 (2) \$200,000 is for a contract and related work
44.29 to prepare a comprehensive, statewide,
44.30 strategic master plan for off-road vehicle
44.31 touring routes and trails. This is a onetime
44.32 appropriation and is available until June 30,
44.33 2022. Any portion of this appropriation not
44.34 used for the master plan is returned to the

45.1 off-road vehicle account. At a minimum, the
45.2 plan must: identify opportunities to develop
45.3 or enhance new, high-quality, comprehensive
45.4 touring routes and trails for off-road vehicles
45.5 in a system that serves regional and tourist
45.6 destinations; enhance connectivity with
45.7 touring routes and trails for off-road vehicles;
45.8 provide opportunities for promoting economic
45.9 development in greater Minnesota; help people
45.10 connect with the outdoors in a safe and
45.11 environmentally sustainable manner; create
45.12 new and support existing opportunities for
45.13 social, economic, and cultural benefits and
45.14 meaningful and mutually beneficial
45.15 relationships for users of off-road vehicles and
45.16 the communities that host trails for off-road
45.17 vehicles; and promote cooperation with local,
45.18 state, Tribal, and federal governments;
45.19 organizations; and other interested partners.

45.20 (3) \$200,000 is to share the cost by
45.21 reimbursing federal, Tribal, state, county, and
45.22 township entities for additional needs on roads
45.23 under their jurisdiction when the needs are a
45.24 result of increased use by off-road vehicles
45.25 and are attributable to a border-to-border
45.26 touring route established by the commissioner.

45.27 This paragraph applies to roads that are
45.28 operated by a public road authority as defined
45.29 in Minnesota Statutes, section 160.02,
45.30 subdivision 25. This is a onetime appropriation
45.31 and is available until June 30, 2023. To be
45.32 eligible for reimbursement under this
45.33 paragraph, the claimant must demonstrate that:
45.34 the needs result from additional traffic
45.35 generated by the border-to-border touring
45.36 route; and increased use attributable to a

46.1 border-to-border touring route has caused at
46.2 least a 50 percent increase in maintenance
46.3 costs for roads under the claimant's
46.4 jurisdiction, based on a ten-year maintenance
46.5 average. The commissioner may accept an
46.6 alternative to the ten-year maintenance average
46.7 if a jurisdiction does not have sufficient
46.8 maintenance records. The commissioner has
46.9 discretion to accept an alternative based on a
46.10 good-faith effort by the jurisdiction. Any
46.11 alternative should include baseline
46.12 maintenance costs for at least two years before
46.13 the year the route begins operating. The
46.14 ten-year maintenance average or any
46.15 alternative must be calculated from the years
46.16 immediately preceding the year the route
46.17 begins operating. Before reimbursing a claim
46.18 under this paragraph, the commissioner must
46.19 consider whether the claim is consistent with
46.20 claims made by other entities that administer
46.21 roads on the touring route, in terms of the
46.22 amount requested for reimbursement and the
46.23 frequency of claims made.

46.24 ~~(j)~~ (k) \$600,000 the first year is from the
46.25 all-terrain vehicle account in the natural
46.26 resources fund for grants to St. Louis County.
46.27 Of this amount, \$100,000 is for a grant to St.
46.28 Louis County for an environmental assessment
46.29 worksheet for the overall construction of the
46.30 Voyageur Country ATV Trail system and
46.31 connections, and \$500,000 is for a grant to St.
46.32 Louis County to design, plan, permit, acquire
46.33 right-of-way for, and construct Voyageur
46.34 Country ATV Trail from Buyck to Holmes
46.35 Logging Road and to Shuster Road toward
46.36 Cook. This is a onetime appropriation.

47.1 ~~(m)~~ (l) \$2,400,000 the first year is from the
47.2 all-terrain vehicle account in the natural
47.3 resources fund. Of this amount, \$1,300,000 is
47.4 for a grant to Lake County to match other
47.5 funding sources to develop the Prospector
47.6 Loop Trail system and \$1,100,000 is for
47.7 acquisition, design, environmental review,
47.8 permitting, and construction for all-terrain
47.9 vehicle use on the Taconite State Trail
47.10 between Ely and Purvis Forest Management
47.11 Road.

47.12 ~~(n)~~ (m) \$950,000 the first year and \$950,000
47.13 the second year are from the all-terrain vehicle
47.14 account in the natural resources fund for grants
47.15 to St. Louis County for the Quad Cities ATV
47.16 Club trail construction program for planning,
47.17 design, environmental permitting, right-of-way
47.18 acquisition, and construction of up to 24 miles
47.19 of trail connecting the cities of Mountain Iron,
47.20 Virginia, Eveleth, Gilbert, Hibbing, and
47.21 Chisholm to the Laurentian Divide, County
47.22 Road 303, the Taconite State Trail, and
47.23 Biwabik and from Pfeiffer Lake Forest Road
47.24 to County Road 361. This is a onetime
47.25 appropriation.

47.26 ~~(o)~~ (n) \$75,000 the first year is from the
47.27 general fund for signage and interpretative
47.28 resources necessary for naming state park
47.29 assets and a segment of the St. Croix River
47.30 State Water Trail after Walter F. Mondale as
47.31 provided in this act.

47.32 ~~(p)~~ (o) \$150,000 the first year is from the
47.33 all-terrain vehicle account in the natural
47.34 resources fund for a grant to Crow Wing
47.35 County to plan and design a multipurpose

48.1 bridge on the Mississippi River Northwoods
48.2 Trail across Sand Creek located five miles
48.3 northeast of Brainerd along the Mississippi
48.4 River.

48.5 ~~(q)~~ (p) \$75,000 the first year is from the
48.6 off-highway motorcycle account in the natural
48.7 resources fund to complete a master plan for
48.8 off-highway motorcycle trail planning and
48.9 development. This is a onetime appropriation
48.10 and is available until June 30, 2022.

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

48.12 Sec. 12. **FISCAL YEAR 2021 APPROPRIATIONS.**

48.13 Subdivision 1. **Minnesota Zoological Board.** \$1,595,000 in fiscal year 2021 is
48.14 appropriated from the general fund to the Minnesota Zoological Board to supplement the
48.15 appropriation in Laws 2019, First Special Session chapter 4, article 1, section 7. This is a
48.16 onetime appropriation and is available until June 30, 2023.

48.17 Subd. 2. **Department of Natural Resources; civil unrest.** \$2,008,000 in fiscal year
48.18 2021 is appropriated from the general fund to the commissioner of natural resources for
48.19 costs related to responding to civil unrest. This is a onetime appropriation.

48.20 Subd. 3. **Department of Natural Resources; conservation officer salary increases.** (a)
48.21 Notwithstanding any law to the contrary, the commissioner of natural resources must increase
48.22 the salary paid to conservation officers whose exclusive representative is the Minnesota
48.23 Law Enforcement Association by 8.4 percent. The salary increases are effective retroactively
48.24 from October 22, 2020.

48.25 (b) \$958,000 in fiscal year 2021 is appropriated to the commissioner of natural resources
48.26 for Enforcement Division salary increases. Of this amount, \$170,000 is from the general
48.27 fund, \$199,000 is from the natural resources fund, \$587,000 is from the game and fish fund,
48.28 and \$2,000 is from the remediation fund. This is a onetime appropriation.

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

48.30 Sec. 13. **FEDERAL FUNDS REPLACEMENT; APPROPRIATION.**

48.31 Notwithstanding any law to the contrary, the commissioner of management and budget
48.32 must determine whether the expenditures authorized under this article are eligible uses of

49.1 federal funding received under the Coronavirus State Fiscal Recovery Fund or any other
 49.2 federal funds received by the state under the American Rescue Plan Act, Public Law 117-2.
 49.3 If the commissioner of management and budget determines an expenditure is eligible for
 49.4 funding under Public Law 117-2, the amount of the eligible expenditure is appropriated
 49.5 from the account where those amounts have been deposited and the corresponding general
 49.6 fund amounts appropriated under this act are canceled to the general fund.

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

49.8 Sec. 14. **PROCTOR-HERMANTOWN MUNGER TRAIL SPUR; EXTENSION.**

49.9 The portion of the appropriation in Laws 2017, chapter 91, article 3, section 3, paragraph
 49.10 (b), from the parks and trails fund granted to the city of Hermantown for the
 49.11 Proctor-Hermantown Munger Trail Spur project is available until June 30, 2022.

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

49.13 **ARTICLE 2**

49.14 **ENVIRONMENT AND NATURAL RESOURCES TRUST FUND FISCAL YEAR**
 49.15 **2021**

49.16 Section 1. **APPROPRIATIONS.**

49.17 The sums shown in the columns marked "Appropriations" are appropriated to the agencies
 49.18 and for the purposes specified in this article. The appropriations are from the environment
 49.19 and natural resources trust fund, or another named fund, and are available for the fiscal
 49.20 years indicated for each purpose. The figures "2020" and "2021" used in this article mean
 49.21 that the appropriations listed under them are available for the fiscal year ending June 30,
 49.22 2020, or June 30, 2021, respectively. "The first year" is fiscal year 2020. "The second year"
 49.23 is fiscal year 2021. "The biennium" is fiscal years 2020 and 2021.

| | | | |
|-------|--|--------------------------------------|--------------------|
| 49.24 | | <u>APPROPRIATIONS</u> | |
| 49.25 | | <u>Available for the Year</u> | |
| 49.26 | | <u>Ending June 30</u> | |
| 49.27 | | <u>2020</u> | <u>2021</u> |

49.28 Sec. 2. **MINNESOTA RESOURCES**

49.29 **Subdivision 1. Total**
 49.30 **Appropriation** \$ -0- \$ **61,387,000**

49.31 The amounts that may be spent for each
 49.32 purpose are specified in the following
 49.33 subdivisions. Appropriations in the second
 49.34 year are available for four years beginning

50.1 July 1, 2020, unless otherwise stated in the
 50.2 appropriation. Any unencumbered balance
 50.3 remaining in the first year does not cancel and
 50.4 is available for the second year or until the
 50.5 end of the appropriation.

50.6 **Subd. 2. Definition**

50.7 "Trust fund" means the Minnesota
 50.8 environment and natural resources trust fund
 50.9 established under the Minnesota Constitution,
 50.10 article XI, section 14.

50.11 **Subd. 3. Foundational**
 50.12 **Natural Resource Data and**
 50.13 **Information**

-0- 8,593,000

50.14 **(a) Geologic Atlases for Water Resource**
 50.15 **Management**

50.16 \$2,000,000 the second year is from the trust
 50.17 fund to the Board of Regents of the University
 50.18 of Minnesota, Minnesota Geological Survey,
 50.19 to continue producing county geologic atlases
 50.20 to inform management of surface water and
 50.21 groundwater resources. This appropriation is
 50.22 to complete Part A, which focuses on the
 50.23 properties and distribution of earth materials
 50.24 to define aquifer boundaries and the
 50.25 connection of aquifers to the land surface and
 50.26 surface water resources.

50.27 **(b) Expanding Minnesota Ecological Monitoring**
 50.28 **Network**

50.29 \$800,000 the second year is from the trust
 50.30 fund to the commissioner of natural resources
 50.31 to improve conservation and management of
 50.32 Minnesota's native forests, wetlands, and
 50.33 grasslands by expanding the partially
 50.34 established long-term Ecological Monitoring
 50.35 Network that will provide critical knowledge

51.1 of how ecosystem dynamics and conditions
51.2 change through time.

51.3 **(c) County Groundwater Atlas**

51.4 \$1,125,000 the second year is from the trust
51.5 fund to the commissioner of natural resources
51.6 to continue producing county geologic atlases
51.7 to inform management of surface water and
51.8 groundwater resources for drinking water and
51.9 other purposes. This appropriation is for Part
51.10 B, to characterize the potential water yields of
51.11 aquifers and the aquifers' sensitivity to
51.12 contamination.

51.13 **(d) Foundational Hydrology Data for Wetland**
51.14 **Protection and Restoration**

51.15 \$400,000 the second year is from the trust
51.16 fund to the commissioner of natural resources
51.17 to improve wetland protection, management,
51.18 and restoration in Minnesota by completing
51.19 the partially established long-term Wetland
51.20 Hydrology Monitoring Network that will
51.21 provide critical knowledge of wetland
51.22 hydrology dynamics. This appropriation is
51.23 available until June 30, 2025, by which time
51.24 the project must be completed and final
51.25 products delivered.

51.26 **(e) Voyageurs Wolf Project - Phase II**

51.27 \$575,000 the second year is from the trust
51.28 fund to the Board of Regents of the University
51.29 of Minnesota to study summertime wolf
51.30 predation on deer, moose, and other species
51.31 in the Voyageurs region to inform
51.32 management of wildlife. This appropriation
51.33 is available until June 30, 2025, by which time
51.34 the project must be completed and final
51.35 products delivered.

52.1 **(f) Expanding Restoration and Promoting**
52.2 **Awareness of Native Mussels**

52.3 \$489,000 the second year is from the trust
52.4 fund to the Minnesota Zoological Garden to
52.5 promote mussel conservation by rearing
52.6 juvenile mussels for reintroduction,
52.7 researching methods to improve growth and
52.8 survival in captivity, and encouraging public
52.9 action to benefit water quality. This
52.10 appropriation is available until June 30, 2025,
52.11 by which time the project must be completed
52.12 and final products delivered.

52.13 **(g) Improving Pollinator Conservation by**
52.14 **Revealing Habitat Needs**

52.15 \$500,000 the second year is from the trust
52.16 fund to the Board of Regents of the University
52.17 of Minnesota to use citizen scientists and novel
52.18 analyses to determine the nesting and
52.19 overwintering needs of wild bees to allow
52.20 more specific protection and enhancement of
52.21 pollinator habitat across the state.

52.22 **(h) Bee Minnesota - Protect Our Native**
52.23 **Bumblebees**

52.24 \$650,000 the second year is from the trust
52.25 fund to the Board of Regents of the University
52.26 of Minnesota to protect native bee health by
52.27 investigating the potential to mitigate against
52.28 pathogens that may be transmissible between
52.29 honey and wild bees and by promoting best
52.30 practices to beekeepers and the public. This
52.31 appropriation is subject to Minnesota Statutes,
52.32 section 116P.10.

52.33 **(i) Bobcat and Fisher Habitat Use and**
52.34 **Interactions**

- 53.1 \$400,000 the second year is from the trust
53.2 fund to the Board of Regents of the University
53.3 of Minnesota for the Natural Resources
53.4 Research Institute in Duluth to identify
53.5 potential solutions to reverse the fisher
53.6 population decline through better
53.7 understanding of habitat, diet, and activity
53.8 patterns of bobcats and fishers.
- 53.9 **(j) Healthy Prairies III: Restoring Minnesota**
53.10 **Prairie Plant Diversity**
- 53.11 \$500,000 the second year is from the trust
53.12 fund to the Board of Regents of the University
53.13 of Minnesota to improve Minnesota prairie
53.14 resiliency by increasing locally sourced seed
53.15 availability and diversity, evaluating use of
53.16 beneficial microbes in prairie restorations, and
53.17 assessing adaptation and adaptive capacity of
53.18 prairie plant populations.
- 53.19 **(k) Freshwater Sponges and AIS: Engaging**
53.20 **Citizen Scientists**
- 53.21 \$400,000 the second year is from the trust
53.22 fund to the Board of Regents of the University
53.23 of Minnesota, Crookston, to use citizen
53.24 scientists to study the geographic distribution,
53.25 taxonomic diversity, and antifouling potential
53.26 of freshwater sponges against aquatic invasive
53.27 species.
- 53.28 **(l) Do Beavers Buffer Against Droughts and**
53.29 **Floods?**
- 53.30 \$168,000 the second year is from the trust
53.31 fund to the commissioner of natural resources
53.32 for an agreement with Voyageurs National
53.33 Park to analyze existing data sets to determine
53.34 the role of beaver populations and beaver

54.1 ponds in buffering the region against droughts
54.2 and floods.

54.3 **(m) Enhancing Bat Recovery by Optimizing**
54.4 **Artificial Roost Structures**

54.5 \$190,000 the second year is from the trust
54.6 fund to the commissioner of natural resources
54.7 to improve the survival of bats by identifying
54.8 characteristics of successful artificial bat roost
54.9 structures and optimizing the structures for
54.10 bat use and reproduction. This appropriation
54.11 is available until June 30, 2025, by which time
54.12 the project must be completed and final
54.13 products delivered.

54.14 **(n) Tools for Supporting Healthy Ecosystems**
54.15 **and Pollinators**

54.16 \$198,000 the second year is from the trust
54.17 fund to the commissioner of natural resources
54.18 to create a pollination companion guide to the
54.19 Department of Natural Resources' *Field*
54.20 *Guides to the Native Plant Communities of*
54.21 *Minnesota* for conservation practitioners to
54.22 better integrate plant-pollinator interactions
54.23 into natural resource planning and decision
54.24 making.

54.25 **(o) Conserving Black Terns and Forster's Terns**
54.26 **in Minnesota**

54.27 \$198,000 the second year is from the trust
54.28 fund to the Board of Regents of the University
54.29 of Minnesota for the Natural Resources
54.30 Research Institute in Duluth to assess the
54.31 distribution and breeding status of black tern
54.32 and Forster's tern and to make conservation
54.33 and restoration recommendations to improve
54.34 the suitability of habitat for these two bird
54.35 species in Minnesota.

| | | | |
|-------|---|-----|------------------|
| 55.1 | <u>Subd. 4. Water Resources</u> | -0- | <u>3,457,000</u> |
| 55.2 | <u>(a) Managing Highly Saline Waste from</u> | | |
| 55.3 | <u>Municipal Water Treatment</u> | | |
| 55.4 | <u>\$250,000 the second year is from the trust</u> | | |
| 55.5 | <u>fund to the Board of Regents of the University</u> | | |
| 55.6 | <u>of Minnesota to develop a cost- and</u> | | |
| 55.7 | <u>energy-efficient method of managing the</u> | | |
| 55.8 | <u>concentrated saline waste from a municipal</u> | | |
| 55.9 | <u>water treatment plant to increase the feasibility</u> | | |
| 55.10 | <u>of using reverse osmosis for centralized water</u> | | |
| 55.11 | <u>softening and sulfate removal. This</u> | | |
| 55.12 | <u>appropriation is subject to Minnesota Statutes,</u> | | |
| 55.13 | <u>section 116P.10.</u> | | |
| 55.14 | <u>(b) Technology for Energy-Generating On-site</u> | | |
| 55.15 | <u>Industrial Wastewater Treatment</u> | | |
| 55.16 | <u>\$450,000 the second year is from the trust</u> | | |
| 55.17 | <u>fund to the Board of Regents of the University</u> | | |
| 55.18 | <u>of Minnesota to improve water quality and</u> | | |
| 55.19 | <u>generate cost savings by developing off the</u> | | |
| 55.20 | <u>shelf technology that treats industrial</u> | | |
| 55.21 | <u>wastewater on-site and turns pollutants into</u> | | |
| 55.22 | <u>hydrogen and methane for energy. This</u> | | |
| 55.23 | <u>appropriation is subject to Minnesota Statutes,</u> | | |
| 55.24 | <u>section 116P.10.</u> | | |
| 55.25 | <u>(c) Microplastics: Transporters of Contaminants</u> | | |
| 55.26 | <u>in Minnesota Waters</u> | | |
| 55.27 | <u>\$425,000 the second year is from the trust</u> | | |
| 55.28 | <u>fund to the Board of Regents of the University</u> | | |
| 55.29 | <u>of Minnesota to study how several types of</u> | | |
| 55.30 | <u>common microplastics transport contaminants</u> | | |
| 55.31 | <u>of concern in Minnesota waters.</u> | | |
| 55.32 | <u>(d) Developing Strategies to Manage PFAS in</u> | | |
| 55.33 | <u>Land-Applied Biosolids</u> | | |
| 55.34 | <u>\$1,404,000 the second year is from the trust</u> | | |
| 55.35 | <u>fund to the commissioner of the Pollution</u> | | |

56.1 Control Agency to help municipal wastewater
56.2 plants, landfills, and compost facilities protect
56.3 human health and the environment by
56.4 developing strategies to manage per- and
56.5 polyfluoroalkyl substances (PFAS) in
56.6 land-applied biosolids.

56.7 **(e) Quantifying New Urban Precipitation and**
56.8 **Water Reality**

56.9 \$500,000 the second year is from the trust
56.10 fund to the Board of Regents of the University
56.11 of Minnesota to better guide storm water
56.12 management by evaluating the groundwater
56.13 and surface water interactions contributing to
56.14 high water tables and damage to home
56.15 basements and underground infrastructure in
56.16 urban areas.

56.17 **(f) Innovative Solution for Protecting Minnesota**
56.18 **from PFAS Contamination**

56.19 \$250,000 the second year is from the trust
56.20 fund to the commissioner of natural resources
56.21 for an agreement with Dem-Con Companies
56.22 to demonstrate a new technology for
56.23 protecting the state's drinking water and
56.24 natural resources by eliminating per- and
56.25 polyfluoroalkyl substances (PFAS) from point
56.26 source discharges. This appropriation is
56.27 subject to Minnesota Statutes, section 116P.10,
56.28 related to royalties, copyrights, patents, and
56.29 sale of products and assets.

56.30 **(g) Expanding Protection of Minnesota Water**
56.31 **through Industrial Conservation**

56.32 \$178,000 the second year is from the trust
56.33 fund to the Board of Regents of the University
56.34 of Minnesota for the Minnesota technical
56.35 assistance program in partnership with the

57.1 Minnesota Rural Water Association to provide
 57.2 technical assistance to businesses to decrease
 57.3 industrial and commercial water use in
 57.4 communities at risk for inadequate
 57.5 groundwater supply or quality.

57.6 **Subd. 5. Technical**
 57.7 **Assistance, Outreach, and**
 57.8 **Environmental Education**

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2,989,000

57.9 **(a) Statewide Environmental Education via**
 57.10 **Public Television Outdoor Series**

57.11 \$300,000 the second year is from the trust
 57.12 fund to the commissioner of natural resources
 57.13 for an agreement with Pioneer Public
 57.14 Television to produce approximately 25 new
 57.15 episodes of a statewide outdoor public
 57.16 television series designed to inspire
 57.17 Minnesotans to connect with the outdoors and
 57.18 restore and protect the environment.

57.19 **(b) Minnesota Freshwater Quest: Environmental**
 57.20 **Education on State Waterways**

57.21 \$500,000 the second year is from the trust
 57.22 fund to the commissioner of natural resources
 57.23 for an agreement with Wilderness Inquiry for
 57.24 approximately 10,000 underserved Minnesota
 57.25 youth to explore and improve local waterways
 57.26 using the place-based and hands-on
 57.27 "Minnesota Freshwater Quest" environmental
 57.28 education program.

57.29 **(c) Teach Science: Schools as STEM Living**
 57.30 **Laboratories**

57.31 \$368,000 the second year is from the trust
 57.32 fund to the commissioner of natural resources
 57.33 for an agreement with Climate Generation: A
 57.34 Will Steger Legacy to prepare students for the
 57.35 challenges and careers of the future by
 57.36 connecting new science standards, renewable

58.1 energy, and STEM opportunities in teacher
58.2 trainings, classroom demonstrations, and
58.3 program support across the state.

58.4 **(d) Mentoring Next Generation of Conservation**
58.5 **Professionals**

58.6 \$500,000 the second year is from the trust
58.7 fund to the commissioner of natural resources
58.8 for an agreement with Minnesota Valley
58.9 National Wildlife Refuge Trust, Inc., to
58.10 provide paid internships and apprenticeships
58.11 for diverse young people to learn about careers
58.12 in the conservation field from United States
58.13 Fish and Wildlife Service professionals while
58.14 working at the Minnesota Valley National
58.15 Wildlife Refuge and Wetland Management
58.16 District.

58.17 **(e) Jay C. Hormel Nature Center Supplemental**
58.18 **Teaching Staff**

58.19 \$225,000 the second year is from the trust
58.20 fund to the commissioner of natural resources
58.21 for an agreement with the city of Austin to
58.22 expand the Jay C. Hormel Nature Center
58.23 environmental education program beyond the
58.24 city of Austin to students in southeastern
58.25 Minnesota for three years.

58.26 **(f) 375 Underserved Youth Learn Minnesota**
58.27 **Ecosystems by Canoe**

58.28 \$375,000 the second year is from the trust
58.29 fund to the commissioner of natural resources
58.30 for an agreement with the YMCA of the
58.31 Greater Twin Cities to connect approximately
58.32 375 underserved and diverse teens from urban
58.33 areas and first-ring suburbs to environmental
58.34 sciences in the natural world through canoeing
58.35 and learning expeditions with experienced

59.1 outdoor education counselors. This
59.2 appropriation is available until June 30, 2025,
59.3 by which time the project must be completed
59.4 and final products delivered.

59.5 **(g) YES! Students Take on Water Quality**
59.6 **Challenge - Phase II**

59.7 \$199,000 the second year is from the trust
59.8 fund to the commissioner of natural resources
59.9 for an agreement with Prairie Woods
59.10 Environmental Learning Center to mobilize
59.11 local watershed stewardship efforts in
59.12 approximately 20 communities through
59.13 student-driven action projects.

59.14 **(h) Engaging Minnesotans with Phenology:**
59.15 **Radio, Podcasts, Citizen Science**

59.16 \$198,000 the second year is from the trust
59.17 fund to the commissioner of natural resources
59.18 for an agreement with Northern Community
59.19 Radio, Inc., in partnership with the Board of
59.20 Regents of the University of Minnesota to
59.21 build the next generation of conservationists
59.22 using phenology, radio broadcasts, podcasts,
59.23 and an online, interactive map interface to
59.24 inspire teachers, students, and the public to
59.25 get outside and experience nature.

59.26 **(i) Driving Conservation Behavior for Native**
59.27 **Mussels and Water Quality**

59.28 \$191,000 the second year is from the trust
59.29 fund to the Minnesota Zoological Garden to
59.30 develop research-supported strategies to
59.31 engage the public in specific conservation
59.32 behaviors to improve water quality and native
59.33 mussel health across the state.

59.34 **(j) Workshops and Outreach to Protect Raptors**
59.35 **from Lead Poisoning**

60.1 \$133,000 the second year is from the trust
 60.2 fund to the Board of Regents of the University
 60.3 of Minnesota, Raptor Center, in cooperation
 60.4 with the Department of Natural Resources and
 60.5 other conservation partners, to provide hunters
 60.6 with outreach and workshops on alternatives
 60.7 to lead hunting ammunition, including copper
 60.8 ammunition as an alternative, and to promote
 60.9 voluntary selection of nontoxic ammunition
 60.10 to protect raptors and other wildlife in
 60.11 Minnesota from accidental lead poisoning
 60.12 caused by ingestion of ammunition fragments.

60.13 **Subd. 6. Aquatic and**
 60.14 **Terrestrial Invasive Species**

-0-

10,425,000

60.15 **(a) Minnesota Invasive Terrestrial Plants and**
 60.16 **Pests Center (MITPPC) - Phase V**

60.17 \$5,000,000 the second year is from the trust
 60.18 fund to the Board of Regents of the University
 60.19 of Minnesota to support the Minnesota
 60.20 Invasive Terrestrial Plants and Pests Center
 60.21 to fund approximately 15 new, high-priority
 60.22 research projects that will lead to better
 60.23 management of invasive plants, pathogens,
 60.24 and pests on Minnesota's natural and
 60.25 agricultural lands. This appropriation is subject
 60.26 to Minnesota Statutes, section 116P.10. This
 60.27 appropriation is available until June 30, 2026,
 60.28 by which time the project must be completed
 60.29 and final products delivered.

60.30 **(b) Protect Community Forests by Managing**
 60.31 **Ash for Emerald Ash Borer**

60.32 \$3,500,000 the second year is from the trust
 60.33 fund to the commissioner of natural resources
 60.34 to reduce emerald ash borer by providing
 60.35 surveys, assessments, trainings, assistance,
 60.36 and grants for communities to manage emerald

61.1 ash borer, plant a diversity of trees, and engage
61.2 citizens in community forestry activities. This
61.3 appropriation is available until June 30, 2025,
61.4 by which time the project must be completed
61.5 and final products delivered.

61.6 **(c) Biological Control of White-Nose Syndrome**
61.7 **in Bats - Phase III**

61.8 \$440,000 the second year is from the trust
61.9 fund to the Board of Regents of the University
61.10 of Minnesota to continue assessing and
61.11 developing a biocontrol agent for white-nose
61.12 syndrome in bats.

61.13 **(d) Applying New Tools and Techniques Against**
61.14 **Invasive Carp**

61.15 \$478,000 the second year is from the trust
61.16 fund to the commissioner of natural resources
61.17 to apply new monitoring, outreach, and
61.18 removal techniques and to continue work with
61.19 commercial anglers to protect Minnesota
61.20 waters from invasive carp.

61.21 **(e) Emerald Ash Borer and Black Ash:**
61.22 **Maintaining Forests and Benefits**

61.23 \$700,000 the second year is from the trust
61.24 fund to the Board of Regents of the University
61.25 of Minnesota to use ongoing experiments to
61.26 determine statewide long-term emerald ash
61.27 borer impacts on water, vegetation, and
61.28 wildlife; to determine optimal replacement
61.29 species and practices for forest diversification;
61.30 and to develop criteria for prioritizing
61.31 mitigation activities. This appropriation is
61.32 available until June 30, 2026, by which time
61.33 the project must be completed and final
61.34 products delivered.

62.1 **(f) Testing Effectiveness of Aquatic Invasive**
 62.2 **Species Removal Methods**

62.3 \$110,000 the second year is from the trust
 62.4 fund to the Board of Regents of the University
 62.5 of Minnesota for the Natural Resources
 62.6 Research Institute in Duluth to test how well
 62.7 boat-cleaning methods work, to provide the
 62.8 Department of Natural Resources with a risk
 62.9 assessment, and to provide recommendations
 62.10 for improving boat-launch cleaning stations
 62.11 to prevent the spread of aquatic invasive
 62.12 species.

62.13 **(g) Invasive *Didymosphenia* Threatens North**
 62.14 **Shore Streams**

62.15 \$197,000 the second year is from the trust
 62.16 fund to the Science Museum of Minnesota to
 62.17 evaluate the recent spread, origin, cause, and
 62.18 economic and ecological threat of didymo
 62.19 formation in North Shore streams and Lake
 62.20 Superior to inform management and outreach.

62.21 **Subd. 7. Air Quality and Renewable Energy** -0- 573,000

62.22 **(a) Storing Renewable Energy in Flow Battery**
 62.23 **for Grid Use**

62.24 \$250,000 the second year is from the trust
 62.25 fund to the Board of Regents of the University
 62.26 of Minnesota, on behalf of the Morris campus,
 62.27 to analyze the potential of adding a flow
 62.28 battery and solar energy generation to the
 62.29 University of Minnesota Morris's existing
 62.30 renewable-energy-intensive microgrid.

62.31 **(b) Eco-Friendly Plastics from Cloquet Pulp-Mill**
 62.32 **Lignin**

62.33 \$193,000 the second year is from the trust
 62.34 fund to the Board of Regents of the University
 62.35 of Minnesota to reduce environmental

63.1 pollution from plastics by creating eco-friendly
 63.2 replacements using lignin from the pulp mill
 63.3 in Cloquet, Minnesota. This appropriation is
 63.4 subject to Minnesota Statutes, section 116P.10.

63.5 **(c) Diverting Unsold Food from Landfills and**
 63.6 **Reducing Greenhouse Gases**

63.7 \$130,000 the second year is from the trust
 63.8 fund to the commissioner of natural resources
 63.9 for an agreement with Second Harvest
 63.10 Heartland to prevent food from going to
 63.11 landfills and reduce greenhouse gas emissions
 63.12 by helping businesses donate unsold prepared
 63.13 food to food shelves.

63.14 **Subd. 8. Methods to Protect or Restore Land,**
 63.15 **Water, and Habitat**

-0-

4,219,000

63.16 **(a) Pollinator Central: Habitat Improvement**
 63.17 **with Citizen Monitoring**

63.18 \$750,000 the second year is from the trust
 63.19 fund to the commissioner of natural resources
 63.20 for an agreement with Great River Greening
 63.21 to restore and enhance approximately 400
 63.22 acres of pollinator habitat on traditional and
 63.23 nontraditional sites such as roadsides and turf
 63.24 grass from Hastings to St. Cloud to benefit
 63.25 pollinators and build knowledge by engaging
 63.26 approximately 100 citizens in monitoring the
 63.27 impact of habitat improvements. This
 63.28 appropriation is available until June 30, 2025,
 63.29 by which time the project must be completed
 63.30 and final products delivered.

63.31 **(b) Pollinator and Beneficial Insect Strategic**
 63.32 **Habitat Program**

63.33 \$750,000 the second year is from the trust
 63.34 fund to the Board of Water and Soil Resources
 63.35 for building a new initiative to strategically

64.1 restore and enhance approximately 1,000 acres
64.2 of diverse native habitat to benefit multiple
64.3 insects through grants, cost-share, and
64.4 outreach. Notwithstanding subdivision 14,
64.5 paragraph (e), restorations and enhancements
64.6 may take place on land enrolled in
64.7 Conservation Reserve Program and Reinvest
64.8 in Minnesota easement programs. This
64.9 appropriation is available until June 30, 2025,
64.10 by which time the project must be completed
64.11 and final products delivered.

64.12 **(c) Lignin-Coated Fertilizers for Phosphate**
64.13 **Control**

64.14 \$250,000 the second year is from the trust
64.15 fund to the Board of Regents of the University
64.16 of Minnesota for the Natural Resources
64.17 Research Institute in Duluth to test a new,
64.18 natural, slow-release fertilizer coating made
64.19 from processed wood to decrease phosphorus
64.20 runoff from farmland while also storing carbon
64.21 in soils. This appropriation is subject to
64.22 Minnesota Statutes, section 116P.10.

64.23 **(d) Implementing Hemp Crop Rotation to**
64.24 **Improve Water Quality**

64.25 \$700,000 the second year is from the trust
64.26 fund to the Minnesota State Colleges and
64.27 Universities System for Central Lakes College
64.28 to evaluate how hemp crops reduce nitrogen
64.29 contamination of surface water and
64.30 groundwater in conventional crop rotations
64.31 and demonstrate the environmental and
64.32 economic benefits of hemp production. This
64.33 appropriation is available until June 30, 2025,
64.34 by which time the project must be completed
64.35 and final products delivered.

65.1 **(e) Developing Cover-Crop Systems for Sugar**
65.2 **Beet Production**

65.3 \$300,000 the second year is from the trust
65.4 fund to the Board of Regents of the University
65.5 of Minnesota to develop agronomic guidelines
65.6 to support growers adopting cover-crop
65.7 practices in sugar beet production in
65.8 west-central and northwest Minnesota.

65.9 **(f) Native Eastern Larch Beetle Decimating**
65.10 **Minnesota's Tamarack Forests**

65.11 \$398,000 the second year is from the trust
65.12 fund to the Board of Regents of the University
65.13 of Minnesota to understand conditions
65.14 triggering eastern larch beetle outbreaks and
65.15 develop management techniques to protect
65.16 tamarack forests from this native insect. This
65.17 appropriation is available until June 30, 2025,
65.18 by which time the project must be completed
65.19 and final products delivered.

65.20 **(g) Habitat Associations of Mississippi**
65.21 **Bottomland Forest Marsh Birds**

65.22 \$275,000 the second year is from the trust
65.23 fund to the commissioner of natural resources
65.24 for an agreement with the National Audubon
65.25 Society, Minnesota office, to evaluate habitat
65.26 associations of bottomland forest birds in
65.27 response to restoration actions to better target
65.28 restoration efforts for wildlife. This
65.29 appropriation is available until June 30, 2025,
65.30 by which time the project must be completed
65.31 and final products delivered.

65.32 **(h) Peatland Restoration in the Lost River State**
65.33 **Forest**

65.34 \$135,000 the second year is from the trust
65.35 fund to the commissioner of natural resources

66.1 for an agreement with the Roseau River
66.2 Watershed District to collect physical attribute
66.3 data from drained peatlands, incorporate the
66.4 data into a decision matrix, and generate a
66.5 report detailing peatland restoration potential
66.6 throughout the Lost River State Forest.

66.7 **(i) Prescribed Burning for Brushland-Dependent**
66.8 **Species - Phase II**

66.9 \$147,000 the second year is from the trust
66.10 fund to the Board of Regents of the University
66.11 of Minnesota to compare the effects of spring,
66.12 summer, and fall burns on birds and vegetation
66.13 and to provide guidelines for maintaining
66.14 healthy brushland habitat for a diversity of
66.15 wildlife and plant species.

66.16 **(j) Pollinator Habitat Creation Along Urban**
66.17 **Mississippi River**

66.18 \$129,000 the second year is from the trust
66.19 fund to the commissioner of natural resources
66.20 for an agreement with Friends of the
66.21 Mississippi River to remove invasive plants
66.22 and replace them with high-value native
66.23 species at three urban sites along the
66.24 Mississippi River to improve habitat for
66.25 pollinators and other wildlife. This
66.26 appropriation is available until June 30, 2026,
66.27 by which time the project must be completed
66.28 and final products delivered.

66.29 **(k) Increase Golden Shiner Production to Protect**
66.30 **Aquatic Communities**

66.31 \$188,000 the second year is from the trust
66.32 fund to the Board of Regents of the University
66.33 of Minnesota for the Minnesota Sea Grant in
66.34 Duluth to identify and demonstrate best
66.35 methods for in-state production of golden

67.1 shiners to address angler demand while
 67.2 reducing the risk of introducing and spreading
 67.3 invasive species and to communicate findings
 67.4 through reports, manuals, and workshops.
 67.5 Production of shiners in this project must not
 67.6 take place in wetlands.

67.7 **(l) Restoring Turf to Native Pollinator Gardens**
 67.8 **Across Metro**

67.9 \$197,000 the second year is from the trust
 67.10 fund to the commissioner of natural resources
 67.11 for an agreement with Wilderness in the City
 67.12 to transition turf to native gardens for
 67.13 pollinator habitat, establish long-term
 67.14 volunteer stewardship networks, and help
 67.15 connect diverse populations with nature
 67.16 throughout the metropolitan regional park
 67.17 system. A letter of commitment from the
 67.18 respective regional park implementing agency
 67.19 must be provided before money from this
 67.20 appropriation is spent at a regional park within
 67.21 the agency's jurisdiction.

67.22 **Subd. 9. Land Acquisition,**
 67.23 **Habitat, and Recreation**

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29,901,000

67.24 **(a) DNR Scientific and Natural Areas**

67.25 \$3,000,000 the second year is from the trust
 67.26 fund to the commissioner of natural resources
 67.27 for the scientific and natural area (SNA)
 67.28 program to restore, improve, and enhance
 67.29 wildlife habitat on SNAs; increase public
 67.30 involvement and outreach; and strategically
 67.31 acquire high-quality lands that meet criteria
 67.32 for SNAs under Minnesota Statutes, section
 67.33 86A.05, from willing sellers.

67.34 **(b) Private Native Prairie Conservation through**
 67.35 **Native Prairie Bank**

68.1 \$2,000,000 the second year is from the trust
68.2 fund to the commissioner of natural resources
68.3 to provide technical stewardship assistance to
68.4 private landowners, restore and enhance native
68.5 prairie protected by easements in the native
68.6 prairie bank, and acquire easements for the
68.7 native prairie bank in accordance with
68.8 Minnesota Statutes, section 84.96, including
68.9 preparing initial baseline property assessments.
68.10 Up to \$60,000 of this appropriation may be
68.11 deposited in the natural resources conservation
68.12 easement stewardship account, created in
68.13 Minnesota Statutes, section 84.69, proportional
68.14 to the number of easement acres acquired.

68.15 **(c) Minnesota State Parks and State Trails**
68.16 **Inholdings**

68.17 \$3,500,000 the second year is from the trust
68.18 fund to the commissioner of natural resources
68.19 to acquire high-priority inholdings from
68.20 willing sellers within the legislatively
68.21 authorized boundaries of state parks,
68.22 recreation areas, and trails to protect
68.23 Minnesota's natural heritage, enhance outdoor
68.24 recreation, and promote tourism.

68.25 **(d) Grants for Local Parks, Trails, and Natural**
68.26 **Areas**

68.27 \$2,400,000 the second year is from the trust
68.28 fund to the commissioner of natural resources
68.29 to solicit, rank, and fund competitive matching
68.30 grants for local parks, trail connections, and
68.31 natural and scenic areas under Minnesota
68.32 Statutes, section 85.019. This appropriation is
68.33 for local nature-based recreation, connections
68.34 to regional and state natural areas, and
68.35 recreation facilities and may not be used for

69.1 athletic facilities such as sport fields, courts,
69.2 and playgrounds.

69.3 **(e) Mississippi River Aquatic Habitat**
69.4 **Restoration and Mussel Reintroduction**

69.5 \$1,800,000 the second year is from the trust
69.6 fund. Of this amount, \$1,549,000 is to the
69.7 commissioner of natural resources for an
69.8 agreement with the Minneapolis Park and
69.9 Recreation Board and \$251,000 is to the
69.10 commissioner of natural resources to restore
69.11 lost habitat and reintroduce mussels in the
69.12 Mississippi River above St. Anthony Falls.
69.13 This work includes creating habitat and
69.14 species restoration plans, implementing the
69.15 restoration plans, and monitoring effectiveness
69.16 of the restoration for multiple years after
69.17 implementation. This appropriation is
69.18 available until June 30, 2027, by which time
69.19 the project must be completed and final
69.20 products delivered.

69.21 **(f) Minnesota Hunter Walking Trails: Public**
69.22 **Land Recreational Access**

69.23 \$300,000 the second year is from the trust
69.24 fund to the commissioner of natural resources
69.25 for an agreement with the Ruffed Grouse
69.26 Society to improve Minnesota's hunter
69.27 walking trail system by restoring or upgrading
69.28 trailheads and trails, developing new walking
69.29 trails, and compiling enhanced maps for use
69.30 by managers and the public.

69.31 **(g) Turning Back to Rivers: Environmental and**
69.32 **Recreational Protection**

69.33 \$1,000,000 the second year is from the trust
69.34 fund to the commissioner of natural resources
69.35 for an agreement with The Trust for Public

70.1 Land to help local communities acquire
70.2 priority land along the Mississippi, St. Croix,
70.3 and Minnesota Rivers and their tributaries to
70.4 protect natural resources, provide buffers for
70.5 flooding, and improve access for recreation.

70.6 **(h) Metropolitan Regional Parks System Land**
70.7 **Acquisition - Phase VI**

70.8 \$1,000,000 the second year is from the trust
70.9 fund to the Metropolitan Council for grants to
70.10 acquire land within the approved park
70.11 boundaries of the metropolitan regional park
70.12 system. This appropriation must be matched
70.13 by at least 40 percent of nonstate money.

70.14 **(i) Minnesota State Trails Development**

70.15 \$994,000 the second year is from the trust
70.16 fund to the commissioner of natural resources
70.17 to expand high-priority recreational
70.18 opportunities on Minnesota's state trails by
70.19 rehabilitating, improving, and enhancing
70.20 existing state trails. The high-priority trail
70.21 bridges to be rehabilitated or replaced under
70.22 this appropriation include, but are not limited
70.23 to, those on the Taconite, Great River Ridge,
70.24 and C. J. Ramstad/Northshore State Trails.

70.25 **(j) Elm Creek Restoration - Phase IV**

70.26 \$500,000 the second year is from the trust
70.27 fund to the commissioner of natural resources
70.28 for an agreement with the city of Champlin to
70.29 conduct habitat and stream restoration of
70.30 approximately 0.7 miles of Elm Creek
70.31 shoreline above Mill Pond Lake and through
70.32 the Elm Creek Protection Area.

70.33 **(k) Superior Hiking Trail as Environmental**
70.34 **Showcase**

71.1 \$450,000 the second year is from the trust
71.2 fund to the commissioner of natural resources
71.3 for an agreement with the Superior Hiking
71.4 Trail Association to rebuild damaged and
71.5 dangerous segments and create a new trail
71.6 segment of the Superior Hiking Trail to
71.7 minimize environmental impacts, make the
71.8 trail safer for users, and make the trail more
71.9 resilient for future use and conditions.

71.10 **(l) Upper St. Anthony Falls Enhancements**

71.11 \$2,800,000 the second year is from the trust
71.12 fund to the commissioner of natural resources
71.13 for an agreement with the Friends of the Lock
71.14 and Dam in partnership with the city of
71.15 Minneapolis to design and install green
71.16 infrastructure, public access, and habitat
71.17 restorations on riverfront land at Upper St.
71.18 Anthony Falls for water protection, recreation,
71.19 and environmental education purposes. Of this
71.20 amount, up to \$600,000 is for planning,
71.21 design, and engagement. No funds from this
71.22 appropriation may be spent until Congress
71.23 directs the U.S. Army Corps of Engineers to
71.24 convey an interest in the Upper St. Anthony
71.25 Falls property to the city of Minneapolis for
71.26 use as a visitor center. After this congressional
71.27 act is signed into law, up to \$100,000 of the
71.28 planning, design, and engagement funds may
71.29 be spent. The remaining planning, design, and
71.30 engagement funds may be spent after a binding
71.31 agreement has been secured to acquire the land
71.32 or access and use rights to the land for at least
71.33 25 years. Any remaining balance of the
71.34 appropriation may be spent on installing
71.35 enhancements after the Upper St. Anthony

72.1 Falls land has been acquired by the city of
72.2 Minneapolis.

72.3 **(m) Whiskey Creek and Mississippi River Water**
72.4 **Quality, Habitat, and Recreation**

72.5 \$500,000 the second year is from the trust
72.6 fund to the commissioner of natural resources
72.7 for an agreement with the Mississippi
72.8 Headwaters Board to acquire and transfer
72.9 approximately 13 acres of land to the city of
72.10 Baxter for future construction of water quality,
72.11 habitat, and recreational improvements to
72.12 protect the Mississippi River.

72.13 **(n) Perham to Pelican Rapids Regional Trail**
72.14 **(West Segment)**

72.15 \$2,600,000 the second year is from the trust
72.16 fund to the commissioner of natural resources
72.17 for an agreement with Otter Tail County to
72.18 construct the west segment of the 32-mile
72.19 Perham to Pelican Rapids Regional Trail that
72.20 will connect the city of Pelican Rapids to
72.21 Maplewood State Park.

72.22 **(o) Crow Wing County Community Natural**
72.23 **Area Acquisition**

72.24 \$400,000 the second year is from the trust
72.25 fund to the commissioner of natural resources
72.26 for an agreement with Crow Wing County to
72.27 acquire approximately 65 acres of land
72.28 adjacent to the historic fire tower property to
72.29 allow for diverse recreational opportunities
72.30 while protecting wildlife habitat and
72.31 preventing forest fragmentation. Any revenue
72.32 generated from selling products or assets
72.33 developed or acquired with this appropriation
72.34 must be repaid to the trust fund unless a plan
72.35 is approved for reinvestment of income in the

73.1 project as provided under Minnesota Statutes,
73.2 section 116P.10.

73.3 **(p) Rocori Trail - Phase III**

73.4 \$1,200,000 the second year is from the trust
73.5 fund to the commissioner of natural resources
73.6 for an agreement with the Rocori Trail
73.7 Construction Board to design and construct
73.8 Phase III of the Rocori Trail along the old
73.9 Burlington Northern Santa Fe rail corridor
73.10 between the cities of Cold Spring and
73.11 Rockville.

73.12 **(q) Mesabi Trail: New Trail and Additional**
73.13 **Funding**

73.14 \$1,000,000 the second year is from the trust
73.15 fund to the commissioner of natural resources
73.16 for an agreement with the St. Louis and Lake
73.17 Counties Regional Railroad Authority for
73.18 constructing the Mesabi Trail beginning at the
73.19 intersection of County Road 20 and Minnesota
73.20 State Highway 135 and terminating at 1st
73.21 Avenue North and 1st Street North in the city
73.22 of Biwabik in St. Louis County. This
73.23 appropriation may not be spent until all
73.24 Mesabi Trail projects funded with trust fund
73.25 appropriations before fiscal year 2020, with
73.26 the exception of the project funded under Laws
73.27 2017, chapter 96, section 2, subdivision 9,
73.28 paragraph (g), are completed.

73.29 **(r) Ranier Safe Harbor and Transient Dock on**
73.30 **Rainy Lake**

73.31 \$762,000 the second year is from the trust
73.32 fund to the commissioner of natural resources
73.33 for an agreement with the city of Ranier to
73.34 construct a dock that accommodates boats 26
73.35 feet or longer with the goal of increasing

74.1 public access for boat recreation on Rainy
74.2 Lake. Any revenue generated from selling
74.3 products or assets developed or acquired with
74.4 this appropriation must be repaid to the trust
74.5 fund unless a plan is approved for
74.6 reinvestment of income in the project as
74.7 provided under Minnesota Statutes, section
74.8 116P.10.

74.9 **(s) Crane Lake Voyageurs National Park**
74.10 **Campground and Visitor Center**

74.11 \$3,100,000 the second year is from the trust
74.12 fund to the commissioner of natural resources
74.13 for an agreement with the town of Crane Lake
74.14 to design and construct a new campground
74.15 and to plan and preliminarily prepare a site
74.16 for constructing a new Voyageurs National
74.17 Park visitor center on land acquired for these
74.18 purposes in Crane Lake. Any revenue
74.19 generated from selling products or assets
74.20 developed or acquired with this appropriation
74.21 must be repaid to the trust fund unless a plan
74.22 is approved for reinvestment of income in the
74.23 project as provided under Minnesota Statutes,
74.24 section 116P.10.

74.25 **(t) Chippewa County Acquisition, Recreation,**
74.26 **and Education**

74.27 \$160,000 the second year is from the trust
74.28 fund to the commissioner of natural resources
74.29 for an agreement with Chippewa County to
74.30 acquire wetland and floodplain forest and
74.31 abandoned gravel pits along the Minnesota
74.32 River to provide water filtration, education,
74.33 and recreational opportunities.

74.34 **(u) Sportsmen's Training and Developmental**
74.35 **Learning Center**

75.1 \$85,000 the second year is from the trust fund
 75.2 to the commissioner of natural resources for
 75.3 an agreement with the Minnesota Forest Zone
 75.4 Trappers Association to complete a site
 75.5 evaluation and master plan for the Sportsmen's
 75.6 Training and Developmental Learning Center
 75.7 near Hibbing. Any revenue generated from
 75.8 selling products or assets developed or
 75.9 acquired with this appropriation must be
 75.10 repaid to the trust fund unless a plan is
 75.11 approved for reinvestment of income in the
 75.12 project as provided under Minnesota Statutes,
 75.13 section 116P.10.

75.14 **(v) Birch Lake Recreation Area**

75.15 \$350,000 the second year is from the trust
 75.16 fund to the commissioner of natural resources
 75.17 for a grant to the city of Babbitt to expand the
 75.18 Birch Lake Recreation Area by adding a new
 75.19 campground to include new campsites,
 75.20 restrooms, and other facilities. This
 75.21 appropriation is available until June 30, 2025.

75.22 **Subd. 10. Emerging Issues**

75.23 **Account; Wastewater**

75.24 **Renewable Energy**

75.25 **Demonstration Grants**

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1,095,000

75.26 \$1,095,000 the second year is from the trust
 75.27 fund to an emerging issues account authorized
 75.28 in Minnesota Statutes, section 116P.08,
 75.29 subdivision 4, paragraph (d). Money
 75.30 appropriated under this subdivision must be
 75.31 used for grants in consultation with the Public
 75.32 Facilities Authority for renewable energy
 75.33 demonstration projects at wastewater treatment
 75.34 facilities.

76.1 **Subd. 11. Contract**

76.2 **Agreement Reimbursement** -0- 135,000

76.3 \$135,000 the second year is from the trust

76.4 fund to the commissioner of natural resources,

76.5 at the direction of the Legislative-Citizen

76.6 Commission on Minnesota Resources, for

76.7 expenses incurred for preparing and

76.8 administering contracts for the agreements

76.9 specified in this section. The commissioner

76.10 must provide documentation to the

76.11 Legislative-Citizen Commission on Minnesota

76.12 Resources on the expenditure of these funds.

76.13 **Subd. 12. Availability of Appropriations**

76.14 Money appropriated in this section may not

76.15 be spent on activities unless they are directly

76.16 related to and necessary for a specific

76.17 appropriation and are specified in the work

76.18 plan approved by the Legislative-Citizen

76.19 Commission on Minnesota Resources. Money

76.20 appropriated in this section must not be spent

76.21 on indirect costs or other institutional overhead

76.22 charges that are not directly related to and

76.23 necessary for a specific appropriation. Costs

76.24 that are directly related to and necessary for

76.25 an appropriation, including financial services,

76.26 human resources, information services, rent,

76.27 and utilities, are eligible only if the costs can

76.28 be clearly justified and individually

76.29 documented specific to the appropriation's

76.30 purpose and would not be generated by the

76.31 recipient but for receipt of the appropriation.

76.32 No broad allocations for costs in either dollars

76.33 or percentages are allowed. Unless otherwise

76.34 provided, the amounts in this section are

76.35 available until June 30, 2024, when projects

77.1 must be completed and final products
77.2 delivered. For acquisition of real property, the
77.3 appropriations in this section are available for
77.4 an additional fiscal year if a binding contract
77.5 for acquisition of the real property is entered
77.6 into before the expiration date of the
77.7 appropriation. If a project receives a federal
77.8 grant, the time period of the appropriation is
77.9 extended to equal the federal grant period.

77.10 **Subd. 13. Data Availability Requirements**

77.11 Data collected by the projects funded under
77.12 this section must conform to guidelines and
77.13 standards adopted by MN.IT Services. Spatial
77.14 data must also conform to additional
77.15 guidelines and standards designed to support
77.16 data coordination and distribution that have
77.17 been published by the Minnesota Geospatial
77.18 Information Office. Descriptions of spatial
77.19 data must be prepared as specified in the state's
77.20 geographic metadata guideline and must be
77.21 submitted to the Minnesota Geospatial
77.22 Information Office. All data must be
77.23 accessible and free to the public unless made
77.24 private under the Data Practices Act,
77.25 Minnesota Statutes, chapter 13. To the extent
77.26 practicable, summary data and results of
77.27 projects funded under this section should be
77.28 readily accessible on the Internet and
77.29 identified as having received funding from the
77.30 environment and natural resources trust fund.

77.31 **Subd. 14. Project Requirements**

77.32 (a) As a condition of accepting an
77.33 appropriation under this section, an agency or
77.34 entity receiving an appropriation or a party to
77.35 an agreement from an appropriation must

78.1 comply with paragraphs (b) to (l) and
78.2 Minnesota Statutes, chapter 116P, and must
78.3 submit a work plan and annual or semiannual
78.4 progress reports in the form determined by the
78.5 Legislative-Citizen Commission on Minnesota
78.6 Resources for any project funded in whole or
78.7 in part with funds from the appropriation.
78.8 Modifications to the approved work plan and
78.9 budget expenditures must be made through
78.10 the amendment process established by the
78.11 Legislative-Citizen Commission on Minnesota
78.12 Resources.

78.13 (b) A recipient of money appropriated in this
78.14 section that conducts a restoration using funds
78.15 appropriated in this section must use native
78.16 plant species according to the Board of Water
78.17 and Soil Resources' native vegetation
78.18 establishment and enhancement guidelines
78.19 and include an appropriate diversity of native
78.20 species selected to provide habitat for
78.21 pollinators throughout the growing season as
78.22 required under Minnesota Statutes, section
78.23 84.973.

78.24 (c) For all restorations conducted with money
78.25 appropriated under this section, a recipient
78.26 must prepare an ecological restoration and
78.27 management plan that, to the degree
78.28 practicable, is consistent with the
78.29 highest-quality conservation and ecological
78.30 goals for the restoration site. Consideration
78.31 should be given to soil, geology, topography,
78.32 and other relevant factors that would provide
78.33 the best chance for long-term success and
78.34 durability of the restoration project. The plan
78.35 must include the proposed timetable for

- 79.1 implementing the restoration, including site
79.2 preparation, establishment of diverse plant
79.3 species, maintenance, and additional
79.4 enhancement to establish the restoration;
79.5 identify long-term maintenance and
79.6 management needs of the restoration and how
79.7 the maintenance, management, and
79.8 enhancement will be financed; and take
79.9 advantage of the best-available science and
79.10 include innovative techniques to achieve the
79.11 best restoration.
- 79.12 (d) An entity receiving an appropriation in this
79.13 section for restoration activities must provide
79.14 an initial restoration evaluation at the
79.15 completion of the appropriation and an
79.16 evaluation three years after the completion of
79.17 the expenditure. Restorations must be
79.18 evaluated relative to the stated goals and
79.19 standards in the restoration plan, current
79.20 science, and, when applicable, the Board of
79.21 Water and Soil Resources' native vegetation
79.22 establishment and enhancement guidelines.
79.23 The evaluation must determine whether the
79.24 restorations are meeting planned goals,
79.25 identify any problems with implementing the
79.26 restorations, and, if necessary, give
79.27 recommendations on improving restorations.
79.28 The evaluation must be focused on improving
79.29 future restorations.
- 79.30 (e) All restoration and enhancement projects
79.31 funded with money appropriated in this section
79.32 must be on land permanently protected by a
79.33 conservation easement or public ownership.
- 79.34 (f) A recipient of money from an appropriation
79.35 under this section must give consideration to

80.1 contracting with Conservation Corps
80.2 Minnesota for contract restoration and
80.3 enhancement services.

80.4 (g) All conservation easements acquired with
80.5 money appropriated under this section must:

80.6 (1) be permanent;

80.7 (2) specify the parties to an easement in the
80.8 easement;

80.9 (3) specify all of the provisions of an
80.10 agreement that are permanent;

80.11 (4) be sent to the Legislative-Citizen
80.12 Commission on Minnesota Resources in an
80.13 electronic format at least ten business days
80.14 before closing;

80.15 (5) include a long-term monitoring and
80.16 enforcement plan and funding for monitoring
80.17 and enforcing the easement agreement; and

80.18 (6) include requirements in the easement
80.19 document to protect the quantity and quality
80.20 of groundwater and surface water through
80.21 specific activities such as keeping water on
80.22 the landscape, reducing nutrient and
80.23 contaminant loading, and not permitting
80.24 artificial hydrological modifications.

80.25 (h) For any acquisition of lands or interest in
80.26 lands, a recipient of money appropriated under
80.27 this section must not agree to pay more than
80.28 100 percent of the appraised value for a parcel
80.29 of land using this money to complete the
80.30 purchase, in part or in whole, except that up
80.31 to ten percent above the appraised value may
80.32 be allowed to complete the purchase, in part
80.33 or in whole, using this money if permission is

81.1 received in advance of the purchase from the
81.2 Legislative-Citizen Commission on Minnesota
81.3 Resources.

81.4 (i) For any acquisition of land or interest in
81.5 land, a recipient of money appropriated under
81.6 this section must give priority to high-quality
81.7 natural resources or conservation lands that
81.8 provide natural buffers to water resources.

81.9 (j) For new lands acquired with money
81.10 appropriated under this section, a recipient
81.11 must prepare an ecological restoration and
81.12 management plan in compliance with
81.13 paragraph (c), including sufficient funding for
81.14 implementation unless the work plan addresses
81.15 why a portion of the money is not necessary
81.16 to achieve a high-quality restoration.

81.17 (k) To ensure public accountability for using
81.18 public funds, a recipient of money
81.19 appropriated under this section must, within
81.20 60 days of the transaction, provide to the
81.21 Legislative-Citizen Commission on Minnesota
81.22 Resources documentation of the selection
81.23 process used to identify parcels acquired and
81.24 provide documentation of all related
81.25 transaction costs, including but not limited to
81.26 appraisals, legal fees, recording fees,
81.27 commissions, other similar costs, and
81.28 donations. This information must be provided
81.29 for all parties involved in the transaction. The
81.30 recipient must also report to the
81.31 Legislative-Citizen Commission on Minnesota
81.32 Resources any difference between the
81.33 acquisition amount paid to the seller and the
81.34 state-certified or state-reviewed appraisal, if

82.1 a state-certified or state-reviewed appraisal
82.2 was conducted.

82.3 (l) A recipient of an appropriation from the
82.4 trust fund under this section must acknowledge
82.5 financial support from the environment and
82.6 natural resources trust fund in project
82.7 publications, signage, and other public
82.8 communications and outreach related to work
82.9 completed using the appropriation.

82.10 Acknowledgment may occur, as appropriate,
82.11 through use of the trust fund logo or inclusion
82.12 of language attributing support from the trust
82.13 fund. Each direct recipient of money
82.14 appropriated in this section, as well as each
82.15 recipient of a grant awarded pursuant to this
82.16 section, must satisfy all reporting and other
82.17 requirements incumbent upon constitutionally
82.18 dedicated funding recipients as provided in
82.19 Minnesota Statutes, section 3.303, subdivision
82.20 10, and chapter 116P.

82.21 **Subd. 15. Payment Conditions and**
82.22 **Capital-Equipment Expenditures**

82.23 (a) All agreements, grants, or contracts
82.24 referred to in this section must be administered
82.25 on a reimbursement basis unless otherwise
82.26 provided in this section. Notwithstanding
82.27 Minnesota Statutes, section 16A.41,
82.28 expenditures made on or after July 1, 2020,
82.29 or the date the work plan is approved,
82.30 whichever is later, are eligible for
82.31 reimbursement unless otherwise provided in
82.32 this section. Periodic payments must be made
82.33 upon receiving documentation that the
82.34 deliverable items articulated in the approved
82.35 work plan have been achieved, including

83.1 partial achievements as evidenced by approved
83.2 progress reports. Reasonable amounts may be
83.3 advanced to projects to accommodate
83.4 cash-flow needs or match federal money. The
83.5 advances must be approved as part of the work
83.6 plan. No expenditures for capital equipment
83.7 are allowed unless expressly authorized in the
83.8 project work plan.

83.9 (b) Single-source contracts as specified in the
83.10 approved work plan are allowed.

83.11 **Subd. 16. Purchasing Recycled and Recyclable**
83.12 **Materials**

83.13 A political subdivision, public or private
83.14 corporation, or other entity that receives an
83.15 appropriation under this section must use the
83.16 appropriation in compliance with Minnesota
83.17 Statutes, section 16C.0725, regarding
83.18 purchasing recycled, repairable, and durable
83.19 materials and Minnesota Statutes, section
83.20 16C.073, regarding purchasing and using
83.21 paper stock and printing.

83.22 **Subd. 17. Energy Conservation and Sustainable**
83.23 **Building Guidelines**

83.24 A recipient to whom an appropriation is made
83.25 under this section for a capital improvement
83.26 project must ensure that the project complies
83.27 with the applicable energy conservation and
83.28 sustainable building guidelines and standards
83.29 contained in law, including Minnesota
83.30 Statutes, sections 16B.325, 216C.19, and
83.31 216C.20, and rules adopted under those
83.32 sections. The recipient may use the energy
83.33 planning, advocacy, and State Energy Office
83.34 units of the Department of Commerce to
83.35 obtain information and technical assistance

84.1 on energy conservation and alternative-energy
84.2 development relating to planning and
84.3 constructing the capital improvement project.

84.4 **Subd. 18. Accessibility**

84.5 Structural and nonstructural facilities must
84.6 meet the design standards in the Americans
84.7 with Disabilities Act (ADA) accessibility
84.8 guidelines.

84.9 **Subd. 19. Carryforward; Extension**

84.10 (a) The availability of the appropriations for
84.11 the following projects is extended to June 30,
84.12 2022:

84.13 (1) Laws 2017, chapter 96, section 2,
84.14 subdivision 8, paragraph (k), Conservation
84.15 Reserve Enhancement Program (CREP)
84.16 Outreach and Implementation; and

84.17 (2) Laws 2018, chapter 214, article 4, section
84.18 2, subdivision 6, paragraph (b), Palmer
84.19 Amaranth Detection and Eradication
84.20 Continuation.

84.21 (b) The availability of the appropriations for
84.22 the following projects is extended to June 30,
84.23 2023:

84.24 (1) Laws 2018, chapter 214, article 4, section
84.25 2, subdivision 10, Emerging Issues Account;
84.26 and

84.27 (2) Laws 2019, First Special Session chapter
84.28 4, article 2, section 2, subdivision 8, paragraph
84.29 (f), Lawns to Legumes.

84.30 (c) The availability of the appropriation under
84.31 Laws 2018, chapter 214, article 4, section 2,
84.32 subdivision 4, paragraph (l), Lake Agnes
84.33 Treatment, is extended to June 30, 2024.

85.1 Subd. 20. Transfers

85.2 The appropriation in Laws 2019, First Special
85.3 Session chapter 4, article 2, section 2,
85.4 subdivision 8, paragraph (c), Sauk River Dam
85.5 Removal and Rock Rapids Replacement, in
85.6 the amount of \$2,768,000, no longer needed
85.7 for its original purpose is available until June
85.8 30, 2023, and transferred as follows:

85.9 (1) \$849,000 is transferred to the Science
85.10 Museum of Minnesota to determine how,
85.11 when, and why lakes in pristine areas of the
85.12 state without obvious nutrient loading are
85.13 experiencing algal blooms;

85.14 (2) \$699,000 is transferred to the Board of
85.15 Regents of the University of Minnesota to
85.16 evaluate the ability of the virus that causes
85.17 COVID-19 and other potentially infectious
85.18 organisms to travel through wastewater
85.19 systems, including septic systems, to drinking
85.20 water sources;

85.21 (3) \$320,000 is transferred to the
85.22 commissioner of natural resources to reduce
85.23 emerald ash borer by providing surveys,
85.24 assessments, trainings, assistance, and grants
85.25 for communities to manage emerald ash borer,
85.26 plant a diversity of trees, and engage citizens
85.27 in community forestry activities; and

85.28 (4) \$900,000 is transferred to the Board of
85.29 Water and Soil Resources for demonstration
85.30 projects that provide grants or payments to
85.31 plant residential lawns with native vegetation
85.32 and pollinator-friendly forbs and legumes to
85.33 protect a diversity of pollinators. The board
85.34 must establish criteria for grants or payments

86.1 awarded under this clause. Grants or payments
 86.2 awarded under this clause may be made for
 86.3 up to 75 percent of the costs of the project,
 86.4 except that in areas identified by the United
 86.5 States Fish and Wildlife Service as areas
 86.6 where there is a high potential for rusty
 86.7 patched bumble bees to be present, grants may
 86.8 be awarded for up to 90 percent of the costs
 86.9 of the project.

86.10 Sec. 3. Laws 2017, chapter 96, section 2, subdivision 9, as amended by Laws 2019, First
 86.11 Special Session chapter 4, article 2, section 4, is amended to read:

| | | | | |
|-------|-----------------------------------|---------|------------|-----|
| 86.12 | Subd. 9. Land Acquisition, | | | |
| 86.13 | Habitat, and Recreation | 999,000 | 13,533,000 | -0- |

86.14 **(a) Metropolitan Regional Parks System Land**
 86.15 **Acquisition**

86.16 \$1,500,000 the first year is from the trust fund
 86.17 to the Metropolitan Council for grants to
 86.18 acquire approximately 70 acres of land within
 86.19 the approved park boundaries of the
 86.20 metropolitan regional park system. This
 86.21 appropriation may not be used to purchase
 86.22 habitable residential structures. A list of
 86.23 proposed fee title acquisitions must be
 86.24 provided as part of the required work plan.
 86.25 This appropriation must be matched by at least
 86.26 40 percent of nonstate money that must be
 86.27 committed by December 31, 2017. This
 86.28 appropriation is available until June 30, 2020,
 86.29 by which time the project must be completed
 86.30 and final products delivered.

86.31 **(b) Scientific and Natural Areas Acquisition and**
 86.32 **Restoration, Citizen Science, and Engagement**

86.33 \$2,500,000 the first year is from the trust fund
 86.34 to the commissioner of natural resources to
 86.35 acquire land with high-quality native plant

87.1 communities and rare features to be
87.2 established as scientific and natural areas as
87.3 provided in Minnesota Statutes, section
87.4 86A.05, subdivision 5, restore and improve
87.5 scientific and natural areas, and provide
87.6 technical assistance and outreach, including
87.7 site steward events. At least one-third of the
87.8 appropriation must be spent on restoration
87.9 activities. A list of proposed acquisitions and
87.10 restorations must be provided as part of the
87.11 required work plan. Land acquired with this
87.12 appropriation must be sufficiently improved
87.13 to meet at least minimum management
87.14 standards, as determined by the commissioner
87.15 of natural resources. When feasible,
87.16 consideration must be given to accommodate
87.17 trails on lands acquired. This appropriation is
87.18 available until June 30, 2020, by which time
87.19 the project must be completed and final
87.20 products delivered.

87.21 **(c) Minnesota State Parks and State Trails Land**
87.22 **Acquisition**

87.23 \$1,500,000 the first year is from the trust fund
87.24 to the commissioner of natural resources to
87.25 acquire approximately 373 acres from willing
87.26 sellers for authorized state trails and critical
87.27 parcels within the statutory boundaries of state
87.28 parks. State park land acquired with this
87.29 appropriation must be sufficiently improved
87.30 to meet at least minimum management
87.31 standards, as determined by the commissioner
87.32 of natural resources. A list of proposed
87.33 acquisitions must be provided as part of the
87.34 required work plan. This appropriation is
87.35 available until June 30, 2020, by which time

88.1 the project must be completed and final
88.2 products delivered.

88.3 **(d) Minnesota State Trails Acquisition,**
88.4 **Development, and Enhancement**

88.5 \$999,000 in fiscal year 2017 and \$39,000 the
88.6 first year are from the trust fund to the
88.7 commissioner of natural resources for state
88.8 trail acquisition, development, and
88.9 enhancement in southern Minnesota. A
88.10 proposed list of trail projects on authorized
88.11 state trails must be provided as part of the
88.12 required work plan. This appropriation is
88.13 available until June 30, 2020, by which time
88.14 the project must be completed and final
88.15 products delivered.

88.16 **(e) Native Prairie Stewardship and Prairie Bank**
88.17 **Easement Acquisition**

88.18 \$2,675,000 the first year is from the trust fund
88.19 to the commissioner of natural resources to
88.20 acquire native prairie bank easements in
88.21 accordance with Minnesota Statutes, section
88.22 84.96, on approximately 250 acres, prepare
88.23 baseline property assessments, restore and
88.24 enhance native prairie sites, and provide
88.25 technical assistance to landowners. Of this
88.26 amount, up to \$132,000 may be deposited in
88.27 a conservation easement stewardship account.
88.28 Deposits into the conservation easement
88.29 stewardship account must be made upon
88.30 closing on conservation easements or at a time
88.31 otherwise approved in the work plan. A list of
88.32 proposed easement acquisitions must be
88.33 provided as part of the required work plan.
88.34 This appropriation is available until June 30,
88.35 2020, by which time the project must be
88.36 completed and final products delivered.

89.1 **(f) Leech Lake Acquisition**

89.2 \$1,500,000 the first year is from the trust fund
89.3 to the commissioner of natural resources for
89.4 an agreement with the Leech Lake Band of
89.5 Ojibwe to acquire approximately 45 acres,
89.6 including 0.67 miles of shoreline of
89.7 high-quality aquatic and wildlife habitat at the
89.8 historic meeting place between Henry
89.9 Schoolcraft and the Anishinabe people. The
89.10 land must be open to public use including
89.11 hunting and fishing. The band must provide a
89.12 commitment that land will not be put in a
89.13 federal trust through the Bureau of Indian
89.14 Affairs.

89.15 **(g) Mesabi Trail Development**

89.16 \$2,269,000 the first year is from the trust fund
89.17 to the commissioner of natural resources for
89.18 an agreement with the St. Louis and Lake
89.19 Counties Regional Railroad Authority for
89.20 engineering and constructing segments of the
89.21 Mesabi Trail. This appropriation is available
89.22 until June 30, 2020, by which time the project
89.23 must be completed and final products
89.24 delivered.

89.25 **(h) Tower Trailhead Boat Landing and Habitat**
89.26 **Improvement - Phase II**

89.27 \$600,000 the first year is from the trust fund
89.28 to the commissioner of natural resources for
89.29 an agreement with the city of Tower to
89.30 construct a trailhead, trail connection to the
89.31 Mesabi Trail, and boat landing and to restore
89.32 vegetative habitat on city-owned property.
89.33 Plant and seed materials must follow the Board
89.34 of Water and Soil Resources' native vegetation
89.35 establishment and enhancement guidelines.

90.1 This appropriation is available until June 30,
 90.2 ~~2020~~ 2023, by which time the project must be
 90.3 completed and final products delivered.

90.4 **(i) Land Acquisition for Voyageurs National**
 90.5 **Park Crane Lake Visitors Center**

90.6 \$950,000 the first year is from the trust fund
 90.7 to the commissioner of natural resources for
 90.8 an agreement with the town of Crane Lake, in
 90.9 partnership with Voyageurs National Park and
 90.10 the Department of Natural Resources, to
 90.11 acquire approximately 30 acres to be used for
 90.12 a visitor center and campground. Income
 90.13 generated by the campground may be used to
 90.14 support the facility.

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

90.16 Sec. 4. Laws 2018, chapter 214, article 4, section 2, subdivision 6, is amended to read:

90.17 **Subd. 6. Aquatic and Terrestrial Invasive**
 90.18 **Species**

-0- 5,760,000

90.19 **(a) Minnesota Invasive Terrestrial Plants and**
 90.20 **Pests Center - Phase 4**

90.21 \$3,500,000 the second year is from the trust
 90.22 fund to the Board of Regents of the University
 90.23 of Minnesota for high-priority research at the
 90.24 Invasive Terrestrial Plants and Pests Center
 90.25 to protect Minnesota's natural and agricultural
 90.26 resources from terrestrial invasive plants,
 90.27 pathogens, and pests as identified through the
 90.28 center's strategic prioritization process. This
 90.29 appropriation is available until June 30, 2023,
 90.30 by which time the project must be completed
 90.31 and final products delivered.

90.32 **(b) Palmer Amaranth Detection and Eradication**
 90.33 **Continuation**

91.1 \$431,000 the second year is from the trust
91.2 fund to the commissioner of agriculture to
91.3 continue to monitor, ground survey, and
91.4 control Palmer amaranth and other prohibited
91.5 eradicate species of noxious weeds primarily
91.6 in ~~conservation plantings~~ natural areas and to
91.7 develop and implement aerial-survey methods
91.8 to prevent infestation and protect prairies,
91.9 other natural areas, and agricultural crops.

91.10 **(c) Evaluate Control Methods for Invasive**
91.11 **Hybrid Cattails**

91.12 \$131,000 the second year is from the trust
91.13 fund to the commissioner of natural resources
91.14 for an agreement with Voyageurs National
91.15 Park to evaluate the effectiveness of
91.16 mechanical harvesting and managing muskrat
91.17 populations to remove exotic hybrid cattails
91.18 and restore fish and wildlife habitat in
91.19 Minnesota wetlands. This appropriation is
91.20 available until June 30, 2021, by which time
91.21 the project must be completed and final
91.22 products delivered.

91.23 **(d) Developing RNA Interference to Control**
91.24 **Zebra Mussels**

91.25 \$500,000 the second year is from the trust
91.26 fund to the commissioner of natural resources
91.27 for an agreement with the United States
91.28 Geological Survey to develop a genetic control
91.29 tool that exploits the natural process of RNA
91.30 silencing to specifically target and effectively
91.31 control zebra mussels without affecting other
91.32 species or causing other nontarget effects. This
91.33 appropriation is available until June 30, 2021,
91.34 by which time the project must be completed
91.35 and final products delivered.

92.1 **(e) Install and Evaluate an Invasive Carp**
92.2 **Deterrent for Mississippi River Locks and Dams**

92.3 \$998,000 the second year is from the trust
92.4 fund to the Board of Regents of the University
92.5 of Minnesota in cooperation with the United
92.6 States Army Corps of Engineers and the
92.7 United States Fish and Wildlife Service to
92.8 install, evaluate, and optimize a system in
92.9 Mississippi River locks and dams to deter
92.10 passage of invasive carp without negatively
92.11 impacting native fish and to evaluate the
92.12 ability of predator fish in the pools above the
92.13 locks and dams to consume young carp. The
92.14 project must conduct a cost comparison of
92.15 equipment purchase versus lease options and
92.16 choose the most effective option. This
92.17 appropriation is available until June 30, 2021,
92.18 by which time the project must be completed
92.19 and final products delivered.

92.20 **(f) Determining Risk of Toxic Alga in Minnesota**
92.21 **Lakes**

92.22 \$200,000 the second year is from the trust
92.23 fund to the Science Museum of Minnesota for
92.24 the St. Croix Watershed Research Station to
92.25 determine the historical distribution,
92.26 abundance, and toxicity of the invasive
92.27 blue-green alga, *Cylindrospermopsis*
92.28 *raciborskii*, in about 20 lakes across Minnesota
92.29 and inform managers and the public about the
92.30 alga's spread and health risks. This
92.31 appropriation is available until June 30, 2021,
92.32 by which time the project must be completed
92.33 and final products delivered.

92.34 **Sec. 5. EFFECTIVE DATE.**

92.35 Sections 1, 2, and 4 are effective the day following final enactment.

ARTICLE 3

ENVIRONMENT AND NATURAL RESOURCES TRUST FUND FISCAL YEAR 2022

Section 1. APPROPRIATIONS.

The sums shown in the columns marked "Appropriations" are appropriated to the agencies and for the purposes specified in this article. The appropriations are from the environment and natural resources trust fund and are available for the fiscal years indicated for each purpose. The figures "2022" and "2023" used in this article mean that the appropriations listed under them are available for the fiscal year ending June 30, 2022, or June 30, 2023, respectively. "The first year" is fiscal year 2022. "The second year" is fiscal year 2023. "The biennium" is fiscal years 2022 and 2023.

| | |
|--------------------------------------|--------------------|
| <u>APPROPRIATIONS</u> | |
| <u>Available for the Year</u> | |
| <u>Ending June 30</u> | |
| <u>2022</u> | <u>2023</u> |

Sec. 2. MINNESOTA RESOURCES

| | | | | |
|--|------------------|--------------------------|------------------|-------------------|
| <u>Subdivision 1. Total Appropriation</u> | <u>\$</u> | <u>70,881,000</u> | <u>\$</u> | <u>-0-</u> |
|--|------------------|--------------------------|------------------|-------------------|

The amounts that may be spent for each purpose are specified in the following subdivisions. Appropriations in the first year are available for three years beginning July 1, 2021, unless otherwise stated in the appropriation. Any unencumbered balance remaining in the first year does not cancel and is available for the second year or until the end of the appropriation.

Subd. 2. Definition

"Trust fund" means the Minnesota environment and natural resources trust fund established under the Minnesota Constitution, article XI, section 14.

Subd. 3. Foundational Natural Resource Data and Information

| | | | | |
|--|--|--------------------------|--|-------------------|
| | | <u>10,459,000</u> | | <u>-0-</u> |
|--|--|--------------------------|--|-------------------|

(a) What's Bugging Minnesota's Insect-Eating Birds?

94.1 \$199,000 the first year is from the trust fund
94.2 to the Board of Regents of the University of
94.3 Minnesota for the Natural Resources Research
94.4 Institute to examine the relationship between
94.5 insect abundance, timing of insect availability,
94.6 and breeding success for multiple bird species
94.7 across land-use intensities to develop
94.8 comprehensive guidelines to conserve bird
94.9 and insect diversity.

94.10 **(b) Protecting Minnesota's Beneficial**
94.11 **Macroalgae: All Stoneworts Aren't Starry**

94.12 \$811,000 the first year is from the trust fund
94.13 to the commissioner of natural resources to
94.14 conduct a statewide inventory to provide
94.15 baseline data and build in-state knowledge of
94.16 Minnesota's native stoneworts, a diverse group
94.17 of aquatic plants that support clear lakes and
94.18 healthy fish habitat.

94.19 **(c) County Groundwater Atlas**

94.20 \$1,875,000 the first year is from the trust fund
94.21 to the commissioner of natural resources to
94.22 continue producing county groundwater
94.23 atlases to inform management of surface water
94.24 and groundwater resources for drinking and
94.25 other purposes. This appropriation is for Part
94.26 B, to characterize the potential water yields of
94.27 aquifers and aquifers' sensitivity to
94.28 contamination.

94.29 **(d) Improving Resiliency and Conservation**
94.30 **Outcomes for Minnesota Turtles**

94.31 \$391,000 the first year is from the trust fund
94.32 to the Minnesota Zoological Garden to
94.33 improve the conservation of Minnesota's
94.34 imperiled turtles through animal husbandry,
94.35 field conservation, and educational

95.1 programming. This appropriation is available
95.2 until June 30, 2025, by which time the project
95.3 must be completed and final products
95.4 delivered.

95.5 **(e) Minnesota Biological Survey**

95.6 \$1,500,000 the first year is from the trust fund
95.7 to the commissioner of natural resources to
95.8 complete the statewide baseline biological
95.9 survey by finalizing data, analyses, and
95.10 publications and by conducting targeted field
95.11 surveys to fill missing gaps of information
95.12 needed to support conservation of Minnesota's
95.13 biodiversity. Any revenues generated through
95.14 the publication of books or other resources
95.15 created through this appropriation may be
95.16 reinvested as described in the work plan
95.17 approved by the Legislative-Citizen
95.18 Commission on Minnesota Resources
95.19 according to Minnesota Statutes, section
95.20 116P.10.

95.21 **(f) Groundwater Contamination Mapping**
95.22 **Project - Phase II**

95.23 \$800,000 the first year is from the trust fund
95.24 to the commissioner of the Pollution Control
95.25 Agency to improve protection of groundwater
95.26 resources for drinking water by expanding the
95.27 web-based interactive groundwater
95.28 contamination mapping system to include all
95.29 other state hazardous and solid waste cleanup
95.30 programs and by upgrading the system to
95.31 collect monitoring data.

95.32 **(g) Geologic Atlases for Water Resource**
95.33 **Management**

95.34 \$3,092,000 the first year is from the trust fund
95.35 to the Board of Regents of the University of

96.1 Minnesota, Minnesota Geological Survey, to
96.2 continue producing county geologic atlases to
96.3 inform management of surface water and
96.4 groundwater resources. This appropriation is
96.5 to complete Part A, which focuses on the
96.6 properties and distribution of earth materials
96.7 to define aquifer boundaries and the
96.8 connection of aquifers to the land surface and
96.9 surface water resources.

96.10 **(h) Redwood County Reinvest in Minnesota**
96.11 **Easement Evaluation and Public Outreach**

96.12 \$197,000 the first year is from the trust fund
96.13 to the commissioner of natural resources for
96.14 an agreement with Redwood County for the
96.15 Redwood Soil and Water Conservation District
96.16 to inventory vegetation, evaluate wetland
96.17 conditions, and create a countywide
96.18 stewardship plan for lands protected with
96.19 permanent conservation easements. This
96.20 appropriation may also be spent to conduct
96.21 outreach to volunteers and landowners on
96.22 effective prairie and wetland habitat
96.23 management.

96.24 **(i) Collaborative State and Tribal Wild Rice**
96.25 **Monitoring Program**

96.26 \$644,000 the first year is from the trust fund
96.27 to the commissioner of natural resources to
96.28 work with Tribal partners to create a
96.29 collaborative and comprehensive monitoring
96.30 program to conserve wild-rice waters, develop
96.31 remote sensing tools for statewide estimates
96.32 of wild rice coverage, and collect consistent
96.33 field data on wild rice health and abundance.

96.34 **(j) Morrison County Performance Drainage and**
96.35 **Hydrology Management II**

97.1 \$197,000 the first year is from the trust fund
97.2 to the commissioner of natural resources for
97.3 an agreement with the Morrison Soil and
97.4 Water Conservation District to complete the
97.5 Morrison County culvert inventory started in
97.6 2016 to help solve landowner conflicts, protect
97.7 wetlands, improve water quality, and design
97.8 additional water storage throughout the
97.9 county.

97.10 **(k) Exploring Minnesota's Wetlands: Our**
97.11 **Resource for Future Medicine**

97.12 \$210,000 the first year is from the trust fund
97.13 to the Board of Regents of the University of
97.14 Minnesota, Crookston, to work with White
97.15 Earth Tribal and Community College to
97.16 catalog bog microbe diversity in Minnesota's
97.17 ecoregions, test for potential
97.18 antibiotic-producing microorganisms, and
97.19 establish methods to enhance any antibiotic
97.20 cultures discovered.

97.21 **(l) A Biodiversity Checkup for Minnesota's Big**
97.22 **Woods**

97.23 \$109,000 the first year is from the trust fund
97.24 to the Board of Regents of the University of
97.25 Minnesota to inform conservation strategies
97.26 by comparing the historic and contemporary
97.27 flora of Minnesota's Big Woods to determine
97.28 if all species have survived in the small
97.29 remaining remnants of that ecosystem.

97.30 **(m) Microbiome in Raptors: A New Tool for**
97.31 **Conservation**

97.32 \$129,000 the first year is from the trust fund
97.33 to the Board of Regents of the University of
97.34 Minnesota for the Raptor Center to improve
97.35 wildlife care and environmental stewardship

98.1 by evaluating the impact of antibiotics
 98.2 administered during captivity on raptor gut
 98.3 microbiome, rehabilitation success, and the
 98.4 potential spread of antimicrobial resistance in
 98.5 the natural environment.

98.6 **(n) Bioacoustics for Broad-Scale Species**
 98.7 **Monitoring and Conservation**

98.8 \$305,000 the first year is from the trust fund
 98.9 to the Board of Regents of the University of
 98.10 Minnesota to improve wildlife conservation
 98.11 efforts by using passive acoustic monitoring
 98.12 devices to determine statewide distribution
 98.13 and reproduction of red-headed woodpeckers
 98.14 and developing a protocol for future use of
 98.15 this technology to monitor population trends
 98.16 and responses to habitat management. This
 98.17 appropriation is available until June 30, 2025,
 98.18 by which time the project must be completed
 98.19 and final products delivered.

98.20 **Subd. 4. Water Resources**

4,771,000

-0-

98.21 **(a) Trout Stream Habitat Restoration Success**

98.22 \$319,000 the first year is from the trust fund
 98.23 to the Board of Regents of the University of
 98.24 Minnesota for the Natural Resources Research
 98.25 Institute to evaluate the effectiveness and
 98.26 durability of previous trout stream habitat
 98.27 restoration projects to improve the success and
 98.28 cost effectiveness of future projects. This
 98.29 appropriation is available until June 30, 2025,
 98.30 by which time the project must be completed
 98.31 and final products delivered.

98.32 **(b) Novel Nutrient Recovery Process from**
 98.33 **Wastewater Treatment Plants**

98.34 \$200,000 the first year is from the trust fund
 98.35 to the Board of Regents of the University of

99.1 Minnesota to conduct lab- and pilot-scale tests
99.2 of a new process to promote nutrient removal
99.3 and recovery at rural municipal and industrial
99.4 wastewater treatment plants for water
99.5 protection and renewable energy production.

99.6 **(c) Monitoring Emerging Viruses in Minnesota's**
99.7 **Urban Water Cycles**

99.8 \$416,000 the first year is from the trust fund
99.9 to the Board of Regents of the University of
99.10 Minnesota to develop rapid testing,
99.11 quantification, and human exposure risk
99.12 assessment models for enveloped viruses such
99.13 as coronaviruses in urban wastewater and
99.14 drinking water treatment processes.

99.15 **(d) Microgeographic Impact of Antibiotics**
99.16 **Released from Identified Hotspots**

99.17 \$508,000 the first year is from the trust fund
99.18 to the Board of Regents of the University of
99.19 Minnesota to inform protection of
99.20 environmental, animal, and human health from
99.21 proliferation of antibiotic resistance by
99.22 quantifying and mapping the extent of
99.23 antibiotic spread in waters and soils from
99.24 locations identified as release hot spots.

99.25 **(e) Sustainable Irrigation Management:**
99.26 **Expanding a Web Application**

99.27 \$1,139,000 the first year is from the trust fund
99.28 to the Board of Regents of the University of
99.29 Minnesota to promote responsible use of
99.30 Minnesota's groundwater resources by
99.31 expanding an existing irrigation management
99.32 assistance tool into a mobile-compatible web
99.33 application for the top agricultural-producing
99.34 counties in the state. This appropriation is
99.35 available until June 30, 2025, by which time

- 100.1 the project must be completed and final
100.2 products delivered.
- 100.3 **(f) Assessing Membrane Bioreactor Wastewater**
100.4 **Treatment Efficacy**
- 100.5 \$419,000 the first year is from the trust fund
100.6 to the Board of Trustees of the Minnesota
100.7 State Colleges and Universities system for St.
100.8 Cloud State University to conduct a
100.9 comprehensive assessment of membrane
100.10 bioreactor treatment of wastewater to inform
100.11 managers of options for updating or replacing
100.12 aging wastewater infrastructure.
- 100.13 **(g) Evaluating Coronavirus and Other**
100.14 **Microbiological Contamination of Drinking**
100.15 **Water Sources from Wastewater**
- 100.16 \$594,000 the first year is from the trust fund
100.17 to the Board of Regents of the University of
100.18 Minnesota to survey public and private wells
100.19 to identify sources of and evaluate solutions
100.20 to microbiological contamination of drinking
100.21 water sources by wastewater, including from
100.22 the virus that causes COVID-19.
- 100.23 **(h) St. James Pit Water-Level Control Study**
- 100.24 \$259,000 the first year is from the trust fund
100.25 to the commissioner of natural resources for
100.26 an agreement with the city of Aurora to install
100.27 sampling wells and conduct a study to
100.28 determine appropriate mitigation of the
100.29 abandoned St. James pit mine to protect
100.30 surface and drinking water and prevent harm
100.31 to homes and residents.
- 100.32 **(i) Long-Term Nitrate Mitigation by**
100.33 **Maintaining Profitable Kernza Production**
- 100.34 \$485,000 the first year is from the trust fund
100.35 to the commissioner of natural resources for

101.1 an agreement with the Stearns County Soil
 101.2 and Water Conservation District to evaluate
 101.3 the effectiveness of aging Kernza stands on
 101.4 water quality and to continue to develop a
 101.5 sustainable supply chain with a focus on
 101.6 post-harvest processing of Kernza for water
 101.7 protection and local economies.

101.8 **(j) Antibiotic Resistance and Wastewater**
 101.9 **Treatment: Problems and Solutions**

101.10 \$432,000 the first year is from the trust fund
 101.11 to the commissioner of natural resources for
 101.12 an agreement with the University of St.
 101.13 Thomas to quantify the ability of full-scale
 101.14 wastewater treatment plants to eliminate
 101.15 antibiotic resistance genes entering or created
 101.16 in the water treatment process before these
 101.17 genes are released into the natural
 101.18 environment.

101.19 **Subd. 5. Environmental Education**

2,687,000

-0-

101.20 **(a) Increasing Outdoor Learning for Young**
 101.21 **Minnesotans**

101.22 \$383,000 the first year is from the trust fund
 101.23 to the commissioner of natural resources for
 101.24 an agreement with Wolf Ridge Environmental
 101.25 Learning Center to provide scholarships for
 101.26 equitable access to hands-on learning
 101.27 experiences in the outdoors related to outdoor
 101.28 recreation, air and energy, water, habitat, and
 101.29 fish and wildlife. This appropriation is
 101.30 available until June 30, 2025, by which time
 101.31 the project must be completed and final
 101.32 products delivered.

101.33 **(b) Pollinator Education in the Science**
 101.34 **Classroom**

102.1 \$366,000 the first year is from the trust fund
102.2 to the Board of Regents of the University of
102.3 Minnesota to educate approximately 5,000
102.4 students about pollinator conservation by
102.5 providing professional development for
102.6 science teachers to integrate pollinator
102.7 education curriculum and materials into their
102.8 classrooms and by evaluating the program to
102.9 improve its effectiveness.

102.10 **(c) Minnesota Freshwater Quest: Environmental**
102.11 **Education for Youth**

102.12 \$699,000 the first year is from the trust fund
102.13 to the commissioner of natural resources for
102.14 an agreement with Wilderness Inquiry to
102.15 provide place-based STEM environmental
102.16 education to approximately 15,000 diverse
102.17 and underserved Minnesota youth through
102.18 exploration of local ecosystems and waterways
102.19 in the Minnesota Freshwater Quest program.

102.20 **(d) Minnesota Master Naturalist: Nature for**
102.21 **New Minnesotans**

102.22 \$293,000 the first year is from the trust fund
102.23 to the Board of Regents of the University of
102.24 Minnesota in partnership with
102.25 English-language-learning organizations to
102.26 adapt and incorporate materials developed for
102.27 Minnesota Master Naturalists into
102.28 English-language-learning programs to
102.29 introduce immigrants and English-language
102.30 learners to Minnesota's great outdoors.

102.31 **(e) The Voyageurs Classroom Initiative**

102.32 \$348,000 the first year is from the trust fund
102.33 to the commissioner of natural resources for
102.34 an agreement with Voyageurs Conservancy
102.35 to launch a new initiative to connect

103.1 Minnesota youth, young adults, and their
 103.2 families to Voyageurs National Park by
 103.3 learning about the park's waters, wildlife, and
 103.4 forests and by engaging in the park's
 103.5 preservation.

103.6 **(f) Restoring Land and Reviving Heritage:**
 103.7 **Conservation Through Indigenous Culture**

103.8 \$420,000 the first year is from the trust fund
 103.9 to the commissioner of natural resources for
 103.10 an agreement with Belwin Conservancy in
 103.11 partnership with Anishinabe Academy to
 103.12 conduct environmental education
 103.13 programming that incorporates ecology and
 103.14 indigenous land traditions and to restore an
 103.15 ecologically significant area of land using
 103.16 modern scientific standards and traditional
 103.17 ecological knowledge.

103.18 **(g) Expanding Access to Environmental**
 103.19 **Education for Underserved Communities**

103.20 \$178,000 the first year is from the trust fund
 103.21 to the Board of Regents of the University of
 103.22 Minnesota for the Raptor Center to build
 103.23 environmental literacy and engagement by
 103.24 delivering an environmental education
 103.25 program featuring live raptors and
 103.26 standards-based curriculum to approximately
 103.27 300 classrooms in underserved communities
 103.28 throughout Minnesota.

103.29 **Subd. 6. Aquatic and Terrestrial Invasive**
 103.30 **Species**

6,148,000

-0-

103.31 **(a) Starch Allocation Patterns of Invasive Starry**
 103.32 **Stonewort Harvested from Lake Koronis**

103.33 \$101,000 the first year is from the trust fund
 103.34 to the Board of Trustees of the Minnesota
 103.35 State Colleges and Universities System for

104.1 Minnesota State University, Mankato, to
104.2 evaluate the starch allocation patterns of the
104.3 invasive starry stonewort to identify
104.4 weaknesses in the plant's growth that could be
104.5 targeted for management.

104.6 **(b) Long-Term Efficacy of Invasive Removal in**
104.7 **Floodplain Forests**

104.8 \$25,000 the first year is from the trust fund to
104.9 the commissioner of natural resources for an
104.10 agreement with Macalester College to begin
104.11 a long-term scientific study at the Ordway
104.12 Field Station to provide information to land
104.13 managers on protecting Minnesota's floodplain
104.14 forests from combined threats of overabundant
104.15 deer, invasive shrubs, and earthworms. This
104.16 appropriation is available until June 30, 2025,
104.17 by which time the project must be completed
104.18 and final products delivered. A report on the
104.19 results of the long-term study must be
104.20 submitted at the end of the appropriation and
104.21 an update must be submitted five years after
104.22 the appropriation ends or at the study's
104.23 conclusion, whichever is first.

104.24 **(c) Oak Wilt Suppression at the Northern Edge**
104.25 **- Phase II**

104.26 \$423,000 the first year is from the trust fund
104.27 to the commissioner of natural resources for
104.28 an agreement with the Morrison Soil and
104.29 Water Conservation District to continue to
104.30 eradicate the northernmost occurrences of oak
104.31 wilt in the state through mechanical means on
104.32 select private properties to prevent oak wilt's
104.33 spread to healthy state forests.

104.34 **(d) Biocontrol of Invasive Species in Bee Lawns**
104.35 **and Parklands**

105.1 \$425,000 the first year is from the trust fund
105.2 to the Board of Regents of the University of
105.3 Minnesota to establish a biocontrol program
105.4 to manage the invasive Japanese beetle in a
105.5 way that reduces insecticide use in bee lawns
105.6 and pollinator restorations and the associated
105.7 economic and environmental costs to wildlife
105.8 and humans.

105.9 **(e) Building Knowledge and Capacity for AIS**
105.10 **Solutions**

105.11 \$3,750,000 the first year is from the trust fund
105.12 to the Board of Regents of the University of
105.13 Minnesota for the Minnesota Aquatic Invasive
105.14 Species Research Center to conduct
105.15 high-priority projects aimed at solving
105.16 Minnesota's aquatic invasive species problems
105.17 using rigorous science and a collaborative
105.18 process. Additionally, the appropriation may
105.19 be spent to deliver research findings to end
105.20 users through strategic communication and
105.21 outreach. This appropriation is available until
105.22 June 30, 2025, by which time the project must
105.23 be completed and final products delivered.

105.24 **(f) Evaluating Minnesota's Last Best Chance to**
105.25 **Stop Carp**

105.26 \$424,000 the first year is from the trust fund
105.27 to the Board of Regents of the University of
105.28 Minnesota, in cooperation with the United
105.29 States Army Corps of Engineers and the
105.30 Department of Natural Resources, to evaluate
105.31 invasive carp passage and the costs, processes,
105.32 and potential for a state-of-the-art deterrent
105.33 system installed at Mississippi River Lock and
105.34 Dam Number 5 to impede passage of invasive
105.35 carp at this location to protect the upper river.

106.1 **(g) Stop Starry Invasion with Community**
 106.2 **Invasive Species Containment**

106.3 \$1,000,000 the first year is from the trust fund
 106.4 to the commissioner of natural resources for
 106.5 an agreement with Minnesota Lakes and
 106.6 Rivers Advocates to work with civic leaders
 106.7 to purchase, install, and operate waterless
 106.8 cleaning stations for watercraft; conduct
 106.9 aquatic invasive species education; and
 106.10 implement education upgrades at public
 106.11 accesses to prevent invasive starry stonewort
 106.12 spread beyond the 16 lakes already infested.
 106.13 This appropriation is available until June 30,
 106.14 2025, by which time the project must be
 106.15 completed and final products delivered.

106.16 **Subd. 7. Air Quality, Climate Change, and**
 106.17 **Renewable Energy**

6,205,000

-0-

106.18 **(a) Enhanced Thermo-Active Foundations for**
 106.19 **Space Heating in Minnesota**

106.20 \$312,000 the first year is from the trust fund
 106.21 to the Board of Regents of the University of
 106.22 Minnesota, Duluth, to design and optimize
 106.23 cost-competitive thermally enhanced heat
 106.24 exchanger systems for use in building
 106.25 foundations to improve energy efficiency and
 106.26 conservation of natural resources in
 106.27 Minnesota's cold climate.

106.28 **(b) Storing Renewable Energy in Flow Battery**
 106.29 **for Grid Use**

106.30 \$2,408,000 the first year is from the trust fund
 106.31 to the Board of Regents of the University of
 106.32 Minnesota, Morris, to implement a rural,
 106.33 community-scale project that demonstrates
 106.34 how a large flow battery connected to solar
 106.35 and wind generation improves grid stability
 106.36 and enhances use of renewable energy.

107.1 **(c) Agrivoltaics to Improve the Environment**
107.2 **and Farm Resiliency**

107.3 \$646,000 the first year is from the trust fund
107.4 to the Board of Regents of the University of
107.5 Minnesota, West Central Research and
107.6 Outreach Center, Morris, to model and
107.7 evaluate alternative solar energy system
107.8 designs to maximize energy production while
107.9 providing other benefits to cattle and farmers.

107.10 **(d) Behavioral Response of Bald Eagles to**
107.11 **Acoustic Stimuli**

107.12 \$261,000 the first year is from the trust fund
107.13 to the Board of Regents of the University of
107.14 Minnesota, St. Anthony Falls Laboratory, to
107.15 protect wildlife by designing and
107.16 implementing an acoustic deterrence protocol
107.17 to discourage bald eagles from entering
107.18 hazardous air space near wind energy
107.19 installations.

107.20 **(e) Create Jobs Statewide by Diverting Materials**
107.21 **from Landfills**

107.22 \$2,244,000 the first year is from the trust fund
107.23 to the commissioner of natural resources for
107.24 agreements with Better Futures Minnesota and
107.25 the Natural Resources Research Institute to
107.26 partner with cities, counties, and businesses
107.27 to create and implement a collection,
107.28 restoration, reuse, and repurpose program that
107.29 diverts used household goods and building
107.30 materials from entering the waste stream and
107.31 thereby reduces greenhouse gas emissions.
107.32 Net income generated by Better Futures
107.33 Minnesota as part of this appropriation may
107.34 be reinvested in the project if a plan for
107.35 reinvestment is approved in the work plan.

108.1 **(f) Strengthening Minnesota's Reuse Economy**
 108.2 **to Conserve Natural Resources**

108.3 \$334,000 the first year is from the trust fund
 108.4 to the commissioner of natural resources for
 108.5 an agreement with ReUSE Minnesota to
 108.6 provide outreach and technical assistance to
 108.7 communities and small businesses to increase
 108.8 reuse, rental, and repair of consumer goods as
 108.9 an alternative to using new materials; to reduce
 108.10 solid-waste disposal impacts; and to create
 108.11 more local reuse jobs. A fiscal management
 108.12 and staffing plan must be approved in the work
 108.13 plan before any trust fund dollars are spent.

108.14 **Subd. 8. Methods to Protect, Restore, and**
 108.15 **Enhance Land, Water, and Habitat**

6,429,000

-0-

108.16 **(a) Camp Ripley Sentinel Landscape Forest**
 108.17 **Restoration and Enhancements**

108.18 \$731,000 the first year is from the trust fund
 108.19 to the commissioner of natural resources for
 108.20 an agreement with the Crow Wing Soil and
 108.21 Water Conservation District to partner with
 108.22 the Nature Conservancy and Great River
 108.23 Greening to develop forest stewardship plans,
 108.24 restore habitat, and conduct prescribed burns
 108.25 to advance forest restoration and enhancement
 108.26 on public and private lands within an
 108.27 approximate ten-mile radius around Camp
 108.28 Ripley. Notwithstanding subdivision 13,
 108.29 paragraph (e), this appropriation may be spent
 108.30 on forest management plans, fires, and
 108.31 restoration on lands with a long-term contract
 108.32 commitment for forest conservation. The
 108.33 restoration must follow the Board of Water
 108.34 and Soil Resources' native vegetation
 108.35 establishment and enhancement guidelines.

109.1 **(b) Restoring Mussels in Streams and Lakes -**
109.2 **Continuation**

109.3 \$619,000 the first year is from the trust fund
109.4 to the commissioner of natural resources to
109.5 restore native freshwater mussel assemblages
109.6 and the ecosystem services they provide in the
109.7 Mississippi, Cedar, and Cannon Rivers and to
109.8 inform the public on mussels and mussel
109.9 conservation.

109.10 **(c) Pollinator Central II: Habitat Improvement**
109.11 **With Community Monitoring**

109.12 \$631,000 the first year is from the trust fund
109.13 to the commissioner of natural resources for
109.14 an agreement with Great River Greening to
109.15 restore and enhance pollinator habitat in the
109.16 metropolitan area to benefit pollinators and
109.17 people and to build knowledge of the impact
109.18 through community-based monitoring.

109.19 **(d) Preserving Minnesota's Only Ball Cactus**
109.20 **Population**

109.21 \$103,000 the first year is from the trust fund
109.22 to the Board of Regents of the University of
109.23 Minnesota for the Minnesota Landscape
109.24 Arboretum to move the only known remaining
109.25 ball cactus population in the state from private
109.26 to protected land and to propagate and bank
109.27 ball cactus seeds for education and
109.28 preservation.

109.29 **(e) Prescribed-Fire Management for Roadside**
109.30 **Prairies - Phase II**

109.31 \$217,000 the first year is from the trust fund
109.32 to the commissioner of transportation to
109.33 continue to protect biodiversity and enhance
109.34 pollinator habitat on roadsides by helping to

110.1 create a self-sufficient prescribed-fire program
110.2 at the Department of Transportation.

110.3 **(f) Restoring Upland Forests for Birds**

110.4 \$193,000 the first year is from the trust fund
110.5 to the commissioner of natural resources for
110.6 an agreement with the American Bird
110.7 Conservancy to restore deciduous forest in
110.8 partnership with Aitkin, Beltrami, and Cass
110.9 Counties using science-based best
110.10 management practices to rejuvenate
110.11 noncommercial stands for focal wildlife
110.12 species.

110.13 **(g) Minnesota Green Schoolyards**

110.14 \$250,000 the first year is from the trust fund
110.15 to the commissioner of natural resources for
110.16 an agreement with The Trust for Public Land
110.17 to assess, promote, and demonstrate how
110.18 schoolyards can be adapted to improve water,
110.19 air, and habitat quality and to foster
110.20 next-generation environmental stewards while
110.21 improving health, education, and community
110.22 outcomes.

110.23 **(h) Plumbing the Muddy Depths of Superior**
110.24 **Hiking Trail**

110.25 \$187,000 the first year is from the trust fund
110.26 to the commissioner of natural resources for
110.27 an agreement with the Superior Hiking Trail
110.28 Association to install and implement water
110.29 management practices to prevent erosion and
110.30 improve access to the Superior Hiking Trail.

110.31 **(i) Reducing Plastic Pollution with**
110.32 **Biodegradable Erosion Control Products**

110.33 \$200,000 the first year is from the trust fund
110.34 to the Agricultural Utilization Research

111.1 Institute in partnership with the Departments
111.2 of Transportation, Agriculture, and Natural
111.3 Resources to demonstrate use of regionally
111.4 grown industrial hemp to create biodegradable
111.5 alternatives to plastic-based erosion and
111.6 sediment control products used in
111.7 transportation construction projects.

111.8 **(j) Remote Sensing and Super-Resolution**
111.9 **Imaging of Microplastics**

111.10 \$309,000 the first year is from the trust fund
111.11 to the Board of Regents of the University of
111.12 Minnesota, St. Anthony Falls Laboratory, to
111.13 develop and test remote sensing techniques
111.14 for cost-effective monitoring of microplastics
111.15 in lakes, rivers, and streams as well as in
111.16 wastewater treatment plants. This
111.17 appropriation is available until June 30, 2025,
111.18 by which time the project must be completed
111.19 and final products delivered.

111.20 **(k) Woodcrest Trail Expansion**

111.21 \$16,000 the first year is from the trust fund to
111.22 the commissioner of natural resources for an
111.23 agreement with Foundation for Health Care
111.24 Continuum, doing business as Country Manor
111.25 Campus, LLC, to construct a trail for public
111.26 recreational use on land owned by the senior
111.27 living facility in central Minnesota.

111.28 **(l) Urban Pollinator and Native American**
111.29 **Cultural Site Restoration**

111.30 \$213,000 the first year is from the trust fund
111.31 to the commissioner of natural resources for
111.32 an agreement with Friends of the Mississippi
111.33 River to restore three urban natural areas,
111.34 including an iconic Native American cultural
111.35 site, to native prairie and forest with a focus

- 112.1 on important pollinator and culturally
 112.2 significant native plants.
- 112.3 **(m) Demonstrating Real-World Economic and**
 112.4 **Soil Benefits of Cover Crops and Alternative**
 112.5 **Tillage**
- 112.6 \$288,000 the first year is from the trust fund
 112.7 to the commissioner of natural resources for
 112.8 an agreement with Redwood County for the
 112.9 Redwood Soil and Water Conservation District
 112.10 to increase farmer adoption of conservation
 112.11 practices by demonstrating soil improvements
 112.12 and cost savings of cover crops and alternative
 112.13 tillage compared to conventional practices on
 112.14 working farms. This appropriation is available
 112.15 until June 30, 2025, by which time the project
 112.16 must be completed and final products
 112.17 delivered.
- 112.18 **(n) Creating Cost-Effective Forage and**
 112.19 **Management Actions for Pollinators**
- 112.20 \$198,000 the first year is from the trust fund
 112.21 to the Board of Regents of the University of
 112.22 Minnesota to evaluate pollinator forage across
 112.23 time and in response to burning and mowing
 112.24 and to design an open-access web-based tool
 112.25 to share these data for land managers across
 112.26 Minnesota to inform restoration seed mix
 112.27 selection.
- 112.28 **(o) Shoreline Stabilization, Fishing, and ADA**
 112.29 **Improvements at Silverwood Park**
- 112.30 \$200,000 the first year is from the trust fund
 112.31 to the commissioner of natural resources for
 112.32 an agreement with the Three Rivers Park
 112.33 District to provide water quality improvements
 112.34 through shoreline stabilization, shoreline
 112.35 fishing improvements, and shoreline ADA

- 113.1 access on the island in Silver Lake within
113.2 Silverwood Park.
- 113.3 **(p) Lawns to Legumes Program - Phase II**
- 113.4 \$993,000 the first year is from the trust fund
113.5 to the Board of Water and Soil Resources to
113.6 provide grants, cost-sharing, and technical
113.7 assistance to plant residential lawns,
113.8 community parks, and school landscapes with
113.9 native vegetation and pollinator-friendly forbs
113.10 and legumes to protect a diversity of
113.11 pollinators. Notwithstanding subdivision 13,
113.12 paragraph (e), this appropriation may be spent
113.13 on pollinator plantings on lands with a
113.14 long-term commitment from the landowner.
- 113.15 **(q) Reintroducing Bison to Spring Lake Park**
113.16 **Reserve**
- 113.17 \$560,000 the first year is from the trust fund
113.18 to the commissioner of natural resources for
113.19 an agreement with Dakota County, in
113.20 partnership with the Minnesota Bison
113.21 Conservation Herd, to establish the holding
113.22 facilities and infrastructure needed to
113.23 reintroduce American plains bison (*Bison*
113.24 *bison*) to improve the resiliency and
113.25 biodiversity of the prairie at Spring Lake Park
113.26 Reserve.
- 113.27 **(r) Elm Creek Habitat Restoration Final Phase**
- 113.28 \$521,000 the first year is from the trust fund
113.29 to the commissioner of natural resources for
113.30 an agreement with the city of Champlin to
113.31 conduct habitat and stream restoration in Elm
113.32 Creek upstream of Mill Ponds.

| | | | |
|--------|---|-------------------|------------|
| 114.1 | <u>Subd. 9. Land Acquisition, Habitat, and</u> | | |
| 114.2 | <u>Recreation</u> | <u>32,062,000</u> | <u>-0-</u> |
| 114.3 | <u>(a) Perham to Pelican Rapids Regional Trail</u> | | |
| 114.4 | <u>(McDonald Segment)</u> | | |
| 114.5 | <u>\$2,245,000 the first year is from the trust fund</u> | | |
| 114.6 | <u>to the commissioner of natural resources for</u> | | |
| 114.7 | <u>an agreement with Otter Tail County to</u> | | |
| 114.8 | <u>construct the McDonald Segment of the</u> | | |
| 114.9 | <u>Perham to Pelican Rapids Regional Trail to</u> | | |
| 114.10 | <u>connect the cities of Perham and Pelican</u> | | |
| 114.11 | <u>Rapids to Maplewood State Park.</u> | | |
| 114.12 | <u>(b) Mesabi Trail CSAH 88 to Ely</u> | | |
| 114.13 | <u>\$1,650,000 the first year is from the trust fund</u> | | |
| 114.14 | <u>to the commissioner of natural resources for</u> | | |
| 114.15 | <u>an agreement with the St. Louis and Lake</u> | | |
| 114.16 | <u>Counties Regional Railroad Authority to</u> | | |
| 114.17 | <u>acquire, engineer, and construct a segment of</u> | | |
| 114.18 | <u>the Mesabi Trail beginning at the intersection</u> | | |
| 114.19 | <u>of County State-Aid Highway 88 toward Ely.</u> | | |
| 114.20 | <u>(c) Southwest Minnesota Single-Track Trail</u> | | |
| 114.21 | <u>\$190,000 the first year is from the trust fund</u> | | |
| 114.22 | <u>to the commissioner of natural resources for</u> | | |
| 114.23 | <u>an agreement with Jackson County to create</u> | | |
| 114.24 | <u>a single-track mountain bike trail and expand</u> | | |
| 114.25 | <u>an associated parking lot in Belmont County</u> | | |
| 114.26 | <u>Park to address a lack of opportunity for this</u> | | |
| 114.27 | <u>kind of outdoor recreation in southwest</u> | | |
| 114.28 | <u>Minnesota.</u> | | |
| 114.29 | <u>(d) Local Parks, Trails, and Natural Areas</u> | | |
| 114.30 | <u>Grant Programs</u> | | |
| 114.31 | <u>\$2,250,000 the first year is from the trust fund</u> | | |
| 114.32 | <u>to the commissioner of natural resources to</u> | | |
| 114.33 | <u>solicit and rank applications for and fund</u> | | |
| 114.34 | <u>competitive matching grants for local parks,</u> | | |
| 114.35 | <u>trail connections, and natural and scenic areas</u> | | |

115.1 under Minnesota Statutes, section 85.019.
115.2 Priority must be given to funding projects in
115.3 the metropolitan area or in other areas of
115.4 southern Minnesota. For purposes of this
115.5 paragraph, southern Minnesota is defined as
115.6 the area of the state south of and including St.
115.7 Cloud. This appropriation is for local
115.8 nature-based recreation, connections to
115.9 regional and state natural areas, and recreation
115.10 facilities and may not be used for athletic
115.11 facilities such as sport fields, courts, and
115.12 playgrounds.

115.13 **(e) Metropolitan Regional Parks System Land**
115.14 **Acquisition - Phase VII**

115.15 \$2,250,000 the first year is from the trust fund
115.16 to the Metropolitan Council for grants to
115.17 acquire land within the approved park
115.18 boundaries of the metropolitan regional park
115.19 system. This appropriation must be matched
115.20 by an equal amount from a combination of
115.21 Metropolitan Council and local agency funds.

115.22 **(f) Sauk Rapids Lions Park Riverfront**
115.23 **Improvements**

115.24 \$463,000 the first year is from the trust fund
115.25 to the commissioner of natural resources for
115.26 an agreement with the city of Sauk Rapids to
115.27 design and construct a second phase of
115.28 upgrades to Lions and Southside Parks
115.29 including trails, lighting, riverbank restoration,
115.30 and a canoe and kayak launch to enhance
115.31 access to the Mississippi River.

115.32 **(g) City of Brainerd - Mississippi Landing**
115.33 **Trailhead**

115.34 \$2,850,000 the first year is from the trust fund
115.35 to the commissioner of natural resources for

116.1 an agreement with the city of Brainerd to
116.2 design and construct Mississippi Landing
116.3 Trailhead Park to help connect residents and
116.4 visitors to the Mississippi River through
116.5 recreation, education, and restoration.

116.6 **(h) Native Prairie Stewardship and Prairie Bank**
116.7 **Easement Acquisition**

116.8 \$1,341,000 the first year is from the trust fund
116.9 to the commissioner of natural resources to
116.10 provide technical stewardship assistance to
116.11 private landowners, restore and enhance native
116.12 prairie protected by easements in the native
116.13 prairie bank, and acquire easements for the
116.14 native prairie bank in accordance with
116.15 Minnesota Statutes, section 84.96, including
116.16 preparing initial baseline property assessments.
116.17 Up to \$60,000 of this appropriation may be
116.18 deposited in the natural resources conservation
116.19 easement stewardship account created in
116.20 Minnesota Statutes, section 84.69, proportional
116.21 to the number of easement acres acquired.

116.22 **(i) Moose Lake - Trunk Highway 73 Trail**

116.23 \$330,000 the first year is from the trust fund
116.24 to the commissioner of natural resources for
116.25 an agreement with the city of Moose Lake to
116.26 design and construct a nonmotorized
116.27 recreational trail in an off-street pedestrian
116.28 corridor along Highway 73 to connect to
116.29 several existing regional trails in the Moose
116.30 Lake area.

116.31 **(j) SNA Acquisition, Restoration,**
116.32 **Citizen-Science, and Outreach**

116.33 \$3,336,000 the first year is from the trust fund
116.34 to the commissioner of natural resources for
116.35 the scientific and natural areas (SNA) program

117.1 to restore, improve, and enhance wildlife
117.2 habitat on SNAs; increase public involvement
117.3 and outreach; and strategically acquire lands
117.4 that meet criteria for SNAs under Minnesota
117.5 Statutes, section 86A.05, from willing sellers.

117.6 **(k) Precision Acquisition for Restoration,**
117.7 **Groundwater Recharge, and Habitat**

117.8 \$467,000 the first year is from the trust fund
117.9 to the commissioner of natural resources for
117.10 an agreement with the Shell Rock River
117.11 Watershed District to acquire and restore to
117.12 wetland a key parcel of land to reduce
117.13 downstream flooding while providing water
117.14 storage, groundwater recharge, nutrient
117.15 reduction, and pollinator and wildlife habitat.

117.16 **(l) Lake Brophy Single-Track Trail Expansion**

117.17 \$100,000 the first year is from the trust fund
117.18 to the commissioner of natural resources for
117.19 an agreement with Douglas County in
117.20 partnership with the Big Ole Bike Club to
117.21 design and build new expert single-track
117.22 segments and an asphalt pump track for the
117.23 existing trail system at Lake Brophy Park to
117.24 improve outdoor recreation experiences in
117.25 west-central Minnesota.

117.26 **(m) Veterans on the Lake**

117.27 \$553,000 the first year is from the trust fund
117.28 to the commissioner of natural resources for
117.29 an agreement with Lake County for Veterans
117.30 on the Lake to conduct accessibility upgrades
117.31 to Veterans on the Lake's existing trails,
117.32 roadway, and buildings to improve access to
117.33 the wilderness and outdoor recreation for
117.34 disabled American veterans.

118.1 **(n) Crane Lake Voyageurs National Park Visitor**
118.2 **Center - Continuation**

118.3 \$2,700,000 the first year is from the trust fund
118.4 to the commissioner of natural resources for
118.5 an agreement with the city of Crane Lake to
118.6 design and construct an approximate 4,500 to
118.7 7,000 square-foot visitor center building to
118.8 serve as an access point to Voyageurs National
118.9 Park. A fiscal agent or fiscal management plan
118.10 must be approved in the work plan before any
118.11 trust fund money is spent. A copy of a
118.12 resolution or other documentation of the city's
118.13 commitment to fund operations of the visitor
118.14 center must be included in the work plan
118.15 submitted to the Legislative-Citizen
118.16 Commission on Minnesota Resources.

118.17 **(o) Brookston Campground, Boat Launch, and**
118.18 **Outdoor Recreational Facility Planning**

118.19 \$425,000 the first year is from the trust fund
118.20 to the commissioner of natural resources for
118.21 an agreement with the city of Brookston to
118.22 design a campground, boat launch, and
118.23 outdoor recreation area on the banks of the St.
118.24 Louis River in northeastern Minnesota. A
118.25 fiscal agent must be approved in the work plan
118.26 before any trust fund dollars are spent.

118.27 **(p) Moose and Seven Beaver Multiuse Trails**
118.28 **Upgrade**

118.29 \$900,000 the first year is from the trust fund
118.30 to the commissioner of natural resources for
118.31 an agreement with the city of Hoyt Lakes, in
118.32 partnership with the Ranger Snowmobile and
118.33 ATV Club, to design and construct upgrades
118.34 and extensions to the Moose and Seven Beaver
118.35 multiuse trails to enhance access for recreation
118.36 use and connect to regional trails.

119.1 **(q) Above the Falls Regional Park Acquisition**

119.2 \$950,000 the first year is from the trust fund
119.3 to the commissioner of natural resources for
119.4 an agreement with the Minneapolis Parks and
119.5 Recreation Board to develop a restoration plan
119.6 and acquire approximately 3.25 acres of
119.7 industrial land for public access and habitat
119.8 connectivity along the Mississippi River as
119.9 part of Above the Falls Regional Park.

119.10 **(r) Silver Lake Trail Improvement Project**

119.11 \$1,071,000 the first year is from the trust fund
119.12 to the commissioner of natural resources for
119.13 an agreement with the city of Virginia to
119.14 reconstruct and renovate the walking trail
119.15 around Silver Lake to allow safe multimodal
119.16 transportation between schools, parks,
119.17 community recreation facilities, and other
119.18 community activity centers in downtown
119.19 Virginia.

119.20 **(s) Minnesota State Trails Development**

119.21 \$4,266,000 the first year is from the trust fund
119.22 to the commissioner of natural resources to
119.23 expand recreational opportunities on
119.24 Minnesota state trails by rehabilitating and
119.25 enhancing existing state trails and replacing
119.26 or repairing existing state trail bridges. Priority
119.27 must be given to funding projects in the
119.28 metropolitan area or in other areas of southern
119.29 Minnesota. For purposes of this paragraph,
119.30 southern Minnesota is defined as the area of
119.31 the state south of and including St. Cloud.

119.32 **(t) Highbanks Ravine Bat Hibernaculum Project**

119.33 \$825,000 the first year is from the trust fund
119.34 to the commissioner of natural resources for

120.1 an agreement with the city of St. Cloud to
 120.2 reroute and upgrade an existing stormwater
 120.3 system in the Highbanks Ravine area to
 120.4 improve an existing bat hibernaculum, reduce
 120.5 erosion, and create additional green space for
 120.6 wildlife habitat.

120.7 **(u) State Parks and State Trails Inholdings**

120.8 \$2,560,000 the first year is from the trust fund
 120.9 to the commissioner of natural resources to
 120.10 acquire high-priority inholdings from willing
 120.11 sellers within the legislatively authorized
 120.12 boundaries of state parks, recreation areas, and
 120.13 trails to protect Minnesota's natural heritage,
 120.14 enhance outdoor recreation, and improve the
 120.15 efficiency of public land management.

120.16 **(v) Accessible Fishing Piers and Shore Fishing**
 120.17 **Areas**

120.18 \$340,000 the first year is from the trust fund
 120.19 to the commissioner of natural resources to
 120.20 provide accessible fishing piers and develop
 120.21 shore fishing sites to serve new angling
 120.22 communities, underserved populations, and
 120.23 anglers with disabilities.

120.24 **Subd. 10. Administrative and Emerging Issues** 2,120,000 -0-

120.25 **(a) Contract Agreement Reimbursement**

120.26 \$135,000 the first year is from the trust fund
 120.27 to the commissioner of natural resources, at
 120.28 the direction of the Legislative-Citizen
 120.29 Commission on Minnesota Resources, for
 120.30 expenses incurred in preparing and
 120.31 administering contracts for the agreements
 120.32 specified in this section. The commissioner
 120.33 must provide documentation to the

121.1 Legislative-Citizen Commission on Minnesota

121.2 Resources on the expenditure of these funds.

121.3 **(b) Legislative-Citizen Commission on**
121.4 **Minnesota Resources (LCCMR) Administration**

121.5 \$1,750,000 the first year is from the trust fund

121.6 to the Legislative-Citizen Commission on

121.7 Minnesota Resources for administration in

121.8 fiscal years 2022 and 2023 as provided in

121.9 Minnesota Statutes, section 116P.09,

121.10 subdivision 5. This appropriation is available

121.11 until June 30, 2023. Notwithstanding

121.12 Minnesota Statutes, section 116P.11,

121.13 paragraph (b), Minnesota Statutes, section

121.14 16A.281, applies to this appropriation.

121.15 **(c) Emerging Issues Account**

121.16 \$233,000 the first year is from the trust fund

121.17 to an emerging issues account authorized in

121.18 Minnesota Statutes, section 116P.08,

121.19 subdivision 4, paragraph (d).

121.20 **(d) Legislative Coordinating Commission (LCC)**
121.21 **Administration**

121.22 \$2,000 the first year is from the trust fund to

121.23 the Legislative Coordinating Commission for

121.24 the website required in Minnesota Statutes,

121.25 section 3.303, subdivision 10.

121.26 **Subd. 11. Availability of Appropriations**

121.27 Money appropriated in this section may not

121.28 be spent on activities unless they are directly

121.29 related to and necessary for a specific

121.30 appropriation and are specified in the work

121.31 plan approved by the Legislative-Citizen

121.32 Commission on Minnesota Resources. Money

121.33 appropriated in this section must not be spent

121.34 on indirect costs or other institutional overhead

122.1 charges that are not directly related to and
122.2 necessary for a specific appropriation. Costs
122.3 that are directly related to and necessary for
122.4 an appropriation, including financial services,
122.5 human resources, information services, rent,
122.6 and utilities, are eligible only if the costs can
122.7 be clearly justified and individually
122.8 documented specific to the appropriation's
122.9 purpose and would not be generated by the
122.10 recipient but for receipt of the appropriation.
122.11 No broad allocations for costs in either dollars
122.12 or percentages are allowed. Unless otherwise
122.13 provided, the amounts in this section are
122.14 available until June 30, 2024, when projects
122.15 must be completed and final products
122.16 delivered. For acquisition of real property, the
122.17 appropriations in this section are available for
122.18 an additional fiscal year if a binding contract
122.19 for acquisition of the real property is entered
122.20 into before the expiration date of the
122.21 appropriation. If a project receives a federal
122.22 grant, the period of the appropriation is
122.23 extended to equal the federal grant period.
122.24 **Subd. 12. Data Availability Requirements**
122.25 Data collected by the projects funded under
122.26 this section must conform to guidelines and
122.27 standards adopted by Minnesota IT Services.
122.28 Spatial data must also conform to additional
122.29 guidelines and standards designed to support
122.30 data coordination and distribution that have
122.31 been published by the Minnesota Geospatial
122.32 Information Office. Descriptions of spatial
122.33 data must be prepared as specified in the state's
122.34 geographic metadata guideline and must be
122.35 submitted to the Minnesota Geospatial

- 123.1 Information Office. All data must be
123.2 accessible and free to the public unless made
123.3 private under the Data Practices Act,
123.4 Minnesota Statutes, chapter 13. To the extent
123.5 practicable, summary data and results of
123.6 projects funded under this section should be
123.7 readily accessible on the Internet and
123.8 identified as having received funding from the
123.9 environment and natural resources trust fund.
- 123.10 **Subd. 13. Project Requirements**
- 123.11 (a) As a condition of accepting an
123.12 appropriation under this section, an agency or
123.13 entity receiving an appropriation or a party to
123.14 an agreement from an appropriation must
123.15 comply with paragraphs (b) to (l) and
123.16 Minnesota Statutes, chapter 116P, and must
123.17 submit a work plan and annual or semiannual
123.18 progress reports in the form determined by the
123.19 Legislative-Citizen Commission on Minnesota
123.20 Resources for any project funded in whole or
123.21 in part with funds from the appropriation.
- 123.22 Modifications to the approved work plan and
123.23 budget expenditures must be made through
123.24 the amendment process established by the
123.25 Legislative-Citizen Commission on Minnesota
123.26 Resources.
- 123.27 (b) A recipient of money appropriated in this
123.28 section that conducts a restoration using funds
123.29 appropriated in this section must use native
123.30 plant species according to the Board of Water
123.31 and Soil Resources' native vegetation
123.32 establishment and enhancement guidelines
123.33 and include an appropriate diversity of native
123.34 species selected to provide habitat for
123.35 pollinators throughout the growing season as

124.1 required under Minnesota Statutes, section
124.2 84.973.

124.3 (c) For all restorations conducted with money
124.4 appropriated under this section, a recipient
124.5 must prepare an ecological restoration and
124.6 management plan that, to the degree
124.7 practicable, is consistent with the
124.8 highest-quality conservation and ecological
124.9 goals for the restoration site. Consideration
124.10 should be given to soil, geology, topography,
124.11 and other relevant factors that would provide
124.12 the best chance for long-term success and
124.13 durability of the restoration project. The plan
124.14 must include the proposed timetable for
124.15 implementing the restoration, including site
124.16 preparation, establishment of diverse plant
124.17 species, maintenance, and additional
124.18 enhancement to establish the restoration;
124.19 identify long-term maintenance and
124.20 management needs of the restoration and how
124.21 the maintenance, management, and
124.22 enhancement will be financed; and take
124.23 advantage of the best-available science and
124.24 include innovative techniques to achieve the
124.25 best restoration.

124.26 (d) An entity receiving an appropriation in this
124.27 section for restoration activities must provide
124.28 an initial restoration evaluation at the
124.29 completion of the appropriation and an
124.30 evaluation three years after the completion of
124.31 the expenditure. Restorations must be
124.32 evaluated relative to the stated goals and
124.33 standards in the restoration plan, current
124.34 science, and, when applicable, the Board of
124.35 Water and Soil Resources' native vegetation

- 125.1 establishment and enhancement guidelines.
- 125.2 The evaluation must determine whether the
- 125.3 restorations are meeting planned goals,
- 125.4 identify any problems with implementing the
- 125.5 restorations, and, if necessary, give
- 125.6 recommendations on improving restorations.
- 125.7 The evaluation must be focused on improving
- 125.8 future restorations.
- 125.9 (e) All restoration and enhancement projects
- 125.10 funded with money appropriated in this section
- 125.11 must be on land permanently protected by a
- 125.12 conservation easement or public ownership.
- 125.13 (f) A recipient of money from an appropriation
- 125.14 under this section must give consideration to
- 125.15 contracting with Conservation Corps
- 125.16 Minnesota for contract restoration and
- 125.17 enhancement services.
- 125.18 (g) All conservation easements acquired with
- 125.19 money appropriated under this section must:
- 125.20 (1) be permanent;
- 125.21 (2) specify the parties to an easement in the
- 125.22 easement;
- 125.23 (3) specify all provisions of an agreement that
- 125.24 are permanent;
- 125.25 (4) be sent to the Legislative-Citizen
- 125.26 Commission on Minnesota Resources in an
- 125.27 electronic format at least ten business days
- 125.28 before closing;
- 125.29 (5) include a long-term monitoring and
- 125.30 enforcement plan and funding for monitoring
- 125.31 and enforcing the easement agreement; and
- 125.32 (6) include requirements in the easement
- 125.33 document to protect the quantity and quality

126.1 of groundwater and surface water through
126.2 specific activities such as keeping water on
126.3 the landscape, reducing nutrient and
126.4 contaminant loading, and not permitting
126.5 artificial hydrological modifications.

126.6 (h) For any acquisition of lands or interest in
126.7 lands, a recipient of money appropriated under
126.8 this section must not agree to pay more than
126.9 100 percent of the appraised value for a parcel
126.10 of land using this money to complete the
126.11 purchase, in part or in whole, except that up
126.12 to ten percent above the appraised value may
126.13 be allowed to complete the purchase, in part
126.14 or in whole, using this money if permission is
126.15 received in advance of the purchase from the
126.16 Legislative-Citizen Commission on Minnesota
126.17 Resources.

126.18 (i) For any acquisition of land or interest in
126.19 land, a recipient of money appropriated under
126.20 this section must give priority to high-quality
126.21 natural resources or conservation lands that
126.22 provide natural buffers to water resources.

126.23 (j) For new lands acquired with money
126.24 appropriated under this section, a recipient
126.25 must prepare an ecological restoration and
126.26 management plan in compliance with
126.27 paragraph (c), including sufficient funding for
126.28 implementation unless the work plan addresses
126.29 why a portion of the money is not necessary
126.30 to achieve a high-quality restoration.

126.31 (k) To ensure public accountability for using
126.32 public funds, a recipient of money
126.33 appropriated under this section must, within
126.34 60 days of the transaction, provide to the
126.35 Legislative-Citizen Commission on Minnesota

127.1 Resources documentation of the selection
127.2 process used to identify parcels acquired and
127.3 provide documentation of all related
127.4 transaction costs, including but not limited to
127.5 appraisals, legal fees, recording fees,
127.6 commissions, other similar costs, and
127.7 donations. This information must be provided
127.8 for all parties involved in the transaction. The
127.9 recipient must also report to the
127.10 Legislative-Citizen Commission on Minnesota
127.11 Resources any difference between the
127.12 acquisition amount paid to the seller and the
127.13 state-certified or state-reviewed appraisal, if
127.14 a state-certified or state-reviewed appraisal
127.15 was conducted.

127.16 (l) A recipient of an appropriation from the
127.17 trust fund under this section must acknowledge
127.18 financial support from the environment and
127.19 natural resources trust fund in project
127.20 publications, signage, and other public
127.21 communications and outreach related to work
127.22 completed using the appropriation.

127.23 Acknowledgment may occur, as appropriate,
127.24 through use of the trust fund logo or inclusion
127.25 of language attributing support from the trust
127.26 fund. Each direct recipient of money
127.27 appropriated in this section, as well as each
127.28 recipient of a grant awarded pursuant to this
127.29 section, must satisfy all reporting and other
127.30 requirements incumbent upon constitutionally
127.31 dedicated funding recipients as provided in
127.32 Minnesota Statutes, section 3.303, subdivision
127.33 10, and chapter 116P.

128.1 **Subd. 14. Payment Conditions and**
128.2 **Capital-Equipment Expenditures**

128.3 (a) All agreements, grants, or contracts
128.4 referred to in this section must be administered
128.5 on a reimbursement basis unless otherwise
128.6 provided in this section. Notwithstanding
128.7 Minnesota Statutes, section 16A.41,
128.8 expenditures made on or after July 1, 2021,
128.9 or the date the work plan is approved,
128.10 whichever is later, are eligible for
128.11 reimbursement unless otherwise provided in
128.12 this section. Periodic payments must be made
128.13 upon receiving documentation that the
128.14 deliverable items articulated in the approved
128.15 work plan have been achieved, including
128.16 partial achievements as evidenced by approved
128.17 progress reports. Reasonable amounts may be
128.18 advanced to projects to accommodate
128.19 cash-flow needs or match federal money. The
128.20 advances must be approved as part of the work
128.21 plan. No expenditures for capital equipment
128.22 are allowed unless expressly authorized in the
128.23 project work plan.

128.24 (b) Single-source contracts as specified in the
128.25 approved work plan are allowed.

128.26 **Subd. 15. Purchasing Recycled and Recyclable**
128.27 **Materials**

128.28 A political subdivision, public or private
128.29 corporation, or other entity that receives an
128.30 appropriation under this section must use the
128.31 appropriation in compliance with Minnesota
128.32 Statutes, section 16C.0725, regarding
128.33 purchasing recycled, repairable, and durable
128.34 materials and Minnesota Statutes, section
128.35 16C.073, regarding purchasing and using
128.36 paper stock and printing.

129.1 **Subd. 16. Energy Conservation and Sustainable**
129.2 **Building Guidelines**

129.3 A recipient to whom an appropriation is made
129.4 under this section for a capital improvement
129.5 project must ensure that the project complies
129.6 with the applicable energy conservation and
129.7 sustainable building guidelines and standards
129.8 contained in law, including Minnesota
129.9 Statutes, sections 16B.325, 216C.19, and
129.10 216C.20, and rules adopted under those
129.11 sections. The recipient may use the energy
129.12 planning, advocacy, and State Energy Office
129.13 units of the Department of Commerce to
129.14 obtain information and technical assistance
129.15 on energy conservation and alternative-energy
129.16 development relating to planning and
129.17 constructing the capital improvement project.

129.18 **Subd. 17. Accessibility**

129.19 Structural and nonstructural facilities must
129.20 meet the design standards in the Americans
129.21 with Disabilities Act (ADA) accessibility
129.22 guidelines.

129.23 **Subd. 18. Carryforward; Extension**

129.24 (a) Notwithstanding Minnesota Statutes,
129.25 section 16A.28, or any other law to the
129.26 contrary, the availability of any appropriation
129.27 or grant of money from the environment and
129.28 natural resources trust fund that would
129.29 otherwise cancel, lapse, or expire on June 30,
129.30 2021, is extended to June 30, 2022, if the
129.31 recipient or grantee does both of the following:
129.32 (1) by April 30, 2021, notifies the
129.33 Legislative-Citizen Commission on Minnesota
129.34 Resources in the manner specified by the
129.35 commission that the recipient or grantee

- 130.1 intends to avail itself of the extension available
130.2 under this section; and
- 130.3 (2) modifies the applicable work plan where
130.4 required by Minnesota Statutes, section
130.5 116P.05, subdivision 2, in accordance with
130.6 the work plan amendment procedures adopted
130.7 under that section.
- 130.8 (b) The commission must notify the
130.9 commissioner of management and budget and
130.10 the commissioner of natural resources of any
130.11 extension granted under this section.
- 130.12 **Subd. 19. Repurpose of Prior Appropriations;**
130.13 **Natural Resources Research Institute**
- 130.14 (a) The following amounts, totaling \$840,000,
130.15 are transferred to the Board of Regents of the
130.16 University of Minnesota for academic and
130.17 applied research through the MnDRIVE
130.18 program at the Natural Resources Research
130.19 Institute to develop and demonstrate
130.20 technologies that enhance the long-term health
130.21 and management of Minnesota's forest
130.22 resources, extend the viability of incumbent
130.23 forest-based industries, and accelerate
130.24 emerging industry opportunities. Of this
130.25 amount, \$500,000 is for extending the
130.26 demonstrated forest management assessment
130.27 tool to statewide application:
- 130.28 (1) the unencumbered amount, estimated to
130.29 be \$250,000, in Laws 2017, chapter 96,
130.30 section 2, subdivision 7, paragraph (e),
130.31 Geotargeted Distributed Clean Energy
130.32 Initiative;
- 130.33 (2) the unencumbered amount, estimated to
130.34 be \$20,000, in Laws 2017, chapter 96, section

- 131.1 2, subdivision 8, paragraph (g), Minnesota
 131.2 Bee and Beneficial Species Habitat
 131.3 Restoration;
 131.4 (3) the unencumbered amount, estimated to
 131.5 be \$350,000, in Laws 2018, chapter 214,
 131.6 article 4, section 2, subdivision 9, paragraph
 131.7 (e), Swedish Immigrant Regional Trail
 131.8 Segment within Interstate State Park; and
 131.9 (4) the unencumbered amount, estimated to
 131.10 be \$220,000, in Laws 2019, First Special
 131.11 Session chapter 4, article 2, section 2,
 131.12 subdivision 5, paragraph (a), Expanding Camp
 131.13 Sunrise Environmental Program.
 131.14 (b) The amounts transferred under this
 131.15 subdivision are available until June 30, 2023.

- 131.16 **EFFECTIVE DATE.** Subdivisions 18 and 19 are effective the day following final
 131.17 enactment.

131.18 **ARTICLE 4**
 131.19 **POLLUTION CONTROL**

- 131.20 Section 1. Minnesota Statutes 2020, section 16A.151, subdivision 2, is amended to read:
- 131.21 Subd. 2. **Exceptions.** (a) If a state official litigates or settles a matter on behalf of specific
 131.22 injured persons or entities, this section does not prohibit distribution of money to the specific
 131.23 injured persons or entities on whose behalf the litigation or settlement efforts were initiated.
 131.24 If money recovered on behalf of injured persons or entities cannot reasonably be distributed
 131.25 to those persons or entities because they cannot readily be located or identified or because
 131.26 the cost of distributing the money would outweigh the benefit to the persons or entities, the
 131.27 money must be paid into the general fund.
- 131.28 (b) Money recovered on behalf of a fund in the state treasury other than the general fund
 131.29 may be deposited in that fund.
- 131.30 (c) This section does not prohibit a state official from distributing money to a person or
 131.31 entity other than the state in litigation or potential litigation in which the state is a defendant
 131.32 or potential defendant.

132.1 (d) State agencies may accept funds as directed by a federal court for any restitution or
132.2 monetary penalty under United States Code, title 18, section 3663(a)(3), or United States
132.3 Code, title 18, section 3663A(a)(3). Funds received must be deposited in a special revenue
132.4 account and are appropriated to the commissioner of the agency for the purpose as directed
132.5 by the federal court.

132.6 (e) Tobacco settlement revenues as defined in section 16A.98, subdivision 1, paragraph
132.7 (t), may be deposited as provided in section 16A.98, subdivision 12.

132.8 (f) Any money received by the state resulting from a settlement agreement or an assurance
132.9 of discontinuance entered into by the attorney general of the state, or a court order in litigation
132.10 brought by the attorney general of the state, on behalf of the state or a state agency, against
132.11 one or more opioid manufacturers or opioid wholesale drug distributors related to alleged
132.12 violations of consumer fraud laws in the marketing, sale, or distribution of opioids in this
132.13 state or other alleged illegal actions that contributed to the excessive use of opioids, must
132.14 be deposited in a separate account in the state treasury and the commissioner shall notify
132.15 the chairs and ranking minority members of the Finance Committee in the senate and the
132.16 Ways and Means Committee in the house of representatives that an account has been created.
132.17 This paragraph does not apply to attorney fees and costs awarded to the state or the Attorney
132.18 General's Office, to contract attorneys hired by the state or Attorney General's Office, or to
132.19 other state agency attorneys. If the licensing fees under section 151.065, subdivision 1,
132.20 clause (16), and subdivision 3, clause (14), are reduced and the registration fee under section
132.21 151.066, subdivision 3, is repealed in accordance with section 256.043, subdivision 4, then
132.22 the commissioner shall transfer from the separate account created in this paragraph to the
132.23 opiate epidemic response fund under section 256.043 an amount that ensures that \$20,940,000
132.24 each fiscal year is available for distribution in accordance with section 256.043, subdivisions
132.25 2 and 3.

132.26 (g) If the Minnesota Pollution Control Agency recovers \$250,000 or more in litigation
132.27 or in settlement of a matter that could have resulted in litigation for a civil penalty from
132.28 violations of a permit issued by the Minnesota Pollution Control Agency, then 40 percent
132.29 of the money recovered must be distributed to the community health board, as defined in
132.30 section 145A.02, where the permitted facility is located. The commissioner of the Minnesota
132.31 Pollution Control Agency must notify the applicable community health board within 30
132.32 days of a final court order in the litigation or the effective date of the settlement agreement
132.33 that the litigation has concluded or a settlement has been reached. The commissioner of the
132.34 Minnesota Pollution Control Agency must collect the money and transfer it to the applicable
132.35 community health board. The community health board must meet directly with the residents

133.1 potentially affected by the pollution that was the subject of the litigation or settlement to
133.2 understand the residents' concerns and incorporate those concerns into a project that addresses
133.3 residents' health concerns resulting from their exposure to pollution. The project must be
133.4 implemented by the community health board and funded as directed in this paragraph. The
133.5 Department of Health shall assist the community health board with project development
133.6 and implementation, if requested by the community health board. The community health
133.7 board may use up to five percent of the funds transferred to it under this paragraph for the
133.8 reasonable direct costs it incurs to administer the provisions of this paragraph and for
133.9 assistance from the Department of Health under this paragraph. This paragraph directs the
133.10 transfer and use of money only and does not create a right of intervention in the litigation
133.11 or settlement of the enforcement action for any person or entity.

133.12 **EFFECTIVE DATE.** This section is effective the day following final enactment and
133.13 applies to all litigation actions or settlements from which the Minnesota Pollution Control
133.14 Agency recovered \$250,000 or more on or after that date.

133.15 Sec. 2. Minnesota Statutes 2020, section 115.03, subdivision 1, is amended to read:

133.16 Subdivision 1. **Generally.** The agency is hereby given and charged with the following
133.17 powers and duties:

133.18 (a) to administer and enforce all laws relating to the pollution of any of the waters of
133.19 the state;

133.20 (b) to investigate the extent, character, and effect of the pollution of the waters of this
133.21 state and to gather data and information necessary or desirable in the administration or
133.22 enforcement of pollution laws, and to make such classification of the waters of the state as
133.23 it may deem advisable;

133.24 (c) to establish and alter such reasonable pollution standards for any waters of the state
133.25 in relation to the public use to which they are or may be put as it shall deem necessary for
133.26 the purposes of this chapter and, with respect to the pollution of waters of the state, chapter
133.27 116;

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

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

134.1 or abate water pollution, or for the installation or operation of disposal systems or parts
134.2 thereof, or for other equipment and facilities:

134.3 (1) requiring the discontinuance of the discharge of sewage, industrial waste or other
134.4 wastes into any waters of the state resulting in pollution in excess of the applicable pollution
134.5 standard established under this chapter;

134.6 (2) prohibiting or directing the abatement of any discharge of sewage, industrial waste,
134.7 or other wastes, into any waters of the state or the deposit thereof or the discharge into any
134.8 municipal disposal system where the same is likely to get into any waters of the state in
134.9 violation of this chapter and, with respect to the pollution of waters of the state, chapter
134.10 116, or standards or rules promulgated or permits issued pursuant thereto, and specifying
134.11 the schedule of compliance within which such prohibition or abatement must be
134.12 accomplished;

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

134.16 (4) requiring the construction, installation, maintenance, and operation by any person
134.17 of any disposal system or any part thereof, or other equipment and facilities, or the
134.18 reconstruction, alteration, or enlargement of its existing disposal system or any part thereof,
134.19 or the adoption of other remedial measures to prevent, control or abate any discharge or
134.20 deposit of sewage, industrial waste or other wastes by any person;

134.21 (5) establishing, and from time to time revising, standards of performance for new sources
134.22 taking into consideration, among other things, classes, types, sizes, and categories of sources,
134.23 processes, pollution control technology, cost of achieving such effluent reduction, and any
134.24 nonwater quality environmental impact and energy requirements. Said standards of
134.25 performance for new sources shall encompass those standards for the control of the discharge
134.26 of pollutants which reflect the greatest degree of effluent reduction which the agency
134.27 determines to be achievable through application of the best available demonstrated control
134.28 technology, processes, operating methods, or other alternatives, including, where practicable,
134.29 a standard permitting no discharge of pollutants. New sources shall encompass buildings,
134.30 structures, facilities, or installations from which there is or may be the discharge of pollutants,
134.31 the construction of which is commenced after the publication by the agency of proposed
134.32 rules prescribing a standard of performance which will be applicable to such source.
134.33 Notwithstanding any other provision of the law of this state, any point source the construction
134.34 of which is commenced after May 20, 1973, and which is so constructed as to meet all

135.1 applicable standards of performance for new sources shall, consistent with and subject to
135.2 the provisions of section 306(d) of the Amendments of 1972 to the Federal Water Pollution
135.3 Control Act, not be subject to any more stringent standard of performance for new sources
135.4 during a ten-year period beginning on the date of completion of such construction or during
135.5 the period of depreciation or amortization of such facility for the purposes of section 167
135.6 or 169, or both, of the Federal Internal Revenue Code of 1954, whichever period ends first.
135.7 Construction shall encompass any placement, assembly, or installation of facilities or
135.8 equipment, including contractual obligations to purchase such facilities or equipment, at
135.9 the premises where such equipment will be used, including preparation work at such
135.10 premises;

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

135.14 (7) requiring the owner or operator of any disposal system or any point source to establish
135.15 and maintain such records, make such reports, install, use, and maintain such monitoring
135.16 equipment or methods, including where appropriate biological monitoring methods, sample
135.17 such effluents in accordance with such methods, at such locations, at such intervals, and in
135.18 such a manner as the agency shall prescribe, and providing such other information as the
135.19 agency may reasonably require;

135.20 (8) notwithstanding any other provision of this chapter, and with respect to the pollution
135.21 of waters of the state, chapter 116, requiring the achievement of more stringent limitations
135.22 than otherwise imposed by effluent limitations in order to meet any applicable water quality
135.23 standard by establishing new effluent limitations, based upon section 115.01, subdivision
135.24 13, clause (b), including alternative effluent control strategies for any point source or group
135.25 of point sources to insure the integrity of water quality classifications, whenever the agency
135.26 determines that discharges of pollutants from such point source or sources, with the
135.27 application of effluent limitations required to comply with any standard of best available
135.28 technology, would interfere with the attainment or maintenance of the water quality
135.29 classification in a specific portion of the waters of the state. Prior to establishment of any
135.30 such effluent limitation, the agency shall hold a public hearing to determine the relationship
135.31 of the economic and social costs of achieving such limitation or limitations, including any
135.32 economic or social dislocation in the affected community or communities, to the social and
135.33 economic benefits to be obtained and to determine whether or not such effluent limitation
135.34 can be implemented with available technology or other alternative control strategies. If a
135.35 person affected by such limitation demonstrates at such hearing that, whether or not such

136.1 technology or other alternative control strategies are available, there is no reasonable
136.2 relationship between the economic and social costs and the benefits to be obtained, such
136.3 limitation shall not become effective and shall be adjusted as it applies to such person;

136.4 (9) modifying, in its discretion, any requirement or limitation based upon best available
136.5 technology with respect to any point source for which a permit application is filed after July
136.6 1, 1977, upon a showing by the owner or operator of such point source satisfactory to the
136.7 agency that such modified requirements will represent the maximum use of technology
136.8 within the economic capability of the owner or operator and will result in reasonable further
136.9 progress toward the elimination of the discharge of pollutants; ~~and~~

136.10 (10) requiring that applicants for wastewater discharge permits evaluate in their
136.11 applications the potential reuses of the discharged wastewater; and

136.12 (11) requiring parties who enter into a negotiated agreement to settle an enforcement
136.13 matter with the agency to reimburse the agency according to this clause for oversight costs
136.14 that are incurred by the agency and associated with implementing the negotiated agreement.
136.15 The agency may recover oversight costs exceeding \$25,000. Oversight costs include
136.16 personnel and direct costs associated with inspections, sampling, monitoring, modeling,
136.17 risk assessment, permit writing, engineering review, economic analysis and review, and
136.18 other record or document review. Only oversight costs incurred after executing the negotiated
136.19 agreement are covered by this clause. The agency's legal and litigation costs are not covered
136.20 by this clause. The commissioner has discretion as to whether to apply this clause in cases
136.21 when the agency is using schedules of compliance to bring a class of regulated parties into
136.22 compliance. Reimbursement amounts are appropriated to the commissioner;

136.23 (f) to require to be submitted and to approve plans and specifications for disposal systems
136.24 or point sources, or any part thereof and to inspect the construction thereof for compliance
136.25 with the approved plans and specifications thereof;

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

136.31 (h) to conduct such investigations, issue such notices, public and otherwise, and hold
136.32 such hearings as are necessary or which it may deem advisable for the discharge of its duties
136.33 under this chapter and, with respect to the pollution of waters of the state, under chapter
136.34 116, including, but not limited to, the issuance of permits, and to authorize any member,

137.1 employee, or agent appointed by it to conduct such investigations or, issue such notices and
137.2 hold such hearings;

137.3 (i) for the purpose of water pollution control planning by the state and pursuant to the
137.4 Federal Water Pollution Control Act, as amended, to establish and revise planning areas,
137.5 adopt plans and programs and continuing planning processes, including, but not limited to,
137.6 basin plans and areawide waste treatment management plans, and to provide for the
137.7 implementation of any such plans by means of, including, but not limited to, standards, plan
137.8 elements, procedures for revision, intergovernmental cooperation, residual treatment process
137.9 waste controls, and needs inventory and ranking for construction of disposal systems;

137.10 (j) to train water pollution control personnel, and charge such fees therefor as are
137.11 necessary to cover the agency's costs. All such fees received shall be paid into the state
137.12 treasury and credited to the Pollution Control Agency training account;

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

137.18 (l) to set a period not to exceed five years for the duration of any national pollutant
137.19 discharge elimination system permit or not to exceed ten years for any permit issued as a
137.20 state disposal system permit only;

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

137.25 (n) to train subsurface sewage treatment system personnel, including persons who design,
137.26 construct, install, inspect, service, and operate subsurface sewage treatment systems, and
137.27 charge fees as necessary to pay the agency's costs. All fees received must be paid into the
137.28 state treasury and credited to the agency's training account. Money in the account is
137.29 appropriated to the agency to pay expenses related to training.

137.30 The information required in clause (m) must be submitted in every odd-numbered year to
137.31 the commissioner on a form provided by the commissioner. The commissioner shall provide
137.32 technical assistance if requested by the governmental subdivision.

138.1 The powers and duties given the agency in this subdivision also apply to permits issued
138.2 under chapter 114C.

138.3 Sec. 3. Minnesota Statutes 2020, section 115.061, is amended to read:

138.4 **115.061 DUTY TO NOTIFY; AVOIDING WATER POLLUTION.**

138.5 (a) Except as provided in paragraph (b), it is the duty of every person to notify the agency
138.6 immediately of the discharge, accidental or otherwise, of any substance or material under
138.7 its control which, if not recovered, may cause pollution of waters of the state, and the
138.8 responsible person shall recover as rapidly and as thoroughly as possible such substance or
138.9 material and take immediately such other action as may be reasonably possible to minimize
138.10 or abate pollution of waters of the state caused thereby.

138.11 (b) Notification is not required under paragraph (a) for a discharge of five gallons or
138.12 less of petroleum, as defined in section 115C.02, subdivision 10. This paragraph does not
138.13 affect the other requirements of paragraph (a).

138.14 (c) Promptly after notifying the agency of a discharge event under paragraph (a), a
138.15 publicly owned treatment works or a publicly or privately owned domestic sewer system
138.16 owner must provide notice to the potentially impacted public and to any downstream drinking
138.17 water facility that may be impacted by the discharge event. Notice to the public and to any
138.18 drinking water facility must be made using the most efficient communications system
138.19 available to the facility owner, such as in person, phone call, radio, social media, webpage
138.20 or another expedited form. In addition, signage must be posted at all impacted public use
138.21 areas within the same jurisdiction or notification must be provided to the entity that has
138.22 jurisdiction over any impacted public use areas. A notice under this paragraph must include
138.23 the date and time of the release, a description of the material released, a warning of the
138.24 potential public health risk, and the permittee's contact information.

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

138.26 Sec. 4. Minnesota Statutes 2020, section 115.071, subdivision 1, is amended to read:

138.27 Subdivision 1. **Remedies available.** The provisions of sections 103F.701 to 103F.755,
138.28 this chapter and chapters 114C, 115A, and 116, and sections 325E.10 to 325E.1251 and
138.29 325E.32 and all rules, standards, orders, stipulation agreements, schedules of compliance,
138.30 and permits adopted or issued by the agency thereunder or under any other law now in force
138.31 or hereafter enacted for the prevention, control, or abatement of pollution may be enforced
138.32 by any one or any combination of the following: criminal prosecution; action to recover

139.1 civil penalties; injunction; action to compel or cease performance; or other appropriate
139.2 action, in accordance with the provisions of said chapters and this section.

139.3 Sec. 5. Minnesota Statutes 2020, section 115.071, is amended by adding a subdivision to
139.4 read:

139.5 Subd. 3a. **Public informational meeting.** (a) The commissioner, before finalizing a
139.6 stipulation agreement or consent decree with a facility in which the agency is seeking a
139.7 settlement amount greater than \$25,000, must hold a public informational meeting at a
139.8 convenient time at a location near the facility to:

139.9 (1) notwithstanding section 13.39, subdivision 2, describe the amount, frequency,
139.10 duration, and chemical nature of the pollution released or emitted by the facility and the
139.11 risks to public health and the environment from that exposure; and

139.12 (2) allow members of the public, including those persons potentially exposed to pollution
139.13 released or emitted from the facility, to make the agency aware of:

139.14 (i) interactions between the facility and the public regarding the facility's operations;

139.15 (ii) operational problems or incidents that have occurred at the facility; and

139.16 (iii) suggestions regarding supplemental environmental projects that the public may
139.17 prefer as part of a stipulation agreement or consent decree between the facility and the
139.18 agency.

139.19 (b) For the purposes of this section, "supplemental environmental project" means a
139.20 project that benefits the environment or public health and that a regulated facility agrees to
139.21 undertake as part of a settlement with respect to an enforcement action taken by the agency
139.22 to resolve noncompliance.

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

139.24 Sec. 6. Minnesota Statutes 2020, section 115.071, subdivision 4, is amended to read:

139.25 Subd. 4. **Injunctions.** Any violation of the provisions, rules, standards, orders, stipulation
139.26 agreements, variances, schedules of compliance, or permits specified in this chapter and
139.27 chapters 114C and 116 ~~shall constitute~~ constitutes a public nuisance and may be enjoined
139.28 as provided by law in an action, in the name of the state, brought by the attorney general.
139.29 Injunctive relief under this subdivision may include but is not limited to a requirement that
139.30 a facility or person immediately cease operation or activities until such time as the
139.31 commissioner has reasonable assurance that renewed operation or activities will not violate

140.1 state pollution requirements, cause harm to human health, or result in a serious violation of
140.2 an applicable permit.

140.3 Sec. 7. Minnesota Statutes 2020, section 115.071, is amended by adding a subdivision to
140.4 read:

140.5 Subd. 8. **Stipulation agreements.** In exercising enforcement powers over a term of a
140.6 stipulation agreement when a party asserts a good cause or force majeure claim for an
140.7 extension of time to comply with a stipulated term, the commissioner must not grant the
140.8 extension if the assertion is based solely on increased costs.

140.9 Sec. 8. Minnesota Statutes 2020, section 115.071, is amended by adding a subdivision to
140.10 read:

140.11 Subd. 9. **Compliance when required permit not obtained.** The commissioner may
140.12 require a person or facility that fails to obtain a required permit to comply with any terms
140.13 of a permit that would have been issued had the person or facility obtained a permit, including
140.14 but not limited to reporting, monitoring, controlling pollutant discharge, and creating and
140.15 implementing operations and maintenance plans. The person or facility is subject to liability
140.16 and penalties, including criminal liability, for failing to operate in compliance with a permit
140.17 not obtained beginning at the time a permit should have been obtained.

140.18 Sec. 9. Minnesota Statutes 2020, section 115A.03, is amended by adding a subdivision to
140.19 read:

140.20 Subd. 10b. **Environmental justice.** "Environmental justice" means that:

140.21 (1) communities of color, Indigenous communities, and low-income communities have
140.22 a healthy environment and are treated fairly when environmental statutes, rules, and policies
140.23 are developed, adopted, implemented, and enforced; and

140.24 (2) in all decisions that have the potential to affect the environment of an environmental
140.25 justice area or the public health of its residents, due consideration is given to the history of
140.26 those residents' cumulative exposure to pollutants and to any current socioeconomic
140.27 conditions that increase the physical sensitivity of those residents to additional exposure to
140.28 pollutants.

141.1 Sec. 10. Minnesota Statutes 2020, section 115A.03, is amended by adding a subdivision
141.2 to read:

141.3 Subd. 10c. **Environmental justice area.** "Environmental justice area" means one or
141.4 more census blocks in Minnesota:

141.5 (1) in which, based on the most recent data published by the United States Census Bureau:

141.6 (i) 40 percent or more of the population is nonwhite;

141.7 (ii) 35 percent or more of the households have an income at or below 200 percent of the
141.8 federal poverty level; or

141.9 (iii) 40 percent or more of the population over the age of five have limited English
141.10 proficiency; or

141.11 (2) within Indian country, as defined in United State Code, title 18, section 1151.

141.12 Sec. 11. Minnesota Statutes 2020, section 115A.1310, subdivision 12b, is amended to
141.13 read:

141.14 Subd. 12b. **Phase II recycling credits.** "Phase II recycling credits" means ~~the number~~
141.15 ~~of pounds of covered electronic devices recycled by a manufacturer during a program year~~
141.16 ~~beginning July 1, 2019, and thereafter, from households located outside the 11-county~~
141.17 ~~metropolitan area, as defined in section 115A.1314, subdivision 2, less the manufacturer's~~
141.18 ~~recycling obligation calculated for the same program year in section 115A.1320, subdivision~~
141.19 ~~1, paragraph (g):~~ an amount calculated in a program year beginning July 1, 2019, and in
141.20 each program year thereafter, according to the formula $(1.5 \times A) - (B - C)$, where:

141.21 A = the number of pounds of covered electronic devices a manufacturer recycled or
141.22 arranged to have collected and recycled during a program year from households located
141.23 outside the 11-county metropolitan area, as defined in section 115A.1314, subdivision 2;

141.24 B = the manufacturer's recycling obligation calculated for the same program year in
141.25 section 115A.1320, subdivision 1, paragraph (g); and

141.26 C = the number of pounds of covered electronic devices a manufacturer recycled or
141.27 arranged to have collected and recycled, up to but not exceeding B, during the same program
141.28 year from households in the 11-county metropolitan area.

142.1 Sec. 12. Minnesota Statutes 2020, section 115A.1312, subdivision 1, is amended to read:

142.2 Subdivision 1. **Requirements for sale.** (a) On or after September 1, 2007, a manufacturer
142.3 must not sell or offer for sale or deliver to retailers for subsequent sale a new video display
142.4 device unless:

142.5 (1) the video display device is labeled with the manufacturer's brand, which label is
142.6 permanently affixed and readily visible; and

142.7 (2) the manufacturer has filed a registration with the agency, as specified in subdivision
142.8 2.

142.9 ~~(b) On or after February 1, 2008, a retailer who sells or offers for sale a new video display~~
142.10 ~~device to a household must, before the initial offer for sale, review the agency website~~
142.11 ~~specified in subdivision 2, paragraph (g), to determine that all new video display devices~~
142.12 ~~that the retailer is offering for sale are labeled with the manufacturer's brands that are~~
142.13 ~~registered with the agency.~~

142.14 (b) A retailer must not sell, offer for sale, rent, or lease a video display device unless
142.15 the video display device is labeled according to this subdivision and listed as registered on
142.16 the agency website according to subdivision 2.

142.17 (c) A retailer is not responsible for an unlawful sale under this subdivision if the
142.18 manufacturer's registration expired or was revoked and the retailer took possession of the
142.19 video display device prior to the expiration or revocation of the manufacturer's registration
142.20 and the unlawful sale occurred within six months after the expiration or revocation.

142.21 Sec. 13. Minnesota Statutes 2020, section 115A.1314, subdivision 1, is amended to read:

142.22 Subdivision 1. **Registration fee.** (a) Each manufacturer who registers under section
142.23 115A.1312 must, by August 15 each year, pay to the commissioner of revenue an annual
142.24 registration fee, on a form and in a manner prescribed by the commissioner of revenue. The
142.25 commissioner of revenue must deposit the fee in the state treasury and credit the fee to the
142.26 environmental fund.

142.27 (b) The registration fee for manufacturers that sell 100 or more video display devices
142.28 to households in the state during the previous calendar year is \$2,500, plus a variable
142.29 recycling fee. The registration fee for manufacturers that sell fewer than 100 video display
142.30 devices in the state during the previous calendar year is a variable recycling fee. The variable
142.31 recycling fee is calculated according to the formula:

142.32 $[A - (B + C)] \times D$, where:

143.1 A = the manufacturer's recycling obligation as determined under section 115A.1320;

143.2 B = the number of pounds of covered electronic devices ~~recycled by~~ that a manufacturer
143.3 recycled or arranged to have collected and recycled from households during the immediately
143.4 preceding program year, as reported under section 115A.1316, subdivision 1;

143.5 C = the number of phase I or phase II recycling credits a manufacturer elects to use to
143.6 calculate the variable recycling fee; and

143.7 D = the estimated per-pound cost of recycling, initially set at \$0.50 per pound for
143.8 manufacturers who recycle less than 50 percent of the manufacturer's recycling obligation;
143.9 \$0.40 per pound for manufacturers who recycle at least 50 percent but less than 90 percent
143.10 of the manufacturer's recycling obligation; \$0.30 per pound for manufacturers who recycle
143.11 at least 90 percent but less than 100 percent of the manufacturer's recycling obligation; and
143.12 \$0.00 per pound for manufacturers who recycle 100 percent or more of the manufacturer's
143.13 recycling obligation.

143.14 (c) A manufacturer may petition the agency to waive the per-pound cost of recycling
143.15 fee, element D in the formula in paragraph (b), required under this section. The agency shall
143.16 direct the commissioner of revenue to waive the per-pound cost of recycling fee if the
143.17 manufacturer demonstrates to the agency's satisfaction a good faith effort to meet its recycling
143.18 obligation as determined under section 115A.1320. The petition must include:

143.19 (1) documentation that the manufacturer has met at least 75 percent of its recycling
143.20 obligation as determined under section 115A.1320;

143.21 (2) a list of political subdivisions and public and private collectors with whom the
143.22 manufacturer had a formal contract or agreement in effect during the previous program year
143.23 to recycle or collect covered electronic devices;

143.24 (3) the total amounts of covered electronic devices collected from both within and outside
143.25 of the 11-county metropolitan area, as defined in subdivision 2;

143.26 (4) a description of the manufacturer's best efforts to meet its recycling obligation as
143.27 determined under section 115A.1320; and

143.28 (5) any other information requested by the agency.

143.29 (d) A manufacturer may retain phase I and phase II recycling credits to be added, in
143.30 whole or in part, to the actual value of C, as reported under section 115A.1316, subdivision
143.31 2, during any succeeding program year, provided that no more than 25 percent of a
143.32 manufacturer's recycling obligation ($A \times B$) for any program year may be met with phase
143.33 I and phase II recycling credits, separately or in combination, generated in a prior program

144.1 year. A manufacturer may sell any portion or all of its phase I and phase II recycling credits
144.2 to another manufacturer, at a price negotiated by the parties, who may use the credits in the
144.3 same manner.

144.4 (e) For the purpose of determining B in calculating a manufacturer's variable recycling
144.5 fee using the formula under paragraph (b), starting with the program year beginning July
144.6 1, 2019, and continuing each year thereafter, the weight of covered electronic devices
144.7 ~~collected from~~ that a manufacturer recycled or arranged to have collected and recycled from
144.8 households located outside the 11-county metropolitan area, as defined in subdivision 2,
144.9 paragraph (b), is calculated at 1.5 times their actual weight.

144.10 Sec. 14. Minnesota Statutes 2020, section 115A.1316, subdivision 1, is amended to read:

144.11 Subdivision 1. **Manufacturer reporting requirements.** ~~(a) By August 1, 2016, each~~
144.12 ~~manufacturer must report to the agency using the form prescribed:~~

144.13 ~~(1) the total weight of each specific model of its video display devices sold to households~~
144.14 ~~during the previous program year; and~~

144.15 ~~(2) either:~~

144.16 ~~(i) the total weight of its video display devices sold to households during the previous~~
144.17 ~~program year; or~~

144.18 ~~(ii) an estimate of the total weight of its video display devices sold to households during~~
144.19 ~~the previous program year, calculated by multiplying the weight of its video display devices~~
144.20 ~~sold nationally times the quotient of Minnesota's population divided by the national~~
144.21 ~~population. All manufacturers with sales of 99 or fewer video display devices to households~~
144.22 ~~in the state during the previous calendar year must report using the method under this item~~
144.23 ~~for calculating sales.~~

144.24 ~~(b)~~ (a) By March 1, 2017, and each March 1 thereafter each year, each manufacturer
144.25 must report to the agency using the form prescribed:

144.26 (1) the total weight of each specific model of its video display devices sold to households
144.27 during the previous calendar year; and

144.28 (2) either:

144.29 (i) the total weight of its video display devices sold to households during the previous
144.30 calendar year; or

144.31 (ii) an estimate of the total weight of its video display devices sold to households during
144.32 the previous calendar year, calculated by multiplying the weight of its video display devices

145.1 sold nationally times the quotient of Minnesota's population divided by the national
145.2 population. All manufacturers with sales of 99 or fewer video display devices to households
145.3 in the state during the previous calendar year must report using the method under this item
145.4 for calculating sales.

145.5 A manufacturer must submit with the report required under this paragraph a description of
145.6 how the information or estimate was calculated.

145.7 ~~(e)~~ (b) By August 15 each year, each manufacturer must report to the department until
145.8 ~~June 30, 2017, and to the agency thereafter;~~

145.9 (1) the total weight of covered electronic devices the manufacturer collected from
145.10 households and recycled or arranged to have collected and recycled during the preceding
145.11 program year;

145.12 ~~(d)~~ (b) By August 15 each year, each manufacturer must report separately to the department
145.13 ~~until June 30, 2017, and to the agency thereafter;~~

145.14 ~~(1)~~ (2) the number of phase I and phase II recycling credits the manufacturer has
145.15 purchased and sold during the preceding program year;

145.16 ~~(2)~~ (3) the number of phase I and phase II recycling credits possessed by the manufacturer
145.17 that the manufacturer elects to use in the calculation of its variable recycling fee under
145.18 section 115A.1314, subdivision 1; and

145.19 ~~(3)~~ (4) the number of phase I and phase II recycling credits the manufacturer retains at
145.20 the beginning of the current program year.

145.21 ~~(e)~~ (c) Upon request of the commissioner of revenue, the agency shall provide a copy
145.22 of each report to the commissioner of revenue.

145.23 Sec. 15. Minnesota Statutes 2020, section 115A.1318, subdivision 2, is amended to read:

145.24 Subd. 2. **Recycler responsibilities.** (a) As part of the report submitted under section
145.25 115A.1316, subdivision 2, a recycler must certify, except as provided in paragraph (b), that
145.26 facilities that recycle covered electronic devices, including all downstream recycling
145.27 operations:

145.28 (1) use only registered collectors;

145.29 (2) comply with all applicable health, environmental, safety, and financial responsibility
145.30 regulations;

145.31 (3) are licensed by all applicable governmental authorities;

- 146.1 (4) use no prison labor to recycle video display devices;
- 146.2 (5) possess liability insurance of not less than \$1,000,000 for environmental releases,
146.3 accidents, and other emergencies;
- 146.4 (6) provide a report annually to each registered collector regarding the video display
146.5 devices received from that entity; and
- 146.6 (7) do not charge collectors for ~~the transportation and~~ transporting, recycling of, or any
146.7 necessary supplies related to transporting or recycling covered electronic devices that meet
146.8 a manufacturer's recycling obligation as determined under section 115A.1320, unless
146.9 otherwise mutually agreed upon.
- 146.10 (b) A nonprofit corporation that contracts with a correctional institution to refurbish and
146.11 reuse donated computers in schools is exempt from paragraph (a), clauses (4) and (5).
- 146.12 (c) Except to the extent otherwise required by law and unless agreed upon otherwise by
146.13 the recycler or manufacturer, a recycler has no responsibility for any data that may be
146.14 contained in a covered electronic device if an information storage device is included in the
146.15 covered electronic device.
- 146.16 Sec. 16. Minnesota Statutes 2020, section 115A.1320, subdivision 1, is amended to read:
- 146.17 Subdivision 1. **Duties of agency.** (a) The agency shall administer sections 115A.1310
146.18 to 115A.1330.
- 146.19 (b) The agency shall establish procedures for:
- 146.20 (1) receipt and maintenance of the registration statements and certifications filed with
146.21 the agency under section 115A.1312; and
- 146.22 (2) making the statements and certifications easily available to manufacturers, retailers,
146.23 and members of the public.
- 146.24 (c) The agency shall annually review the following variables that are used to calculate
146.25 a manufacturer's annual registration fee under section 115A.1314, subdivision 1:
- 146.26 (1) the obligation-setting mechanism for manufacturers as specified under paragraph
146.27 (g);
- 146.28 (2) the estimated per-pound price of recycling covered electronic devices sold to
146.29 households; and
- 146.30 (3) the base registration fee.

147.1 (d) If the agency determines that any of these values must be changed in order to improve
147.2 the efficiency or effectiveness of the activities regulated under sections 115A.1312 to
147.3 115A.1330, or if the revenues exceed the amount that the agency determines is necessary,
147.4 the agency shall submit recommended changes and the reasons for them to the chairs of the
147.5 senate and house of representatives committees with jurisdiction over solid waste policy.

147.6 (e) By ~~September 1, 2016, and by May 1, 2017, and each May 1 thereafter~~ each year,
147.7 the agency shall publish a statewide recycling goal for all video display device waste that
147.8 is the weight of all video display devices collected for recycling during each of the three
147.9 most recently completed program years, excluding the most recently concluded program
147.10 year, divided by two. ~~For the program years beginning July 1, 2016, July 1, 2017, and July~~
147.11 ~~1, 2018, the agency shall establish and publish separate statewide recycling goals for video~~
147.12 ~~display devices as follows:~~

147.13 ~~(1) the agency shall set the statewide recycling goal for video display devices at~~
147.14 ~~25,000,000 pounds, 23,000,000 pounds, and 21,000,000 pounds, respectively, during these~~
147.15 ~~successive program years;~~

147.16 ~~(2) the agency shall set the recycling goal for televisions at 80 percent of the applicable~~
147.17 ~~amount in clause (1); and~~

147.18 ~~(3) the agency shall set the recycling goal for computer monitors at 20 percent of the~~
147.19 ~~applicable amount in clause (1).~~

147.20 (f) By ~~September 1, 2016, and by May 1, 2017, and each May 1 thereafter~~ each year,
147.21 the agency shall determine each registered manufacturer's market share of video display
147.22 devices to be collected and recycled based on the manufacturer's percentage share of the
147.23 total weight of video display devices sold as reported to the agency under section 115A.1316,
147.24 subdivision 1.

147.25 (g) By ~~September 1, 2016, and by May 1, 2017, and each May 1 thereafter~~ each year,
147.26 the agency shall provide each manufacturer with a determination of the manufacturer's share
147.27 of video display devices to be collected and recycled. A manufacturer's market share of
147.28 video display devices as specified in paragraph (f) is applied proportionally to the statewide
147.29 recycling goal as specified in paragraph (e) to determine an individual manufacturer's
147.30 recycling obligation. Upon request by the commissioner of revenue, the agency must provide
147.31 the information submitted to manufacturers under this paragraph to the commissioner of
147.32 revenue.

147.33 (h) The agency shall provide a report to the governor and the legislature on the
147.34 implementation of sections 115A.1310 to 115A.1330. For each program year, the report

148.1 must discuss the total weight of covered electronic devices recycled and a summary of
148.2 information in the reports submitted by manufacturers and recyclers under section 115A.1316.
148.3 The report must also discuss the various collection programs used by manufacturers to
148.4 collect covered electronic devices; information regarding covered electronic devices that
148.5 are being collected by persons other than registered manufacturers, collectors, and recyclers;
148.6 and information about covered electronic devices, if any, being disposed of in landfills in
148.7 this state. The report must examine which covered electronic devices, based on economic
148.8 and environmental considerations, should be subject to the obligation-setting mechanism
148.9 under paragraph (g). The report must include a description of enforcement actions under
148.10 sections 115A.1310 to 115A.1330. The agency may include in its report other information
148.11 received by the agency regarding the implementation of sections 115A.1312 to 115A.1330.
148.12 The report must be done in conjunction with the report required under section 115A.121.

148.13 (i) The agency shall promote public participation in the activities regulated under sections
148.14 115A.1312 to 115A.1330 through public education and outreach efforts.

148.15 (j) The agency shall enforce sections 115A.1310 to 115A.1330 in the manner provided
148.16 by sections 115.071, subdivisions 1, 3, 4, 5, and 6; and 116.072, except for those provisions
148.17 enforced by the department, as provided in subdivision 2. The agency may revoke a
148.18 registration of a collector or recycler found to have violated sections 115A.1310 to
148.19 115A.1330.

148.20 (k) The agency shall facilitate communication between counties, collection and recycling
148.21 centers, and manufacturers to ensure that manufacturers are aware of video display devices
148.22 available for recycling.

148.23 (l) The agency shall post on its website the contact information provided by each
148.24 manufacturer under section 115A.1318, subdivision 1, paragraph (e).

148.25 Sec. 17. [115A.40] CITATION.

148.26 Sections 115A.40 to 115A.405 may be cited as the "Landfill Responsibility Act."

148.27 Sec. 18. [115A.401] LEGISLATIVE GOALS AND INTENT.

148.28 (a) It is the goal of the Landfill Responsibility Act to reduce the environmental impacts
148.29 from all aspects of solid waste, from acquiring product material through disposing of product,
148.30 and to prioritize the expansion of waste reduction or source reduction activities across the
148.31 state. In accordance with the goals and policies of this chapter and the waste management

149.1 preferences in section 115A.02, the Landfill Responsibility Act supports waste reduction
149.2 and reuse.

149.3 (b) The legislature intends for the projects developed under the Landfill Responsibility
149.4 Act to encourage a greater awareness of the need for and benefits of waste reduction and
149.5 reuse and to develop a greater degree of cooperation and coordination among all elements
149.6 of government, industry, and the public in advancing more sustainable actions.

149.7 Sec. 19. **[115A.402] DEFINITIONS.**

149.8 Subdivision 1. **Applicability.** For the purposes of sections 115A.40 to 115A.405, the
149.9 terms defined in this section have the meanings given.

149.10 Subd. 2. **Applicable area.** "Applicable area" means an area described in a permit for a
149.11 disposal facility that accepted mixed municipal solid waste during the immediately preceding
149.12 year.

149.13 Subd. 3. **Covered entity.** "Covered entity" means the owner or operator of a disposal
149.14 facility at which an applicable area is located.

149.15 Subd. 4. **Rate charged.** "Rate charged" means the total amount charged by a covered
149.16 entity, per ton, to accept solid waste at a disposal facility for treatment, storage, processing,
149.17 transfer, disposal, or any other purpose and includes tipping fees and service charges.

149.18 Sec. 20. **[115A.403] LANDFILL RESPONSIBILITY PROJECTS.**

149.19 Subdivision 1. **Project application and eligibility.** (a) Every three years, or more
149.20 frequently at the commissioner's discretion, the commissioner must provide public notice
149.21 and solicit proposals for eligible landfill responsibility projects.

149.22 (b) At any time after the notice is provided under paragraph (a), a person may propose
149.23 a landfill responsibility project. Proposals must be submitted in the form and manner
149.24 prescribed by the commissioner. At a minimum, a proposal must include:

149.25 (1) a description of the proposer's qualifications with waste reduction or source reduction;

149.26 (2) a description of the scope of the project, including how the project will result in
149.27 waste reduction or source reduction;

149.28 (3) the expected amount of waste reduction or source reduction attributable to the project;

149.29 (4) a description of the timeline of the project;

149.30 (5) a detailed annual budget for the project;

- 150.1 (6) identification and a description of environmental justice areas served by the project;
- 150.2 (7) a description of how the project meets the following minimum requirements:
- 150.3 (i) is administered in the state;
- 150.4 (ii) does not supplant existing work;
- 150.5 (iii) provides a high return in environmental benefits, including but not limited to reducing
- 150.6 greenhouse gas emissions;
- 150.7 (iv) demonstrates cost-effectiveness;
- 150.8 (v) has measurable outcomes for waste reduction or source reduction; and
- 150.9 (vi) includes only waste reduction or source reduction activities; and
- 150.10 (8) any other information required by the commissioner to evaluate the project.
- 150.11 (c) Only waste reduction and reuse as a waste management practice under section
- 150.12 115A.02, paragraph (b), clause (1), are eligible for project funding under this section. Waste
- 150.13 management practices under section 115A.02, paragraph (b), clauses (2) to (6), are not
- 150.14 eligible.
- 150.15 (d) The commissioner must establish and maintain a list of eligible landfill responsibility
- 150.16 projects and make the list available to covered entities. The commissioner must evaluate
- 150.17 proposals submitted under paragraph (b) and determine whether to include each proposal
- 150.18 on the list of eligible landfill responsibility projects. The commissioner may remove a project
- 150.19 from the list at any time if the project no longer meets the minimum criteria under paragraph
- 150.20 (b), clause (7), or if the commissioner determines the project will not be completed as
- 150.21 proposed.
- 150.22 (e) The waste reduction or source reduction activities of an eligible project as described
- 150.23 in a proposal under paragraph (b) may not begin until:
- 150.24 (1) the project is included in a plan approved by the commissioner under subdivision 4;
- 150.25 or
- 150.26 (2) the proposal is rescinded or the project is removed from the eligible projects list.
- 150.27 Subd. 2. **Obligation.** (a) Each year, a covered entity must fund eligible landfill
- 150.28 responsibility projects according to this subdivision in an amount at least equal to the covered
- 150.29 entity's obligation determined under paragraph (b).
- 150.30 (b) A covered entity's obligation is three percent of the covered entity's revenue and is
- 150.31 calculated according to the formula:

151.1 $X=(A*B) * 0.03$

151.2 Where:

151.3 X is the total obligation that the covered entity must meet in the three-year approved
151.4 plan

151.5 A is the annual average rate charged at an applicable area during the three-year period
151.6 immediately preceding the date a plan must be submitted under subdivision 3

151.7 B is the total tons of solid waste accepted in the applicable area during the three-year
151.8 period immediately preceding the date a plan must be submitted under subdivision 3

151.9 Subd. 3. **Covered entity plans.** (a) By January 1, 2023, and every third year thereafter,
151.10 or more frequently as determined by the commissioner, a covered entity must submit a plan
151.11 to the commissioner in the form and manner prescribed by the commissioner. The plan must
151.12 include:

151.13 (1) the covered entity's obligation for the plan period as calculated in subdivision 2;

151.14 (2) a selection of projects from the list of eligible projects under subdivision 1, paragraph
151.15 (d), according to the following:

151.16 (i) selection must be made so that 40 percent of the obligation will directly serve
151.17 environmental justice areas; and

151.18 (ii) the total selection must include projects with budgets that annually meet or exceed
151.19 the covered entity's obligation for the period of the plan;

151.20 (3) estimated amounts of waste reduction or source reduction for each selected project,
151.21 categorized by material type;

151.22 (4) a description of how the covered entity will annually meet its obligation for each of
151.23 the three years in the plan period; and

151.24 (5) any other criteria required by the commissioner to determine the sufficiency of the
151.25 plan.

151.26 (b) The commissioner may modify dates for plan submission under paragraph (a) if the
151.27 commissioner determines it is necessary to implement the Landfill Responsibility Act.

151.28 Subd. 4. **Commissioner review.** (a) Upon receiving a plan under subdivision 3, the
151.29 commissioner must:

151.30 (1) notify a covered entity if a plan is incomplete, specifying the specific items that need
151.31 to be submitted to make the plan complete;

152.1 (2) giving first-come first-served preference based on when a plan is submitted, require
152.2 a covered entity to revise and resubmit a plan if the commissioner determines it necessary
152.3 to:

152.4 (i) ensure that no more than 25 percent of the total obligation of all covered entities is
152.5 allocated to a single recipient;

152.6 (ii) prevent duplicative selection of eligible projects;

152.7 (iii) prioritize fully funding individual eligible projects before selecting additional projects
152.8 for funding; or

152.9 (iv) implement the Landfill Responsibility Act and remain consistent with other state
152.10 law; and

152.11 (3) provide covered entities with plan approval, including any modifications required
152.12 under this paragraph, within 45 days after the plan is submitted under subdivision 3.

152.13 (b) After receiving initial approval of a plan, a covered entity must revise and resubmit
152.14 a plan for approval or disapproval if the eligible projects change during the plan period. If
152.15 a project can no longer be completed as described, a covered entity must choose another
152.16 project to meet its obligation. The covered entity must resubmit its plan to the commissioner
152.17 if there is a substantial change in obligation or if an eligible project is unable to be performed
152.18 as described.

152.19 Subd. 5. **Project implementation.** (a) After a plan is approved under subdivision 4, a
152.20 covered entity must implement the plan.

152.21 (b) After a person receives funding from a covered entity, the covered entity and the
152.22 person receiving funding must implement the plan according to the proposal submitted
152.23 under subdivision 1. If a person implementing the project is no longer able to perform the
152.24 project according to the proposal, the person must immediately notify the covered entity
152.25 and the commissioner.

152.26 Subd. 6. **Reporting requirements.** (a) No later than February 1 each year, a covered
152.27 entity must submit a report to the commissioner for the preceding calendar year. The annual
152.28 report must be submitted in a form and manner prescribed by the commissioner and must
152.29 include:

152.30 (1) a description of the covered entity's progress made toward objectives detailed in the
152.31 plan developed under subdivision 3, including a summary of the projects completed for the
152.32 reporting year;

153.1 (2) evidence, such as receipts, of meeting the covered entity's obligation for the previous
153.2 year;

153.3 (3) the rate charged during the preceding calendar year;

153.4 (4) proof of how at least 40 percent of the covered entity's obligation is met through
153.5 projects directly serving environmental justice; and

153.6 (5) any other information requested by the commissioner to determine compliance.

153.7 (b) No later than February 1 each year, a person receiving funding for a landfill
153.8 responsibility project must submit a report to the commissioner for the preceding calendar
153.9 year. The annual report must be submitted in a form and manner prescribed by the
153.10 commissioner and must include:

153.11 (1) proof of the amount of funding received and the time frame for each eligible project;

153.12 (2) the time frame for the project;

153.13 (3) a description of the amount of waste reduction or source reduction achieved by the
153.14 project during the reporting year by weight, categorized by material type;

153.15 (4) a description of how the project served environmental justice areas, if applicable;

153.16 (5) a description of how the data was measured and the activities used to achieve the
153.17 specified waste reduction or source reduction amounts; and

153.18 (6) any other information requested by the commissioner to determine compliance.

153.19 Subd. 7. **Operating record.** A covered entity must record and maintain in an operating
153.20 record all information used to determine the rate charged, including gate receipts and financial
153.21 records, for a minimum of five years.

153.22 Subd. 8. **Duty to provide information.** If the commissioner requests information to
153.23 determine compliance with this section, a person must furnish to the commissioner any
153.24 information that the person may have or may reasonably obtain.

153.25 Sec. 21. **[115A.404] LANDFILL RESPONSIBILITY ASSESSMENT.**

153.26 (a) By January 1 each year, a covered entity must pay to the commissioner an assessment
153.27 fee according to this section. The commissioner must deposit the fee in the state treasury
153.28 and credit the fee to the environmental fund.

153.29 (b) The annual assessment fee is calculated for each covered entity according to the
153.30 formula:

154.1 $X = A * (B/C)$

154.2 Where:

154.3 X is the assessment fee owed by each covered entity

154.4 A is the anticipated total annual cost to the agency to administer and implement the
154.5 Landfill Responsibility Act for the following year, as determined by the commissioner

154.6 B is the total amount of solid waste, measured in tons, disposed of in a covered entity's
154.7 applicable area or applicable areas according to the covered entity's most recent annual
154.8 report

154.9 C is the total amount of solid waste, measured in tons, disposed of in the applicable areas
154.10 at all covered entities according to the covered entities' most recent annual reports

154.11 **Sec. 22. [115A.405] WASTE COMPOSITION STUDY.**

154.12 Subdivision 1. **Waste composition study.** By January 1 each year, the commissioner
154.13 must conduct a waste composition study at covered entities. When identifying facilities for
154.14 waste composition studies, the commissioner must rotate the covered entities and each
154.15 covered entity must allow the commissioner to perform a waste composition study at least
154.16 once every three years.

154.17 Subd. 2. **Access.** The commissioner or commissioner's designee, upon presentation of
154.18 credentials, may enter upon any public or private property to take any action authorized by
154.19 this section. The covered entity must provide access to pertinent books and records and
154.20 provide reasonable accommodations for a waste composition study to be completed
154.21 accurately and safely.

154.22 Subd. 3. **Data compilation.** The commissioner must annually compile and summarize
154.23 the waste composition data. The commissioner must make the summary information available
154.24 to the public.

154.25 **Sec. 23. Minnesota Statutes 2020, section 115A.565, subdivision 1, is amended to read:**

154.26 **Subdivision 1. **Grant program established.**** The commissioner ~~shall~~ must make
154.27 competitive grants to political subdivisions or federally recognized Tribes to establish
154.28 curbside recycling or composting, increase recycling or composting, reduce the amount of
154.29 recyclable materials entering disposal facilities, or reduce the costs associated with hauling
154.30 waste by locating collection sites as close as possible to the site where the waste is generated.
154.31 To be eligible for grants under this section, a political subdivision or federally recognized

155.1 Tribe must be located outside the seven-county metropolitan area and a city must have a
155.2 population of less than 45,000.

155.3 Sec. 24. Minnesota Statutes 2020, section 115B.17, subdivision 13, is amended to read:

155.4 Subd. 13. **Priorities; rules.** (a) By November 1, 1983, the Pollution Control Agency
155.5 shall establish a temporary list of priorities among releases or threatened releases for the
155.6 purpose of taking remedial action and, to the extent practicable consistent with the urgency
155.7 of the action, for taking removal action under this section. The temporary list, with any
155.8 necessary modifications, shall remain in effect until the Pollution Control Agency adopts
155.9 rules establishing state criteria for determining priorities among releases and threatened
155.10 releases. The Pollution Control Agency shall adopt the rules by July 1, 1984. After rules
155.11 are adopted, a permanent priority list shall be established, and may be modified from time
155.12 to time, using the current guidance and tools for the Hazard Ranking System adopted by
155.13 the federal Environmental Protection Agency and according to the criteria set forth in the
155.14 rules. Before any list is established under this subdivision the Pollution Control Agency
155.15 shall publish the list in the State Register and allow 30 days for comments on the list by the
155.16 public.

155.17 (b) The temporary list and the rules required by this subdivision shall be based upon the
155.18 relative risk or danger to public health or welfare or the environment, taking into account
155.19 to the extent possible the population at risk, the hazardous potential of the hazardous
155.20 substances at the facilities, the potential for contamination of drinking water supplies, the
155.21 potential for direct human contact, the potential for destruction of sensitive ecosystems, the
155.22 administrative and financial capabilities of the Pollution Control Agency, and other
155.23 appropriate factors.

155.24 Sec. 25. Minnesota Statutes 2020, section 115B.406, subdivision 1, is amended to read:

155.25 Subdivision 1. **Legislative findings.** The legislature recognizes the need to protect the
155.26 public health and welfare and the environment at priority qualified facilities. To implement
155.27 a timely and effective cleanup and prevent multiparty litigation, the legislature finds it is in
155.28 the public interest to direct the commissioner of the Pollution Control Agency to:

155.29 (1) take environmental response actions that the commissioner deems reasonable and
155.30 necessary to protect the public health or welfare or the environment at priority qualified
155.31 facilities ~~and to;~~

155.32 (2) acquire real property interests at priority qualified facilities to ensure the completion
155.33 and long-term effectiveness of environmental response actions; and

156.1 (3) prevent both an unjust financial windfall to and double liability of owners and
156.2 operators of priority qualified facilities.

156.3 **EFFECTIVE DATE.** This section is effective the day following final enactment and
156.4 applies to actions commenced on or after January 1, 2021.

156.5 Sec. 26. Minnesota Statutes 2020, section 115B.406, subdivision 9, is amended to read:

156.6 Subd. 9. **Environmental response costs; liens.** (a) All environmental response costs
156.7 and reasonable and necessary expenses, including administrative and legal expenses, incurred
156.8 by the commissioner at a priority qualified facility constitute a lien in favor of the state upon
156.9 any real property located in the state, other than homestead property, owned by the owner
156.10 or operator of the priority qualified facility who is subject to the requirements of section
156.11 115B.40, subdivision 4 or 5. Notwithstanding section 514.672, a lien under this paragraph
156.12 continues until the lien is satisfied or is released according to paragraph (c).

156.13 (b) If the commissioner conducts an environmental response action at a priority qualified
156.14 facility and the environmental response action increases the fair market value of the facility
156.15 above the fair market value of the facility that existed before the response action was initiated,
156.16 then the state has a lien on the facility for the increase in fair market value of the property
156.17 attributable to the response action, valued at the time that construction of the final
156.18 environmental response action was completed, not including operation and maintenance.
156.19 Notwithstanding section 514.672, a lien under this paragraph continues until the lien is
156.20 satisfied or is released according to paragraph (c).

156.21 (c) A lien under this subdivision paragraph (a) or (b) attaches when the environmental
156.22 response costs are first incurred. Notwithstanding section 514.672, a lien under this
156.23 subdivision continues until the lien is satisfied or six years after completion of construction
156.24 of the final environmental response action, not including operation and maintenance. Notice,
156.25 filing, and release, and enforcement of the lien are governed by sections 514.671 to 514.676,
156.26 except where those requirements specifically are related to only cleanup action expenses
156.27 as defined in section 514.671. The commissioner may release a lien under this subdivision
156.28 if the commissioner determines that attachment or enforcement of the lien is not in the
156.29 public interest. A lien under this subdivision is not subject to the foreclosure limitation
156.30 described in section 514.674, subdivision 2. Relative priority of a lien under this subdivision
156.31 is governed by section 514.672, except that a lien attached to property that was included in
156.32 any permit for the priority qualified facility takes precedence over all other liens regardless
156.33 of when the other liens were or are perfected. Amounts received to satisfy all or a part of a
156.34 lien must be deposited in the remediation fund. An environmental lien notice for a lien under

157.1 paragraph (a) or (b) must state that it is a lien in accordance with this section and identify
157.2 whether the property described in the notice was included in any permit for the priority
157.3 qualified facility.

157.4 **EFFECTIVE DATE.** This section is effective the day following final enactment and
157.5 applies to actions commenced on or after January 1, 2021.

157.6 Sec. 27. Minnesota Statutes 2020, section 115B.407, is amended to read:

157.7 **115B.407 ACQUISITION AND DISPOSITION ACQUIRING AND DISPOSING**
157.8 **OF REAL PROPERTY AT PRIORITY QUALIFIED FACILITIES.**

157.9 Subdivision 1. Acquiring and disposing of real property. (a) The commissioner may
157.10 acquire interests in real property by donation or eminent domain at all or a portion of a
157.11 priority qualified facility. Condemnation under this section includes acquisition of fee title
157.12 or an easement. After acquiring an interest in real property under this section, the
157.13 commissioner must take environmental response actions at the priority qualified facility
157.14 according to sections 115B.39 to 115B.414 after the legislature makes an appropriation for
157.15 that purpose.

157.16 (b) The commissioner may dispose of real property acquired under this section according
157.17 to section 115B.17, subdivision 16.

157.18 (c) Except as modified by this section, chapter 117 governs condemnation proceedings
157.19 by the commissioner under this section. The exceptions under section 117.189 apply to the
157.20 use of eminent domain authority under this section. Section 117.226 does not apply to
157.21 properties acquired by the use of eminent domain authority under this section.

157.22 (d) The state is not liable under this chapter solely as a result of acquiring an interest in
157.23 real property under this section.

157.24 Subd. 2. Eminent domain damages. (a) For purposes of this subdivision, the following
157.25 terms have the meanings given:

157.26 (1) "after-market value" means the property value of that portion of the subject property
157.27 remaining after a partial taking;

157.28 (2) "as remediated" means the condition of the property assuming the environmental
157.29 response actions selected by the commissioner have been completed, including environmental
157.30 covenants and easements and other institutional controls that may apply;

157.31 (3) "before-market value" means the property value of the entire subject property before
157.32 the taking, less the remediation costs;

158.1 (4) "property value" means the fair market value of the real property, as remediated, less
158.2 any reduction in value attributable to the stigma of pollution; and

158.3 (5) "remediation costs" means the reasonably foreseeable costs and expenses, including
158.4 administrative and legal expenses, that the commissioner will incur to implement the
158.5 environmental response actions that the commissioner selected for the property according
158.6 to section 115B.406, subdivision 3, less the amount, if any, that the property owner
158.7 demonstrates was released under section 115B.443, subdivision 8, which must not be greater
158.8 than the extent of insurance coverage under policies for the property included in a settlement
158.9 consistent with section 115B.443, subdivision 8.

158.10 (b) The damages awarded for condemnation of real property under this section is the
158.11 greater of \$500 or:

158.12 (1) for a total taking of the subject property, the before-market value; or

158.13 (2) for a partial taking of the subject property, the before-market value less the
158.14 after-market value.

158.15 (c) When awarding damages in a condemnation proceeding under this section, in addition
158.16 to any other requirement of chapter 117, the finder of fact must report:

158.17 (1) the amount determined for the property value of the entire subject property before
158.18 the taking; and

158.19 (2) the itemized amount determined for remediation costs.

158.20 (d) The commissioner may seek recovery of environmental response costs only to the
158.21 extent the costs exceed the lower of the remediation costs or the property value of the entire
158.22 subject property before the taking as reported under paragraph (c).

158.23 (e) If the actual expenses incurred by the commissioner to take environmental response
158.24 actions at the priority qualified facility as determined at the time construction of the final
158.25 environmental response action was completed would have yielded a higher award of damages
158.26 under this section, then the commissioner must reimburse the owner an amount equal to the
158.27 amount of damages as if the actual expenses were used instead of the remediation costs,
158.28 less any damages already awarded.

158.29 **EFFECTIVE DATE.** This section is effective the day following final enactment and
158.30 applies to actions commenced on or after January 1, 2021.

159.1 Sec. 28. Minnesota Statutes 2020, section 115B.421, is amended to read:

159.2 **115B.421 CLOSED LANDFILL INVESTMENT FUND.**

159.3 (a) The closed landfill investment fund is established in the state treasury. The fund
159.4 consists of money credited to the fund, and interest and other earnings on money in the
159.5 fund. Beginning July 1, 2003, funds must be deposited as described in section 115B.445.
159.6 The fund shall be managed to maximize long-term gain through the State Board of
159.7 Investment.

159.8 ~~Money in~~ (b) Interest earned by the fund is appropriated to the commissioner and may
159.9 be spent by the commissioner after fiscal year 2020 in accordance with sections 115B.39
159.10 to 115B.444. By January 15 each year, the commissioner must submit a report to the chairs
159.11 and ranking minority members of the house of representatives and senate committees and
159.12 divisions with jurisdiction over environment policy and finance on the expenditure of money
159.13 appropriated under this section. This paragraph expires June 30, 2025.

159.14 Sec. 29. Minnesota Statutes 2020, section 115B.49, subdivision 4, is amended to read:

159.15 Subd. 4. **Registration; fees.** (a) The owner or operator of a dry cleaning facility ~~shall~~
159.16 must register on or before October 1 of each year with the commissioner of revenue in a
159.17 manner prescribed by the commissioner of revenue and pay a registration fee for the facility.
159.18 The amount of the fee is:

159.19 ~~(1) \$500, for facilities with a full-time equivalence of fewer than five; equal to ... percent~~
159.20 of the facility's gross revenues for the preceding year.

159.21 ~~(2) \$1,000, for facilities with a full-time equivalence of five to ten; and~~

159.22 ~~(3) \$1,500, for facilities with a full-time equivalence of more than ten.~~

159.23 The registration fee must be paid on or before October 18 or the owner or operator of a dry
159.24 cleaning facility may elect to pay the fee in equal installments. Installment payments must
159.25 be paid on or before October 18, on or before January 18, on or before April 18, and on or
159.26 before June 18. All payments made after October 18 bear interest at the rate specified in
159.27 section 270C.40.

159.28 (b) A person who sells dry cleaning solvents for use by dry cleaning facilities in the state
159.29 shall collect and remit to the commissioner of revenue in the same manner prescribed by
159.30 the commissioner of revenue, for the taxes imposed under chapter 297A, a fee of:

159.31 (1) \$3.50 for each gallon of perchloroethylene sold for use by dry cleaning facilities in
159.32 the state;

160.1 (2) 70 cents for each gallon of hydrocarbon-based dry cleaning solvent sold for use by
160.2 dry cleaning facilities in the state; and

160.3 (3) 35 cents for each gallon of other nonaqueous solvents sold for use by dry cleaning
160.4 facilities in the state.

160.5 (c) The audit, assessment, appeal, collection, enforcement, and administrative provisions
160.6 of chapters 270C and 289A apply to the fee imposed by this subdivision. To enforce this
160.7 subdivision, the commissioner of revenue may grant extensions to file returns and pay fees,
160.8 impose penalties and interest on the annual registration fee under paragraph (a) and the
160.9 monthly fee under paragraph (b), and abate penalties and interest in the manner provided
160.10 in chapters 270C and 289A. The penalties and interest imposed on taxes under chapter 297A
160.11 apply to the fees imposed under this subdivision. Disclosure of data collected by the
160.12 commissioner of revenue under this subdivision is governed by chapter 270B.

160.13 Sec. 30. Minnesota Statutes 2020, section 116.06, is amended by adding a subdivision to
160.14 read:

160.15 Subd. 6a. Commissioner. "Commissioner" means the commissioner of the Minnesota
160.16 Pollution Control Agency.

160.17 Sec. 31. [116.064] PERMITTING; ENVIRONMENTAL JUSTICE AREAS.

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

160.20 (b) "Census block" means the smallest geographical unit for which the United States
160.21 Census Bureau tabulates decennial census data.

160.22 (c) "Cumulative impacts analysis" means the potential public health and environmental
160.23 impacts affecting a specific geographical area from past, present, and foreseeable future
160.24 exposure to pollutants from all media and incorporates the concept of a community's
160.25 vulnerability to withstand incremental environmental impacts.

160.26 (d) "Environmental justice" means that:

160.27 (1) communities of color, Indigenous communities, and low-income communities have
160.28 a healthy environment and are treated fairly when environmental statutes, rules, and policies
160.29 are developed, adopted, implemented, and enforced; and

160.30 (2) in all decisions that have the potential to affect the environment of an environmental
160.31 justice area or the public health of its residents, due consideration is given to the history of

161.1 those residents' cumulative exposure to pollutants and to any current socioeconomic
161.2 conditions that increase the physical sensitivity of those residents to additional exposure to
161.3 pollutants.

161.4 (e) "Environmental justice area" means one or more census blocks in Minnesota:

161.5 (1) in which, based on the most recent data published by the United States Census Bureau:

161.6 (i) 40 percent or more of the population is nonwhite;

161.7 (ii) 35 percent or more of the households have an income at or below 200 percent of the
161.8 federal poverty level; or

161.9 (iii) 40 percent or more of the population over the age of five have limited English
161.10 proficiency; or

161.11 (2) within Indian country, as defined in United State Code, title 18, section 1151.

161.12 Subd. 2. **Rulemaking.** No later than November 1, 2021, the commissioner must begin
161.13 the process to adopt rules under chapter 14 that implement the provisions of this section to
161.14 establish a process and decision-making criteria the agency must utilize to address the
161.15 permitting of facilities that have the potential to impact the environment of environmental
161.16 justice areas and the health of persons residing within them.

161.17 Subd. 3. **Application.** The provisions of this section apply to an application for a new
161.18 permit, permit renewal, or major permit amendment filed with the agency whose emissions
161.19 or releases of pollutants may affect an environmental justice area.

161.20 Subd. 4. **Environmental justice area; determination.** The agency has the responsibility
161.21 to determine the geographical boundaries of an environmental justice area. The agency's
161.22 determination of the boundaries of an environmental justice area may be appealed by the
161.23 filing of a petition signed by at least 50 residents filed with the commissioner that contains
161.24 evidence that one or more census blocks meet the definition of environmental justice area
161.25 in subdivision 1, paragraph (e). The commissioner may, after reviewing the petition, amend
161.26 the boundaries of an environmental justice area.

161.27 Subd. 5. **Process; cumulative impact analysis.** (a) The agency must ensure that residents
161.28 of an environmental justice area are notified about all steps in the permitting process and
161.29 the progress of the analysis required to be conducted under this section. Notification must
161.30 include but not be limited to postings on the agency's website and direct delivery of written
161.31 materials to environmental justice area residents in applicable languages in areas where
161.32 English proficiency is limited.

162.1 (b) When a new facility or a proposed expansion of an existing facility is located in an
162.2 environmental justice area, the owner or operator of the facility must:

162.3 (1) conduct an analysis of the cumulative impacts that the facility or expansion would
162.4 cause or contribute to in the environmental justice area; and

162.5 (2) if seeking a state permit under chapter 115 or 116, hold at least one public meeting
162.6 in the environmental justice area before the commissioner issues or denies a permit.

162.7 (c) The commissioner may require a permitted facility located in an environmental justice
162.8 area to hold in-person meetings with nearby residents to share information and discuss
162.9 community concerns. The commissioner may establish the number and frequency of required
162.10 meetings as permit conditions.

162.11 (d) A cumulative impact analysis must also describe demographic and socioeconomic
162.12 conditions that may make residents of an environmental justice area more vulnerable to the
162.13 effects of incremental exposure to environmental pollutants. The analysis, based on publicly
162.14 available or otherwise obtainable data, must include but is not limited to the following
162.15 factors:

162.16 (1) demographic factors, including the age distribution and racial and ethnic characteristics
162.17 of the population;

162.18 (2) hospital admission rates for respiratory and pulmonary disease, cancer, diabetes, and
162.19 other conditions that may be exacerbated by exposure to pollutants;

162.20 (3) the proportion of the population without medical insurance;

162.21 (4) economic variables, including income and poverty levels, the rate of unemployment,
162.22 the proportion of substandard housing, and the incidence of poor nutrition; and

162.23 (5) any available biomonitoring data indicating body burdens of pollutants.

162.24 (e) If requested, the agency shall provide any relevant information it has to a permit
162.25 applicant conducting a cumulative impacts analysis under this section.

162.26 (f) The agency's reasonable costs of complying with this subdivision are to be reimbursed
162.27 by the permit applicant.

162.28 (g) The agency shall maintain on its website a list of all environmental justice areas that
162.29 undergo the analysis required under this subdivision.

162.30 Subd. 6. **Permits; environmental justice area.** (a) Notwithstanding the provisions of
162.31 any other law, the agency must, after reviewing the permit application, the agency's analysis
162.32 of cumulative pollution impacts conducted under subdivision 5, and any additional relevant

163.1 information, including testimony and written comments received at a public meeting,
163.2 determine whether the incremental environmental impacts that would result in an
163.3 environmental justice area from approval of the permit will, in conjunction with the
163.4 cumulative pollution impacts and the heightened sensitivity to additional pollution of
163.5 residents of the environmental justice area, cause or contribute to increased levels of
163.6 environmental or health impacts compared with denying the permit.

163.7 (b) If the agency determines that issuing the permit would cause or contribute to increased
163.8 levels of environmental or health impacts compared with not issuing the permit, the
163.9 commissioner must:

163.10 (1) deny the permit; or

163.11 (2) place conditions on the permit that eliminate any contribution to increased levels of
163.12 environmental or health impacts from the permitted facility in an environmental justice
163.13 area.

163.14 Subd. 7. **Enforcement.** The commissioner may enforce rules and regulations necessary
163.15 to implement the provisions of this section.

163.16 Sec. 32. Minnesota Statutes 2020, section 116.07, is amended by adding a subdivision to
163.17 read:

163.18 Subd. 41. **Real property interests.** (a) The commissioner may acquire interests in real
163.19 property at a solid waste disposal facility, limited to environmental covenants under chapter
163.20 114E and easements for the environmental covenants, when the commissioner determines
163.21 the property interests are related to:

163.22 (1) closure;

163.23 (2) postclosure care; and

163.24 (3) any other actions needed after the postclosure care period expires.

163.25 (b) The state is not liable under this chapter or any other law solely as a result of acquiring
163.26 an interest in real property under this section.

163.27 (c) An environmental covenant under this subdivision must be in accordance with chapter
163.28 114E and must be signed and acknowledged by every owner of the fee simple title to the
163.29 real property subject to the covenant.

164.1 Sec. 33. Minnesota Statutes 2020, section 116.07, is amended by adding a subdivision to
164.2 read:

164.3 Subd. 4m. **Permit review denial.** If the commissioner determines that a person's request
164.4 for the agency to review an existing permit is not warranted, the commissioner must state
164.5 the reasons for the determination in writing within 15 days of the determination.

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

164.7 Sec. 34. Minnesota Statutes 2020, section 116.07, is amended by adding a subdivision to
164.8 read:

164.9 Subd. 4n. **Nonexpiring state individual permits; public informational meeting.** (a)
164.10 For each facility issued a nonexpiring state individual air quality permit by the agency, the
164.11 agency must hold a separate public informational meeting at regular intervals to allow the
164.12 public to make comments or inquiries regarding any aspect of the permit, including but not
164.13 limited to permit conditions, testing results, the facility's operations, and permit compliance.
164.14 The public informational meeting must be held at a location near the permitted facility and
164.15 convenient to the public. Persons employed at the facility who are responsible for the facility
164.16 meeting the conditions of the permit and agency officials must be present at the public
164.17 informational meeting. For nonexpiring state individual air quality permits issued after
164.18 December 31, 2016, a public informational meeting must be held under this subdivision no
164.19 later than five years after the permit is issued and every five years thereafter. For nonexpiring
164.20 state individual air quality permits issued on or before December 31, 2015, a public
164.21 informational meeting must be held under this subdivision no later than December 31, 2022,
164.22 and every five years thereafter.

164.23 (b) For the purposes of this section, "state individual air quality permit" means an air
164.24 quality permit that is issued to an individual facility required to obtain a permit under
164.25 Minnesota Rules, part 7007.0250, subparts 2 to 6, and is not a general permit issued under
164.26 Minnesota Rules, part 7007.1100.

164.27 (c) As required under subdivision 4d, the agency's direct and indirect reasonable costs
164.28 of conducting the activities under this subdivision must be recovered through air quality
164.29 permit fees.

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

165.1 Sec. 35. Minnesota Statutes 2020, section 116.07, subdivision 6, is amended to read:

165.2 Subd. 6. **Pollution Control Agency; exercise of powers.** (a) In exercising all its powers,
165.3 the commissioner of the Pollution Control Agency shall give due consideration to must:

165.4 (1) consider the establishment, maintenance, operation and expansion of business,
165.5 commerce, trade, industry, traffic, and other economic factors and other material matters
165.6 affecting the feasibility and practicability of any proposed action, including, but not limited
165.7 to, the burden on a municipality of any tax which may result therefrom, and shall must take
165.8 or provide for such action as may be reasonable, feasible, and practical under the
165.9 circumstances; and

165.10 (2) to the extent reasonable, feasible, and practical under the circumstances:

165.11 (i) ensure that actions or programs that have a direct, indirect, or cumulative impact on
165.12 environmental justice areas incorporate community-focused practices and procedures in
165.13 agency processes, including communication, outreach, engagement, and education to enhance
165.14 meaningful, timely, and transparent community access;

165.15 (ii) collaborate with other state agencies to identify, develop, and implement means to
165.16 eliminate and reverse environmental and health inequities and disparities;

165.17 (iii) promote the utility and availability of environmental data and analysis for
165.18 environmental justice areas, other agencies, federally recognized Tribal governments, and
165.19 the public;

165.20 (iv) encourage coordination and collaboration with residents of environmental justice
165.21 areas to address environmental and health inequities and disparities; and

165.22 (v) ensure environmental justice values are represented to the agency from a
165.23 commissioner-appointed environmental justice advisory committee that is composed of
165.24 diverse members and that is developed and operated in a manner open to the public and in
165.25 accordance with the duties described in the bylaws and charter adopted and maintained by
165.26 the commissioner.

165.27 (b) For the purposes of this section, "environmental justice" and "environmental justice
165.28 area" have the meanings given under section 115A.03, subdivisions 10b and 10c.

165.29 Sec. 36. Minnesota Statutes 2020, section 116.07, subdivision 9, is amended to read:

165.30 Subd. 9. **Orders; investigations.** The agency shall have commissioner has the following
165.31 powers and duties for the enforcement of enforcing any provision of this chapter and chapter
165.32 114C, relating to air contamination or waste:

166.1 (1) to adopt, issue, reissue, modify, deny, revoke, reopen, enter into or enforce reasonable
166.2 orders, schedules of compliance and stipulation agreements;

166.3 (2) to require the owner or operator of any emission facility, air contaminant treatment
166.4 facility, potential air contaminant storage facility, or any system or facility related to the
166.5 storage, collection, transportation, processing, or disposal of waste to establish and maintain
166.6 records; to make reports; to install, use, and maintain monitoring equipment or methods;
166.7 and to make tests, including testing for odor where a nuisance may exist, in accordance with
166.8 methods, at locations, at intervals, and in a manner as the agency shall prescribe; and to
166.9 provide other information as the agency may reasonably require;

166.10 (3) to conduct investigations, issue notices, public and otherwise, and order hearings as
166.11 it may deem necessary or advisable for the discharge of its duties under this chapter and
166.12 chapter 114C, including but not limited to the issuance of permits; and to authorize any
166.13 member, employee, or agent appointed by it to conduct the investigations and issue the
166.14 notices; and

166.15 (4) to require parties who enter into a negotiated agreement to settle an enforcement
166.16 matter with the agency to reimburse the agency according to this clause for oversight costs
166.17 that are incurred by the agency and associated with implementing the negotiated agreement.
166.18 The agency may recover oversight costs exceeding \$25,000. Oversight costs include
166.19 personnel and direct costs associated with inspections, sampling, monitoring, modeling,
166.20 risk assessment, permit writing, engineering review, economic analysis and review, and
166.21 other record or document review. Only oversight costs incurred after executing the negotiated
166.22 agreement are covered by this clause. The agency's legal and litigation costs are not covered
166.23 by this clause. The commissioner has discretion as to whether to apply this clause in cases
166.24 where the agency is using schedules of compliance to bring a class of regulated parties into
166.25 compliance. Reimbursement amounts are appropriated to the commissioner.

166.26 Sec. 37. Minnesota Statutes 2020, section 116.07, is amended by adding a subdivision to
166.27 read:

166.28 Subd. 9a. **Stipulation agreements.** In exercising enforcement powers over a term of a
166.29 stipulation agreement when a party asserts a good cause or force majeure claim for an
166.30 extension of time to comply with a stipulated term, the commissioner must not grant the
166.31 extension if the assertion is based solely on increased costs.

167.1 Sec. 38. Minnesota Statutes 2020, section 116.07, is amended by adding a subdivision to
167.2 read:

167.3 Subd. 9b. **Compliance when required permit not obtained.** The commissioner may
167.4 require a person or facility that fails to obtain a required permit to comply with any terms
167.5 of a permit that would have been issued had the person or facility obtained a permit, including
167.6 but not limited to reporting, monitoring, controlling pollutant discharge, and creating and
167.7 implementing operations and maintenance plans. The person or facility is subject to liability
167.8 and penalties, including criminal liability, for failing to operate in compliance with a permit
167.9 not obtained beginning at the time a permit should have been obtained.

167.10 Sec. 39. [116.0735] **AUTHORITY TO REQUIRE INFORMATION ON**
167.11 **CONTAMINANTS.**

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

167.14 (b) "Activities" means actions by a person that produce, emit, discharge, release, threaten
167.15 to release, or otherwise cause a contaminant to enter the environment or the human body
167.16 and that occurred at a point in time or continue to occur. Activities includes but is not limited
167.17 to manufacturing, distributing, using, or selling products.

167.18 (c) "Agency" means the Minnesota Pollution Control Agency.

167.19 (d) "Agency action" means investigating, monitoring, surveying, testing, or other similar
167.20 action necessary or appropriate to identify the existence and extent of a release of a
167.21 contaminant or threat of a release, the source and nature of the contaminant, and the extent
167.22 of danger to the public health or welfare or the environment.

167.23 (e) "Biomonitoring" means the process by which chemicals and their metabolites are
167.24 identified and measured in a biospecimen.

167.25 (f) "Biospecimen" means a sample of human fluid, serum, or tissue that is reasonably
167.26 available as a medium to measure the presence and concentration of chemicals or their
167.27 metabolites in a human body.

167.28 (g) "Commissioner" means the commissioner of the agency.

167.29 (h) "Contaminant" means a substance with a distinct molecular composition or a group
167.30 of structurally related substances, including the breakdown products of the substance or
167.31 substances that form through decomposition, degradation, or metabolism, that may:

167.32 (1) harm normal development of a fetus or child or cause other developmental toxicity;

- 168.1 (2) cause cancer, genetic damage, or reproductive harm;
- 168.2 (3) disrupt the endocrine or hormone system;
- 168.3 (4) damage the nervous system, immune system, or organs or cause other systemic
- 168.4 toxicity;
- 168.5 (5) be persistent, bioaccumulative, or toxic; or
- 168.6 (6) be very persistent or very bioaccumulative.
- 168.7 (i) "Monitoring" means sampling environmental media and analyzing general and specific
- 168.8 data relating to the presence of contaminants.
- 168.9 (j) "Person" means an individual, partnership, association, public or private corporation,
- 168.10 or other entity, including the United States government; any association, commission, or
- 168.11 interstate body; the state and any agency, department, or political subdivision of the state;
- 168.12 and any officer or governing or managing body of a municipality, governmental subdivision,
- 168.13 public or private corporation, or other entity.
- 168.14 (k) "Supplier" means a person who provides goods or services that lead to or are
- 168.15 incorporated into a finished product used in commerce or by consumers.
- 168.16 Subd. 2. Agency action. The commissioner may take agency action whenever:
- 168.17 (1) the commissioner detects a contaminant:
- 168.18 (i) during the agency's monitoring of Minnesota's environment;
- 168.19 (ii) through receipt of environmental monitoring data from a local, state, or federal
- 168.20 agency or nongovernmental organization in the United States; or
- 168.21 (iii) through receipt of biomonitoring data of residents of the United States; or
- 168.22 (2) the commissioner has reason to believe that:
- 168.23 (i) a release of a contaminant has occurred, is about to occur, or is connected to a person's
- 168.24 activities; or
- 168.25 (ii) illness, disease, environmental harm, or complaints thereof may be attributable to
- 168.26 exposure to a contaminant connected to a person's activities.
- 168.27 Subd. 3. Duty to provide information. (a) When requested by the commissioner or the
- 168.28 commissioner's designee, a person the commissioner has reason to believe is engaged in
- 168.29 activities where agency action is proposed to be taken must furnish to the commissioner
- 168.30 any information that the person may have or may reasonably obtain that is relevant to the
- 168.31 contaminant under investigation.

169.1 (b) For purposes of this subdivision, the commissioner may:

169.2 (1) request in writing that a person produce electronic or physical documents, papers,
169.3 books, or other tangible items in the possession, custody, or control of the person;

169.4 (2) request in writing that a person provide information submitted to the person from a
169.5 supplier or within the supply chain for production of a commercial or consumer good;

169.6 (3) examine and copy books, papers, records, memoranda, and other electronic or physical
169.7 data of a person who has a duty to provide information under this subdivision; and

169.8 (4) enter upon public or private property to take an action authorized under this section,
169.9 including to obtain information from a person who has a duty to provide the information
169.10 under this subdivision and to conduct agency action.

169.11 (c) A person must submit requested information to the commissioner within the time
169.12 specified in the commissioner's written request. If a person fails or refuses to comply with
169.13 the commissioner's request for information, the commissioner may petition the district court
169.14 for an order to compel compliance with the request or take other enforcement action
169.15 authorized by law.

169.16 Subd. 4. **Classifying data.** Except as otherwise provided in this subdivision, data obtained
169.17 from a person under this section are public data as defined in section 13.02. Upon certification
169.18 by the subject of the data that the data relate to sales figures, processes or methods of
169.19 production unique to that person, or information that would tend to adversely affect the
169.20 competitive position of that person, the commissioner must classify the data as private or
169.21 nonpublic data as defined in section 13.02. Notwithstanding any other law to the contrary,
169.22 data classified as private or nonpublic under this subdivision may be disclosed when relevant:

169.23 (1) in any proceeding under this section;

169.24 (2) in further agency actions, including permitting, setting local water quality standards,
169.25 or other similar actions; and

169.26 (3) to other public agencies involved in protecting human health, welfare, or the
169.27 environment.

169.28 Sec. 40. Minnesota Statutes 2020, section 116.11, is amended to read:

169.29 **116.11 EMERGENCY POWERS.**

169.30 Subdivision 1. **Imminent and substantial danger.** If there is imminent and substantial
169.31 danger to the health and welfare of the people of the state, or of any of them, as a result of
169.32 the pollution of air, land, or water, the ~~agency~~ commissioner may by emergency order direct

170.1 the immediate discontinuance or abatement of the pollution without notice and without a
170.2 hearing or at the request of the agency commissioner, the attorney general may bring an
170.3 action in the name of the state in the appropriate district court for a temporary restraining
170.4 order to immediately abate or prevent the pollution. The agency commissioner's order or
170.5 temporary restraining order ~~shall remain~~ is effective until notice, hearing, and determination
170.6 pursuant to other provisions of law, or, in the interim, as otherwise ordered. A final order
170.7 of the agency commissioner in these cases ~~shall be~~ is appealable in accordance with chapter
170.8 14.

170.9 Subd. 2. Other acts of concern. (a) The commissioner may exercise the authority under
170.10 paragraph (b) when the commissioner has evidence of a pattern of behavior that includes
170.11 any of the following:

170.12 (1) falsification of records;

170.13 (2) a history of noncompliance with schedules of compliance or terms of a stipulation
170.14 agreement;

170.15 (3) chronic or substantial permit violations; or

170.16 (4) operating with or without a permit where there is evidence of danger to the health
170.17 or welfare of the people of the state or evidence of environmental harm.

170.18 (b) When the commissioner has evidence of a pattern of behavior specified in paragraph
170.19 (a), then regardless of the presence of imminent and substantial danger, the commissioner
170.20 may investigate and may:

170.21 (1) exercise emergency powers according to subdivision 1;

170.22 (2) suspend or revoke a permit;

170.23 (3) issue an order to cease operation or activities;

170.24 (4) require financial assurances;

170.25 (5) reopen and modify a permit to require additional terms;

170.26 (6) require additional agency oversight; or

170.27 (7) pursue other actions deemed necessary to abate pollution and protect human health.

171.1 Sec. 41. Minnesota Statutes 2020, section 325E.046, is amended to read:

171.2 **325E.046 STANDARDS FOR LABELING PLASTIC BAGS, FOOD OR**
171.3 **BEVERAGE PRODUCTS, AND PACKAGING.**

171.4 Subdivision 1. **"Biodegradable" label.** A manufacturer, distributor, or wholesaler may
171.5 not sell or offer for sale and any other person may not knowingly sell or offer for sale in
171.6 this state a plastic bag covered product labeled "biodegradable," "degradable,"
171.7 "decomposable," or any form of those terms, or in any way imply that the bag covered
171.8 product will chemically decompose into innocuous elements in a reasonably short period
171.9 of time in a landfill, composting, or other terrestrial environment unless a scientifically
171.10 based standard for biodegradability is developed and the bags are certified as meeting the
171.11 standard: break down, fragment, degrade, biodegrade, or decompose in a landfill or other
171.12 environment, unless an ASTM standard specification is adopted for the term claimed and
171.13 the specification is approved by the legislature.

171.14 Subd. 2. **"Compostable" label.** (a) A manufacturer, distributor, or wholesaler may not
171.15 sell or offer for sale and any other person may not knowingly sell or offer for sale in this
171.16 state a plastic bag covered product labeled "compostable" unless, at the time of sale or offer
171.17 for sale, the bag covered product:

171.18 (1) meets the ASTM Standard Specification for Compostable Labeling of Plastics
171.19 Designed to be Aerobically Composted in Municipal or Industrial Facilities (D6400). Each
171.20 bag must be labeled to reflect that it meets the standard. For purposes of this subdivision,
171.21 "ASTM" has the meaning given in section 296A.01, subdivision 6., or its successor, or the
171.22 ASTM Standard Specification for Labeling of End Items that Incorporate Plastics and
171.23 Polymers as Coatings or Additives with Paper and Other Substrates Designed to be
171.24 Aerobically Composted in Municipal or Industrial Facilities (D6868), or its successor, and
171.25 the covered product is labeled to reflect that it meets the specification;

171.26 (2) is comprised of only wood without any coatings or additives; or

171.27 (3) is comprised of only paper without any coatings or additives.

171.28 (b) A covered product labeled "compostable" and meeting the criteria under paragraph
171.29 (a) must be clearly and prominently labeled on the product, or on the product's smallest unit
171.30 of sale, to reflect that it is intended for an industrial or commercial compost facility. The
171.31 label required under this paragraph must be in a legible text size and font.

171.32 Subd. 2a. **Certification of compostable products.** Beginning January 1, 2024, a
171.33 manufacturer, distributor, or wholesaler may not sell or offer for sale and any other person

172.1 may not knowingly sell or offer for sale in this state a covered product labeled as
172.2 "compostable" unless the covered product is certified as meeting the requirements of
172.3 subdivision 2 by an entity that:

172.4 (1) is a nonprofit corporation;

172.5 (2) as its primary focus of operation, promotes the production, use, and appropriate end
172.6 of life for materials and products that are designed to fully biodegrade in specific biologically
172.7 active environments such as industrial composting; and

172.8 (3) is technically capable of and willing to perform analysis necessary to determine a
172.9 product's compliance with subdivision 2.

172.10 **Subd. 3. Enforcement; civil penalty; injunctive relief.** (a) A ~~manufacturer, distributor,~~
172.11 ~~or wholesaler~~ person who violates ~~subdivision 1 or 2~~ this section is subject to a civil or
172.12 administrative penalty of \$100 for each prepackaged saleable unit sold or offered for sale
172.13 up to a maximum of \$5,000 and may be enjoined from those violations.

172.14 (b) The attorney general may bring an action in the name of the state in a court of
172.15 competent jurisdiction for recovery of civil penalties or for injunctive relief as provided in
172.16 this subdivision. The attorney general may accept an assurance of discontinuance of acts
172.17 in violation of ~~subdivision 1 or 2~~ this section in the manner provided in section 8.31,
172.18 subdivision 2b.

172.19 (c) The commissioner of the Pollution Control Agency may enforce this section under
172.20 sections 115.071 and 116.072.

172.21 (d) When requested by the attorney general or the commissioner of the Pollution Control
172.22 Agency, a person selling or offering for sale a covered product labeled as "compostable"
172.23 must furnish to the attorney general or the commissioner any information that the person
172.24 may have or may reasonably obtain that is relevant to show compliance with this section.

172.25 **Subd. 4. Definitions.** For purposes of this section, the following terms have the meanings
172.26 given:

172.27 (1) "ASTM" has the meaning given in section 296A.01, subdivision 6;

172.28 (2) "covered product" means a bag, food or beverage product, or packaging;

172.29 (3) "food or beverage product" means a product that is used to wrap, package, contain,
172.30 serve, store, prepare, or consume a food or beverage, such as plates, bowls, cups, lids, trays,
172.31 straws, utensils, and hinged or lidded containers; and

172.32 (4) "packaging" has the meaning given in section 115A.03, subdivision 22b.

173.1 **EFFECTIVE DATE.** This section is effective January 1, 2023.

173.2 Sec. 42. **[325F.075] FOOD PACKAGING; PFAS.**

173.3 Subdivision 1. **Definitions.** (a) For purposes of this section, the following terms have
173.4 the meanings given.

173.5 (b) "Food package" means a container applied to or providing a means to market, protect,
173.6 handle, deliver, serve, contain, or store a food or beverage. Food package includes:

173.7 (1) a unit package, an intermediate package, and a shipping container;

173.8 (2) unsealed receptacles, such as carrying cases, crates, cups, plates, bowls, pails, rigid
173.9 foil and other trays, wrappers and wrapping films, bags, and tubs; and

173.10 (3) an individual assembled part of a food package, such as any interior or exterior
173.11 blocking, bracing, cushioning, weatherproofing, exterior strapping, coatings, closures, inks,
173.12 and labels.

173.13 (c) "Perfluoroalkyl and polyfluoroalkyl substances" or "PFAS" means a class of
173.14 fluorinated organic chemicals containing at least one fully fluorinated carbon atom.

173.15 Subd. 2. **Prohibition.** No person shall manufacture, knowingly sell, offer for sale,
173.16 distribute for sale, distribute, or offer for use in Minnesota a food package that contains
173.17 PFAS.

173.18 Subd. 3. **Enforcement.** (a) The commissioner of the Pollution Control Agency may
173.19 enforce this section under sections 115.071 and 116.072. The commissioner may coordinate
173.20 with the commissioners of commerce and health in enforcing this section.

173.21 (b) When requested by the commissioner of the Pollution Control Agency, a person
173.22 must furnish to the commissioner any information that the person may have or may
173.23 reasonably obtain that is relevant to show compliance with this section.

173.24 **EFFECTIVE DATE.** This section is effective January 1, 2023.

173.25 Sec. 43. **POSITION ESTABLISHED; POLLUTION CONTROL AGENCY.**

173.26 The commissioner of the Pollution Control Agency shall establish a new full-time
173.27 equivalent position of community liaison, funded through air quality permit fees, as specified
173.28 in Minnesota Statutes, section 116.07, subdivision 4d, to conduct the administrative tasks
173.29 necessary to successfully implement Minnesota Statutes, section 116.07, subdivision 4a,
173.30 and other regulatory activities requiring interaction between the agency and residents in
173.31 communities exposed to air pollutants emitted by facilities permitted by the agency.

174.1 **Sec. 44. PFAS WATER QUALITY STANDARDS.**

174.2 The commissioner of the Pollution Control Agency must adopt rules establishing water
174.3 quality standards for perfluorooctanoic acid (PFOA) and perfluorooctanesulfonic acid
174.4 (PFOS). The commissioner must adopt the rules establishing the PFOA and PFOS water
174.5 quality standards by July 1, 2024, and Minnesota Statutes, section 14.125, does not apply.

174.6 **Sec. 45. HEALTH RISK LIMIT; PERFLUOROOCTANE SULFONATE.**

174.7 By July 1, 2023, the commissioner of health must amend the health risk limit for
174.8 perfluorooctane sulfonate (PFOS) in Minnesota Rules, part 4717.7860, subpart 15, so that
174.9 the health risk limit does not exceed 0.015 parts per billion. In amending the health risk
174.10 limit for PFOS, the commissioner must comply with Minnesota Statutes, section 144.0751,
174.11 requiring a reasonable margin of safety to adequately protect the health of infants, children,
174.12 and adults.

174.13 **Sec. 46. CARPET STEWARDSHIP PROGRAM; REPORT.**

174.14 Subdivision 1. **Carpet stewardship program plan.** The commissioner of the Pollution
174.15 Control Agency must develop a plan for establishing a carpet stewardship program designed
174.16 to reduce carpet-related waste generation by promoting the collection and recycling of
174.17 discarded carpet. The plan must include:

174.18 (1) an organizational structure for the program, including roles for the state, carpet
174.19 producers, retailers, collection site operators, and recyclers;

174.20 (2) a timeline for implementing the program;

174.21 (3) a fee structure that ensures the costs of the program are recovered, including
174.22 recommendations for determining the amount, methods of collecting the fee, and how fee
174.23 revenues will be managed;

174.24 (4) a plan for how discarded carpet will be collected and transported to recyclers in this
174.25 state;

174.26 (5) strategies for improving education and training of retailers, carpet installers, and
174.27 collection site operators to improve the recycling rates of carpet; and

174.28 (6) draft legislation necessary for implementing the plan.

174.29 Subd. 2. **Task force; public engagement.** (a) The commissioner must convene a task
174.30 force to assist with developing the plan required under subdivision 1. The task force must
174.31 include:

- 175.1 (1) one representative of a statewide association representing retailers;
- 175.2 (2) two representatives of producers;
- 175.3 (3) two representatives of recyclers;
- 175.4 (4) one representative of statewide associations representing waste disposal companies;
- 175.5 (5) one representative of an environmental organization;
- 175.6 (6) one representative of county or municipal waste management programs;
- 175.7 (7) two representatives of companies that use discarded carpet to manufacture products
- 175.8 other than new carpet;
- 175.9 (8) one representative of carpet installers; and
- 175.10 (9) two members of the general public.
- 175.11 (b) Members of the task force must not be registered lobbyists.
- 175.12 (c) The commissioner must provide opportunities for the public to provide input on the
- 175.13 program.
- 175.14 Subd. 3. **Report.** The commissioner must submit a report with the plan required under
- 175.15 this section to the chairs and ranking minority members of the legislative committees and
- 175.16 divisions with jurisdiction over the environment by January 15, 2022.
- 175.17 **Sec. 47. SEED DISPOSAL RULEMAKING REQUIRED.**
- 175.18 The commissioner of the Pollution Control Agency, in consultation with the commissioner
- 175.19 of agriculture and the University of Minnesota, must adopt rules under Minnesota Statutes,
- 175.20 chapter 14, providing for the safe and lawful disposal of unwanted or unused seed that is
- 175.21 treated or coated with pesticide. The rules must clearly identify the regulatory jurisdiction
- 175.22 of state agencies and local governments with regard to such seed.
- 175.23 **Sec. 48. REPEALER.**
- 175.24 (a) Minnesota Statutes 2020, sections 115.44, subdivision 9; 115B.48, subdivision 8;
- 175.25 and 115C.13, are repealed.
- 175.26 (b) Minnesota Rules, part 7044.0350, is repealed.

ARTICLE 5

NATURAL RESOURCES

176.1

176.2

176.3 Section 1. Minnesota Statutes 2020, section 16B.335, subdivision 2, is amended to read:

176.4 Subd. 2. **Other projects.** All other capital projects for which a specific appropriation is
176.5 made must not proceed until the recipient undertaking the project has notified the chairs
176.6 and ranking minority members of the senate Capital Investment and Finance Committees
176.7 and the house of representatives Capital Investment and Ways and Means Committees that
176.8 the work is ready to begin. Notice is not required for:

176.9 (1) capital projects needed to comply with the Americans with Disabilities Act, ~~for~~;

176.10 (2) asset preservation projects to which section 16B.307 applies, ~~or for~~;

176.11 (3) projects funded by an agency's operating budget; or

176.12 (4) projects funded by a capital asset preservation and replacement account under section
176.13 16A.632, ~~or~~ a higher education asset preservation and replacement account under section
176.14 135A.046, or a natural resources asset preservation and replacement account under section
176.15 84.946.

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

176.17 Subd. 6. **Certifiable diseases.** "Certifiable diseases" includes any of the following
176.18 expressed as clinical symptoms or based on the presence of the pathogen: channel catfish
176.19 virus, *Renibacterium salmoninarum* (bacterial kidney disease), *Aeromonas salmonicida*
176.20 (bacterial furunculosis), *Yersinia ruckeri* (enteric redmouth disease), *Edwardsiella ictaluri*
176.21 (enteric septicemia of catfish), infectious hematopoietic necrosis virus, infectious pancreatic
176.22 necrosis virus, *Myxobolus cerebralis* (whirling disease), *Tetracapsuloides bryosalmonae*
176.23 (proliferative kidney disease), viral hemorrhagic septicemia virus, epizootic epitheliotropic
176.24 virus, *Ceratomyxa shasta* (ceratomyxosis), and any emergency fish disease.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

178.8 Subd. 21b. VHS-susceptible-species list. "VHS-susceptible-species list" is the
178.9 VHS-susceptible species listed in the Fish Health Blue Book that are found in or that can
178.10 survive in the Great Lakes region.

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

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

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

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

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

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

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

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

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

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

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

179.12 Subd. 3. **Exemptions for transportation permits and bills of lading.** (a) A state-issued
 179.13 bill of lading or transportation permit is not required by an aquatic farm licensee for
 179.14 ~~importation of importing~~ animals not on the ~~official list of viral hemorrhagic septicemia~~
 179.15 ~~susceptible species published by the United States Department of Agriculture, Animal and~~
 179.16 ~~Plant Health Inspection Services; transportation of VHS-susceptible-species list, transporting~~
 179.17 ~~animals not on the official list of viral hemorrhagic septicemia susceptible species published~~
 179.18 ~~by the United States Department of Agriculture, Animal and Plant Health Inspection Services;~~
 179.19 ~~or export for VHS-susceptible-species list, or exporting the following:~~

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

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

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

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

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

179.29 (6) sucker eggs, sucker fry, or fathead minnows transported intrastate for bait propagation
 179.30 or feeding of cultural aquatic life, except that if either species becomes listed on the ~~official~~
 179.31 ~~list of viral hemorrhagic septicemia susceptible species published by the United States~~

180.1 ~~Department of Agriculture, Animal and Plant Health Inspection Services~~

180.2 VHS-susceptible-species list, then a transportation permit is required;

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

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

180.6 (9) intrastate transportation of aquatic life between or within licensed private fish
180.7 hatcheries, aquatic farms, or aquarium facilities licensed for the species being transported,
180.8 except where required in subdivision 2 and except that salmonids, catfish, or species on the
180.9 ~~official list of viral hemorrhagic septicemia susceptible species published by the United~~
180.10 ~~States Department of Agriculture, Animal and Plant Health Inspection Services,~~

180.11 VHS-susceptible-species list may only be transferred or transported intrastate without a
180.12 transportation permit if they had no record of bacterial kidney disease or viral hemorrhagic
180.13 septicemia at the time they were imported into the state and if they have had a fish health
180.14 inspection within the preceding year that has shown no certifiable diseases to be present.

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

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

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

180.25 Subd. 5. **Permit application.** An application for a transportation permit must be made
180.26 on forms provided by the commissioner. An incomplete application must be rejected. An
180.27 application for a transportation permit for salmonids, catfish, or species on the ~~official list~~
180.28 ~~of viral hemorrhagic septicemia susceptible species published by the United States~~
180.29 ~~Department of Agriculture, Animal and Plant Health Inspection Services,~~
180.30 VHS-susceptible-species list; their eggs; or their sperm must be accompanied by certification
180.31 that the source of the eggs or sperm are free of certifiable diseases, except that eggs with
180.32 enteric redmouth, whirling disease, or furunculosis may be imported, transported, or stocked
180.33 following treatment approved by the commissioner, and fish with bacterial kidney disease

181.1 or viral hemorrhagic septicemia may be imported, transported, or stocked into areas where
181.2 the disease has been identified as being present. A copy of the transportation permit showing
181.3 the date of certification inspection must accompany the shipment of fish while in transit
181.4 and must be available for inspection by the commissioner. By 14 days after a completed
181.5 application is received, the commissioner must approve or deny the importation permits as
181.6 provided in this section.

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

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

181.10 (1) indigenous and naturalized species except trout, salmon, catfish, or species on the
181.11 ~~official list of viral hemorrhagic septicemia susceptible species published by the United~~
181.12 ~~States Department of Agriculture, Animal and Plant Health Inspection Services,~~
181.13 VHS-susceptible-species list and sperm from any source to a standard facility;

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

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

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

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

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

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

182.10 Subd. 3. **Fish health inspection.** (a) An aquatic farm propagating salmonids, catfish,
182.11 or species on the ~~viral hemorrhagic septicemia (VHS) susceptible list published by the~~
182.12 ~~United States Department of Agriculture, Animal and Plant Health Inspection Services,~~
182.13 VHS-susceptible-species list and having an effluent discharge from the aquatic farm into
182.14 public waters must have a fish health inspection conducted at least once every 12 months
182.15 by a certified fish health inspector. Testing must be conducted according to laboratory
182.16 methods of the Fish Health Blue Book or the Diagnostic Manual for Aquatic Animal
182.17 Diseases, published by the International Office of Epizootics (OIE).

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

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

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

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

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

183.9 (g) Salmonids, catfish, or species on the VHS susceptible list must have a fish health
183.10 inspection before being transported from a containment facility, unless the fish are being
183.11 transported directly to an outlet for processing or other food purposes or unless the
183.12 commissioner determines that an inspection is not needed. A fish health inspection conducted
183.13 for this purpose need only be done on the lot or lots of fish that will be transported. The
183.14 commissioner must conduct a fish health inspection requested for this purpose within five
183.15 working days of receiving written notice. Salmonids and catfish may be immediately
183.16 transported from a containment facility to another containment facility once a sample has
183.17 been obtained for a health inspection or once the five-day notice period has expired.

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

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

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

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

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

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

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

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

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

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

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

184.11 Sec. 16. Minnesota Statutes 2020, section 18B.09, subdivision 2, is amended to read:

184.12 Subd. 2. **Authority.** (a) Statutory and home rule charter cities may enact an ordinance,
184.13 which may include penalty and enforcement provisions, containing one or both of the
184.14 following:

184.15 (1) the pesticide application warning information contained in subdivision 3, ~~including~~
184.16 ~~their own licensing, penalty, and enforcement provisions; and~~

184.17 (2) the pesticide prohibition contained in subdivision 4.

184.18 (b) Statutory and home rule charter cities may not enact an ordinance ~~that contains more~~
184.19 ~~restrictive pesticide application warning information than is contained~~ that which is provided
184.20 in ~~subdivision~~ subdivisions 3 and 4.

184.21 Sec. 17. Minnesota Statutes 2020, section 18B.09, is amended by adding a subdivision to
184.22 read:

184.23 Subd. 4. **Application of certain pesticides prohibited.** (a) A person may not apply or
184.24 use a pollinator-lethal pesticide within the geographic boundaries of a city that has enacted
184.25 an ordinance under subdivision 2 prohibiting such use.

184.26 (b) For purposes of this subdivision, "pollinator-lethal pesticide" means a pesticide that
184.27 has a pollinator protection box on the label or labeling or a pollinator, bee, or honey bee
184.28 precautionary statement in the environmental hazards section of the label or labeling.

184.29 (c) This subdivision does not apply to:

185.1 (1) pet care products used to mitigate fleas, mites, ticks, heartworms, or other animals
 185.2 that are harmful to the health of a domesticated animal;

185.3 (2) personal care products used to mitigate lice and bedbugs;

185.4 (3) indoor pest control products used to mitigate insects indoors, including ant bait;

185.5 (4) a pesticide as used or applied by the Metropolitan Mosquito Control District for
 185.6 public health protection if the pesticide has a vector disease control label; and

185.7 (5) a pesticide-treated wood product.

185.8 (d) The commissioner must maintain a list of pollinator-lethal pesticides on the
 185.9 department's website.

185.10 Sec. 18. Minnesota Statutes 2020, section 84.027, subdivision 13a, is amended to read:

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

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

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

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

185.23 (b) The commissioner of natural resources may adopt rules under section 14.389 that
 185.24 are authorized under chapters 97A, 97B, and 97C, for purposes in addition to those listed
 185.25 in paragraph (a), clause (1), subject to the notice and public hearing provisions of section
 185.26 14.389, subdivision 5.

185.27 Sec. 19. Minnesota Statutes 2020, section 84.027, subdivision 18, is amended to read:

185.28 Subd. 18. **Permanent school fund authority; reporting.** (a) The commissioner of
 185.29 natural resources has the authority and responsibility to administer school trust lands under
 185.30 sections 92.122 and 127A.31. The commissioner shall ~~biannually~~ biennially report to the
 185.31 Legislative Permanent School Fund Commission and the legislature on the management of

186.1 the school trust lands that shows how the commissioner has and will continue to achieve
186.2 the following goals:

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

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

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

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

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

186.17 (6) maintain the integrity of the trust and prevent the misapplication of its lands and its
186.18 revenues.

186.19 (b) When the commissioner finds an irresolvable conflict between maximizing the
186.20 long-term economic return and protecting natural resources and recreational values on
186.21 school trust lands, the commissioner shall give precedence to the long-term economic return
186.22 in managing school trust lands. By July 1, 2018, the permanent school fund must be
186.23 compensated for all school trust lands included under a designation or policy provision that
186.24 prohibits long-term economic return. The commissioner shall submit recommendations to
186.25 the appropriate legislative committees and divisions on methods of funding for the
186.26 compensation required under this paragraph, including recommendations for appropriations
186.27 from the general fund, nongeneral funds, and the state bond fund. Any uncompensated
186.28 designation or policy provision restrictions on the long-term economic return on school
186.29 trust lands remaining after July 1, 2018, must be compiled and submitted to the Legislative
186.30 Permanent School Fund Commission for review.

186.31 (c) By December 31, 2013, the report required under paragraph (a) must provide an
186.32 inventory and identification of all school trust lands that are included under a designation
186.33 or policy provision that prohibits long-term economic return. The report must include a plan

187.1 to compensate the permanent school fund through the purchase or exchange of the lands or
187.2 a plan to manage the school trust land to generate long-term economic return to the permanent
187.3 school fund. Subsequent reports under paragraph (a) must include a status report of the
187.4 commissioner's progress in maximizing the long-term economic return on lands identified
187.5 in the 2013 report.

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

187.9 Sec. 20. Minnesota Statutes 2020, section 84.66, subdivision 1, is amended to read:

187.10 Subdivision 1. **Purpose.** The Minnesota forests for the future program identifies and
187.11 protects private, working forest lands for their timber, scenic, recreational, fish and wildlife
187.12 habitat, threatened and endangered species, natural carbon sequestration, and other cultural
187.13 and environmental values.

187.14 Sec. 21. Minnesota Statutes 2020, section 84.66, subdivision 3, is amended to read:

187.15 Subd. 3. **Establishment.** The commissioner of natural resources shall establish and
187.16 administer a Minnesota forests for the future program. Land selected for inclusion in the
187.17 program shall be evaluated on the land's potential for:

187.18 (1) producing timber and other forest products;

187.19 (2) maintaining forest landscapes;

187.20 (3) providing public recreation; and

187.21 (4) providing ecological, fish and wildlife habitat, natural carbon sequestration, and
187.22 other cultural and environmental values and values consistent with working forest lands.

187.23 Sec. 22. Minnesota Statutes 2020, section 84.82, subdivision 1a, is amended to read:

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

187.28 Sec. 23. Minnesota Statutes 2020, section 84.82, subdivision 7a, is amended to read:

187.29 Subd. 7a. **Collector snowmobiles; limited use.** The commissioner may issue a special
187.30 permit to a person or organization to operate ~~or transport~~ a collector snowmobile without

188.1 registration in parades or organized group outings, such as races, rallies, and other
188.2 promotional events and for up to ten days each year for personal transportation. The
188.3 commissioner may impose a reasonable restriction on a permittee and may revoke, amend,
188.4 suspend, or modify a permit for cause.

188.5 Sec. 24. Minnesota Statutes 2020, section 84.92, subdivision 8, is amended to read:

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

188.13 Sec. 25. Minnesota Statutes 2020, section 84.943, subdivision 3, is amended to read:

188.14 Subd. 3. **Appropriations matched by private funds.** (a) Appropriations transferred to
188.15 the critical habitat private sector matching account and money credited to the account under
188.16 section 168.1296, subdivision 5, may be expended only to the extent that they are matched
188.17 ~~equally~~ with contributions from private sources or by funds contributed to the nongame
188.18 wildlife management account. The private contributions may be made in cash, property,
188.19 land, or interests in land. Appropriations transferred to the account that are not matched
188.20 within three years from the date of the appropriation shall cancel to the source of the
188.21 appropriation. For the purposes of this section, the private contributions of property, land,
188.22 or interests in land that are retained by the commissioner shall be valued in accordance with
188.23 their appraised value.

188.24 (b) Except as provided under paragraph (c), for every dollar used as a match under
188.25 paragraph (a), the commissioner may expend up to \$2 from the account for the purposes
188.26 described in subdivision 6.

188.27 (c) The commissioner may spend up to \$2.50 from the account for every dollar used as
188.28 a match under paragraph (a) for nongame purposes under subdivision 6, clause (2).

188.29 Sec. 26. Minnesota Statutes 2020, section 84.943, subdivision 5, is amended to read:

188.30 Subd. 5. **Pledges and contributions.** (a) The commissioner of natural resources may
188.31 accept contributions and pledges to the critical habitat private sector matching account. A
188.32 pledge that is made contingent on an appropriation is acceptable and shall be reported with

189.1 other pledges as required in this section. The commissioner may agree to match a contribution
 189.2 contingent on a future appropriation. In the budget request for each biennium, the
 189.3 commissioner shall report the balance of contributions in the account and the amount that
 189.4 has been pledged for payment in the succeeding two calendar years.

189.5 ~~(b) Money in the account is appropriated to the commissioner of natural resources only~~
 189.6 ~~for the direct acquisition or improvement of land or interests in land as provided in section~~
 189.7 ~~84.944.~~ To the extent of available appropriations other than bond proceeds, the money
 189.8 matched to the nongame wildlife management account may be used for the management
 189.9 of nongame wildlife projects as specified in section 290.431. ~~Acquisition includes:~~

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

189.11 ~~(2) acceptance by the commissioner of gifts of land or interests in land as program~~
 189.12 ~~projects.~~

189.13 Sec. 27. Minnesota Statutes 2020, section 84.943, is amended by adding a subdivision to
 189.14 read:

189.15 Subd. 6. Expenditures. Money in the account is appropriated to the commissioner and
 189.16 may be expended only as follows:

189.17 (1) revenue from license plates depicting big game, turkey, or pheasant or license plates
 189.18 not otherwise specified under this subdivision must be used to:

189.19 (i) purchase land or an interest in land;

189.20 (ii) inventory and monitor lands acquired under this section; or

189.21 (iii) accept gifts of land or interests in land as program projects;

189.22 (2) revenue from license plates depicting a loon, chickadee, or lady slipper must be used
 189.23 in addition to appropriations from the nongame wildlife management account for the purposes
 189.24 specified in section 290.431;

189.25 (3) revenue from license plates depicting anglers or fish must be used for aquatic
 189.26 management area purposes under section 86A.05, subdivision 14, including acquisition,
 189.27 development, and restoration;

189.28 (4) revenue from license plates depicting bees or other pollinators must be transferred
 189.29 to the Board of Water and Soil Resources for grants or payments under section 103B.104;
 189.30 and

190.1 (5) private contributions and other revenue must be used for the purposes under clause
190.2 (1), unless specified for another purpose under this subdivision by the donor.

190.3 Sec. 28. Minnesota Statutes 2020, section 84.943, is amended by adding a subdivision to
190.4 read:

190.5 Subd. 7. **Report.** By January 15, 2024, and every two years thereafter, the commissioner
190.6 must submit a report to the chairs and ranking minority members of the house of
190.7 representatives and senate committees and divisions with jurisdiction over the environment
190.8 and natural resources on the expenditure of money from the critical habitat private sector
190.9 matching account and the nongame wildlife management account during the previous
190.10 biennium.

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

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

190.17 Sec. 30. **[84.9735] INSECTICIDES ON STATE LANDS.**

190.18 A person may not use a product containing an insecticide in a wildlife management area,
190.19 state park, state forest, aquatic management area, or scientific and natural area if the
190.20 insecticide is from the neonicotinoid class of insecticides or contains chlorpyrifos.

190.21 Sec. 31. **[84.9765] OUTDOOR ENGAGEMENT GRANT ACCOUNT.**

190.22 Subdivision 1. **Establishment.** The outdoor engagement grant account is established as
190.23 an account in the natural resources fund. The purpose of the account is to provide funding
190.24 from private sources to support the no child left inside grant program under section 84.976.

190.25 Subd. 2. **Funding sources.** Appropriations, gifts, grants, and other contributions to the
190.26 outdoor engagement grant account must be credited to the account. All interest and other
190.27 earnings on money in the account must be credited to the account.

190.28 Subd. 3. **Appropriation; expenditures.** Money in the account is appropriated to the
190.29 commissioner of natural resources and may be used only for grants under section 84.976.

191.1 Sec. 32. Minnesota Statutes 2020, section 84D.02, subdivision 3, is amended to read:

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

191.6 (1) coordinated detection and prevention of accidental introductions;

191.7 (2) coordinated dissemination of information about invasive species of aquatic plants
191.8 and wild animals among resource management agencies and organizations;

191.9 (3) a coordinated public education and awareness campaign;

191.10 (4) coordinated control of selected invasive species of aquatic plants and wild animals
191.11 on lands and public waters;

191.12 (5) participation by lake associations, local citizen groups, and local units of government
191.13 in the development and implementation of local management efforts;

191.14 (6) a reasonable and workable inspection requirement for watercraft and equipment
191.15 including those participating in organized events on the waters of the state;

191.16 (7) the closing of points of access to infested waters, if the commissioner determines it
191.17 is necessary, for a total of not more than seven days during the open water season for control
191.18 or eradication purposes;

191.19 (8) maintaining public accesses on infested waters to be reasonably free of aquatic
191.20 macrophytes; ~~and~~

191.21 (9) notice to travelers of the penalties for violation of laws relating to invasive species
191.22 of aquatic plants and wild animals; and

191.23 (10) the impacts of climate change on invasive species management.

191.24 Sec. 33. Minnesota Statutes 2020, section 84D.11, subdivision 1a, is amended to read:

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

192.1 Sec. 34. Minnesota Statutes 2020, section 84D.15, is amended to read:

192.2 **84D.15 INVASIVE SPECIES ~~ACCOUNT~~ ACCOUNTS.**

192.3 Subdivision 1. **Creation.** The invasive species account ~~is~~ and the invasive species
192.4 research account are created in the state treasury in the natural resources fund.

192.5 Subd. 2. **Receipts.** (a) Money received from ~~surcharges on watercraft licenses under~~
192.6 ~~section 86B.415, subdivision 7,~~ civil penalties under section 84D.13; and service provider
192.7 permits under section 84D.108; must be deposited in the invasive species account. Each
192.8 year, the commissioner of management and budget must transfer from the game and fish
192.9 fund to the invasive species account, the annual surcharge collected on nonresident fishing
192.10 licenses under section 97A.475, subdivision 7, paragraph (b). Each fiscal year, the
192.11 commissioner of management and budget shall transfer \$375,000 from the water recreation
192.12 account under section 86B.706 to the invasive species account.

192.13 (b) Money received from surcharges on watercraft licenses under section 86B.415,
192.14 subdivision 7, paragraph (a), must be deposited as follows:

192.15 (1) \$21 from each surcharge must be deposited in the invasive species account; and

192.16 (2) \$4 from each surcharge must be deposited in the invasive species research account.

192.17 (c) Money received from surcharges on watercraft licenses under section 86B.415,
192.18 subdivision 7, paragraph (b), must be deposited in the invasive species research account.

192.19 Subd. 3. **Use of money in invasive species account.** Money credited to the invasive
192.20 species account in subdivision 2 ~~shall~~ must be used for management of invasive species
192.21 and implementation of this chapter as it pertains to invasive species, including control,
192.22 public awareness, law enforcement, assessment and monitoring, management planning,
192.23 habitat improvements, and research. Of the money credited to the account, at least \$2 from
192.24 each surcharge on watercraft licenses under section 86B.415, subdivision 7, paragraph (a),
192.25 must be used for grants to lake associations to manage aquatic invasive plant species.

192.26 Subd. 4. **Use of money in invasive species research account.** Money credited to the
192.27 invasive species research account under subdivision 2, paragraph (b), must be used for
192.28 grants to the Board of Regents of the University of Minnesota for the Minnesota Aquatic
192.29 Invasive Species Research Center to research aquatic invasive species.

192.30 Sec. 35. Minnesota Statutes 2020, section 85.015, subdivision 10, is amended to read:

192.31 Subd. 10. **Luce Line Trail, Hennepin, McLeod, and Meeker Counties.** (a) The trail
192.32 shall originate at Gleason Lake in Plymouth Village, Hennepin County, ~~and shall~~ follow

193.1 the route of the Chicago Northwestern Railroad, and include a connection to Greenleaf Lake
193.2 State Recreation Area.

193.3 (b) The trail shall be developed for multiuse wherever feasible. The department shall
193.4 cooperate in maintaining its integrity for modes of use consistent with local ordinances.

193.5 (c) In establishing, developing, maintaining, and operating the trail, the commissioner
193.6 shall cooperate with local units of government and private individuals and groups. Before
193.7 acquiring any parcel of land for the trail, the commissioner of natural resources shall develop
193.8 a management program for the parcel and conduct a public hearing on the proposed
193.9 management program in the vicinity of the parcel to be acquired. The management program
193.10 of the commissioner shall include but not be limited to the following: (a) fencing of portions
193.11 of the trail where necessary to protect adjoining landowners; and (b) the maintenance of
193.12 the trail in a litter free condition to the extent practicable.

193.13 (d) The commissioner shall not acquire any of the right-of-way of the Chicago
193.14 Northwestern Railway Company until the abandonment of the line described in this
193.15 subdivision has been approved by the Surface Transportation Board or the former Interstate
193.16 Commerce Commission. Compensation, in addition to the value of the land, shall include
193.17 improvements made by the railroad, including but not limited to, bridges, trestles, public
193.18 road crossings, or any portion thereof, it being the desire of the railroad that such
193.19 improvements be included in the conveyance. The fair market value of the land and
193.20 improvements shall be recommended by two independent appraisers mutually agreed upon
193.21 by the parties. The fair market value thus recommended shall be reviewed by a review
193.22 appraiser agreed to by the parties, and the fair market value thus determined, and supported
193.23 by appraisals, may be the purchase price. The commissioner may exchange lands with
193.24 landowners abutting the right-of-way described in this section to eliminate diagonally shaped
193.25 separate fields.

193.26 Sec. 36. Minnesota Statutes 2020, section 85.019, is amended by adding a subdivision to
193.27 read:

193.28 Subd. 6. Administering grants. Up to 2.5 percent of appropriations for grants under
193.29 this section from revenue deposited in the natural resources fund under Minnesota Statutes,
193.30 section 297A.94, paragraph (h), clause (4), may be used by the commissioner for the actual
193.31 costs of administering the grants.

194.1 Sec. 37. Minnesota Statutes 2020, section 85.052, subdivision 1, is amended to read:

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

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

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

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

194.11 ~~(4) (3) providing water, sewer, and electric service to trailer or tent campsites and charging~~
194.12 ~~a reasonable use fee; and~~

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

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

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

194.19 Sec. 38. Minnesota Statutes 2020, section 85.052, subdivision 2, is amended to read:

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

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

195.1 Sec. 39. Minnesota Statutes 2020, section 85.052, subdivision 6, is amended to read:

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

195.5 (b) The revenue collected from the state park reservation fee established under subdivision
195.6 5, including interest earned, shall be deposited in the state park account in the natural
195.7 resources fund and is annually appropriated to the commissioner for the cost of operating
195.8 the state park reservation and point-of-sale system.

195.9 Sec. 40. Minnesota Statutes 2020, section 85.052, is amended by adding a subdivision to
195.10 read:

195.11 Subd. 7. **Special-use permits.** The commissioner may, by written order, develop
195.12 reasonable policies for special-use permits to use state parks, state recreation areas, and
195.13 state waysides. These policies are exempt from rulemaking provisions under chapter 14,
195.14 and section 14.386 does not apply.

195.15 Sec. 41. Minnesota Statutes 2020, section 85.053, subdivision 2, is amended to read:

195.16 Subd. 2. **Requirement.** Except as provided in section 85.054, a motor vehicle may not
195.17 enter a state park, state recreation area, or state wayside over 50 acres in area, without a
195.18 state park permit issued under this section or a state parks and trails plate issued under
195.19 section 168.1295. Except for vehicles permitted under subdivisions 7, paragraph (a), clause
195.20 (2), and 8, the state park permit must be affixed to the lower right corner windshield of the
195.21 motor vehicle and must be completely affixed by its own adhesive to the windshield, or the
195.22 commissioner may, by written order, provide an alternative means to display and validate
195.23 state park permits. A motor vehicle owner or lessee is responsible for ensuring the owner's
195.24 or lessee's vehicle has a state park permit, and the commissioner may issue warnings and
195.25 citations under section 84.0835 to the owner or lessee of a vehicle not in compliance.

195.26 Sec. 42. Minnesota Statutes 2020, section 85.053, is amended by adding a subdivision to
195.27 read:

195.28 Subd. 5a. **Free permit; members of federally recognized Tribes.** (a) The commissioner
195.29 must issue an annual state park permit for no charge to any member of the 11 federally
195.30 recognized Tribes in Minnesota. To qualify for a free state park permit under this subdivision,
195.31 an individual must present a qualifying Tribal identification, as determined by each of the
195.32 Tribal governments, to the park attendant on duty or other designee of the commissioner.

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

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

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

196.7 Sec. 43. Minnesota Statutes 2020, section 85.054, subdivision 1, is amended to read:

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

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

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

196.18 (d) On State Park Open House Days, registered overnight guests in state parks and state
196.19 recreation areas are exempt from the requirements for a state park permit under section
196.20 85.053 until after the camping or lodging check-out time of the following day in the park
196.21 where the overnight stay occurred.

196.22 Sec. 44. Minnesota Statutes 2020, section 85.055, subdivision 1, is amended to read:

196.23 Subdivision 1. **Fees.** (a) The fee for state park permits for:

196.24 (1) an annual use of state parks is ~~\$35~~ \$45;

196.25 (2) a second or subsequent vehicle state park permit is ~~\$26~~ \$35;

196.26 (3) a state park permit valid for one day is ~~\$7~~ \$10;

196.27 (4) a daily vehicle state park permit for groups is ~~\$5~~ \$8;

196.28 (5) an annual permit for motorcycles is ~~\$30~~ \$40;

196.29 (6) an employee's state park permit is without charge; and

197.1 (7) a state park permit for persons with disabilities under section 85.053, subdivision 7,
 197.2 paragraph (a), clauses (1) to (3), is ~~\$12~~ \$20.

197.3 (b) The fees specified in this subdivision include any sales tax required by state law.

197.4 **EFFECTIVE DATE.** This section is effective July 1, 2022.

197.5 Sec. 45. Minnesota Statutes 2020, section 85.43, is amended to read:

197.6 **85.43 DISPOSITION OF RECEIPTS; PURPOSE.**

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

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

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

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

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

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

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

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

197.23 Sec. 46. Minnesota Statutes 2020, section 85.47, is amended to read:

197.24 **85.47 ~~SPECIAL-USE~~ SPECIAL-USE PERMITS; FEES.**

197.25 Subdivision 1. Special-use permits. The commissioner may, by written order, develop
 197.26 reasonable policies for special-use permits to use state trails and state water access sites.
 197.27 The policies are exempt from rulemaking provisions under chapter 14, and section 14.386
 197.28 does not apply.

197.29 Subd. 2. Disposition of fees. Fees collected for ~~special-use~~ special-use permits to use
 197.30 state trails and state water access sites not on state forest, state park, or state recreation area

198.1 lands ~~and for use of state water access sites~~ must be deposited in the natural resources fund
198.2 and are appropriated to the commissioner of natural resources for operating and maintaining
198.3 state trails and water access sites.

198.4 Sec. 47. Minnesota Statutes 2020, section 86B.415, subdivision 1, is amended to read:

198.5 Subdivision 1. **Watercraft 19 feet or less.** (a) Except as provided in paragraph (b) and
198.6 ~~subdivision subdivisions~~ 1a and 4, the fee for a watercraft license for watercraft 19 feet or
198.7 less in length is ~~\$27~~ \$39.

198.8 (b) The watercraft license ~~fee~~ fees for the specified watercraft are as follows:

198.9 (1) for watercraft, other than personal watercraft, 19 feet in length or less that is offered
198.10 for rent or lease, the fee is ~~\$9~~ \$13;

198.11 (2) for a sailboat, 19 feet in length or less, the fee is ~~\$10.50~~ \$15.25;

198.12 (3) for a watercraft 19 feet in length or less used by a nonprofit corporation for teaching
198.13 boat and water safety, the ~~fee is~~ fees are as provided in subdivision 4;

198.14 (4) for a watercraft owned by a dealer under a dealer's license, the fee is as provided in
198.15 subdivision 5;

198.16 (5) for a personal watercraft, the fee is ~~\$37.50~~ \$54.50, except for a personal watercraft
198.17 that is offered for rent or lease according to section 86B.313, subdivision 4, the fee is \$47;
198.18 and

198.19 (6) for a watercraft less than 17 feet in length, other than a watercraft listed in clauses
198.20 (1) to (5), the fee is ~~\$18~~ \$26.

198.21 Sec. 48. Minnesota Statutes 2020, section 86B.415, subdivision 1a, is amended to read:

198.22 Subd. 1a. **Canoes, kayaks, sailboards, paddleboards, paddleboats, or rowing**
198.23 **shells.** Except as provided under subdivision 4, the fee for a watercraft license for a canoe,
198.24 kayak, sailboard, paddleboard, paddleboat, or rowing shell over ten feet in length is ~~\$10.50~~
198.25 \$15.25.

198.26 Sec. 49. Minnesota Statutes 2020, section 86B.415, subdivision 2, is amended to read:

198.27 Subd. 2. **Watercraft over 19 feet.** Except as provided in subdivisions 1a, 3, 4, and 5,
198.28 the watercraft license fee:

198.29 (1) for a watercraft more than 19 feet but less than 26 feet in length is ~~\$45~~ \$65.25;

198.30 (2) for a watercraft 26 feet but less than 40 feet in length is ~~\$67.50~~ \$98; and

199.1 (3) for a watercraft 40 feet in length or longer is ~~\$90~~ \$130.50.

199.2 Sec. 50. Minnesota Statutes 2020, section 86B.415, subdivision 3, is amended to read:

199.3 Subd. 3. **Watercraft over 19 feet for hire.** Except as provided under subdivision 4, the
199.4 license fee for a watercraft more than 19 feet in length for hire with an operator is ~~\$75~~
199.5 \$108.75 each.

199.6 Sec. 51. Minnesota Statutes 2020, section 86B.415, subdivision 4, is amended to read:

199.7 Subd. 4. **Watercraft used by nonprofit corporation for teaching organization or**
199.8 **homestead resort.** (a) The watercraft license fee for a watercraft used by a nonprofit
199.9 organization for teaching boat and water safety is \$4.50 each.

199.10 (b) The following fees apply to watercraft owned and used by a homestead resort, as
199.11 defined under section 273.13, subdivision 22, paragraph (c), that contains ten rental units
199.12 or less, when the watercraft remains on a single water body:

199.13 (1) for a watercraft 40 feet in length or longer, \$90;

199.14 (2) for a watercraft 26 feet but less than 40 feet in length, \$67.50;

199.15 (3) for a watercraft more than 19 feet but less than 26 feet in length, \$45;

199.16 (4) for a watercraft more than 19 feet in length for hire with an operator, \$75;

199.17 (5) for a watercraft 17 to 19 feet in length, \$27, except as provided in clauses (6) to (10);

199.18 (6) for a watercraft, other than personal watercraft, 19 feet in length or less that is offered
199.19 for rent or lease, \$9;

199.20 (7) for a sailboat 19 feet in length or less, \$10.50;

199.21 (8) for a personal watercraft, \$37.50;

199.22 (9) for a canoe, kayak, sailboard, paddleboard, paddleboat, or rowing shell over ten feet
199.23 in length, \$10.50; and

199.24 (10) for a watercraft less than 17 feet in length, other than a watercraft listed in clauses
199.25 (6) to (9), \$18.

199.26 Sec. 52. Minnesota Statutes 2020, section 86B.415, subdivision 5, is amended to read:

199.27 Subd. 5. **Dealer's license.** There is no separate fee for watercraft owned by a dealer
199.28 under a dealer's license. The fee for a dealer's license is ~~\$67.50~~ \$98.

200.1 Sec. 53. Minnesota Statutes 2020, section 86B.415, subdivision 7, is amended to read:

200.2 Subd. 7. **Watercraft surcharge.** (a) A ~~\$10.60~~ \$25 surcharge is placed on each watercraft
200.3 licensed under subdivisions 1 to 3, and 5 for control, public awareness, law enforcement,
200.4 monitoring, and research of aquatic invasive species such as zebra mussel, purple loosestrife,
200.5 and Eurasian watermilfoil in public waters and public wetlands.

200.6 (b) A \$5 surcharge is placed on each watercraft licensed under subdivision 4 for deposit
200.7 in the invasive species research account under section 84D.15.

200.8 Sec. 54. Minnesota Statutes 2020, section 88.79, subdivision 1, is amended to read:

200.9 Subdivision 1. **Employing competent foresters; service to private owners.** The
200.10 commissioner of natural resources may employ competent foresters to furnish owners of
200.11 forest lands within the state of Minnesota who own not more than 1,000 acres of forest land,
200.12 forest management services consisting of:

200.13 (1) advice in management and protection of timber, including written stewardship and
200.14 forest management plans;

200.15 (2) selection and marking of timber to be cut;

200.16 (3) measurement of products;

200.17 (4) aid in marketing harvested products;

200.18 (5) provision of tree-planting equipment;

200.19 (6) advice in community forest management; ~~and~~

200.20 (7) advice in tree selection and care for natural carbon sequestration and climate
200.21 resiliency; and

200.22 ~~(7)~~ (8) such other services as the commissioner of natural resources deems necessary or
200.23 advisable to promote maximum sustained yield of timber and other benefits upon such forest
200.24 lands.

200.25 Sec. 55. Minnesota Statutes 2020, section 89.001, subdivision 8, is amended to read:

200.26 Subd. 8. **Forest resources.** "Forest resources" means those natural assets of forest lands,
200.27 including timber and other forest crops; carbon sequestration for climate change mitigation;
200.28 biological diversity; recreation; fish and wildlife habitat; wilderness; rare and distinctive
200.29 flora and fauna; air; water; soil; climate; and educational, aesthetic, and historic values.

201.1 Sec. 56. Minnesota Statutes 2020, section 89.35, subdivision 2, is amended to read:

201.2 Subd. 2. **Purpose of planting.** The purposes for which trees may be produced, procured,
201.3 distributed, and planted under sections 89.35 to 89.39 ~~shall~~ include auxiliary forests,
201.4 woodlots, windbreaks, shelterbelts, erosion control, soil conservation, water conservation,
201.5 provision of permanent food and cover for wild life, environmental education, natural carbon
201.6 sequestration, species adaptation to climate change, and afforestation and reforestation on
201.7 public or private lands of any kind, but ~~shall~~ do not include ~~the raising of~~ fruit for human
201.8 consumption or planting for purely ornamental purposes. It is hereby declared that all such
201.9 authorized purposes are in furtherance of the public health, safety, and welfare.

201.10 Sec. 57. Minnesota Statutes 2020, section 89.37, subdivision 3, is amended to read:

201.11 Subd. 3. **Private lands.** The commissioner may supply only bare root seedlings, woody
201.12 cuttings, and transplant material for use on private land, provided that such material must
201.13 be sold in lots of not less than ~~500~~ 250 for a sum determined by the commissioner to be
201.14 equivalent to the cost of the materials and the expenses of their distribution. The
201.15 commissioner may not directly or indirectly supply any other planting stock for use on
201.16 private lands.

201.17 Sec. 58. Minnesota Statutes 2020, section 89A.03, subdivision 2, is amended to read:

201.18 Subd. 2. **Purpose.** The council must develop recommendations to the governor and to
201.19 federal, state, county, and local governments with respect to forest resource policies and
201.20 practices that result in the sustainable management, use, and protection of the state's forest
201.21 resources. The policies and practices must:

201.22 (1) acknowledge the interactions of complex sustainable forest resources, multiple
201.23 ownership patterns, and local to international economic forces;

201.24 (2) give equal consideration to the long-term economic, ecological, and social needs
201.25 and limits of the state's forest resources;

201.26 (3) foster the productivity of the state's forests to provide a diversity of sustainable
201.27 benefits at site levels and landscape levels;

201.28 (4) enhance the ability of the state's forest resources to provide future benefits and
201.29 services;

201.30 (5) foster no net loss of forest land in Minnesota;

202.1 (6) encourage appropriate mixes of forest cover types and age classes within landscapes
 202.2 to promote biological diversity and viable forest-dependent fish and wildlife habitats;

202.3 (7) acknowledge the importance of the state's forest resources in providing natural carbon
 202.4 storage and the role climate change will have on tree species selection and adaptation;

202.5 ~~(7)~~ (8) encourage collaboration and coordination with multiple constituencies in planning
 202.6 and managing the state's forest resources; and

202.7 ~~(8)~~ (9) address the environmental impacts and implement mitigations as recommended
 202.8 in the generic environmental impact statement on timber harvesting.

202.9 Sec. 59. Minnesota Statutes 2020, section 89A.11, is amended to read:

202.10 **89A.11 SUNSET.**

202.11 Sections 89A.01; 89A.02; 89A.03; 89A.04; 89A.05; 89A.06; 89A.07; 89A.08; 89A.09;
 202.12 89A.10; 89A.105; and 89A.11 ~~are repealed~~ expire June 30, 2024 2028.

202.13 Sec. 60. Minnesota Statutes 2020, section 97A.015, subdivision 25, is amended to read:

202.14 Subd. 25. **Game fish.** "Game fish" means fish from the following families and species:
 202.15 Acipenseridae (lake sturgeon and shovelnose sturgeon), Anguillidae (American eel),
 202.16 Centrarchidae (black crappie; largemouth bass; rock bass; smallmouth bass; white crappie;
 202.17 and sunfishes, including bluegill, green sunfish, longear sunfish, orangespotted sunfish,
 202.18 pumpkinseed, and warmouth), Esocidae (muskellunge and northern pike), Gadidae (burbot),
 202.19 Ictaluridae (blue catfish, channel catfish, and flathead catfish), Lepisosteidae (gar), Moronidae
 202.20 (white bass and yellow bass), Percidae (sauger, walleye, and yellow perch), Polyodontidae
 202.21 (paddlefish), and Salmonidae (Atlantic salmon, brook trout, brown trout, chinook salmon,
 202.22 cisco (tullibee), coho salmon, kokanee salmon, lake trout, lake whitefish, pink salmon, and
 202.23 rainbow trout). Game fish includes hybrids of game fish.

202.24 Sec. 61. Minnesota Statutes 2020, section 97A.015, subdivision 43, is amended to read:

202.25 Subd. 43. **Rough fish.** "Rough fish" means carp, buffalo, sucker, sheepshead, bowfin,
 202.26 ~~gar~~, goldeye, and bullhead, except for any fish species listed as endangered, threatened, or
 202.27 of special concern in Minnesota Rules, chapter 6134.

202.28 Sec. 62. Minnesota Statutes 2020, section 97A.401, subdivision 1, is amended to read:

202.29 Subdivision 1. **Commissioner's authority.** The commissioner may issue special permits
 202.30 for the activities in this section. A special permit may be issued in the form of a general

203.1 permit to a governmental subdivision or to the general public to conduct one or more
203.2 activities under subdivisions 2 to ~~7~~ 8.

203.3 Sec. 63. Minnesota Statutes 2020, section 97A.401, is amended by adding a subdivision
203.4 to read:

203.5 Subd. 8. Snakes, lizards, and salamanders. The commissioner must prescribe conditions
203.6 and may issue permits to breed, propagate, and sell native snakes, lizards, and salamanders.
203.7 A native snake, lizard, or salamander that is obtained from a permitted breeder or that was
203.8 possessed before August 1, 2021, may be possessed as a pet unless otherwise prohibited
203.9 under section 84.0895.

203.10 Sec. 64. Minnesota Statutes 2020, section 97A.421, subdivision 1, is amended to read:

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

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

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

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

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

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

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

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

204.1 Sec. 65. Minnesota Statutes 2020, section 97A.475, subdivision 41, is amended to read:

204.2 Subd. 41. **Turtle licenses license.** ~~(a) The fee for a turtle seller's license to sell turtles~~
204.3 ~~and to take, transport, buy, and possess turtles for sale is \$250.~~

204.4 ~~(b)~~ The fee for a recreational turtle license to take, transport, and possess turtles for
204.5 personal use is \$25.

204.6 ~~(c) The fee for a turtle seller's apprentice license is \$100.~~

204.7 Sec. 66. Minnesota Statutes 2020, section 97A.505, subdivision 3b, is amended to read:

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

204.14 Sec. 67. Minnesota Statutes 2020, section 97A.505, subdivision 8, is amended to read:

204.15 Subd. 8. **Importing hunter-harvested Cervidae carcasses.** (a) Importing
204.16 ~~hunter-harvested~~ Cervidae carcasses procured by any means into Minnesota is prohibited
204.17 except for cut and wrapped meat, quarters or other portions of meat with no part of the
204.18 spinal column or head attached, antlers, hides, teeth, finished taxidermy mounts, and antlers
204.19 attached to skull caps that are cleaned of all brain tissue. ~~Hunter-harvested~~

204.20 (b) Cervidae carcasses ~~taken~~ originating from outside of Minnesota may be transported
204.21 on a direct route through the state by nonresidents.

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

204.23 Sec. 68. Minnesota Statutes 2020, section 97B.071, is amended to read:

204.24 **97B.071 CLOTHING AND GROUND BLIND REQUIREMENTS; BLAZE**
204.25 **ORANGE OR BLAZE PINK.**

204.26 (a) Except as provided in rules adopted under paragraph ~~(e)~~ (d), a person may not hunt
204.27 or trap during the open season where deer may be taken by firearms under applicable laws
204.28 and ordinances, unless the visible portion of the person's cap and outer clothing above the
204.29 waist, excluding sleeves and gloves, is blaze orange or blaze pink. Blaze orange or blaze
204.30 pink includes a camouflage pattern of at least 50 percent blaze orange or blaze pink within

205.1 each foot square. This section does not apply to migratory-waterfowl hunters on waters of
 205.2 this state or in a stationary shooting location or to trappers on waters of this state.

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

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

205.9 (2) at least 144 square inches of blaze orange material on each side of the blind.

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

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

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

205.21 Sec. 69. **[97B.673] NONTOXIC SHOT REQUIRED FOR TAKING SMALL GAME**
 205.22 **IN CERTAIN AREAS.**

205.23 Subdivision 1. Nontoxic shot on wildlife management areas in farmland zone. After
 205.24 July 1, 2022, a person may not take small game, rails, or common snipe on any wildlife
 205.25 management area within the farmland zone with shot other than:

205.26 (1) steel shot;

205.27 (2) copper-plated, nickel-plated, or zinc-plated steel shot; or

205.28 (3) shot made of other nontoxic material approved by the director of the United States
 205.29 Fish and Wildlife Service.

205.30 Subd. 2. Farmland zone. For the purposes of this section, the farmland zone is the
 205.31 portion of the state that falls south and west of Minnesota Highway 70 westward from the
 205.32 Wisconsin border to Minnesota Highway 65 to Minnesota Highway 23 to U.S. Highway

206.1 169 at Milaca to Minnesota Highway 18 at Garrison to Minnesota Highway 210 at Brainerd
206.2 to U.S. Highway 10 at Motley to U.S. Highway 59 at Detroit Lakes northward to the
206.3 Canadian border.

206.4 Sec. 70. Minnesota Statutes 2020, section 97B.811, subdivision 4a, is amended to read:

206.5 Subd. 4a. **Restrictions on certain motorized decoys.** ~~From the opening day of the duck~~
206.6 ~~season through the Saturday nearest October 8, a person may not use a motorized decoy,~~
206.7 ~~or other motorized device designed to attract migratory waterfowl.~~ During the remainder
206.8 ~~of the~~ duck season, the commissioner may, by rule, designate all or any portion of a wetland
206.9 or lake closed to the use of motorized decoys or motorized devices designed to attract
206.10 migratory waterfowl. ~~On water bodies and lands fully contained within wildlife management~~
206.11 ~~area boundaries, a person may not use motorized decoys or motorized devices designed to~~
206.12 ~~attract migratory waterfowl at any time during the duck season.~~

206.13 Sec. 71. Minnesota Statutes 2020, section 97C.005, subdivision 3, is amended to read:

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

206.26 Sec. 72. Minnesota Statutes 2020, section 97C.081, subdivision 3, is amended to read:

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

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

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

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

207.1 (b) The commissioner shall charge a fee for the permit that recovers the costs of issuing
 207.2 the permit and of monitoring the activities allowed by the permit. Notwithstanding section
 207.3 16A.1283, the commissioner may, by written order published in the State Register, establish
 207.4 contest permit fees. The fees are not subject to the rulemaking provisions of chapter 14, and
 207.5 section 14.386 does not apply.

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

207.10 (1) not previously conducted a fishing contest requiring a permit under this subdivision;

207.11 or

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

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

207.15 (1) \$70 for an open-water contest not exceeding 50 boats and without off-site weigh-in;

207.16 (2) \$225 for an open-water contest with more than 50 boats and without off-site weigh-in;

207.17 (3) \$280 for an open-water contest not exceeding 50 boats with off-site weigh-in;

207.18 (4) \$560 for an open-water contest with more than 50 boats with off-site weigh-in; ~~or~~

207.19 (5) \$135 for an ice-fishing contest with more than 150 participants; or

207.20 (6) \$50 for a contest where all participants are age 18 years or under.

207.21 Sec. 73. Minnesota Statutes 2020, section 97C.081, subdivision 3a, is amended to read:

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

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

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

207.26 ~~(3)~~ (2) the contest is limited to rough fish and participants are required to fish with a
 207.27 hook and line; or

207.28 ~~(4)~~ (3) the total prize value is \$500 or less.

208.1 Sec. 74. Minnesota Statutes 2020, section 97C.342, subdivision 2, is amended to read:

208.2 Subd. 2. **Bait restrictions.** (a) ~~Frozen or dead fish on the official list of viral hemorrhagic~~
208.3 ~~septicemia susceptible species published by the United States Department of Agriculture,~~
208.4 ~~Animal and Plant Health Inspection Services~~ VHS-susceptible-species list under section
208.5 17.4982, subdivision 21b; cisco (all *Coregonus*, including lake herring and tullibee); and
208.6 smelt (all *Osmerus*, *Spirincus*, *Hypomesus*, and *Allosmerus*) being used as bait in waters of
208.7 the state must originate from water bodies certified disease-free. A water body is certified
208.8 as disease-free if:

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

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

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

208.18 Sec. 75. Minnesota Statutes 2020, section 97C.515, subdivision 2, is amended to read:

208.19 Subd. 2. **Permit for transportation.** (a) A person may transport live minnows through
208.20 the state with a permit from the commissioner. The permit must state the name and address
208.21 of the person, the number and species of minnows, the point of entry into the state, the
208.22 destination, and the route through the state. The permit is not valid for more than 12 hours
208.23 after it is issued.

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

208.26 (c) The commissioner may require the person transporting minnow species found on
208.27 ~~the official list of viral hemorrhagic septicemia susceptible species published by the United~~
208.28 ~~States Department of Agriculture, Animal and Plant Health Inspection Services~~
208.29 VHS-susceptible-species list under section 17.4982, subdivision 21b, to provide health
208.30 certification for viral hemorrhagic septicemia. The certification must disclose any incidentally
208.31 isolated replicating viruses, and must be dated within the 12 months preceding transport.

209.1 Sec. 76. Minnesota Statutes 2020, section 97C.605, subdivision 1, is amended to read:

209.2 Subdivision 1. ~~Resident angling license required~~ **Taking turtles; requirements.** ~~In~~
 209.3 ~~addition to any other license required in this section, (a) A person may not take, possess,~~
 209.4 ~~or transport turtles without a resident angling license, except as provided in subdivision 2c~~
 209.5 ~~and a recreational turtle license.~~

209.6 (b) Turtles taken from the wild are for personal use only and may not be resold.

209.7 Sec. 77. Minnesota Statutes 2020, section 97C.605, subdivision 2c, is amended to read:

209.8 Subd. 2c. **License exemptions.** (a) A person does not need a turtle seller's license or an
 209.9 angling license the licenses specified under subdivision 1:

209.10 ~~(1) when buying turtles for resale at a retail outlet;~~

209.11 ~~(2) (1) when buying a turtle at a retail outlet; or~~

209.12 ~~(3) if the person is a nonresident buying a turtle from a licensed turtle seller for export~~
 209.13 ~~out of state. Shipping documents provided by the turtle seller must accompany each shipment~~
 209.14 ~~exported out of state by a nonresident. Shipping documents must include: name, address,~~
 209.15 ~~city, state, and zip code of the buyer; number of each species of turtle; and name and license~~
 209.16 ~~number of the turtle seller; or~~

209.17 ~~(4) (2) to take, possess, and rent or sell up to 25 turtles greater than four inches in length~~
 209.18 ~~for the purpose of providing the turtles to participants at a nonprofit turtle race, if the person~~
 209.19 ~~is a resident under age 18. The person is responsible for the well-being of the turtles.~~

209.20 (b) A person with an aquatic farm license with a turtle endorsement or a private fish
 209.21 hatchery license with a turtle endorsement may sell, obtain, possess, transport, and propagate
 209.22 turtles and turtle eggs according to Minnesota Rules, part 6256.0900, without the licenses
 209.23 specified under subdivision 1.

209.24 Sec. 78. Minnesota Statutes 2020, section 97C.605, subdivision 3, is amended to read:

209.25 Subd. 3. **Taking; methods prohibited.** ~~(a) A person may not take turtles in any manner,~~
 209.26 ~~except by the use of using:~~

209.27 (1) explosives, drugs, poisons, lime, and other harmful substances;

209.28 (2) traps, ~~except as provided in paragraph (b) and rules adopted under this section;~~

209.29 (3) nets other than anglers' fish landing nets; ~~or~~

209.30 (4) commercial equipment, ~~except as provided in rules adopted under this section; or~~

210.1 (5) spears, harpoons, or any other implements that impale turtles.

210.2 ~~(b) Until new rules are adopted under this section, a person with a turtle seller's license~~
210.3 ~~may take turtles with a floating turtle trap that:~~

210.4 ~~(1) has one or more openings above the water surface that measure at least ten inches~~
210.5 ~~by four inches; and~~

210.6 ~~(2) has a mesh size of not less than one-half inch, bar measure.~~

210.7 Sec. 79. Minnesota Statutes 2020, section 97C.611, is amended to read:

210.8 **97C.611 SNAPPING TURTLES TURTLE SPECIES; LIMITS.**

210.9 Subdivision 1. Snapping turtles. A person may not possess more than three snapping
210.10 turtles of the species *Chelydra serpentina* ~~without a turtle seller's license~~. Until new rules
210.11 are adopted under section 97C.605, a person may not take snapping turtles of a size less
210.12 than ten inches wide including curvature, measured from side to side across the shell at
210.13 midpoint. After new rules are adopted under section 97C.605, a person may only take
210.14 snapping turtles of a size specified in the adopted rules.

210.15 Subd. 2. Western painted turtles. (a) A person may not possess more than three Western
210.16 painted turtles of the species *Chrysemys picta*. Western painted turtles must be between 4
210.17 and 5-1/2 inches in shell length.

210.18 (b) This subdivision does not apply to persons acting under section 97C.605, subdivision
210.19 2c, paragraph (a), clause (2).

210.20 Subd. 3. Spiny softshell. A person may not possess spiny softshell turtles of the species
210.21 *Apalone spinifera* after December 1, 2021, without an aquatic farm or private fish hatchery
210.22 license with a turtle endorsement.

210.23 Subd. 4. Other species. A person may not possess any other species of turtle except
210.24 with an aquatic farm or private fish hatchery license with a turtle endorsement or as specified
210.25 under section 97C.605, subdivision 2c.

210.26 Sec. 80. Minnesota Statutes 2020, section 97C.805, subdivision 2, is amended to read:

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

210.29 (b) A person may not use:

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

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

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

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

211.4 (1) 1-3/4 inches, stretch measure, for nets used to take ciscoes; and

211.5 (2) 3-1/2 inches, stretch measure, for all other nets.

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

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

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

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

211.14 Sec. 81. Minnesota Statutes 2020, section 97C.836, is amended to read:

211.15 **97C.836 LAKE SUPERIOR LAKE TROUT; EXPANDED ASSESSMENT**
211.16 **HARVEST.**

211.17 The commissioner shall provide for taking of lake trout by licensed commercial operators
211.18 in Lake Superior management zones MN-3 and MN-2 for expanded assessment and sale.
211.19 The commissioner shall authorize expanded assessment taking and sale of lake trout in Lake
211.20 Superior management zone MN-3 beginning annually in 2007 and zone MN-2 beginning
211.21 annually in 2010. Total assessment taking and sale may not exceed 3,000 lake trout in zone
211.22 MN-3 and 2,000 lake trout in zone MN-2 and may be reduced when necessary to protect
211.23 the lake trout population or to manage the effects of invasive species or fish disease. Taking
211.24 lake trout for expanded assessment and sale shall be allowed from June 1 to September 30,
211.25 but may end earlier in the respective zones if the quotas are reached. The quotas must be
211.26 reassessed at the expiration of the current ten-year Fisheries Management Plan for the
211.27 Minnesota Waters of Lake Superior ~~dated September 2006~~.

211.28 Sec. 82. Minnesota Statutes 2020, section 103G.255, is amended to read:

211.29 **103G.255 ALLOCATING AND CONTROLLING WATERS OF THE STATE.**

211.30 Both surface water and groundwater are public assets managed by the state for the benefit
211.31 of the public. Based on this paramount consideration, the commissioner shall administer:

- 212.1 (1) the use, allocation, and control of waters of the state;
- 212.2 (2) the establishment, maintenance, and control of lake levels and water storage reservoirs;
- 212.3 and
- 212.4 (3) the determination of the ordinary high-water level of waters of the state.

212.5 Sec. 83. Minnesota Statutes 2020, section 103G.271, is amended by adding a subdivision

212.6 to read:

212.7 Subd. 2a. **Public meeting.** Before issuing a water-use permit or a plan for consumptive

212.8 use of more than 216,000 gallons per day average in a 30-day period, the commissioner

212.9 must hold a public meeting in the county affected most by the potential impact to the public

212.10 groundwater resource. At least 21 days before the public meeting, the commissioner must

212.11 publish notice of the meeting in a newspaper of general circulation in the county and must

212.12 mail the notice to persons who have registered their names with the commissioner for this

212.13 purpose.

212.14 Sec. 84. Minnesota Statutes 2020, section 103G.271, subdivision 4a, is amended to read:

212.15 Subd. 4a. **Mt. Simon-Hinckley aquifer.** ~~(a)~~ The commissioner may not issue new

212.16 water-use permits that will appropriate water from the Mt. Simon-Hinckley aquifer ~~in a~~

212.17 ~~metropolitan county, as defined in section 473.121, subdivision 4,~~ unless the appropriation

212.18 is for potable water use, there are no feasible or practical alternatives to this source, and a

212.19 water conservation plan is incorporated with the permit.

212.20 ~~(b) The commissioner shall terminate all permits authorizing appropriation and use of~~

212.21 ~~water from the Mt. Simon-Hinckley aquifer for once-through systems in a metropolitan~~

212.22 ~~county, as defined in section 473.121, subdivision 4, by December 31, 1992.~~

212.23 Sec. 85. Minnesota Statutes 2020, section 103G.271, is amended by adding a subdivision

212.24 to read:

212.25 Subd. 4b. **Bulk transport or sale.** (a) To maintain the supply of drinking water for future

212.26 generations and except as provided under paragraph (b), the commissioner may not issue

212.27 a new water-use permit to appropriate water in excess of one million gallons per year for

212.28 bulk transport or sale of water for consumptive use to a location more than 50 miles from

212.29 the point of the proposed appropriation.

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

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

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

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

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

213.10 Sec. 86. Minnesota Statutes 2020, section 103G.287, subdivision 5, is amended to read:

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

213.16 (b) When determining whether a consumptive use of groundwater is sustainable, the
213.17 commissioner must make a determination that the level of recharge to the aquifer impacted
213.18 is sufficient to replenish the groundwater supply to meet the needs of future generations.

213.19 Sec. 87. Minnesota Statutes 2020, section 116G.07, is amended by adding a subdivision
213.20 to read:

213.21 **Subd. 4. Exemption; Mississippi River Corridor Critical Area.** Plans and regulations
213.22 of local units of government within the Mississippi River Corridor Critical Area are exempt
213.23 from subdivisions 1 to 3 and are subject to section 116G.15, subdivision 8.

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

213.25 Sec. 88. Minnesota Statutes 2020, section 116G.15, is amended by adding a subdivision
213.26 to read:

213.27 **Subd. 8. Reviewing and approving local plans and regulations.** (a) In the Mississippi
213.28 River Corridor Critical Area, the commissioner of natural resources is responsible for
213.29 carrying out the duties of the board and the Metropolitan Council is responsible for carrying
213.30 out the duties of the regional development commission under sections 116G.07 to 116G.10.
213.31 Notwithstanding sections 116G.07, subdivisions 2 and 3, and 116G.10, subdivision 3, the

214.1 responsibilities and procedures for reviewing and approving local plans and regulations in
214.2 the Mississippi River Corridor Critical Area, and amendments thereto, are subject to this
214.3 subdivision.

214.4 (b) Within 60 days of receiving a draft plan from a local unit of government, the
214.5 commissioner, in coordination with the Metropolitan Council, must review the plan to
214.6 determine the plan's consistency with:

214.7 (1) this section;

214.8 (2) Minnesota Rules, chapter 6106; and

214.9 (3) the local unit of government's comprehensive plan.

214.10 (c) Within 60 days of receiving draft regulations from a local unit of government, the
214.11 commissioner must review the regulations to determine the regulations' consistency with:

214.12 (1) Minnesota Rules, chapter 6106; and

214.13 (2) the commissioner-approved plan adopted by the local unit of government under
214.14 paragraph (b).

214.15 (d) Upon review of a draft plan and regulations under paragraphs (b) and (c), the
214.16 commissioner must:

214.17 (1) conditionally approve the draft plan and regulations by written decision; or

214.18 (2) return the draft plan and regulations to the local unit of government for modification,
214.19 along with a written explanation of the need for modification.

214.20 (i) When the commissioner returns a draft plan and regulations to the local unit of
214.21 government for modification, the local unit of government must revise the draft plan and
214.22 regulations within 60 days after receiving the commissioner's written explanation and must
214.23 resubmit the revised draft plan and regulations to the commissioner.

214.24 (ii) The Metropolitan Council and the commissioner must review the revised draft plan
214.25 and regulations upon receipt from the local unit of government as provided under paragraphs
214.26 (b) and (c).

214.27 (iii) If the local unit of government or the Metropolitan Council requests a meeting, a
214.28 final revision need not be made until a meeting is held with the commissioner on the draft
214.29 plan and regulations. The request extends the 60-day time limit specified in item (i) until
214.30 after the meeting is held.

215.1 (e) Only plans and regulations receiving final approval from the commissioner have the
215.2 force and effect of law. The commissioner must grant final approval under this section only
215.3 if:

215.4 (1) the plan is an element of a comprehensive plan that is authorized by the Metropolitan
215.5 Council according to sections 473.175 and 473.858; and

215.6 (2) the local unit of government adopts a plan and regulations that are consistent with
215.7 the draft plan and regulations conditionally approved under paragraph (d).

215.8 (f) The local unit of government must implement and enforce the commissioner-approved
215.9 plan and regulations after the plan and regulations take effect.

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

215.11 Sec. 89. Minnesota Statutes 2020, section 168.1295, subdivision 1, is amended to read:

215.12 Subdivision 1. **General requirements and procedures.** (a) The commissioner shall
215.13 issue state parks and trails plates to an applicant who:

215.14 (1) is a registered owner of a passenger automobile, recreational vehicle, one-ton pickup
215.15 truck, or motorcycle;

215.16 (2) pays a fee in the amount specified for special plates under section 168.12, subdivision
215.17 5;

215.18 (3) pays the registration tax required under section 168.013;

215.19 (4) pays the fees required under this chapter;

215.20 (5) contributes a minimum of ~~\$60~~ \$70 annually to the state parks and trails donation
215.21 account established in section 85.056; and

215.22 (6) complies with this chapter and rules governing registration of motor vehicles and
215.23 licensing of drivers.

215.24 (b) The state parks and trails plate application must indicate that the contribution specified
215.25 under paragraph (a), clause (5), is a minimum contribution to receive the plate and that the
215.26 applicant may make an additional contribution to the account.

215.27 (c) State parks and trails plates may be personalized according to section 168.12,
215.28 subdivision 2a.

216.1 Sec. 90. Minnesota Statutes 2020, section 290C.01, is amended to read:

216.2 **290C.01 PURPOSE.**

216.3 It is the policy of this state to promote sustainable forest resource management on the
216.4 state's public and private lands. The state's private forests comprise approximately one-half
216.5 of the state forest land resources. These forests play a critical role in protecting water quality
216.6 and soil resources, and provide extensive wildlife habitat, natural carbon sequestration,
216.7 diverse recreational experiences, and significant forest products that support the state's
216.8 economy. Ad valorem property taxes represent a significant annual cost that can discourage
216.9 long-term forest management investments. In order to foster silviculture investments and
216.10 retain these forests for their economic and ecological benefits, this chapter, hereafter referred
216.11 to as the "Sustainable Forest Incentive Act," is enacted to encourage the state's private forest
216.12 landowners to make a long-term commitment to sustainable forest management.

216.13 Sec. 91. **TIMBER PERMITS; CANCELLATION AND EXTENSION.**

216.14 Subdivision 1. Eligibility. (a) For the purposes of this section, an "eligible permit" is a
216.15 timber permit issued before July 1, 2020.

216.16 (b) In order to be eligible under this section, a permit holder must not be delinquent or
216.17 have an active willful trespass with the state.

216.18 (c) In order to be eligible under subdivisions 2, 4, and 5, a permit holder must submit
216.19 the written request to the commissioner of natural resources before the expiration of the
216.20 permit or by July 1, 2021, whichever is earlier.

216.21 Subd. 2. Extensions. Upon written request to the commissioner of natural resources by
216.22 the holder of an eligible permit with more than 30 percent of the total permit volume in any
216.23 combination of spruce or balsam fir, the commissioner may grant an extension of the permit
216.24 for two years without penalty or interest.

216.25 Subd. 3. Unused balsam fir. The commissioner of natural resources may cancel any
216.26 provision in a timber sale that requires the security payment for or removal of all or part of
216.27 the balsam fir when the permit contains more than 50 cords of balsam fir. The commissioner
216.28 may require the permit holder to fell or pile the balsam fir to meet management objectives.

216.29 Subd. 4. Refunds. (a) Upon written request to the commissioner of natural resources
216.30 by the holder of an eligible permit that is inactive and intact with more than 30 percent of
216.31 the total permit volume in any combination of spruce or balsam fir, the commissioner may
216.32 cancel the permit and refund the sale security, advance payments, or bid guarantee as
216.33 applicable for the permit to the permit holder.

217.1 (b) Upon written request to the commissioner of natural resources by the holder of an
217.2 eligible active permit with more than 30 percent of the total permit volume in any
217.3 combination of spruce or balsam fir and a previously existing cutting block agreement, the
217.4 commissioner may cancel any intact cutting block designated in the permit that was not
217.5 bonded or bonded before July 1, 2020, and refund security, as applicable, for the cutting
217.6 block to the permit holder. Any partially harvested cutting block is ineligible to be canceled
217.7 under this paragraph. The remaining provisions of the permit remain in effect.

217.8 Subd. 5. **Good Neighbor Authority.** The commissioner of natural resources, in
217.9 consultation with the United States Forest Service, may negotiate and provide holders of
217.10 eligible permits with more than 30 percent of the total permit volume in any combination
217.11 of spruce or balsam fir a method to voluntarily return intact cutting blocks designated in
217.12 Good Neighbor Authority permits. Upon written request by the eligible permit holder, the
217.13 commissioner may cancel any intact cutting block designated in the permit that was not
217.14 bonded or bonded before July 1, 2020, and refund applicable security for the cutting block
217.15 to the permit holder. Any partially harvested cutting block is ineligible to be canceled under
217.16 this subdivision. The remaining provisions of the permit remain in effect.

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

217.18 Sec. 92. **TURTLE SELLER'S LICENSES; TRANSFER AND RENEWAL.**

217.19 The commissioner of natural resources must not renew or transfer a turtle seller's license
217.20 after the effective date of this section.

217.21 Sec. 93. **CARBON SEQUESTRATION IN FORESTS OF THE STATE; GOALS.**

217.22 The commissioner of natural resources must establish goals for increasing carbon
217.23 sequestration in public and private forests in the state. To achieve the goals, the commissioner
217.24 must identify sustainable forestry strategies that increase the ability of forests to sequester
217.25 atmospheric carbon while enhancing other ecosystem services, such as improved soil and
217.26 water quality. By January 15, 2023, the commissioner must submit a report with the goals
217.27 and recommended forestry strategies to the chairs and ranking minority members of the
217.28 legislative committees and divisions with jurisdiction over natural resources policy.

217.29 Sec. 94. **STATE PARK PERMIT FEES; FISCAL YEAR 2022.**

217.30 (a) Notwithstanding Minnesota Statutes, section 85.055, subdivision 1, the fees for state
217.31 park permits from July 1, 2021, to June 30, 2022, are as follows:

217.32 (1) \$40 for an annual state park permit;

- 218.1 (2) \$31 for a second or subsequent vehicle state park permit;
 218.2 (3) \$8.50 for a state park permit valid for one day;
 218.3 (4) \$6.50 for a daily vehicle state park permit for groups;
 218.4 (5) \$35 for an annual permit for motorcycles; and
 218.5 (6) \$16 for a state park permit for persons with disabilities under Minnesota Statutes,
 218.6 section 85.053, subdivision 7, paragraph (a), clauses (1) to (3).
 218.7 (b) Employee state park permits remain free as provided under Minnesota Statutes,
 218.8 section 85.055, subdivision 1, clause (6).

218.9 **Sec. 95. REPEALER.**

- 218.10 Minnesota Statutes 2020, sections 85.0505, subdivision 3; 85.0507; 85.054, subdivision
 218.11 19; and 97C.605, subdivisions 2, 2a, 2b, and 5, and Minnesota Rules, part 6256.0500,
 218.12 subparts 2, 2a, 2b, 4, 5, 6, 7, and 8, are repealed.

218.13 **ARTICLE 6**

218.14 **WATER AND SOIL RESOURCES**

- 218.15 Section 1. Minnesota Statutes 2020, section 103B.103, is amended to read:

218.16 **103B.103 EASEMENT STEWARDSHIP ACCOUNTS.**

- 218.17 Subdivision 1. **Accounts established; sources.** (a) The water and soil conservation
 218.18 easement stewardship account and the mitigation easement stewardship account are created
 218.19 in the special revenue fund. The accounts consist of money credited to the accounts and
 218.20 interest and other earnings on money in the accounts. The State Board of Investment must
 218.21 manage the accounts to maximize long-term gain.

- 218.22 (b) Revenue from contributions and money appropriated for any purposes of the account
 218.23 as described in subdivision 2 must be deposited in the water and soil conservation easement
 218.24 stewardship account. Revenue from contributions, wetland banking mitigation fees designated
 218.25 for stewardship purposes by the board, easement stewardship payments authorized under
 218.26 subdivision 3, and money appropriated for any purposes of the account as described in
 218.27 subdivision 2 must be deposited in the mitigation easement stewardship account.

- 218.28 Subd. 2. **Appropriation; purposes of accounts.** (a) Five percent of the balance on July
 218.29 1 each year in the water and soil conservation easement stewardship account and five percent
 218.30 of the balance on July 1 each year in the mitigation easement stewardship account are

219.1 annually appropriated to the board and may be spent only to cover the costs of managing
219.2 easements held by the board, including costs associated with:

219.3 (1) repairing or replacing structures;

219.4 (2) maintaining vegetation and hydrology;

219.5 (3) monitoring;

219.6 (4) landowner contacts;

219.7 (5) records storage and management;

219.8 (6) processing landowner notices;

219.9 (7) requests for approval or amendments;

219.10 (8) enforcement; and

219.11 (9) legal services associated with easement management activities.

219.12 (b) When the amount appropriated under paragraph (a) is not sufficient to cover the
219.13 costs of easements held by the board, the board may use money from the mitigation easement
219.14 stewardship account and the water and soil conservation easement stewardship account to
219.15 cover costs associated with:

219.16 (1) legal compliance costs;

219.17 (2) repairing or replacing structures; and

219.18 (3) maintaining vegetation and hydrology.

219.19 (c) In addition to the amounts appropriated under paragraph (a), up to 25 percent of the
219.20 balance on July 1 each year in the water and soil conservation easement stewardship account
219.21 and 25 percent of the balance on July 1 each year in the mitigation easement stewardship
219.22 account are annually appropriated to the board for the purposes of paragraph (b). In
219.23 consultation with the commissioner of management and budget, the board must establish a
219.24 process, including criteria, for the use of money appropriated under this paragraph. The
219.25 board must include a summary of how money appropriated under this paragraph in the prior
219.26 two fiscal years was used in the report required under section 103B.101, subdivision 9,
219.27 paragraph (a), clause (7).

219.28 Subd. 3. **Financial contributions.** The board shall seek a financial contribution to the
219.29 water and soil conservation easement stewardship account for each conservation easement
219.30 acquired by the board. The board shall seek a financial contribution or assess an easement
219.31 stewardship payment to the mitigation easement stewardship account for each wetland

220.1 ~~banking~~ mitigation easement acquired by the board. Unless otherwise provided by law, the
220.2 board shall determine the amount of the contribution or payment, which must be an amount
220.3 calculated to earn sufficient money to meet the costs of managing the easement at a level
220.4 that neither significantly overrecovers nor underrecovers the costs. In determining the
220.5 amount of the financial contribution, the board shall consider:

220.6 (1) the estimated annual staff hours needed to manage the conservation easement, taking
220.7 into consideration factors such as easement type, size, location, and complexity;

220.8 (2) the average hourly wages for the class or classes of state and local employees expected
220.9 to manage the easement;

220.10 (3) the estimated annual travel expenses to manage the easement;

220.11 (4) the estimated annual miscellaneous costs to manage the easement, including supplies
220.12 and equipment, information technology support, and aerial flyovers;

220.13 (5) the estimated annualized costs of legal services, including the cost to enforce the
220.14 easement in the event of a violation; ~~and~~

220.15 (6) the estimated annualized costs for repairing or replacing structures and maintaining
220.16 vegetation and hydrology; and

220.17 ~~(6)~~ (7) the expected rate of return on investments in the account.

220.18 Sec. 2. **[103B.104] LAWNS TO LEGUMES PROGRAM.**

220.19 The Board of Water and Soil Resources must establish a program to provide grants or
220.20 payments to plant residential lawns with native vegetation and pollinator-friendly forbs and
220.21 legumes to protect a diversity of pollinators. The board must establish criteria for grants or
220.22 payments awarded under this section. Grants or payments awarded under this section may
220.23 be made for up to 75 percent of the costs of the project, except that, in areas identified by
220.24 the United States Fish and Wildlife Service as areas where there is a high potential for rusty
220.25 patched bumble bees to be present, grants may be awarded for up to 90 percent of the costs
220.26 of the project.

220.27 Sec. 3. **[103C.237] SOIL AND WATER CONSERVATION DISTRICT FEE.**

220.28 Subdivision 1. Fee. (a) A county that contains at least one soil and water conservation
220.29 district must impose an additional fee of \$25 per transaction on the recording or registration
220.30 of a mortgage subject to the tax under section 287.035 and an additional fee of \$25 on the
220.31 recording or registration of a deed subject to the tax under section 287.21.

221.1 (b) A county that does not contain at least one soil and water conservation district, but
221.2 carries out the duties of a soil and water conservation district, must impose the fee described
221.3 in paragraph (a).

221.4 Subd. 2. **Fee deposited; account.** The fee described in subdivision 1 must be deposited
221.5 in a special soil and water conservation district account in the county general revenue fund.

221.6 Subd. 3. **Distribution to soil and water conservation districts.** (a) The county treasurer
221.7 must transfer money from the special soil and water conservation district account to existing
221.8 soil and water conservation districts within the county in May, October, and December each
221.9 year. If a county contains more than one soil and water conservation district, money must
221.10 be allocated equally among each district.

221.11 (b) A county imposing a fee under subdivision 1, paragraph (b), must use money in the
221.12 special soil and water conservation account on soil and water conservations duties within
221.13 the county.

221.14 **EFFECTIVE DATE.** This section is effective July 1, 2021.

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

221.16 Subd. 4. **Compensation.** A supervisor shall receive compensation for services up to \$75
221.17 \$125 per day, and may be reimbursed for expenses, including traveling expenses, necessarily
221.18 incurred in the discharge of duties. A supervisor may be reimbursed for the use of the
221.19 supervisor's own automobile in the performance of official duties at a rate up to the maximum
221.20 tax-deductible mileage rate permitted under the federal Internal Revenue Code.

221.21 Sec. 5. **[103C.701] SOIL-HEALTHY FARMING GOALS.**

221.22 (a) It is the goal of the state to encourage soil health, as defined in section 103C.101,
221.23 subdivision 10a, farming practices. This may be done by achieving the following objectives:

221.24 (1) preventing or minimizing soil erosion;

221.25 (2) retaining water quantity to provide for infiltration;

221.26 (3) improving surface water and groundwater quality;

221.27 (4) sustaining soil organic matter; and

221.28 (5) supporting soil life and pollinators.

221.29 (b) To achieve the objectives under paragraph (a), the state sets a goal of 30 percent of
221.30 Minnesota privately owned farmland using soil health practices including but not limited

222.1 to cover crops, perennial crops, no-till or reduced tillage, strip cropping, or managed
222.2 rotational grazing by 2030.

222.3 **Sec. 6. [103F.05] WATER QUALITY AND STORAGE PROGRAM.**

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

222.6 (b) "Board" means the Board of Water and Soil Resources.

222.7 (c) "Local units of government" has the meaning given under section 103B.305,
222.8 subdivision 5.

222.9 (d) "Water quality and storage practices" are those practices that sustain or improve
222.10 water quality via surface water rate and volume and ecological management, including but
222.11 not limited to:

222.12 (1) retention structures and basins;

222.13 (2) acquisition of flowage rights;

222.14 (3) soil and substrate infiltration;

222.15 (4) wetland restoration, creation, or enhancement;

222.16 (5) channel restoration or enhancement; and

222.17 (6) floodplain restoration or enhancement.

222.18 **Subd. 2. Establishment.** (a) The board must establish a program to provide financial
222.19 assistance to local units of government to control water volume and rates to protect
222.20 infrastructure, improve water quality and related public benefits, and mitigate climate change
222.21 impacts.

222.22 (b) In establishing a water quality and storage program, the board must give priority to
222.23 the Minnesota River basin and the Lower Mississippi River basin in Minnesota.

222.24 **Subd. 3. Financial assistance.** (a) The board may provide financial assistance to local
222.25 units of government to cover the costs of water storage projects and other water quality
222.26 practices consistent with a plan approved according to chapter 103B, 103C, or 103D. Eligible
222.27 costs include costs for property and equipment acquisition, design, engineering, construction,
222.28 and management. The board may acquire conservation easements under sections 103F.501
222.29 to 103F.531 as necessary to implement a project or practice under this section.

222.30 (b) The board must enter into agreements with local units of government receiving
222.31 financial assistance under this section. The agreements must specify the terms of state and

223.1 local cooperation, including the financing arrangement for constructing any structures and
223.2 assuring maintenance of the structures after completion.

223.3 Subd. 4. **Matching contribution.** The board must require a matching contribution when
223.4 providing financial assistance under this section and may adjust matching requirements if
223.5 federal funds are available for the project.

223.6 Subd. 5. **Technical assistance.** (a) The board may employ or contract with an engineer
223.7 or hydrologist to work on the technical implementation of the program established under
223.8 this section.

223.9 (b) When implementing the program, the board must:

223.10 (1) assist local units of government in achieving the goals of the program;

223.11 (2) review and analyze projects and project sites; and

223.12 (3) evaluate the effectiveness of completed projects constructed under the program.

223.13 (c) The board must cooperate with the commissioner of natural resources, the United
223.14 States Department of Agriculture Natural Resources Conservation Service, and other agencies
223.15 as needed to analyze hydrological, climate, and engineering information on proposed sites.

223.16 Subd. 6. **Requirements.** (a) A local unit of government applying for financial assistance
223.17 under this section must provide a copy of a resolution or other documentation of the local
223.18 unit of government's support for the project. The documentation must include provisions
223.19 for local funding and management, the proposed method of obtaining necessary land rights
223.20 for the proposed project, and an assignment of responsibility for maintaining any structures
223.21 or practices upon completion.

223.22 (b) A local unit of government, with the assistance of the board, must evaluate the public
223.23 benefits that are reasonably expected upon completing the proposed project. The evaluation
223.24 must be submitted to the board before the final design.

223.25 Subd. 7. **Interstate cooperation.** The board may enter into or approve working
223.26 agreements with neighboring states or their political subdivisions to accomplish projects
223.27 consistent with the program established under this section.

223.28 Subd. 8. **Federal aid availability.** The board must regularly analyze the availability of
223.29 federal funds and programs to supplement or complement state and local efforts consistent
223.30 with the purposes of this section.

224.1 **Sec. 7. [103F.06] SOIL HEALTH COST-SHARE PROGRAM.**

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

224.4 (b) "Board" means the Board of Water and Soil Resources.

224.5 (c) "Local units of government" has the meaning given under section 103B.305,
224.6 subdivision 5.

224.7 (d) "Soil health" has the meaning given under section 103C.101, subdivision 10a.

224.8 (e) "Soil health practices" are those practices that sustain or improve soil health, including
224.9 but not limited to:

224.10 (1) no-till or strip-till;

224.11 (2) mulching;

224.12 (3) cover cropping;

224.13 (4) perennial cropping;

224.14 (5) stand diversification;

224.15 (6) contour, field edge, pollinator, wildlife, or buffer strips planted with perennials;

224.16 (7) agroforestry;

224.17 (8) managed rotational grazing; and

224.18 (9) management practices that minimize soil compaction or increase aeration.

224.19 **Subd. 2. Establishment.** The board must establish a cost-share program consistent with
224.20 the provisions of section 103C.501 for the purpose of establishing soil health practices to
224.21 mitigate climate change impacts and improve water quality and related public benefits.

224.22 **Subd. 3. Financial assistance.** (a) The board may provide financial assistance to local
224.23 units of government for the costs of soil health and related water quality practices consistent
224.24 with a plan approved according to chapter 103B, 103C, or 103D. The board must establish
224.25 costs eligible for financial assistance under this section, including costs for conservation
224.26 planning, cover crop seeding, equipment acquisition or use, and other practices to improve
224.27 soil health.

224.28 (b) The board must enter into agreements with local units of government receiving
224.29 financial assistance under this section.

225.1 Subd. 4. **Technical assistance.** (a) The board may employ or contract with agronomists,
225.2 biologists, or hydrologists in implementing the cost-share program.

225.3 (b) When implementing the program, the board must:

225.4 (1) assist local units of government in achieving the goals of the program;

225.5 (2) review and assess practice standards; and

225.6 (3) evaluate the effectiveness of completed practices constructed with assistance from
225.7 the cost-share program.

225.8 (c) The board must cooperate with the Minnesota Office for Soil Health at the University
225.9 of Minnesota, the United States Department of Agriculture Natural Resources Conservation
225.10 Service, and other agencies and private sector organizations as needed to enhance program
225.11 effectiveness.

225.12 Subd. 5. **Federal aid availability.** The board must regularly complete an analysis of the
225.13 availability of federal funds and programs to supplement or complement state and local
225.14 efforts consistent with the purposes of this section.

225.15 **Sec. 8. SOIL HEALTH COST-SHARE PROGRAM; REPORT.**

225.16 By January 15, 2024, the Board of Water and Soil Resources must evaluate the
225.17 effectiveness of the soil health cost-share program under Minnesota Statutes, section 103F.06,
225.18 and submit a report with the results and recommendations to the chairs and ranking minority
225.19 members of the house of representatives and senate committees and divisions with jurisdiction
225.20 over the environment and natural resources. The report must include an assessment of the
225.21 applicability and viability of tools to assist farm operators and landowners in evaluating
225.22 nutrient, soil organic matter, and soil loss management practices on individual fields.

225.23

ARTICLE 7

225.24

FARMED CERVIDAE

225.25 Section 1. Minnesota Statutes 2020, section 35.155, subdivision 1, is amended to read:

225.26 Subdivision 1. **Running at large prohibited.** (a) An owner may not allow farmed
225.27 Cervidae to run at large. The owner must make all reasonable efforts to return escaped
225.28 farmed Cervidae to their enclosures as soon as possible. The owner must immediately notify
225.29 the commissioner of natural resources of the escape of farmed Cervidae if the farmed
225.30 Cervidae are not returned or captured by the owner within 24 hours of their escape.

226.1 (b) An owner is liable for expenses of another person in capturing, caring for, and
226.2 returning farmed Cervidae that have left their enclosures if the person capturing the farmed
226.3 Cervidae contacts the owner as soon as possible.

226.4 (c) If an owner is unwilling or unable to capture escaped farmed Cervidae, the
226.5 commissioner of natural resources may destroy the escaped farmed Cervidae. The
226.6 commissioner of natural resources must allow the owner to attempt to capture the escaped
226.7 farmed Cervidae prior to destroying the farmed Cervidae. Farmed Cervidae that are not
226.8 captured by 24 hours after escape may be destroyed.

226.9 (d) A hunter licensed by the commissioner of natural resources under chapter 97A may
226.10 kill and possess escaped farmed Cervidae in a lawful manner and is not liable to the owner
226.11 for the loss of the animal.

226.12 (e) Escaped farmed Cervidae killed by a hunter or destroyed by the commissioner of
226.13 natural resources must be tested for chronic wasting disease at the owner's expense.

226.14 **EFFECTIVE DATE.** This section is effective September 1, 2021.

226.15 Sec. 2. Minnesota Statutes 2020, section 35.155, subdivision 4, is amended to read:

226.16 Subd. 4. **Fencing.** Farmed Cervidae must be confined in a manner designed to prevent
226.17 escape. Except as provided in subdivision 4a, all perimeter fences for farmed Cervidae must
226.18 be at least 96 inches in height and be constructed and maintained in a way that prevents the
226.19 escape of farmed Cervidae or, entry into the premises by free-roaming Cervidae, or physical
226.20 contact between farmed Cervidae and free-roaming Cervidae. ~~After July 1, 2019, All new~~
226.21 ~~fencing installed and all fencing used to repair deficiencies must be high tensile. By~~
226.22 ~~December 1, 2019, All entry areas for farmed Cervidae enclosure areas must have two~~
226.23 ~~redundant gates, which must be maintained to prevent the escape of animals through an~~
226.24 ~~open gate. If a fence deficiency allows entry or exit by farmed or wild Cervidae, the owner~~
226.25 ~~must repair the deficiency within a reasonable time, as determined by the Board of Animal~~
226.26 ~~Health, not to exceed 45 days. If a fence deficiency is detected during an inspection, the~~
226.27 ~~facility must be reinspected at least once in the subsequent three months. The farmed~~
226.28 ~~Cervidae owner must pay a reinspection fee equal to one-half the applicable annual inspection~~
226.29 ~~fee under subdivision 7a for each reinspection related to a fence violation. If the facility~~
226.30 ~~experiences more than one escape incident in any six-month period or fails to correct a~~
226.31 ~~deficiency found during an inspection, the board may revoke the facility's registration and~~
226.32 ~~order the owner to remove or destroy the animals as directed by the board. If the board~~
226.33 ~~revokes a facility's registration, the commissioner of natural resources may seize and destroy~~
226.34 ~~animals at the facility.~~

227.1 **EFFECTIVE DATE.** This section is effective September 1, 2022.

227.2 Sec. 3. Minnesota Statutes 2020, section 35.155, is amended by adding a subdivision to
227.3 read:

227.4 Subd. 4a. **Fencing; commercial herds.** In addition to the requirements in subdivision
227.5 4, commercially farmed white-tailed deer must be confined by two or more perimeter fences,
227.6 with each perimeter fence at least 120 inches in height.

227.7 **EFFECTIVE DATE.** This section is effective September 1, 2022.

227.8 Sec. 4. Minnesota Statutes 2020, section 35.155, subdivision 6, is amended to read:

227.9 Subd. 6. **Identification.** (a) Farmed Cervidae must be identified by means approved by
227.10 the Board of Animal Health. The identification must include a distinct number that has not
227.11 been used during the previous three years and must be visible to the naked eye during
227.12 daylight under normal conditions at a distance of 50 yards. The identification for white-tailed
227.13 deer must also include contact information with a phone number or address that enables the
227.14 reader to readily identify the owner of escaped deer. This contact information does not need
227.15 to be visible from a distance of 50 yards. White-tailed deer must be identified before October
227.16 31 of the year in which the animal is born, at the time of weaning, or before movement from
227.17 the premises, whichever occurs first. Elk and other cervids must be identified by December
227.18 31 of the year in which the animal is born or before movement from the premises, whichever
227.19 occurs first. As coordinated by the board, the commissioner of natural resources may destroy
227.20 any animal that is not identified as required under this subdivision.

227.21 (b) The Board of Animal Health shall register farmed Cervidae. The owner must submit
227.22 the registration request on forms provided by the board. The forms must include sales
227.23 receipts or other documentation of the origin of the Cervidae. The board must provide copies
227.24 of the registration information to the commissioner of natural resources upon request. The
227.25 owner must keep written records of the acquisition and disposition of registered farmed
227.26 Cervidae.

227.27 **EFFECTIVE DATE.** This section is effective September 1, 2022.

227.28 Sec. 5. Minnesota Statutes 2020, section 35.155, subdivision 10, is amended to read:

227.29 Subd. 10. **Mandatory registration.** (a) A person may not possess live Cervidae in
227.30 Minnesota unless the person is registered with the Board of Animal Health and meets all
227.31 the requirements for farmed Cervidae under this section. Cervidae possessed in violation
227.32 of this subdivision may be seized and destroyed by the commissioner of natural resources.

228.1 (b) A person whose registration is revoked by the board is ineligible for future registration
228.2 under this section unless the board determines that the person has undertaken measures that
228.3 make future escapes extremely unlikely.

228.4 (c) The board must not allow new registrations under this section for possessing
228.5 white-tailed deer.

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

228.7 Sec. 6. Minnesota Statutes 2020, section 35.155, subdivision 11, is amended to read:

228.8 Subd. 11. **Mandatory surveillance for chronic wasting disease; depopulation.** (a)
228.9 An inventory for each farmed Cervidae herd must be verified by an accredited veterinarian
228.10 and filed with the Board of Animal Health every 12 months.

228.11 (b) Movement of farmed Cervidae from any premises to another location must be reported
228.12 to the Board of Animal Health within 14 days of the movement on forms approved by the
228.13 Board of Animal Health. A person must not move farmed white-tailed deer from any premises
228.14 to another location.

228.15 (c) All animals from farmed Cervidae herds that are over 12 months of age that die or
228.16 are slaughtered must be tested for chronic wasting disease.

228.17 (d) The owner of a premises where chronic wasting disease is detected must:

228.18 (1) depopulate the premises of Cervidae after the appraisal process for federal
228.19 indemnification has been completed or, if an indemnification application is not submitted,
228.20 within a reasonable time determined by the board in consultation with the commissioner of
228.21 natural resources;

228.22 (2) maintain the fencing required under ~~subdivision~~ subdivisions 4 and 4a on the premises
228.23 for ~~five~~ ten years after the date of detection; ~~and~~

228.24 (3) post the fencing on the premises with biohazard signs as directed by the board; and

228.25 (4) not raise farmed Cervidae on the premises for at least ten years.

228.26 Sec. 7. **TRANSFER OF DUTIES; FARMED CERVIDAE.**

228.27 (a) Except as provided in paragraph (b), the responsibilities for administering and
228.28 enforcing the statutes and rules listed in clauses (1) and (2) are transferred pursuant to
228.29 Minnesota Statutes, section 15.039, from the Board of Animal Health to the commissioner
228.30 of natural resources:

229.1 (1) Minnesota Statutes, sections 35.153 and 35.155; and

229.2 (2) Minnesota Rules, parts 1721.0370 to 1721.0420.

229.3 (b) Notwithstanding Minnesota Statutes, section 15.039, subdivision 7, the transfer of
229.4 personnel will not take place. The commissioner of natural resources must contract with
229.5 the Board of Animal Health for any veterinary services required to administer this program.

229.6 **EFFECTIVE DATE.** This section is effective July 1, 2023.

229.7 Sec. 8. **REVISOR INSTRUCTION.**

229.8 The revisor of statutes must recodify the relevant sections in Minnesota Statutes, chapter
229.9 35, and Minnesota Rules, chapter 1721, as necessary to conform with section 7. The revisor
229.10 must also change the responsible agency and make necessary cross-reference changes
229.11 consistent with section 7 and the renumbering.

229.12

ARTICLE 8

229.13

DRIVING UNDER THE INFLUENCE UNIFORMITY

229.14 Section 1. **[84.765] OPERATING OFF-ROAD RECREATIONAL VEHICLES**
229.15 **WHILE IMPAIRED.**

229.16 Subdivision 1. **Definitions.** As used in this section, "controlled substance," "intoxicating
229.17 substance," and "off-road recreational vehicle" have the meanings given in section 169A.03.

229.18 Subd. 2. **Acts prohibited.** (a) An owner or other person having charge or control of an
229.19 off-road recreational vehicle must not authorize or allow an individual the person knows
229.20 or has reason to believe is under the influence of alcohol, a controlled substance, or an
229.21 intoxicating substance to operate the off-road recreational vehicle anywhere in the state or
229.22 on the ice of a boundary water of the state.

229.23 (b) A person who operates or is in physical control of an off-road recreational vehicle
229.24 anywhere in the state or on the ice of a boundary water of the state is subject to chapter
229.25 169A.

229.26 (c) The provisions of chapters 169A, 171, and 609 relating to revoking, suspending, or
229.27 canceling a driver's license, an instruction permit, or a nonresident operating privilege for
229.28 alcohol, controlled substance, or intoxicating substance violations apply to operators of
229.29 off-road recreational vehicles and operating privileges for off-road recreational vehicles.

230.1 (d) The commissioner of public safety must notify a person of the period during which
230.2 the person is prohibited from operating an off-road recreational vehicle under section
230.3 169A.52, 169A.54, or 171.177.

230.4 (e) The court must promptly forward to the commissioner of public safety copies of all
230.5 convictions and criminal and civil sanctions imposed under chapter 169A and section
230.6 171.177.

230.7 (f) If the person operating or in physical control of an off-road recreational vehicle is a
230.8 program participant in the ignition interlock device program described in section 171.306,
230.9 the off-road recreational vehicle may be operated only if it is equipped with an approved
230.10 ignition interlock device and all requirements of section 171.306 are satisfied. For purposes
230.11 of this paragraph, "program participant" and "ignition interlock device" have the meanings
230.12 given in section 171.306, subdivision 1.

230.13 Subd. 3. Penalties. (a) A person who violates subdivision 2, paragraph (a), or an
230.14 ordinance conforming to subdivision 2, paragraph (a), is guilty of a misdemeanor.

230.15 (b) A person who operates an off-road recreational vehicle during the period the person
230.16 is prohibited from operating an off-road recreational vehicle under subdivision 2, paragraph
230.17 (d), is subject to the penalty provided in section 171.24.

230.18 Sec. 2. Minnesota Statutes 2020, section 84.795, subdivision 5, is amended to read:

230.19 **Subd. 5. Operating under influence of alcohol or controlled substance.** A person
230.20 may not operate or be in control of an off-highway motorcycle anywhere in this state or on
230.21 the ice of any boundary water of this state while under the influence of alcohol or a controlled
230.22 substance, as provided in section 169A.20, and is subject to sections 169A.50 to 169A.53
230.23 or 171.177. ~~A conservation officer of the Department of Natural Resources is a peace officer~~
230.24 ~~for the purposes of sections 169A.20 and 169A.50 to 169A.53 or 171.177 as applied to the~~
230.25 ~~operation of an off-highway motorcycle in a manner not subject to registration under chapter~~
230.26 ~~168.~~

230.27 Sec. 3. Minnesota Statutes 2020, section 84.83, subdivision 5, is amended to read:

230.28 **Subd. 5. Fines and forfeited bail.** ~~The disposition of Fines and forfeited bail collected~~
230.29 ~~from prosecutions of violations of sections 84.81 to 84.91~~ 84.90 ~~or rules adopted thereunder,~~
230.30 ~~and violations of section 169A.20 that involve off-road recreational vehicles, as defined in~~
230.31 ~~section 169A.03, subdivision 16, are governed by section 97A.065.~~ must be deposited in
230.32 the state treasury. Half the receipts must be credited to the general fund, and half the receipts

231.1 must be credited to the snowmobile trails and enforcement account in the natural resources
231.2 fund.

231.3 **Sec. 4. [86B.33] OPERATING WHILE IMPAIRED.**

231.4 Subdivision 1. **Definitions.** For purposes of this section, "controlled substance,"
231.5 "intoxicating substance," and "motorboat in operation" have the meanings given under
231.6 section 169A.03.

231.7 Subd. 2. **Acts prohibited.** (a) An owner or other person having charge or control of a
231.8 motorboat must not authorize or allow an individual the person knows or has reason to
231.9 believe is under the influence of alcohol, a controlled substance, or an intoxicating substance
231.10 to operate the motorboat in operation on waters of the state.

231.11 (b) A person who operates or is in physical control of a motorboat on waters of the state
231.12 is subject to chapter 169A.

231.13 (c) The provisions of chapters 169A, 171, and 609 relating to revoking, suspending, or
231.14 canceling a driver's license, an instruction permit, or a nonresident operating privilege for
231.15 alcohol, controlled substance, or intoxicating substance violations apply to motorboat
231.16 operators and to operating privileges for motorboats.

231.17 (d) The commissioner of public safety must notify a person of the period during which
231.18 the person is prohibited from operating a motorboat under section 169A.52, 169A.54, or
231.19 171.177.

231.20 (e) The court must promptly forward to the commissioner of public safety copies of all
231.21 convictions and criminal and civil sanctions imposed under chapter 169A and section
231.22 171.177.

231.23 (f) If the person operating or in physical control of a motorboat is a program participant
231.24 in the ignition interlock device program described in section 171.306, the motorboat may
231.25 be operated only if it is equipped with an approved ignition interlock device and all
231.26 requirements of section 171.306 are satisfied. For purposes of this paragraph, "program
231.27 participant" and "ignition interlock device" have the meanings given in section 171.306,
231.28 subdivision 1.

231.29 Subd. 3. **Penalties.** (a) A person who violates subdivision 2, paragraph (a), or an
231.30 ordinance conforming with subdivision 2, paragraph (a), is guilty of a misdemeanor.

231.31 (b) A person who operates a motorboat during the period the person is prohibited from
231.32 operating a motorboat under subdivision 2, paragraph (d), is guilty of a misdemeanor.

232.1 Sec. 5. Minnesota Statutes 2020, section 86B.705, subdivision 2, is amended to read:

232.2 Subd. 2. **Fines and bail money.** (a) All fines, installment payments, and forfeited bail
232.3 money collected from persons convicted of ~~violations of~~ violating this chapter or rules
232.4 adopted thereunder, ~~or of a violation of section 169A.20 involving a motorboat, shall~~ must
232.5 be deposited in the state treasury.

232.6 (b) ~~One-half of~~ Half the receipts shall must be credited to the general revenue fund. ~~The~~
232.7 ~~other one-half of, and half the receipts shall~~ must be ~~transmitted to the commissioner of~~
232.8 ~~natural resources and~~ credited to the water recreation account for the purpose of boat and
232.9 water safety.

232.10 Sec. 6. Minnesota Statutes 2020, section 97A.065, subdivision 2, is amended to read:

232.11 Subd. 2. **Fines and forfeited bail.** (a) Fines and forfeited bail collected from prosecutions
232.12 of violations of: the game and fish laws or rules adopted thereunder; sections 84.091 to
232.13 84.15 or rules adopted thereunder; ~~sections 84.81 to 84.91 or rules adopted thereunder;~~
232.14 ~~section 169A.20, when the violation involved an off-road recreational vehicle as defined~~
232.15 ~~in section 169A.03, subdivision 16; chapter 348; and any other law relating to wild animals~~
232.16 or aquatic vegetation, must be ~~paid to the treasurer of the county where the violation is~~
232.17 ~~prosecuted. The county treasurer shall submit one-half of~~ deposited in the state treasury.
232.18 Half the receipts ~~to the commissioner and credit the balance to the county general revenue~~
232.19 ~~fund except as provided in paragraphs (b) and (c). In a county in a judicial district under~~
232.20 ~~section 480.181, subdivision 1, paragraph (b), the share that would otherwise go to the~~
232.21 ~~county under this paragraph must be submitted to the commissioner of management and~~
232.22 ~~budget for deposit in the state treasury and credited to the general fund~~ must be credited to
232.23 the general fund, and half the receipts must be credited to the game and fish fund under
232.24 section 97A.055.

232.25 (b) ~~The county treasurer shall submit one-half of the receipts collected under paragraph~~
232.26 ~~(a) from prosecutions of violations of sections 84.81 to 84.91 or rules adopted thereunder,~~
232.27 ~~and 169A.20, except receipts that are surcharges imposed under section 357.021, subdivision~~
232.28 ~~6, to the commissioner and credit the balance to the county general fund. The commissioner~~
232.29 ~~shall credit these receipts to the snowmobile trails and enforcement account in the natural~~
232.30 ~~resources fund.~~

232.31 (c) ~~The county treasurer shall indicate the amount of the receipts that are surcharges~~
232.32 ~~imposed under section 357.021, subdivision 6, and shall submit all of those receipts to the~~
232.33 ~~commissioner of management and budget.~~

233.1 Sec. 7. Minnesota Statutes 2020, section 169A.20, subdivision 1, is amended to read:

233.2 Subdivision 1. **Driving while impaired crime; motor vehicle.** It is a crime for any
233.3 person to drive, operate, or be in physical control of any motor vehicle, as defined in section
233.4 169A.03, subdivision 15, ~~except for motorboats in operation and off-road recreational~~
233.5 ~~vehicles,~~ within this state or on any boundary water of this state when:

233.6 (1) the person is under the influence of alcohol;

233.7 (2) the person is under the influence of a controlled substance;

233.8 (3) the person is under the influence of an intoxicating substance and the person knows
233.9 or has reason to know that the substance has the capacity to cause impairment;

233.10 (4) the person is under the influence of a combination of any two or more of the elements
233.11 named in clauses (1) to (3);

233.12 (5) the person's alcohol concentration at the time, or as measured within two hours of
233.13 the time, of driving, operating, or being in physical control of the motor vehicle is 0.08 or
233.14 more;

233.15 (6) the vehicle is a commercial motor vehicle and the person's alcohol concentration at
233.16 the time, or as measured within two hours of the time, of driving, operating, or being in
233.17 physical control of the commercial motor vehicle is 0.04 or more; or

233.18 (7) the person's body contains any amount of a controlled substance listed in Schedule
233.19 I or II, or its metabolite, other than marijuana or tetrahydrocannabinols.

233.20 Sec. 8. Minnesota Statutes 2020, section 169A.52, is amended by adding a subdivision to
233.21 read:

233.22 Subd. 9. **Off-road recreational vehicles and motorboats.** (a) The provisions of this
233.23 section for revoking a driver's license, permit, or nonresident operating privilege also apply
233.24 to the operating privilege for an off-road recreational vehicle and a motorboat.

233.25 (b) Upon certification by a peace officer under subdivision 3, paragraph (a), or subdivision
233.26 4, paragraph (a) or (c), the commissioner must notify a person that the person is prohibited
233.27 from operating off-road recreational vehicles and motorboats for the period provided in
233.28 subdivision 3, paragraph (a), or subdivision 4, paragraph (a).

234.1 Sec. 9. Minnesota Statutes 2020, section 169A.54, is amended by adding a subdivision to
234.2 read:

234.3 Subd. 12. Off-road recreational vehicles and motorboats. (a) The provisions of this
234.4 section for revoking a driver's license or nonresident operating privilege also apply to the
234.5 operating privilege for an off-road recreational vehicle and a motorboat.

234.6 (b) Upon conviction, the commissioner must notify a person that the person is prohibited
234.7 from operating off-road recreational vehicles and motorboats for the same period that the
234.8 person's driver's license or operating privilege is revoked or canceled under this section.

234.9 Sec. 10. [171.188] DRIVING WHILE IMPAIRED REVOCATION AND
234.10 PROHIBITION; OFF-ROAD RECREATIONAL VEHICLES AND MOTORBOATS.

234.11 (a) The provisions of this chapter for revoking or canceling a driver's license or
234.12 nonresident driving privilege for alcohol, controlled substance, or intoxicating substance
234.13 violations also apply to the operating privileges for off-road recreational vehicles and
234.14 motorboats.

234.15 (b) Upon conviction, the commissioner must notify a person that the person is prohibited
234.16 from operating off-road recreational vehicles and motorboats for the same period that the
234.17 person's driver's license or driving privilege is revoked or canceled for the alcohol, controlled
234.18 substance, or intoxicating substance conviction.

234.19 Sec. 11. Minnesota Statutes 2020, section 171.306, is amended by adding a subdivision
234.20 to read:

234.21 Subd. 3a. Off-road recreational vehicles and motorboats. A program participant in
234.22 the ignition interlock device program may operate an off-road recreational vehicle or a
234.23 motorboat only if it is equipped with an approved ignition interlock device as provided
234.24 under this section and sections 84.765, subdivision 2, and 86B.33, subdivision 2.

234.25 Sec. 12. REVISOR INSTRUCTION.

234.26 The revisor of statutes shall make necessary changes to statutory cross-references to
234.27 reflect the changes made in sections 1 to 11. If necessary, the revisor shall prepare a bill for
234.28 introduction in the 2022 legislative session to make other necessary conforming changes
234.29 that are beyond the scope of the revisor's authority to make editorial changes under this
234.30 section or other law.

235.1 Sec. 13. **REPEALER.**

235.2 Minnesota Statutes 2020, sections 84.91, subdivision 1; 86B.331, subdivision 1; and
235.3 169A.20, subdivisions 1a, 1b, and 1c, are repealed.

235.4 **ARTICLE 9**

235.5 **ELECTRIC-ASSISTED BICYCLES**

235.6 Section 1. Minnesota Statutes 2020, section 84.787, subdivision 7, is amended to read:

235.7 Subd. 7. **Off-highway motorcycle.** (a) "Off-highway motorcycle" means a motorized,
235.8 off-highway vehicle traveling on two wheels and having a seat or saddle designed to be
235.9 straddled by the operator and handlebars for steering control, including a vehicle that is
235.10 registered under chapter 168 for highway use if it is also used for off-highway operation on
235.11 trails or unimproved terrain.

235.12 (b) Off-highway motorcycle does not include an electric-assisted bicycle as defined in
235.13 section 169.011, subdivision 27.

235.14 Sec. 2. Minnesota Statutes 2020, section 84.797, subdivision 7, is amended to read:

235.15 Subd. 7. **Off-road vehicle.** (a) "Off-road vehicle" or "vehicle" means a motor-driven
235.16 recreational vehicle capable of cross-country travel on natural terrain without benefit of a
235.17 road or trail.

235.18 (b) Off-road vehicle does not include a snowmobile; an all-terrain vehicle; a motorcycle;
235.19 an electric-assisted bicycle as defined in section 169.011, subdivision 27; a watercraft; a
235.20 farm vehicle being used for farming; a vehicle used for military, fire, emergency, or law
235.21 enforcement purposes; a construction or logging vehicle used in the performance of its
235.22 common function; a motor vehicle owned by or operated under contract with a utility,
235.23 whether publicly or privately owned, when used for work on utilities; a commercial vehicle
235.24 being used for its intended purpose; snow-grooming equipment when used for its intended
235.25 purpose; or an aircraft.

235.26 Sec. 3. Minnesota Statutes 2020, section 84.92, subdivision 8, is amended to read:

235.27 Subd. 8. **All-terrain vehicle or vehicle.** (a) "All-terrain vehicle" or "vehicle" means a
235.28 motorized vehicle with: (1) not less than three, but not more than six low pressure or
235.29 non-pneumatic tires; (2) a total dry weight of 2,000 pounds or less; and (3) a total width
235.30 from outside of tire rim to outside of tire rim that is 65 inches or less. All-terrain vehicle
235.31 includes a class 1 all-terrain vehicle and class 2 all-terrain vehicle.

236.1 (b) All-terrain vehicle does not include ~~a~~ an electric-assisted bicycle as defined in section
236.2 169.011, subdivision 27, golf cart, mini-truck, dune buggy, or go-cart or a vehicle designed
236.3 and used specifically for lawn maintenance, agriculture, logging, or mining purposes.

236.4 Sec. 4. Minnesota Statutes 2020, section 168.002, subdivision 18, is amended to read:

236.5 Subd. 18. **Motor vehicle.** (a) "Motor vehicle" means any self-propelled vehicle designed
236.6 and originally manufactured to operate primarily on highways, and not operated exclusively
236.7 upon railroad tracks. It includes any vehicle propelled or drawn by a self-propelled vehicle
236.8 and includes vehicles known as trackless trolleys that are propelled by electric power obtained
236.9 from overhead trolley wires but not operated upon rails. ~~It does not include snowmobiles,~~
236.10 ~~manufactured homes, or park trailers.~~

236.11 (b) "Motor vehicle" includes an all-terrain vehicle only if the all-terrain vehicle (1) has
236.12 at least four wheels, (2) is owned and operated by a physically disabled person, and (3)
236.13 displays both disability plates and a physically disabled certificate issued under section
236.14 169.345.

236.15 (c) "Motor vehicle" does not include an all-terrain vehicle except (1) an all-terrain vehicle
236.16 described in paragraph (b), or (2) an all-terrain vehicle licensed as a motor vehicle before
236.17 August 1, 1985. The owner may continue to license an all-terrain vehicle described in clause
236.18 (2) as a motor vehicle until it is conveyed or otherwise transferred to another owner, is
236.19 destroyed, or fails to comply with the registration and licensing requirements of this chapter.

236.20 (d) "Motor vehicle" does not include a snowmobile; a manufactured home; a park trailer;
236.21 an electric personal assistive mobility device as defined in section 169.011, subdivision 26;

236.22 ~~(e) "Motor vehicle" does not include~~ a motorized foot scooter as defined in section
236.23 169.011, subdivision 46; an electric-assisted bicycle as defined in section 169.011,
236.24 subdivision 27.

236.25 ~~(f)~~ (e) "Motor vehicle" includes an off-highway motorcycle modified to meet the
236.26 requirements of chapter 169 according to section 84.788, subdivision 12.

236.27 Sec. 5. Minnesota Statutes 2020, section 169.011, is amended by adding a subdivision to
236.28 read:

236.29 Subd. 15a. **Class 1 electric-assisted bicycle.** "Class 1 electric-assisted bicycle" means
236.30 an electric-assisted bicycle equipped with an electric motor that provides assistance only
236.31 when the rider is pedaling and ceases to provide assistance when the bicycle reaches the
236.32 speed of 20 miles per hour.

237.1 Sec. 6. Minnesota Statutes 2020, section 169.011, is amended by adding a subdivision to
237.2 read:

237.3 Subd. 15b. **Class 2 electric-assisted bicycle.** "Class 2 electric-assisted bicycle" means
237.4 an electric-assisted bicycle equipped with an electric motor that is capable of propelling the
237.5 bicycle without the rider pedaling and ceases to provide assistance when the bicycle reaches
237.6 the speed of 20 miles per hour.

237.7 Sec. 7. Minnesota Statutes 2020, section 169.011, is amended by adding a subdivision to
237.8 read:

237.9 Subd. 15c. **Class 3 electric-assisted bicycle.** "Class 3 electric-assisted bicycle" means
237.10 an electric-assisted bicycle equipped with an electric motor that provides assistance only
237.11 when the rider is pedaling and ceases to provide assistance when the bicycle reaches the
237.12 speed of 28 miles per hour.

237.13 Sec. 8. Minnesota Statutes 2020, section 169.011, subdivision 27, is amended to read:

237.14 Subd. 27. **Electric-assisted bicycle.** "Electric-assisted bicycle" means a bicycle with
237.15 two or three wheels that:

237.16 (1) has a saddle and fully operable pedals for human propulsion;

237.17 (2) meets the requirements:

237.18 ~~(i) of federal motor vehicle safety standards for a motor-driven cycle in Code of Federal~~
237.19 ~~Regulations, title 49, sections 571.1 et seq.; or~~

237.20 ~~(ii) for bicycles under Code of Federal Regulations, title 16, part 1512, or successor~~
237.21 ~~requirements; and~~

237.22 (3) ~~has is equipped with~~ an electric motor that ~~(i) has a power output of not more than~~
237.23 ~~1,000 750 watts, (ii) is incapable of propelling the vehicle at a speed of more than 20 miles~~
237.24 ~~per hour, (iii) is incapable of further increasing the speed of the device when human power~~
237.25 ~~alone is used to propel the vehicle at a speed of more than 20 miles per hour, and (iv)~~
237.26 ~~disengages or ceases to function when the vehicle's brakes are applied; and~~

237.27 (4) meets the requirements of a class 1, class 2, or class 3 electric-assisted bicycle.

237.28 Sec. 9. Minnesota Statutes 2020, section 169.011, subdivision 42, is amended to read:

237.29 Subd. 42. **Motor vehicle.** (a) "Motor vehicle" means every vehicle which is self-propelled
237.30 and every vehicle which is propelled by electric power obtained from overhead trolley wires.

238.1 (b) Motor vehicle does not include an electric-assisted bicycle; an electric personal
238.2 assistive mobility device; or a vehicle moved solely by human power.

238.3 Sec. 10. Minnesota Statutes 2020, section 169.222, subdivision 4, is amended to read:

238.4 Subd. 4. **Riding rules.** (a) Every person operating a bicycle upon a roadway shall ride
238.5 as close as practicable to the right-hand curb or edge of the roadway except under any of
238.6 the following situations:

238.7 (1) when overtaking and passing another vehicle proceeding in the same direction;

238.8 (2) when preparing for a left turn at an intersection or into a private road or driveway;

238.9 (3) when reasonably necessary to avoid conditions, including fixed or moving objects,
238.10 vehicles, pedestrians, animals, surface hazards, or narrow width lanes, that make it unsafe
238.11 to continue along the right-hand curb or edge; or

238.12 (4) when operating on the shoulder of a roadway or in a bicycle lane.

238.13 (b) If a bicycle is traveling on a shoulder of a roadway, the bicycle shall travel in the
238.14 same direction as adjacent vehicular traffic.

238.15 (c) Persons riding bicycles upon a roadway or shoulder shall not ride more than two
238.16 abreast and shall not impede the normal and reasonable movement of traffic and, on a laned
238.17 roadway, shall ride within a single lane.

238.18 (d) A person operating a bicycle upon a sidewalk, or across a roadway or shoulder on a
238.19 crosswalk, shall yield the right-of-way to any pedestrian and shall give an audible signal
238.20 when necessary before overtaking and passing any pedestrian. No person shall ride a bicycle
238.21 upon a sidewalk within a business district unless permitted by local authorities. Local
238.22 authorities may prohibit the operation of bicycles on any sidewalk or crosswalk under their
238.23 jurisdiction.

238.24 (e) An individual operating a bicycle or other vehicle on a bikeway shall leave a safe
238.25 distance when overtaking a bicycle or individual proceeding in the same direction on the
238.26 bikeway, and shall maintain clearance until safely past the overtaken bicycle or individual.

238.27 (f) A person lawfully operating a bicycle on a sidewalk, or across a roadway or shoulder
238.28 on a crosswalk, shall have all the rights and duties applicable to a pedestrian under the same
238.29 circumstances.

238.30 ~~(g) A person may operate an electric-assisted bicycle on the shoulder of a roadway, on~~
238.31 ~~a bikeway, or on a bicycle trail if not otherwise prohibited under section 85.015, subdivision~~

239.1 ~~1d; 85.018, subdivision 2, paragraph (d); or 160.263, subdivision 2, paragraph (b), as~~
239.2 ~~applicable.~~

239.3 Sec. 11. Minnesota Statutes 2020, section 169.222, subdivision 6a, is amended to read:

239.4 Subd. 6a. ~~Operator age~~ **Electric-assisted bicycle; riding rules.** (a) A person may
239.5 operate an electric-assisted bicycle in the same manner as provided for operation of other
239.6 bicycles, including but not limited to operation on the shoulder of a roadway, a bicycle lane,
239.7 and a bicycle route, and operation without the motor engaged on a bikeway or bicycle trail.

239.8 (b) A person may operate a class 1 or class 2 electric-assisted bicycle with the motor
239.9 engaged on a bicycle path, bicycle trail, or shared use path unless prohibited under section
239.10 85.015, subdivision 1d; 85.018, subdivision 2, paragraph (d); or 160.263, subdivision 2,
239.11 paragraph (b), as applicable.

239.12 (c) A person may operate a class 3 electric-assisted bicycle with the motor engaged on
239.13 a bicycle path, bicycle trail, or shared use path unless the local authority or state agency
239.14 having jurisdiction over the bicycle path or trail prohibits the operation.

239.15 (d) The local authority or state agency having jurisdiction over a trail that is designated
239.16 as nonmotorized, and that has a natural surface tread made by clearing and grading the
239.17 native soil with no added surfacing materials, may regulate the operation of an
239.18 electric-assisted bicycle.

239.19 (e) No person under the age of 15 shall operate an electric-assisted bicycle.

239.20 Sec. 12. Minnesota Statutes 2020, section 169.222, is amended by adding a subdivision
239.21 to read:

239.22 **Subd. 6b. Electric-assisted bicycle; equipment.** (a) The manufacturer or distributor of
239.23 an electric-assisted bicycle must apply a label to the bicycle that is permanently affixed in
239.24 a prominent location. The label must contain the classification number, top assisted speed,
239.25 and motor wattage of the electric-assisted bicycle, and must be printed in a legible font with
239.26 at least 9-point type.

239.27 (b) A person must not modify an electric-assisted bicycle to change the motor-powered
239.28 speed capability or motor engagement unless the person replaces the label required in
239.29 paragraph (a) with revised information.

239.30 (c) An electric-assisted bicycle must operate in a manner so that the electric motor is
239.31 disengaged or ceases to function when the rider stops pedaling or when the brakes are
239.32 applied.

240.1 (d) A class 3 electric-assisted bicycle must be equipped with a speedometer that displays
240.2 the speed at which the bicycle is traveling in miles per hour.

240.3 **EFFECTIVE DATE.** Paragraph (a) is effective January 1, 2022. Paragraphs (b) to (d)
240.4 are effective August 1, 2021.

240.5 **ARTICLE 10**
240.6 **STATE LANDS**

240.7 Section 1. Minnesota Statutes 2020, section 84.415, is amended by adding a subdivision
240.8 to read:

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

240.15 Sec. 2. Minnesota Statutes 2020, section 84.63, is amended to read:

240.16 **84.63 CONVEYANCE OF INTERESTS IN LANDS TO STATE AND² FEDERAL,**
240.17 **AND TRIBAL GOVERNMENTS.**

240.18 (a) Notwithstanding any existing law to the contrary, the commissioner of natural
240.19 resources is hereby authorized on behalf of the state to convey to the United States, to a
240.20 federally recognized Indian Tribe, or to the state of Minnesota or any of its subdivisions,
240.21 upon state-owned lands under the administration of the commissioner of natural resources,
240.22 permanent or temporary easements for specified periods or otherwise for trails, highways,
240.23 roads including limitation of right of access from the lands to adjacent highways and roads,
240.24 flowage for development of fish and game resources, stream protection, flood control, and
240.25 necessary appurtenances thereto, such conveyances to be made upon such terms and
240.26 conditions including provision for reversion in the event of non-user as the commissioner
240.27 of natural resources may determine.

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

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

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

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

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

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

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

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

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

241.25 Sec. 3. Minnesota Statutes 2020, section 84.631, is amended to read:

241.26 **84.631 ROAD EASEMENTS ACROSS STATE LANDS.**

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

242.1 (b) The commissioner shall:

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

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

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

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

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

242.10 (d) In addition to the payment for the market value of the easement and the application
242.11 fee, the commissioner of natural resources shall assess the applicant a monitoring fee to
242.12 cover the projected reasonable costs for monitoring the construction of the road and preparing
242.13 special terms and conditions for the easement. The commissioner must give the applicant
242.14 an estimate of the monitoring fee before the applicant submits the fee. The applicant shall
242.15 pay the application and monitoring fees to the commissioner of natural resources. The
242.16 commissioner shall not issue the easement until the applicant has paid in full the application
242.17 fee, the monitoring fee, and the market value payment for the easement.

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

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

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

243.1 Sec. 4. Minnesota Statutes 2020, section 89.021, is amended by adding a subdivision to
243.2 read:

243.3 Subd. 42a. Riverlands State Forest.

243.4 Sec. 5. Minnesota Statutes 2020, section 89.17, is amended to read:

243.5 **89.17 LEASES AND PERMITS.**

243.6 (a) Notwithstanding the permit procedures of chapter 90, the commissioner may grant
243.7 and execute, in the name of the state, leases and permits for the use of any forest lands under
243.8 the authority of the commissioner for any purpose that in the commissioner's opinion is not
243.9 inconsistent with the maintenance and management of the forest lands, on forestry principles
243.10 for timber production. Every such lease or permit is revocable at the discretion of the
243.11 commissioner at any time subject to such conditions as may be agreed on in the lease. The
243.12 approval of the commissioner of administration is not required upon any such lease or
243.13 permit. No such lease or permit for a period exceeding 21 years shall be granted except with
243.14 the approval of the Executive Council.

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

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

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

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

244.1 Sec. 6. Minnesota Statutes 2020, section 92.50, is amended by adding a subdivision to
244.2 read:

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

244.9 Sec. 7. Minnesota Statutes 2020, section 92.502, is amended to read:

244.10 **92.502 LEASE OF TAX-FORFEITED AND STATE LANDS.**

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

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

244.15 (c) The commissioner of natural resources may enter a 30-year lease of land administered
244.16 by the commissioner for recreational trails and facilities. The commissioner may assess the
244.17 lease applicant a monitoring fee to cover the projected reasonable costs of monitoring
244.18 construction of the recreational trail or facility and preparing special terms and conditions
244.19 of the license to ensure proper construction. The commissioner must give the applicant an
244.20 estimate of the monitoring fee before the applicant is required to submit the fee. Upon
244.21 completion of construction of the trail or facility, the commissioner must refund the
244.22 unobligated balance from the monitoring fee revenue.

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

244.26 Sec. 8. Minnesota Statutes 2020, section 94.3495, subdivision 3, is amended to read:

244.27 **Subd. 3. Valuation of land.** (a) In an exchange of class 1 land for class 2 or 3 land, the
244.28 value of all the land shall be determined by the commissioner of natural resources, but the
244.29 county board must approve the value determined for the class 2 land, and the governmental
244.30 subdivision of the state must approve the value determined for the class 3 land. In an
244.31 exchange of class 2 land for class 3 land, the value of all the land shall be determined by

245.1 the county board of the county in which the land lies, but the governmental subdivision of
245.2 the state must approve the value determined for the class 3 land.

245.3 (b) To determine the value of the land, the parties to the exchange may either (1) cause
245.4 the land to be appraised, or (2) determine the value for each 40-acre tract or lot, or a portion
245.5 thereof, using the ~~most current~~ township or county assessment schedules within the preceding
245.6 two years for similar land types from the county assessor of the county in which the lands
245.7 are located. Merchantable timber value should be considered in finalizing valuation of the
245.8 lands.

245.9 (c) Except for school trust lands and university lands, the lands exchanged under this
245.10 section shall be exchanged only for lands of at least substantially equal value. For the
245.11 purposes of this subdivision, "substantially equal value" has the meaning given under section
245.12 94.343, subdivision 3, paragraph (b). No payment is due either party if the lands, other than
245.13 school trust lands or university lands, are of substantially equal value but are not of the same
245.14 value.

245.15 (d) School trust lands and university lands exchanged under this section must be
245.16 exchanged only for lands of equal or greater value.

245.17 Sec. 9. Laws 2016, chapter 154, section 16, is amended to read:

245.18 Sec. 16. **EXCHANGE OF STATE LAND; AITKIN, BELTRAMI, AND**
245.19 **KOOCHICHING COUNTIES.**

245.20 (a) Notwithstanding the riparian restrictions in Minnesota Statutes, section 94.342,
245.21 subdivision 3, and subject to the valuation restrictions described in paragraph (c), the
245.22 commissioner of natural resources may, with the approval of the Land Exchange Board as
245.23 required under the Minnesota Constitution, article XI, section 10, and according to the
245.24 remaining provisions of Minnesota Statutes, sections 94.342 to 94.347, exchange the
245.25 state-owned land leased for farming wild rice described in paragraph (b).

245.26 (b) The state land that may be exchanged is held under the following state leases for
245.27 farming of wild rice:

245.28 (1) Lease LAGR001305, covering 175.1 acres in Aitkin County;

245.29 (2) Lease LMIS010040, covering 107.1 acres in Beltrami County;

245.30 (3) Lease LMIS010096, covering 137.4 acres in Beltrami County; and

245.31 (4) Lease LAGR001295, covering 264.40 acres in Koochiching County.

246.1 (c) For the appraisal of the land, no improvements paid for by the lessee shall be included
246.2 in the estimate of market value.

246.3 (d) Additional adjoining state lands may be added to the exchanges if mutually agreed
246.4 upon by the commissioner and the exchange partner to avoid leaving unmanageable parcels
246.5 of land in state ownership after an exchange or to meet county zoning standards or other
246.6 regulatory needs for the wild rice farming operations.

246.7 (e) The state land administered by the commissioner of natural resources in Koochiching
246.8 County borders the Lost River. The lands to be exchanged are not required to provide at
246.9 least equal opportunity for access to waters by the public, but the lands must be at least
246.10 equal in value and have the potential to generate revenue for the school trust lands.

246.11 (f) Notwithstanding Minnesota Statutes, section 94.343, subdivision 8a, lessees must
246.12 pay to the commissioner all costs, as determined by the commissioner, that are associated
246.13 with each exchange transaction, including valuation expenses; legal fees; survey expenses;
246.14 costs of title work, advertising, and public hearings; transactional staff costs; and closing
246.15 costs.

246.16 Sec. 10. Laws 2016, chapter 154, section 48, is amended to read:

246.17 Sec. 48. **EXCHANGE OF STATE LAND; ST. LOUIS COUNTY.**

246.18 Subdivision 1. Exchange of land. (a) Notwithstanding the riparian restrictions in
246.19 Minnesota Statutes, section 94.342, subdivision 3, the commissioner of natural resources
246.20 may, with the approval of the Land Exchange Board as required under the Minnesota
246.21 Constitution, article XI, section 10, and according to the remaining provisions of Minnesota
246.22 Statutes, sections 94.342 to 94.347, exchange the riparian land described in paragraph (b).

246.23 (b) The state land that may be exchanged is located in St. Louis County and is described
246.24 as: Government Lot 5, Section 35, Township 64 North, Range 12 West.

246.25 (c) The state land administered by the commissioner of natural resources borders Low
246.26 Lake. The land to be exchanged is forest land that includes areas bordering the Whiteface
246.27 River. While the land does not provide at least equal opportunity for access to waters by
246.28 the public, the land to be acquired by the commissioner in the exchange will improve access
246.29 to adjacent state forest lands.

246.30 Subd. 2. Gifts of land. Notwithstanding Minnesota Statutes, section 94.342 or 94.343,
246.31 or any other law to the contrary, the Land Exchange Board may consider a gift of land from
246.32 the exchange partner pursuant to Minnesota Statutes, section 84.085, subdivision 1, paragraph

247.1 (d), in addition to land proposed for exchange with the state land referenced in subdivision
247.2 1, paragraph (b), in determining whether the proposal is in the best interests of the school
247.3 trust.

247.4 Sec. 11. ADDITIONS TO STATE PARKS.

247.5 Subdivision 1. [85.012] [Subd. 18.] Fort Snelling State Park, Dakota County. The
247.6 following areas are added to Fort Snelling State Park, Dakota County:

247.7 (1) that part of Section 28, Township 28 North, Range 23 West, Dakota County,
247.8 Minnesota, bounded by the Dakota County line along the Minnesota River and the following
247.9 described lines:

247.10 Beginning at the intersection of the south line of Lot 18 of Auditor's Subdivision Number
247.11 29 of Mendota, according to the plat on file in the Office of the Dakota County Recorder,
247.12 with the westerly right-of-way line of the existing Sibley Memorial Highway; thence
247.13 northerly along said westerly right-of-way line to the north line of said Lot 18; thence
247.14 westerly along the north line of said Lot 18 to the easterly right-of-way line of the
247.15 Chicago and Northwestern Railroad; thence northerly and northeasterly along said
247.16 easterly right-of-way to the east line of said Section 28;

247.17 (2) that part of Section 33, Township 28 North, Range 23 West, Dakota County,
247.18 Minnesota, lying westerly of the easterly right-of-way of the Chicago and Northwestern
247.19 Railroad;

247.20 (3) that part of Government Lot 6 of Section 33, Township 28 North, Range 23 West,
247.21 Dakota County, Minnesota, lying East of the easterly right-of-way of the Chicago and
247.22 Northwestern Railroad and West of the westerly right-of-way of Sibley Memorial Highway
247.23 and North of the South 752 feet of said Government Lot 6;

247.24 (4) the North 152 feet of the South 752 feet of that part of Government Lot 6 of Section
247.25 33, Township 28 North, Range 23 West, Dakota County, Minnesota, lying East of the
247.26 easterly right-of-way of the Chicago and Northwestern Railroad and West of the westerly
247.27 right-of-way of Sibley Memorial Highway;

247.28 (5) the North 270 feet of the South 600 feet of that part of Government Lot 6 lying
247.29 between the westerly right-of-way of Sibley Memorial Highway and the easterly right-of-way
247.30 of the Chicago and Northwestern Railroad in Section 33, Township 28 North, Range 23
247.31 West, Dakota County, Minnesota;

247.32 (6) that part of the South 20 rods of Government Lot 6 of Section 33, Township 28
247.33 North, Range 23 West, Dakota County, Minnesota, lying East of the easterly right-of-way

248.1 of the Chicago and Northwestern Railroad and West of the westerly right-of-way of Sibley
248.2 Memorial Highway, excepting therefrom that part described as follows:

248.3 Commencing at the southeast corner of said Government Lot 6; thence North 89 degrees
248.4 56 minutes 54 seconds West assumed bearing along the south line of said Government
248.5 Lot 6 a distance of 260.31 feet to the point of beginning of the property to be described;
248.6 thence continue North 89 degrees 56 minutes 54 seconds West a distance of 71.17 feet;
248.7 thence northwesterly a distance of 37.25 feet along a nontangential curve concave to
248.8 the East having a radius of 4,098.00 feet and a central angle of 00 degrees 31 minutes
248.9 15 seconds the chord of said curve bears North 23 degrees 31 minutes 27 seconds West;
248.10 thence northerly a distance of 127.39 feet along a compound curve concave to the East
248.11 having a radius of 2,005.98 feet and a central angle of 03 degrees 38 minutes 19 seconds;
248.12 thence North 70 degrees 22 minutes 29 seconds East not tangent to said curve a distance
248.13 of 65.00 feet; thence southerly a distance of 123.26 feet along a nontangential curve
248.14 concave to the East having a radius of 1,940.98 feet and a central angle of 03 degrees
248.15 38 minutes 19 seconds the chord of said curve bears South 21 degrees 26 minutes 40
248.16 seconds East; thence southerly a distance of 65.42 feet to the point of beginning along
248.17 a compound curve concave to the East having a radius of 4,033.00 feet and a central
248.18 angle of 00 degrees 55 minutes 46 seconds;

248.19 (7) that part of Government Lot 5 of Section 33, Township 28 North, Range 23 West,
248.20 Dakota County, Minnesota, lying East of the easterly right-of-way of the Chicago and
248.21 Northwestern Railroad and West of the westerly right-of-way of Sibley Memorial Highway,
248.22 excepting therefrom that part described as follows:

248.23 Commencing at the southeast corner of said Government Lot 5; thence North 89 degrees
248.24 56 minutes 18 seconds West assumed bearing along the south line of said Government
248.25 Lot 5 a distance of 70.48 feet to the point of beginning of the property to be described;
248.26 thence continue North 89 degrees 56 minutes 18 seconds West along said south line of
248.27 Government Lot 5 a distance of 40.01 feet; thence North 01 degree 30 minutes 25 seconds
248.28 East a distance of 6.08 feet; thence northerly a distance of 185.58 feet along a tangential
248.29 curve concave to the West having a radius of 4,427.00 feet and a central angle of 02
248.30 degrees 24 minutes 07 seconds; thence South 89 degrees 06 minutes 18 seconds West
248.31 not tangent to said curve a distance of 25.00 feet; thence North 00 degrees 53 minutes
248.32 42 seconds West a distance of 539.13 feet; thence northerly a distance of 103.77 feet
248.33 along a tangential curve concave to the West having a radius of 1,524.65 feet and a
248.34 central angle of 03 degrees 53 minutes 59 seconds; thence northerly a distance of 159.33
248.35 feet along a compound curve concave to the West having a radius of 522.45 feet and a

249.1 central angle of 17 degrees 28 minutes 23 seconds; thence northwesterly a distance of
249.2 86.78 feet along a tangential curve concave to the West having a radius of 1,240.87 feet
249.3 and a central angle of 04 degrees 00 minutes 25 seconds; thence North 26 degrees 16
249.4 minutes 30 seconds West tangent to said curve a distance of 92.39 feet; thence
249.5 northwesterly a distance of 178.12 feet along a tangential curve concave to the East
249.6 having a radius of 4,098.00 feet and a central angle of 02 degrees 29 minutes 25 seconds
249.7 to a point on the north line of said Government Lot 5 which is 331.48 feet from the
249.8 northeast corner thereof as measured along said north line; thence South 89 degrees 56
249.9 minutes 54 seconds East along said north line of Government Lot 5 a distance of 71.17
249.10 feet; thence southeasterly a distance of 146.53 feet along a nontangential curve concave
249.11 to the East having a radius of 4,033.00 feet and a central angle of 02 degrees 04 minutes
249.12 54 seconds the chord of said curve bears South 25 degrees 14 minutes 03 seconds East;
249.13 thence South 26 degrees 16 minutes 30 seconds East tangent to said curve a distance of
249.14 92.39 feet; thence southerly a distance of 91.33 feet along a tangential curve concave
249.15 to the West having a radius of 1,305.87 feet and a central angle of 04 degrees 00 minutes
249.16 25 seconds; thence southerly a distance of 179.15 feet along a tangential curve concave
249.17 to the West having a radius of 587.45 feet and a central angle of 17 degrees 28 minutes
249.18 23 seconds; thence southerly a distance of 108.20 feet along a compound curve concave
249.19 to the West having a radius of 1,589.65 feet and a central angle of 03 degrees 53 minutes
249.20 59 seconds; thence South 00 degrees 53 minutes 42 seconds East tangent to said curve
249.21 a distance of 539.13 feet; thence southerly a distance of 187.26 feet along a tangential
249.22 curve concave to the West having a radius of 4,467.00 feet and a central angle of 02
249.23 degrees 24 minutes 07 seconds; thence South 01 degree 30 minutes 25 seconds West
249.24 tangent to said curve a distance of 5.07 feet to the point of beginning; and

249.25 (8) that part of Government Lot 4 of Section 33, Township 28 North, Range 23 West,
249.26 Dakota County, Minnesota, lying East of the easterly right-of-way of the Chicago and
249.27 Northwestern Railroad and northerly of the following described line:

249.28 Commencing at the southeast corner of said Government Lot 4; thence North 89 degrees
249.29 55 minutes 42 seconds West assumed bearing along the south line of said Government
249.30 Lot 4 a distance of 312.44 feet to corner B205, MNDOT Right-of-Way Plat No. 19-93,
249.31 according to the recorded map thereof; thence continue North 89 degrees 55 minutes 42
249.32 seconds West along said south line of Government Lot 4 a distance of 318.00 feet to the
249.33 easterly right-of-way of Chicago and Northwestern Railroad; thence northerly along
249.34 said railroad right-of-way a distance of 387.97 feet along a nontangential curve concave
249.35 to the West having a radius of 2,963.54 feet and a central angle of 07 degrees 30 minutes

250.1 03 seconds, the chord of said curve bears North 00 degrees 42 minutes 41 seconds East;
250.2 thence North 03 degrees 02 minutes 21 seconds West tangent to said curve along said
250.3 railroad right-of-way a distance of 619.45 feet to the point of beginning of the line to
250.4 be described; thence North 89 degrees 35 minutes 27 seconds East a distance of 417.92
250.5 feet; thence North 18 degrees 18 minutes 58 seconds East a distance of 317.52 feet to a
250.6 point on the north line of said Government Lot 4 which is 135.00 feet from the northeast
250.7 corner thereof as measured along said north line and there terminating.

250.8 Subd. 2. [85.012] [Subd. 38A.] Lake Vermilion-Soudan Underground Mine State
250.9 Park, St. Louis County. The following areas are added to Lake Vermilion-Soudan
250.10 Underground Mine State Park, St. Louis County, and are designated as the Granelda Unit:

250.11 (1) Lot 3 of Section 28 and Lot 5 of Section 29 in Township 63 North of Range 17, all
250.12 West of the 4th Principal Meridian, according to the United States Government Survey
250.13 thereof;

250.14 (2) the Northeast Quarter of the Southwest Quarter, the Northwest Quarter, the Southeast
250.15 Quarter of the Northeast Quarter, the Northeast Quarter of the Northeast Quarter, and Lots
250.16 numbered 1, 2, 3, and 4 of Section 29 in Township 63 North of Range 17, all West of the
250.17 4th Principal Meridian, according to the United States Government survey thereof;

250.18 (3) Lots 1 and 2 of Section 32 in Township 63 North of Range 17, all West of the 4th
250.19 Principal Meridian, according to the United States Government Survey thereof; and

250.20 (4) Lot 4 of Section 23 in Township 63 North of Range 18, all West of the 4th Principal
250.21 Meridian, according to the United States Government Survey thereof.

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

250.23 Sec. 12. **ADDITION TO STATE RECREATION AREA.**

250.24 [85.013] [Subd. 12a.] Iron Range Off-Highway Vehicle Recreation Area, St. Louis
250.25 County. The following area is added to Iron Range Off-Highway Vehicle Recreation Area,
250.26 St. Louis County: that part of the South Half of the Northwest Quarter of Section 15,
250.27 Township 58 North, Range 17 West, St. Louis County, Minnesota, lying northerly of the
250.28 following described line:

250.29 Commencing at the West quarter corner of said Section 15; thence North 01 degree 24
250.30 minutes 27 seconds West, bearing assumed, along the west line of said South Half of
250.31 the Northwest Quarter a distance of 1,034.09 feet to a 3/4-inch rebar with plastic cap
250.32 stamped "MN DNR LS 44974" (DM) and the point of beginning; thence South 62 degrees
250.33 44 minutes 07 seconds East 405.24 feet to a DM; thence South 82 degrees 05 minutes

251.1 24 seconds East 314.95 feet to a DM; thence South 86 degrees 18 minutes 01 second
 251.2 East 269.23 feet to a DM; thence North 81 degrees 41 minutes 24 seconds East 243.61
 251.3 feet to a DM; thence North 71 degrees 48 minutes 05 seconds East 478.17 feet to a DM;
 251.4 thence North 60 degrees 53 minutes 38 seconds East 257.32 feet to a DM; thence South
 251.5 09 degrees 16 minutes 07 seconds East 179.09 feet to a DM; thence South 49 degrees
 251.6 16 minutes 00 seconds East 127.27 feet to a DM; thence South 50 degrees 16 minutes
 251.7 11 seconds East 187.13 feet to a DM; thence South 67 degrees 11 minutes 35 seconds
 251.8 East 189.33 feet to a DM; thence South 67 degrees 13 minutes 16 seconds East 209.43
 251.9 feet to a DM; thence South 80 degrees 39 minutes 19 seconds East 167.59 feet to a DM
 251.10 on the east line of said South Half of the Northwest Quarter, and there terminating.

251.11 **Sec. 13. DELETIONS FROM STATE PARKS.**

251.12 **Subdivision 1. [85.012] [Subd. 18.] Fort Snelling State Park, Dakota County.** The
 251.13 following areas are deleted from Fort Snelling State Park, Dakota County:

251.14 (1) all of Section 33, Township 28 North, Range 23 West of the 4th Principal Meridian
 251.15 lying westerly of the westerly right-of-way line of the existing Minnesota Trunk Highway
 251.16 No. 13, excepting the right-of-way owned by the Chicago and Northwestern railway
 251.17 company; and

251.18 (2) all of Section 28, Township 28 North, Range 23 West of the 4th Principal Meridian
 251.19 bounded by the Dakota County line along the Minnesota River and the following described
 251.20 lines: Beginning at the south line of said Section 28 at its intersection with the westerly
 251.21 right-of-way line of the existing Minnesota Trunk Highway No. 13; thence northerly along
 251.22 the said westerly right-of-way line of existing Minnesota Trunk Highway No. 13 to the
 251.23 southerly right-of-way line of existing Minnesota Trunk Highway Nos. 55 and 100; thence
 251.24 along the existing southerly right-of-way line of Minnesota Trunk Highway Nos. 55 and
 251.25 100 to the westerly right-of-way line owned by the Chicago and Northwestern railway
 251.26 company; thence northeasterly along the said westerly right-of-way line of the Chicago and
 251.27 Northwestern railway to the east line of said Section 28, excepting therefrom the right-of-way
 251.28 owned by the Chicago and Northwestern railway company.

251.29 **Subd. 2. [85.012] [Subd. 43.] Minneopa State Park, Blue Earth County.** The following
 251.30 area is deleted from Minneopa State Park, Blue Earth County: a tract of land located in the
 251.31 Northwest Quarter of the Northwest Quarter of Section 21, Township 108 North, Range 27
 251.32 West of the Fifth Principal Meridian, Blue Earth County, Minnesota, more particularly
 251.33 described as follows:

252.1 Commencing at the northwest corner of said Section 21; thence on an assumed bearing
 252.2 of South 01 degree 31 minutes 27 seconds East, along the west line of the Northwest
 252.3 Quarter of the Northwest Quarter of said Section 21, a distance of 545.00 feet, to the
 252.4 south line of the North 545.00 feet of the Northwest Quarter of the Northwest Quarter
 252.5 of said Section 21, also being the south line of Minneopa Cemetery and the point of
 252.6 beginning of the tract to be herein described; thence North 88 degrees 22 minutes 26
 252.7 seconds East, along said south line of Minneopa Cemetery, a distance of 228.95 feet;
 252.8 thence southwesterly 58.5 feet, more or less, to the intersection of the west line of Block
 252.9 188 and the northerly line of the railroad right-of-way, said point of intersection being
 252.10 31.90 feet distant, measured at right angles from the south line of said Minneopa
 252.11 Cemetery; thence continue southwesterly along said railroad right-of-way 187 feet, more
 252.12 or less, to a point on the west line of the Northwest Quarter of the Northwest Quarter of
 252.13 said Section 21; thence North 01 degree 31 minutes 27 seconds West, along said west
 252.14 line to the point of beginning.

252.15 Subd. 3. [85.012] [Subd. 60.] William O'Brien State Park, Washington County. The
 252.16 following areas are deleted from William O'Brien State Park, Washington County:

252.17 (1) those parts of Section 25, Township 32 North, Range 20 West, Washington County,
 252.18 Minnesota, described as follows:

252.19 The West two rods of the Southwest Quarter of the Northeast Quarter, the West two
 252.20 rods of the North two rods of the Northwest Quarter of the Southeast Quarter, and the
 252.21 East two rods of the Southeast Quarter of the Northwest Quarter; and

252.22 (2) the East two rods over and across the Northeast Quarter of the Northwest Quarter,
 252.23 excepting therefrom the North 200 feet of said Northeast Quarter of the Northwest Quarter.
 252.24 Also, the West 2 rods of the Northwest Quarter of the Northeast Quarter, excepting therefrom
 252.25 the North 266 feet of said Northwest Quarter of the Northeast Quarter. Also, the South 66
 252.26 feet of the North 266 feet of that part of said Northwest Quarter of the Northeast Quarter
 252.27 lying southwesterly of the existing public road known as 199th Street North.

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

252.29 Sec. 14. **RIVERLANDS STATE FOREST; BOUNDARIES.**

252.30 [89.021] [Subd. 42a.] Riverlands State Forest. The following areas are designated as
 252.31 the Riverlands State Forest:

252.32 (1) those parts of Carlton County in Township 49 North, Range 16 West, described as
 252.33 follows:

253.1 (i) Government Lots 4, 5, and 6, the westerly 50 feet of Government Lot 3, the easterly
253.2 50 feet of Government Lot 8, and Government Lot 7 except that part conveyed to the State
253.3 of Minnesota for highway right-of-way, Section 30;

253.4 (ii) Government Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, and 12 and all of Government Lot
253.5 14 except the North 890 feet of the West 765 feet and except the railroad right-of-way,
253.6 Section 31; and

253.7 (iii) the South Half of the Northwest Quarter and the Southwest Quarter of Section 32;

253.8 (2) those parts of St. Louis County in Township 50 North, Range 17 West, described as
253.9 follows:

253.10 (i) Government Lots 1, 2, 3, and 6 and the Southeast Quarter of the Northwest Quarter
253.11 of Section 7;

253.12 (ii) Government Lots 1, 2, and 3, that part of the Northeast Quarter of the Northeast
253.13 Quarter lying south of Township Road 5703, the Northwest Quarter of the Northwest
253.14 Quarter, the Northeast Quarter of the Southeast Quarter, the Southwest Quarter of the
253.15 Southeast Quarter, the Southeast Quarter of the Northeast Quarter, the Northwest Quarter
253.16 of the Southeast Quarter, and the Southeast Quarter of the Southeast Quarter, Section 15;

253.17 (iii) Government Lots 1, 2, 3, and 4, Section 16;

253.18 (iv) Government Lots 1, 2, 3, and 4, Section 17;

253.19 (v) Government Lots 1 and 2, Section 18;

253.20 (vi) Government Lots 3, 7, 8, and 9, Section 22;

253.21 (vii) that part of the Southwest Quarter of the Southwest Quarter lying within 50 feet of
253.22 the St. Louis River in Section 23;

253.23 (viii) Government Lots 11 and 12 and that part of Government Lot 6 lying South of the
253.24 North 700 feet except the railroad right-of-way, Section 26; and

253.25 (ix) Government Lot 3 in Section 27;

253.26 (3) those parts of St. Louis County in Township 50 North, Range 18 West, described as
253.27 follows:

253.28 (i) Government Lots 2, 3, 4, 7, 9, and 10, the Southwest Quarter of the Northeast Quarter,
253.29 the Southeast Quarter of the Northwest Quarter, the Northwest Quarter of the Southeast
253.30 Quarter, the Northeast Quarter of the Southwest Quarter, reserving a 66-foot-wide access
253.31 easement across Government Lot 2 for access to Grantor's property in Section 31, Township

254.1 51 North, Range 17 West, and that part of Government Lot 6, Section 1, and Government
254.2 Lot 6, Section 2, described as follows:

254.3 Commencing at an iron pin at the centerline curve point of Trunk Highway No. 2, being
254.4 the Minnesota Department of Transportation Station No. 2637 + 00, said point bears
254.5 North 76 degrees 18 minutes 00 seconds West, assumed bearing 762.00 feet from the
254.6 point of intersection of the tangent of said Trunk Highway No. 2, being an
254.7 aluminum-capped monument on the cap of which are stamped the figures "2644 62.0"
254.8 and the letters "PI," "Minn Highway Dept. Monument," thence South 13 degrees 42
254.9 minutes 00 seconds West 100.00 feet along the prolongation of the radial line from said
254.10 curve point, to the southerly right-of-way line of said Trunk Highway No. 2, the point
254.11 of beginning of the tract to be herein described; thence easterly 622.50 feet along said
254.12 southerly right-of-way line, along a nontangential curve, concave to the North, having
254.13 a radius of 5,830.00 feet, a central angle of 6 degrees 07 minutes 04 seconds, and the
254.14 chord of said curve bears South 79 degrees 21 minutes 32 seconds East; thence South
254.15 26 degrees 25 minutes 57 seconds West 284.19 feet; thence South 88 degrees 07 minutes
254.16 14 seconds West 769 feet, more or less, to the shore of the St. Louis River; thence
254.17 northerly along said shore to its intersection with a line that bears North 76 degrees 18
254.18 minutes 00 seconds West from the point of beginning; thence South 76 degrees 18
254.19 minutes 00 seconds East 274 feet, more or less, to the point of beginning, Section 1; and

254.20 (ii) Government Lot 1, Section 12;

254.21 (4) those parts of St. Louis County in Township 51 North, Range 17 West, described as
254.22 follows:

254.23 (i) Government Lots 3, 4, 5, 6, and 8, Section 3;

254.24 (ii) Government Lots 1, 2, 3, 4, 5, 6, 7, 8, and 9 and the Northwest Quarter of the
254.25 Northeast Quarter, Southeast Quarter of the Northwest Quarter, and East Half of the Southeast
254.26 Quarter, Section 9;

254.27 (iii) Government Lots 1, 2, 5, and 8 and the Southwest Quarter of the Southeast Quarter,
254.28 Section 16;

254.29 (iv) Government Lots 2, 3, 4, 5, 6, 7, 8, and 9 and the Southeast Quarter of the Southeast
254.30 Quarter of the Northwest Quarter of the Northwest Quarter, Section 20;

254.31 (v) Government Lot 1 and the Southwest Quarter of the Southwest Quarter, Section 29;

254.32 (vi) Government Lots 4, 5, 6, 7, 8, 9, 10, 11, and 12 and the Northeast Quarter of
254.33 Southwest Quarter, Section 30; and

- 255.1 (vii) Government Lots 1, 2, 3, 4, 5, and 6, Section 31;
- 255.2 (5) those parts of St. Louis County in Township 51 North, Range 18 West, described as
- 255.3 follows:
- 255.4 (i) Government Lots 1 and 2, Section 27;
- 255.5 (ii) Government Lot 1, Section 28, except railroad right-of-way;
- 255.6 (iii) Government Lots 2, 3, and 4, Section 28;
- 255.7 (iv) Government Lots 3 and 4, Section 29;
- 255.8 (v) Government Lots 2, 3, and 4, Section 30;
- 255.9 (vi) Government Lots 3 and 4, Section 35; and
- 255.10 (vii) Government Lots 1, 2, 3, 4, 5, 6, 7, and 8 and the Northeast Quarter of the Northwest
- 255.11 Quarter, Northeast Quarter of the Southeast Quarter, Southeast Quarter of the Southeast
- 255.12 Quarter, and Southwest Quarter of the Southeast Quarter, Section 36, reserving a
- 255.13 66-foot-wide access easement across Government Lots 5 and 6 and the Southwest Quarter
- 255.14 of the Southeast Quarter for access to Grantor's property in Section 31, Township 51 North,
- 255.15 Range 17 West;
- 255.16 (6) those parts of St. Louis County in Township 51 North, Range 19 West, described as
- 255.17 follows:
- 255.18 (i) that part of Government Lots 1, 2, and 3, Section 26, lying North of the St. Louis
- 255.19 River and Government Lot 7, Section 28;
- 255.20 (ii) Government Lot 8, Section 28, lying northerly of G.N. right-of-way and Government
- 255.21 Lot 5, Section 30;
- 255.22 (iii) Government Lots 7 and 10, Section 30, except right-of-way;
- 255.23 (iv) Government Lot 9, Section 30; and
- 255.24 (v) Government Lot 1, Section 31, lying northerly of the northerly railroad right-of-way
- 255.25 line;
- 255.26 (7) those parts of St. Louis County in Township 51 North, Range 20 West, described as
- 255.27 follows:
- 255.28 (i) Government Lot 2, Section 16;
- 255.29 (ii) Government Lot 8, Section 22;
- 255.30 (iii) Government Lot 3, Section 26;

- 256.1 (iv) Government Lots 1, 2, 3, and 4, Section 36; and
- 256.2 (v) Government Lots 6, 7, and 8, Section 36, except railroad right-of-way;
- 256.3 (8) those parts of St. Louis County in Township 52 North, Range 15 West, described as
- 256.4 follows:
- 256.5 (i) Government Lots 3, 4, 5, and 6, Section 16;
- 256.6 (ii) Government Lots 1, 2, 3, 4, 5, 7, and 8, Section 17, and Government Lot 6, Section
- 256.7 17, except the West 330 feet; and
- 256.8 (iii) Government Lots 3, 4, 5, 6, and 7, Section 19;
- 256.9 (9) those parts of St. Louis County in Township 52 North, Range 16 West, described as
- 256.10 follows:
- 256.11 (i) Government Lots 1, 2, 3, 4, and 5 and the Southeast Quarter of the Southeast Quarter,
- 256.12 Northeast Quarter of the Southwest Quarter, and Southwest Quarter of the Southwest Quarter,
- 256.13 Section 21;
- 256.14 (ii) Government Lots 2, 3, 4, 5, 6, 7, 8, 9, and 10 and the Northeast Quarter of the
- 256.15 Northwest Quarter and Northwest Quarter of the Northwest Quarter, Section 22;
- 256.16 (iii) Government Lot 3, Section 23;
- 256.17 (iv) Government Lot 2, Section 24;
- 256.18 (v) Government Lots 1, 4, 5, 6, 7, 8, 9, and 10, Section 25;
- 256.19 (vi) Government Lot 1, Section 26;
- 256.20 (vii) Government Lots 2 and 7, Section 26;
- 256.21 (viii) Government Lots 3 and 4, Section 27, reserving unto Grantor and Grantor's
- 256.22 successors and assigns a 66-foot-wide access road easement across said Government Lot 3
- 256.23 for the purpose of access to Grantor's or Grantor's successors or assigns land and Grantor's
- 256.24 presently owned land that may be sold, assigned, or transferred in Government Lot 1, Section
- 256.25 27, said access road being measured 33 feet from each side of the centerline of that road
- 256.26 that is presently existing at various widths and running in a generally
- 256.27 southwesterly-northeasterly direction;
- 256.28 (ix) Government Lots 1 and 2, Section 28;
- 256.29 (x) Government Lots 1, 2, 3, and 5 and the Northeast Quarter of the Northeast Quarter
- 256.30 and Southwest Quarter of the Northeast Quarter, Section 29;

257.1 (xi) Government Lots 1, 2, 3, and 4, Section 31, reserving unto Grantor and Grantor's
257.2 successors and assigns a 66-foot-wide access road easement across said Government Lots
257.3 1, 2, and 3 for the purpose of access to Grantor's or Grantor's successors or assigns land and
257.4 Grantor's presently owned lands that may be sold, assigned, or transferred in Government
257.5 Lot 4, Section 29, said access road being measured 33 feet from each side of the centerline
257.6 of that road that is presently existing at various widths and running in a generally East-West
257.7 direction and any future extensions thereof as may be reasonably necessary to provide the
257.8 access contemplated herein;

257.9 (xii) Government Lots 5, 7, 8, and 9, Section 31;

257.10 (xiii) Government Lots 1 and 2, an undivided two-thirds interest in the Northeast Quarter
257.11 of the Northwest Quarter, an undivided two-thirds interest in the Southeast Quarter of the
257.12 Northwest Quarter, and an undivided two-thirds interest in the Southwest Quarter of the
257.13 Northwest Quarter, Section 32, reserving unto Grantor and Grantor's successors and assigns
257.14 an access road easement across the West 66 feet of the North 66 feet of said Government
257.15 Lot 1 for the purpose of access to Grantor's or Grantor's successors or assigns land and
257.16 Grantor's presently owned land that may be sold, assigned, or transferred in Government
257.17 Lot 4, Section 29; and

257.18 (xiv) Northeast Quarter of Northeast Quarter, Section 35;

257.19 (10) those parts of St. Louis County in Township 52 North, Range 17 West, described
257.20 as follows:

257.21 (i) the Southwest Quarter of the Southeast Quarter and Southeast Quarter of the Southwest
257.22 Quarter, Section 24, reserving unto Grantor and Grantor's successors and assigns a
257.23 66-foot-wide access road easement across said Southwest Quarter of the Southeast Quarter
257.24 for the purpose of access to Grantor's or Grantor's successors or assigns land and Grantor's
257.25 presently owned land that may be sold, assigned, or transferred in Government Lot 4, Section
257.26 29, Township 52 North, Range 16 West, said access road being measured 33 feet from each
257.27 side of the centerline of that road that is presently existing at various widths and running in
257.28 a generally North-South direction;

257.29 (ii) Government Lots 2, 3, 4, 5, and 7 and the Southwest Quarter of the Northeast Quarter,
257.30 Section 25, reserving unto Grantor and Grantor's successors and assigns a 66-foot-wide
257.31 access road easement across said Government Lots 2 and 5 for the purpose of access to
257.32 Grantor's or Grantor's successors or assigns land and Grantor's presently owned land that
257.33 may be sold, assigned, or transferred in Government Lot 6, Section 25, said access road
257.34 being measured 33 feet from each side of the centerline of that road that is presently existing

258.1 at various widths and running in a generally northwesterly-southeasterly direction and any
258.2 future extensions thereof as may be reasonably necessary to provide the access contemplated
258.3 herein;

258.4 (iii) Government Lots 2, 4, 5, and 6 and all that part of Government Lot 3 lying East of
258.5 U.S. Highway 53, Section 26, reserving unto Grantor and Grantor's successors and assigns
258.6 a 66-foot-wide access road easement across said Government Lots 2 and 3 for the purpose
258.7 of access to Grantor's or Grantor's successors or assigns land and Grantor's presently owned
258.8 land that may be sold, assigned, or transferred in Government Lot 1, Section 26, said access
258.9 road being measured 33 feet from each side of the centerline of that road that is presently
258.10 existing at various widths and running in a generally southwesterly-northeasterly direction
258.11 and reserving unto Grantor and Grantor's successors and assigns a 66-foot-wide access road
258.12 easement across said Government Lots 4, 5, and 6 for the purpose of access to Grantor's or
258.13 Grantor's successors or assigns land and Grantor's presently owned land that may be sold,
258.14 assigned, or transferred in Government Lot 6, Section 25, said access road being measured
258.15 33 feet from each side of the centerline of that road that is presently existing at various
258.16 widths and running in a generally southwesterly-northeasterly direction and any future
258.17 extensions thereof as may be reasonably necessary to provide the access contemplated
258.18 herein; and

258.19 (iv) Government Lots 1, 2, and 3, Section 36, reserving unto Grantor and Grantor's
258.20 successors and assigns an access road easement across the West 66 feet of said Government
258.21 Lot 2 for the purpose of access to Grantor's or Grantor's successors or assigns land and
258.22 Grantor's presently owned land that may be sold, assigned, or transferred in the Southwest
258.23 Quarter of the Northeast Quarter, Section 36;

258.24 (11) those parts of St. Louis County in Township 52 North, Range 19 West, described
258.25 as follows:

258.26 (i) Government Lot 1, Section 16;

258.27 (ii) Government Lots 1 and 2, Section 17; and

258.28 (iii) Government Lot 1, Section 19;

258.29 (12) those parts of St. Louis County in Township 52 North, Range 20 West, described
258.30 as follows:

258.31 (i) Government Lots 2, 3, and 4, Section 13;

258.32 (ii) Government Lot 6, Section 24;

258.33 (iii) that part of Government Lot 8, Section 24, described as follows:

259.1 Commencing at the West Quarter corner of said Section 24, which is also the northwest
259.2 corner of Government Lot 8; thence South 01 degree 36 minutes 01 second East (bearing
259.3 assigned) 1,230.11 feet along the west line of Government Lot 8 to the centerline of St.
259.4 Louis County Highway 29 and the point of beginning; thence North 46 degrees 59
259.5 minutes 59 seconds East along said centerline 445.91 feet; thence South 43 degrees 00
259.6 minutes 01 second East 82.57 feet to an iron pipe monument on the westerly bank of
259.7 the St. Louis River; thence continuing South 43 degrees 00 minutes 01 second East 30
259.8 feet, more or less, to the water's edge of the St. Louis River; thence southwesterly along
259.9 said water's edge to the west line of said Government Lot 8; thence North 01 degree 36
259.10 minutes 01 second West along the west line of said Government Lot 8 to the point of
259.11 beginning;

259.12 (iv) Government Lots 3, 4, and 5 and the Southeast Quarter of the Southwest Quarter,
259.13 Section 26; and

259.14 (v) Government Lots 1, 2, 3, and 4, Section 34;

259.15 (13) those parts of St. Louis County in Township 53 North, Range 13 West, described
259.16 as follows:

259.17 (i) all that part of the Northwest Quarter of the Northwest Quarter lying North and West
259.18 of the Little Cloquet River, Section 4;

259.19 (ii) Government Lots 1, 2, 3, 4, and 5, the Northeast Quarter of the Northeast Quarter,
259.20 Northwest Quarter of the Northeast Quarter, Southwest Quarter of the Northeast Quarter,
259.21 Northeast Quarter of the Northwest Quarter, Southeast Quarter of the Northwest Quarter,
259.22 Northeast Quarter of the Southwest Quarter, and Southwest Quarter of the Northwest Quarter,
259.23 Section 5;

259.24 (iii) Government Lots 1, 2, and 4 and the Northwest Quarter of the Southeast Quarter,
259.25 Southeast Quarter of the Southeast Quarter, Southwest Quarter of the Southeast Quarter,
259.26 Southeast Quarter of the Southwest Quarter, and Southwest Quarter of the Southwest Quarter,
259.27 Section 6;

259.28 (iv) Government Lots 1, 2, 3, 4, 5, 6, and 7 and the Northwest Quarter of the Northeast
259.29 Quarter, Northeast Quarter of the Northwest Quarter, Northwest Quarter of the Northwest
259.30 Quarter, Southeast Quarter of the Northwest Quarter, Southwest Quarter of the Northwest
259.31 Quarter, Southeast Quarter of the Southeast Quarter, and Northeast Quarter of the Southwest
259.32 Quarter, Section 7;

- 260.1 (v) Government Lots 1 and 2 and the Northeast Quarter of the Northeast Quarter,
260.2 Northwest Quarter of the Northeast Quarter, Southeast Quarter of the Northeast Quarter,
260.3 Southwest Quarter of the Northeast Quarter, Northeast Quarter of the Southwest Quarter,
260.4 Northwest Quarter of the Southwest Quarter, and Southwest Quarter of the Southwest
260.5 Quarter, Section 8;
- 260.6 (vi) the Northeast Quarter of the Northwest Quarter, Northwest Quarter of the Northwest
260.7 Quarter, Southeast Quarter of the Northwest Quarter, and Southwest Quarter of the Northwest
260.8 Quarter, Section 17;
- 260.9 (vii) Government Lots 1 and 4, Section 29;
- 260.10 (viii) Government Lots 1 and 2 and the Northeast Quarter of the Northeast Quarter,
260.11 Northwest Quarter of the Northeast Quarter, Southeast Quarter of the Northeast Quarter,
260.12 Northeast Quarter of the Northwest Quarter, Northwest Quarter of the Northwest Quarter,
260.13 Southeast Quarter of the Northwest Quarter, and Southwest Quarter of the Northwest Quarter,
260.14 Section 30; and
- 260.15 (ix) Government Lots 1, 2, 3, and 4, Section 31;
- 260.16 (14) Government Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, and 10, Section 36, Township 53 North,
260.17 Range 14 West, St. Louis County;
- 260.18 (15) those parts of St. Louis County in Township 53 North, Range 18 West, described
260.19 as follows:
- 260.20 (i) Government Lots 3, 6, 7, and 8, Section 6; and
- 260.21 (ii) Government Lots 1 and 2, Section 7;
- 260.22 (16) those parts of St. Louis County in Township 53 North, Range 19 West, described
260.23 as follows:
- 260.24 (i) all that part of Government Lot 5 lying within 50 feet of the St. Louis River, Section
260.25 5, and Government Lots 1, 2, 5, 6, 7, and 8, Section 12;
- 260.26 (ii) Government Lots 1, 2, 3, 5, 8, and 9, Section 13;
- 260.27 (iii) all that portion of Government Lot 1, Section 23, that lies within 50 feet of the East
260.28 bank of the Whiteface River at mean stage of water;
- 260.29 (iv) all that portion of Government Lots 2, 4, and 5, Section 23, that lies within 50 feet
260.30 of the West bank of the Whiteface River at mean stage of water;

- 261.1 (v) all that part of Government Lot 7, Section 23, lying West of the former DM&IR
261.2 railroad right-of-way;
- 261.3 (vi) Government Lots 8 and 10, Section 23;
- 261.4 (vii) all that part of the Northwest Quarter of the Southeast Quarter, Section 23, lying
261.5 West of the former DM&IR railroad right-of-way;
- 261.6 (viii) Government Lots 5, 7, and 8, Section 31; and
- 261.7 (ix) Government Lot 5, Section 33;
- 261.8 (17) those parts of St. Louis County in Township 54 North, Range 13 West, described
261.9 as follows:
- 261.10 (i) Government Lots 1, 4, 5, 6, and 7, Section 20;
- 261.11 (ii) Government Lots 3, 4, 6, 7, and 8 and the Southeast Quarter of the Southwest Quarter,
261.12 Section 21;
- 261.13 (iii) Government Lots 1, 2, 3, 4, 5, and 7, Section 29;
- 261.14 (iv) Government Lots 1, 2, 3, 4, 9, and 10, Section 30; and
- 261.15 (v) Government Lots 5, 6, and 7 and the Northeast Quarter of the Northeast Quarter,
261.16 Northwest Quarter of the Northeast Quarter, Southwest Quarter of the Northeast Quarter,
261.17 Southeast Quarter of the Northwest Quarter, and Northwest Quarter of the Southeast Quarter,
261.18 Section 31;
- 261.19 (18) those parts of St. Louis County in Township 54 North, Range 16 West, described
261.20 as follows:
- 261.21 (i) Government Lots 2, 3, and 4 and the Northwest Quarter of the Southwest Quarter,
261.22 Southeast Quarter of the Northwest Quarter, Southeast Quarter of the Northeast Quarter,
261.23 and Southwest Quarter of the Northeast Quarter, Section 1;
- 261.24 (ii) Government Lots 1, 2, 3, 4, 6, 7, and 8 and the Northwest Quarter of the Southeast
261.25 Quarter, Northeast Quarter of the Southeast Quarter, Southwest Quarter of the Southeast
261.26 Quarter, Southeast Quarter of the Southeast Quarter, Southeast Quarter of the Southwest
261.27 Quarter, and Southeast Quarter of the Northeast Quarter, Section 2;
- 261.28 (iii) all that part of Government Lot 9 lying South of the Whiteface River and West of
261.29 County Road 547, also known as Comstock Lake Road, Section 3; and
- 261.30 (iv) Government Lots 3 and 4 and the Southeast Quarter of the Northeast Quarter and
261.31 Southwest Quarter of the Northeast Quarter, Section 10;

- 262.1 (19) those parts of St. Louis County in Township 54 North, Range 18 West, described
262.2 as follows:
- 262.3 (i) the South Half of the Southwest Quarter, except the railroad right-of-way, Section
262.4 15;
- 262.5 (ii) Government Lot 2, except the North 660 feet of the East 990 feet, Section 16;
- 262.6 (iii) Government Lots 1, 3, 4, 5, 6, 7, and 8, Section 16;
- 262.7 (iv) Government Lot 3, Section 20;
- 262.8 (v) Government Lots 1, 2, 3, 4, and 5, Section 21;
- 262.9 (vi) Government Lots 1, 4, 5, and 7, Section 22;
- 262.10 (vii) those parts of Government Lots 2 and 9, except railroad right-of-way, Section 22;
- 262.11 (viii) all that part of Government Lot 6, Section 22, lying West of the Duluth Mesaba
262.12 and Northern Railway Company's right-of-way;
- 262.13 (ix) Government Lot 9, Section 22, except the following parcels:
- 262.14 (A) beginning at a point where the south line of company road, called Kelsey Road,
262.15 intersects with the west line of the right-of-way of the Duluth, Missabe and Northern Railway
262.16 on the Northeast Quarter of the Southeast Quarter, Section 22, Township 54, Range 18;
262.17 thence West along the south line of said company road 627 feet; thence South 348 1/3 feet;
262.18 thence East 627 feet to the west line of the right-of-way of the Duluth, Missabe and Northern
262.19 Railway; thence North on the west line of said right-of-way 348 1/3 feet to commencement;
- 262.20 (B) beginning at the quarter corner between Sections 22 and 23, Township 54, Range
262.21 18; thence running North along the section line 114 feet, 6 inches, to the south line of Kelsey
262.22 Road; thence northwesterly along the south line of Kelsey Road 348 feet, 8 inches, to the
262.23 boundary of the right-of-way of the Duluth, Missabe and Northern Railway, thence South
262.24 along the easterly boundary of the right-of-way of the Duluth, Missabe and Northern Railway
262.25 274 feet to the quarter line on Section 22; thence easterly along said quarter line 304 feet,
262.26 6 inches, to the point of beginning; and
- 262.27 (C) commencing at the southwest corner of Riverside Cemetery as recorded in "P" of
262.28 Plats, Page 15; thence easterly along the south line of said cemetery to a point where said
262.29 cemetery line intersects the westerly line of Highway No. 7, also known as Mesaba Trunk
262.30 Highway; thence southerly along the westerly line of said Highway No. 7 to a point where
262.31 said westerly line of said Highway No. 7 intersects the south line of Lot 9, Section 22,
262.32 Township 54, Range 18; thence westerly along the southerly line of said Lot 9 to a point

263.1 where the southerly line intersects the easterly line of the DM & N Railway Company's
263.2 right-of-way; thence northerly along the easterly side of said DM & N Railway Company's
263.3 right-of-way to beginning;

263.4 (x) Government Lots 2, 3, 4, 5, 6, 7, and 8, Section 29;

263.5 (xi) Government Lots 5 and 6, Section 30; and

263.6 (xii) Government Lots 3, 4, 5, 6, 9, 10, 11, and 12, Section 31;

263.7 (20) those parts of St. Louis County in Township 54 North, Range 19 West, described
263.8 as follows:

263.9 (i) Government Lots 5, 6, 7, 8, and 9, Section 5;

263.10 (ii) Government Lots 1, 2, 3, 4, 5, 6, 7, and 8, Section 8;

263.11 (iii) Government Lots 1, 2, 3, 4, 5, 6, 7, and 8, Section 20;

263.12 (iv) Government Lots 2 and 3, Section 29;

263.13 (v) Government Lot 1, Section 32;

263.14 (vi) Government Lot 5, except the South 1,320 feet, Section 32; and

263.15 (vii) Government Lot 2, Section 33;

263.16 (21) those parts of St. Louis County in Township 55 North, Range 15 West, described
263.17 as follows:

263.18 (i) Governments Lot 1 and 2, Section 11;

263.19 (ii) Government Lot 9, except Highway 4 right-of-way, Section 11;

263.20 (iii) Government Lot 10, except Highway 4 right-of-way, Section 11;

263.21 (iv) Government Lots 2, 3, 4, 5, 6, and 7, Section 15;

263.22 (v) Government Lots 2, 3, 5, 6, 7, and 8 and the Northeast Quarter of Southwest Quarter,
263.23 Section 21;

263.24 (vi) the Southwest Quarter of the Northeast Quarter, reserving unto Grantor and Grantor's
263.25 successors and assigns a 66-foot-wide access easement across said Southwest Quarter of
263.26 the Northeast Quarter for the purpose of access to Grantor's or Grantor's successors or
263.27 assigns land and Grantor's presently owned land that may be sold, assigned, or transferred
263.28 in Government Lot 4, Section 21, Township 55 North, Range 15 West, said access road
263.29 being measured 33 feet on each side of the centerline of that road that is presently existing
263.30 and known as the Whiteface Truck Trail, Section 21;

- 264.1 (vii) Government Lots 1, 2, and 3, Section 22;
- 264.2 (viii) Government Lots 1 and 2 and the Northeast Quarter of the Northwest Quarter,
264.3 Section 28;
- 264.4 (ix) Government Lots 1, 4, 6, 8, and 9 and the Northeast Quarter of the Northeast Quarter,
264.5 Northeast Quarter of the Southeast Quarter, and Northwest Quarter of the Southwest Quarter,
264.6 Section 29;
- 264.7 (x) Government Lots 3 and 4 and the Northeast Quarter of the Southeast Quarter,
264.8 Northeast Quarter of the Southwest Quarter, and Southeast Quarter of the Southwest Quarter,
264.9 Section 30;
- 264.10 (xi) Government Lots 2, 3, 4, 5, 6, 8, 9, 10, and 11 and the Northeast Quarter of the
264.11 Southwest Quarter, Section 31; and
- 264.12 (xii) Government Lot 1, Section 32;
- 264.13 (22) those parts of St. Louis County in Township 55 North, Range 16 West, described
264.14 as follows:
- 264.15 (i) the Southwest Quarter of the Southeast Quarter, reserving unto Grantor and Grantor's
264.16 successors and assigns a 66-foot-wide access road easement across said Southwest Quarter
264.17 of the Southeast Quarter for the purpose of access to Grantor's or Grantor's successors or
264.18 assigns land and Grantor's presently owned land that may be sold, assigned, or transferred
264.19 in Government Lot 5, Section 1, Township 54 North, Range 16 West, Section 35; and
- 264.20 (ii) the Southeast Quarter of the Southeast Quarter, reserving unto Grantor and Grantor's
264.21 successors and assigns a 66-foot-wide access road easement across said Southeast Quarter
264.22 of the Southeast Quarter for the purpose of access to Grantor's or Grantor's successors or
264.23 assigns land and Grantor's presently owned land that may be sold, assigned, or transferred
264.24 in Government Lot 5, Section 1, Township 54 North, Range 16 West, Section 35;
- 264.25 (23) those parts of St. Louis County in Township 55 North, Range 19 West, described
264.26 as follows:
- 264.27 (i) an undivided two-thirds interest in Government Lot 1, Section 2;
- 264.28 (ii) Government Lots 2, 9, 10, and 12, Section 2;
- 264.29 (iii) Government Lot 11, Section 2, except railroad right-of-way;
- 264.30 (iv) Government Lots 1, 2, 3, 4, and 6, Section 10;
- 264.31 (v) Government Lot 4, Section 11;

- 265.1 (vi) Government Lots 1, 2, 6, 7, and 13, Section 15;
- 265.2 (vii) Government Lots 1 and 2, Section 16;
- 265.3 (viii) Government Lots 1 and 3 and the Southeast Quarter of the Northeast Quarter and
- 265.4 Southwest Quarter of the Northeast Quarter, Section 22;
- 265.5 (ix) Government Lots 3, 4, 5, 6, 7, and 8 and the Northeast Quarter of the Northwest
- 265.6 Quarter, Section 29;
- 265.7 (x) Government Lot 6, Section 30; and
- 265.8 (xi) Government Lots 4, 7, 8, 9, and 10, Section 31;
- 265.9 (24) those parts of St. Louis County in Township 56 North, Range 17 West, described
- 265.10 as follows:
- 265.11 (i) Government Lots 2 and 8 and the Northwest Quarter of the Southeast Quarter and
- 265.12 Northeast Quarter of the Southwest Quarter, Section 3;
- 265.13 (ii) Government Lots 4, 5, 6, 7, and 9, Section 3; and
- 265.14 (iii) Government Lots 6 and 9, that part of Government Lot 8 lying North of Highway
- 265.15 No. 53, and that part of Government Lot 7 lying West of Highway No. 53, Section 4;
- 265.16 (25) those parts of St. Louis County in Township 56 North, Range 18 West, described
- 265.17 as follows:
- 265.18 (i) Government Lots 5 and 6, Section 2;
- 265.19 (ii) Government Lots 5, 7, and 9 and the Northeast Quarter of the Southwest Quarter,
- 265.20 Section 3;
- 265.21 (iii) all that part of Government Lot 11, except the following described parcel of land:
- 265.22 Beginning at a point that is located 958 feet North of the southeast corner of said
- 265.23 Government Lot 11, which corner is also the southeast corner of said Section 3, and 33
- 265.24 feet West of the east line of said Lot 11; thence running North parallel with the east line
- 265.25 of said Lot 11 a distance of 700.5 feet to a point; thence southwesterly to a point that is
- 265.26 331.5 feet West and 1226 feet North of the southeast corner of said Lot 11; thence
- 265.27 southerly parallel with the east line of said lot, a distance of 268 feet to a point; thence
- 265.28 easterly a distance of 298.5 feet to the place of beginning, Section 3;
- 265.29 (iv) Government Lot 12, Section 3, except the following described parcels of land:
- 265.30 (A) commencing at a point along the East and West One-Quarter line of said Section 3,
- 265.31 which point is 33 feet West of the East One-Quarter corner of said Section 3, said point

266.1 being on the west right-of-way line of County Highway No. 7; thence westerly along said
266.2 quarter line for a distance of 300 feet to a point; thence southerly at right angles and parallel
266.3 to the highway right-of-way in question for a distance of 300 feet to a point; thence easterly
266.4 for a distance of 300 feet to a point in the west right-of-way line of County Highway No.
266.5 7; thence northerly along the west right-of-way line of County Highway No. 7 for a distance
266.6 of 300 feet to the point of beginning;

266.7 (B) commencing at the East Quarter corner of said Section 3; thence westerly along the
266.8 East/West Quarter line of said Section 3 a distance of 33.00 feet to the westerly right-of-way
266.9 line of County Highway No. 7; thence continuing westerly along said East/West Quarter
266.10 line a distance of 300.00 feet to the point of beginning; thence southerly, parallel with the
266.11 westerly right-of-way line of County Highway No. 7 a distance of 400.00 feet; thence
266.12 westerly, parallel with said East/West Quarter line to the easterly right-of-way line of the
266.13 DM&IR Railroad; thence northerly along said easterly right-of-way line to said East/West
266.14 Quarter line; thence easterly along said East/West Quarter line to the point of beginning;
266.15 and

266.16 (C) the East 33 feet of the North 300 feet of said Government Lot 12;

266.17 (v) the Southeast Quarter of the Southeast Quarter, Section 4;

266.18 (vi) the Southeast Quarter of the Southeast Quarter, Section 7;

266.19 (vii) Government Lots 6 and 7, Section 8;

266.20 (viii) Government Lots 1 and 2, Section 9;

266.21 (ix) Government Lots 2 and 3, Section 17;

266.22 (x) Government Lots 5, 6, 7, 9, 10, 11, 12, and 13 and the Southeast Quarter of the
266.23 Northwest Quarter, Section 18;

266.24 (xi) Government Lots 6, 7, 8, 9, 11, and 12 and the Northeast Quarter of the Northwest
266.25 Quarter, Section 19;

266.26 (xii) Government Lots 1, 5, 8, and 9, Section 20;

266.27 (xiii) Government Lots 4, 5, 6, 7, and 8 and Government Lot 3, except for 1.0 acre for
266.28 cemetery, Section 29;

266.29 (xiv) Government Lot 9, Section 30;

266.30 (xv) Government Lots 1, 2, 3, 6, 8, 9, 10, and 11, Section 31; and

266.31 (xvi) Government Lots 1 and 2, Section 32;

267.1 (26) those parts of St. Louis County in Township 56 North, Range 19 West, described
267.2 as follows:

267.3 (i) Government Lot 1, Section 35;

267.4 (ii) Government Lot 2, Section 35; and

267.5 (iii) Government Lots 1, 2, 3, 4, 5, 6, 7, 8, and 9 and the Southeast Quarter of the
267.6 Southeast Quarter and Southwest Quarter of the Northeast Quarter, Section 36;

267.7 (27) those parts of St. Louis County in Township 57 North, Range 16 West, described
267.8 as follows:

267.9 (i) the Southeast Quarter of the Northwest Quarter, Northwest Quarter of the Northeast
267.10 Quarter, Southwest Quarter of the Southwest Quarter, and Northeast Quarter of the Southwest
267.11 Quarter, Section 12; and

267.12 (ii) the Southeast Quarter of the Northwest Quarter, Section 15; and

267.13 (28) those parts of St. Louis County in Township 57 North, Range 17 West, described
267.14 as follows:

267.15 (i) the Northeast Quarter of the Southwest Quarter and Southwest Quarter of the
267.16 Southwest Quarter, Section 25; and

267.17 (ii) the Southeast Quarter of the Southeast Quarter and the Northeast Quarter of the
267.18 Southeast Quarter, Section 26.

267.19 **Sec. 15. PRIVATE SALE OF TAX-FORFEITED LAND; AITKIN COUNTY.**

267.20 (a) Notwithstanding the public sale provisions of Minnesota Statutes, chapter 282, or
267.21 other law to the contrary, Aitkin County may sell by private sale the tax-forfeited land
267.22 described in paragraph (c).

267.23 (b) The conveyance must be in a form approved by the attorney general. The attorney
267.24 general may make changes to the land description to correct errors and ensure accuracy.

267.25 (c) The land to be sold is located in Aitkin County and is described as:

267.26 The North Half of the Northeast Quarter of the Northeast Quarter lying East of 275th
267.27 Avenue in Section 11, Township 47 North, Range 25 West, Aitkin County, Minnesota
267.28 (part of parcel 15-0-017700).

267.29 (d) The county has determined that the county's land management interests would best
267.30 be served if the land was returned to private ownership.

268.1 **Sec. 16. PRIVATE SALE OF TAX-FORFEITED LAND; BELTRAMI COUNTY.**

268.2 (a) Notwithstanding the public sale provisions of Minnesota Statutes, chapter 282, or
268.3 other law to the contrary, Beltrami County may sell by private sale the tax-forfeited lands
268.4 described in paragraph (c).

268.5 (b) The conveyances must be in a form approved by the attorney general. The attorney
268.6 general may make changes to the land descriptions to correct errors and ensure accuracy.

268.7 (c) The lands to be sold are located in Beltrami County and are described as:

268.8 (1) the East 285 feet of the North 55 feet of the South Half of the Southeast Quarter,
268.9 Section 13, Township 149 North, Range 32 West of the Fifth Principle Meridian (parcel
268.10 identification number 16.00170.00);

268.11 (2) Lot 6, Block 12, Plat of Redby, Section 19, Township 151 North, Range 33 West
268.12 (parcel identification number 36.00027.00);

268.13 (3) Lot 7, Block 16, Plat of Redby, Section 20, Township 151 North, Range 33 West
268.14 (parcel identification number 36.00052.00);

268.15 (4) Lot 8, Block 16, Plat of Redby, Section 20, Township 151 North, Range 33 West
268.16 (parcel identification number 36.00053.00);

268.17 (5) Lot 9, Block 16, Plat of Redby, Section 20, Township 151 North, Range 33 West
268.18 (parcel identification number 36.00054.00);

268.19 (6) Lots 10, 11, and 12, Block 16, Plat of Redby, Section 20, Township 151 North,
268.20 Range 33 West (parcel identification number 36.00055.00);

268.21 (7) the southerly 200 feet of vacated Block 28, Plat of Redby, less the northerly 75 feet
268.22 of the westerly 150 feet thereof and less the easterly 170 feet thereof, Section 20, Township
268.23 151 North, Range 33 West (parcel identification number 36.00077.00);

268.24 (8) Lot 4, Block 29, Plat of Redby, Section 20, Township 151 North, Range 33 West
268.25 (parcel identification number 36.00081.00); and

268.26 (9) Lot 1, Block 62, Plat of Redby, Section 19, Township 151 North, Range 33 West
268.27 (parcel identification number 36.00148.00).

268.28 (d) The county has determined that the county's land management interests would best
268.29 be served if the lands were returned to private ownership.

269.1 **Sec. 17. PRIVATE SALE OF SURPLUS STATE LAND; CASS COUNTY.**

269.2 (a) Notwithstanding Minnesota Statutes, sections 94.09 to 94.16, the commissioner of
269.3 natural resources may sell by private sale the surplus land that is described in paragraph (c).

269.4 (b) The commissioner may make necessary changes to the legal description to correct
269.5 errors and ensure accuracy.

269.6 (c) The land to be conveyed is located in Cass County and is described as: the westerly
269.7 20.00 feet of the West Half of the Northeast Quarter, Section 16, Township 139 North,
269.8 Range 30 West, Cass County, Minnesota. The Grantor, its employees and agents only,
269.9 reserves a perpetual easement for ingress and egress over and across the above described
269.10 land.

269.11 (d) The Department of Natural Resources has determined that the land is not needed for
269.12 natural resource purposes and that the state's land management interests would best be
269.13 served if the land was returned to private ownership.

269.14 **Sec. 18. GOODHUE COUNTY; LAND TRANSFERS.**

269.15 Subdivision 1. **Land transfers.** (a) Notwithstanding Minnesota Statutes, section 373.01,
269.16 subdivision 1, paragraph (a), clause (3), Goodhue County may sell, lease, or otherwise
269.17 convey county-owned land that abuts Lake Byllesby to adjoining property owners who after
269.18 the transfer will have direct access to Lake Byllesby. Any sale, lease, or other conveyance
269.19 must be for the market value of the property as appraised by the county. A sale, lease, or
269.20 other conveyance under this section must reserve to the county mineral rights according to
269.21 Minnesota Statutes, section 373.01, and flowage easements relating to water levels of Lake
269.22 Byllesby.

269.23 (b) This section does not apply to any county-owned land that has been developed by
269.24 the county as public parkland.

269.25 Subd. 2. **Effective date; local approval.** This section is effective the day after the
269.26 governing body of Goodhue County and its chief clerical officer comply with Minnesota
269.27 Statutes, section 645.021, subdivisions 2 and 3.

269.28 **Sec. 19. PRIVATE SALE OF TAX-FORFEITED LANDS; ITASCA COUNTY.**

269.29 (a) Notwithstanding the public sale provisions of Minnesota Statutes, chapter 282, or
269.30 other law to the contrary, Itasca County may sell by private sale the tax-forfeited lands
269.31 described in paragraph (c).

270.1 (b) The conveyances must be in a form approved by the attorney general. The attorney
270.2 general may make changes to the land descriptions to correct errors and ensure accuracy.

270.3 (c) The lands to be sold are located in Itasca County and are described as:

270.4 (1) all that part of Government Lot 2, Section 27, Township 145 North, Range 26 West,
270.5 lying northeasterly of the northeasterly right-of-way line of CSAH 39 and northwesterly of
270.6 the following described line: Commencing at the northwest corner of said Government Lot
270.7 2; thence South 89 degrees 21 minutes East, along the north line of said Government Lot
270.8 2 a distance of 286 feet, more or less, to a point on the northeasterly right-of-way line of
270.9 the CSAH 39 right-of-way; thence South 51 degrees 01 minute East, 260.41 feet to the point
270.10 of beginning of the line to be described; thence North 42 degrees 11 minutes East to intersect
270.11 the water's edge of Ball Club Lake and there said line terminates; and

270.12 (2) the South two rods of the East 16 rods of Government Lot 14, Section 4, Township
270.13 60 North, Range 26 West of the Fourth Principle Meridian, containing approximately 0.20
270.14 acres.

270.15 (d) The county has determined that the county's land management interests would best
270.16 be served if the lands were returned to private ownership.

270.17 **Sec. 20. PRIVATE SALE OF SURPLUS STATE LAND; LAKE OF THE WOODS**
270.18 **COUNTY.**

270.19 (a) Notwithstanding Minnesota Statutes, sections 94.09 to 94.16, the commissioner of
270.20 natural resources may sell by private sale the surplus land that is described in paragraph (c).

270.21 (b) The commissioner may make necessary changes to the legal description to correct
270.22 errors and ensure accuracy.

270.23 (c) The land to be conveyed is located in Lake of the Woods County and is described
270.24 as: a strip of land lying in Government Lot 3, Section 5, Township 163 North, Range 34
270.25 West of the Fifth Principal Meridian, Lake of the Woods County, Minnesota; said strip of
270.26 land being 33.00 feet in width lying 16.50 feet on each side of the following described
270.27 centerline:

270.28 Commencing at the southeast corner of said Government Lot 3; thence North 00 degrees
270.29 09 minutes 28 seconds West, assumed bearing, along the east line of said Government
270.30 Lot 3, a distance of 690 feet, more or less, to the south line of that particular tract of land
270.31 deeded to the State of Minnesota according to Document No. 75286, on file and of record
270.32 in the Office of the Recorder, Lake of the Woods County, Minnesota; thence South 89
270.33 degrees 50 minutes 32 seconds West, along said south line of that particular tract of

271.1 land, a distance of 200.00 feet; thence South 00 degrees 09 minutes 28 seconds East,
271.2 parallel with the east line of said Government Lot 3, a distance of 40.00 feet; thence
271.3 South 89 degrees 50 minutes 32 seconds West, a distance of 16.50 feet to the point of
271.4 beginning of the centerline to be herein described; thence South 00 degrees 09 minutes
271.5 28 seconds East, parallel with the east line of said Government Lot 3, a distance of 650.5
271.6 feet, more or less, to the south line of said Government Lot 3 and said centerline there
271.7 terminating.

271.8 (d) The Department of Natural Resources has determined that the land is not needed for
271.9 natural resource purposes and that the state's land management interests would best be
271.10 served if the land was returned to private ownership.

271.11 **Sec. 21. PRIVATE SALE OF SURPLUS LAND BORDERING PUBLIC WATERS;**
271.12 **ROSEAU COUNTY.**

271.13 (a) Notwithstanding Minnesota Statutes, sections 92.45, 94.09, and 94.10, the
271.14 commissioner of natural resources may sell by private sale the surplus island located in
271.15 public water that is described in paragraph (d) to a local unit of government for less than
271.16 market value.

271.17 (b) The commissioner may make necessary changes to the legal description to correct
271.18 errors and ensure accuracy.

271.19 (c) The land described in paragraph (d) may be sold by quitclaim deed and the conveyance
271.20 must provide that the land described in paragraph (d) be used for the public and reverts to
271.21 the state if the local unit of government fails to provide for public use or abandons the public
271.22 use of the land. The conveyance is subject to a flowage easement held by the United States
271.23 of America.

271.24 (d) The land that may be conveyed is located in Roseau County and is described as: an
271.25 unsurveyed island located in the approximate center of the South Half of the Southeast
271.26 Quarter of Section 29, Township 163 North, Range 36 West, Roseau County, Minnesota;
271.27 said island contains 6.7 acres, more or less (parcel identification number 563199100).

271.28 (e) The island is located in Warroad River and was created after statehood when dredge
271.29 spoils were deposited on a sandbar in the Warroad River. The Department of Natural
271.30 Resources has determined that the land is not needed for natural resource purposes, the
271.31 conveyance would further the public interest, and the state's land management interests
271.32 would best be served if the land was conveyed to a local unit of government for a public
271.33 park and other public use.

272.1 **Sec. 22. PRIVATE SALE OF SURPLUS STATE LAND; ST. LOUIS COUNTY.**

272.2 (a) Notwithstanding Minnesota Statutes, sections 94.09 to 94.16, the commissioner of
272.3 natural resources may convey the surplus land that is described in paragraph (c) to a local
272.4 unit of government for no consideration.

272.5 (b) The commissioner may make necessary changes to the legal description to correct
272.6 errors and ensure accuracy.

272.7 (c) The land to be conveyed is located in St. Louis County and is described as: that part
272.8 of the Southwest Quarter of the Northwest Quarter of Section 27, Township 52 North, Range
272.9 17 West, St. Louis County, Minnesota, described as follows:

272.10 Commencing at the quarter corner between Sections 27 and 28 of said Township 52
272.11 North, Range 17 West; thence running East 624 feet; thence North 629 feet to the point
272.12 of beginning; thence North 418 feet; thence East 208 feet; thence South 418 feet; thence
272.13 West 208 feet to the point of beginning.

272.14 (d) The Department of Natural Resources has determined that the land is not needed for
272.15 natural resource purposes and that the state's land management interests would best be
272.16 served if the land were conveyed to a local unit of government.

272.17 **Sec. 23. PRIVATE SALE OF TAX-FORFEITED LANDS; ST. LOUIS COUNTY.**

272.18 (a) Notwithstanding the public sale provisions of Minnesota Statutes, chapter 282, or
272.19 other law to the contrary, St. Louis County may sell by private sale the tax-forfeited lands
272.20 described in paragraph (c).

272.21 (b) The conveyances must be in a form approved by the attorney general. The attorney
272.22 general may make changes to the land descriptions to correct errors and ensure accuracy.

272.23 (c) The lands to be sold are located in St. Louis County and are described as:

272.24 (1) Lot 5, Block 9, including part of vacated Seafield Street adjacent, Bristol Beach 1st
272.25 Division, Duluth (parcel 010-0300-01030); and

272.26 (2) that part of the Southeast Quarter of the Northwest Quarter, Township 58, Range
272.27 15, Section 5, lying northerly of the northerly right-of-way line of the town of White road
272.28 running in an east-west direction connecting County Road No. 138 with State Highway No.
272.29 135 and lying westerly of the following described line: commencing at the northeast corner
272.30 of Government Lot 3; thence South 89 degrees 46 minutes 22 seconds West along the north
272.31 line of Government Lot 3 558.28 feet; thence South 27 degrees 50 minutes 01 second West
272.32 102.75 feet; thence South 41 degrees 51 minutes 46 seconds West 452.29 feet; thence South

273.1 28 degrees 19 minutes 22 seconds West 422.74 feet; thence South 30 degrees 55 minutes
273.2 42 seconds West 133.79 feet; thence southwesterly 210.75 feet along a tangential curve
273.3 concave to the southeast having a radius of 300 feet and a central angle of 40 degrees 15
273.4 minutes 00 seconds; thence South 09 degrees 19 minutes 19 seconds East tangent to said
273.5 curve 100.30 feet, more or less, to the north line of said Southeast Quarter of the Northwest
273.6 Quarter; thence North 89 degrees 09 minutes 31 seconds East along said north line 40.44
273.7 feet to the point of beginning of the line; thence South 09 degrees 19 minutes 19 seconds
273.8 East 148 feet, more or less, to said right-of-way line and said line there terminating. Surface
273.9 only (parcel 570-0021-00112).

273.10 (d) The county has determined that the county's land management interests would best
273.11 be served if the lands were returned to private ownership.

273.12 **Sec. 24. PRIVATE SALE OF TAX-FORFEITED LANDS; ST. LOUIS COUNTY.**

273.13 (a) Notwithstanding the public sale provisions of Minnesota Statutes, chapter 282, or
273.14 other law to the contrary, St. Louis County may sell by private sale the tax-forfeited lands
273.15 described in paragraph (c).

273.16 (b) The conveyances must be in a form approved by the attorney general. The attorney
273.17 general may make changes to the land descriptions to correct errors and ensure accuracy.

273.18 (c) The lands to be sold are located in St. Louis County and are described as:

273.19 (1) the South Half of the North Half of the South Half of the Southwest Quarter of the
273.20 Northwest Quarter, except the East 470 feet and except the part taken for a road, Township
273.21 50 North, Range 15 West, Section 29 (parcel identification number 395-0010-08713);

273.22 (2) the East 271 feet of the West 371 feet of the North 669.94 feet of the Northwest
273.23 Quarter of the Northwest Quarter of Section 34, Township 61 North, Range 15 West of the
273.24 Fourth Principal Meridian. Together with the West 100 feet of the North 669.94 feet of the
273.25 Northwest Quarter of the Northwest Quarter of Section 34, Township 61 North, Range 15
273.26 West of the Fourth Principal Meridian, which lies South of the North 300 feet thereof (part
273.27 of parcel identification number 410-0024-00550);

273.28 (3) the West 371 feet of the Northwest Quarter of the Northwest Quarter of Section 34,
273.29 Township 61 North, Range 15 West of the Fourth Principal Meridian, which lies South of
273.30 the North 669.94 feet thereof (part of parcel identification number 410-0024-00550); and

273.31 (4) the Northeast Quarter, except the Southwest Quarter, and the North Half of the
273.32 Northwest Quarter, Township 52 North, Range 19 West, Section 24 (part of parcel
273.33 identification number 470-0010-03830).

274.1 (d) The county has determined that the county's land management interests would best
274.2 be served if the lands were returned to private ownership.

274.3 **Sec. 25. ST. LOUIS COUNTY; LAND LEASE.**

274.4 Subdivision 1. St. Louis County; lease. Notwithstanding Minnesota Statutes, sections
274.5 16A.695 and 282.04, St. Louis County may lease property legally described as part of
274.6 Government Lot 5 except the lake portion of Embarrass Mine, Township 58, Range 15
274.7 West, Section 5, for use as a water intake and water treatment project under Laws 2018,
274.8 chapter 214, article 1, section 22, subdivision 6, for consideration of more than \$12,000 per
274.9 year and for a period exceeding ten years.

274.10 Subd. 2. Department of Natural Resources; lease. Notwithstanding Minnesota Statutes,
274.11 section 92.50, or other law to the contrary, the commissioner may lease property in Township
274.12 58, Range 15, Section 5, for use as a water intake and water treatment project under Laws
274.13 2018, chapter 214, article 1, section 22, subdivision 6, for a period exceeding 21 years,
274.14 including a lease term of 40 years.

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

274.16 **Sec. 26. PRIVATE SALE OF SURPLUS LAND BORDERING PUBLIC WATER;**
274.17 **SHERBURNE COUNTY.**

274.18 (a) Notwithstanding Minnesota Statutes, sections 92.45, 94.09, and 94.10, the
274.19 commissioner of natural resources may sell by private sale the surplus land bordering public
274.20 water that is described in paragraph (c) to a local unit of government for less than market
274.21 value.

274.22 (b) The commissioner may make necessary changes to the legal description to correct
274.23 errors and ensure accuracy.

274.24 (c) The land that may be sold is located in Sherburne County and is described as: that
274.25 part of Government Lot 3, Section 24, Township 33 North, Range 28 West, described as
274.26 follows:

274.27 The East 400 feet of Government Lot 3, Section 24, Township 33 North, Range 28 West,
274.28 according to the United States Government survey thereof.

274.29 (d) The land borders Big Lake. The Department of Natural Resources has determined
274.30 that the land is not needed for natural resource purposes and that the state's land management
274.31 interests would best be served if the land were conveyed to a local unit of government.

275.1 Sec. 27. PUBLIC SALE OF SURPLUS STATE LAND BORDERING PUBLIC
275.2 WATER; WADENA COUNTY.

275.3 (a) Notwithstanding Minnesota Statutes, section 92.45, the commissioner of natural
275.4 resources may sell by public sale the surplus land bordering public water that is described
275.5 in paragraph (c).

275.6 (b) The commissioner may make necessary changes to the legal description to correct
275.7 errors and ensure accuracy.

275.8 (c) The land that may be sold is located in Wadena County and is described as: the
275.9 Northeast Quarter of the Southwest Quarter of Section 26, Township 136 North, Range 34
275.10 West, Wadena County, Minnesota, except that part described as follows:

275.11 Beginning at the northeast corner of said Northeast Quarter of the Southwest Quarter;
275.12 thence West 10 rods; thence South 8 rods; thence East 10 rods; thence North 8 rods to
275.13 the point of beginning and there terminating.

275.14 (d) The land borders the Redeye River. The Department of Natural Resources has
275.15 determined that the land is not needed for natural resource purposes and that the state's land
275.16 management interests would best be served if the land were returned to private ownership.

84.91 OPERATING SNOWMOBILES AND ALL-TERRAIN VEHICLES; PERSONS UNDER INFLUENCE OF ALCOHOL OR CONTROLLED SUBSTANCES.

Subdivision 1. **Acts prohibited.** (a) No owner or other person having charge or control of any snowmobile or all-terrain vehicle shall authorize or permit any individual the person knows or has reason to believe is under the influence of alcohol or a controlled substance or other substance to operate the snowmobile or all-terrain vehicle anywhere in this state or on the ice of any boundary water of this state.

(b) No owner or other person having charge or control of any snowmobile or all-terrain vehicle shall knowingly authorize or permit any person, who by reason of any physical or mental disability is incapable of operating the vehicle, to operate the snowmobile or all-terrain vehicle anywhere in this state or on the ice of any boundary water of this state.

(c) A person who operates or is in physical control of a snowmobile or all-terrain vehicle anywhere in this state or on the ice of any boundary water of this state is subject to chapter 169A. In addition to the applicable sanctions under chapter 169A, a person who is convicted of violating section 169A.20 or an ordinance in conformity with it, or who refuses to comply with a lawful request to submit to testing or fails a test lawfully administered under sections 169A.50 to 169A.53 or 171.177, or an ordinance in conformity with any of these sections, is prohibited from operating a snowmobile or all-terrain vehicle for one year. The commissioner shall notify the person of the period during which the person is prohibited from operating a snowmobile or all-terrain vehicle.

(d) Administrative and judicial review of the operating privileges prohibition is governed by section 169A.53 or 171.177.

(e) The court shall promptly forward to the commissioner and the Department of Public Safety copies of all convictions and criminal and civil sanctions imposed under:

- (1) this section;
- (2) chapter 169 relating to snowmobiles and all-terrain vehicles;
- (3) chapter 169A; and
- (4) section 171.177.

(f) A person who violates paragraph (a) or (b), or an ordinance in conformity with either of them, is guilty of a misdemeanor. A person who operates a snowmobile or all-terrain vehicle during the time period the person is prohibited from operating a vehicle under paragraph (c) is guilty of a misdemeanor.

85.0505 FOOD AND BEVERAGE SERVICE IN STATE PARKS.

Subd. 3. **Fort Ridgely State Park.** The commissioner of public safety, with the approval of the commissioner of natural resources, may issue to a concessionaire, lessee, or person holding a contract with the Department of Natural Resources an on-sale license for the sale of intoxicating liquor at the Fort Ridgely State Park golf course. The annual fee for the license issued pursuant to this subdivision shall be set by the commissioner of public safety at an amount comparable to the fee charged by the surrounding counties for a similar license. All provisions of chapter 340A not inconsistent with this subdivision shall apply to the sale of intoxicating liquor at the Fort Ridgely State Park golf course.

85.0507 FORT RIDGELY GOLF COURSE; GOLF CARTS.

The commissioner may by contract, concession agreement, or lease authorize the use of golf carts on the golf course at Fort Ridgely State Park.

85.054 STATE PARK PERMIT EXEMPTIONS.

Subd. 19. **Fort Ridgely golf course.** The commissioner may by contract, concession agreement, or lease waive a state park permit and associated fee for motor vehicle entry or parking for persons playing golf at the Fort Ridgely State Park golf course provided that the contract, concession agreement, or lease payment to the state is set, in part, to compensate the state park system for the loss of the state park fees.

86B.331 OPERATION WHILE USING ALCOHOL OR DRUGS OR WITH A PHYSICAL OR MENTAL DISABILITY.

Subdivision 1. **Acts prohibited.** (a) An owner or other person having charge or control of a motorboat may not authorize or allow an individual the person knows or has reason to believe is

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under the influence of alcohol or a controlled or other substance to operate the motorboat in operation on the waters of this state.

(b) An owner or other person having charge or control of a motorboat may not knowingly authorize or allow a person, who by reason of a physical or mental disability is incapable of operating the motorboat, to operate the motorboat in operation on the waters of this state.

(c) A person who operates or is in physical control of a motorboat on the waters of this state is subject to chapter 169A. In addition to the applicable sanctions under chapter 169A, a person who is convicted of violating section 169A.20 or an ordinance in conformity with it, or who fails a test lawfully administered under sections 169A.50 to 169A.53 or 171.177, or an ordinance in conformity with any of these sections, is prohibited from operating a motorboat on the waters of this state for 90 days between May 1 and October 31, extending over two consecutive years if necessary. If the person refuses to comply with a lawful demand to submit to testing under sections 169A.50 to 169A.53 or 171.177, or an ordinance in conformity with any of these sections, the person is prohibited from operating a motorboat for one year. The commissioner shall notify the person of the period during which the person is prohibited from operating a motorboat.

(d) Administrative and judicial review of the operating privileges prohibition is governed by section 169A.53 or 171.177.

(e) The court shall promptly forward to the commissioner and the Department of Public Safety copies of all convictions and criminal and civil sanctions imposed under: (1) this section; (2) chapter 169 relating to motorboats; (3) chapter 169A; and (4) section 171.177.

(f) A person who violates paragraph (a) or (b), or an ordinance in conformity with either of them, is guilty of a misdemeanor.

(g) For purposes of this subdivision, a motorboat "in operation" does not include a motorboat that is anchored, beached, or securely fastened to a dock or other permanent mooring, or a motorboat that is being rowed or propelled by other than mechanical means.

97C.605 TURTLES.

Subd. 2. **Turtle seller's license.** (a) A person may not take, possess, buy, or transport turtles for sale; sell turtles; or take turtles for sale using commercial equipment without a turtle seller's license, except as provided in subdivision 2c.

(b) Except for renewals, no new turtle seller's licenses may be issued after August 1, 2002.

(c) A turtle seller's license is transferable by the turtle seller licensee by making application to the commissioner. A turtle seller's license may be transferred only once under this paragraph and the transfer must be to a child of the person holding the turtle seller's license.

Subd. 2a. **Recreational turtle license.** A person who does not possess a turtle seller's license must obtain a recreational turtle license to take turtles for personal use with commercial equipment.

Subd. 2b. **Turtle seller's apprentice license.** (a) A person with a turtle seller's license may list one person as an apprentice on the license. A person acting as an apprentice for a turtle seller licensee must have an apprentice license and may assist the turtle licensee in all licensed activities.

(b) The turtle seller licensee or turtle seller's apprentice licensee must be present at all turtle operations conducted under the turtle seller's license. Turtle operations include going to and from turtle harvest locations; setting, lifting, and removing commercial turtle equipment; taking turtles out of equipment; and transporting turtles from harvest locations.

(c) A turtle seller's apprentice license is transferable by the turtle seller licensee by making application to the commissioner. A person listed as an apprentice by a turtle seller licensee must not be listed as an apprentice by another turtle seller licensee nor may an apprentice possess a turtle seller's license or a recreational turtle license.

Subd. 5. **Interfering with commercial or recreational turtle operations.** A person may not:

(1) knowingly place or maintain an obstruction that will hinder, prevent, or interfere with a licensed turtle operation;

(2) remove turtles, other wild animals, or fish from a floating or submerged trap licensed under the game and fish laws; or

(3) knowingly damage, disturb, or interfere with a licensed turtle operation.

115.44 CLASSIFICATION OF WATERS; STANDARDS OF QUALITY AND PURITY.

Subd. 9. **Annual report.** (a) By January 15 each year, the commissioner shall post on the Pollution Control Agency's website a report on the agency's activities the previous calendar year to implement standards and classification requirements into national pollutant discharge elimination system and state disposal system permits held by municipalities. The report must include:

- (1) a summary of permits issued or reissued over the previous calendar year, including any changes to permitted effluent limits due to water quality standards adopted or revised during the previous permit term;
- (2) highlights of innovative approaches employed by the agency and municipalities to develop and achieve permit requirements in a cost-effective manner;
- (3) a summary of standards development and water quality rulemaking activities over the previous calendar year, including economic analyses;
- (4) a summary of standards development and water quality rulemaking activities anticipated for the next three years, including economic analyses;
- (5) a process and timeframe for municipalities to provide input to the agency regarding their needs based on the information provided in the report; and
- (6) a list of anticipated permitting initiatives in the next calendar year that may impact municipalities and the agency's plan for involving the municipalities throughout the planning and decision-making process. The plan must include opportunities for input and public comment from municipalities on rulemaking initiatives prior to preparation of a statement of need and reasonableness required under section 14.131. The commissioner must ensure the agency's plan under this clause is implemented.

(b) For the purposes of this section, "economic analyses" must include assessments of the potential costs to regulated municipalities associated with water quality standards or rules proposed by the agency.

115B.48 DEFINITIONS.

Subd. 8. **Full-time equivalence.** "Full-time equivalence" means 2,000 hours worked by employees, owners, and others in a dry cleaning facility during a 12-month period beginning July 1 of the preceding year and running through June 30 of the year in which the annual registration fee is due. For those dry cleaning facilities that were in business less than the 12-month period, full-time equivalence means the total of all of the hours worked in the dry cleaning facility, divided by 2,000 and multiplied by a fraction, the numerator of which is 50 and the denominator of which is the number of weeks in business during the reporting period. For the purposes of section 115B.49, an owner working 2,000 hours or more shall be considered as one full-time equivalent.

115C.13 REPEALER.

Sections 115C.01, 115C.02, 115C.021, 115C.03, 115C.04, 115C.045, 115C.05, 115C.06, 115C.065, 115C.07, 115C.08, 115C.09, 115C.093, 115C.094, 115C.10, 115C.11, 115C.112, 115C.113, 115C.12, and 115C.13, are repealed effective June 30, 2022.

169A.20 DRIVING WHILE IMPAIRED.

Subd. 1a. **Driving while impaired crime; motorboat in operation.** It is a crime for any person to operate or be in physical control of a motorboat in operation on any waters or boundary water of this state when:

- (1) the person is under the influence of alcohol;
- (2) the person is under the influence of a controlled substance;
- (3) the person is under the influence of an intoxicating substance and the person knows or has reason to know that the substance has the capacity to cause impairment;
- (4) the person is under the influence of a combination of any two or more of the elements named in clauses (1) to (3);
- (5) the person's alcohol concentration at the time, or as measured within two hours of the time, of driving, operating, or being in physical control of the motorboat is 0.08 or more; or

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(6) the person's body contains any amount of a controlled substance listed in Schedule I or II, or its metabolite, other than marijuana or tetrahydrocannabinols.

Subd. 1b. **Driving while impaired crime; snowmobile and all-terrain vehicle.** It is a crime for any person to operate or be in physical control of a snowmobile as defined in section 84.81, subdivision 3, or all-terrain vehicle as defined in section 84.92, subdivision 8, anywhere in this state or on the ice of any boundary water of this state when:

(1) the person is under the influence of alcohol;

(2) the person is under the influence of a controlled substance;

(3) the person is under the influence of an intoxicating substance and the person knows or has reason to know that the substance has the capacity to cause impairment;

(4) the person is under the influence of a combination of any two or more of the elements named in clauses (1) to (3);

(5) the person's alcohol concentration at the time, or as measured within two hours of the time, of driving, operating, or being in physical control of the snowmobile or all-terrain vehicle is 0.08 or more; or

(6) the person's body contains any amount of a controlled substance listed in Schedule I or II, or its metabolite, other than marijuana or tetrahydrocannabinols.

Subd. 1c. **Driving while impaired crime; off-highway motorcycle and off-road vehicle.** It is a crime for any person to operate or be in physical control of any off-highway motorcycle as defined in section 84.787, subdivision 7, or any off-road vehicle as defined in section 84.797, subdivision 7, anywhere in this state or on the ice of any boundary water of this state when:

(1) the person is under the influence of alcohol;

(2) the person is under the influence of a controlled substance;

(3) the person is under the influence of an intoxicating substance and the person knows or has reason to know that the substance has the capacity to cause impairment;

(4) the person is under the influence of a combination of any two or more of the elements named in clauses (1) to (3);

(5) the person's alcohol concentration at the time, or as measured within two hours of the time, of driving, operating, or being in physical control of the off-highway motorcycle or off-road vehicle is 0.08 or more; or

(6) the person's body contains any amount of a controlled substance listed in Schedule I or II, or its metabolite, other than marijuana or tetrahydrocannabinols.

6256.0500 TAKING TURTLES.

Subp. 2. **Equipment.** Turtles may be taken by a person possessing a turtle seller's, turtle seller's apprentice, or recreational turtle license by means of floating or submerged turtle traps, turtle hooks, and other commercial fishing gear authorized by the commissioner. Traps must not exceed five feet in width, four feet in height, and eight feet in length.

Subp. 2a. **Submerged turtle traps.** Submerged traps must be constructed of either flexible webbing or wire. Flexible webbing traps must be of mesh size not less than 3-1/2 inches bar measure or seven inches stretch measure. Wire traps must be of mesh size not less than two inches by four inches bar measure and must have at least one square opening in the top panel measuring at least four inches on a side and two of the same dimension on each of the side panels near the top of the trap. A trap must be set in water shallow enough so that the top of the trap is at least level with the water surface.

Subp. 2b. **Floating turtle traps.** Floating traps must have: (1) one or more openings above the water surface that measure at least ten inches by four inches; and (2) a mesh size of not less than one-half inch bar measure.

Subp. 4. **Operation of turtle trap.** Each submerged trap must be checked and emptied at intervals not exceeding 48 hours and each floating trap must be checked and emptied at intervals not exceeding 120 hours. A turtle seller licensee or turtle seller's apprentice operating under a turtle seller's license may not operate more than 40 submerged turtle traps. A turtle seller's apprentice is not entitled to any traps in addition to those of the turtle seller. A recreational turtle licensee may not operate more than three turtle traps.

Subp. 5. **Required marking of turtle traps.**

A. When in use, each turtle trap must have affixed on it a tag of permanent material visible from above, legibly bearing the name, address, and license number of the operator. This information must be recorded in an indelible manner on the tag. The tag must be of dimensions not less than 2-1/2 inches in length by five-eighths inch in width.

B. The commissioner shall issue 40 submerged turtle trap identification tags to a turtle seller licensee and three recreational turtle trap identification tags to a recreational turtle licensee. Tags must be attached to submerged and recreational traps at all times. Lost tags must be reported within 48 hours to the local conservation officer or the commercial fisheries program consultant. The commissioner may reissue tags upon request.

Subp. 6. **Turtles taken incidental to other operations.** Turtles listed in subpart 1 that are taken incidental to other commercial fishing operations may be possessed, transported, and sold, provided the operator is a holder of a turtle seller's license.

Subp. 7. **Required reporting by turtle seller; record keeping.**

A. A holder of a turtle seller's license must submit reports, on forms provided by the commissioner, to the address identified on the form by the tenth day of each month for the preceding month for the months of March through November, whether or not any equipment was used to take turtles.

B. In the report required in item A, the licensee must record daily operations, including separate entries for each water body. The records must include water body location, equipment used, numbers and pounds of each species of turtles taken, numbers of each species of turtles released at that water body, and other information about the operation as specified on the form provided by the commissioner. The records must be kept current within 48 hours of the last daily operation.

C. A license shall not be renewed until all of the licensee's monthly reports for the previous calendar year are submitted and received at the address identified on the form.

Subp. 8. **Report on buying turtles for resale.** A licensee who buys turtles for resale or for processing and resale must keep a correct and complete book record of all transactions and activities covered in the license, not inconsistent with Minnesota Statutes, section

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97A.425. Copies of the shipping documents for turtles being sent out of state must be part of and included with the monthly reports required under subpart 7.

7044.0350 HRS SCORING SYSTEM.

The Pollution Control Agency and the commissioner of agriculture shall score sites under part 7044.0250 utilizing the Hazard Ranking System (HRS) adopted by the United States Environmental Protection Agency, and published in the Federal Register, volume 55, pages 51583 to 51667 (December 14, 1990).