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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-SECOND SESSION

H. F. No. **1563**

02/25/2021 Authored by Hansen, R.,

The bill was read for the first time and referred to the Committee on Environment and Natural Resources Finance and Policy

03/08/2021 Adoption of Report: Amended and re-referred to the Committee on Ways and Means

1.1 A bill for an act

1.2 relating to natural resources; modifying provisions related to certifiable fish

1.3 diseases; modifying reporting requirement on school trust lands; modifying certain

1.4 provisions for transporting snowmobiles; modifying definition of all-terrain vehicle;

1.5 modifying provisions for certain invasive species permits; modifying provisions

1.6 for farmed Cervidae; prohibiting certain insecticides in wildlife management areas;

1.7 modifying compensation for soil and water conservation district supervisors;

1.8 modifying state park provisions; providing for special-use permits in outdoor

1.9 recreation system; providing for regulation of possessing, propagating, and selling

1.10 native snakes, lizards, and salamanders; modifying hunting and fishing provisions;

1.11 modifying review and approval of local regulation in Mississippi River Corridor

1.12 Critical Area; modifying requirements for exchanging wild rice leases; modifying

1.13 certain accounts; amending Minnesota Statutes 2020, sections 17.4982, subdivisions

1.14 6, 8, 9, 12, by adding subdivisions; 17.4985, subdivisions 2, 3, 5; 17.4986,

1.15 subdivisions 2, 4; 17.4991, subdivision 3; 17.4992, subdivision 2; 17.4993,

1.16 subdivision 1; 35.155, subdivisions 1, 6; 84.027, subdivision 18; 84.82, subdivisions

1.17 1a, 7a; 84.92, subdivision 8; 84D.11, subdivision 1a; 85.052, subdivisions 1, 2,

1.18 by adding a subdivision; 85.053, subdivision 2; 85.054, subdivision 1; 85.43;

1.19 85.47; 97A.015, subdivision 51; 97A.401, subdivision 1, by adding a subdivision;

1.20 97A.421, subdivision 1, by adding a subdivision; 97A.505, subdivisions 3b, 8;

1.21 97B.031, subdivision 1; 97B.036; 97B.086; 97C.005, subdivision 3; 97C.342,

1.22 subdivision 2; 97C.515, subdivision 2; 97C.805, subdivision 2; 97C.836; 103C.315,

1.23 subdivision 4; 116G.07, by adding a subdivision; 116G.15, by adding a subdivision;

1.24 Laws 2016, chapter 154, section 16; proposing coding for new law in Minnesota

1.25 Statutes, chapter 97A; repealing Minnesota Statutes 2020, sections 85.0505,

1.26 subdivision 3; 85.0507; 85.054, subdivision 19.

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

1.28 Section 1. Minnesota Statutes 2020, section 17.4982, subdivision 6, is amended to read:

1.29 Subd. 6. **Certifiable diseases.** "Certifiable diseases" includes any of the following

1.30 expressed as clinical symptoms or based on the presence of the pathogen: channel catfish

1.31 virus, *Renibacterium salmoninarum* (bacterial kidney disease), *Aeromonas salmonicida*

1.32 (bacterial furunculosis), *Yersinia ruckeri* (enteric redmouth disease), *Edwardsiella ictaluri*

2.1 (enteric septicemia of catfish), infectious hematopoietic necrosis virus, infectious pancreatic
2.2 necrosis virus, *Myxobolus cerebralis* (whirling disease), *Tetracapsuloides bryosalmonae*
2.3 (proliferative kidney disease), viral hemorrhagic septicemia virus, epizootic epitheliotropic
2.4 virus, *Ceratomyxa shasta* (ceratomyxosis), and any emergency fish disease.

2.5 Sec. 2. Minnesota Statutes 2020, section 17.4982, subdivision 8, is amended to read:

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

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

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

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

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

2.18 Sec. 3. Minnesota Statutes 2020, section 17.4982, subdivision 9, is amended to read:

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

2.25 Sec. 4. Minnesota Statutes 2020, section 17.4982, subdivision 12, is amended to read:

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

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

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

3.8 Sec. 5. Minnesota Statutes 2020, section 17.4982, is amended by adding a subdivision to
 3.9 read:

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

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

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

3.18 Sec. 7. Minnesota Statutes 2020, section 17.4985, subdivision 2, is amended to read:

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

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

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

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

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

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

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

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

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

4.16 Sec. 8. Minnesota Statutes 2020, section 17.4985, subdivision 3, is amended to read:

4.17 Subd. 3. **Exemptions for transportation permits and bills of lading.** (a) A state-issued
4.18 bill of lading or transportation permit is not required by an aquatic farm licensee for
4.19 ~~importation of importing~~ animals not on the ~~official list of viral hemorrhagic septicemia~~
4.20 ~~susceptible species published by the United States Department of Agriculture, Animal and~~
4.21 ~~Plant Health Inspection Services; transportation of VHS-susceptible-species list, transporting~~
4.22 ~~animals not on the official list of viral hemorrhagic septicemia susceptible species published~~
4.23 ~~by the United States Department of Agriculture, Animal and Plant Health Inspection Services;~~
4.24 ~~or export for~~ VHS-susceptible-species list, or exporting the following:

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

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

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

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

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

5.2 (6) sucker eggs, sucker fry, or fathead minnows transported intrastate for bait propagation

5.3 or feeding of cultural aquatic life, except that if either species becomes listed on the ~~official~~

5.4 ~~list of viral hemorrhagic septicemia susceptible species published by the United States~~

5.5 ~~Department of Agriculture, Animal and Plant Health Inspection Services~~

5.6 VHS-susceptible-species list, then a transportation permit is required;

5.7 (7) species of fish that are found within the state used in connection with public shows,

5.8 exhibits, demonstrations, or fishing pools for periods not exceeding 14 days;

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

5.10 (9) intrastate transportation of aquatic life between or within licensed private fish

5.11 hatcheries, aquatic farms, or aquarium facilities licensed for the species being transported,

5.12 except where required in subdivision 2 and except that salmonids, catfish, or species on the

5.13 ~~official list of viral hemorrhagic septicemia susceptible species published by the United~~

5.14 ~~States Department of Agriculture, Animal and Plant Health Inspection Services,~~

5.15 VHS-susceptible-species list may only be transferred or transported intrastate without a

5.16 transportation permit if they had no record of bacterial kidney disease or viral hemorrhagic

5.17 septicemia at the time they were imported into the state and if they have had a fish health

5.18 inspection within the preceding year that has shown no certifiable diseases to be present.

5.19 Aquatic life being transferred between licensed private fish hatcheries, aquatic farms,

5.20 or aquarium facilities must be accompanied by shipping documents and salmonids, catfish,

5.21 or species on the ~~official list of viral hemorrhagic septicemia susceptible species published~~

5.22 ~~by the United States Department of Agriculture, Animal and Plant Health Inspection Services,~~

5.23 VHS-susceptible-species list being transferred or transported intrastate without a

5.24 transportation permit must be accompanied by a copy of their most recent fish health

5.25 inspection.

5.26 (b) Shipping documents required under paragraph (a) must show the place of origin,

5.27 owner or consignee, destination, number, and species.

5.28 Sec. 9. Minnesota Statutes 2020, section 17.4985, subdivision 5, is amended to read:

5.29 Subd. 5. **Permit application.** An application for a transportation permit must be made

5.30 on forms provided by the commissioner. An incomplete application must be rejected. An

5.31 application for a transportation permit for salmonids, catfish, or species on the ~~official list~~

5.32 ~~of viral hemorrhagic septicemia susceptible species published by the United States~~

5.33 ~~Department of Agriculture, Animal and Plant Health Inspection Services,~~

6.1 VHS-susceptible-species list; their eggs; or their sperm must be accompanied by certification
6.2 that the source of the eggs or sperm are free of certifiable diseases, except that eggs with
6.3 enteric redmouth, whirling disease, or furunculosis may be imported, transported, or stocked
6.4 following treatment approved by the commissioner, and fish with bacterial kidney disease
6.5 or viral hemorrhagic septicemia may be imported, transported, or stocked into areas where
6.6 the disease has been identified as being present. A copy of the transportation permit showing
6.7 the date of certification inspection must accompany the shipment of fish while in transit
6.8 and must be available for inspection by the commissioner. By 14 days after a completed
6.9 application is received, the commissioner must approve or deny the importation permits as
6.10 provided in this section.

6.11 Sec. 10. Minnesota Statutes 2020, section 17.4986, subdivision 2, is amended to read:

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

6.14 (1) indigenous and naturalized species except trout, salmon, catfish, or species on the
6.15 ~~official list of viral hemorrhagic septicemia susceptible species published by the United~~
6.16 ~~States Department of Agriculture, Animal and Plant Health Inspection Services,~~
6.17 VHS-susceptible-species list and sperm from any source to a standard facility;

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

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

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

7.3 Sec. 11. Minnesota Statutes 2020, section 17.4986, subdivision 4, is amended to read:

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

7.11 Sec. 12. Minnesota Statutes 2020, section 17.4991, subdivision 3, is amended to read:

7.12 Subd. 3. **Fish health inspection.** (a) An aquatic farm propagating salmonids, catfish,
7.13 or species on the ~~viral hemorrhagic septicemia (VHS) susceptible list published by the~~
7.14 ~~United States Department of Agriculture, Animal and Plant Health Inspection Services,~~
7.15 VHS-susceptible-species list and having an effluent discharge from the aquatic farm into
7.16 public waters must have a fish health inspection conducted at least once every 12 months
7.17 by a certified fish health inspector. Testing must be conducted according to laboratory
7.18 methods of the Fish Health Blue Book or the Diagnostic Manual for Aquatic Animal
7.19 Diseases, published by the International Office of Epizootics (OIE).

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

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

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

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

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

8.13 (g) Salmonids, catfish, or species on the VHS susceptible list must have a fish health
8.14 inspection before being transported from a containment facility, unless the fish are being
8.15 transported directly to an outlet for processing or other food purposes or unless the
8.16 commissioner determines that an inspection is not needed. A fish health inspection conducted
8.17 for this purpose need only be done on the lot or lots of fish that will be transported. The
8.18 commissioner must conduct a fish health inspection requested for this purpose within five
8.19 working days of receiving written notice. Salmonids and catfish may be immediately
8.20 transported from a containment facility to another containment facility once a sample has
8.21 been obtained for a health inspection or once the five-day notice period has expired.

8.22 Sec. 13. Minnesota Statutes 2020, section 17.4992, subdivision 2, is amended to read:

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

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

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

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

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

9.7 Sec. 14. Minnesota Statutes 2020, section 17.4993, subdivision 1, is amended to read:

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

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

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

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

9.17 Sec. 15. Minnesota Statutes 2020, section 35.155, subdivision 1, is amended to read:

9.18 Subdivision 1. **Running at large prohibited.** (a) An owner may not allow farmed
9.19 Cervidae to run at large. The owner must make all reasonable efforts to return escaped
9.20 farmed Cervidae to their enclosures as soon as possible. The owner must immediately notify
9.21 the commissioner of natural resources of the escape of farmed Cervidae if the farmed
9.22 Cervidae are not returned or captured by the owner within 24 hours of their escape.

9.23 (b) An owner is liable for expenses of another person in capturing, caring for, and
9.24 returning farmed Cervidae that have left their enclosures if the person capturing the farmed
9.25 Cervidae contacts the owner as soon as possible.

9.26 (c) If an owner is unwilling or unable to capture escaped farmed Cervidae, the
9.27 commissioner of natural resources may destroy the escaped farmed Cervidae. The
9.28 commissioner of natural resources must allow the owner to attempt to capture the escaped
9.29 farmed Cervidae prior to destroying the farmed Cervidae. Farmed Cervidae that are not
9.30 captured by 24 hours after escape may be destroyed.

10.1 (d) A hunter licensed by the commissioner of natural resources under chapter 97A may
10.2 kill and possess escaped farmed Cervidae in a lawful manner and is not liable to the owner
10.3 for the loss of the animal.

10.4 (e) Escaped farmed Cervidae killed by a hunter or destroyed by the commissioner of
10.5 natural resources must be tested for chronic wasting disease at the owner's expense.

10.6 **EFFECTIVE DATE.** This section is effective September 1, 2021.

10.7 Sec. 16. Minnesota Statutes 2020, section 35.155, subdivision 6, is amended to read:

10.8 Subd. 6. **Identification.** (a) Farmed Cervidae must be identified by means approved by
10.9 the Board of Animal Health. The identification must include a distinct number that has not
10.10 been used during the previous three years and must be visible to the naked eye during
10.11 daylight under normal conditions at a distance of 50 yards. The identification for white-tailed
10.12 deer must also include contact information with a phone number or address that enables the
10.13 reader to readily identify the owner of escaped deer. This contact information does not need
10.14 to be visible from a distance of 50 yards. White-tailed deer must be identified before October
10.15 31 of the year in which the animal is born, at the time of weaning, or before movement from
10.16 the premises, whichever occurs first. Elk and other cervids must be identified by December
10.17 31 of the year in which the animal is born or before movement from the premises, whichever
10.18 occurs first. As coordinated by the board, the commissioner of natural resources may destroy
10.19 any animal that is not identified as required under this subdivision.

10.20 (b) The Board of Animal Health shall register farmed Cervidae. The owner must submit
10.21 the registration request on forms provided by the board. The forms must include sales
10.22 receipts or other documentation of the origin of the Cervidae. The board must provide copies
10.23 of the registration information to the commissioner of natural resources upon request. The
10.24 owner must keep written records of the acquisition and disposition of registered farmed
10.25 Cervidae.

10.26 **EFFECTIVE DATE.** This section is effective September 1, 2021.

10.27 Sec. 17. Minnesota Statutes 2020, section 84.027, subdivision 18, is amended to read:

10.28 Subd. 18. **Permanent school fund authority; reporting.** (a) The commissioner of
10.29 natural resources has the authority and responsibility to administer school trust lands under
10.30 sections 92.122 and 127A.31. The commissioner shall ~~biannually~~ biennially report to the
10.31 Legislative Permanent School Fund Commission and the legislature on the management of

11.1 the school trust lands that shows how the commissioner has and will continue to achieve
11.2 the following goals:

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

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

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

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

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

11.17 (6) maintain the integrity of the trust and prevent the misapplication of its lands and its
11.18 revenues.

11.19 (b) When the commissioner finds an irresolvable conflict between maximizing the
11.20 long-term economic return and protecting natural resources and recreational values on
11.21 school trust lands, the commissioner shall give precedence to the long-term economic return
11.22 in managing school trust lands. By July 1, 2018, the permanent school fund must be
11.23 compensated for all school trust lands included under a designation or policy provision that
11.24 prohibits long-term economic return. The commissioner shall submit recommendations to
11.25 the appropriate legislative committees and divisions on methods of funding for the
11.26 compensation required under this paragraph, including recommendations for appropriations
11.27 from the general fund, nongeneral funds, and the state bond fund. Any uncompensated
11.28 designation or policy provision restrictions on the long-term economic return on school
11.29 trust lands remaining after July 1, 2018, must be compiled and submitted to the Legislative
11.30 Permanent School Fund Commission for review.

11.31 (c) By December 31, 2013, the report required under paragraph (a) must provide an
11.32 inventory and identification of all school trust lands that are included under a designation
11.33 or policy provision that prohibits long-term economic return. The report must include a plan

12.1 to compensate the permanent school fund through the purchase or exchange of the lands or
12.2 a plan to manage the school trust land to generate long-term economic return to the permanent
12.3 school fund. Subsequent reports under paragraph (a) must include a status report of the
12.4 commissioner's progress in maximizing the long-term economic return on lands identified
12.5 in the 2013 report.

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

12.9 Sec. 18. Minnesota Statutes 2020, section 84.82, subdivision 1a, is amended to read:

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

12.14 Sec. 19. Minnesota Statutes 2020, section 84.82, subdivision 7a, is amended to read:

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

12.21 Sec. 20. Minnesota Statutes 2020, section 84.92, subdivision 8, is amended to read:

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

12.29 Sec. 21. Minnesota Statutes 2020, section 84D.11, subdivision 1a, is amended to read:

12.30 Subd. 1a. **Permit for invasive carp.** The commissioner may issue a permit to
12.31 departmental divisions for tagging bighead, black, grass, or silver carp for research or

13.1 control. Under the permit, the carp may be released into the water body from which the carp
13.2 was captured. ~~This subdivision expires December 31, 2021.~~

13.3 Sec. 22. Minnesota Statutes 2020, section 85.052, subdivision 1, is amended to read:

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

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

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

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

13.13 ~~(4)~~ (3) providing water, sewer, and electric service to trailer or tent campsites and charging
13.14 a reasonable use fee.

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

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

13.19 Sec. 23. Minnesota Statutes 2020, section 85.052, subdivision 2, is amended to read:

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

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

14.1 Sec. 24. Minnesota Statutes 2020, section 85.052, is amended by adding a subdivision to
14.2 read:

14.3 Subd. 7. **Special-use permits.** The commissioner may, by written order, develop
14.4 reasonable policies for special-use permits to use state parks, state recreation areas, and
14.5 state waysides. These policies are exempt from rulemaking provisions under chapter 14,
14.6 and section 14.386 does not apply.

14.7 Sec. 25. Minnesota Statutes 2020, section 85.053, subdivision 2, is amended to read:

14.8 Subd. 2. **Requirement.** Except as provided in section 85.054, a motor vehicle may not
14.9 enter a state park, state recreation area, or state wayside over 50 acres in area, without a
14.10 state park permit issued under this section or a state parks and trails plate issued under
14.11 section 168.1295. Except for vehicles permitted under subdivisions 7, paragraph (a), clause
14.12 (2), and 8, the state park permit must be affixed to the lower right corner windshield of the
14.13 motor vehicle and must be completely affixed by its own adhesive to the windshield, or the
14.14 commissioner may, by written order, provide an alternative means to display and validate
14.15 state park permits. A motor vehicle owner or lessee is responsible for ensuring the owner's
14.16 or lessee's vehicle has a state park permit, and the commissioner may issue warnings and
14.17 citations under section 84.0835 to the owner or lessee of a vehicle not in compliance.

14.18 Sec. 26. Minnesota Statutes 2020, section 85.054, subdivision 1, is amended to read:

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

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

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

15.1 Sec. 27. Minnesota Statutes 2020, section 85.43, is amended to read:

15.2 **85.43 DISPOSITION OF RECEIPTS; PURPOSE.**

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

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

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

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

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

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

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

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

15.19 Sec. 28. Minnesota Statutes 2020, section 85.47, is amended to read:

15.20 **85.47 ~~SPECIAL-USE~~ SPECIAL-USE PERMITS; FEES.**

15.21 Subdivision 1. Special-use permits. The commissioner may, by written order, develop
 15.22 reasonable policies for special-use permits to use state trails and state water access sites.
 15.23 The policies are exempt from rulemaking provisions under chapter 14, and section 14.386
 15.24 does not apply.

15.25 Subd. 2. Disposition of fees. Fees collected for ~~special-use~~ special-use permits to use
 15.26 state trails and state water access sites not on state forest, state park, or state recreation area
 15.27 ~~lands and for use of state water access sites~~ must be deposited in the natural resources fund
 15.28 and are appropriated to the commissioner of natural resources for operating and maintaining
 15.29 state trails and water access sites.

16.1 Sec. 29. Minnesota Statutes 2020, section 97A.015, subdivision 51, is amended to read:

16.2 Subd. 51. **Unloaded.** "Unloaded" means, with reference to a firearm, without ammunition
16.3 in the barrels and magazine, if the magazine is in the firearm. A muzzle-loading firearm
16.4 ~~with~~ is unloaded if:

16.5 (1) for a flintlock ignition ~~is unloaded if,~~ it does not have priming powder in a pan. ~~A~~
16.6 muzzle-loading firearm with;

16.7 (2) for a percussion ignition ~~is unloaded if,~~ it does not have a percussion cap on a nipple;

16.8 (3) for an electronic ignition system, the battery is removed and is disconnected from
16.9 the firearm; and

16.10 (4) for an encapsulated powder charge ignition system, the primer and powder charge
16.11 are removed from the firearm.

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

16.13 Sec. 30. **[97A.138] INSECTICIDES IN WILDLIFE MANAGEMENT AREAS.**

16.14 A person may not use a product containing an insecticide in a wildlife management area
16.15 if the insecticide is from the neonicotinoid class of insecticides.

16.16 Sec. 31. Minnesota Statutes 2020, section 97A.401, subdivision 1, is amended to read:

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

16.21 Sec. 32. Minnesota Statutes 2020, section 97A.401, is amended by adding a subdivision
16.22 to read:

16.23 Subd. 8. **Snakes, lizards, and salamanders.** The commissioner must prescribe conditions
16.24 and may issue permits to breed, propagate, and sell native snakes, lizards, and salamanders.
16.25 A native snake, lizard, or salamander that is obtained from a permitted breeder or that was
16.26 possessed before August 1, 2021, may be possessed as a pet unless otherwise prohibited
16.27 under section 84.0895.

17.1 Sec. 33. Minnesota Statutes 2020, section 97A.421, subdivision 1, is amended to read:

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

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

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

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

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

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

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

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

17.22 Sec. 34. Minnesota Statutes 2020, section 97A.421, is amended by adding a subdivision
17.23 to read:

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

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

17.29 (1) trespassing;

17.30 (2) hunting game in closed season;

17.31 (3) hunting game in closed hours;

- 18.1 (4) possessing night vision or thermal imaging equipment while taking wild animals in
18.2 violation of section 97B.086; or
- 18.3 (5) possessing unlawful firearms in deer zones in violation of section 97B.041.

18.4 Sec. 35. Minnesota Statutes 2020, section 97A.505, subdivision 3b, is amended to read:

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

18.11 Sec. 36. Minnesota Statutes 2020, section 97A.505, subdivision 8, is amended to read:

18.12 Subd. 8. **Importing ~~hunter-harvested~~ Cervidae carcasses.** (a) Importing
18.13 ~~hunter-harvested~~ Cervidae carcasses procured by any means into Minnesota is prohibited
18.14 except for cut and wrapped meat, quarters or other portions of meat with no part of the
18.15 spinal column or head attached, antlers, hides, teeth, finished taxidermy mounts, and antlers
18.16 attached to skull caps that are cleaned of all brain tissue.

18.17 ~~Hunter-harvested~~ (b) Cervidae carcasses ~~taken~~ originating from outside of Minnesota
18.18 may be transported on a direct route through the state by nonresidents.

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

18.20 Sec. 37. Minnesota Statutes 2020, section 97B.031, subdivision 1, is amended to read:

18.21 Subdivision 1. **Permissible firearms and ammunition; big game and wolves.** A person
18.22 may take big game and wolves with a firearm only if:

18.23 (1) ~~the any~~ rifle, shotgun, ~~and or~~ handgun used is a caliber of at least .22 inches and ~~with~~
18.24 has centerfire ignition;

18.25 (2) the firearm is loaded only with single projectile ammunition;

18.26 (3) a projectile used is a caliber of at least .22 inches and has a soft point or is an
18.27 expanding bullet type;

18.28 (4) ~~the any~~ muzzleloader used ~~is incapable of being~~ has the projectile loaded only at the
18.29 ~~breech~~ muzzle;

18.30 (5) ~~the any~~ smooth-bore muzzleloader used is a caliber of at least .45 inches; and

19.1 (6) ~~the~~ any rifled muzzleloader used is a caliber of at least .40 inches.

19.2 Sec. 38. Minnesota Statutes 2020, section 97B.036, is amended to read:

19.3 **97B.036 CROSSBOW HUNTING DURING FIREARMS SEASON.**

19.4 Notwithstanding section 97B.035, subdivisions 1 and 2, a person may take deer, bear,
19.5 or turkey by crossbow during the respective ~~regular~~ firearms seasons. The transportation
19.6 requirements of section 97B.051 apply to crossbows during the ~~regular~~ firearms deer, bear,
19.7 or turkey season. Crossbows must meet the requirements of section 97B.106, subdivision
19.8 2. A person taking deer, bear, or turkey by crossbow under this section must have a valid
19.9 ~~firearms~~ license to take the respective game by firearm. This section does not allow the use
19.10 of a crossbow by licensed muzzleloader hunters during the muzzleloader firearms deer
19.11 season under section 97B.311.

19.12 Sec. 39. Minnesota Statutes 2020, section 97B.086, is amended to read:

19.13 **97B.086 POSSESSING NIGHT VISION OR THERMAL IMAGING EQUIPMENT.**

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

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

19.18 (1) unloaded;

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

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

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

19.24 (1) completely encased or unstrung; and

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

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

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

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

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

20.4 Sec. 40. Minnesota Statutes 2020, section 97C.005, subdivision 3, is amended to read:

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

20.17 Sec. 41. Minnesota Statutes 2020, section 97C.342, subdivision 2, is amended to read:

20.18 Subd. 2. **Bait restrictions.** (a) Frozen or dead fish on the official list of viral hemorrhagic
20.19 septicemia-susceptible species published by the United States Department of Agriculture,
20.20 Animal and Plant Health Inspection Services VHS-susceptible-species list under section
20.21 17.4982, subdivision 21b; cisco (all *Coregonus*, including lake herring and tullibee); and
20.22 smelt (all *Osmerus*, *Spirincus*, *Hypomesus*, and *Allosmerus*) being used as bait in waters of
20.23 the state must originate from water bodies certified disease-free. A water body is certified
20.24 as disease-free if:

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

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

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

21.1 Sec. 42. Minnesota Statutes 2020, section 97C.515, subdivision 2, is amended to read:

21.2 Subd. 2. **Permit for transportation.** (a) A person may transport live minnows through
21.3 the state with a permit from the commissioner. The permit must state the name and address
21.4 of the person, the number and species of minnows, the point of entry into the state, the
21.5 destination, and the route through the state. The permit is not valid for more than 12 hours
21.6 after it is issued.

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

21.9 (c) The commissioner may require the person transporting minnow species found on
21.10 the official list of viral hemorrhagic septicemia susceptible species published by the United
21.11 States Department of Agriculture, Animal and Plant Health Inspection Services
21.12 VHS-susceptible-species list under section 17.4982, subdivision 21b, to provide health
21.13 certification for viral hemorrhagic septicemia. The certification must disclose any incidentally
21.14 isolated replicating viruses, and must be dated within the 12 months preceding transport.

21.15 Sec. 43. Minnesota Statutes 2020, section 97C.805, subdivision 2, is amended to read:

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

21.18 (b) A person may not use:

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

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

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

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

21.23 (1) 1-3/4 inches, stretch measure, for nets used to take ciscoes; and

21.24 (2) 3-1/2 inches, stretch measure, for all other nets.

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

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

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

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

22.3 Sec. 44. Minnesota Statutes 2020, section 97C.836, is amended to read:

22.4 **97C.836 LAKE SUPERIOR LAKE TROUT; EXPANDED ASSESSMENT**
22.5 **HARVEST.**

22.6 The commissioner shall provide for taking of lake trout by licensed commercial operators
22.7 in Lake Superior management zones MN-3 and MN-2 for expanded assessment and sale.
22.8 The commissioner shall authorize expanded assessment taking and sale of lake trout in Lake
22.9 Superior management zone MN-3 beginning annually in 2007 and zone MN-2 beginning
22.10 annually in 2010. Total assessment taking and sale may not exceed 3,000 lake trout in zone
22.11 MN-3 and 2,000 lake trout in zone MN-2 and may be reduced when necessary to protect
22.12 the lake trout population or to manage the effects of invasive species or fish disease. Taking
22.13 lake trout for expanded assessment and sale shall be allowed from June 1 to September 30,
22.14 but may end earlier in the respective zones if the quotas are reached. The quotas must be
22.15 reassessed at the expiration of the current ten-year Fisheries Management Plan for the
22.16 Minnesota Waters of Lake Superior ~~dated September 2006~~.

22.17 Sec. 45. Minnesota Statutes 2020, section 103C.315, subdivision 4, is amended to read:

22.18 Subd. 4. **Compensation.** A supervisor shall receive compensation for services up to \$75
22.19 \$125 per day, and may be reimbursed for expenses, including traveling expenses, necessarily
22.20 incurred in the discharge of duties. A supervisor may be reimbursed for the use of the
22.21 supervisor's own automobile in the performance of official duties at a rate up to the maximum
22.22 tax-deductible mileage rate permitted under the federal Internal Revenue Code.

22.23 Sec. 46. Minnesota Statutes 2020, section 116G.07, is amended by adding a subdivision
22.24 to read:

22.25 Subd. 4. **Exemption; Mississippi River Corridor Critical Area.** Plans and regulations
22.26 of local units of government within the Mississippi River Corridor Critical Area are exempt
22.27 from subdivisions 1 to 3 and are subject to section 116G.15, subdivision 8.

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

23.1 Sec. 47. Minnesota Statutes 2020, section 116G.15, is amended by adding a subdivision
23.2 to read:

23.3 Subd. 8. **Reviewing and approving local plans and regulations.** (a) In the Mississippi
23.4 River Corridor Critical Area, the commissioner of natural resources is responsible for
23.5 carrying out the duties of the board and the Metropolitan Council is responsible for carrying
23.6 out the duties of the regional development commission under sections 116G.07 to 116G.10.
23.7 Notwithstanding sections 116G.07, subdivisions 2 and 3, and 116G.10, subdivision 3, the
23.8 responsibilities and procedures for reviewing and approving local plans and regulations in
23.9 the Mississippi River Corridor Critical Area, and amendments thereto, are subject to this
23.10 subdivision.

23.11 (b) Within 60 days of receiving a draft plan from a local unit of government, the
23.12 commissioner, in coordination with the Metropolitan Council, must review the plan to
23.13 determine the plan's consistency with:

23.14 (1) this section;

23.15 (2) Minnesota Rules, chapter 6106; and

23.16 (3) the local unit of government's comprehensive plan.

23.17 (c) Within 60 days of receiving draft regulations from a local unit of government, the
23.18 commissioner must review the regulations to determine the regulations' consistency with:

23.19 (1) Minnesota Rules, chapter 6106; and

23.20 (2) the commissioner-approved plan adopted by the local unit of government under
23.21 paragraph (b).

23.22 (d) Upon review of a draft plan and regulations under paragraphs (b) and (c), the
23.23 commissioner must:

23.24 (1) conditionally approve the draft plan and regulations by written decision; or

23.25 (2) return the draft plan and regulations to the local unit of government for modification,
23.26 along with a written explanation of the need for modification.

23.27 (i) When the commissioner returns a draft plan and regulations to the local unit of
23.28 government for modification, the local unit of government must revise the draft plan and
23.29 regulations within 60 days after receiving the commissioner's written explanation and must
23.30 resubmit the revised draft plan and regulations to the commissioner.

24.1 (ii) The Metropolitan Council and the commissioner must review the revised draft plan
 24.2 and regulations upon receipt from the local unit of government as provided under paragraphs
 24.3 (b) and (c).

24.4 (iii) If the local unit of government or the Metropolitan Council requests a meeting, a
 24.5 final revision need not be made until a meeting is held with the commissioner on the draft
 24.6 plan and regulations. The request extends the 60-day time limit specified in item (i) until
 24.7 after the meeting is held.

24.8 (e) Only plans and regulations receiving final approval from the commissioner have the
 24.9 force and effect of law. The commissioner must grant final approval under this section only
 24.10 if:

24.11 (1) the plan is an element of a comprehensive plan that is authorized by the Metropolitan
 24.12 Council according to sections 473.175 and 473.858; and

24.13 (2) the local unit of government adopts a plan and regulations that are consistent with
 24.14 the draft plan and regulations conditionally approved under paragraph (d).

24.15 (f) The local unit of government must implement and enforce the commissioner-approved
 24.16 plan and regulations after the plan and regulations take effect.

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

24.18 Sec. 48. Laws 2016, chapter 154, section 16, is amended to read:

24.19 **Sec. 16. EXCHANGE OF STATE LAND; AITKIN, BELTRAMI, AND**
 24.20 **KOOCHICHING COUNTIES.**

24.21 (a) Notwithstanding the riparian restrictions in Minnesota Statutes, section 94.342,
 24.22 subdivision 3, and subject to the valuation restrictions described in paragraph (c), the
 24.23 commissioner of natural resources may, with the approval of the Land Exchange Board as
 24.24 required under the Minnesota Constitution, article XI, section 10, and according to the
 24.25 remaining provisions of Minnesota Statutes, sections 94.342 to 94.347, exchange the
 24.26 state-owned land leased for farming wild rice described in paragraph (b).

24.27 (b) The state land that may be exchanged is held under the following state leases for
 24.28 farming of wild rice:

24.29 (1) Lease LAGR001305, covering 175.1 acres in Aitkin County;

24.30 (2) Lease LMIS010040, covering 107.1 acres in Beltrami County;

24.31 (3) Lease LMIS010096, covering 137.4 acres in Beltrami County; and

25.1 (4) Lease LAGR001295, covering 264.40 acres in Koochiching County.

25.2 (c) For the appraisal of the land, no improvements paid for by the lessee shall be included
25.3 in the estimate of market value.

25.4 (d) Additional adjoining state lands may be added to the exchanges if mutually agreed
25.5 upon by the commissioner and the exchange partner to avoid leaving unmanageable parcels
25.6 of land in state ownership after an exchange or to meet county zoning standards or other
25.7 regulatory needs for the wild rice farming operations.

25.8 (e) The state land administered by the commissioner of natural resources in Koochiching
25.9 County borders the Lost River. The lands to be exchanged are not required to provide at
25.10 least equal opportunity for access to waters by the public, but the lands must be at least
25.11 equal in value and have the potential to generate revenue for the school trust lands.

25.12 (f) Notwithstanding Minnesota Statutes, section 94.343, subdivision 8a, lessees must
25.13 pay to the commissioner all costs, as determined by the commissioner, that are associated
25.14 with each exchange transaction, including valuation expenses; legal fees; survey expenses;
25.15 costs of title work, advertising, and public hearings; transactional staff costs; and closing
25.16 costs.

25.17 Sec. 49. **REPEALER.**

25.18 Minnesota Statutes 2020, sections 85.0505, subdivision 3; 85.0507; and 85.054,
25.19 subdivision 19, are repealed.

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.