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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-SEVENTH SESSION

H. F. No. **2945**

03/20/2012 Authored by McNamara and Wagenius

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

A bill for an act

1.1 relating to natural resources; providing for general permits; modifying provisions
1.2 for taking wild animals; providing for taking wolves; modifying fees and
1.3 surcharges; modifying permit provisions for aquatic plant control; providing for
1.4 product stewardship program; eliminating loan program; eliminating certain
1.5 report requirements; appropriating money; amending Minnesota Statutes 2010,
1.6 sections 13.7411, subdivision 4; 84.0895, subdivision 7; 86B.415, subdivision
1.7 7; 97A.015, subdivision 53; 97A.401, subdivision 1; 97A.411, subdivision
1.8 1; 97A.435, subdivision 2; 97A.451, subdivisions 2, 3, 4, 5, by adding a
1.9 subdivision; 97A.473, subdivisions 2, 2b, 3, 4, 5, 5a; 97A.474, subdivision 2;
1.10 97A.475, subdivisions 2, 3, 4, 6, 8, 11, 12, 20, 43, 44, 45; 97A.485, subdivision
1.11 7; 97B.020; 97B.601, subdivision 4; 97B.603; 97B.605; 97B.715, subdivision
1.12 1; 97B.801; 97C.301, subdivision 3; 97C.305, subdivisions 1, 2; 103G.245,
1.13 subdivision 3; 103G.271, subdivision 1; 103G.301, subdivisions 2, 4, 5, 5a;
1.14 103G.611, by adding a subdivision; Minnesota Statutes 2011 Supplement,
1.15 sections 97A.075, by adding a subdivision; 97A.475, subdivision 7; 97B.645,
1.16 subdivision 9; 103G.615, subdivisions 1, 2; proposing coding for new law in
1.17 Minnesota Statutes, chapters 97B; 115A; repealing Minnesota Statutes 2010,
1.18 sections 84.946, subdivision 3; 86A.12, subdivision 5; 89.06; 90.042; 97A.451,
1.19 subdivisions 3a, 7; 97A.4742, subdivision 4; 103G.705, subdivision 1.
1.20

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

1.22 Section 1. Minnesota Statutes 2010, section 13.7411, subdivision 4, is amended to read:

1.23 Subd. 4. **Waste management.** (a) **Product stewardship program.** Proprietary data
1.24 submitted to the Pollution Control Agency under the product stewardship program are
1.25 classified under section 115A.146.

1.26 **(b) Transfer station data.** Data received by a county or district from a transfer
1.27 station under section 115A.84, subdivision 5, are classified under that section.

1.28 ~~(b)~~ **(c) Solid waste records.** Records of solid waste facilities received, inspected,
1.29 or copied by a county pursuant to section 115A.882 are classified pursuant to section
1.30 115A.882, subdivision 3.

2.1 ~~(e)~~ **(d) Customer lists.** Customer lists provided to counties or cities by solid waste
2.2 collectors are classified under section 115A.93, subdivision 5.

2.3 Sec. 2. Minnesota Statutes 2010, section 84.0895, subdivision 7, is amended to read:

2.4 Subd. 7. **General exceptions.** (a) The commissioner may issue permits and
2.5 prescribe conditions for an act otherwise prohibited by subdivision 1 if:

- 2.6 (1) the act is for the purpose of zoological, educational, or scientific study;
2.7 (2) the act enhances the propagation or survival of the affected species;
2.8 (3) the act prevents injury to persons or property; or
2.9 (4) the social and economic benefits of the act outweigh the harm caused by it.

2.10 (b) The commissioner may issue a general permit to a governmental subdivision or
2.11 to the general public to conduct one or more acts described in paragraph (a).

2.12 (c) A member of an endangered species may not be destroyed under paragraph (a),
2.13 clause (3) or (4), until all alternatives, including live trapping and transplantation, have
2.14 been evaluated and rejected. The commissioner may prescribe conditions to propagate
2.15 a species or subspecies.

2.16 ~~(e)~~ **(d)** A person may capture or destroy a member of an endangered species, without
2.17 permit, to avoid an immediate and demonstrable threat to human life or property.

2.18 ~~(d)~~ **(e)** The commissioner must give approval under this subdivision for forest
2.19 management, including permit, sale, or lease of land for timber harvesting.

2.20 Sec. 3. Minnesota Statutes 2010, section 86B.415, subdivision 7, is amended to read:

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

- 2.26 (1) \$10 for watercraft licensed under subdivision 1, clause (2);
2.27 (2) \$20 for watercraft licensed under subdivision 1, clause (6); and
2.28 (3) \$25 for all other watercraft.

2.29 Sec. 4. Minnesota Statutes 2010, section 97A.015, subdivision 53, is amended to read:

2.30 Subd. 53. **Unprotected wild animals.** "Unprotected wild animals" means wild
2.31 animals that are not protected wild animals including weasel, coyote (~~brush-wolf~~), gopher,
2.32 porcupine, striped skunk, and unprotected birds.

3.1 Sec. 5. Minnesota Statutes 2011 Supplement, section 97A.075, is amended by adding a
3.2 subdivision to read:

3.3 Subd. 7. **Wolf licenses; account established.** (a) For purposes of this subdivision,
3.4 "wolf license" means a license or permit issued under section 97A.475, subdivision 2,
3.5 clause (18); 3, paragraph (a), clause (14); or 20, paragraph (b).

3.6 (b) A wolf management and monitoring account is created in the game and fish fund.
3.7 Revenue from wolf licenses must be credited to the wolf management and monitoring
3.8 account and is appropriated to the commissioner only for wolf management, research,
3.9 damage control, enforcement, and education.

3.10 Sec. 6. Minnesota Statutes 2010, section 97A.401, subdivision 1, is amended to read:

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

3.15 Sec. 7. Minnesota Statutes 2010, section 97A.411, subdivision 1, is amended to read:

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

3.20 (b) A license issued under section 97A.475, subdivision 2, clause (4), (13), (14),
3.21 (15), or (17); 3, paragraph (a), clause (7), (10), (11), or (13); 6, clause (4), (5), 97A.475,
3.22 ~~subdivision (6), (7), or (8); 7, clause (2), (3), (5), or (6), or 97A.475, subdivision 12 (9);~~
3.23 10; or 12, clause (2), is valid for the full license period even if this period extends into
3.24 the next license year, provided that the license period selected by the licensee begins
3.25 at the time of issuance.

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

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

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

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

4.3 Sec. 8. Minnesota Statutes 2010, section 97A.435, subdivision 2, is amended to read:

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

4.8 Sec. 9. Minnesota Statutes 2010, section 97A.451, subdivision 2, is amended to read:

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

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

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

4.17 Sec. 10. Minnesota Statutes 2010, section 97A.451, subdivision 3, is amended to read:

4.18 Subd. 3. **Residents under age 16; small game.** (a) A resident under age 16 ~~must~~
4.19 ~~may not~~ obtain a small game license ~~in order to~~ but may take small game by firearms or
4.20 bow and arrow without ~~paying the applicable fees under section 97A.475, subdivisions 2,~~
4.21 ~~4, and 5,~~ a license if the resident is:

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

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

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

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

4.29 (b) A resident under age 16 may take small game by trapping without a small game
4.30 license, but a resident 13 years of age or older must have a trapping license. A resident
4.31 under age 13 may trap without a trapping license, but may not register fisher, otter,
4.32 bobcat, or pine marten unless the resident is at least age five. Any fisher, otter, bobcat,

5.1 or pine marten taken by a resident under age five must be included in the limit of the
5.2 accompanying parent or guardian.

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

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

5.10 Sec. 11. Minnesota Statutes 2010, section 97A.451, is amended by adding a
5.11 subdivision to read:

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

5.16 (b) A nonresident under age 16 may take small game by firearms or archery
5.17 without paying the applicable fees under section 97A.475, subdivisions 3, 4, and 5, if
5.18 the nonresident is:

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

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

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

5.23 Sec. 12. Minnesota Statutes 2010, section 97A.451, subdivision 4, is amended to read:

5.24 Subd. 4. **Persons under age 16** 13; **big game.** (a) ~~A person age 12, 13, 14, or 15~~
5.25 ~~may not obtain a license to take big game unless the person possesses a firearms safety~~
5.26 ~~certificate. A person age 12 or 13 must be accompanied by a parent or guardian to hunt~~
5.27 ~~big game.~~

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

6.1 Sec. 13. Minnesota Statutes 2010, section 97A.451, subdivision 5, is amended to read:

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

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

6.12 Sec. 14. Minnesota Statutes 2010, section 97A.473, subdivision 2, is amended to read:

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

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

- 6.19 (1) age 3 and under, ~~\$227~~ \$343;
- 6.20 (2) age 4 to age 15, ~~\$300~~ \$473;
- 6.21 (3) age 16 to age 50, ~~\$383~~ \$571; and
- 6.22 (4) age 51 and over, ~~\$203~~ \$401.

6.23 Sec. 15. Minnesota Statutes 2010, section 97A.473, subdivision 2b, is amended to read:

6.24 Subd. 2b. **Lifetime angling and spearing license; fee.** (a) A resident lifetime
 6.25 angling and spearing license authorizes a person to take fish by angling or spearing in the
 6.26 state. The license authorizes those activities authorized by the annual resident angling
 6.27 and spearing licenses.

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

- 6.29 (1) age 3 and under, ~~\$485~~ \$601;
- 6.30 (2) age 4 to age 15, ~~\$620~~ \$793;
- 6.31 (3) age 16 to age 50, ~~\$755~~ \$943; and
- 6.32 (4) age 51 and over, ~~\$376~~ \$574.

6.33 Sec. 16. Minnesota Statutes 2010, section 97A.473, subdivision 3, is amended to read:

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

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

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

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

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

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

7.11 Sec. 17. Minnesota Statutes 2010, section 97A.473, subdivision 4, is amended to read:

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

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

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

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

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

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

7.22 Sec. 18. Minnesota Statutes 2010, section 97A.473, subdivision 5, is amended to read:

7.23 Subd. 5. **Lifetime sporting license; fee.** (a) A resident lifetime sporting license
 7.24 authorizes a person to take fish by angling and hunt and trap small game in the state. The
 7.25 license authorizes those activities authorized by the annual resident angling, resident
 7.26 small game hunting, and resident trapping licenses. The license does not include a trout
 7.27 and salmon stamp validation, a turkey stamp validation, a walleye stamp validation, or
 7.28 any other hunting stamps required by law.

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

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

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

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

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

8.1 Sec. 19. Minnesota Statutes 2010, section 97A.473, subdivision 5a, is amended to read:

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

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

- 8.10 (1) age 3 and under, ~~\$615~~ \$815;
- 8.11 (2) age 4 to age 15, ~~\$800~~ \$906;
- 8.12 (3) age 16 to age 50, ~~\$985~~ \$1,296; and
- 8.13 (4) age 51 and over, ~~\$586~~ \$841.

8.14 Sec. 20. Minnesota Statutes 2010, section 97A.474, subdivision 2, is amended to read:

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

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

- 8.21 (1) age 3 and under, ~~\$447~~ \$726;
- 8.22 (2) age 4 to age 15, ~~\$600~~ \$925;
- 8.23 (3) age 16 to age 50, ~~\$773~~ \$1,054; and
- 8.24 (4) age 51 and over, ~~\$513~~ \$702.

8.25 Sec. 21. Minnesota Statutes 2010, section 97A.475, subdivision 2, is amended to read:

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

- 8.28 (1) for persons age 18 or over and under age 65 to take small game, ~~\$12.50~~ \$15.50;
- 8.29 (2) for persons ~~ages 16 and 17 and~~ age 65 or over, ~~\$6~~ \$7 to take small game;
- 8.30 (3) for persons age 18 or over to take turkey, ~~\$23~~ \$26;
- 8.31 (4) for persons ~~under~~ age 13 or over and under age 18 to take turkey, ~~\$12~~ \$13;
- 8.32 (5) for persons age 18 or over to take deer with firearms during the regular firearms
8.33 season, ~~\$26~~ \$30;
- 8.34 (6) for persons age 18 or over to take deer by archery, ~~\$26~~ \$30;

- 9.1 (7) for persons age 18 or over to take deer by muzzleloader during the muzzleloader
 9.2 season, ~~\$26~~ \$30;
- 9.3 (8) to take moose, for a party of not more than six persons, ~~\$310~~ \$356;
- 9.4 (9) to take bear, ~~\$38~~ \$44;
- 9.5 (10) to take elk, for a party of not more than two persons, ~~\$250~~ \$287;
- 9.6 (11) to take Canada geese during a special season, \$4;
- 9.7 (12) to take prairie chickens, ~~\$20~~ \$23;
- 9.8 (13) for persons age 13 or over and under age 18 to take deer with firearms during
 9.9 the regular firearms season, ~~\$13~~ \$15;
- 9.10 (14) for persons age 13 or over and under age 18 to take deer by archery, ~~\$13~~ \$15; ~~and~~
- 9.11 (15) for persons age 13 or over and under age 18 to take deer by muzzleloader
 9.12 during the muzzleloader season, ~~\$13~~ \$15;
- 9.13 (16) for persons age 18 or over to take small game for a consecutive 72-hour period
 9.14 selected by the licensee, \$19, of which an amount equal to: one-half of the fee for the
 9.15 migratory waterfowl stamp under subdivision 5, clause (1), shall be deposited in the
 9.16 waterfowl habitat improvement account under section 97A.075, subdivision 2; one-half
 9.17 of the fee for the pheasant stamp under subdivision 5, clause (2), shall be deposited in
 9.18 the pheasant habitat improvement account under section 97A.075, subdivision 4; and
 9.19 one-half of the small game surcharge under subdivision 4 shall be deposited in the wildlife
 9.20 acquisition account;
- 9.21 (17) for persons age 16 or over and under age 18 to take small game, \$4.50; and
- 9.22 (18) to take wolf, \$50.

9.23 Sec. 22. Minnesota Statutes 2010, section 97A.475, subdivision 3, is amended to read:

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

- 9.26 (1) for persons age 18 or over to take small game, ~~\$73~~ \$90.50;
- 9.27 (2) for persons age 18 or over to take deer with firearms during the regular firearms
 9.28 season, ~~\$135~~ \$160;
- 9.29 (3) for persons age 18 or over to take deer by archery, ~~\$135~~ \$160;
- 9.30 (4) for persons age 18 or over to take deer by muzzleloader during the muzzleloader
 9.31 season, ~~\$135~~ \$160;
- 9.32 (5) to take bear, ~~\$195~~ \$225;
- 9.33 (6) for persons age 18 ~~and older~~ or over to take turkey, ~~\$78~~ \$91;
- 9.34 (7) for persons age 13 or over and under age 18 to take turkey, ~~\$12~~ \$13;
- 9.35 (8) to take raccoon or bobcat, ~~\$155~~ \$178;

- 10.1 (9) to take Canada geese during a special season, \$4;
- 10.2 (10) for persons age 13 or over and under age 18 to take deer with firearms during
- 10.3 the regular firearms season in any open season option or time period, ~~\$13~~ \$15;
- 10.4 (11) for persons age 13 or over and under age 18 to take deer by archery, ~~\$13~~ \$15; ~~and~~
- 10.5 (12) for persons age 13 or over and under age 18 to take deer during the muzzleloader
- 10.6 season, ~~\$13~~ \$15;
- 10.7 (13) for persons age 18 or over to take small game for a consecutive 72-hour period
- 10.8 selected by the licensee, \$75, of which an amount equal to: one-half of the fee for the
- 10.9 migratory waterfowl stamp under subdivision 5, clause (1), shall be deposited in the
- 10.10 waterfowl habitat improvement account under section 97A.075, subdivision 2; one-half
- 10.11 of the fee for the pheasant stamp under subdivision 5, clause (2), shall be deposited in
- 10.12 the pheasant habitat improvement account under section 97A.075, subdivision 4; and
- 10.13 one-half of the small game surcharge under subdivision 4 shall be deposited into the
- 10.14 wildlife acquisition account; and
- 10.15 (14) to take wolf, \$230.
- 10.16 (b) A \$5 surcharge shall be added to nonresident hunting licenses issued under
- 10.17 paragraph (a), clauses (1) to (6) and (8). An additional commission may not be assessed
- 10.18 on this surcharge.

10.19 Sec. 23. Minnesota Statutes 2010, section 97A.475, subdivision 4, is amended to read:

10.20 Subd. 4. **Small game surcharge.** Fees for annual licenses to take small game

10.21 must be increased by a surcharge of \$6.50, except licenses under subdivisions 2, clause

10.22 (16); and 3, paragraph (a), clause (13). An additional commission may not be assessed

10.23 on the surcharge and the following statement must be included in the annual small game

10.24 hunting regulations: "This \$6.50 surcharge is being paid by hunters for the acquisition and

10.25 development of wildlife lands."

10.26 Sec. 24. Minnesota Statutes 2010, section 97A.475, subdivision 6, is amended to read:

10.27 Subd. 6. **Resident fishing.** Fees for the following licenses, to be issued to residents

10.28 only, are:

- 10.29 (1) for persons age 18 or over to take fish by angling, ~~\$17~~ \$24;
- 10.30 (2) for persons age 18 or over to take fish by angling, for a combined license for a
- 10.31 married couple, ~~\$25~~ \$40;
- 10.32 (3) for persons age 18 or over to take fish by spearing from a dark house, ~~\$17~~
- 10.33 \$18; ~~and~~

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

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

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

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

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

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

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

11.12 Sec. 25. Minnesota Statutes 2011 Supplement, section 97A.475, subdivision 7, is
 11.13 amended to read:

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

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

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

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

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

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

11.25 (6) for persons age 18 or over to take fish by angling for a combined license for a
 11.26 married couple, limited to 14 consecutive days selected by one of the licensees, ~~\$38.50~~
 11.27 \$43; and

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

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

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

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

11.34 (b) A ~~\$2~~ \$5 surcharge shall be added to all nonresident fishing licenses, except
 11.35 licenses issued under paragraph (a), ~~clause~~ clauses (5), (8), and (9), and licenses purchased

12.1 at the resident fee by nonresidents under age 16 under section 97A.451, subdivision 5,
 12.2 paragraph (b). An additional commission may not be assessed on this surcharge.

12.3 Sec. 26. Minnesota Statutes 2010, section 97A.475, subdivision 8, is amended to read:

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

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

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

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

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

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

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

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

12.22 Sec. 27. Minnesota Statutes 2010, section 97A.475, subdivision 11, is amended to read:

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

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

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

12.27 (3) three-year for a fish house, dark house, or shelter that is not rented, ~~\$34.50~~
 12.28 \$42; and

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

12.30 Sec. 28. Minnesota Statutes 2010, section 97A.475, subdivision 12, is amended to read:

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

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

- 13.1 (2) seven consecutive days, ~~\$19~~ selected by the licensee, \$21; and
 13.2 (3) three-year, ~~\$99~~ \$111.

13.3 Sec. 29. Minnesota Statutes 2010, section 97A.475, subdivision 20, is amended to read:

13.4 Subd. 20. **Trapping license licenses.** (a) The fee for a license to trap fur-bearing
 13.5 animals, other than wolves, is:

- 13.6 (1) for residents over age 13 and under age 18, ~~\$6~~ \$7;
 13.7 (2) for residents age 18 or over and under age 65, ~~\$20~~ \$23;
 13.8 (3) for residents age 65 or over, ~~\$10~~ \$11.50; and
 13.9 (4) for nonresidents, ~~\$73~~ \$84.

13.10 (b) The fee for a license to trap wolves is \$50, to be issued to residents only.

13.11 Sec. 30. Minnesota Statutes 2010, section 97A.475, subdivision 43, is amended to read:

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

- 13.13 (1) for licenses to take big game, \$5, except licenses issued under subdivision 8,
 13.14 paragraph (b); and
 13.15 (2) for other licenses, \$2.

13.16 Sec. 31. Minnesota Statutes 2010, section 97A.475, subdivision 44, is amended to read:

13.17 Subd. 44. **Replacement licenses.** The fee for a replacement firearms deer license
 13.18 is \$5, except there is no fee for replacing a deer license issued under subdivision 8,
 13.19 paragraph (b).

13.20 Sec. 32. Minnesota Statutes 2010, section 97A.475, subdivision 45, is amended to read:

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

13.23 Sec. 33. Minnesota Statutes 2010, section 97A.485, subdivision 7, is amended to read:

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

- 13.28 ~~(1) the small game surcharge;~~
 13.29 ~~(2) the deer license surcharges or donations under section 97A.475, subdivisions 3,~~
 13.30 ~~paragraph (b), and 3a; and~~

14.1 ~~(3) \$2.50 of the license fee for the licenses in section 97A.475, subdivisions 6,~~
 14.2 ~~clauses (1), (2), and (4), 7, 8, 12, and 13.~~

14.3 Sec. 34. Minnesota Statutes 2010, section 97B.020, is amended to read:

14.4 **97B.020 FIREARMS SAFETY CERTIFICATE REQUIRED.**

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

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

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

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

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

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

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

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

14.23 Sec. 35. Minnesota Statutes 2010, section 97B.601, subdivision 4, is amended to read:

14.24 Subd. 4. **Exception to license requirements.** (a) A resident under age 16 may take
 14.25 small game, other than wolves, without a small game license, and a resident under age
 14.26 13 may trap small game and fur-bearing animals, other than wolves, without a trapping
 14.27 license, as provided in section 97A.451, subdivision 3.

14.28 (b) A person may take small game, other than wolves, without a small game license
 14.29 on land occupied by the person as a principal residence.

14.30 (c) An owner or occupant may take certain small game causing damage without a
 14.31 small game or trapping license as provided in section 97B.655.

14.32 (d) A person may use dogs to pursue and tree raccoons under section 97B.621,
 14.33 subdivision 2, during the closed season without a license.

15.1 (e) A person may take a wolf, turkey, or a prairie chicken without a small game
15.2 license.

15.3 Sec. 36. Minnesota Statutes 2010, section 97B.603, is amended to read:

15.4 **97B.603 TAKING SMALL GAME AS A PARTY.**

15.5 (a) While two or more persons are taking small game as a party and maintaining
15.6 unaided visual and vocal contact, a member of the party may take and possess more than
15.7 one limit of small game, but the total number of small game taken and possessed by
15.8 the party may not exceed the limit of the number of persons in the party that may take
15.9 and possess small game.

15.10 (b) This section does not apply to ~~the hunting of~~ wolves, migratory game birds, or
15.11 turkeys, except that a licensed turkey hunter may assist another licensed turkey hunter and
15.12 a licensed wolf hunter may assist another licensed wolf hunter for the same zone and time
15.13 period as long as the hunter does not shoot or tag a turkey or wolf for the other hunter.

15.14 Sec. 37. Minnesota Statutes 2010, section 97B.605, is amended to read:

15.15 **97B.605 COMMISSIONER MAY RESTRICT TAKING OF CERTAIN**
15.16 **SMALL GAME ANIMALS.**

15.17 The commissioner may prescribe restrictions on and designate areas where gray and
15.18 fox squirrels, cottontail and jack rabbits, snowshoe hare, raccoon, bobcat, red fox and gray
15.19 fox, fisher, pine marten, opossum, wolves, and badger may be taken and possessed.

15.20 Sec. 38. Minnesota Statutes 2011 Supplement, section 97B.645, subdivision 9, is
15.21 amended to read:

15.22 Subd. 9. **Open season.** There shall be no open season for ~~gray~~ wolves until after the
15.23 ~~gray~~ wolf is delisted under the federal Endangered Species Act of 1973. After that time,
15.24 the commissioner may prescribe open seasons and restrictions for taking ~~gray~~ wolves but
15.25 must provide opportunity for public comment.

15.26 Sec. 39. **97B.647] TAKING WOLVES.**

15.27 Subdivision 1. License required. Except as provided under section 97B.645 or
15.28 97B.671, a person may not take a wolf without a wolf hunting or wolf trapping license.

15.29 Subd. 2. Open seasons. Wolves may be taken with legal firearms, with bow and
15.30 arrow, and by trapping. The commissioner may by rule prescribe the open seasons for
15.31 wolves.

16.1 Subd. 3. **Open areas.** The commissioner may by rule designate areas where wolves
 16.2 may be taken.

16.3 Subd. 4. **Bag limit.** The commissioner may establish by rule the bag limit for
 16.4 wolves.

16.5 Subd. 5. **Limit on number of hunters and trappers.** The commissioner may by
 16.6 rule limit the number of persons that may hunt or trap wolves in an area, if it is necessary
 16.7 to prevent an overharvest or improve the distribution of hunters and trappers. The
 16.8 commissioner shall establish a method, including a drawing, to impartially select the
 16.9 hunters and trappers for an area.

16.10 Subd. 6. **Application for license.** An application for a wolf hunting or wolf trapping
 16.11 license must be made in a manner provided by the commissioner and accompanied by a
 16.12 \$4 application fee. The \$4 application fee shall be credited to the wolf management and
 16.13 monitoring account and appropriated to the commissioner to pay for costs associated with
 16.14 conducting the wolf license drawing and wolf management. A person may not make
 16.15 more than one application for each season as prescribed by the commissioner. If a person
 16.16 makes more than one application, the person is ineligible for a license for that season after
 16.17 determination by the commissioner, without a hearing.

16.18 Subd. 7. **Quotas.** The commissioner may by rule set an annual quota for the number
 16.19 of wolves that can be taken by hunting and trapping. The commissioner may establish a
 16.20 method to monitor harvest and close the season when the quota is reached.

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

16.22 Subdivision 1. **Stamp required.** (a) Except as provided in paragraph (b) or section
 16.23 97A.405, subdivision 2, a person required to possess a small game license may not hunt
 16.24 pheasants without a pheasant stamp validation.

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

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

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

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

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

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

16.33 **97B.801 MINNESOTA MIGRATORY WATERFOWL STAMP REQUIRED.**

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

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

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

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

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

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

17.14 Subdivision 1. **Requirement.** Except as provided in subdivision 2 or section
 17.15 97A.405, subdivision 2, a person over age ~~16~~18 and under age 65 required to possess an
 17.16 angling license must have a trout and salmon stamp validation to:

17.17 (1) take fish by angling in:

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

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

17.20 (iii) Lake Superior; or

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

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

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

17.25 (1) the person:

17.26 (i) possesses a license to take fish by angling for a period of 24 hours or 72 hours
 17.27 from the time of issuance under section 97A.475, subdivision 6, clause (4) or (5); ~~or~~
 17.28 ~~subdivision~~ 7, clause (3) or (5), and

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

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

18.1 (3) the person has a valid license issued under section 97A.441, subdivision 1, 2,
18.2 3, 4, or 5.

18.3 Sec. 45. Minnesota Statutes 2010, section 103G.245, subdivision 3, is amended to read:

18.4 Subd. 3. **Permit application.** Application for a public waters work permit must
18.5 be in writing to the commissioner on forms prescribed by the commissioner. The
18.6 commissioner may issue a state general permit to a governmental subdivision or to the
18.7 general public ~~for classes of activities having minimal impact upon public waters~~ under
18.8 which more than one project may be conducted under a single permit.

18.9 Sec. 46. Minnesota Statutes 2010, section 103G.271, subdivision 1, is amended to read:

18.10 Subdivision 1. **Permit required.** (a) Except as provided in paragraph (b), the state,
18.11 a person, partnership, or association, private or public corporation, county, municipality,
18.12 or other political subdivision of the state may not appropriate or use waters of the state
18.13 without a water use permit from the commissioner.

18.14 (b) This section does not apply to use for a water supply by less than 25 persons for
18.15 domestic purposes.

18.16 (c) The commissioner may issue a state general permit for appropriation of water
18.17 to a governmental subdivision or to the general public ~~for classes of activities that have~~
18.18 ~~minimal impact upon waters of the state.~~ The general permit may authorize more than
18.19 one project and the appropriation or use of more than one source of water. Water use
18.20 permit processing fees and reports required under subdivision 6 and section 103G.281,
18.21 subdivision 3, are required for each project or water source that is included under a
18.22 general permit, except that no fee is required for uses totaling less than 15,000,000 gallons
18.23 annually.

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

18.25 Subd. 2. **Permit application and notification fees.** (a) A ~~permit application~~ fee
18.26 to defray the costs of receiving, recording, and processing ~~the application~~ must be paid
18.27 for a permit application authorized under this chapter ~~and~~, except for a general permit
18.28 application, for each request to amend or transfer an existing permit, and for a notification
18.29 to request authorization to conduct a project under a general permit. Fees established
18.30 under this subdivision, unless specified in paragraph (c), shall be compliant with section
18.31 16A.1285.

18.32 (b) Proposed projects that require water in excess of 100 million gallons per year
18.33 must be assessed fees to recover the costs incurred to evaluate the project and the costs

19.1 incurred for environmental review. Fees collected under this paragraph must be credited
 19.2 to an account in the natural resources fund and are appropriated to the commissioner.

19.3 (c) The fee to apply for a permit to appropriate water, in addition to any fee under
 19.4 paragraph (b)~~),~~ and for a permit to construct or repair a dam that is subject to dam safety
 19.5 inspection; or a state general permit is \$150. The application fee for a permit to work in
 19.6 public waters or to divert waters for mining must be at least \$150, but not more than
 19.7 \$1,000. The fee for a notification to request authorization to conduct a project under a
 19.8 general permit is \$100.

19.9 Sec. 48. Minnesota Statutes 2010, section 103G.301, subdivision 4, is amended to read:

19.10 Subd. 4. **Refund of fees prohibited.** A permit application, general permit
 19.11 notification, or field inspection fee may not be refunded for any reason, even if the
 19.12 application or request is denied or withdrawn.

19.13 Sec. 49. Minnesota Statutes 2010, section 103G.301, subdivision 5, is amended to read:

19.14 Subd. 5. **State and federal agencies exempt from fee.** A permit application,
 19.15 general permit notification, or field inspection fee may not be imposed on any state agency,
 19.16 as defined in section 16B.01, or federal governmental agency applying for a permit.

19.17 Sec. 50. Minnesota Statutes 2010, section 103G.301, subdivision 5a, is amended to
 19.18 read:

19.19 Subd. 5a. **Town fees limited.** Notwithstanding this section or any other law, no
 19.20 permit application, general permit notification, or field inspection fee charged to a town
 19.21 in connection with the construction or alteration of a town road, bridge, or culvert shall
 19.22 exceed \$100.

19.23 Sec. 51. Minnesota Statutes 2010, section 103G.611, is amended by adding a
 19.24 subdivision to read:

19.25 Subd. 1a. **General permits.** The commissioner may issue a general permit to
 19.26 a governmental subdivision or to the general public to conduct one or more projects
 19.27 described in subdivision 1. A fee of \$100 may be charged for each aeration system used
 19.28 under a general permit.

19.29 Sec. 52. Minnesota Statutes 2011 Supplement, section 103G.615, subdivision 1,
 19.30 is amended to read:

20.1 Subdivision 1. **Issuance; validity.** (a) The commissioner may issue a state general
 20.2 permit to a governmental subdivision or to the general public to conduct one or more
 20.3 projects described in this subdivision. The commissioner may issue permits, with or
 20.4 without a fee, to:

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

20.7 (2) transplant aquatic plants into public waters;

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

20.11 (b) Application for a permit and a notification to request authorization to conduct a
 20.12 project under a general permit must be accompanied by a permit fee, if required.

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

20.16 (d) A general permit may authorize a project for more than one growing season.

20.17 Sec. 53. Minnesota Statutes 2011 Supplement, section 103G.615, subdivision 2,
 20.18 is amended to read:

20.19 Subd. 2. **Fees.** (a) ~~The commissioner shall establish a fee schedule for permits to~~
 20.20 ~~control or harvest aquatic plants other than wild rice. The fees must be set by rule, and~~
 20.21 ~~section 16A.1283 does not apply, but the rule must not take effect until 45 legislative days~~
 20.22 ~~after it has been reported to the legislature. The fees shall not exceed \$2,500 per permit~~
 20.23 ~~and shall be based upon the cost of receiving, processing, analyzing, and issuing the~~
 20.24 ~~permit, and additional costs incurred after the application to inspect and monitor the~~
 20.25 ~~activities authorized by the permit, and enforce aquatic plant management rules and permit~~
 20.26 ~~requirements.~~ Fees shall be based upon:

20.27 (1) the cost of receiving, processing, analyzing, and issuing a permit; and

20.28 (2) additional costs incurred after the application to inspect and monitor the activities
 20.29 authorized by the permit and to enforce aquatic plant management rules and permit
 20.30 requirements.

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

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

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

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

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

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

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

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

21.19 (c) ~~A fee may not be charged to~~ There is not permit fee for:

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

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

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

21.24 (4) invasive aquatic plant management permits; or

21.25 (5) permits applied for by the state or a federal governmental agency ~~applying for~~
 21.26 a permit.

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

21.29 ~~(a).~~ If the fee does not accompany the application, the commissioner shall notify the
 21.30 applicant and no action shall be taken on the application until the fee is received.

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

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

22.1 (g) The fee for processing a notification to request authorization for work under a
22.2 general permit is \$30, unless the commissioner establishes a fee by rule as provided
22.3 under this subdivision.

22.4 Sec. 54. [115A.141] DEFINITIONS.

22.5 Subdivision 1. **Applicability.** For purposes of sections 115A.141 to 115A.148, the
22.6 terms defined in this section have the meanings given them.

22.7 Subd. 2. **Architectural paint.** "Architectural paint" means interior and exterior
22.8 architectural coatings sold in containers of five gallons or less. Architectural paint does
22.9 not include industrial coatings, original equipment coatings, or specialty coatings.

22.10 Subd. 3. **Brand.** "Brand" means a name, symbol, word, or mark that identifies the
22.11 designated product, rather than its components, and attributes the product to the owner
22.12 or licensee of the brand as the producer.

22.13 Subd. 4. **Designated product.** "Designated product" means a product listed under
22.14 section 115A.142.

22.15 Subd. 5. **Discarded product.** "Discarded product" means a designated product that
22.16 is no longer used for its manufactured purpose.

22.17 Subd. 6. **Producer.** "Producer" means a person that:

22.18 (1) has legal ownership of the brand, brand name, or cobrand of a designated
22.19 product sold in the state;

22.20 (2) imports a designated product branded by a producer that meets clause (1) when
22.21 the producer has no physical presence in the United States;

22.22 (3) if clauses (1) and (2) do not apply, makes an unbranded designated product
22.23 that is sold in the state; or

22.24 (4) sells a designated product at wholesale or retail, does not have legal ownership of
22.25 the brand, and elects to fulfill the responsibilities of the producer for the product.

22.26 Subd. 7. **Recycling.** "Recycling" means the process of collecting and preparing
22.27 recyclable materials and reusing the materials in their original form or using them in
22.28 manufacturing processes that do not cause the destruction of recyclable materials in a
22.29 manner that precludes further use.

22.30 Subd. 8. **Retailer.** "Retailer" means any person who offers designated products for
22.31 sale at retail in the state.

22.32 Subd. 9. **Reuse.** "Reuse" means donating or selling a collected designated product
22.33 back into the market for its original intended use, when the designated product retains its
22.34 original purpose and performance characteristics.

23.1 Subd. 10. **Sale or sell.** "Sale" or "sell" means transfer of title of a designated product
 23.2 for consideration, including a remote sale conducted through a sales outlet, catalog, Web
 23.3 site, or similar electronic means. For purposes of sections 115A.141 to 115A.148, sale or
 23.4 sell includes a lease through which a designated product is provided to a consumer by a
 23.5 producer, wholesaler, or retailer.

23.6 Subd. 11. **Stewardship assessment.** "Stewardship assessment" means the amount
 23.7 added to the purchase price of a designated product sold in the state that is necessary
 23.8 to cover the cost of collecting, transporting, and processing postconsumer designated
 23.9 products by the producer or stewardship organization pursuant to a product stewardship
 23.10 program.

23.11 Subd. 12. **Stewardship organization.** "Stewardship organization" means an
 23.12 organization appointed by one or more producers to act as an agent on behalf of the
 23.13 producer to design, submit, and administer a product stewardship program under sections
 23.14 115A.141 to 115A.148.

23.15 Subd. 13. **Stewardship plan.** "Stewardship plan" means a detailed plan describing
 23.16 the manner in which a product stewardship program under section 115A.143 will be
 23.17 implemented.

23.18 **Sec. 55. [115A.142] DESIGNATED PRODUCT.**

23.19 Architectural paint is a designated product under sections 115A.141 to 115A.148.

23.20 **Sec. 56. [115A.143] PRODUCT STEWARDSHIP PROGRAM.**

23.21 For each designated product sold in the state, producers must, individually
 23.22 or through a stewardship organization, implement and finance a statewide product
 23.23 stewardship program that manages the designated products by reducing the product's
 23.24 waste generation, promoting its reuse and recycling, and providing for negotiation and
 23.25 execution of agreements to collect, transport, and process the product for end-of-life
 23.26 recycling and reuse.

23.27 **Sec. 57. [115A.144] PARTICIPATION IN PRODUCT STEWARDSHIP**
 23.28 **PROGRAM; STEWARDSHIP PLAN.**

23.29 Subdivision 1. **Requirement for sale.** (a) On and after January 1, 2014, no producer,
 23.30 wholesaler, or retailer may sell or offer for sale in the state a designated product unless the
 23.31 product's producer participates in an approved stewardship plan, either individually or
 23.32 through a stewardship organization.

24.1 (b) Each producer must operate a product stewardship program approved by the
24.2 agency or enter into an agreement with a stewardship organization to operate, on the
24.3 producer's behalf, a product stewardship program approved by the agency.

24.4 Subd. 2. Requirement to submit plan. (a) Before offering a designated product
24.5 for sale in the state, a producer must submit a stewardship plan to the agency and receive
24.6 approval of the plan or must submit documentation to the agency that demonstrates the
24.7 producer has entered into an agreement with a stewardship organization to be an active
24.8 participant in an approved product stewardship program. A stewardship plan must include
24.9 all elements required under subdivision 3.

24.10 (b) Starting July 1, 2013, and every three years thereafter, a producer or stewardship
24.11 organization operating a product stewardship program must update the stewardship plan
24.12 and submit the updated plan to the agency for review and approval.

24.13 (c) It is the responsibility of the entities responsible for each stewardship plan to
24.14 notify the agency within 30 days of any significant changes or modifications to the plan or
24.15 its implementation. Within 30 days of the notification, a written plan revision must be
24.16 submitted to the agency for review and approval.

24.17 Subd. 3. Stewardship plan content. A stewardship plan must contain:

24.18 (1) certification that the product stewardship program will accept all discarded
24.19 product regardless of which producer produced the designated product and its individual
24.20 components;

24.21 (2) contact information for the individual and the entity submitting the plan and for
24.22 all producers participating in the product stewardship program;

24.23 (3) a description of the methods by which the discarded product will be collected
24.24 in all areas in the state without relying on end-of-life fees, including an explanation of
24.25 how the collection system will be convenient and adequate to serve the needs of small
24.26 businesses and residents in both urban and rural areas on an ongoing basis;

24.27 (4) a description of how the adequacy of the collection program will be monitored
24.28 and maintained;

24.29 (5) the names and locations of collectors, transporters, and recycling facilities that
24.30 will manage discarded products;

24.31 (6) a description of how the discarded products and the products' components will
24.32 be safely and securely transported, tracked, and handled from collection through final
24.33 recycling and processing;

24.34 (7) a description of the method to be used to reuse, deconstruct, or recycle the
24.35 discarded products to ensure that the products' components, to the extent feasible, are
24.36 transformed or remanufactured into finished products for use;

25.1 (8) a description of the promotion and outreach activities that will be used to
 25.2 encourage participation in the collection and recycling programs and how the activities'
 25.3 effectiveness will be evaluated and the program modified, if necessary;

25.4 (9) the proposed stewardship assessment. The producer or stewardship organization
 25.5 shall propose a uniform stewardship assessment for any designated product sold in the
 25.6 state. The proposed stewardship assessment shall be reviewed by an independent auditor
 25.7 to ensure that the assessment does not exceed the costs of the product stewardship program
 25.8 and the independent auditor shall recommend an amount for the stewardship assessment.
 25.9 The agency must approve the stewardship assessment;

25.10 (10) evidence of adequate insurance and financial assurance that may be required for
 25.11 collection, handling, and disposal operations;

25.12 (11) five-year performance goals, including an estimate of the percentage of
 25.13 discarded product that will be collected, reused, and recycled during each of the first five
 25.14 years of the stewardship plan. The performance goals must include a specific escalating
 25.15 goal for the amount of discarded product that will be collected and recycled and reused
 25.16 during each year of the plan. The performance goals must be based on:

25.17 (i) the most recent collection data available for the state;

25.18 (ii) the amount of designated product disposed of annually;

25.19 (iii) the weight of the designated product that is expected to be available for
 25.20 collection annually; and

25.21 (iv) actual collection data from other existing programs.

25.22 The stewardship plan must state the methodology used to determine these goals;

25.23 (12) product design changes, if applicable, that will be considered to reduce
 25.24 toxicity, water use, or energy use or to increase recycled content, recyclability, or product
 25.25 longevity; and

25.26 (13) a discussion of market development opportunities to expand use of recovered
 25.27 product, with consideration of expansion of processing activity proximate to areas of
 25.28 collection.

25.29 Subd. 4. **Consultation required.** (a) Each stewardship organization or individual
 25.30 producer submitting a stewardship plan must consult with stakeholders including retailers,
 25.31 collectors, recyclers, local government, customers, and citizens during the development of
 25.32 the plan, solicit stakeholder comments, and attempt to address any stakeholder concerns
 25.33 regarding the plan before submitting the plan to the agency for review.

25.34 (b) The producer or stewardship organization must invite comments from local
 25.35 governments, communities, and citizens to report their satisfaction with services, including
 25.36 education and outreach, provided by the product stewardship program. The information

26.1 must be submitted to the agency and used by the agency in reviewing proposed updates or
26.2 changes to the stewardship plan.

26.3 Subd. 5. **Agency review and approval.** (a) Within 90 days after receipt of a
26.4 proposed stewardship plan, the agency shall determine whether the plan complies with
26.5 subdivision 3. If the agency approves a plan, the agency shall notify the applicant of the
26.6 plan approval in writing. If the agency rejects a plan, the agency shall notify the applicant
26.7 in writing of the reasons for rejecting the plan. An applicant whose plan is rejected by
26.8 the agency must submit a revised plan to the agency within 60 days after receiving
26.9 notice of rejection.

26.10 (b) Any proposed changes to a stewardship plan must be approved by the agency
26.11 in writing.

26.12 Subd. 6. **Plan availability.** All stewardship plans approved by the agency shall be
26.13 placed on the agency's Web site and made available at the agency's headquarters for public
26.14 review within 30 days of the agency's approval.

26.15 Sec. 58. **[115A.1445] CONDUCT AUTHORIZED.**

26.16 A producer or stewardship organization that organizes collection, transport, and
26.17 processing of designated products under section 115A.143 is immune from liability for
26.18 the conduct under state laws relating to antitrust, restraint of trade, unfair trade practices,
26.19 and other regulation of trade or commerce only to the extent that the conduct is necessary
26.20 to plan and implement the producer's or organization's chosen organized collection or
26.21 recycling system.

26.22 Sec. 59. **[115A.145] RESPONSIBILITY OF PRODUCERS.**

26.23 (a) On and after the date of implementation of a product stewardship program
26.24 according to section 115A.143, a producer must add the stewardship assessment, as
26.25 established according to section 115A.144, subdivision 3, clause (9), to the cost of the
26.26 designated product sold to retailers and distributors in the state by the producer.

26.27 (b) Producers or the stewardship organization shall provide consumers with
26.28 educational materials regarding the stewardship assessment and product stewardship
26.29 program. The materials must include, but are not limited to, information regarding
26.30 available end-of-life management options for each designated product offered through
26.31 the product stewardship program and information that notifies consumers that a charge
26.32 for the operation of the product stewardship program is included in the purchase price
26.33 of designated products sold in the state.

27.1 Sec. 60. **[115A.1455] RESPONSIBILITY OF RETAILERS.**

27.2 (a) On and after January 1, 2014, no designated product may be sold in the state
27.3 unless the product's producer is participating in an approved stewardship plan.

27.4 (b) On and after the implementation date of a product stewardship program according
27.5 to section 115A.143, each retailer or distributor, as applicable, must add the amount of the
27.6 stewardship assessment to the purchase price of all designated product sold in the state.

27.7 (c) Any retailer may participate, on a voluntary basis, as a designated collection
27.8 point pursuant to a product stewardship program and in accordance with applicable law.

27.9 (d) No retailer or distributor shall be found to be in violation of this section if, on the
27.10 date the designated product was ordered from the producer or its agent, the producer was
27.11 listed as compliant on the agency's Web site according to section 115A.1465.

27.12 Sec. 61. **[115A.146] STEWARDSHIP REPORTS.**

27.13 (a) Beginning March 1, 2015, producers of designated products sold in the state must
27.14 individually or through a stewardship organization submit an annual report to the agency
27.15 describing the product stewardship program. At a minimum, the report must contain:

27.16 (1) a description of the methods used to collect, transport, and process designated
27.17 products in all regions of the state;

27.18 (2) the weight of all designated products collected in all regions of the state and a
27.19 comparison to the performance goals and recycling rates established in the stewardship
27.20 plan;

27.21 (3) the amount of unwanted designated products collected in the state by method of
27.22 disposition, including reuse, recycling, and other methods of processing;

27.23 (4) identification of the facilities processing designated product and the number and
27.24 weight processed at each facility;

27.25 (5) an evaluation of the operation of the program's funding mechanism;

27.26 (6) samples of educational materials provided to consumers and an evaluation of the
27.27 effectiveness of the materials and the methods used to disseminate the materials; and

27.28 (7) a description of progress made toward achieving product design changes in
27.29 accordance with section 115A.144, subdivision 3, clause (12).

27.30 (b) Proprietary information submitted to the agency under sections 115A.141 to
27.31 115A.148 is nonpublic data under chapter 13.

27.32 Sec. 62. **[115A.1465] AGENCY RESPONSIBILITIES.**

28.1 The agency shall provide on its Web site a list of all compliant producers and brands
28.2 participating in stewardship plans that the agency has approved and a list of all producers
28.3 and brands the agency has identified as noncompliant with sections 115A.141 to 115A.148.

28.4 Sec. 63. **[115A.147] LOCAL GOVERNMENT RESPONSIBILITIES.**

28.5 (a) A city, county, or other public agency may choose to participate voluntarily in
28.6 a product stewardship program.

28.7 (b) Cities, counties, and other public agencies are encouraged to work with producers
28.8 and stewardship organizations to assist in meeting product stewardship program recycling
28.9 obligations, by providing education and outreach or using other strategies.

28.10 (c) A city, county, or other public agency that participates in a product stewardship
28.11 program must report annually to the agency using the reporting form provided by the
28.12 agency on the cost savings as a result of participation and describe how the savings were
28.13 used.

28.14 Sec. 64. **[115A.1475] REPORT TO LEGISLATURE.**

28.15 (a) By December 1 in 2015 and 2016, and every four years thereafter, the agency
28.16 shall provide a report to the governor and the legislature on the implementation of sections
28.17 115A.141 to 115A.148. For each program year, the report must provide the total weight of
28.18 designated products collected and recycled and a summary of information in the reports
28.19 submitted by producers under section 115A.146. The report must also discuss the various
28.20 collection programs used by producers to collect designated products and information
28.21 about designated products, if any, being disposed of in disposal facilities in the state.
28.22 The report must identify the cost savings to local governments as a result of sections
28.23 115A.141 to 115A.148.

28.24 (b) The report must include recommendations for changes, if any, to the product
28.25 stewardship program.

28.26 Sec. 65. **[115A.148] ADMINISTRATIVE FEE.**

28.27 (a) The stewardship organization or individual producer submitting a stewardship
28.28 plan shall pay the agency an annual administrative fee. The agency shall set the fee at
28.29 an amount that, when paid by every stewardship organization or individual producer that
28.30 submits a stewardship plan, is adequate to cover the agency's full costs of administering
28.31 and enforcing sections 115A.141 to 115A.148. The agency may establish a variable
28.32 fee based on relevant factors, including, but not limited to, the portion of designated

29.1 products sold in the state by members of the organization compared to the total amount of
29.2 designated products sold in the state by all organizations submitting a stewardship plan.

29.3 (b) The total amount of annual fees collected under this section must not exceed
29.4 the amount necessary to recover costs incurred by the agency in connection with the
29.5 administration and enforcement of sections 115A.141 to 115A.148.

29.6 (c) The agency shall identify the direct program development or regulatory costs it
29.7 incurs under sections 115A.141 to 115A.148 before stewardship plans are submitted and
29.8 shall establish a fee in an amount adequate to cover those costs, which shall be paid by a
29.9 stewardship organization or individual producer that submits a stewardship plan.

29.10 (d) A stewardship organization or individual producer subject to this section must
29.11 pay the agency's administrative fee under paragraph (a) on or before July 1,, and
29.12 annually thereafter and the agency's development fee under paragraph (c) on or before
29.13 July 1,, and annually thereafter through July 1, Each year after the initial payment,
29.14 the annual administrative fee may not exceed five percent of the aggregate assessment
29.15 collected for the preceding calendar year.

29.16 (e) The agency shall deposit the fees collected under this section into a designated
29.17 product stewardship account.

29.18 Sec. 66. **APPROPRIATION REDUCTION.**

29.19 \$100,000 beginning in fiscal year 2013 is a reduction in Laws 2011, First Special
29.20 Session chapter 2, article 1, section 4, subdivision 6, from the nongame wildlife
29.21 management account in the natural resources fund for gray wolf management.

29.22 Sec. 67. **REPEALER.**

29.23 Minnesota Statutes 2010, sections 84.946, subdivision 3; 86A.12, subdivision 5;
29.24 89.06; 90.042; 97A.451, subdivisions 3a and 7; 97A.4742, subdivision 4; and 103G.705,
29.25 subdivision 1, are repealed.

84.946 NATURAL RESOURCES ASSET PRESERVATION AND REPLACEMENT (NRAPR).

Subd. 3. **Reporting priorities.** The commissioner of natural resources must establish priorities within its natural resource asset preservation and replacement projects. By January 15 of each year, the commissioner must submit to the commissioner of management and budget and to the chairs of the house of representatives and senate committees with jurisdiction over environment and natural resources finance and capital investment a list of the projects that have been paid for with money from a natural resource asset preservation and replacement appropriation during the preceding calendar year as well as a list of those priority projects for which natural resource asset preservation and replacement appropriations will be sought in that year's legislative session.

86A.12 NATURAL RESOURCES CAPITAL IMPROVEMENT PROGRAM.

Subd. 5. **Report.** By January 15 of each year, the commissioner of natural resources shall submit to the commissioner of management and budget, the chairs of the legislative committees or divisions that currently oversee the appropriations to the Department of Natural Resources, and to the chairs of the senate and the house of representatives Capital Investment Committees, a list of the projects that have been funded with money under this program during the preceding calendar year, as well as a list of those priority projects for which state bond proceeds fund appropriations will be sought under this program during that year's legislative session.

89.06 NURSERY AND TREE IMPROVEMENT PLAN.

By February 1, 1983, the commissioner, with the assistance of the agricultural experiment station of the University of Minnesota, shall submit a plan to the legislature on the benefits and costs of making the nursery and tree improvement program in this chapter self-supporting. The plan shall include, but not be limited to, at least the following elements:

- (a) tree species and stand improvement;
- (b) adoption of a seed certification system;
- (c) development of specialized seed tree orchards;
- (d) implementation of modern nursery techniques;
- (e) contractual arrangements with users of tree seedlings; and
- (f) an economic analysis of surcharges and user fees that would make the nursery and tree improvement program self-supporting.

90.042 PUBLIC INVOLVEMENT PROCESS.

Subdivision 1. **Report to legislature.** By July 1 each year, the commissioner must provide a complete description of the public involvement process for timber harvest plans to the chairs of the legislative committees with jurisdiction over natural resources policy and finance. The process must provide public notice and public input in affected areas of proposed annual harvest plans.

Subd. 2. **Public meetings.** By May 1 each year, the commissioner shall hold one or more public meetings in the forested area of the state to inform the public of the manner in which the proposed annual harvest plan for the next fiscal year is proposed to be allocated between informal, intermediate, and regular auction sales. The public shall be afforded an opportunity to provide written and oral comments concerning the proposed allocation.

97A.451 LICENSE REQUIREMENTS AND EXEMPTIONS RELATING TO AGE.

Subd. 3a. **Nonresidents under age 18; small game.** (a) A nonresident under age 18 may obtain a small game license at the resident fee under section 97A.475, subdivision 2, clause (2), if the nonresident:

- (1) possesses a firearms safety certificate; or
 - (2) if age 13 or under, is accompanied by a parent or guardian when purchasing the license.
- (b) A nonresident age 13 or under must be accompanied by a parent or guardian to take small game. A nonresident age 12 or under is not required to possess a firearms safety certificate under section 97B.020 to take small game.

APPENDIX

Repealed Minnesota Statutes: 12-5879

Subd. 7. **Residents over age 65; spearing.** A resident age 65 or over may take fish by spearing without a spearing license if the resident has an angling license.

97A.4742 LIFETIME FISH AND WILDLIFE TRUST FUND.

Subd. 4. **Annual report.** By December 15 each year, the commissioner shall submit a report to the legislative committees having jurisdiction over environment and natural resources appropriations and environment and natural resources policy. The report shall state the amount of revenue received in and expenditures made from revenue transferred from the lifetime fish and wildlife trust fund to the game and fish fund. The report may be included in the game and fish fund report required by section 97A.055, subdivision 4. The commissioner shall make the annual report available to the public.

103G.705 STREAM PROTECTION AND IMPROVEMENT LOAN PROGRAM.

Subdivision 1. **Loan program.** (a) A political subdivision may apply to the commissioner on forms provided by the commissioner for a loan for up to 90 percent of the total local cost of a project to protect or improve a stream. The commissioner shall apportion loans according to the potential for prevention of immediate harm to the stream, the relative need for maintenance or improvements, the date of the application for the loan, and the availability of funds.

(b) By January 15 of each year, the commissioner must provide the legislature with a list of all applications received by the commissioner, the loan amounts requested, and a listing and explanation of the disposition of the applications.

(c) The commissioner must make the loan to the political subdivision in the amount determined by the commissioner and under the terms specified in this section. Loans made under this section do not require the approval of the electors of the political subdivision as provided in section 475.58 and do not constitute net debt for purposes of section 475.53 or any debt limitation provision of any special law or city charter.

(d) A loan made under this section must be repaid without interest over a period not to exceed ten years. The commissioner may charge an annual administrative fee to the political subdivision.

(e) A political subdivision receiving a loan made under this section must levy for the loan repayment beginning in the year the loan proceeds are received and succeeding years until the loan and the associated administrative costs are repaid. The levy must be for:

- (1) the amount of the annual loan repayment and the associated administrative costs; or
- (2) the amount of the annual loan repayment and administrative costs less the amount the political subdivision certifies it has received from other sources for the loan repayment.