

**SENATE**  
**STATE OF MINNESOTA**  
**EIGHTY-SEVENTH LEGISLATURE**      **S.F. No. 981**

(SENATE AUTHORS: HIGGINS and Scheid)

DATE	D-PG	OFFICIAL STATUS
03/21/2011	608	Introduction and first reading Referred to Environment and Natural Resources
03/23/2011	635	Author added Scheid See HF1010 (vetoed) See SF1115, Sec. 77 - 78

A bill for an act

1.1 relating to state government; appropriating money for environment, natural  
1.2 resources, and energy; modifying fees and surcharges; creating accounts;  
1.3 modifying disposition of certain receipts; modifying certain game and fish  
1.4 license requirements; modifying permit requirements for harvest and control of  
1.5 aquatic plants; extending petroleum tank release cleanup provisions; transferring  
1.6 staff and administrative support of Environmental Quality Board; amending  
1.7 Minnesota Statutes 2010, sections 85.052, subdivision 4; 85.055, subdivision  
1.8 2; 86B.415, subdivision 7; 89.039; 89.21; 97A.055, by adding a subdivision;  
1.9 97A.071, subdivision 2; 97A.075; 97A.411, subdivision 1; 97A.435, subdivision  
1.10 2; 97A.451, subdivisions 2, 3, 4, 5, by adding a subdivision; 97A.473,  
1.11 subdivisions 2, 2b, 3, 4, 5, 5a; 97A.474, subdivision 2; 97A.475, subdivisions 2,  
1.12 3, 4, 6, 7, 8, 11, 12, 20, 43, 44, 45; 97A.485, subdivision 7; 97B.020; 97B.715,  
1.13 subdivision 1; 97B.801; 97C.301, subdivision 3; 97C.305, subdivisions 1, 2;  
1.14 103G.271, subdivision 6; 103G.301, subdivision 2; 103G.615, subdivisions 1, 2,  
1.15 by adding a subdivision; 115A.1314; 115A.1320, subdivision 1; 115C.13; 116.07,  
1.16 subdivision 4d; 116C.03, subdivisions 4, 5; 357.021, subdivision 7; Laws 2007,  
1.17 chapter 57, article 1, section 4, subdivision 2, as amended; proposing coding for  
1.18 new law in Minnesota Statutes, chapters 84; 89; 97A; 103G; 115A; repealing  
1.19 Minnesota Statutes 2010, sections 97A.451, subdivisions 3a, 7; 97C.303.

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

**ARTICLE 1**

**ENVIRONMENT AND NATURAL RESOURCES FINANCE**

1.21 Section 1. **SUMMARY OF APPROPRIATIONS.**

1.22 The amounts shown in this section summarize direct appropriations, by fund, made  
1.23 in this article.

	<b><u>2012</u></b>	<b><u>2013</u></b>	<b><u>Total</u></b>
1.27 <u>General</u>	\$ <u>88,028,000</u>	\$ <u>86,523,000</u>	\$ <u>174,551,000</u>
1.28 <u>State Government Special</u>			
1.29 <u>Revenue</u>	<u>75,000</u>	<u>75,000</u>	<u>150,000</u>
1.30 <u>Environmental</u>	<u>62,689,000</u>	<u>62,858,000</u>	<u>125,547,000</u>



3.1 information to the agency by June 30 each  
 3.2 year. A recipient without an active Web site  
 3.3 shall report to the agency by June 30 each  
 3.4 year detailed information on the expenditure  
 3.5 of the grant funds and measurable outcomes  
 3.6 as a result of the expenditure of funds. The  
 3.7 commissioner shall display the information  
 3.8 received by recipients under this paragraph  
 3.9 on the agency's Web site.

3.10 Subd. 2. Water 28,855,000 24,355,000

3.11	<u>Appropriations by Fund</u>	
3.12	<u>2012</u>	<u>2013</u>
3.13 <u>General</u>	<u>7,164,000</u>	<u>5,664,000</u>
3.14 <u>State Government</u>		
3.15 <u>Special Revenue</u>	<u>75,000</u>	<u>75,000</u>
3.16 <u>Environmental</u>	<u>18,616,000</u>	<u>18,616,000</u>

3.17 \$1,952,000 the first year and \$1,952,000  
 3.18 the second year are for the clean water  
 3.19 partnership program. Priority shall be given  
 3.20 to watershed projects preventing impairments  
 3.21 and degradation of lakes, rivers, streams,  
 3.22 and groundwater according to Minnesota  
 3.23 Statutes, section 114D.20, subdivision 2,  
 3.24 clause (4), through the targeting of resources  
 3.25 to areas of highest benefit. Any balance  
 3.26 remaining in the first year does not cancel  
 3.27 and is available for the second year.

3.28 \$1,500,000 the first year is for a wild rice  
 3.29 standards study. This appropriation is  
 3.30 available until June 30, 2014.

3.31 \$1,959,000 the first year and \$1,959,000  
 3.32 the second year are for grants to counties  
 3.33 to administer the county feedlot program  
 3.34 under Minnesota Statutes, section 116.0711,  
 3.35 subdivisions 2 and 3. Money remaining after  
 3.36 the first year is available for the second year.

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4.1 \$1,250,000 the first year and \$1,250,000  
4.2 the second year are for assessment and  
4.3 monitoring of lakes, rivers, and streams.  
4.4 \$375,000 the first year and \$375,000 the  
4.5 second year are for subsurface sewage  
4.6 treatment system (SSTS) administration and  
4.7 grants. Of this amount, \$80,000 each year  
4.8 is for assistance to counties through grants  
4.9 for SSTS program administration. Any  
4.10 unexpended balance in the first year does not  
4.11 cancel but is available in the second year.  
4.12 \$740,000 the first year and \$740,000 the  
4.13 second year are from the environmental  
4.14 fund to address the need for continued  
4.15 increased activity in the areas of new  
4.16 technology review, technical assistance  
4.17 for local governments, and enforcement  
4.18 under Minnesota Statutes, sections 115.55  
4.19 to 115.58, and to complete the requirements  
4.20 of Laws 2003, chapter 128, article 1, section  
4.21 165.

4.22 Notwithstanding Minnesota Statutes, section  
4.23 16A.28, the appropriations encumbered on or  
4.24 before June 30, 2013, as grants or contracts  
4.25 for clean water partnership, SSTS's, surface  
4.26 water and groundwater assessments, total  
4.27 maximum daily loads, storm water, and local  
4.28 basinwide water quality protection in this  
4.29 subdivision are available until June 30, 2016.

4.30 Subd. 3. Air 12,297,000 12,466,000

4.31	<u>Appropriations by Fund</u>		
4.32		<u>2012</u>	<u>2013</u>
4.33	<u>Environmental</u>	<u>12,297,000</u>	<u>12,466,000</u>

4.34 \$200,000 the first year and \$200,000 the  
4.35 second year are from the environmental fund

5.1 for a monitoring program under Minnesota  
 5.2 Statutes, section 116.454.  
 5.3 \$125,000 the first year and \$125,000 the  
 5.4 second year are from the environmental fund  
 5.5 for monitoring ambient air for hazardous  
 5.6 pollutants in the metropolitan area.

5.7 Subd. 4. Land 17,847,000 17,847,000

5.8	<u>Appropriations by Fund</u>	
5.9	<u>2012</u>	<u>2013</u>
5.10 <u>General</u>	<u>435,000</u>	<u>435,000</u>
5.11 <u>Environmental</u>	<u>6,916,000</u>	<u>6,916,000</u>
5.12 <u>Remediation</u>	<u>10,496,000</u>	<u>10,496,000</u>

5.13 All money for environmental response,  
 5.14 compensation, and compliance in the  
 5.15 remediation fund not otherwise appropriated  
 5.16 is appropriated to the commissioners of the  
 5.17 Pollution Control Agency and agriculture  
 5.18 for purposes of Minnesota Statutes, section  
 5.19 115B.20, subdivision 2, clauses (1), (2),  
 5.20 (3), (6), and (7). At the beginning of each  
 5.21 fiscal year, the two commissioners shall  
 5.22 jointly submit an annual spending plan  
 5.23 to the commissioner of management and  
 5.24 budget that maximizes the utilization of  
 5.25 resources and appropriately allocates the  
 5.26 money between the two departments. This  
 5.27 appropriation is available until June 20, 2013.

5.28 \$3,616,000 the first year and \$3,616,000 the  
 5.29 second year are from the petroleum tank fund  
 5.30 to be transferred to the remediation fund to  
 5.31 administer the leaking underground storage  
 5.32 tank program to protect the land.

5.33 \$252,000 the first year and \$252,000 the  
 5.34 second year are from the remediation fund  
 5.35 for transfer to the Department of Health for

6.1 private water supply monitoring and health  
 6.2 assessment costs in areas contaminated  
 6.3 by unpermitted mixed municipal solid  
 6.4 waste disposal facilities and drinking water  
 6.5 advisories and public information activities  
 6.6 for areas contaminated by hazardous releases.

6.7 \$435,000 the first year and \$435,000 the  
 6.8 second year are for transfer to the Department  
 6.9 of Health for environmental health tracking  
 6.10 and biomonitoring of a representative sample  
 6.11 of the population including indigenous  
 6.12 people and people of color.

6.13 **Subd. 5. Environmental Assistance and**  
 6.14 **Cross-Media** 25,350,000 25,350,000

6.15	<u>Appropriations by Fund</u>	
6.16	<u>2012</u>	<u>2013</u>
6.17	<u>General</u>	<u>490,000</u>
6.18	<u>Environmental</u>	<u>24,860,000</u>
	<u>490,000</u>	<u>490,000</u>
	<u>24,860,000</u>	<u>24,860,000</u>

6.19 \$14,250,000 each year is from the  
 6.20 environmental fund for SCORE block grants  
 6.21 to counties.

6.22 \$119,000 the first year and \$119,000 the  
 6.23 second year are from the environmental  
 6.24 fund for environmental assistance grants  
 6.25 or loans under Minnesota Statutes, section  
 6.26 115A.0716. Any unencumbered grant and  
 6.27 loan balances in the first year do not cancel  
 6.28 but are available for grants and loans in the  
 6.29 second year.

6.30 \$89,000 the first year and \$89,000 the  
 6.31 second year are from the environmental fund  
 6.32 for duties related to harmful chemicals in  
 6.33 products under Minnesota Statutes, sections  
 6.34 116.9401 to 116.9407. Of this amount,

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7.1 \$57,000 each year is transferred to the  
7.2 Department of Health.

7.3 \$315,000 the first year and \$315,000 the  
7.4 second year are from the environmental fund  
7.5 for the electronics waste program under  
7.6 Minnesota Statutes, sections 115A.1310 to  
7.7 115A.1330.

7.8 \$151,000 the first year and \$151,000 the  
7.9 second year are from the general fund and  
7.10 \$75,000 each year is from the environmental  
7.11 fund for the duties of the Environmental  
7.12 Quality Board under Minnesota Statutes,  
7.13 section 116C.03.

7.14 All money deposited in the environmental  
7.15 fund for the metropolitan solid waste  
7.16 landfill fee in accordance with Minnesota  
7.17 Statutes, section 473.843, and not otherwise  
7.18 appropriated, is appropriated for the purposes  
7.19 of Minnesota Statutes, section 473.844.

7.20 Notwithstanding Minnesota Statutes, section  
7.21 16A.28, the appropriations encumbered on  
7.22 or before June 30, 2013, as contracts or  
7.23 grants for surface water and groundwater  
7.24 assessments; environmental assistance  
7.25 awarded under Minnesota Statutes, section  
7.26 115A.0716; technical and research assistance  
7.27 under Minnesota Statutes, section 115A.152;  
7.28 technical assistance under Minnesota  
7.29 Statutes, section 115A.52; and pollution  
7.30 prevention assistance under Minnesota  
7.31 Statutes, section 115D.04, are available until  
7.32 June 30, 2015.

7.33 Subd. 6. **Administrative Support** 1,216,000 1,216,000

7.34 The commissioner may transfer money from  
7.35 the environmental fund to the remediation





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9.1 environmental research, of which \$40,000  
9.2 the first year and \$40,000 the second year are  
9.3 available only as matched by \$1 of nonstate  
9.4 money for each \$1 of state money. The  
9.5 match may be cash or in-kind.

9.6 \$2,696,000 the first year and \$2,696,000  
9.7 the second year are from the minerals  
9.8 management account in the natural resources  
9.9 fund for use as provided in Minnesota  
9.10 Statutes, section 93.2236, paragraph (c),  
9.11 for mineral resource management, projects  
9.12 to enhance future mineral income, and  
9.13 projects to promote new mineral resource  
9.14 opportunities.

9.15 \$200,000 the first year and \$200,000 the  
9.16 second year are from the state forest suspense  
9.17 account in the permanent school fund to  
9.18 accelerate land exchanges, land sales, and  
9.19 commercial leasing of school trust lands and  
9.20 to identify, evaluate, and lease construction  
9.21 aggregate located on school trust lands. This  
9.22 appropriation is to be used for securing  
9.23 maximum long-term economic return  
9.24 from the school trust lands consistent with  
9.25 fiduciary responsibilities and sound natural  
9.26 resources conservation and management  
9.27 principles.

9.28 **Subd. 3. Ecological and Water Resources** 22,913,000 23,013,000

9.29	<u>Appropriations by Fund</u>	
9.30	<u>2012</u>	<u>2013</u>
9.31 <u>General</u>	<u>10,478,000</u>	<u>10,478,000</u>
9.32 <u>Natural Resources</u>	<u>8,736,000</u>	<u>8,836,000</u>
9.33 <u>Game and Fish</u>	<u>3,699,000</u>	<u>3,699,000</u>

9.34 \$1,223,000 the first year and \$1,223,000 the  
9.35 second year are from the nongame wildlife  
9.36 management account in the natural resources

10.1 fund for the purpose of nongame wildlife  
10.2 management. Notwithstanding Minnesota  
10.3 Statutes, section 290.431, \$100,000 the first  
10.4 year and \$100,000 the second year may  
10.5 be used for nongame wildlife information,  
10.6 education, and promotion.

10.7 \$1,636,000 the first year and \$1,636,000  
10.8 the second year are from the heritage  
10.9 enhancement account in the game and  
10.10 fish fund for only the purposes specified  
10.11 in Minnesota Statutes, section 297A.94,  
10.12 paragraph (e), clause (1).

10.13 \$6,042,000 the first year and \$6,142,000 the  
10.14 second year are from the invasive species  
10.15 account in the natural resources fund and  
10.16 \$1,674,000 the first year and \$1,674,000 the  
10.17 second year are from the general fund for  
10.18 management, public awareness, assessment  
10.19 and monitoring research, law enforcement,  
10.20 and water access inspection to prevent the  
10.21 spread of invasive species; management  
10.22 of invasive plants in public waters; and  
10.23 management of terrestrial invasive species  
10.24 on state-administered lands.

10.25 \$126,000 the first year and \$126,000 the  
10.26 second year are for grants for up to 50  
10.27 percent of the cost of implementation of  
10.28 the Red River mediation agreement. Any  
10.29 unencumbered balance at the end of the  
10.30 first year does not cancel and is available in  
10.31 the second year. The commissioner shall  
10.32 submit a report to the chairs of the legislative  
10.33 committees having primary jurisdiction over  
10.34 environment and natural resources policy and

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11.1 finance on the accomplishments achieved  
 11.2 with the grants by January 15, 2012.  
 11.3 \$50,000 the first year and \$50,000 the second  
 11.4 year are for the construction of ring dikes  
 11.5 under Minnesota Statutes, section 103F.161.  
 11.6 The ring dikes may be publicly or privately  
 11.7 owned. If the appropriation in either year is  
 11.8 insufficient, the appropriation in the other  
 11.9 year is available for it.

11.10	<b>Subd. 4. <u>Forest Management</u></b>	<u>20,604,000</u>	<u>20,604,000</u>
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11.11	<u>Appropriations by Fund</u>		
11.12		<u>2012</u>	<u>2013</u>
11.13	<u>General</u>	<u>19,140,000</u>	<u>19,140,000</u>
11.14	<u>Natural Resources</u>	<u>200,000</u>	<u>200,000</u>
11.15	<u>Game and Fish</u>	<u>1,264,000</u>	<u>1,264,000</u>

11.16 \$7,145,000 the first year and \$7,145,000  
 11.17 the second year are for prevention,  
 11.18 presuppression, and suppression costs of  
 11.19 emergency firefighting and other costs  
 11.20 incurred under Minnesota Statutes, section  
 11.21 88.12. The amount necessary to pay for these  
 11.22 costs during the biennium is appropriated  
 11.23 from the general fund.

11.24 By January 15 of each year, the commissioner  
 11.25 of natural resources shall submit a report to  
 11.26 the chairs and ranking minority members  
 11.27 of the house and senate committees  
 11.28 and divisions having jurisdiction over  
 11.29 environment and natural resources finance,  
 11.30 identifying all firefighting costs incurred  
 11.31 and reimbursements received in the prior  
 11.32 fiscal year. These appropriations may  
 11.33 not be transferred. Any reimbursement  
 11.34 of firefighting expenditures made to the  
 11.35 commissioner from any source other than

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- 12.1 federal mobilizations shall be deposited into  
 12.2 the general fund.
- 12.3 \$582,000 the first year and \$582,000 the  
 12.4 second year are for the Forest Resources  
 12.5 Council for implementation of the  
 12.6 Sustainable Forest Resources Act.
- 12.7 \$200,000 the first year and \$200,000 the  
 12.8 second year are from the all-terrain vehicle  
 12.9 account in the natural resources fund to  
 12.10 maintain minimum-maintenance forest roads.
- 12.11 \$1,000,000 the first year and \$1,000,000  
 12.12 the second year are from the heritage  
 12.13 enhancement account in the game and fish  
 12.14 fund to maintain and expand the ecological  
 12.15 classification system program. This is a  
 12.16 onetime appropriation.
- 12.17 **Subd. 5. Parks and Trails Management** 57,261,000 56,046,000
- 12.18 Appropriations by Fund
- |                                | <u>2012</u>       | <u>2013</u>       |
|--------------------------------|-------------------|-------------------|
| 12.19 <u>General</u>           | <u>19,327,000</u> | <u>19,322,000</u> |
| 12.20 <u>Natural Resources</u> | <u>35,740,000</u> | <u>34,530,000</u> |
| 12.21 <u>Game and Fish</u>     | <u>2,194,000</u>  | <u>2,194,000</u>  |
- 12.22
- 12.23 \$1,000,000 the first year and \$1,000,000 the  
 12.24 second year are from the water recreation  
 12.25 account in the natural resources fund to  
 12.26 enable the department to develop and  
 12.27 implement best management practices for  
 12.28 public water access facilities to implement  
 12.29 aquatic invasive species prevention  
 12.30 strategies.
- 12.31 The appropriation in Laws 2003, chapter  
 12.32 128, article 1, section 5, subdivision 6, from  
 12.33 the water recreation account in the natural  
 12.34 resources fund for a cooperative project with  
 12.35 the United States Army Corps of Engineers

13.1 to develop the Mississippi Whitewater Park  
13.2 is available until June 30, 2012. The project  
13.3 must be designed to prevent the spread of  
13.4 aquatic invasive species.

13.5 \$5,731,000 the first year and \$5,731,000 the  
13.6 second year are from the natural resources  
13.7 fund for state trail, park, and recreation area  
13.8 operations. Of this amount, \$375,000 each  
13.9 year is for coordinated activities with Explore  
13.10 Minnesota Tourism. This appropriation is  
13.11 from the revenue deposited in the natural  
13.12 resources fund under Minnesota Statutes,  
13.13 section 297A.94, paragraph (e), clause (2).

13.14 \$8,424,000 the first year and \$8,424,000  
13.15 the second year are from the snowmobile  
13.16 trails and enforcement account in the  
13.17 natural resources fund for the snowmobile  
13.18 grants-in-aid program. Any unencumbered  
13.19 balance does not cancel at the end of the first  
13.20 year and is available for the second year.

13.21 \$1,360,000 the first year and \$1,360,000  
13.22 the second year are from the natural  
13.23 resources fund for the off-highway vehicle  
13.24 grants-in-aid program. Of this amount,  
13.25 \$1,110,000 each year is from the all-terrain  
13.26 vehicle account; \$150,000 each year is from  
13.27 the off-highway motorcycle account; and  
13.28 \$100,000 each year is from the off-road  
13.29 vehicle account. Any unencumbered balance  
13.30 does not cancel at the end of the first year  
13.31 and is available for the second year.

13.32 \$805,000 the first year and \$805,000 the  
13.33 second year are from the natural resources  
13.34 fund for trail grants to local units of  
13.35 government on land to be maintained for at

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14.1 least 20 years for the purposes of the grants.  
 14.2 This appropriation is from the revenue  
 14.3 deposited in the natural resources fund  
 14.4 under Minnesota Statutes, section 297A.94,  
 14.5 paragraph (e), clause (4).

14.6 Subd. 6. Fish and Wildlife Management 66,647,000 67,294,000

<u>Appropriations by Fund</u>		
	<u>2012</u>	<u>2013</u>
14.9 <u>General</u>	<u>1,177,000</u>	<u>1,177,000</u>
14.10 <u>Natural Resources</u>	<u>1,899,000</u>	<u>1,899,000</u>
14.11 <u>Game and Fish</u>	<u>63,571,000</u>	<u>64,218,000</u>

14.12 \$100,000 the first year and \$100,000 the  
 14.13 second year are from the nongame wildlife  
 14.14 account in the natural resources fund for gray  
 14.15 wolf research.

14.16 \$120,000 the first year and \$120,000 the  
 14.17 second year are from the game and fish fund  
 14.18 for gray wolf management.

14.19 \$975,000 the first year and \$975,000 the  
 14.20 second year are to accelerate wildlife health  
 14.21 programs. This is a onetime appropriation.

14.22 \$8,167,000 the first year and \$8,167,000  
 14.23 the second year are from the heritage  
 14.24 enhancement account in the game and  
 14.25 fish fund only for activities specified in  
 14.26 Minnesota Statutes, section 297A.94,  
 14.27 paragraph (e), clause (1). Notwithstanding  
 14.28 Minnesota Statutes, section 297A.94, five  
 14.29 percent of this appropriation may be used for  
 14.30 expanding hunter and angler recruitment and  
 14.31 retention.

14.32 Notwithstanding Minnesota Statutes, section  
 14.33 84.943, \$13,000 the first year and \$13,000  
 14.34 the second year from the critical habitat  
 14.35 private sector matching account may be used

15.1 to publicize the critical habitat license plate  
 15.2 match program.  
 15.3 \$202,000 the first year and \$202,000 the  
 15.4 second year are for preserving, restoring, and  
 15.5 enhancing grassland and wetland complexes  
 15.6 on public or private lands.  
 15.7 Notwithstanding Minnesota Statutes, section  
 15.8 16A.28, the appropriations encumbered  
 15.9 under contract on or before June 30, 2013, for  
 15.10 aquatic restoration grants and wildlife habitat  
 15.11 grants are available until June 30, 2014.

15.12 Subd. 7. Enforcement 33,342,000 36,557,000

	<u>Appropriations by Fund</u>	
	<u>2012</u>	<u>2013</u>
15.13 <u>General</u>	<u>2,216,000</u>	<u>2,216,000</u>
15.14 <u>Natural Resources</u>	<u>9,048,000</u>	<u>9,591,000</u>
15.15 <u>Game and Fish</u>	<u>21,978,000</u>	<u>24,650,000</u>
15.16 <u>Remediation</u>	<u>100,000</u>	<u>100,000</u>

15.17 \$1,204,000 the first year and \$1,307,000  
 15.18 the second year are from the heritage  
 15.19 enhancement account in the game and  
 15.20 fish fund for only the purposes specified  
 15.21 in Minnesota Statutes, section 297A.94,  
 15.22 paragraph (e), clause (1). The base  
 15.23 appropriation in 2014 is \$1,297,000.  
 15.24 Notwithstanding Minnesota Statutes, section  
 15.25 84.780, \$200,000 the first year is from the  
 15.26 off-highway vehicle damage account in the  
 15.27 natural resources fund to fund a conservation  
 15.28 officer academy in 2011. This is a onetime  
 15.29 appropriation.  
 15.30 \$1,082,000 the first year and \$1,082,000 the  
 15.31 second year are from the water recreation  
 15.32 account in the natural resources fund for  
 15.33 grants to counties for boat and water safety.

16.1 Any unencumbered balance does not cancel  
16.2 at the end of the first year and is available for  
16.3 the second year.

16.4 \$315,000 the first year and \$315,000 the  
16.5 second year are from the snowmobile  
16.6 trails and enforcement account in the  
16.7 natural resources fund for grants to local  
16.8 law enforcement agencies for snowmobile  
16.9 enforcement activities. Any unencumbered  
16.10 balance does not cancel at the end of the first  
16.11 year and is available for the second year.

16.12 \$250,000 the first year and \$250,000 the  
16.13 second year are from the all-terrain vehicle  
16.14 account for grants to qualifying organizations  
16.15 to assist in safety and environmental  
16.16 education and monitoring trails on public  
16.17 lands under Minnesota Statutes, section  
16.18 84.9011. Grants issued under this paragraph:  
16.19 (1) must be issued through a formal  
16.20 agreement with the organization; and (2)  
16.21 must not be used as a substitute for traditional  
16.22 spending by the organization. By December  
16.23 15 each year, an organization receiving a  
16.24 grant under this paragraph shall report to the  
16.25 commissioner with details on expenditures  
16.26 and outcomes from the grant. By January  
16.27 15, 2013, the commissioner shall report on  
16.28 the expenditures and outcomes of the grants  
16.29 to the chairs and ranking minority members  
16.30 of the legislative committees and divisions  
16.31 having jurisdiction over natural resources  
16.32 policy and finance. Of this appropriation,  
16.33 \$25,000 each year is for administration of  
16.34 these grants. Any unencumbered balance  
16.35 does not cancel at the end of the first year  
16.36 and is available for the second year.



17.1 \$510,000 the first year and \$510,000  
 17.2 the second year are from the natural  
 17.3 resources fund for grants to county law  
 17.4 enforcement agencies for off-highway  
 17.5 vehicle enforcement and public education  
 17.6 activities based on off-highway vehicle use  
 17.7 in the county. Of this amount, \$498,000 each  
 17.8 year is from the all-terrain vehicle account;  
 17.9 \$11,000 each year is from the off-highway  
 17.10 motorcycle account; and \$1,000 each year  
 17.11 is from the off-road vehicle account. The  
 17.12 county enforcement agencies may use  
 17.13 money received under this appropriation  
 17.14 to make grants to other local enforcement  
 17.15 agencies within the county that have a high  
 17.16 concentration of off-highway vehicle use.  
 17.17 Of this appropriation, \$25,000 each year  
 17.18 is for administration of these grants. Any  
 17.19 unencumbered balance does not cancel at the  
 17.20 end of the first year and is available for the  
 17.21 second year.

17.22 **Subd. 8. Operations Support** 2,634,000 2,634,000

	<u>Appropriations by Fund</u>	
	<u>2012</u>	<u>2013</u>
17.25 <u>General</u>	<u>888,000</u>	<u>888,000</u>
17.26 <u>Natural Resources</u>	<u>805,000</u>	<u>805,000</u>
17.27 <u>Game and Fish</u>	<u>941,000</u>	<u>941,000</u>

17.28 \$320,000 the first year and \$320,000 the  
 17.29 second year are from the natural resources  
 17.30 fund for grants to be divided equally between  
 17.31 the city of St. Paul for the Como Park Zoo  
 17.32 and Conservatory and the city of Duluth  
 17.33 for the Duluth Zoo. This appropriation  
 17.34 is from the revenue deposited to the fund  
 17.35 under Minnesota Statutes, section 297A.94,  
 17.36 paragraph (e), clause (5).

18.1 \$484,000 the first year and \$484,000 the  
18.2 second year are from the natural resources  
18.3 fund. Of this amount, \$160,000 each year  
18.4 is from the forest management investment  
18.5 account; \$58,000 each year is from the water  
18.6 recreation account; \$176,000 each year is  
18.7 from the snowmobile account; and \$90,000  
18.8 each year is from the all-terrain vehicle  
18.9 account.

18.10 **Sec. 5. BOARD OF WATER AND SOIL**  
18.11 **RESOURCES**

**\$ 12,842,000 \$ 12,842,000**

18.12 \$3,526,000 the first year and \$3,526,000 the  
18.13 second year are for natural resources block  
18.14 grants to local governments. The board may  
18.15 reduce the amount of the natural resources  
18.16 block grant to a county by an amount equal to  
18.17 any reduction in the county's general services  
18.18 allocation to a soil and water conservation  
18.19 district from the county's previous year  
18.20 allocation when the board determines that  
18.21 the reduction was disproportionate. Grants  
18.22 must be matched with a combination of local  
18.23 cash or in-kind contributions.

18.24 \$3,185,000 the first year and \$3,185,000  
18.25 the second year are for grants requested  
18.26 by soil and water conservation districts for  
18.27 general purposes, nonpoint engineering, and  
18.28 implementation of the reinvest in Minnesota  
18.29 reserve program. Upon approval of the  
18.30 board, expenditures may be made from these  
18.31 appropriations for supplies and services  
18.32 benefiting soil and water conservation  
18.33 districts.

18.34 \$1,718,000 the first year and \$1,718,000  
18.35 the second year are for grants to soil and

- 19.1 water conservation districts for cost-sharing  
19.2 contracts for sediment and erosion control,  
19.3 water quality management, feedlot water  
19.4 quality projects, establishing and maintaining  
19.5 riparian vegetation buffers of restored  
19.6 native prairie, and county cooperative weed  
19.7 management programs.
- 19.8 Notwithstanding Minnesota Statutes, section  
19.9 103C.501, the board may shift cost-share  
19.10 funds in this section and may adjust the  
19.11 technical and administrative assistance  
19.12 portion of the grant funds to leverage  
19.13 federal or other nonstate funds or to address  
19.14 high-priority needs identified in local water  
19.15 management plans.
- 19.16 \$454,000 the first year and \$454,000 the  
19.17 second year are for implementation and  
19.18 enforcement of the Wetland Conservation  
19.19 Act.
- 19.20 \$60,000 each year is for staff to monitor and  
19.21 enforce wetland replacement, wetland bank  
19.22 sites, and the Wetland Conservation Act.
- 19.23 \$60,000 each year is to provide assistance to  
19.24 local drainage management officials and for  
19.25 the costs of the Drainage Work Group.
- 19.26 \$100,000 the first year and \$100,000  
19.27 the second year are for a grant to the  
19.28 Red River Basin Commission for water  
19.29 quality and floodplain management,  
19.30 including administration of programs. If the  
19.31 appropriation in either year is insufficient, the  
19.32 appropriation in the other year is available  
19.33 for it.
- 19.34 The appropriations for grants in this  
19.35 section are available until expended. If an



21.1	<u>Appropriations by Fund</u>		
21.2		<u>2012</u>	<u>2013</u>
21.3	<u>General</u>	<u>5,919,000</u>	<u>5,919,000</u>
21.4	<u>Natural Resources</u>	<u>160,000</u>	<u>160,000</u>

21.5 \$160,000 the first year and \$160,000 the  
 21.6 second year are from the natural resources  
 21.7 fund from the revenue deposited under  
 21.8 Minnesota Statutes, section 297A.94,  
 21.9 paragraph (e), clause (5).

21.10 Sec. 9. SCIENCE MUSEUM OF  
 21.11 MINNESOTA \$ 1,157,000 \$ 1,157,000

21.12 **ARTICLE 2**

21.13 **ENERGY FINANCE**

21.14 Section 1. **SUMMARY OF APPROPRIATIONS.**

21.15 The amounts shown in this section summarize direct appropriations, by fund, made  
 21.16 in this article.

21.17		<b><u>2012</u></b>	<b><u>2013</u></b>	<b><u>Total</u></b>
21.18	<u>General</u>	\$ <u>27,257,000</u>	\$ <u>27,265,000</u>	\$ <u>54,522,000</u>
21.19	<u>Petroleum Tank Cleanup</u>	<u>1,052,000</u>	<u>1,052,000</u>	<u>2,104,000</u>
21.20	<u>Workers' Compensation</u>	<u>751,000</u>	<u>751,000</u>	<u>1,502,000</u>
21.21	<b><u>Total</u></b>	\$ <b><u>29,060,000</u></b>	\$ <b><u>29,068,000</u></b>	\$ <b><u>58,128,000</u></b>

21.22 Sec. 2. **ENERGY FINANCE APPROPRIATIONS.**

21.23 The sums shown in the columns marked "Appropriations" are appropriated to the  
 21.24 agencies and for the purposes specified in this article. The appropriations are from the  
 21.25 general fund, or another named fund, and are available for the fiscal years indicated  
 21.26 for each purpose. The figures "2012" and "2013" used in this article mean that the  
 21.27 appropriations listed under them are available for the fiscal year ending June 30, 2012, or  
 21.28 June 30, 2013, respectively. "The first year" is fiscal year 2012. "The second year" is fiscal  
 21.29 year 2013. "The biennium" is fiscal years 2012 and 2013. Appropriations for the fiscal  
 21.30 year ending June 30, 2011, are effective the day following final enactment.

21.31 **APPROPRIATIONS**  
 21.32 **Available for the Year**  
 21.33 **Ending June 30**  
 21.34 **2012** **2013**

22.1 Sec. 3. DEPARTMENT OF COMMERCE

22.2 Subdivision 1. Total Appropriation \$ 22,878,000 \$ 22,886,000

22.3 Appropriations by Fund

22.4	<u>2012</u>	<u>2013</u>
22.5 <u>General</u>	<u>21,075,000</u>	<u>21,083,000</u>
22.6 <u>Petroleum Cleanup</u>	<u>1,052,000</u>	<u>1,052,000</u>
22.7 <u>Workers'</u>		
22.8 <u>Compensation</u>	<u>751,000</u>	<u>751,000</u>

22.9 The amounts that may be spent for each  
 22.10 purpose are specified in the following  
 22.11 subdivisions.

22.12 Subd. 2. Financial Institutions 6,774,000 6,778,000

22.13 \$138,000 the first year and \$142,000  
 22.14 the second year are for the regulation of  
 22.15 mortgage originators and servicers under  
 22.16 Minnesota Statutes, chapters 58 and 58A.

22.17 Subd. 3. Petroleum Tank Release Cleanup  
 22.18 Board 1,052,000 1,052,000

22.19 This appropriation is from the petroleum  
 22.20 tank release cleanup fund.

22.21 Subd. 4. Administrative Services 3,872,000 3,872,000

22.22 Subd. 5. Telecommunications 1,010,000 1,010,000

22.23 Subd. 6. Market Assurance 6,915,000 6,919,000

22.24 Appropriations by Fund

22.25	<u>2012</u>	<u>2013</u>
22.26 <u>General</u>	<u>6,164,000</u>	<u>6,168,000</u>
22.27 <u>Workers'</u>		
22.28 <u>Compensation</u>	<u>751,000</u>	<u>751,000</u>

22.29 Subd. 7. Office of Energy Security 3,255,000 3,255,000

22.30 Subd. 8. Transfer

22.31 \$300,000 the first year and \$300,000  
 22.32 the second year and each year thereafter  
 22.33 are for transfer to the commissioner  
 22.34 of human services to supplement the



**S.F. No. 981, as introduced - 87th Legislative Session (2011-2012) [11-2458]**

24.1 (c) \$1,050,000 the first year and \$1,050,000  
24.2 the second year are for research and  
24.3 evaluation, to determine the effectiveness  
24.4 of agricultural practices related to the way  
24.5 agricultural practices contribute to impaired  
24.6 waters, and to assist with the development  
24.7 and implementation of impaired waters  
24.8 plans and water protection activities. This  
24.9 appropriation is available until spent.

24.10 (d) \$700,000 the first year and \$700,000 the  
24.11 second year are for technical assistance and  
24.12 technology transfer of data and information,  
24.13 including demonstration sites, for precision  
24.14 conservation, recommended agricultural  
24.15 practices, and the environmental impacts  
24.16 of agricultural practices, to assist with the  
24.17 development and implementation total  
24.18 maximum daily load (TMDL) plans, and for  
24.19 surface water protection.

24.20 (e) \$3,625,000 the first year and \$5,625,000  
24.21 the second year are for the agriculture best  
24.22 management practices loan program. At  
24.23 least \$3,225,000 the first year and at least  
24.24 \$5,225,000 the second year are for transfer to  
24.25 the clean water agricultural best management  
24.26 practices loan account and are available  
24.27 for pass-through to local governments  
24.28 and lenders for low-interest loans. Any  
24.29 unencumbered balance that is not transferred  
24.30 to the loan account is available until June  
24.31 30, 2014.

24.32 **Sec. 3. PUBLIC FACILITIES AUTHORITY    \$    \$16,200,000    \$    \$16,200,000**

24.33 (a) \$11,200,000 the first year and  
24.34 \$11,200,000 the second year are for the total  
24.35 maximum daily load grant program under



**S.F. No. 981, as introduced - 87th Legislative Session (2011-2012) [11-2458]**

25.1 Minnesota Statutes, section 446A.073. This  
25.2 appropriation is available until spent.

25.3 (b) \$4,000,000 the first year and \$4,000,000  
25.4 the second year are for the clean water legacy  
25.5 phosphorus reduction grant program under  
25.6 Minnesota Statutes, section 446A.074. This  
25.7 appropriation is available until spent.

25.8 (c) \$1,000,000 the first year and \$1,000,000  
25.9 the second year are for small community  
25.10 wastewater treatment grants and loans under  
25.11 Minnesota Statutes, section 446A.075. This  
25.12 appropriation is available until spent.

25.13 (d) If there are any uncommitted funds at the  
25.14 end of each fiscal year under paragraph (a),  
25.15 (b), or (c), the Public Facilities Authority  
25.16 may transfer the remaining funds to eligible  
25.17 projects under any of the programs listed  
25.18 in this section, based on their priority rank  
25.19 on the Pollution Control Agency's project  
25.20 priority list.

25.21 **Sec. 4. POLLUTION CONTROL AGENCY    \$    \$28,040,000 \$    \$24,625,000**

25.22 (a) \$9,500,000 the first year and \$9,600,000  
25.23 the second year are to develop watershed  
25.24 protection and restoration plans, including  
25.25 total maximum daily load (TMDL) studies  
25.26 and TMDL implementation plans for waters  
25.27 listed on the United States Environmental  
25.28 Protection Agency approved impaired waters  
25.29 list according to Minnesota Statutes, chapter  
25.30 114D. The agency shall complete an average  
25.31 of ten percent of the TMDL's each year over  
25.32 the biennium.

25.33 (b) \$1,000,000 the first year and \$1,000,000  
25.34 the second year are for development of an

26.1 enhanced watershed and TMDL database to  
26.2 manage and track progress.

26.3 (c) \$1,125,000 the first year and \$1,125,000  
26.4 the second year are for groundwater  
26.5 assessment and drinking water protection to  
26.6 include:

26.7 (1) at least ten percent of the groundwater  
26.8 wells each year;

26.9 (2) the analysis of samples from at least  
26.10 40 shallow monitoring wells each year for  
26.11 endocrine disrupting compounds and other  
26.12 new chemicals of concern; and

26.13 (3) the completion of at least four  
26.14 groundwater models for watershed plans.

26.15 (d) \$2,500,000 the first year is for the clean  
26.16 water partnership program. Priority shall  
26.17 be given to watershed projects preventing  
26.18 impairments and degradation of lakes,  
26.19 rivers, streams, and groundwater according  
26.20 to Minnesota Statutes, section 114D.20,  
26.21 subdivision 2, clause (4), through the  
26.22 targeting of resources to areas of highest  
26.23 benefit. Any balance remaining in the first  
26.24 year does not cancel and is available until  
26.25 June 30, 2016.

26.26 (e) \$750,000 the first year and \$750,000 the  
26.27 second year are for water quality restoration  
26.28 projects in the lower St. Louis River and  
26.29 Duluth harbor. This appropriation must be  
26.30 matched by nonstate money at a rate of 65  
26.31 percent nonstate to 35 percent state money.

26.32 (f) \$7,500,000 the first year and \$7,500,000  
26.33 the second year are for completion of 20  
26.34 percent of the needed statewide assessments

27.1 of surface water quality and trends, including  
27.2 the monitoring and analysis of endocrine  
27.3 disruptors and other new chemicals of  
27.4 concern, and for use in watershed planning  
27.5 and progress.

27.6 (g) \$150,000 the first year and \$150,000  
27.7 the second year are available for civic  
27.8 engagement in TMDL development. Any  
27.9 balance remaining in the first year does not  
27.10 cancel and is available until June 30, 2016.

27.11 (h) \$3,750,000 the first year and \$3,750,000  
27.12 the second year are for groundwater  
27.13 protection or prevention of groundwater  
27.14 degradation activities through enhancing the  
27.15 county-level delivery system for subsurface  
27.16 sewage treatment systems (SSTS). Of this  
27.17 amount, at least \$2,345,000 each year is  
27.18 for an increase to county base grants and  
27.19 \$2,000,000 for the biennium is available  
27.20 for challenge grants to implement SSTS  
27.21 programs. The commissioner shall consult  
27.22 with the SSTS Compliance Task Force in  
27.23 developing a distribution allocation for the  
27.24 county base grants

27.25 (i) \$825,000 the first year is for storm water  
27.26 research and guidance development. Any  
27.27 balance remaining in the first year does not  
27.28 cancel and is available until June 30, 2016.

27.29 (j) \$940,000 the first year and \$750,000  
27.30 the second year are for national pollution  
27.31 discharge elimination system storm water  
27.32 and wastewater watershed and TMDL  
27.33 implementation activities.

27.34 **Sec. 5. DEPARTMENT OF NATURAL**  
27.35 **RESOURCES**

**\$ 12,522,000 \$ 9,092,000**

28.1 (a) \$3,417,000 the first year and \$3,687,000  
28.2 the second year are for water quality  
28.3 assessments and monitoring to support the  
28.4 identification of impaired waters.

28.5 (b) \$1,720,000 each year is for total  
28.6 maximum daily load (TMDL) development  
28.7 and TMDL implementation plans for waters  
28.8 listed on the United States Environmental  
28.9 Protection Agency approved impaired waters  
28.10 list according to Minnesota Statutes, chapter  
28.11 114D.

28.12 (c) \$1,650,000 each year is for nonpoint  
28.13 source restoration and protection activities.

28.14 (d) \$2,035,000 each year is for drinking  
28.15 water planning and protection activities.

28.16 (e) \$2,700,000 the first year is to acquire and  
28.17 distribute high-resolution digital elevation  
28.18 data using light detection and ranging to aid  
28.19 with impaired waters modeling and TMDL  
28.20 implementation under Minnesota Statutes,  
28.21 chapter 114D.

28.22 **Sec. 6. BOARD OF WATER AND SOIL**  
28.23 **RESOURCES**

**\$ 23,484,000 \$ 25,484,000**

28.24 (a) \$11,500,000 the first year and  
28.25 \$13,500,000 the second year are for grants  
28.26 to local governments and joint powers  
28.27 organizations of local governments for  
28.28 projects and practices to keep water on  
28.29 the land in order to decrease sediment,  
28.30 pollutant, and nutrient transport; reduce  
28.31 hydrologic impacts to surface waters;  
28.32 and increase infiltration for groundwater  
28.33 recharge. Projects and practices shall be  
28.34 prioritized based on the benefits to protect  
28.35 and restore surface waters; to protect,

29.1 enhance, and restore water quality in lakes,  
29.2 rivers, wetlands, and streams; and to protect  
29.3 groundwater and drinking water. Projects  
29.4 and practices may include feedlot water  
29.5 quality, erosion control, and stream bank,  
29.6 stream channel, and shoreline restoration  
29.7 projects and must be of long-lasting public  
29.8 benefit, include a match, and be consistent  
29.9 with total maximum daily load (TMDL)  
29.10 implementation plans or local water  
29.11 management plans.

29.12 (b) \$2,250,000 the first year and \$2,250,000  
29.13 the second year are for targeted local  
29.14 resource protection and enhancement grants.

29.15 The board shall give priority consideration  
29.16 to projects and practices that complement,  
29.17 supplement, or exceed current state standards  
29.18 for protection, enhancement, and restoration  
29.19 of water quality in lakes, rivers, and streams  
29.20 or that protect groundwater from degradation.

29.21 (c) \$900,000 the first year and \$900,000 the  
29.22 second year are to provide state oversight  
29.23 and accountability, evaluate results, and  
29.24 measure the value of conservation program  
29.25 implementation by local governments,  
29.26 including submitting to the legislature  
29.27 by March 1 each year an annual report  
29.28 prepared by the board, in consultation with  
29.29 the commissioners of natural resources,  
29.30 health, agriculture, and the Pollution Control  
29.31 Agency, detailing the recipients and projects  
29.32 funded under this section. The board shall  
29.33 require grantees to specify the outcomes that  
29.34 will be achieved by the grants prior to any  
29.35 grant awards.

30.1 (d) \$1,000,000 the first year and \$1,000,000  
30.2 the second year are for technical assistance  
30.3 and grants for the conservation drainage  
30.4 program in consultation with the Drainage  
30.5 Work Group that consists of projects to  
30.6 retrofit existing drainage systems with  
30.7 water quality improvement practices,  
30.8 evaluate outcomes, and provide outreach  
30.9 to landowners, public drainage authorities,  
30.10 drainage engineers and contractors, and  
30.11 others.

30.12 (e) \$6,500,000 the first year and \$6,500,000  
30.13 the second year are to purchase and restore  
30.14 permanent conservation easements on  
30.15 riparian buffers adjacent to public waters,  
30.16 excluding wetlands, to keep water on the  
30.17 land in order to decrease sediment, pollutant,  
30.18 and nutrient transport; reduce hydrologic  
30.19 impacts to surface waters; and increase  
30.20 infiltration for groundwater recharge. The  
30.21 riparian buffers must be at least 50 feet  
30.22 unless there is a natural impediment, a road,  
30.23 or other impediment beyond the control  
30.24 of the landowner. This appropriation may  
30.25 be used for restoration of riparian buffers  
30.26 protected by easements purchased with  
30.27 this appropriation and for stream bank  
30.28 restorations when the riparian buffers have  
30.29 been restored.

30.30 (f) \$1,000,000 the first year and \$1,000,000  
30.31 the second year are for permanent  
30.32 conservation easements on wellhead  
30.33 protection areas under Minnesota Statutes,  
30.34 section 103F.515, subdivision 2, paragraph  
30.35 (d). Priority must be placed on land that  
30.36 is located where the vulnerability of the

31.1 drinking water is designated as high or very  
31.2 high by the commissioner of health.

31.3 (g) \$1,250,000 the first year and \$1,250,000  
31.4 the second year are for community partners  
31.5 grants to local governments for: (i) structural  
31.6 or vegetative management practices that  
31.7 reduce storm water runoff from developed  
31.8 or disturbed lands to reduce the movement  
31.9 of sediment, nutrients, and pollutants for  
31.10 restoration, protection, or enhancement of  
31.11 water quality in lakes, rivers, and streams  
31.12 and to protect groundwater and drinking  
31.13 water; and (ii) installation of proven and  
31.14 effective water retention practices including,  
31.15 but not limited to, rain gardens and other  
31.16 vegetated infiltration basins and sediment  
31.17 control basins to keep water on the land.

31.18 The projects must be of long-lasting public  
31.19 benefit, include a local match, and be  
31.20 consistent with TMDL implementation plans  
31.21 or local water management plans. Local  
31.22 government staff and administration costs  
31.23 may be used as a match.

31.24 (h) \$42,000 the first year and \$42,000 the  
31.25 second year are for a technical assistance  
31.26 panel to conduct up to ten restoration audits  
31.27 under Minnesota Statutes, section 114D.50,  
31.28 subdivision 6.

31.29 (i) The board shall contract for services  
31.30 with Conservation Corps Minnesota for  
31.31 restoration, maintenance, and other activities  
31.32 under this section for \$500,000 the first year  
31.33 and \$500,000 the second year.

31.34 (j) The board shall incorporate efforts  
31.35 to enhance local capacity to engage the

32.1 public during restoration, protection, and  
32.2 implementation projects and activities  
32.3 through the board's programs and projects  
32.4 funded under this section.

32.5 (k) The board may shift grant or cost-share  
32.6 funds in this section and may adjust the  
32.7 technical and administrative assistance  
32.8 portion of the funds to leverage federal or  
32.9 other nonstate funds or to address oversight  
32.10 responsibilities or high-priority needs  
32.11 identified in local water management plans.

32.12 (l) The board shall develop and utilize  
32.13 performance-based criteria for local water  
32.14 resources restoration, protection, and  
32.15 management program and project grants.  
32.16 The criteria may include, but are not limited  
32.17 to, science-based assessments, organizational  
32.18 capacity, priority resource issues, community  
32.19 outreach and support, partnership potential,  
32.20 and program and project delivery efficiency  
32.21 and effectiveness. The board shall, to  
32.22 the extent practical, utilize a watershed  
32.23 approach when developing criteria for  
32.24 project proposals.

32.25 (m) The appropriations in this section are  
32.26 available until June 30, 2014, and, unless  
32.27 otherwise specified, the board may utilize up  
32.28 to five percent for administration of grant and  
32.29 easement programs and up to five percent for  
32.30 technical design, construction, and project  
32.31 oversight.

32.32 **Sec. 7. DEPARTMENT OF HEALTH                    \$            3,564,000 \$            3,616,000**

32.33 (a) \$1,020,000 each year is for addressing  
32.34 public health concerns for drinking water



33.1 contaminants for which health-based  
33.2 drinking water standards are needed. The  
33.3 commissioner shall characterize and issue  
33.4 health-based guidance for contaminants of  
33.5 emerging concern in drinking water.

33.6 (b) \$1,415,000 each year is for protection of  
33.7 drinking water sources, including assisting  
33.8 communities with the development and  
33.9 implementation of source water protection  
33.10 plans for public water supplies and awarding  
33.11 public water suppliers with source water  
33.12 protection grants.

33.13 (c) \$302,000 the first year and \$367,000 the  
33.14 second year are for expanding the capabilities  
33.15 of the county well index database. \$165,000  
33.16 the first year and \$252,000 the second year  
33.17 are for developing and testing a methodology  
33.18 for designating public health risks related to  
33.19 human and naturally occurring contaminant  
33.20 impacts to private and public drinking water  
33.21 sources.

33.22 (d) \$347,000 each year is for grants for  
33.23 public and private well sealing. Grant awards  
33.24 under this paragraph are limited to 50 percent  
33.25 of the well sealing costs. Funding for sealing  
33.26 private wells shall be administered through  
33.27 the Board of Water and Soil Resources to  
33.28 local agencies.

33.29 (e) \$315,000 the first year and \$215,000 the  
33.30 second year are to provide global positioning  
33.31 system equipment, maintenance, and training  
33.32 for well contractors to report locations of  
33.33 wells and to implement a study on arsenic  
33.34 levels in newly constructed wells.

34.1 Sec. 8. METROPOLITAN COUNCIL § 2,500,000 § 1,500,000  
 34.2 (a) \$500,000 the first year and \$500,000 the  
 34.3 second year are for Metropolitan Council  
 34.4 water supply planning activities under  
 34.5 Minnesota Statutes, section 473.1565.

34.6 (b) \$2,000,000 the first year and \$1,000,000  
 34.7 the second year are for matching grants to  
 34.8 cities to provide matching grants to private  
 34.9 parties to mitigate inflow and infiltration of  
 34.10 clean water into sanitary sewer systems. This  
 34.11 appropriation is onetime.

34.12 **ARTICLE 4**

34.13 **PARKS AND TRAILS FUND**

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

34.15 The sums shown in the columns marked "Appropriations" are appropriated to the  
 34.16 agencies and for the purposes specified in this article. The appropriations are from the  
 34.17 parks and trails fund and are available for the fiscal years indicated for each purpose. The  
 34.18 figures "2012" and "2013" used in this article mean that the appropriations listed under  
 34.19 them are available for the fiscal year ending June 30, 2012, or June 30, 2013, respectively.  
 34.20 "The first year" is fiscal year 2012. "The second year" is fiscal year 2013. "The biennium"  
 34.21 is fiscal years 2012 and 2013. The appropriations in this article are onetime.

34.22	<b><u>APPROPRIATIONS</u></b>	
34.23	<b><u>Available for the Year</u></b>	
34.24	<b><u>Ending June 30</u></b>	
34.25	<b><u>2012</u></b>	<b><u>2013</u></b>

34.26 Sec. 2. **DEPARTMENT OF NATURAL**  
 34.27 **RESOURCES** § 22,366,000 § 22,366,000

34.28 (a) \$16,201,000 the first year and  
 34.29 \$16,201,000 the second year are for state  
 34.30 parks, recreation areas, and trails to:  
 34.31 (1) connect people to the outdoors;  
 34.32 (2) acquire land and create opportunities for  
 34.33 accessibility;

35.1 (3) maintain existing holdings; and  
35.2 (4) develop a comprehensive, integrated,  
35.3 and accessible database and Web site and  
35.4 coordinate the implementation of the 25-year  
35.5 long-range parks and trails legacy plan.  
35.6 (b) \$6,165,000 the first year and \$6,165,000  
35.7 the second year are for grants under  
35.8 Minnesota Statutes, section 85.535. Up  
35.9 to 2.5 percent of this appropriation may  
35.10 be used for administering the grants. Any  
35.11 unencumbered balance does not cancel at the  
35.12 end of the first year and is available for the  
35.13 second year.

35.14 Sec. 3. **METROPOLITAN COUNCIL**                    **\$**        **16,163,000** **\$**        **16,163,000**

35.15 (a) \$16,163,000 the first year and  
35.16 \$16,163,000 the second year are to be  
35.17 distributed as required under Minnesota  
35.18 Statutes, section 85.53, subdivision 3.  
35.19 (b) The Metropolitan Council shall submit  
35.20 a report on the expenditure and use of  
35.21 money appropriated under this section to  
35.22 the legislature as provided in Minnesota  
35.23 Statutes, section 3.195, by March 1 of each  
35.24 year. The report must detail the outcomes in  
35.25 terms of additional use of parks and trails  
35.26 resources, user satisfaction surveys, and  
35.27 other appropriate outcomes.

35.28 **ARTICLE 5**

35.29 **STATUTORY CHANGES**

35.30 Section 1. **[84.68] FORESTS FOR THE FUTURE CONSERVATION EASEMENT**  
35.31 **ACCOUNT.**

36.1            Subdivision 1. **Account established; sources.** The forests for the future  
36.2 conservation easement account is created in the natural resources fund in the state treasury.  
36.3 The following revenue shall be deposited in the account:

- 36.4            (1) contributions to the account or specified for any purposes of the account;  
36.5            (2) financial contributions required under section 84.66, subdivision 11, or other  
36.6 applicable law; and  
36.7            (3) money appropriated or transferred for the purposes described in subdivision 2.

36.8 Interest earned on money in the account accrues to the account.

36.9            Subd. 2. **Appropriation; purposes of account.** Money in the forests for the future  
36.10 conservation easement account is appropriated annually to the commissioner of natural  
36.11 resources and may be spent only to cover the costs of managing forests for the future  
36.12 conservation easements held by the Department of Natural Resources, including costs  
36.13 incurred from monitoring, landowner contracts, record keeping, processing landowner  
36.14 notices, requests for approval or amendments, and enforcement.

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

36.16            Sec. 2. Minnesota Statutes 2010, section 85.052, subdivision 4, is amended to read:

36.17            Subd. 4. **Deposit of fees.** (a) Fees paid for providing contracted products and  
36.18 services within a state park, state recreation area, or wayside, and for special state park  
36.19 uses under this section shall be deposited in the natural resources fund and credited to a  
36.20 state parks account.

36.21            (b) Gross receipts derived from sales, rentals, or leases of natural resources within  
36.22 state parks, recreation areas, and waysides, other than those on trust fund lands, must be  
36.23 deposited in the state treasury and credited to the state parks working capital account.

36.24 ~~The appropriation under section 85.22 for revenue deposited in this section is limited to~~  
36.25 ~~\$25,000 per fiscal year.~~

36.26            (c) Notwithstanding paragraph (b), the gross receipts from the sale of stockpile  
36.27 materials, aggregate, or other earth materials from the Iron Range Off-Highway Vehicle  
36.28 Recreation Area shall be deposited in the dedicated accounts in the natural resources fund  
36.29 from which the purchase of the stockpile material was made.

36.30            Sec. 3. Minnesota Statutes 2010, section 85.055, subdivision 2, is amended to read:

36.31            Subd. 2. **Fee deposit and appropriation.** The fees collected under this section  
36.32 shall be deposited in the natural resources fund and credited to the state parks account.  
36.33 Money in the account, except for the electronic licensing system commission established

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37.1 by the commissioner under section 84.027, subdivision 15, is ~~available for appropriation~~  
37.2 appropriated to the commissioner to operate and maintain the state park system.

37.3 Sec. 4. Minnesota Statutes 2010, section 86B.415, subdivision 7, is amended to read:

37.4 Subd. 7. **Watercraft surcharge.** A \$5 surcharge is placed on each watercraft  
37.5 licensed under subdivisions 1 to 5 for control, public awareness, law enforcement,  
37.6 monitoring, and research of aquatic invasive species such as zebra mussel, purple  
37.7 loosestrife, and Eurasian water milfoil in public waters and public wetlands. The  
37.8 surcharge is:

37.9 (1) \$10 for watercraft licensed under subdivision 1, clause (2);

37.10 (2) \$20 for watercraft licensed under subdivision 1, clause (6); and

37.11 (3) \$25 for all other watercraft.

37.12 Sec. 5. **[89.0385] FOREST MANAGEMENT INVESTMENT ACCOUNT; COST**  
37.13 **CERTIFICATION.**

37.14 (a) After each fiscal year, the commissioner shall certify the total costs incurred for  
37.15 forest management, forest improvement, and road improvement on state-managed lands  
37.16 during that year. The commissioner shall distribute forest management receipts credited to  
37.17 various accounts according to this section.

37.18 (b) The amount of the certified costs incurred for forest management activities  
37.19 on state lands shall be transferred from the account where receipts are deposited to the  
37.20 forest management investment account in the natural resources fund, except for those  
37.21 costs certified under section 16A.125. Transfers in a fiscal year cannot exceed receipts  
37.22 credited to the account.

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

37.24 Sec. 6. Minnesota Statutes 2010, section 89.039, is amended to read:

37.25 **89.039 FOREST MANAGEMENT INVESTMENT ACCOUNT.**

37.26 Subdivision 1. **Account established; sources.** The forest management investment  
37.27 account is created in the natural resources fund in the state treasury and money in the  
37.28 account ~~may be spent~~ is appropriated to the commissioner only for the purposes provided  
37.29 in subdivision 2. The following revenue shall be deposited in the forest management  
37.30 investment account:

37.31 (1) timber sales receipts transferred from the consolidated conservation areas  
37.32 account as provided in section 84A.51, subdivision 2;

- 38.1 (2) timber sales receipts from forest lands as provided in section 89.035;  
38.2 (3) money transferred from the forest suspense account according to section  
38.3 16A.125, subdivision 5; ~~and~~  
38.4 (4) interest accruing from investment of the account; and  
38.5 (5) money transferred from other accounts according to section 89.0385.

38.6 Subd. 2. **Purposes of account.** ~~Subject to appropriation by the legislature,~~ Money  
38.7 in the forest management investment account may be spent by the Department of Natural  
38.8 Resources in accordance with the forest resource management policy and plan for any of  
38.9 the following purposes:

- 38.10 (1) reforestation and timber stand improvement, including forest pest management;  
38.11 (2) timber sales administration, contract marking of commercial thinning sales,  
38.12 cultural resource reviews, and other timber sales costs; and  
38.13 (3) state forest road maintenance costs that exceed appropriations under section  
38.14 89.70.

38.15 Sec. 7. Minnesota Statutes 2010, section 89.21, is amended to read:

38.16 **89.21 CAMPGROUNDS, ESTABLISHMENT AND FEES.**

38.17 (a) The commissioner is authorized to establish and develop state forest  
38.18 campgrounds and may establish minimum standards not inconsistent with the laws of the  
38.19 state for the care and use of such campgrounds and charge fees for such uses as specified  
38.20 by the commissioner of natural resources.

38.21 (b) Notwithstanding section 16A.1283, the commissioner shall, by written order,  
38.22 establish fees providing for the use of state forest campgrounds. The fees are not subject  
38.23 to the rulemaking provisions of chapter 14 and section 14.386 does not apply.

38.24 (c) All fees shall be deposited in ~~the general fund~~ an account in the natural resources  
38.25 fund and are appropriated annually to the commissioner.

38.26 Sec. 8. **97A.052] PEACE OFFICER TRAINING ACCOUNT.**

38.27 Subdivision 1. Account established; sources. The peace officer training account is  
38.28 created in the game and fish fund in the state treasury. Revenue from the portion of the  
38.29 surcharges assessed to criminal and traffic offenders in section 357.021, subdivision 7,  
38.30 clause (1) shall be deposited in the account and is appropriated to the commissioner.  
38.31 Money in the account may be spent only for the purposes provided in subdivision 2.

38.32 Subd. 2. Purposes of account. Money in the peace officer training account  
38.33 may only be spent by the commissioner for peace officer training for employees of the

39.1 Department of Natural Resources who are licensed under sections 626.84 to 626.863  
39.2 to enforce game and fish laws.

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

39.4 Sec. 9. Minnesota Statutes 2010, section 97A.055, is amended by adding a subdivision  
39.5 to read:

39.6 Subd. 2b. **Certified costs.** Money for the certified costs under section 89.0385 is  
39.7 appropriated annually to the commissioner for reimbursement of certified costs on state  
39.8 lands acquired by purchase or gift for game and fish purposes.

39.9 Sec. 10. Minnesota Statutes 2010, section 97A.071, subdivision 2, is amended to read:

39.10 **Subd. 2. Revenue from small game license surcharge and lifetime licenses.**  
39.11 Revenue from the small game surcharge and \$6.50 annually from the lifetime fish and  
39.12 wildlife trust fund, established in section 97A.4742, for each license issued under sections  
39.13 97A.473, subdivisions 3 and 5, and 97A.474, subdivision 3, shall be credited to the  
39.14 wildlife acquisition account and appropriated to the commissioner. The money in the  
39.15 account shall be used by the commissioner only for the purposes of this section, and  
39.16 acquisition and development of wildlife lands under section 97A.145 and maintenance of  
39.17 the lands, in accordance with appropriations made by the legislature.

39.18 Sec. 11. Minnesota Statutes 2010, section 97A.075, is amended to read:

39.19 **97A.075 USE OF LICENSE REVENUES.**

39.20 Subdivision 1. **Deer, bear, and lifetime licenses.** (a) For purposes of this  
39.21 subdivision, "deer license" means a license issued under section 97A.475, subdivisions  
39.22 2, clauses (5), (6), (7), (13), (14), and (15), ~~and~~ 3, clauses (2), (3), (4), (10), (11), and  
39.23 (12); ~~and~~ 8, paragraph (b), and licenses issued under section 97B.301, subdivision 4.

39.24 (b) \$2 from each annual deer license and \$2 annually from the lifetime fish and  
39.25 wildlife trust fund, established in section 97A.4742, for each license issued under  
39.26 section 97A.473, subdivision 4, shall be credited to the deer management account and  
39.27 ~~shall be used~~ is appropriated to the commissioner for deer habitat improvement or deer  
39.28 management programs.

39.29 (c) \$1 from each annual deer license and each bear license and \$1 annually from  
39.30 the lifetime fish and wildlife trust fund, established in section 97A.4742, for each license  
39.31 issued under section 97A.473, subdivision 4, shall be credited to the deer and bear

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40.1 management account and ~~shall be used~~ is appropriated to the commissioner for deer and  
40.2 bear management programs, including a computerized licensing system.

40.3 (d) Fifty cents from each deer license is credited to the emergency deer feeding and  
40.4 wild cervidae health management account and is appropriated for emergency deer feeding  
40.5 and wild cervidae health management. Money appropriated for emergency deer feeding  
40.6 and wild cervidae health management is available until expended. The commissioner must  
40.7 inform the legislative chairs of the natural resources finance committees every two years  
40.8 on how the money for emergency deer feeding and wild cervidae health management  
40.9 has been spent.

40.10 When the unencumbered balance in the appropriation for emergency deer feeding  
40.11 and wild cervidae health management exceeds \$2,500,000 at the end of a fiscal year, the  
40.12 unencumbered balance in excess of \$2,500,000 is canceled and available for deer and bear  
40.13 management programs and computerized licensing.

40.14 Subd. 2. **Minnesota migratory waterfowl stamp.** (a) Ninety percent of the revenue  
40.15 from the Minnesota migratory waterfowl stamps must be credited to the waterfowl habitat  
40.16 improvement account. ~~Money in the account may be used~~ and is appropriated to the  
40.17 commissioner only for:

40.18 (1) development of wetlands and lakes in the state and designated waterfowl  
40.19 management lakes for maximum migratory waterfowl production including habitat  
40.20 evaluation, the construction of dikes, water control structures and impoundments, nest  
40.21 cover, rough fish barriers, acquisition of sites and facilities necessary for development  
40.22 and management of existing migratory waterfowl habitat and the designation of waters  
40.23 under section 97A.101;

40.24 (2) management of migratory waterfowl;

40.25 (3) development, restoration, maintenance, or preservation of migratory waterfowl  
40.26 habitat;

40.27 (4) acquisition of and access to structure sites; and

40.28 (5) the promotion of waterfowl habitat development and maintenance, including  
40.29 promotion and evaluation of government farm program benefits for waterfowl habitat.

40.30 (b) Money in the account may not be used for costs unless they are directly related to  
40.31 a specific parcel of land or body of water under paragraph (a), clause (1), (3), (4), or (5), or  
40.32 to specific management activities under paragraph (a), clause (2).

40.33 Subd. 3. **Trout and salmon stamp.** (a) Ninety percent of the revenue from trout  
40.34 and salmon stamps must be credited to the trout and salmon management account. ~~Money~~  
40.35 ~~in the account may be used~~ and is appropriated to the commissioner only for:



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41.1 (1) the development, restoration, maintenance, improvement, protection, and  
41.2 preservation of habitat for trout and salmon in trout streams and lakes, including, but  
41.3 not limited to, evaluating habitat; stabilizing eroding stream banks; adding fish cover;  
41.4 modifying stream channels; managing vegetation to protect, shade, or reduce runoff on  
41.5 stream banks; and purchasing equipment to accomplish these tasks;

41.6 (2) rearing trout and salmon, including utility and service costs associated with  
41.7 coldwater hatchery buildings and systems; stocking trout and salmon in streams and lakes  
41.8 and Lake Superior; and monitoring and evaluating stocked trout and salmon;

41.9 (3) acquisition of easements and fee title along trout waters;

41.10 (4) identifying easement and fee title areas along trout waters; and

41.11 (5) research and special management projects on trout streams, trout lakes, and  
41.12 Lake Superior and portions of its tributaries.

41.13 (b) Money in the account may not be used for costs unless they are directly related  
41.14 to a specific parcel of land or body of water under paragraph (a), to specific fish rearing  
41.15 activities under paragraph (a), clause (2), or for costs associated with supplies and  
41.16 equipment to implement trout and salmon management activities under paragraph (a).

41.17 Subd. 4. **Pheasant stamp.** (a) Ninety percent of the revenue from pheasant stamps  
41.18 must be credited to the pheasant habitat improvement account. ~~Money in the account may~~  
41.19 ~~be used~~ and is appropriated to the commissioner only for:

41.20 (1) the development, restoration, and maintenance of suitable habitat for ringnecked  
41.21 pheasants on public and private land including the establishment of nesting cover, winter  
41.22 cover, and reliable food sources;

41.23 (2) reimbursement of landowners for setting aside lands for pheasant habitat;

41.24 (3) reimbursement of expenditures to provide pheasant habitat on public and private  
41.25 land;

41.26 (4) the promotion of pheasant habitat development and maintenance, including  
41.27 promotion and evaluation of government farm program benefits for pheasant habitat; and

41.28 (5) the acquisition of lands suitable for pheasant habitat management and public  
41.29 hunting.

41.30 (b) Money in the account may not be used for:

41.31 (1) costs unless they are directly related to a specific parcel of land under paragraph  
41.32 (a), clause (1), (3), or (5), or to specific promotional or evaluative activities under  
41.33 paragraph (a), clause (4); or

41.34 (2) any personnel costs, except that prior to July 1, 2019, personnel may be hired  
41.35 to provide technical and promotional assistance for private landowners to implement  
41.36 conservation provisions of state and federal programs.

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42.1 Subd. 5. **Turkey account.** (a) \$4.50 from each turkey license sold, except youth  
42.2 licenses under section 97A.475, subdivision 2, clause (4), and subdivision 3, clause (7),  
42.3 must be credited to the wild turkey management account. ~~Money in the account may be~~  
42.4 ~~used~~ and is appropriated to the commissioner only for:

42.5 (1) the development, restoration, and maintenance of suitable habitat for wild  
42.6 turkeys on public and private land including forest stand improvement and establishment  
42.7 of nesting cover, winter roost area, and reliable food sources;

42.8 (2) acquisitions of, or easements on, critical wild turkey habitat;

42.9 (3) reimbursement of expenditures to provide wild turkey habitat on public and  
42.10 private land;

42.11 (4) trapping and transplantation of wild turkeys; and

42.12 (5) the promotion of turkey habitat development and maintenance, population  
42.13 surveys and monitoring, and research.

42.14 (b) Money in the account may not be used for:

42.15 (1) costs unless they are directly related to a specific parcel of land under paragraph  
42.16 (a), clauses (1) to (3), a specific trap and transplant project under paragraph (a), clause (4),  
42.17 or to specific promotional or evaluative activities under paragraph (a), clause (5); or

42.18 (2) any permanent personnel costs.

42.19 Subd. 6. **Walleye stamp.** (a) Revenue from walleye stamps must be credited to the  
42.20 walleye stamp account. ~~Money in the account must be used~~ and is appropriated to the  
42.21 commissioner only for stocking walleye in waters of the state and related activities.

42.22 (b) Money in the account may not be used for costs unless they are directly related to  
42.23 a specific body of water under paragraph (a), or for costs associated with supplies and  
42.24 equipment to implement walleye stocking activities under paragraph (a).

42.25 Sec. 12. Minnesota Statutes 2010, section 97A.411, subdivision 1, is amended to read:

42.26 Subdivision 1. **License period.** (a) Except as provided in paragraphs (b), (d), ~~and~~  
42.27 (e), and (f), a license is valid during the lawful time within the license year that the  
42.28 licensed activity may be performed. Except as provided in ~~paragraph~~ paragraphs (c) and  
42.29 (f), a license year begins on the first day of March and ends on the last day of February.

42.30 (b) A license issued under section 97A.475, subdivision 2, clause (4), (13), (14),  
42.31 (15), or (17); 3, clause (7), (10), (11), or (13); 6, clause (4), (5), 97A.475, subdivision (6),  
42.32 (7), or (8); 7, clause (2), (3), (5), or (6), or 97A.475, subdivision 12 (9); 10; or 12, clause  
42.33 (2), is valid for the full license period even if this period extends into the next license year,  
42.34 provided that the license period selected by the licensee begins at the time of issuance.

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43.1 (c) The license year for ~~resident fishing, the angling portion of a sporting license,~~  
43.2 ~~nonresident fishing,~~ resident fish house, resident dark house, and nonresident fish house  
43.3 begins on March 1 and ends on April 30 of the following year.

43.4 (d) A lifetime license issued under section 97A.473 or 97A.474 is valid during the  
43.5 lawful time within the license year that the licensed activity may be performed for the  
43.6 lifetime of the licensee.

43.7 (e) A three-year fish house or dark house license is valid during the license year that  
43.8 it is purchased and the two succeeding license years.

43.9 (f) A three-year individual angling license is valid during the license year in which it  
43.10 is purchased and the two succeeding license years.

43.11 Sec. 13. Minnesota Statutes 2010, section 97A.435, subdivision 2, is amended to read:

43.12 Subd. 2. **Eligibility.** Persons eligible for a turkey license shall be determined by  
43.13 this section and commissioner's rule. ~~A person is eligible for a turkey license only if the~~  
43.14 ~~person is at least age 16 before the season opens, possesses a firearms safety certificate, or,~~  
43.15 ~~if under age 12, is accompanied by a parent or guardian.~~

43.16 Sec. 14. Minnesota Statutes 2010, section 97A.451, subdivision 2, is amended to read:

43.17 Subd. 2. **Residents under age 16; fishing.** (a) A resident under the age of 16 years  
43.18 may take fish without a license.

43.19 (b) A resident under the age of 16 may net ciscoes and whitefish for personal  
43.20 consumption without the license required under section 97A.475, subdivision 13. A  
43.21 resident netting ciscoes and whitefish under this paragraph must follow all other applicable  
43.22 requirements for netting ciscoes and whitefish for personal consumption.

43.23 (c) A person's age at the time of purchase determines the type of license required  
43.24 under section 97A.475.

43.25 Sec. 15. Minnesota Statutes 2010, section 97A.451, subdivision 3, is amended to read:

43.26 Subd. 3. **Residents under age 16; small game.** (a) A resident under age 16 ~~must~~  
43.27 may not obtain a small game license ~~in order to~~ but may take small game by firearms or  
43.28 bow and arrow without ~~paying the applicable fees under section 97A.475, subdivisions 2,~~  
43.29 ~~4, and 5, a license~~ a license if the resident is:

43.30 (1) age 14 or 15 and possesses a firearms safety certificate;

43.31 (2) age 13, possesses a firearms safety certificate, and is accompanied by a parent or  
43.32 guardian;

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44.1 (3) age 13, 14, or 15, possesses an apprentice hunter validation, and is accompanied  
44.2 by a parent or guardian who possesses a small game license that was not obtained using an  
44.3 apprentice hunter validation; or

44.4 (4) age 12 or under and is accompanied by a parent or guardian.

44.5 (b) A resident under age 16 may take small game by trapping without a small game  
44.6 license, but a resident 13 years of age or older must have a trapping license. A resident  
44.7 under age 13 may trap without a trapping license, but may not register fisher, otter,  
44.8 bobcat, or pine marten unless the resident is at least age five. Any fisher, otter, bobcat,  
44.9 or pine marten taken by a resident under age five must be included in the limit of the  
44.10 accompanying parent or guardian.

44.11 (c) A resident under age ~~12~~ 13 ~~may apply for a turkey license~~ must obtain a free  
44.12 turkey license to take turkey and may take a turkey without a firearms safety certificate  
44.13 if the resident is accompanied by an adult parent or guardian who has a firearms safety  
44.14 certificate.

44.15 (d) A resident under age ~~12~~ 13 may apply for a prairie chicken license and may take  
44.16 a prairie chicken without a firearms safety certificate if the resident is accompanied by an  
44.17 adult parent or guardian who has a firearms safety certificate.

44.18 Sec. 16. Minnesota Statutes 2010, section 97A.451, is amended by adding a  
44.19 subdivision to read:

44.20 Subd. 3b. **Nonresidents under age 18; small game.** (a) A nonresident age 16 or  
44.21 over and under age 18 may take small game by firearms or archery and may obtain a small  
44.22 game license at the resident youth fee under section 97A.475, subdivision 2, clause (2),  
44.23 if the nonresident possesses a firearms safety certificate.

44.24 (b) A nonresident under age 16 may take small game by firearms or archery  
44.25 without paying the applicable fees under section 97A.475, subdivisions 2, 4, and 5, if  
44.26 the nonresident is:

44.27 (1) age 14 or 15 and possesses a firearms safety certificate;

44.28 (2) age 13, possesses a firearms safety certificate, and is accompanied by a parent  
44.29 or guardian; or

44.30 (3) age 12 or under and is accompanied by a parent or guardian.

44.31 Sec. 17. Minnesota Statutes 2010, section 97A.451, subdivision 4, is amended to read:

44.32 Subd. 4. **Persons under age 16** ~~13~~; **big game.** (a) ~~A person age 12, 13, 14, or 15~~  
44.33 ~~may not obtain a license to take big game unless the person possesses a firearms safety~~

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45.1 ~~certificate. A person age 12 or 13 must be accompanied by a parent or guardian to hunt~~  
45.2 ~~big game.~~

45.3 (b) A person age ~~10 or 11~~ ten or over and under age 13 may take big game, provided  
45.4 the person is under the direct supervision of a parent or guardian where the parent or  
45.5 guardian is within immediate reach. ~~Until March 1, 2009, a person age 10 or 11 may take~~  
45.6 ~~big game under a parent or guardian's license. Beginning March 1, 2009, A person age 10~~  
45.7 ~~or 11~~ ten or over and under age 13 must obtain a license in order to take big game and may  
45.8 obtain the license without paying the fee required under section 97A.475, subdivision 2.

45.9 Sec. 18. Minnesota Statutes 2010, section 97A.451, subdivision 5, is amended to read:

45.10 Subd. 5. **Nonresidents under age 16 18.** (a) A nonresident under ~~the age of 16~~ may  
45.11 ~~take fish by angling~~ angle without a license ~~if a parent or guardian has a fishing license,~~  
45.12 but fish must be immediately released or immediately returned to the water. A nonresident  
45.13 under age 16 may not harvest or possess fish unless the nonresident purchases a youth  
45.14 fishing license under section 97A.475, subdivision 7, clause (8), or is accompanied by a  
45.15 parent or guardian with a fishing license. Fish taken by a nonresident under ~~the age of 16~~  
45.16 without a license must be included in the limit of the parent or guardian.

45.17 (b) A nonresident under age ~~16 18~~ may purchase a youth fishing license ~~at the~~  
45.18 ~~resident fee or be included under a nonresident family license,~~ under section 97A.475,  
45.19 subdivision 7, clause (8), to take fish by angling; and possess a limit of fish.

45.20 Sec. 19. Minnesota Statutes 2010, section 97A.473, subdivision 2, is amended to read:

45.21 Subd. 2. **Lifetime angling license; fee.** (a) A resident lifetime angling license  
45.22 authorizes a person to take fish by angling in the state. The license authorizes those  
45.23 activities authorized by the annual resident angling license. The license does not include a  
45.24 trout and salmon stamp validation, a walleye stamp validation, or other stamps required  
45.25 by law.

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

45.27 (1) age 3 and under, ~~\$227~~ \$343;

45.28 (2) age 4 to age 15, ~~\$300~~ \$473;

45.29 (3) age 16 to age 50, ~~\$383~~ \$571; and

45.30 (4) age 51 and over, ~~\$203~~ \$401.

45.31 Sec. 20. Minnesota Statutes 2010, section 97A.473, subdivision 2b, is amended to read:

45.32 Subd. 2b. **Lifetime angling and spearing license; fee.** (a) A resident lifetime  
45.33 angling and spearing license authorizes a person to take fish by angling or spearing in the

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46.1 state. The license authorizes those activities authorized by the annual resident angling  
46.2 and spearing licenses.

46.3 (b) The fees for a resident lifetime angling and spearing license are:

46.4 (1) age 3 and under, ~~\$485~~ \$601;

46.5 (2) age 4 to age 15, ~~\$620~~ \$793;

46.6 (3) age 16 to age 50, ~~\$755~~ \$943; and

46.7 (4) age 51 and over, ~~\$376~~ \$574.

46.8 Sec. 21. Minnesota Statutes 2010, section 97A.473, subdivision 3, is amended to read:

46.9 Subd. 3. **Lifetime small game hunting license; fee.** (a) A resident lifetime small  
46.10 game hunting license authorizes a person to hunt and trap small game in the state. The  
46.11 license authorizes those hunting and trapping activities authorized by the annual resident  
46.12 small game hunting and trapping licenses. The license does not include a turkey stamp  
46.13 validation or any other hunting stamps required by law.

46.14 (b) The fees for a resident lifetime small game hunting license are:

46.15 (1) age 3 and under, ~~\$217~~ \$223;

46.16 (2) age 4 to age 15, ~~\$290~~ \$301;

46.17 (3) age 16 to age 50, ~~\$363~~ \$430; and

46.18 (4) age 51 and over, ~~\$213~~ \$274.

46.19 Sec. 22. Minnesota Statutes 2010, section 97A.473, subdivision 4, is amended to read:

46.20 Subd. 4. **Lifetime deer hunting license; fee.** (a) A resident lifetime deer hunting  
46.21 license authorizes a person to take deer with firearms or by archery in the state. The license  
46.22 authorizes those activities authorized by the annual resident firearm deer hunting license  
46.23 or the annual resident archery deer hunting license. The licensee must register and receive  
46.24 tags each year that the license is used. The tags shall be issued at no charge to the licensee.

46.25 (b) The fees for a resident lifetime firearm or archery deer hunting license are:

46.26 (1) age 3 and under, ~~\$337~~ \$406;

46.27 (2) age 4 to age 15, ~~\$450~~ \$538;

46.28 (3) age 16 to age 50, ~~\$573~~ \$656; and

46.29 (4) age 51 and over, ~~\$383~~ \$468.

46.30 Sec. 23. Minnesota Statutes 2010, section 97A.473, subdivision 5, is amended to read:

46.31 Subd. 5. **Lifetime sporting license; fee.** (a) A resident lifetime sporting license  
46.32 authorizes a person to take fish by angling and hunt and trap small game in the state. The  
46.33 license authorizes those activities authorized by the annual resident angling, resident

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47.1 small game hunting, and resident trapping licenses. The license does not include a trout  
47.2 and salmon stamp validation, a turkey stamp validation, a walleye stamp validation, or  
47.3 any other hunting stamps required by law.

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

47.5 (1) age 3 and under, ~~\$357~~ \$567;

47.6 (2) age 4 to age 15, ~~\$480~~ \$786;

47.7 (3) age 16 to age 50, ~~\$613~~ \$924; and

47.8 (4) age 51 and over, ~~\$413~~ \$668.

47.9 Sec. 24. Minnesota Statutes 2010, section 97A.473, subdivision 5a, is amended to read:

47.10 Subd. 5a. **Lifetime sporting with spearing option license; fee.** (a) A resident  
47.11 lifetime sporting with spearing option license authorizes a person to take fish by angling  
47.12 or spearing and hunt and trap small game in the state. The license authorizes those  
47.13 activities authorized by the annual resident angling, spearing, resident small game hunting,  
47.14 and resident trapping licenses. The license does not include a trout and salmon stamp  
47.15 validation, a turkey stamp validation, a walleye stamp validation, or any other hunting  
47.16 stamps required by law.

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

47.18 (1) age 3 and under, ~~\$615~~ \$815;

47.19 (2) age 4 to age 15, ~~\$800~~ \$906;

47.20 (3) age 16 to age 50, ~~\$985~~ \$1,296; and

47.21 (4) age 51 and over, ~~\$586~~ \$841.

47.22 Sec. 25. Minnesota Statutes 2010, section 97A.474, subdivision 2, is amended to read:

47.23 Subd. 2. **Nonresident lifetime angling license; fee.** (a) A nonresident lifetime  
47.24 angling license authorizes a person to take fish by angling in the state. The license  
47.25 authorizes those activities authorized by the annual nonresident angling license. The  
47.26 license does not include a trout and salmon stamp validation, a walleye stamp validation,  
47.27 or other stamps required by law.

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

47.29 (1) age 3 and under, ~~\$447~~ \$726;

47.30 (2) age 4 to age 15, ~~\$600~~ \$925;

47.31 (3) age 16 to age 50, ~~\$773~~ \$1,054; and

47.32 (4) age 51 and over, ~~\$513~~ \$702.

47.33 Sec. 26. Minnesota Statutes 2010, section 97A.475, subdivision 2, is amended to read:

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

48.3 (1) for persons age 18 or over and under age 65 to take small game, ~~\$12.50~~ \$15.50;

48.4 (2) for persons ~~ages 16 and 17 and~~ age 65 or over, \$6 to take small game;

48.5 (3) for persons age 18 or over to take turkey, ~~\$23~~ \$26;

48.6 (4) for persons ~~under~~ age 13 or over and under age 18 to take turkey, ~~\$12~~ \$13;

48.7 (5) for persons age 18 or over to take deer with firearms during the regular firearms  
48.8 season, ~~\$26~~ \$30;

48.9 (6) for persons age 18 or over to take deer by archery, ~~\$26~~ \$30;

48.10 (7) for persons age 18 or over to take deer by muzzleloader during the muzzleloader  
48.11 season, ~~\$26~~ \$30;

48.12 (8) to take moose, for a party of not more than six persons, ~~\$310~~ \$356;

48.13 (9) to take bear, ~~\$38~~ \$44;

48.14 (10) to take elk, for a party of not more than two persons, ~~\$250~~ \$287;

48.15 (11) to take Canada geese during a special season, \$4;

48.16 (12) to take prairie chickens, ~~\$20~~ \$23;

48.17 (13) for persons age 13 or over and under age 18 to take deer with firearms during  
48.18 the regular firearms season, ~~\$13~~ \$15;

48.19 (14) for persons age 13 or over and under age 18 to take deer by archery, ~~\$13~~ \$15; ~~and~~

48.20 (15) for persons age 13 or over and under age 18 to take deer by muzzleloader  
48.21 during the muzzleloader season, ~~\$13~~ \$15;

48.22 (16) for persons age 18 or over to take small game for a consecutive 72-hour  
48.23 period selected by the licensee, \$19, of which an amount equal to one-half of the fee  
48.24 for the migratory waterfowl stamp under section 97A.475, subdivision 5, clause (1),  
48.25 shall be deposited in the waterfowl habitat improvement account under section 97A.075,  
48.26 subdivision 2; one-half of the fee for the pheasant stamp under section 97A.475,  
48.27 subdivision 5, clause (2), shall be deposited in the pheasant habitat improvement account  
48.28 under section 97A.075, subdivision 4; and one-half of the small game surcharge under  
48.29 section 97A.475, subdivision 4, shall be deposited in the wildlife acquisition account; and

48.30 (17) for persons age 16 or over and under age 18 to take small game, \$4.50.

48.31 Sec. 27. Minnesota Statutes 2010, section 97A.475, subdivision 3, is amended to read:

48.32 Subd. 3. **Nonresident hunting.** (a) Fees for the following licenses, to be issued  
48.33 to nonresidents, are:

48.34 (1) for persons age 18 or over to take small game, ~~\$73~~ \$90.50;



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- 49.1 (2) for persons age 18 or over to take deer with firearms during the regular firearms  
49.2 season, ~~\$135~~ \$160;
- 49.3 (3) for persons age 18 or over to take deer by archery, ~~\$135~~ \$160;
- 49.4 (4) for persons age 18 or over to take deer by muzzleloader during the muzzleloader  
49.5 season, ~~\$135~~ \$160;
- 49.6 (5) to take bear, ~~\$195~~ \$225;
- 49.7 (6) for persons age 18 ~~and older~~ or over to take turkey, ~~\$78~~ \$91;
- 49.8 (7) for persons age 13 or over and under age 18 to take turkey, ~~\$12~~ \$13;
- 49.9 (8) to take raccoon or bobcat, ~~\$155~~ \$178;
- 49.10 (9) to take Canada geese during a special season, \$4;
- 49.11 (10) for persons age 13 or over and under age 18 to take deer with firearms during  
49.12 the regular firearms season in any open season option or time period, ~~\$13~~ \$15;
- 49.13 (11) for persons age 13 or over and under age 18 to take deer by archery, ~~\$13~~ \$15; ~~and~~
- 49.14 (12) for persons age 13 or over and under age 18 to take deer during the muzzleloader  
49.15 season, ~~\$13~~ \$15; ~~and~~
- 49.16 (13) for persons age 18 or over to take small game for a consecutive 72-hour  
49.17 period selected by the licensee, \$75, of which an amount equal to one-half of the fee  
49.18 for the migratory waterfowl stamp under section 97A.475, subdivision 5, clause (1),  
49.19 shall be deposited in the waterfowl habitat improvement account under section 97A.075,  
49.20 subdivision 2; one-half of the fee for the pheasant stamp under section 97A.475,  
49.21 subdivision 5, clause (2), shall be deposited in the pheasant habitat improvement account  
49.22 under section 97A.075, subdivision 4; and one-half of the small game surcharge under  
49.23 section 97A.475, subdivision 4, shall be deposited into the wildlife acquisition account.
- 49.24 (b) A \$5 surcharge shall be added to nonresident hunting licenses issued under  
49.25 paragraph (a), clauses (1) to (6) ~~and (8)~~. An additional commission may not be assessed  
49.26 on this surcharge.

49.27 Sec. 28. Minnesota Statutes 2010, section 97A.475, subdivision 4, is amended to read:

49.28 Subd. 4. **Small game surcharge.** Fees for annual licenses to take small game must  
49.29 be increased by a surcharge of \$6.50, except licenses under section 97A.475, subdivisions  
49.30 2, clause (16); and 3, clause (13). An additional commission may not be assessed on  
49.31 the surcharge and the following statement must be included in the annual small game  
49.32 hunting regulations: "This \$6.50 surcharge is being paid by hunters for the acquisition and  
49.33 development of wildlife lands."

49.34 Sec. 29. Minnesota Statutes 2010, section 97A.475, subdivision 6, is amended to read:

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50.1 Subd. 6. **Resident fishing.** Fees for the following licenses, to be issued to residents  
50.2 only, are:

50.3 (1) for persons age 18 or over to take fish by angling, ~~\$17~~ \$24;

50.4 (2) for persons age 18 or over to take fish by angling, for a combined license for a  
50.5 married couple, ~~\$25~~ \$40;

50.6 (3) for persons age 18 or over to take fish by spearing from a dark house, ~~\$17~~  
50.7 \$18; and

50.8 (4) for persons age 18 or over to take fish by angling for a 24-hour period selected  
50.9 by the licensee, ~~\$8.50~~ \$10;

50.10 (5) for persons age 18 or over to take fish by angling for a consecutive 72-hour  
50.11 period selected by the licensee, \$12;

50.12 (6) for persons age 18 or over to take fish by angling limited to 90 consecutive  
50.13 days selected by the licensee, \$18;

50.14 (7) for persons age 18 or over to take fish by angling for a period of three consecutive  
50.15 years, \$69;

50.16 (8) for persons age 16 or over and under age 18 to take fish by angling, \$12;

50.17 (9) for persons age 16 or over and under age 18 to take fish by spearing, \$9; and

50.18 (10) for persons age 18 or over to take fish by angling and spearing, \$36.

50.19 Sec. 30. Minnesota Statutes 2010, section 97A.475, subdivision 7, is amended to read:

50.20 Subd. 7. **Nonresident fishing.** (a) Fees for the following licenses, to be issued  
50.21 to nonresidents, are:

50.22 (1) for persons age 18 or over to take fish by angling, ~~\$37.50~~ \$39;

50.23 (2) for persons age 18 or over to take fish by angling for a combined license for a  
50.24 married couple, limited to seven consecutive days selected by the licensee, ~~\$26.50~~ \$33;

50.25 (3) for persons age 18 or over to take fish by angling for a consecutive 72-hour  
50.26 period selected by the licensee, ~~\$22~~ \$27;

50.27 (4) for persons age 18 or over to take fish by angling for a combined license for a  
50.28 family for one or both parents and dependent children under the age of 16, ~~\$50.50~~ \$53;

50.29 (5) for persons age 18 or over to take fish by angling for a 24-hour period selected  
50.30 by the licensee, ~~\$8.50~~ \$12;

50.31 (6) for persons age 18 or over to take fish by angling for a combined license for a  
50.32 married couple, limited to 14 consecutive days selected by one of the licensees, ~~\$38.50~~  
50.33 \$43; and

50.34 (7) for persons age 18 or over to take fish by spearing from a dark house, ~~\$37.50~~;

50.35 (8) for persons age 16 or over and under age 18 to take fish by angling, \$12;

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51.1 (9) for persons age 16 or over and under age 18 to take fish by spearing from a  
51.2 dark house, \$9; and

51.3 (10) for persons age 18 or over to take fish by angling, limited to seven consecutive  
51.4 days selected by the licensee, \$29.

51.5 (b) A ~~\$2~~ \$5 surcharge shall be added to all nonresident fishing licenses, except  
51.6 licenses issued under paragraph (a), ~~clause~~ clauses (5), (8), and (9). An additional  
51.7 commission may not be assessed on this surcharge.

51.8 Sec. 31. Minnesota Statutes 2010, section 97A.475, subdivision 8, is amended to read:

51.9 Subd. 8. **Minnesota sporting; super sports.** (a) The commissioner shall issue  
51.10 Minnesota sporting licenses to residents only. The licensee may take fish by angling  
51.11 and small game. The fee for the license is:

51.12 (1) for an individual, ~~\$23~~ \$36.50; and

51.13 (2) for a combined license for a married couple to take fish and for one spouse  
51.14 to take small game, ~~\$32~~ \$52.50.

51.15 (b) The commissioner shall issue Minnesota super sports licenses to residents only.  
51.16 The licensee may take fish by angling, including trout; small game, including pheasant  
51.17 and waterfowl; and deer. The fee for the super sports license, including all required stamp  
51.18 validations, is:

51.19 (1) for an individual age 18 or over, \$92.50; and

51.20 (2) for a combined license for a married couple as defined in section 517.01 to take  
51.21 fish, including the trout and salmon stamp validation, and for one spouse to take small  
51.22 game, including pheasant and waterfowl, and deer, \$118.50.

51.23 (c) Revenue for the stamp endorsements under paragraph (b) shall be deposited  
51.24 according to section 97A.075, subdivisions 2, 3, and 4.

51.25 (d) Revenue for the deer dedicated accounts from the deer license endorsement  
51.26 under paragraph (b) shall be deposited according to section 97A.075, subdivision 1.

51.27 Sec. 32. Minnesota Statutes 2010, section 97A.475, subdivision 11, is amended to read:

51.28 Subd. 11. **Fish houses, dark houses, and shelters; residents.** Fees for the  
51.29 following licenses are:

51.30 (1) annual for a fish house, dark house, or shelter that is not rented, ~~\$11.50~~ \$15;

51.31 (2) annual for a fish house, dark house, or shelter that is rented, ~~\$26~~ \$30;

51.32 (3) three-year for a fish house, dark house, or shelter that is not rented, ~~\$34.50~~  
51.33 \$42; and

51.34 (4) three-year for a fish house, dark house, or shelter that is rented, ~~\$78~~ \$87.

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52.1 Sec. 33. Minnesota Statutes 2010, section 97A.475, subdivision 12, is amended to read:

52.2 Subd. 12. **Fish houses, dark houses, and shelters; nonresident.** Fees for fish  
52.3 house, dark house, and shelter licenses for a nonresident are:

52.4 (1) annual, ~~\$33~~ \$37;

52.5 (2) seven consecutive days, ~~\$19~~ selected by the licensee, \$21; and

52.6 (3) three-year, ~~\$99~~ \$111.

52.7 Sec. 34. Minnesota Statutes 2010, section 97A.475, subdivision 20, is amended to read:

52.8 Subd. 20. **Trapping license.** The fee for a license to trap fur-bearing animals is:

52.9 (1) for residents over age 13 and under age 18, ~~\$6~~ \$7;

52.10 (2) for residents age 18 or over and under age 65, ~~\$20~~ \$23;

52.11 (3) for residents age 65 or over, ~~\$10~~ \$11.50; and

52.12 (4) for nonresidents, ~~\$73~~ \$84.

52.13 Sec. 35. Minnesota Statutes 2010, section 97A.475, subdivision 43, is amended to read:

52.14 Subd. 43. **Duplicate licenses.** The fees for duplicate licenses are:

52.15 (1) for licenses to take big game, \$5, except licenses issued under section 97A.475,  
52.16 subdivision 8, paragraph (b); and

52.17 (2) for other licenses, \$2.

52.18 Sec. 36. Minnesota Statutes 2010, section 97A.475, subdivision 44, is amended to read:

52.19 Subd. 44. **Replacement licenses.** The fee for a replacement firearms deer license  
52.20 is \$5, except there is no fee for replacing a deer license issued under section 97A.475,  
52.21 subdivision 8, paragraph (b).

52.22 Sec. 37. Minnesota Statutes 2010, section 97A.475, subdivision 45, is amended to read:

52.23 Subd. 45. **Camp Ripley archery deer hunt.** The application fee for the Camp  
52.24 Ripley archery deer hunt is ~~\$8~~ \$12.

52.25 Sec. 38. Minnesota Statutes 2010, section 97A.485, subdivision 7, is amended to read:

52.26 Subd. 7. **Electronic licensing system commission.** The commissioner shall retain  
52.27 for the operation of the electronic licensing system the commission established under  
52.28 section 84.027, subdivision 15, and issuing fees collected by the commissioner on all  
52.29 license fees ~~collected, excluding:~~

52.30 ~~(1) the small game surcharge;~~

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53.1 ~~(2) the deer license surcharges or donations under section 97A.475, subdivisions 3,~~  
53.2 ~~paragraph (b), and 3a; and~~  
53.3 ~~(3) \$2.50 of the license fee for the licenses in section 97A.475, subdivisions 6,~~  
53.4 ~~clauses (1), (2), and (4), 7, 8, 12, and 13.~~

53.5 Sec. 39. Minnesota Statutes 2010, section 97B.020, is amended to read:

53.6 **97B.020 FIREARMS SAFETY CERTIFICATE REQUIRED.**

53.7 (a) Except as provided in this section ~~and section 97A.451, subdivision 3a~~, a person  
53.8 born after December 31, 1979, may not obtain an annual license to take wild animals by  
53.9 firearms unless the person has:

53.10 (1) a firearms safety certificate or equivalent certificate;

53.11 (2) a driver's license or identification card with a valid firearms safety qualification  
53.12 indicator issued under section 171.07, subdivision 13;

53.13 (3) a previous hunting license with a valid firearms safety qualification indicator;

53.14 (4) an apprentice hunter validation issued under section 97B.022; or

53.15 (5) other evidence indicating that the person has completed in this state or in another  
53.16 state a hunter safety course recognized by the department under a reciprocity agreement or  
53.17 certified by the department as substantially similar.

53.18 (b) A person who is on active duty and has successfully completed basic training  
53.19 in the United States armed forces, reserve component, or National Guard may obtain a  
53.20 hunting license or approval authorizing hunting regardless of whether the person is issued  
53.21 a firearms safety certificate.

53.22 (c) A person born after December 31, 1979, may not use a lifetime license to take  
53.23 wild animals by firearms, unless the person meets the requirements for obtaining an annual  
53.24 license under paragraph (a) or (b).

53.25 Sec. 40. Minnesota Statutes 2010, section 97B.715, subdivision 1, is amended to read:

53.26 Subdivision 1. **Stamp required.** (a) Except as provided in paragraph (b) or section  
53.27 97A.405, subdivision 2, a person required to possess a small game license may not hunt  
53.28 pheasants without a pheasant stamp validation.

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

53.30 (1) residents or nonresidents under age 18 ~~or~~ and residents over age 65;

53.31 (2) persons hunting on licensed commercial shooting preserves; ~~and~~

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

54.1 (4) residents or nonresidents hunting on a license issued under section 97A.475,  
54.2 subdivision 2, clause (16), or 3, clause (13).

54.3 Sec. 41. Minnesota Statutes 2010, section 97B.801, is amended to read:

54.4 **97B.801 MINNESOTA MIGRATORY WATERFOWL STAMP REQUIRED.**

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

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

54.11 (c) Residents or nonresidents with a license issued under section 97A.475,  
54.12 subdivision 2, clause (16), or 3, clause (13), are not required to possess a stamp validation  
54.13 under this section.

54.14 Sec. 42. Minnesota Statutes 2010, section 97C.301, subdivision 3, is amended to read:

54.15 Subd. 3. **Spearing.** A person may not take fish by spearing from a dark house  
54.16 without a dark house spearing license ~~and an angling license.~~

54.17 Sec. 43. Minnesota Statutes 2010, section 97C.305, subdivision 1, is amended to read:

54.18 Subdivision 1. **Requirement.** Except as provided in subdivision 2 or section  
54.19 97A.405, subdivision 2, a person over age ~~16~~ 18 and under age 65 required to possess an  
54.20 angling license must have a trout and salmon stamp validation to:

54.21 (1) take fish by angling in:

54.22 (i) a stream designated by the commissioner as a trout stream;

54.23 (ii) a lake designated by the commissioner as a trout lake; or

54.24 (iii) Lake Superior; or

54.25 (2) possess trout or salmon taken in the state by angling.

54.26 Sec. 44. Minnesota Statutes 2010, section 97C.305, subdivision 2, is amended to read:

54.27 Subd. 2. **Exception.** A trout and salmon stamp validation is not required to take fish  
54.28 by angling or to possess trout and salmon if:

54.29 (1) the person:

54.30 (i) possesses a license to take fish by angling for a period of 24 hours or 72 hours

54.31 from the time of issuance under section 97A.475, subdivision 6, clause (4) or (5); ~~or~~

54.32 ~~subdivision~~ 7, clause (3) or (5), and

55.1 (ii) is taking fish by angling, or the trout or salmon were taken by the person, during  
55.2 the period the license is valid;

55.3 (2) the person is taking fish, or the trout or salmon were taken by the person, as  
55.4 authorized under section 97C.035; or

55.5 (3) the person has a valid license issued under section 97A.441, subdivision 1, 2,  
55.6 3, 4, or 5.

55.7 Sec. 45. **103G.27] WATER MANAGEMENT ACCOUNT.**

55.8 Subdivision 1. Account established; sources. The water management account  
55.9 is created in the natural resources fund in the state treasury. Revenues collected from  
55.10 water use permits, penalties, and other receipts according to section 103G.271, shall  
55.11 be deposited in the account and are appropriated to the commissioner for the purposes  
55.12 described in subdivision 2. Interest earned on money in the account accrues to the account.

55.13 Subd. 2. Purposes of account. Money in the water management account may  
55.14 only be spent by the commissioner for the costs associated with permit applications,  
55.15 inspections, and other expenditures under sections 103G.271 and 103G.301.

55.16 Sec. 46. Minnesota Statutes 2010, section 103G.271, subdivision 6, is amended to read:

55.17 Subd. 6. **Water use permit processing fee.** (a) Except as described in paragraphs  
55.18 (b) to (f), a water use permit processing fee must be prescribed by the commissioner in  
55.19 accordance with the schedule of fees in this subdivision for each water use permit in force  
55.20 at any time during the year. Fees collected under this paragraph are credited to the water  
55.21 management account in the natural resources fund and appropriated to the commissioner.

55.22 The schedule is as follows, with the stated fee in each clause applied to the total amount  
55.23 appropriated:

55.24 (1) \$140 for amounts not exceeding 50,000,000 gallons per year;

55.25 (2) \$3.50 per 1,000,000 gallons for amounts greater than 50,000,000 gallons but less  
55.26 than 100,000,000 gallons per year;

55.27 (3) \$4 per 1,000,000 gallons for amounts greater than 100,000,000 gallons but less  
55.28 than 150,000,000 gallons per year;

55.29 (4) \$4.50 per 1,000,000 gallons for amounts greater than 150,000,000 gallons but  
55.30 less than 200,000,000 gallons per year;

55.31 (5) \$5 per 1,000,000 gallons for amounts greater than 200,000,000 gallons but less  
55.32 than 250,000,000 gallons per year;

55.33 (6) \$5.50 per 1,000,000 gallons for amounts greater than 250,000,000 gallons but  
55.34 less than 300,000,000 gallons per year;

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56.1 (7) \$6 per 1,000,000 gallons for amounts greater than 300,000,000 gallons but less  
56.2 than 350,000,000 gallons per year;

56.3 (8) \$6.50 per 1,000,000 gallons for amounts greater than 350,000,000 gallons but  
56.4 less than 400,000,000 gallons per year;

56.5 (9) \$7 per 1,000,000 gallons for amounts greater than 400,000,000 gallons but less  
56.6 than 450,000,000 gallons per year;

56.7 (10) \$7.50 per 1,000,000 gallons for amounts greater than 450,000,000 gallons but  
56.8 less than 500,000,000 gallons per year; and

56.9 (11) \$8 per 1,000,000 gallons for amounts greater than 500,000,000 gallons per year.

56.10 (b) For once-through cooling systems, a water use processing fee must be prescribed  
56.11 by the commissioner in accordance with the following schedule of fees for each water use  
56.12 permit in force at any time during the year:

56.13 (1) for nonprofit corporations and school districts, \$200 per 1,000,000 gallons; and

56.14 (2) for all other users, \$420 per 1,000,000 gallons.

56.15 (c) The fee is payable based on the amount of water appropriated during the year  
56.16 and, except as provided in paragraph (f), the minimum fee is \$100.

56.17 (d) For water use processing fees other than once-through cooling systems:

56.18 (1) the fee for a city of the first class may not exceed \$250,000 per year;

56.19 (2) the fee for other entities for any permitted use may not exceed:

56.20 (i) \$60,000 per year for an entity holding three or fewer permits;

56.21 (ii) \$90,000 per year for an entity holding four or five permits; or

56.22 (iii) \$300,000 per year for an entity holding more than five permits;

56.23 (3) the fee for agricultural irrigation may not exceed \$750 per year;

56.24 (4) the fee for a municipality that furnishes electric service and cogenerates steam  
56.25 for home heating may not exceed \$10,000 for its permit for water use related to the  
56.26 cogeneration of electricity and steam; and

56.27 (5) no fee is required for a project involving the appropriation of surface water to  
56.28 prevent flood damage or to remove flood waters during a period of flooding, as determined  
56.29 by the commissioner.

56.30 (e) Failure to pay the fee is sufficient cause for revoking a permit. A penalty of two  
56.31 percent per month calculated from the original due date must be imposed on the unpaid  
56.32 balance of fees remaining 30 days after the sending of a second notice of fees due. A fee  
56.33 may not be imposed on an agency, as defined in section 16B.01, subdivision 2, or federal  
56.34 governmental agency holding a water appropriation permit.

56.35 (f) The minimum water use processing fee for a permit issued for irrigation of  
56.36 agricultural land is \$20 for years in which:



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- 57.1 (1) there is no appropriation of water under the permit; or  
57.2 (2) the permit is suspended for more than seven consecutive days between May 1  
57.3 and October 1.

57.4 (g) A surcharge of \$30 per million gallons in addition to the fee prescribed in  
57.5 paragraph (a) shall be applied to the volume of water used in each of the months of June,  
57.6 July, and August that exceeds the volume of water used in January for municipal water  
57.7 use, irrigation of golf courses, and landscape irrigation. The surcharge for municipalities  
57.8 with more than one permit shall be determined based on the total appropriations from all  
57.9 permits that supply a common distribution system.

57.10 Sec. 47. Minnesota Statutes 2010, section 103G.301, subdivision 2, is amended to read:

57.11 Subd. 2. **Permit application fees.** (a) A permit application fee to defray the costs of  
57.12 receiving, recording, and processing the application must be paid for a permit authorized  
57.13 under this chapter and for each request to amend or transfer an existing permit. Fees  
57.14 established under this subdivision, unless specified in paragraph (c), shall be compliant  
57.15 with section 16A.1285.

57.16 (b) Proposed projects that require water in excess of 100 million gallons per year  
57.17 must be assessed fees to recover the costs incurred to evaluate the project and the costs  
57.18 incurred for environmental review. ~~Fees collected under this paragraph must be credited  
57.19 to an account in the natural resources fund and are appropriated to the commissioner.~~

57.20 (c) The fee to apply for a permit to appropriate water, in addition to any fee under  
57.21 paragraph (b); a permit to construct or repair a dam that is subject to dam safety inspection;  
57.22 or a state general permit is \$150. The application fee for a permit to work in public waters  
57.23 or to divert waters for mining must be at least \$150, but not more than \$1,000.

57.24 (d) Fees collected under this subdivision must be credited to the water management  
57.25 account in the natural resources fund and are appropriated to the commissioner.

57.26 Sec. 48. Minnesota Statutes 2010, section 103G.615, subdivision 1, is amended to read:

57.27 Subdivision 1. ~~Authorization~~ **Issuance; validity.** (a) The commissioner may issue  
57.28 permits, with or without a fee, to:

57.29 (1) gather or harvest aquatic plants, or plant parts, other than wild rice from public  
57.30 waters;

57.31 (2) transplant aquatic plants into public waters;

57.32 (3) destroy harmful or undesirable aquatic vegetation or organisms in public waters  
57.33 under prescribed conditions to protect the waters, desirable species of fish, vegetation,  
57.34 other forms of aquatic life, and the public.

58.1 (b) Application for a permit must be accompanied by a permit fee, if required.

58.2 (c) An aquatic plant management permit is valid for one growing season and expires  
58.3 on December 31 of the year it is issued unless the commissioner stipulates a different  
58.4 expiration date in rule or in the permit.

58.5 (d) A commercial mechanical control permit is valid for the calendar year in which  
58.6 it is issued and expires on December 31. A commercial mechanical control permit may  
58.7 not be transferred.

58.8 Sec. 49. Minnesota Statutes 2010, section 103G.615, subdivision 2, is amended to read:

58.9 Subd. 2. Fees. (a) ~~The commissioner shall establish a fee schedule for permits to~~  
58.10 ~~control or harvest aquatic plants other than wild rice. The fees must be set by rule, and~~  
58.11 ~~section 16A.1283 does not apply, but the rule must not take effect until 45 legislative~~  
58.12 ~~days after it has been reported to the legislature. The fees shall be based upon the cost~~  
58.13 ~~of receiving, processing, analyzing, and issuing the permit, and additional costs incurred~~  
58.14 ~~after the application to inspect and monitor the activities authorized by the permit, and~~  
58.15 ~~enforce aquatic plant management rules and permit requirements. The fees shall be based~~  
58.16 upon the cost of receiving, processing, analyzing, and issuing the permit and additional  
58.17 costs incurred after the application to inspect and monitor the activities authorized by the  
58.18 permit and enforce aquatic plant management rules and permit requirements.

58.19 (b) When application is made to control two or more shoreline nuisance conditions,  
58.20 only the larger fee applies. A permit application fee, in the form of a check or money order  
58.21 payable to the Minnesota Department of Natural Resources, must accompany each permit  
58.22 application when required by the following fee schedule:

58.23 (b) ~~A fee for a permit for the (1) to control of rooted aquatic vegetation plants by~~  
58.24 ~~pesticide or mechanical means, \$90 for each contiguous parcel of shoreline owned by~~  
58.25 ~~an owner may be charged, including a permit valid for three years. This fee may not~~  
58.26 ~~be charged for permits issued in connection with purple loosestrife control or lakewide~~  
58.27 ~~Eurasian water milfoil control programs. or baywide invasive aquatic plant management~~  
58.28 permits;

58.29 (2) to control filamentous algae, snails that carry swimmer's itch, or leeches, singly  
58.30 or in combination, \$40 for each contiguous parcel of shoreline with a distinct owner;

58.31 (3) for offshore control of submersed aquatic plants by pesticide or mechanical  
58.32 means, \$90;

58.33 (4) to control plankton algae or free-floating aquatic plants by lakewide or baywide  
58.34 application of approved pesticides, \$90;

59.1 (5) for the control of rooted aquatic vegetation in a public water basin that is 20 acres  
59.2 or less in size, one-half of the fee established under clause (1);

59.3 (6) for a commercial mechanical control permit, \$100 annually; and

59.4 (7) for a commercial harvest permit, \$100 plus \$300 for each public water listed on  
59.5 the application that requires an inspection. An inspection is required for waters with no  
59.6 previous permit history and may be required at other times to monitor the status of the  
59.7 aquatic plant population.

59.8 (c) There is no permit fee for:

59.9 (1) permits to transplant aquatic plants in public waters;

59.10 (2) permits to move or remove a floating bog in public waters if the floating bog is  
59.11 lodged against the permittee's property and has not taken root;

59.12 (3) permits to control purple loosestrife (*Lythrum salicaria*);

59.13 (4) invasive aquatic plant management permits; or

59.14 ~~(c) A fee may not be charged to (5) permits applied for by the state or a federal~~  
59.15 ~~governmental agency applying for a permit.~~

59.16 ~~(d) A fee for a permit for the control of rooted aquatic vegetation in a public~~  
59.17 ~~water basin that is 20 acres or less in size shall be one-half of the fee established under~~  
59.18 ~~paragraph (a).~~

59.19 (d) If the fee does not accompany the application, the applicant will be notified and  
59.20 no action will be taken on the application until the fee is received.

59.21 (e) The fee is refundable only when the application is withdrawn prior to field  
59.22 inspection or issuance or denial of the permit or when the commissioner determines that  
59.23 the activity does not require a permit.

59.24 ~~(e) (f) The money received for the permits under this subdivision shall be deposited~~  
59.25 ~~in the treasury and credited to the water recreation account in the natural resources fund.~~

59.26 Sec. 50. Minnesota Statutes 2010, section 103G.615, is amended by adding a  
59.27 subdivision to read:

59.28 Subd. 3a. **Invasive aquatic plant management permit.** (a) "Invasive aquatic plant  
59.29 management permit" means an aquatic plant management permit as defined in Minnesota  
59.30 Rules, part 6280.0100, subpart 2b, that authorizes the selective control of invasive aquatic  
59.31 plants at a scale to cause a significant lakewide or baywide reduction in the abundance of  
59.32 the invasive aquatic plant.

59.33 (b) The commissioner may waive the dated signature of approval requirement in  
59.34 Minnesota Rules, part 6280.0450, subpart 1a, for invasive aquatic plant management  
59.35 permits if obtaining signatures would create an undue burden on the permittee or if the

60.1 commissioner determines that invasive aquatic plant control is necessary to protect natural  
60.2 resources.

60.3 (c) If the signature requirement is waived under paragraph (b) because obtaining  
60.4 signatures would create an undue burden on the permittee, the commissioner shall require  
60.5 an alternate form of landowner notification, including news releases or public notices in  
60.6 a local newspaper, a public meeting, or a mailing to the most recent permanent address  
60.7 of affected landowners. The notification must be given annually and must include: the  
60.8 proposed date of treatment, the target species, the method of control or product being  
60.9 used, and instructions on how the landowner may request that control not occur adjacent  
60.10 to the landowner's property.

60.11 (d) For an invasive aquatic plant management permit, the commissioner may allow  
60.12 dated signatures of approval obtained to satisfy Minnesota Rules, part 6280.0450, subpart  
60.13 1a, to remain valid for three years if property ownership remains unchanged.

60.14 Sec. 51. Minnesota Statutes 2010, section 115A.1314, is amended to read:

60.15 **115A.1314 MANUFACTURER'S REGISTRATION FEE; ~~CREATION OF~~**  
60.16 **~~ACCOUNT.~~**

60.17 Subdivision 1. **Registration fee.** (a) Each manufacturer who registers under section  
60.18 115A.1312 must, by September 1, 2007, and each year thereafter, pay to the commissioner  
60.19 of revenue an annual registration fee. The commissioner of revenue must deposit the  
60.20 fee in the ~~account established in subdivision 2~~ state treasury and credit the fee to the  
60.21 environmental fund.

60.22 ~~(b) The registration fee for the initial program year during which a manufacturer's~~  
60.23 ~~video display devices are sold to households is \$5,000. Each year thereafter, The~~  
60.24 registration fee is equal to a base fee of \$2,500, plus a variable recycling fee calculated  
60.25 according to the formula:

60.26  $((A \times B) - (C + D)) \times E$ , where:

60.27 (1) A = the number of pounds of a manufacturer's video display devices sold to  
60.28 households during the previous program year, as reported to the department under section  
60.29 115A.1316, subdivision 1;

60.30 (2) B = the proportion of sales of video display devices required to be recycled, set at  
60.31 0.6 for the first program year and 0.8 for the second program year and every year thereafter;

60.32 (3) C = the number of pounds of covered electronic devices recycled by a  
60.33 manufacturer from households during the previous program year, as reported to the  
60.34 department under section 115A.1316, subdivision 1;

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61.1 (4) D = the number of recycling credits a manufacturer elects to use to calculate the  
61.2 variable recycling fee, as reported to the department under section 115A.1316, subdivision  
61.3 1; and

61.4 (5) E = the estimated per-pound cost of recycling, initially set at \$0.50 per pound for  
61.5 manufacturers who recycle less than 50 percent of the product (A x B); \$0.40 per pound  
61.6 for manufacturers who recycle at least 50 percent but less than 90 percent of the product  
61.7 (A x B); and \$0.30 per pound for manufacturers who recycle at least 90 percent but less  
61.8 than 100 percent of the product (A x B).

61.9 (c) If, as specified in paragraph (b), the term C - (A x B) equals a positive number of  
61.10 pounds, that amount is defined as the manufacturer's recycling credits. A manufacturer  
61.11 may retain recycling credits to be added, in whole or in part, to the actual value of C, as  
61.12 reported under section 115A.1316, subdivision 2, during any succeeding program year,  
61.13 provided that no more than 25 percent of a manufacturer's obligation (A x B) for any  
61.14 program year may be met with recycling credits generated in a prior program year. A  
61.15 manufacturer may sell any portion or all of its recycling credits to another manufacturer, at  
61.16 a price negotiated by the parties, who may use the credits in the same manner.

61.17 (d) For the purpose of calculating a manufacturer's variable recycling fee under  
61.18 paragraph (b), the weight of covered electronic devices collected from households located  
61.19 outside the 11-county metropolitan area, as defined in subdivision 2, paragraph (c), is  
61.20 calculated at 1.5 times their actual weight.

61.21 (e) The registration fee for the initial program year and the base registration fee  
61.22 thereafter for a manufacturer who produces fewer than 100 video display devices for sale  
61.23 annually to households is \$1,250.

61.24 Subd. 2. ~~Creation of account; appropriations~~ Use of registration fees. ~~(a) The~~  
61.25 ~~electronic waste account is established in the environmental fund. The commissioner of~~  
61.26 ~~revenue must deposit receipts from the fee established in subdivision 1 in the account.~~  
61.27 ~~Any interest earned on the account must be credited to the account. Money from other~~  
61.28 ~~sources may be credited to the account. Beginning in the second program year and~~  
61.29 ~~continuing each program year thereafter, as of the last day of each program year, the~~  
61.30 ~~commissioner shall determine the total amount of the variable fees that were collected. To~~  
61.31 ~~the extent that the total fees collected by the commissioner in connection with this section~~  
61.32 ~~exceed the amount the commissioner determines necessary to operate the program for the~~  
61.33 ~~new program year, the commissioner shall refund on a pro rata basis, to all manufacturers~~  
61.34 ~~who paid any fees for the previous program year, the amount of fees collected by the~~  
61.35 ~~commissioner in excess of the amount necessary to operate the program for the new~~  
61.36 ~~program year. No individual refund is required of amounts of \$100 or less for a fiscal~~

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62.1 ~~year. Manufacturers who report collections less than 50 percent of their obligation for~~  
62.2 ~~the previous program year are not eligible for a refund.~~

62.3 ~~(b) Until June 30, 2011, money in the account is annually appropriated to the~~  
62.4 ~~Pollution Control Agency. (a) Registration fees may be used by the commissioner for:~~

62.5 (1) ~~for the purpose of~~ implementing sections 115A.1312 to 115A.1330, including  
62.6 transfer to the commissioner of revenue to carry out the department's duties under  
62.7 section 115A.1320, subdivision 2, and transfer to the commissioner of administration for  
62.8 responsibilities under section 115A.1324; and

62.9 (2) ~~to the commissioner of the Pollution Control Agency to be distributed on~~  
62.10 ~~a competitive basis through contracts with grants to~~ counties outside the 11-county  
62.11 metropolitan area, as defined in paragraph ~~(e)~~ (b), and ~~with~~ to private entities that collect  
62.12 for recycling covered electronic devices in counties outside the 11-county metropolitan  
62.13 area, where the collection and recycling is consistent with the respective county's solid  
62.14 waste plan, for the purpose of carrying out the activities under sections 115A.1312 to  
62.15 115A.1330. In awarding competitive grants under this clause, the commissioner must  
62.16 give preference to counties and private entities that are working cooperatively with  
62.17 manufacturers to help them meet their recycling obligations under section 115A.1318,  
62.18 subdivision 1.

62.19 ~~(e)~~ (b) The 11-county metropolitan area consists of the counties of Anoka, Carver,  
62.20 Chisago, Dakota, Hennepin, Isanti, Ramsey, Scott, Sherburne, Washington, and Wright.

62.21 Sec. 52. Minnesota Statutes 2010, section 115A.1320, subdivision 1, is amended to  
62.22 read:

62.23 Subdivision 1. **Duties of the agency.** (a) The agency shall administer sections  
62.24 115A.1310 to 115A.1330.

62.25 (b) The agency shall establish procedures for:

62.26 (1) receipt and maintenance of the registration statements and certifications filed  
62.27 with the agency under section 115A.1312; and

62.28 (2) making the statements and certifications easily available to manufacturers,  
62.29 retailers, and members of the public.

62.30 (c) The agency shall annually review the value of the following variables that are  
62.31 part of the formula used to calculate a manufacturer's annual registration fee under section  
62.32 115A.1314, subdivision 1:

62.33 (1) the proportion of sales of video display devices sold to households that  
62.34 manufacturers are required to recycle;

63.1 (2) the estimated per-pound price of recycling covered electronic devices sold to  
63.2 households;

63.3 (3) the base registration fee; and

63.4 (4) the multiplier established for the weight of covered electronic devices collected  
63.5 in section 115A.1314, subdivision 1, paragraph (d). If the agency determines that any of  
63.6 these values must be changed in order to improve the efficiency or effectiveness of the  
63.7 activities regulated under sections 115A.1312 to 115A.1330 ~~or if the revenues in the~~  
63.8 ~~account exceed the amount that the agency determines is necessary~~, the agency shall  
63.9 submit recommended changes and the reasons for them to the chairs of the senate and  
63.10 house of representatives committees with jurisdiction over solid waste policy.

63.11 (d) By January 15 each year, beginning in 2008, the agency shall calculate estimated  
63.12 sales of video display devices sold to households by each manufacturer during the  
63.13 preceding program year, based on national sales data, and forward the estimates to the  
63.14 department.

63.15 ~~(e) The agency shall manage the account established in section 115A.1314,~~  
63.16 ~~subdivision 2. If the revenues in the account exceed the amount that the agency determines~~  
63.17 ~~is necessary for efficient and effective administration of the program, including any~~  
63.18 ~~amount for contingencies, the agency must recommend to the legislature that the base~~  
63.19 ~~registration fee, the proportion of sales of video display devices required to be recycled,~~  
63.20 ~~or the estimated per pound cost of recycling established under section 115A.1314,~~  
63.21 ~~subdivision 1, paragraph (b), or any combination thereof, be lowered in order to reduce~~  
63.22 ~~revenues collected in the subsequent program year by the estimated amount of the excess.~~

63.23 ~~(f)~~ (e) On or before December 1, 2010, and each year thereafter, the agency shall  
63.24 provide a report to the governor and the legislature on the implementation of sections  
63.25 115A.1310 to 115A.1330. For each program year, the report must discuss the total weight  
63.26 of covered electronic devices recycled and a summary of information in the reports  
63.27 submitted by manufacturers and recyclers under section 115A.1316. The report must  
63.28 also discuss the various collection programs used by manufacturers to collect covered  
63.29 electronic devices; information regarding covered electronic devices that are being  
63.30 collected by persons other than registered manufacturers, collectors, and recyclers; and  
63.31 information about covered electronic devices, if any, being disposed of in landfills in  
63.32 this state. The report must include a description of enforcement actions under sections  
63.33 115A.1310 to 115A.1330. The agency may include in its report other information received  
63.34 by the agency regarding the implementation of sections 115A.1312 to 115A.1330.

63.35 ~~(g)~~ (f) The agency shall promote public participation in the activities regulated under  
63.36 sections 115A.1312 to 115A.1330 through public education and outreach efforts.

64.1 ~~(h)~~ (g) The agency shall enforce sections 115A.1310 to 115A.1330 in the manner  
64.2 provided by sections 115.071, subdivisions 1, 3, 4, 5, and 6; and 116.072, except for those  
64.3 provisions enforced by the department, as provided in subdivision 2. The agency may  
64.4 revoke a registration of a collector or recycler found to have violated sections 115A.1310  
64.5 to 115A.1330.

64.6 ~~(i)~~ (h) The agency shall facilitate communication between counties, collection and  
64.7 recycling centers, and manufacturers to ensure that manufacturers are aware of video  
64.8 display devices available for recycling.

64.9 (j) (i) The agency shall develop a form retailers must use to report information to  
64.10 manufacturers under section 115A.1318 and post it on the agency's Web site.

64.11 ~~(k)~~ (j) The agency shall post on its Web site the contact information provided by  
64.12 each manufacturer under section 115A.1318, paragraph (e).

64.13 Sec. 53. **[115A.9295] METROPOLITAN SOLID WASTE LANDFILL FEE.**

64.14 The operator of a mixed municipal solid waste disposal facility outside of the  
64.15 metropolitan area, as defined under section 473.121, subdivision 2, shall pay a fee on solid  
64.16 waste collected in the metropolitan area and accepted and disposed of at the facility. All  
64.17 provisions pertaining to the fee imposed under section 473.843 apply to this fee.

64.18 Sec. 54. Minnesota Statutes 2010, section 115C.13, is amended to read:

64.19 **115C.13 REPEALER.**

64.20 Sections 115C.01, 115C.02, 115C.021, 115C.03, 115C.04, 115C.045, 115C.05,  
64.21 115C.06, 115C.065, 115C.07, 115C.08, 115C.09, 115C.093, 115C.094, 115C.10, 115C.11,  
64.22 115C.111, 115C.112, 115C.113, 115C.12, and 115C.13, are repealed effective June 30,  
64.23 ~~2012~~ 2017.

64.24 Sec. 55. Minnesota Statutes 2010, section 116.07, subdivision 4d, is amended to read:

64.25 Subd. 4d. **Permit fees.** (a) The agency may collect permit fees in amounts not  
64.26 greater than those necessary to cover the reasonable costs of developing, reviewing,  
64.27 and acting upon applications for agency permits and implementing and enforcing the  
64.28 conditions of the permits pursuant to agency rules. Permit fees shall not include the costs  
64.29 of litigation. The fee schedule must reflect reasonable and routine direct and indirect costs  
64.30 associated with permitting, implementation, and enforcement. The agency may impose  
64.31 an additional enforcement fee to be collected for a period of up to two years to cover the  
64.32 reasonable costs of implementing and enforcing the conditions of a permit under the



65.1 rules of the agency. Any money collected under this paragraph shall be deposited in  
65.2 the environmental fund.

65.3 (b) Notwithstanding paragraph (a), the agency shall collect an annual fee from  
65.4 the owner or operator of all stationary sources, emission facilities, emissions units, air  
65.5 contaminant treatment facilities, treatment facilities, potential air contaminant storage  
65.6 facilities, or storage facilities subject to the requirement to obtain a permit under  
65.7 subchapter V of the federal Clean Air Act, United States Code, title 42, section 7401 et  
65.8 seq., or section 116.081. The annual fee shall be used to pay for all direct and indirect  
65.9 reasonable costs, including attorney general costs, required to develop and administer  
65.10 the permit program requirements of subchapter V of the federal Clean Air Act, United  
65.11 States Code, title 42, section 7401 et seq., and sections of this chapter and the rules  
65.12 adopted under this chapter related to air contamination and noise. Those costs include the  
65.13 reasonable costs of reviewing and acting upon an application for a permit; implementing  
65.14 and enforcing statutes, rules, and the terms and conditions of a permit; emissions, ambient,  
65.15 and deposition monitoring; preparing generally applicable regulations; responding to  
65.16 federal guidance; modeling, analyses, and demonstrations; preparing inventories and  
65.17 tracking emissions; and providing information to the public about these activities.

65.18 (c) The agency shall set fees that:

65.19 (1) will result in the collection, in the aggregate, from the sources listed in paragraph  
65.20 (b), of an amount not less than \$25 per ton of each volatile organic compound; pollutant  
65.21 regulated under United States Code, title 42, section 7411 or 7412 (section 111 or 112  
65.22 of the federal Clean Air Act); and each pollutant, except carbon monoxide, for which a  
65.23 national primary ambient air quality standard has been promulgated;

65.24 (2) may result in the collection, in the aggregate, from the sources listed in paragraph  
65.25 (b), of an amount not less than \$25 per ton of each pollutant not listed in clause (1) that is  
65.26 regulated under this chapter or air quality rules adopted under this chapter; and

65.27 (3) shall collect, in the aggregate, from the sources listed in paragraph (b), the  
65.28 amount needed to match grant funds received by the state under United States Code, title  
65.29 42, section 7405 (section 105 of the federal Clean Air Act).

65.30 The agency must not include in the calculation of the aggregate amount to be collected  
65.31 under clauses (1) and (2) any amount in excess of 4,000 tons per year of each air pollutant  
65.32 from a source. The increase in air permit fees to match federal grant funds shall be a  
65.33 surcharge on existing fees. The commissioner may not collect the surcharge after the grant  
65.34 funds become unavailable. In addition, the commissioner shall use nonfee funds to the  
65.35 extent practical to match the grant funds so that the fee surcharge is minimized.

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66.1 (d) To cover the reasonable costs described in paragraph (b), the agency shall  
66.2 provide in the rules promulgated under paragraph (c) for an increase in the fee collected  
66.3 in each year by the percentage, if any, by which the Consumer Price Index for the most  
66.4 recent calendar year ending before the beginning of the year the fee is collected exceeds  
66.5 the Consumer Price Index for the calendar year 1989. For purposes of this paragraph the  
66.6 Consumer Price Index for any calendar year is the average of the Consumer Price Index  
66.7 for all-urban consumers published by the United States Department of Labor, as of the  
66.8 close of the 12-month period ending on August 31 of each calendar year. The revision  
66.9 of the Consumer Price Index that is most consistent with the Consumer Price Index for  
66.10 calendar year 1989 shall be used.

66.11 (e) Any money collected under paragraphs (b) to (d) must be deposited in the  
66.12 environmental fund and must be used solely for the activities listed in paragraph (b).

66.13 (f) Persons who wish to construct or expand a facility may offer to reimburse the  
66.14 agency for the costs of staff overtime or consultant services needed to expedite permit  
66.15 review. The reimbursement shall be in addition to fees imposed by law. When the agency  
66.16 determines that it needs additional resources to review the permit application in an  
66.17 expedited manner, and that expediting the review would not disrupt permitting program  
66.18 priorities, the agency may accept the reimbursement. Reimbursements accepted by the  
66.19 agency are appropriated to the agency for the purpose of reviewing the permit application.  
66.20 Reimbursement by a permit applicant shall precede and not be contingent upon issuance  
66.21 of a permit and shall not affect the agency's decision on whether to issue or deny a permit,  
66.22 what conditions are included in a permit, or the application of state and federal statutes  
66.23 and rules governing permit determinations.

66.24 (g) Persons who wish the agency to consider unique financial assurance mechanisms  
66.25 to meet their obligations under subdivisions 4f, 4g, and 4h must reimburse the agency  
66.26 for the costs of consultant services needed to complete a review to determine the  
66.27 appropriateness of the proposed mechanism. The reimbursement shall be in addition to  
66.28 any other fees imposed by law. Reimbursements accepted by the agency are deposited  
66.29 in the miscellaneous special revenue fund and appropriated to the agency for the cost to  
66.30 review the financial assurance mechanism.

66.31 ~~(g)~~ (h) The fees under this subdivision are exempt from section 16A.1285.

66.32 Sec. 56. Minnesota Statutes 2010, section 116C.03, subdivision 4, is amended to read:

66.33 Subd. 4. **Support.** Staff ~~and consultant~~ support for board activities shall be provided  
66.34 by the ~~Office of Strategic and Long-Range Planning~~ Minnesota Pollution Control Agency.  
66.35 ~~This support shall be provided based upon an annual budget and work program developed~~

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67.1 ~~by the board and certified to the commissioner by the chair of the board.~~ The board shall  
67.2 have the authority to request and require staff support from all other agencies of state  
67.3 government as needed for the execution of the responsibilities of the board.

67.4 Sec. 57. Minnesota Statutes 2010, section 116C.03, subdivision 5, is amended to read:

67.5 Subd. 5. **Administration.** The board shall ~~contract with the Office of Strategic and~~  
67.6 ~~Long-Range Planning for~~ receive administrative services necessary to for completion of  
67.7 the board's activities from the Minnesota Pollution Control Agency. The services shall  
67.8 include personnel, budget, payroll, and contract administration.

67.9 Sec. 58. Minnesota Statutes 2010, section 357.021, subdivision 7, is amended to read:

67.10 Subd. 7. **Disbursement of surcharges by commissioner of management and**  
67.11 **budget.** (a) Except as provided in paragraphs (b), (c), and (d), the commissioner of  
67.12 management and budget shall disburse surcharges received under subdivision 6 and  
67.13 section 97A.065, subdivision 2, as follows:

67.14 (1) one percent shall be credited to the peace officer training account in the game and  
67.15 fish fund to provide and is annually appropriated to the commissioner of natural resources  
67.16 for peace officer training for employees of the Department of Natural Resources who are  
67.17 licensed under sections 626.84 to 626.863, and who possess peace officer authority for the  
67.18 purpose of enforcing game and fish laws;

67.19 (2) 39 percent shall be credited to the peace officers training account in the special  
67.20 revenue fund; and

67.21 (3) 60 percent shall be credited to the general fund.

67.22 (b) The commissioner of management and budget shall credit \$3 of each surcharge  
67.23 received under subdivision 6 and section 97A.065, subdivision 2, to the general fund.

67.24 (c) In addition to any amounts credited under paragraph (a), the commissioner of  
67.25 management and budget shall credit \$47 of each surcharge received under subdivision 6  
67.26 and section 97A.065, subdivision 2, and the \$12 parking surcharge, to the general fund.

67.27 (d) If the Ramsey County Board of Commissioners authorizes imposition of the  
67.28 additional \$1 surcharge provided for in subdivision 6, paragraph (a), the court administrator  
67.29 in the Second Judicial District shall transmit the surcharge to the commissioner of  
67.30 management and budget. The \$1 special surcharge is deposited in a Ramsey County  
67.31 surcharge account in the special revenue fund and amounts in the account are appropriated  
67.32 to the trial courts for the administration of the petty misdemeanor diversion program  
67.33 operated by the Second Judicial District Ramsey County Violations Bureau.

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68.1 Sec. 59. Laws 2007, chapter 57, article 1, section 4, subdivision 2, as amended by  
68.2 Laws 2009, chapter 37, article 1, section 60, is amended to read:

68.3 **Subd. 2. Land and Mineral Resources**  
68.4 **Management**

11,747,000 11,272,000

68.5 Appropriations by Fund

68.6 General	6,633,000	6,230,000
68.7 Natural Resources	3,551,000	3,447,000
68.8 Game and Fish	1,363,000	1,395,000
68.9 Permanent School	200,000	200,000

68.10 \$475,000 the first year and \$475,000 the  
68.11 second year are for iron ore cooperative  
68.12 research. Of this amount, \$200,000 each year  
68.13 is from the minerals management account in  
68.14 the natural resources fund and \$275,000 each  
68.15 year is from the general fund. \$237,500 the  
68.16 first year and \$237,500 the second year are  
68.17 available only as matched by \$1 of nonstate  
68.18 money for each \$1 of state money. The  
68.19 match may be cash or in-kind.

68.20 \$86,000 the first year and \$86,000 the  
68.21 second year are for minerals cooperative  
68.22 environmental research, of which \$43,000  
68.23 the first year and \$43,000 the second year are  
68.24 available only as matched by \$1 of nonstate  
68.25 money for each \$1 of state money. The  
68.26 match may be cash or in-kind.

68.27 \$2,800,000 the first year and \$2,696,000  
68.28 the second year are from the minerals  
68.29 management account in the natural resources  
68.30 fund for use as provided in Minnesota  
68.31 Statutes, section 93.2236, paragraph (c).

68.32 \$200,000 the first year and \$200,000 the  
68.33 second year are from the state forest suspense  
68.34 account in the permanent school fund to  
68.35 accelerate land exchanges, land sales, and  
68.36 commercial leasing of school trust lands and

69.1 to identify, evaluate, and lease construction  
69.2 aggregate located on school trust lands. This  
69.3 appropriation is to be used for securing  
69.4 maximum long-term economic return  
69.5 from the school trust lands consistent with  
69.6 fiduciary responsibilities and sound natural  
69.7 resources conservation and management  
69.8 principles.

69.9 \$15,000 the first year is for a report  
69.10 by February 1, 2008, to the house and  
69.11 senate committees with jurisdiction over  
69.12 environment and natural resources on  
69.13 proposed minimum legal and conservation  
69.14 standards that could be applied to  
69.15 conservation easements acquired with public  
69.16 money.

69.17 \$1,201,000 the first year and \$701,000 the  
69.18 second year are to support the land records  
69.19 management system. Of this amount,  
69.20 \$326,000 the first year and \$326,000 the  
69.21 second year are from the game and fish fund  
69.22 and \$375,000 the first year and \$375,000 the  
69.23 second year are from the natural resources  
69.24 fund. The unexpended balances are available  
69.25 until June 30, ~~2011~~ 2013. The commissioner  
69.26 must report to the legislative chairs on  
69.27 environmental finance on the outcomes of  
69.28 the land records management support.

69.29 \$500,000 the first year and \$500,000 the  
69.30 second year are for land asset management.  
69.31 This is a onetime appropriation.

69.32 **Sec. 60. REPEALER.**

69.33 Minnesota Statutes 2010, sections 97A.451, subdivisions 3a and 7; and 97C.303, are  
69.34 repealed.

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