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State of Minnesota

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HOUSE OF REPRESENTATIVES

NINETIETH SESSION

H. F. No. 707

- 02/01/2017 Authored by Gunther
The bill was read for the first time and referred to the Committee on Legacy Funding Finance
03/28/2017 Adoption of Report: Amended and re-referred to the Committee on Ways and Means
03/30/2017 Adoption of Report: Placed on the General Register as Amended
Read for the Second Time
04/04/2017 Calendar for the Day, Amended
Read Third Time as Amended
Passed by the House as Amended and transmitted to the Senate to include Floor Amendments
04/24/2017 Returned to the House as Amended by the Senate
Refused to concur and a Conference Committee was appointed

A bill for an act

relating to state government; appropriating money from outdoor heritage fund, clean water fund, parks and trails fund, and arts and cultural heritage fund; providing for riparian protection aid; modifying requirements for expending money from legacy funds; modifying and extending prior appropriations; requiring reports; amending Minnesota Statutes 2016, sections 16A.127, subdivision 8; 85.53, by adding subdivisions; 97A.056, subdivision 3, by adding subdivisions; 114D.50, subdivision 4, by adding subdivisions; 129D.17, subdivision 4, by adding subdivisions; Laws 2012, chapter 264, article 1, section 2, subdivision 5, as amended; Laws 2015, First Special Session chapter 2, article 1, section 2, subdivision 2, as amended; Laws 2016, chapter 172, article 1, section 2, subdivisions 2, 4; proposing coding for new law in Minnesota Statutes, chapter 477A; repealing Minnesota Statutes 2016, section 97A.056, subdivision 8.

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

ARTICLE 1

OUTDOOR HERITAGE FUND

Section 1. APPROPRIATIONS.

The sums shown in the columns marked "Appropriations" are appropriated to the agencies and for the purposes specified in this article. The appropriations are from the outdoor heritage fund for the fiscal year indicated for each purpose. The figures "2018" and "2019" used in this article mean that the appropriations listed under the figure are available for the fiscal year ending June 30, 2018, and June 30, 2019, respectively. The "first year" is fiscal year 2018. The "second year" is fiscal year 2019. The "biennium" is fiscal years 2018 and 2019, respectively. The appropriations in this article are onetime appropriations.

Table with 2 columns: 2018, 2019. Header: APPROPRIATIONS Available for the Year Ending June 30.

3.1 Rules, part 6136.0900, priority must be given
3.2 to acquiring lands that are eligible for the
3.3 native prairie bank under Minnesota Statutes,
3.4 section 84.96, or lands adjacent to protected
3.5 native prairie. A list of proposed land
3.6 acquisitions must be provided as part of the
3.7 required accomplishment plan.

3.8 **(c) Minnesota Prairie Recovery Project - Phase**
3.9 **VII**

3.10 \$1,901,000 the first year is to the
3.11 commissioner of natural resources for an
3.12 agreement with The Nature Conservancy to
3.13 acquire land in fee for native prairie, wetland,
3.14 and savanna and to restore and enhance
3.15 grasslands, wetlands, and savanna. Subject to
3.16 evaluation criteria in Minnesota Rules, part
3.17 6136.0900, priority must be given to acquiring
3.18 lands that are eligible for the native prairie
3.19 bank under Minnesota Statutes, section 84.96,
3.20 or lands adjacent to protected native prairie.

3.21 No later than 180 days after The Nature
3.22 Conservancy's fiscal year ends, The Nature
3.23 Conservancy must submit to the Lessard-Sams
3.24 Outdoor Heritage Council annual income
3.25 statements and balance sheets for income and
3.26 expenses from land acquired with this
3.27 appropriation. A list of proposed land
3.28 acquisitions must be provided as part of the
3.29 required accomplishment plan and must be
3.30 consistent with the priorities identified in
3.31 Minnesota Prairie Conservation Plan.

3.32 **(d) Northern Tallgrass Prairie National Wildlife**
3.33 **Refuge Land Acquisition - Phase VIII**

3.34 \$2,683,000 the first year is to the
3.35 commissioner of natural resources for an
3.36 agreement with The Nature Conservancy in

4.1 cooperation with the United States Fish and
4.2 Wildlife Service to acquire land in fee or
4.3 permanent conservation easements and restore
4.4 lands in the Northern Tallgrass Prairie Habitat
4.5 Preservation Area in western Minnesota for
4.6 addition to the Northern Tallgrass Prairie
4.7 National Wildlife Refuge. Subject to
4.8 evaluation criteria in Minnesota Rules, part
4.9 6136.0900, priority must be given to acquiring
4.10 lands that are eligible for the native prairie
4.11 bank under Minnesota Statutes, section 84.96,
4.12 or lands adjacent to protected native prairie.
4.13 A list of proposed land acquisitions must be
4.14 provided as part of the required
4.15 accomplishment plan, and the acquisitions
4.16 must be consistent with the priorities in
4.17 Minnesota Prairie Conservation Plan.

4.18 **(e) Cannon River Headwaters Habitat Complex**
4.19 **- Phase VII**

4.20 \$1,436,000 the first year is to the
4.21 commissioner of natural resources for an
4.22 agreement with The Trust for Public Land to
4.23 acquire in fee and restore lands in the Cannon
4.24 River watershed for wildlife management
4.25 purposes under Minnesota Statutes, section
4.26 86A.05, subdivision 8. Subject to evaluation
4.27 criteria in Minnesota Rules, part 6136.0900,
4.28 priority must be given to acquiring lands that
4.29 are eligible for the native prairie bank under
4.30 Minnesota Statutes, section 84.96, or lands
4.31 adjacent to protected native prairie. A list of
4.32 proposed land acquisitions must be provided
4.33 as part of the required accomplishment plan.

4.34 **(f) Accelerated Native Prairie Bank Protection**
4.35 **- Phase VI**

5.1 \$2,481,000 the first year is to the
5.2 commissioner of natural resources to acquire
5.3 permanent conservation easements to
5.4 implement the strategies in Minnesota Prairie
5.5 Conservation Plan to protect and restore native
5.6 prairie. Of this amount, up to \$140,000 is for
5.7 establishing monitoring and enforcement funds
5.8 as approved in the accomplishment plan and
5.9 subject to Minnesota Statutes, section
5.10 97A.056, subdivision 17. Subject to evaluation
5.11 criteria in Minnesota Rules, part 6136.0900,
5.12 priority must be given to acquiring lands that
5.13 are eligible for the native prairie bank under
5.14 Minnesota Statutes, section 84.96, or lands
5.15 adjacent to protected native prairie. A list of
5.16 permanent conservation easements must be
5.17 provided as part of the final report.

5.18 **(g) Reinvest In Minnesota (RIM) Buffers for**
5.19 **Wildlife and Water - Phase VII**

5.20 \$5,333,000 the first year is to the Board of
5.21 Water and Soil Resources to restore habitat
5.22 and acquire permanent conservation easements
5.23 under Minnesota Statutes, section 103F.515,
5.24 to protect, restore, and enhance habitat by
5.25 expanding the riparian-buffer program of the
5.26 clean water fund for at least equal wildlife
5.27 benefits from buffers on private land. Of this
5.28 amount, up to \$858,000 is for establishing a
5.29 monitoring and enforcement fund as approved
5.30 in the accomplishment plan and subject to
5.31 Minnesota Statutes, section 97A.056,
5.32 subdivision 17. A list of permanent
5.33 conservation easements must be provided as
5.34 part of the final report.

5.35 **(h) Prairie Chicken Habitat Partnership of the**
5.36 **Southern Red River Valley - Phase III**

6.1 \$1,908,000 the first year is to the
6.2 commissioner of natural resources for an
6.3 agreement with Pheasants Forever in
6.4 cooperation with the Minnesota Prairie
6.5 Chicken Society to acquire land in fee and
6.6 restore and enhance lands in the southern Red
6.7 River valley for wildlife management purposes
6.8 under Minnesota Statutes, section 86A.05,
6.9 subdivision 8, or to be designated and
6.10 managed as waterfowl-production areas in
6.11 Minnesota in cooperation with the United
6.12 States Fish and Wildlife Service. Subject to
6.13 evaluation criteria in Minnesota Rules, part
6.14 6136.0900, priority must be given to acquiring
6.15 lands that are eligible for the native prairie
6.16 bank under Minnesota Statutes, section 84.96,
6.17 or lands adjacent to protected native prairie.
6.18 A list of proposed land acquisitions must be
6.19 provided as part of the required
6.20 accomplishment plan.

6.21 **(i) Accelerated Prairie Restoration and**
6.22 **Enhancement on DNR Lands - Phase IX**

6.23 \$3,950,000 the first year is to the
6.24 commissioner of natural resources to
6.25 accelerate restoration and enhancement of
6.26 prairies, grasslands, and savannas on wildlife
6.27 management areas, scientific and natural areas,
6.28 native prairie bank land, bluff prairies on state
6.29 forest land in southeastern Minnesota, and
6.30 United States Fish and Wildlife Service
6.31 waterfowl-production area and refuge lands.
6.32 A list of proposed land restorations and
6.33 enhancements must be provided as part of the
6.34 required accomplishment plan.

6.35 **(j) Anoka Sandplain Habitat Restoration and**
6.36 **Enhancement - Phase V**

7.1 \$1,130,000 the first year is to the
 7.2 commissioner of natural resources for
 7.3 agreements to acquire permanent conservation
 7.4 easements and to restore and enhance wildlife
 7.5 habitat on public lands in Anoka, Benton,
 7.6 Isanti, Morrison, and Stearns Counties as
 7.7 follows: \$41,000 is to the Anoka Conservation
 7.8 District, \$231,000 is to the Isanti County Soil
 7.9 and Water Conservation District, \$345,000 is
 7.10 to Great River Greening, \$163,000 is to the
 7.11 Stearns County Soil and Water Conservation
 7.12 District, and \$350,000 is to Minnesota Land
 7.13 Trust. Up to \$40,000 to Minnesota Land Trust
 7.14 is for establishing monitoring and enforcement
 7.15 funds as approved in the accomplishment plan
 7.16 and subject to Minnesota Statutes, section
 7.17 97A.056, subdivision 17. A list of proposed
 7.18 permanent conservation easements,
 7.19 restorations, and enhancements must be
 7.20 provided as part of the required
 7.21 accomplishment plan.

7.22 **Subd. 3. Forests** 17,324,000 -0-

7.23 **(a) Carnelian Creek Conservation Corridor**

7.24 \$2,458,000 the first year is to the
 7.25 commissioner of natural resources for an
 7.26 agreement with Minnesota Land Trust to
 7.27 acquire permanent conservation easements in
 7.28 Washington County. Of this amount, up to
 7.29 \$30,000 is for establishing a monitoring and
 7.30 enforcement fund as approved in the
 7.31 accomplishment plan and subject to Minnesota
 7.32 Statutes, section 97A.056, subdivision 17. A
 7.33 list of proposed permanent conservation
 7.34 easements must be provided as part of the
 7.35 required accomplishment plan.

8.1 **(b) Laurentian Forest - St. Louis County Habitat**
8.2 **Project**

8.3 \$2,400,000 the first year is to the
8.4 commissioner of natural resources for
8.5 agreements with the Minnesota Deer Hunters
8.6 Association in cooperation with The
8.7 Conservation Fund and St. Louis County to
8.8 acquire land in fee to be transferred to St.
8.9 Louis County for wildlife habitat purposes.
8.10 The amount is for agreements as follows:
8.11 \$2,292,000 to the Minnesota Deer Hunter
8.12 Association and \$108,000 to The Conservation
8.13 Fund. A list of proposed land acquisitions
8.14 must be provided as part of the required
8.15 accomplishment plan.

8.16 **(c) Southeast Minnesota Protection and**
8.17 **Restoration - Phase V**

8.18 \$2,375,000 the first year is to the
8.19 commissioner of natural resources to acquire
8.20 land in fee for wildlife management purposes
8.21 under Minnesota Statutes, section 86A.05,
8.22 subdivision 8; to acquire land in fee for
8.23 scientific and natural areas under Minnesota
8.24 Statutes, section 86A.05, subdivision 5; to
8.25 acquire land in fee for state forest purposes
8.26 under Minnesota Statutes, section 86A.05,
8.27 subdivision 7; to acquire permanent
8.28 conservation easements; and to restore and
8.29 enhance prairie, grassland, forest, and savanna.
8.30 The amount is for agreements as follows:
8.31 \$1,000,000 to The Nature Conservancy,
8.32 \$675,000 to The Trust for Public Land, and
8.33 \$700,000 to Minnesota Land Trust. Up to
8.34 \$80,000 to Minnesota Land Trust is for
8.35 establishing a monitoring and enforcement
8.36 fund as approved in the accomplishment plan

9.1 and subject to Minnesota Statutes, section
9.2 97A.056, subdivision 17. No later than 180
9.3 days after the The Nature Conservancy's fiscal
9.4 year ends, The Nature Conservancy must
9.5 submit to the Lessard-Sams Outdoor Heritage
9.6 Council annual income statements and balance
9.7 sheets for income and expenses from land
9.8 acquired in fee with this appropriation and not
9.9 transferred to the state or a local governmental
9.10 unit. A list of proposed land acquisitions must
9.11 be provided as part of the required
9.12 accomplishment plan.

9.13 **(d) Minnesota Forests for the Future - Phase V**

9.14 \$2,291,000 the first year is to the
9.15 commissioner of natural resources to acquire
9.16 easements for forest, wetland, and shoreline
9.17 habitat through working forest permanent
9.18 conservation easements under the Minnesota
9.19 forests for the future program pursuant to
9.20 Minnesota Statutes, section 84.66. A
9.21 conservation easement acquired with money
9.22 appropriated under this paragraph must
9.23 comply with Minnesota Statutes, section
9.24 97A.056, subdivision 13. The accomplishment
9.25 plan must include an easement monitoring and
9.26 enforcement plan. Of this amount, up to
9.27 \$72,000 is for establishing a monitoring and
9.28 enforcement fund as approved in the
9.29 accomplishment plan and subject to Minnesota
9.30 Statutes, section 97A.056, subdivision 17. A
9.31 list of permanent conservation easements must
9.32 be provided as part of the final report.

9.33 **(e) State Forest Acquisitions - Phase IV**

9.34 \$1,000,000 the first year is to the
9.35 commissioner of natural resources to acquire

10.1 lands in fee for wildlife habitat purposes in
10.2 the Richard J. Dorer Memorial Hardwood
10.3 State Forest under Minnesota Statutes, section
10.4 86A.05, subdivision 7. A list of proposed land
10.5 acquisitions must be provided as part of the
10.6 required accomplishment plan.

10.7 **(f) Critical Shoreland Protection Program -**
10.8 **Phase IV**

10.9 \$1,700,000 the first year is to the
10.10 commissioner of natural resources for an
10.11 agreement with Minnesota Land Trust to
10.12 acquire permanent conservation easements
10.13 along rivers and lakes in the northern forest
10.14 region. Of this amount, up to \$120,000 is for
10.15 establishing a monitoring and enforcement
10.16 fund as approved in the accomplishment plan
10.17 and subject to Minnesota Statutes, section
10.18 97A.056, subdivision 17. A list of proposed
10.19 permanent conservation easements must be
10.20 provided as part of the required
10.21 accomplishment plan.

10.22 **(g) Bushmen Lake**

10.23 \$4,600,000 the first year is to the
10.24 commissioner of natural resources for an
10.25 agreement with The Conservation Fund in
10.26 cooperation with the United States Forest
10.27 Service to acquire lands in fee adjacent to
10.28 Bushmen Lake in St. Louis County to be
10.29 managed for wildlife habitat purposes. A list
10.30 of proposed land acquisitions must be
10.31 provided as part of the required
10.32 accomplishment plan.

10.33 **(h) Forest Pest Response**

10.34 \$500,000 the first year is to the commissioner
10.35 of agriculture to identify, prevent, and, in
10.36 consultation with the Forest Resources

11.1 Council, protect Minnesota forests by rapidly
 11.2 and effectively responding to the threat or
 11.3 presence of plant pests, including emerald ash
 11.4 borer. The commissioner of agriculture may
 11.5 transfer all or part of this appropriation to the
 11.6 commissioner of natural resources and shall
 11.7 award grants to local units of government or
 11.8 other entities.

11.9 **Subd. 4. Wetlands**

31,744,000

-0-

11.10 **(a) Accelerating Waterfowl-Production Area**
 11.11 **Acquisition - Phase IX**

11.12 \$5,500,000 the first year is to the
 11.13 commissioner of natural resources for an
 11.14 agreement with Pheasants Forever to acquire
 11.15 land in fee and restore and enhance wetlands
 11.16 and grasslands to be designated and managed
 11.17 as waterfowl-production areas in Minnesota
 11.18 in cooperation with the United States Fish and
 11.19 Wildlife Service. A list of proposed land
 11.20 acquisitions must be provided as part of the
 11.21 required accomplishment plan.

11.22 **(b) Shallow Lakes and Wetland Protection**
 11.23 **Program - Phase VI**

11.24 \$3,625,000 the first year is to the
 11.25 commissioner of natural resources for an
 11.26 agreement with Ducks Unlimited to acquire
 11.27 land in fee and restore prairie lands, wetlands,
 11.28 and land-buffering shallow lakes for wildlife
 11.29 management purposes under Minnesota
 11.30 Statutes, section 86A.05, subdivision 8. A list
 11.31 of proposed acquisitions must be provided as
 11.32 part of the required accomplishment plan.

11.33 **(c) RIM Wetlands Partnership - Phase VIII**

11.34 \$15,398,000 the first year is to the Board of
 11.35 Water and Soil Resources to acquire
 11.36 permanent conservation easements and to

12.1 restore wetlands and native grassland habitat
12.2 under Minnesota Statutes, section 103F.515.
12.3 Of this amount, up to \$306,000 is for
12.4 establishing a monitoring and enforcement
12.5 fund as approved in the accomplishment plan
12.6 and subject to Minnesota Statutes, section
12.7 97A.056, subdivision 17. A list of permanent
12.8 conservation easements must be provided as
12.9 part of the final report.

12.10 **(d) Wild-Rice Shoreland Protection Program -**
12.11 **Phase V**

12.12 \$750,000 the first year is to the Board of
12.13 Water and Soil Resources to acquire
12.14 permanent conservation easements on
12.15 wild-rice lake shoreland habitat for native
12.16 wild-rice bed protection. Of this amount, up
12.17 to \$59,000 is for establishing a monitoring and
12.18 enforcement fund as approved in the
12.19 accomplishment plan and subject to Minnesota
12.20 Statutes, section 97A.056, subdivision 17. A
12.21 list of permanent conservation easements must
12.22 be provided as part of the final report by the
12.23 Board of Water and Soil Resources.

12.24 **(e) Accelerated Shallow Lakes and Wetlands**
12.25 **Enhancement - Phase IX**

12.26 \$1,755,000 the first year is to the
12.27 commissioner of natural resources to enhance
12.28 and restore shallow lakes and wetland habitat
12.29 statewide. A list of proposed land restorations
12.30 and enhancements must be provided as part
12.31 of the required accomplishment plan.

12.32 **(f) Living Shallow Lakes and Wetland Initiative**
12.33 **- Phase VI**

12.34 \$4,716,000 the first year is to the
12.35 commissioner of natural resources for an
12.36 agreement with Ducks Unlimited to restore

13.1 and enhance shallow lakes and wetlands on
 13.2 public lands and wetlands under permanent
 13.3 conservation easement for wildlife
 13.4 management purposes. A list of proposed
 13.5 shallow-lake enhancements and wetland
 13.6 restorations must be provided as part of the
 13.7 required accomplishment plan.

13.8 **Subd. 5. Habitats** 26,544,000 -0-

13.9 **(a) Mississippi Headwaters Habitat Corridor**
 13.10 **Partnership - Phase III**

13.11 \$1,617,000 the first year is to the
 13.12 commissioner of natural resources to acquire
 13.13 lands in fee and restore wildlife habitat in the
 13.14 Mississippi headwaters and for agreements as
 13.15 follows: \$60,000 to the Mississippi
 13.16 Headwaters Board and \$1,557,000 to The
 13.17 Trust for Public Land. \$779,000 the first year
 13.18 is to the Board of Water and Soil Resources
 13.19 to acquire lands in permanent conservation
 13.20 easements and to restore wildlife habitat. Up
 13.21 to \$59,000 to the Board of Water and Soil
 13.22 Resources is for establishing a monitoring and
 13.23 enforcement fund as approved in the
 13.24 accomplishment plan and subject to Minnesota
 13.25 Statutes, section 97A.056, subdivision 17. A
 13.26 list of proposed acquisitions must be included
 13.27 as part of the required accomplishment plan.

13.28 **(b) Fisheries Habitat Protection on Strategic**
 13.29 **North-Central Minnesota Lakes - Phase III**

13.30 \$1,716,000 the first year is to the
 13.31 commissioner of natural resources to acquire
 13.32 land in permanent conservation easements to
 13.33 sustain healthy fish habitat on coldwater lakes
 13.34 in Aitkin, Cass, Crow Wing, and Hubbard
 13.35 Counties for agreements as follows: \$113,000
 13.36 to the Leech Lake Area Watershed Foundation

14.1 and \$1,603,000 to Minnesota Land Trust. Up
14.2 to \$120,000 to Minnesota Land Trust is for
14.3 establishing a monitoring and enforcement
14.4 fund as approved in the accomplishment plan
14.5 and subject to Minnesota Statutes, section
14.6 97A.056, subdivision 17. A list of permanent
14.7 conservation easements must be provided as
14.8 part of the required accomplishment plan.

14.9 **(c) Goose Prairie**

14.10 \$600,000 the first year is to the commissioner
14.11 of natural resources for an agreement with the
14.12 Wild Rice Watershed District, in cooperation
14.13 with the Department of Natural Resources, to
14.14 enhance aquatic and upland habitat in and
14.15 adjacent to the Goose Prairie Marsh Wildlife
14.16 Management Area in Clay County. A list of
14.17 proposed land enhancements must be provided
14.18 as part of the required accomplishment plan.

14.19 **(d) Minnesota Trout Unlimited Coldwater Fish**
14.20 **Habitat Enhancement and Restoration - Phase**
14.21 **IX**

14.22 \$2,403,000 the first year is to the
14.23 commissioner of natural resources for an
14.24 agreement with Minnesota Trout Unlimited
14.25 to restore or enhance habitat for trout and other
14.26 species in and along coldwater rivers, lakes,
14.27 and streams in Minnesota. A list of proposed
14.28 restorations and enhancements must be
14.29 provided as part of the required
14.30 accomplishment plan.

14.31 **(e) DNR Stream Habitat - Phase II**

14.32 \$2,166,000 the first year is to the
14.33 commissioner of natural resources to restore
14.34 and enhance habitat in degraded streams and
14.35 critical aquatic-species habitat and to facilitate
14.36 fish passage. A list of proposed land

15.1 restorations and enhancements must be
15.2 provided as part of the required
15.3 accomplishment plan.

15.4 **(f) St. Louis River Restoration Initiative - Phase**
15.5 **IV**

15.6 \$3,392,000 the first year is to the
15.7 commissioner of natural resources to restore
15.8 aquatic habitats in the St. Louis River estuary.
15.9 Of this appropriation, up to \$226,000 is for an
15.10 agreement with Minnesota Land Trust. A list
15.11 of proposed restorations must be provided as
15.12 part of the required accomplishment plan.

15.13 **(g) Shell Rock River Watershed Habitat**
15.14 **Restoration Program - Phase VI**

15.15 \$1,779,000 the first year is to the
15.16 commissioner of natural resources for an
15.17 agreement with the Shell Rock River
15.18 Watershed District to acquire land in fee and
15.19 restore and enhance aquatic habitat in the Shell
15.20 Rock River watershed. A list of proposed
15.21 acquisitions, restorations, and enhancements
15.22 must be provided as part of the required
15.23 accomplishment plan.

15.24 **(h) Lake Wakanda Enhancement Project**

15.25 \$921,000 the first year is to the commissioner
15.26 of natural resources for an agreement with
15.27 Kandiyohi County to enhance aquatic habitat
15.28 in and adjacent to Lake Wakanda in Kandiyohi
15.29 County. A list of proposed land enhancements
15.30 must be provided as part of the required
15.31 accomplishment plan.

15.32 **(i) Wolverton Creek Habitat Restoration**

15.33 \$1,877,000 the first year is to the
15.34 commissioner of natural resources for an
15.35 agreement with the Buffalo-Red River
15.36 Watershed District to acquire permanent

16.1 conservation easements and restore and
16.2 enhance aquatic and upland habitat associated
16.3 with Wolverton Creek in the Buffalo-Red
16.4 River watershed. A list of proposed
16.5 acquisitions, restorations, and enhancements
16.6 must be provided as part of the required
16.7 accomplishment plan.

16.8 **(j) Conservation Partners Legacy Grant**
16.9 **Program: Statewide and Metro Habitat - Phase**
16.10 **IX**

16.11 \$9,294,000 the first year is to the
16.12 commissioner of natural resources for a
16.13 program to provide competitive matching
16.14 grants of up to \$400,000 to local, regional,
16.15 state, and national organizations for enhancing,
16.16 restoring, or protecting forests, wetlands,
16.17 prairies, or habitat for fish, game, or wildlife
16.18 in Minnesota. Of this amount, up to
16.19 \$2,660,000 is for grants in the seven-county
16.20 metropolitan area and cities with a population
16.21 of 50,000 or greater. Grants must not be made
16.22 for activities required to fulfill the duties of
16.23 owners of lands subject to conservation
16.24 easements. Grants must not be for projects
16.25 that have a total project cost exceeding
16.26 \$575,000. Of the total appropriation, \$634,000
16.27 may be spent for personnel costs and other
16.28 direct and necessary administrative costs.
16.29 Grantees may acquire land or interests in land.
16.30 Easements must be permanent. Grants may
16.31 not be used to establish easement stewardship
16.32 accounts. The program must require a match
16.33 of at least ten percent from nonstate sources
16.34 for all grants. The match may be cash or
16.35 in-kind resources. For grant applications of
16.36 \$25,000 or less, the commissioner must

17.1 provide a separate, simplified application
17.2 process. Subject to Minnesota Statutes, the
17.3 commissioner must, when evaluating projects
17.4 of equal value, give priority to organizations
17.5 that have a history of receiving or a charter to
17.6 receive private contributions for local
17.7 conservation or habitat projects. If acquiring
17.8 land in fee or a conservation easement, priority
17.9 must be given to projects associated with or
17.10 within one mile of existing wildlife
17.11 management areas under Minnesota Statutes,
17.12 section 86A.05, subdivision 8; scientific and
17.13 natural areas under Minnesota Statutes,
17.14 sections 84.033 and 86A.05, subdivision 5; or
17.15 aquatic management areas under Minnesota
17.16 Statutes, sections 86A.05, subdivision 14, and
17.17 97C.02. All restoration or enhancement
17.18 projects must be on land permanently
17.19 protected by a permanent covenant ensuring
17.20 perpetual maintenance and protection of
17.21 restored and enhanced habitat, by a
17.22 conservation easement, or by public
17.23 ownership, or must be in public waters as
17.24 defined in Minnesota Statutes, section
17.25 103G.005, subdivision 15. Priority must be
17.26 given to restoration and enhancement projects
17.27 on public lands. Minnesota Statutes, section
17.28 97A.056, subdivision 13, applies to grants
17.29 awarded under this paragraph. This
17.30 appropriation is available until June 30, 2021.
17.31 No less than five percent of the amount of each
17.32 grant must be held back from reimbursement
17.33 until the grant recipient has completed a grant
17.34 accomplishment report by the deadline and in
17.35 the form prescribed by and satisfactory to the
17.36 Lessard-Sams Outdoor Heritage Council. The

18.1 commissioner must provide notice of the grant
 18.2 program in the game and fish law summary
 18.3 prepared under Minnesota Statutes, section
 18.4 97A.051, subdivision 2.

18.5 **Subd. 6. Administration** 879,000 585,000

18.6 **(a) Contract Management**

18.7 \$150,000 the first year is to the commissioner
 18.8 of natural resources for contract management
 18.9 duties assigned in this section. The
 18.10 commissioner must provide an
 18.11 accomplishment plan in the form specified by
 18.12 the Lessard-Sams Outdoor Heritage Council
 18.13 for expending this appropriation. The
 18.14 accomplishment plan must include a copy of
 18.15 the grant contract template and reimbursement
 18.16 manual. No money may be expended before
 18.17 the Lessard-Sams Outdoor Heritage Council
 18.18 approves the accomplishment plan.

18.19 **(b) Legislative Coordinating Commission**

18.20 \$571,000 the first year and \$578,000 the
 18.21 second year is to the Legislative Coordinating
 18.22 Commission for Lessard-Sams Outdoor
 18.23 Heritage Council administrative expenses and
 18.24 for compensating and reimbursing expenses
 18.25 of council members. This appropriation is
 18.26 available until June 30, 2019. Minnesota
 18.27 Statutes, section 16A.281, applies to this
 18.28 appropriation.

18.29 **(c) Technical Evaluation Panel**

18.30 \$150,000 the first year is to the commissioner
 18.31 of natural resources for a technical evaluation
 18.32 panel to conduct up to 20 restoration and
 18.33 enhancement evaluations under Minnesota
 18.34 Statutes, section 97A.056, subdivision 10.

18.35 **(d) Legacy Web site**

19.1 \$8,000 the first year and \$7,000 the second
19.2 year is to the Legislative Coordinating
19.3 Commission for the Web site required in
19.4 Minnesota Statutes, section 3.303, subdivision
19.5 10.

19.6 **Subd. 7. Appropriation Availability**

19.7 Money appropriated in this section may not
19.8 be spent on activities unless they are directly
19.9 related to and necessary for a specific
19.10 appropriation and are specified in the
19.11 accomplishment plan approved by the
19.12 Lessard-Sams Outdoor Heritage Council.

19.13 Money appropriated in this section must not
19.14 be spent on institutional overhead charges that
19.15 are not directly related to and necessary for a
19.16 specific appropriation. Unless otherwise
19.17 provided, the amounts in this section are
19.18 available until June 30, 2020. For acquiring
19.19 real property, the amounts in this section are
19.20 available until June 30, 2021, if a binding
19.21 agreement with a landowner or purchase
19.22 agreement is entered into by June 30, 2020,
19.23 and closed no later than June 30, 2021.

19.24 Appropriations for restoration or enhancement
19.25 are available until June 30, 2022, or five years
19.26 after acquisition, whichever is later, so that
19.27 initial restoration or enhancement work can
19.28 be completed. If a project receives at least 15
19.29 percent of its funding from federal funds, the
19.30 appropriation period may be extended to equal
19.31 the availability of federal funding to a
19.32 maximum of six years, provided the federal
19.33 funding was confirmed and included in the
19.34 first draft accomplishment plan. Money
19.35 appropriated for fee title acquisition of land
19.36 may be used to restore, enhance, and provide

20.1 for public use of the land acquired with the
20.2 appropriation. Public use facilities must have
20.3 no more than a minimal impact on habitat in
20.4 acquired lands.

20.5 **Subd. 8. Payment Conditions and Capital**
20.6 **Equipment Expenditures**

20.7 All agreements referred to in this section must
20.8 be administered on a reimbursement basis
20.9 unless otherwise provided in this section.

20.10 Notwithstanding Minnesota Statutes, section
20.11 16A.41, expenditures directly related to each
20.12 appropriation's purpose made on or after July
20.13 1, 2017, or the date of accomplishment plan
20.14 approval, whichever is later, are eligible for
20.15 reimbursement unless otherwise provided in
20.16 this section. For the purposes of administering
20.17 appropriations and legislatively authorized
20.18 agreements paid out of the outdoor heritage
20.19 fund, an expense must be considered
20.20 reimbursable by the administering agency
20.21 when the recipient presents the agency with
20.22 an invoice or binding agreement with the
20.23 landowner and the recipient attests that the
20.24 goods have been received or the landowner
20.25 agreement is binding. Periodic reimbursement
20.26 must be made upon receiving documentation
20.27 that the items articulated in the
20.28 accomplishment plan approved by the
20.29 Lessard-Sams Outdoor Heritage Council have
20.30 been achieved, including partial achievements
20.31 as evidenced by progress reports approved by
20.32 the Lessard-Sams Outdoor Heritage Council.
20.33 Reasonable amounts may be advanced to
20.34 projects to accommodate cash-flow needs,
20.35 support future management of acquired lands,
20.36 or match a federal share. The advances must

21.1 be approved as part of the accomplishment
21.2 plan. Capital equipment expenditures for
21.3 specific items over \$10,000 must be itemized
21.4 in and approved as part of the accomplishment
21.5 plan.

21.6 **Subd. 9. Mapping**

21.7 Each direct recipient of money appropriated
21.8 in this section, as well as each recipient of a
21.9 grant awarded pursuant to this section, must
21.10 provide geographic information to the
21.11 Lessard-Sams Outdoor Heritage Council for
21.12 mapping any lands acquired in fee with money
21.13 appropriated in this section and open to public
21.14 taking of fish and game. The commissioner
21.15 of natural resources must include the lands
21.16 acquired in fee with money appropriated in
21.17 this section on maps showing public recreation
21.18 opportunities. Maps must include information
21.19 on and acknowledgment of the outdoor
21.20 heritage fund, including a notation of any
21.21 restrictions.

21.22 Sec. 3. Minnesota Statutes 2016, section 97A.056, subdivision 3, is amended to read:

21.23 Subd. 3. **Council recommendations.** (a) The council shall make recommendations to
21.24 the legislature on appropriations of money from the outdoor heritage fund that are consistent
21.25 with the Constitution and state law and that will achieve the outcomes of existing natural
21.26 resource plans, including, but not limited to, the Minnesota Statewide Conservation and
21.27 Preservation Plan, that directly relate to the restoration, protection, and enhancement of
21.28 wetlands, prairies, forests, and habitat for fish, game, and wildlife, and that prevent forest
21.29 fragmentation, encourage forest consolidation, and expand restored native prairie. In making
21.30 recommendations, the council shall consider a range of options that would best restore,
21.31 protect, and enhance wetlands, prairies, forests, and habitat for fish, game, and wildlife.
21.32 The council's recommendations shall be submitted no later than January 15 each year. The
21.33 council shall present its recommendations to the senate and house of representatives
21.34 committees with jurisdiction over the environment and natural resources budget by February
21.35 15 in odd-numbered years, and within the first four weeks of the legislative session in

22.1 even-numbered years. The council's budget recommendations to the legislature shall be
22.2 separate from the Department of Natural Resource's budget recommendations.

22.3 (b) To encourage and support local conservation efforts, the council shall establish a
22.4 conservation partners program. Local, regional, state, or national organizations may apply
22.5 for matching grants for restoration, protection, and enhancement of wetlands, prairies,
22.6 forests, and habitat for fish, game, and wildlife, prevention of forest fragmentation,
22.7 encouragement of forest consolidation, and expansion of restored native prairie.

22.8 (c) The council may work with the Clean Water Council to identify projects that are
22.9 consistent with both the purpose of the outdoor heritage fund and the purpose of the clean
22.10 water fund.

22.11 (d) The council may make recommendations to the Legislative-Citizen Commission on
22.12 Minnesota Resources on scientific research that will assist in restoring, protecting, and
22.13 enhancing wetlands, prairies, forests, and habitat for fish, game, and wildlife, preventing
22.14 forest fragmentation, encouraging forest consolidation, and expanding restored native prairie.

22.15 (e) Recommendations of the council, including approval of recommendations for the
22.16 outdoor heritage fund, require an affirmative vote of at least nine members of the council.

22.17 (f) The council may work with the Clean Water Council, the Legislative-Citizen
22.18 Commission on Minnesota Resources, the Board of Water and Soil Resources, soil and
22.19 water conservation districts, and experts from Minnesota State Colleges and Universities
22.20 and the University of Minnesota in developing the council's recommendations.

22.21 (g) The council shall develop and implement a process that ensures that citizens and
22.22 potential recipients of funds are included throughout the process, including the development
22.23 and finalization of the council's recommendations. The process must include a fair, equitable,
22.24 and thorough process for reviewing requests for funding and a clear and easily understood
22.25 process for ranking projects.

22.26 (h) The council shall use the regions of the state based upon the ecological sections and
22.27 subsections developed by the Department of Natural Resources and establish objectives for
22.28 each region and subregion to achieve the purposes of the fund outlined in the state
22.29 constitution.

22.30 (i) The council shall develop and submit to the Legislative Coordinating Commission
22.31 plans for the first ten years of funding, and a framework for 25 years of funding, consistent
22.32 with statutory and constitutional requirements. The council may use existing plans from
22.33 other legislative, state, and federal sources, as applicable.

23.1 (j) When making recommendations, the council must prioritize projects that restore and
23.2 enhance wetlands, prairies, forests, and habitat for fish, game, and wildlife over projects
23.3 that acquire land.

23.4 Sec. 4. Minnesota Statutes 2016, section 97A.056, is amended by adding a subdivision to
23.5 read:

23.6 Subd. 22. **Revenues.** (a) A recipient must disclose to the Lessard-Sams Outdoor Heritage
23.7 Council and the commissioner all revenues that are received by the recipient before the
23.8 availability of the appropriation ends and that are generated from activities on land acquired
23.9 in fee title or easement, restored, or enhanced with money from the outdoor heritage fund.
23.10 The revenues must be disclosed to the council and commissioner no later than 60 days after
23.11 the availability of the appropriation ends.

23.12 (b) For all revenues disclosed under paragraph (a), a recipient must:

23.13 (1) use the revenues to protect, restore, or enhance wetlands, prairies, forests, or habitat
23.14 for fish, game, or wildlife according to the appropriation purposes and the approved
23.15 accomplishment plan;

23.16 (2) use the revenues for other purposes as approved in the accomplishment plan by the
23.17 Lessard-Sams Outdoor Heritage Council; or

23.18 (3) transfer the revenues to the outdoor heritage fund no later than 60 days after the
23.19 availability of the appropriation ends, unless otherwise approved by the council.

23.20 (c) Paragraph (b), clause (3), does not apply to the state and its departments and agencies.

23.21 Sec. 5. Minnesota Statutes 2016, section 97A.056, is amended by adding a subdivision to
23.22 read:

23.23 Subd. 23. **Trails.** Forest lands acquired with money from the outdoor heritage fund must
23.24 be open to all recreational trail uses unless the land does not support the recreational trail
23.25 use or the constitutional requirements as determined by the commissioner of natural
23.26 resources. A recipient of an appropriation from the outdoor heritage fund establishing or
23.27 maintaining trails on forest lands acquired with that appropriation must provide equal
23.28 opportunities for motorized and nonmotorized users on lands acquired in accordance with
23.29 the Department of Natural Resources and county forest best management practices.

23.30 **EFFECTIVE DATE.** This section is effective July 1, 2017, and applies to forest lands
23.31 acquired with an appropriation enacted on or after that date.

24.1 Sec. 6. Minnesota Statutes 2016, section 97A.056, is amended by adding a subdivision to
24.2 read:

24.3 Subd. 24. Reserve requirement. In any fiscal year, at least five percent of that year's
24.4 projected tax receipts determined by the most recent forecast for the outdoor heritage fund
24.5 must not be appropriated.

24.6 Sec. 7. Minnesota Statutes 2016, section 97A.056, is amended by adding a subdivision to
24.7 read:

24.8 Subd. 25. Previous funding notification requirement. Any state agency or organization
24.9 requesting a direct appropriation from the outdoor heritage fund must inform the
24.10 Lessard-Sams Outdoor Heritage Council and the house of representatives and senate
24.11 committees having jurisdiction over the outdoor heritage fund, at the time the request for
24.12 funding is made, whether the request is supplanting or is a substitution for any previous
24.13 funding that was not from a legacy fund and was used for the same purpose.

24.14 Sec. 8. Minnesota Statutes 2016, section 97A.056, is amended by adding a subdivision to
24.15 read:

24.16 Subd. 26. Overhead costs. Notwithstanding any law, policy, or guidance to the contrary,
24.17 a recipient of money from the outdoor heritage fund must not use the money to pay for rent,
24.18 lease payments, insurance, utilities, custodial services, building maintenance, or another
24.19 overhead cost unless the recipient has documented the amount that specific overhead costs
24.20 increased as a direct and necessary result of the recipient's responsibility to administer a
24.21 program, project, or activity paid for with money from the outdoor heritage fund. The amount
24.22 of money from the fund the recipient may use to pay for that specific overhead cost must
24.23 not exceed the amount the recipient documented as the increase in the cost.

24.24 Sec. 9. Minnesota Statutes 2016, section 97A.056, is amended by adding a subdivision to
24.25 read:

24.26 Subd. 27. No net gain; counties. (a) A county may file a no net gain of state lands
24.27 policy, adopted by the county board, with the commissioner of natural resources. The policy
24.28 must express the county's policy against the acquisition of additional land by the state within
24.29 the county.

24.30 (b) When the commissioner of natural resources acquires private land within a county
24.31 that has filed a no net gain of state lands policy under this subdivision, and the land was
24.32 acquired in fee with money appropriated from the outdoor heritage fund, the commissioner

25.1 of natural resources must sell to a private individual or entity an equal number of acres of
 25.2 land within the county. The value of the land sold must be of at least substantially equal
 25.3 value of the lands acquired. Notwithstanding section 94.10, subdivision 2, if lands being
 25.4 offered for sale to comply with this subdivision remain unsold after a public sale offering,
 25.5 the lands may be sold for less than the appraised value. Land sold under this paragraph must
 25.6 not be sold for less than 75 percent of the appraised value.

25.7 (c) For the purposes of this subdivision, "substantially equal value" has the meaning
 25.8 given under section 94.343, subdivision 3, paragraph (b).

25.9 **EFFECTIVE DATE.** Paragraph (a) is effective the day following final enactment.

25.10 Sec. 10. Laws 2012, chapter 264, article 1, section 2, subdivision 5, as amended by Laws
 25.11 2015, First Special Session chapter 2, article 1, section 7, is amended to read:

25.12 Subd. 5. **Habitats** -0- 28,620,000

25.13 **(a) DNR Aquatic Habitat - Phase IV**

25.14 \$3,480,000 in the second year is to the
 25.15 commissioner of natural resources to acquire
 25.16 interests in land in fee or permanent
 25.17 conservation easements for aquatic
 25.18 management areas under Minnesota Statutes,
 25.19 sections 86A.05, subdivision 14, and 97C.02,
 25.20 and to restore and enhance aquatic habitat. A
 25.21 list of proposed land acquisitions must be
 25.22 provided as part of the required
 25.23 accomplishment plan. The accomplishment
 25.24 plan must include an easement stewardship
 25.25 plan. Up to \$25,000 is for establishing a
 25.26 monitoring and enforcement fund as approved
 25.27 in the accomplishment plan and subject to
 25.28 Minnesota Statutes, section 97A.056,
 25.29 subdivision 17. An annual financial report is
 25.30 required for any monitoring and enforcement
 25.31 fund established, including expenditures from
 25.32 the fund and a description of annual
 25.33 monitoring and enforcement activities.

25.34 **(b) Metro Big Rivers Habitat - Phase III**

26.1 \$3,680,000 in the second year is to the
26.2 commissioner of natural resources for
26.3 agreements to acquire interests in land in fee
26.4 or permanent conservation easements and to
26.5 restore and enhance natural systems associated
26.6 with the Mississippi, Minnesota, and St. Croix
26.7 Rivers as follows: \$1,000,000 to the
26.8 Minnesota Valley National Wildlife Refuge
26.9 Trust, Inc.; \$375,000 to the Friends of the
26.10 Mississippi; \$375,000 to Great River
26.11 Greening; \$930,000 to The Minnesota Land
26.12 Trust; and \$1,000,000 to The Trust for Public
26.13 Land. A list of proposed acquisitions,
26.14 restorations, and enhancements must be
26.15 provided as part of the required
26.16 accomplishment plan. The accomplishment
26.17 plan must include an easement stewardship
26.18 plan. Up to \$51,000 is for establishing a
26.19 monitoring and enforcement fund as approved
26.20 in the accomplishment plan and subject to
26.21 Minnesota Statutes, section 97A.056,
26.22 subdivision 17. An annual financial report is
26.23 required for any monitoring and enforcement
26.24 fund established, including expenditures from
26.25 the fund and a description of annual
26.26 monitoring and enforcement activities.

26.27 **(c) Dakota County Riparian and Lakeshore**
26.28 **Protection and Management - Phase III**

26.29 \$480,000 in the second year is to the
26.30 commissioner of natural resources for an
26.31 agreement with Dakota County to acquire
26.32 permanent conservation easements and restore
26.33 and enhance habitats along the Mississippi,
26.34 Cannon, and Vermillion Rivers. A list of
26.35 proposed acquisitions, restorations, and
26.36 enhancements must be provided as part of the

27.1 required accomplishment plan. The
27.2 accomplishment plan must include an
27.3 easement stewardship plan. Up to \$20,000 is
27.4 for establishing a monitoring and enforcement
27.5 fund as approved in the accomplishment plan
27.6 and subject to Minnesota Statutes, section
27.7 97A.056, subdivision 17. An annual financial
27.8 report is required for any monitoring and
27.9 enforcement fund established, including
27.10 expenditures from the fund and a description
27.11 of annual monitoring and enforcement
27.12 activities.

27.13 **(d) Lower St. Louis River Habitat Restoration**

27.14 \$3,670,000 in the second year is to the
27.15 commissioner of natural resources to restore
27.16 habitat in the lower St. Louis River estuary.
27.17 A list of proposed projects must be provided
27.18 as part of the required accomplishment plan.

27.19 **(e) Coldwater Fish Habitat Enhancement - Phase**
27.20 **IV**

27.21 \$2,120,000 in the second year is to the
27.22 commissioner of natural resources for an
27.23 agreement with Minnesota Trout Unlimited
27.24 to restore and enhance coldwater fish lake,
27.25 river, and stream habitats in Minnesota. A list
27.26 of proposed restorations and enhancements
27.27 must be provided as part of the required
27.28 accomplishment plan.

27.29 **(f) Grand Marais Creek Outlet Restoration**

27.30 \$2,320,000 in the second year is to the
27.31 commissioner of natural resources for an
27.32 agreement with the Red Lake Watershed
27.33 District to restore and enhance stream and
27.34 related habitat in Grand Marais Creek. A list
27.35 of proposed restorations and enhancements

28.1 must be provided as part of the required
28.2 accomplishment plan.

28.3 **(g) Knife River Habitat Restoration**

28.4 \$380,000 in the second year is to the
28.5 commissioner of natural resources for an
28.6 agreement with the Lake Superior Steelhead
28.7 Association to restore trout habitat in the
28.8 Upper Knife River Watershed. A list of
28.9 proposed restorations must be provided as part
28.10 of the required accomplishment plan.

28.11 Notwithstanding rules of the commissioner of
28.12 natural resources, restorations conducted
28.13 pursuant to this paragraph may be
28.14 accomplished by excavation.

28.15 **(h) Protect Aquatic Habitat from Invasive Carp**

28.16 \$7,500,000 in the second year is to the
28.17 commissioner of natural resources for design
28.18 construction, including acquisition, operation,
28.19 and evaluation of structural deterrents for
28.20 invasive carp to protect Minnesota's aquatic
28.21 habitat. Use of this money requires a
28.22 one-to-one match for projects on state
28.23 boundary waters. A match is not required for
28.24 design or feasibility studies. This appropriation
28.25 is available until June 30, 2019.

28.26 **(i) Outdoor Heritage Conservation Partners**
28.27 **Grant Program - Phase IV**

28.28 \$4,990,000 in the second year is to the
28.29 commissioner of natural resources for a
28.30 program to provide competitive, matching
28.31 grants of up to \$400,000 to local, regional,
28.32 state, and national organizations for enhancing,
28.33 restoring, or protecting forests, wetlands,
28.34 prairies, and habitat for fish, game, or wildlife
28.35 in Minnesota. Grants shall not be made for

29.1 activities required to fulfill the duties of
29.2 owners of lands subject to conservation
29.3 easements. Grants shall not be made from
29.4 appropriations in this paragraph for projects
29.5 that have a total project cost exceeding
29.6 \$575,000. \$366,000 of this appropriation may
29.7 be spent for personnel costs and other direct
29.8 and necessary administrative costs. Grantees
29.9 may acquire land or interests in land.
29.10 Easements must be permanent. Land acquired
29.11 in fee must be open to hunting and fishing
29.12 during the open season unless otherwise
29.13 provided by state law. The program shall
29.14 require a match of at least ten percent from
29.15 nonstate sources for all grants. The match may
29.16 be cash or in-kind resources. For grant
29.17 applications of \$25,000 or less, the
29.18 commissioner shall provide a separate,
29.19 simplified application process. Subject to
29.20 Minnesota Statutes, the commissioner of
29.21 natural resources shall, when evaluating
29.22 projects of equal value, give priority to
29.23 organizations that have a history of receiving
29.24 or charter to receive private contributions for
29.25 local conservation or habitat projects. If
29.26 acquiring land or a conservation easement,
29.27 priority shall be given to projects associated
29.28 with existing wildlife management areas under
29.29 Minnesota Statutes, section 86A.05,
29.30 subdivision 8; scientific and natural areas
29.31 under Minnesota Statutes, sections 84.033 and
29.32 86A.05, subdivision 5; and aquatic
29.33 management areas under Minnesota Statutes,
29.34 sections 86A.05, subdivision 14, and 97C.02.
29.35 All restoration or enhancement projects must
29.36 be on land permanently protected by a

30.1 conservation easement or public ownership or
 30.2 in public waters as defined in Minnesota
 30.3 Statutes, section 103G.005, subdivision 15.
 30.4 Priority shall be given to restoration and
 30.5 enhancement projects on public lands.
 30.6 Minnesota Statutes, section 97A.056,
 30.7 subdivision 13, applies to grants awarded
 30.8 under this paragraph. This appropriation is
 30.9 available until June 30, 2016. No less than five
 30.10 percent of the amount of each grant must be
 30.11 held back from reimbursement until the grant
 30.12 recipient has completed a grant
 30.13 accomplishment report by the deadline and in
 30.14 the form prescribed by and satisfactory to the
 30.15 Lessard-Sams Outdoor Heritage Council. The
 30.16 commissioner shall provide notice of the grant
 30.17 program in the game and fish law summaries
 30.18 that are prepared under Minnesota Statutes,
 30.19 section 97A.051, subdivision 2.

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

30.21 Sec. 11. Laws 2015, First Special Session chapter 2, article 1, section 2, subdivision 2, as
 30.22 amended by Laws 2016, chapter 172, article 1, section 5, is amended to read:

30.23 Subd. 2. **Prairies** 40,948,000 -0-

30.24 **(a) DNR Wildlife Management Area and**
 30.25 **Scientific and Natural Area Acquisition - Phase**
 30.26 **VII**

30.27 \$4,570,000 in the first year is to the
 30.28 commissioner of natural resources to acquire
 30.29 land in fee for wildlife management purposes
 30.30 under Minnesota Statutes, section 86A.05,
 30.31 subdivision 8, and to acquire land in fee for
 30.32 scientific and natural area purposes under
 30.33 Minnesota Statutes, section 86A.05,
 30.34 subdivision 5. Subject to evaluation criteria
 30.35 in Minnesota Rules, part 6136.0900, priority

31.1 must be given to acquisition of lands that are
31.2 eligible for the native prairie bank under
31.3 Minnesota Statutes, section 84.96, or lands
31.4 adjacent to protected native prairie. A list of
31.5 proposed land and permanent conservation
31.6 easement acquisitions must be provided as
31.7 part of the required accomplishment plan.

31.8 **(b) Accelerating Wildlife Management Area**
31.9 **Acquisition - Phase VII**

31.10 \$7,452,000 in the first year is to the
31.11 commissioner of natural resources for an
31.12 agreement with Pheasants Forever to acquire
31.13 land in fee for wildlife management area
31.14 purposes under Minnesota Statutes, section
31.15 86A.05, subdivision 8. Subject to evaluation
31.16 criteria in Minnesota Rules, part 6136.0900,
31.17 priority must be given to acquisition of lands
31.18 that are eligible for the native prairie bank
31.19 under Minnesota Statutes, section 84.96, or
31.20 lands adjacent to protected native prairie. A
31.21 list of proposed land acquisitions must be
31.22 provided as part of the required
31.23 accomplishment plan.

31.24 **(c) Minnesota Prairie Recovery Project - Phase**
31.25 **VI**

31.26 \$4,032,000 in the first year is to the
31.27 commissioner of natural resources for an
31.28 agreement with The Nature Conservancy to
31.29 acquire native prairie, wetlands, and savanna
31.30 and restore and enhance grasslands, wetlands,
31.31 and savanna. Subject to evaluation criteria in
31.32 Minnesota Rules, part 6136.0900, priority
31.33 must be given to acquisition of lands that are
31.34 eligible for the native prairie bank under
31.35 Minnesota Statutes, section 84.96, or lands
31.36 adjacent to protected native prairie. Annual

32.1 income statements and balance sheets for
32.2 income and expenses from land acquired with
32.3 this appropriation must be submitted to the
32.4 Lessard-Sams Outdoor Heritage Council no
32.5 later than 180 days following the close of The
32.6 Nature Conservancy's fiscal year. A list of
32.7 proposed land acquisitions must be provided
32.8 as part of the required accomplishment plan
32.9 and must be consistent with the priorities
32.10 identified in the Minnesota Prairie
32.11 Conservation Plan.

32.12 **(d) Northern Tallgrass Prairie National Wildlife**
32.13 **Refuge Land Acquisition - Phase VI**

32.14 \$3,430,000 in the first year is to the
32.15 commissioner of natural resources for an
32.16 agreement with The Nature Conservancy in
32.17 cooperation with the United States Fish and
32.18 Wildlife Service to acquire land in fee or
32.19 permanent conservation easements within the
32.20 Northern Tallgrass Prairie Habitat Preservation
32.21 Area in western Minnesota for addition to the
32.22 Northern Tallgrass Prairie National Wildlife
32.23 Refuge. Subject to evaluation criteria in
32.24 Minnesota Rules, part 6136.0900, priority
32.25 must be given to acquisition of lands that are
32.26 eligible for the native prairie bank under
32.27 Minnesota Statutes, section 84.96, or lands
32.28 adjacent to protected native prairie. A list of
32.29 proposed land acquisitions must be provided
32.30 as part of the required accomplishment plan
32.31 and must be consistent with the priorities in
32.32 the Minnesota Prairie Conservation Plan.

32.33 **(e) Accelerated Native Prairie Bank Protection**
32.34 **- Phase IV**

32.35 \$3,740,000 in the first year is to the
32.36 commissioner of natural resources to

33.1 implement the Minnesota Prairie Conservation
33.2 Plan through the acquisition of permanent
33.3 conservation easements to protect native
33.4 prairie and grasslands. Up to \$165,000 is for
33.5 establishing monitoring and enforcement funds
33.6 as approved in the accomplishment plan and
33.7 subject to Minnesota Statutes, section
33.8 97A.056, subdivision 17. Subject to evaluation
33.9 criteria in Minnesota Rules, part 6136.0900,
33.10 priority must be given to acquisition of lands
33.11 that are eligible for the native prairie bank
33.12 under Minnesota Statutes, section 84.96, or
33.13 lands adjacent to protected native prairie. A
33.14 list of permanent conservation easements must
33.15 be provided as part of the final report.

33.16 **(f) Minnesota Buffers for Wildlife and Water -**
33.17 **Phase V**

33.18 \$4,544,000 in the first year is to the Board of
33.19 Water and Soil Resources to acquire
33.20 permanent conservation easements to protect
33.21 and enhance habitat by expanding the clean
33.22 water fund riparian buffer program for at least
33.23 equal wildlife benefits from buffers on private
33.24 land. Up to ~~\$72,500~~ \$728,000 is for
33.25 establishing a monitoring and enforcement
33.26 fund as approved in the accomplishment plan
33.27 and subject to Minnesota Statutes, section
33.28 97A.056, subdivision 17. A list of permanent
33.29 conservation easements must be provided as
33.30 part of the final report.

33.31 **(g) Cannon River Headwaters Habitat Complex**
33.32 **- Phase V**

33.33 \$1,380,000 in the first year is to the
33.34 commissioner of natural resources for an
33.35 agreement with The Trust for Public Land to
33.36 acquire and restore lands in the Cannon River

34.1 watershed for wildlife management purposes
34.2 under Minnesota Statutes, section 86A.05,
34.3 subdivision 8. Subject to evaluation criteria
34.4 in Minnesota Rules, part 6136.0900, priority
34.5 must be given to acquisition of lands that are
34.6 eligible for the native prairie bank under
34.7 Minnesota Statutes, section 84.96, or lands
34.8 adjacent to protected native prairie. A list of
34.9 proposed land acquisitions must be provided
34.10 as part of the required accomplishment plan.

34.11 **(h) Prairie Chicken Habitat Partnership of the**
34.12 **Southern Red River Valley**

34.13 \$1,800,000 in the first year is to the
34.14 commissioner of natural resources for an
34.15 agreement with Pheasants Forever in
34.16 cooperation with the Minnesota Prairie
34.17 Chicken Society to acquire and restore lands
34.18 in the southern Red River Valley for wildlife
34.19 management purposes under Minnesota
34.20 Statutes, section 86A.05, subdivision 8, or for
34.21 designation and management as waterfowl
34.22 production areas in Minnesota, in cooperation
34.23 with the United States Fish and Wildlife
34.24 Service. A list of proposed land acquisitions
34.25 must be provided as part of the required
34.26 accomplishment plan.

34.27 **(i) Protecting and Restoring Minnesota's**
34.28 **Important Bird Areas**

34.29 \$1,730,000 in the first year is to the
34.30 commissioner of natural resources for
34.31 agreements to acquire conservation easements
34.32 within important bird areas identified in the
34.33 Minnesota Prairie Conservation Plan, to be
34.34 used as follows: \$408,000 is to Audubon
34.35 Minnesota and \$1,322,000 is to Minnesota
34.36 Land Trust, of which up to \$100,000 is for

35.1 establishing monitoring and enforcement funds
35.2 as approved in the accomplishment plan and
35.3 subject to Minnesota Statutes, section
35.4 97A.056, subdivision 17. A list of permanent
35.5 conservation easements must be provided as
35.6 part of the final report.

35.7 **(j) Wild Rice River Corridor Habitat**
35.8 **Restoration**

35.9 \$2,270,000 in the first year is to the
35.10 commissioner of natural resources for an
35.11 agreement with the Wild Rice Watershed
35.12 District to acquire land in fee and permanent
35.13 conservation easement and to `restore river
35.14 and related habitat in the Wild Rice River
35.15 corridor. A list of proposed acquisitions and
35.16 restorations must be provided as part of the
35.17 required accomplishment plan.

35.18 **(k) Accelerated Prairie Restoration and**
35.19 **Enhancement on DNR Lands - Phase VII**

35.20 \$4,880,000 in the first year is to the
35.21 commissioner of natural resources to
35.22 accelerate the restoration and enhancement of
35.23 prairie communities on wildlife management
35.24 areas, scientific and natural areas, state forest
35.25 land, and land under native prairie bank
35.26 easements. A list of proposed land restorations
35.27 and enhancements must be provided as part
35.28 of the required accomplishment plan.

35.29 **(l) Enhanced Public Land Grasslands - Phase**
35.30 **II**

35.31 \$1,120,000 in the first year is to the
35.32 commissioner of natural resources for an
35.33 agreement with Pheasants Forever to enhance
35.34 and restore habitat on public lands. A list of
35.35 proposed land restorations and enhancements
35.36 must be provided as part of the final report.

36.1 **EFFECTIVE DATE.** This section is effective retroactively from July 1, 2015.

36.2 Sec. 12. Laws 2016, chapter 172, article 1, section 2, subdivision 2, is amended to read:

36.3 Subd. 2. **Prairies** -0- 31,000,000

36.4 **(a) DNR Wildlife Management Area and**
 36.5 **Scientific and Natural Area Acquisition - Phase**
 36.6 **VIII**

36.7 \$3,250,000 the second year is to the
 36.8 commissioner of natural resources to acquire
 36.9 land in fee for wildlife management purposes
 36.10 under Minnesota Statutes, section 86A.05,
 36.11 subdivision 8, and to acquire land in fee for
 36.12 scientific and natural area purposes under
 36.13 Minnesota Statutes, section 86A.05,
 36.14 subdivision 5. Subject to evaluation criteria
 36.15 in Minnesota Rules, part 6136.0900, priority
 36.16 must be given to acquisition of lands that are
 36.17 eligible for the native prairie bank under
 36.18 Minnesota Statutes, section 84.96, or lands
 36.19 adjacent to protected native prairie. A list of
 36.20 proposed land acquisitions must be provided
 36.21 as part of the required accomplishment plan.

36.22 **(b) Accelerating Wildlife Management Area**
 36.23 **Acquisition - Phase VIII**

36.24 \$5,229,000 the second year is to the
 36.25 commissioner of natural resources for an
 36.26 agreement with Pheasants Forever to acquire
 36.27 in fee and restore lands for wildlife
 36.28 management area purposes under Minnesota
 36.29 Statutes, section 86A.05, subdivision 8.
 36.30 Subject to evaluation criteria in Minnesota
 36.31 Rules, part 6136.0900, priority must be given
 36.32 to acquisition of lands that are eligible for the
 36.33 native prairie bank under Minnesota Statutes,
 36.34 section 84.96, or lands adjacent to protected
 36.35 native prairie. A list of proposed land

37.1 acquisitions must be provided as part of the
37.2 required accomplishment plan.

37.3 **(c) Martin County/Fox Lake Wildlife**
37.4 **Management Area Acquisition**

37.5 \$1,000,000 the second year is to the
37.6 commissioner of natural resources for an
37.7 agreement with Fox Lake Conservation
37.8 League, Inc. to acquire land in fee and restore
37.9 strategic prairie grassland, wetland, and other
37.10 wildlife habitat for wildlife management area
37.11 purposes under Minnesota Statutes, section
37.12 86A.05, subdivision 8. A list of proposed
37.13 acquisitions must be provided as part of the
37.14 required accomplishment plan.

37.15 **(d) Northern Tallgrass Prairie National Wildlife**
37.16 **Refuge Land Acquisition - Phase VII**

37.17 \$2,754,000 the second year is to the
37.18 commissioner of natural resources for an
37.19 agreement with The Nature Conservancy in
37.20 cooperation with the United States Fish and
37.21 Wildlife Service to acquire land in fee or
37.22 permanent conservation easements and restore
37.23 lands within the Northern Tallgrass Prairie
37.24 Habitat Preservation Area in western
37.25 Minnesota for addition to the Northern
37.26 Tallgrass Prairie National Wildlife Refuge.
37.27 Subject to evaluation criteria in Minnesota
37.28 Rules, part 6136.0900, priority must be given
37.29 to acquisition of lands that are eligible for the
37.30 native prairie bank under Minnesota Statutes,
37.31 section 84.96, or lands adjacent to protected
37.32 native prairie. A list of proposed land
37.33 acquisitions must be provided as part of the
37.34 required accomplishment plan and must be
37.35 consistent with the priorities in the Minnesota
37.36 Prairie Conservation Plan.

38.1 **(e) Cannon River Headwaters Habitat Complex**
38.2 **- Phase VI**

38.3 \$583,000 the second year is to the
38.4 commissioner of natural resources for an
38.5 agreement with The Trust for Public Land to
38.6 acquire land in fee and restore lands in the
38.7 Cannon River watershed for wildlife
38.8 management purposes under Minnesota
38.9 Statutes, section 86A.05, subdivision 8.
38.10 Subject to evaluation criteria in Minnesota
38.11 Rules, part 6136.0900, priority must be given
38.12 to acquisition of lands that are eligible for the
38.13 native prairie bank under Minnesota Statutes,
38.14 section 84.96, or lands adjacent to protected
38.15 native prairie. A list of proposed land
38.16 acquisitions must be provided as part of the
38.17 required accomplishment plan.

38.18 **(f) Accelerated Native Prairie Bank Protection**
38.19 **- Phase V**

38.20 \$2,541,000 the second year is to the
38.21 commissioner of natural resources to
38.22 implement the Minnesota Prairie Conservation
38.23 Plan through the acquisition of permanent
38.24 conservation easements to protect and restore
38.25 native prairie. Of this amount, up to \$120,000
38.26 is for establishing monitoring and enforcement
38.27 funds as approved in the accomplishment plan
38.28 and subject to Minnesota Statutes, section
38.29 97A.056, subdivision 17. Subject to evaluation
38.30 criteria in Minnesota Rules, part 6136.0900,
38.31 priority must be given to acquisition of lands
38.32 that are eligible for the native prairie bank
38.33 under Minnesota Statutes, section 84.96, or
38.34 lands adjacent to protected native prairie. A
38.35 list of permanent conservation easements must
38.36 be provided as part of the final report.

39.1 **(g) Reinvest In Minnesota (RIM) Buffers for**
39.2 **Wildlife and Water - Phase VI**

39.3 \$6,708,000 the second year is to the Board of
39.4 Water and Soil Resources to acquire
39.5 permanent conservation easements and restore
39.6 habitat under Minnesota Statutes, section
39.7 103F.515, to protect, restore, and enhance
39.8 habitat by expanding the clean water fund
39.9 riparian buffer program for at least equal
39.10 wildlife benefits from buffers on private land.
39.11 Of this amount, up to ~~\$130,000~~ \$1,079,000 is
39.12 to establish a monitoring and enforcement
39.13 fund as approved in the accomplishment plan
39.14 and subject to Minnesota Statutes, section
39.15 97A.056, subdivision 17. A list of permanent
39.16 conservation easements must be provided as
39.17 part of the final report.

39.18 **(h) Prairie Chicken Habitat Partnership of the**
39.19 **Southern Red River Valley - Phase II**

39.20 \$2,269,000 the second year is to the
39.21 commissioner of natural resources for an
39.22 agreement with Pheasants Forever, in
39.23 cooperation with the Minnesota Prairie
39.24 Chicken Society, to acquire land in fee and
39.25 restore and enhance lands in the southern Red
39.26 River Valley for wildlife management
39.27 purposes under Minnesota Statutes, section
39.28 86A.05, subdivision 8, or for designation and
39.29 management as waterfowl production areas
39.30 in Minnesota, in cooperation with the United
39.31 States Fish and Wildlife Service. Subject to
39.32 evaluation criteria in Minnesota Rules, part
39.33 6136.0900, priority must be given to
39.34 acquisition of lands that are eligible for the
39.35 native prairie bank under Minnesota Statutes,
39.36 section 84.96, or lands adjacent to protected

40.1 native prairie. A list of proposed land
40.2 acquisitions must be provided as part of the
40.3 required accomplishment plan.

40.4 **(i) Grassland Conservation Partnership - Phase**
40.5 **II**

40.6 \$1,475,000 the second year is to the
40.7 commissioner of natural resources for an
40.8 agreement with The Conservation Fund, in
40.9 cooperation with Minnesota Land Trust, to
40.10 acquire permanent conservation easements
40.11 and restore high priority grassland, prairie,
40.12 and wetland habitats as follows: \$64,000 to
40.13 The Conservation Fund; and \$1,411,000 to
40.14 Minnesota Land Trust, of which up to
40.15 \$100,000 is for establishing a monitoring and
40.16 enforcement fund, as approved in the
40.17 accomplishment plan and subject to Minnesota
40.18 Statutes, section 97A.056, subdivision 17.

40.19 Subject to evaluation criteria in Minnesota
40.20 Rules, part 6136.0900, priority must be given
40.21 to acquisition of lands that are eligible for the
40.22 native prairie bank under Minnesota Statutes,
40.23 section 84.96, or lands adjacent to protected
40.24 native prairie. A list of proposed acquisitions
40.25 must be provided as part of the required
40.26 accomplishment plan and must be consistent
40.27 with the priorities in the Minnesota Prairie
40.28 Conservation Plan.

40.29 **(j) Accelerated Prairie Restoration and**
40.30 **Enhancement on DNR Lands - Phase VIII**

40.31 \$3,983,000 the second year is to the
40.32 commissioner of natural resources to
40.33 accelerate restoration and enhancement of
40.34 prairies, grasslands, and savannas on wildlife
40.35 management areas, scientific and natural areas,
40.36 native prairie bank land, and bluff prairies on

41.1 state forest land in southeastern Minnesota. A
 41.2 list of proposed land restorations and
 41.3 enhancements must be provided as part of the
 41.4 required accomplishment plan.

41.5 **(k) Anoka Sandplain Habitat Restoration and**
 41.6 **Enhancement - Phase IV**

41.7 \$1,208,000 the second year is to the
 41.8 commissioner of natural resources for
 41.9 agreements to restore and enhance wildlife
 41.10 habitat on public lands in Anoka, Isanti,
 41.11 Morrison, Sherburne, and Todd Counties as
 41.12 follows: \$93,000 to Anoka Conservation
 41.13 District; \$25,000 to Isanti County Parks and
 41.14 Recreation Department; \$813,000 to Great
 41.15 River Greening; and \$277,000 to the National
 41.16 Wild Turkey Federation. A list of proposed
 41.17 land restorations and enhancements must be
 41.18 provided as part of the required
 41.19 accomplishment plan.

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

41.21 Sec. 13. Laws 2016, chapter 172, article 1, section 2, subdivision 4, is amended to read:

41.22 Subd. 4. **Wetlands** -0- 31,055,000

41.23 **(a) Accelerating the Waterfowl Production Area**
 41.24 **Acquisition - Phase VIII**

41.25 \$5,650,000 the second year is to the
 41.26 commissioner of natural resources for an
 41.27 agreement with Pheasants Forever to acquire
 41.28 in fee and restore and enhance wetlands and
 41.29 grasslands to be designated and managed as
 41.30 waterfowl production areas in Minnesota, in
 41.31 cooperation with the United States Fish and
 41.32 Wildlife Service. A list of proposed land
 41.33 acquisitions must be provided as part of the
 41.34 required accomplishment plan.

42.1 **(b) Shallow Lake and Wetland Protection**
42.2 **Program - Phase V**

42.3 \$5,801,000 the second year is to the
42.4 commissioner of natural resources for an
42.5 agreement with Ducks Unlimited to acquire
42.6 in fee and restore prairie lands, wetlands, and
42.7 land buffering shallow lakes for wildlife
42.8 management purposes under Minnesota
42.9 Statutes, section 86A.05, subdivision 8. A list
42.10 of proposed acquisitions must be provided as
42.11 part of the required accomplishment plan.

42.12 **(c) RIM Wetlands Partnership - Phase VII**

42.13 \$13,808,000 the second year is to the Board
42.14 of Water and Soil Resources to acquire lands
42.15 in permanent conservation easements and to
42.16 restore wetlands and native grassland habitat
42.17 under Minnesota Statutes, section 103F.515.
42.18 Of this amount, up to ~~\$195,000~~ \$410,000 is
42.19 to establish a monitoring and enforcement
42.20 fund as approved in the accomplishment plan
42.21 and subject to Minnesota Statutes, section
42.22 97A.056, subdivision 17. A list of permanent
42.23 conservation easements must be provided as
42.24 part of the final report.

42.25 **(d) Wetland Habitat Protection Program - Phase**
42.26 **II**

42.27 \$1,629,000 the second year is to the
42.28 commissioner of natural resources for an
42.29 agreement with Minnesota Land Trust to
42.30 acquire permanent conservation easements in
42.31 high-priority wetland habitat complexes in the
42.32 prairie and forest/prairie transition regions. Of
42.33 this amount, up to \$180,000 is to establish a
42.34 monitoring and enforcement fund, as approved
42.35 in the accomplishment plan and subject to
42.36 Minnesota Statutes, section 97A.056,

43.1 subdivision 17. A list of proposed easement
 43.2 acquisitions must be provided as part of the
 43.3 final report.

43.4 **(e) Accelerated Shallow Lakes and Wetlands**
 43.5 **Enhancement - Phase VIII**

43.6 \$2,167,000 the second year is to the
 43.7 commissioner of natural resources to enhance
 43.8 and restore shallow lakes and wetland habitat
 43.9 statewide. A list of proposed land restorations
 43.10 and enhancements must be provided as part
 43.11 of the required accomplishment plan.

43.12 **(f) Marsh Lake - Phase II**

43.13 \$2,000,000 the second year is to the
 43.14 commissioner of natural resources to modify
 43.15 the dam at Marsh Lake for improved habitat
 43.16 management and to return the historic outlet
 43.17 of the Pomme de Terre River to Lac Qui Parle.

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

43.19 Sec. 14. **REPEALER.**

43.20 Minnesota Statutes 2016, section 97A.056, subdivision 8, is repealed.

43.21 **ARTICLE 2**

43.22 **CLEAN WATER FUND**

43.23 Section 1. **CLEAN WATER FUND APPROPRIATIONS.**

43.24 The sums shown in the columns marked "Appropriations" are appropriated to the agencies
 43.25 and for the purposes specified in this article. The appropriations are from the clean water
 43.26 fund and are available for the fiscal years indicated for allowable activities under the
 43.27 Minnesota Constitution, article XI, section 15. The figures "2018" and "2019" used in this
 43.28 article mean that the appropriations listed under them are available for the fiscal year ending
 43.29 June 30, 2018, or June 30, 2019, respectively. "The first year" is fiscal year 2018. "The
 43.30 second year" is fiscal year 2019. "The biennium" is fiscal years 2018 and 2019. The
 43.31 appropriations in this article are onetime.

43.32 **APPROPRIATIONS**

45.1 programs, print publications, and digital media
 45.2 for people with disabilities related to the
 45.3 programs the recipient funds using
 45.4 appropriations made in this article.

45.5 **Sec. 3. DEPARTMENT OF AGRICULTURE \$ 7,482,000 \$ 7,484,000**

45.6 (a) \$350,000 the first year and \$350,000 the
 45.7 second year are to increase monitoring for
 45.8 pesticides and pesticide degradates in surface
 45.9 water and groundwater and to use data
 45.10 collected to assess pesticide use practices.

45.11 (b) \$2,085,000 the first year and \$2,086,000
 45.12 the second year are for monitoring and
 45.13 evaluating trends in the concentration of
 45.14 nitrate in groundwater in areas vulnerable to
 45.15 groundwater degradation; promoting,
 45.16 developing, and evaluating regional and
 45.17 crop-specific nutrient best management
 45.18 practices; assessing best management practice
 45.19 adoption; education and technical support from
 45.20 University of Minnesota Extension; grants to
 45.21 support agricultural demonstration and
 45.22 implementation activities; and other actions
 45.23 to protect groundwater from degradation from
 45.24 nitrate. This appropriation is available until
 45.25 June 30, 2022.

45.26 (c) \$75,000 the first year and \$75,000 the
 45.27 second year are for administering clean water
 45.28 funds managed through the agriculture best
 45.29 management practices loan program. Any
 45.30 unencumbered balance at the end of the second
 45.31 year shall be added to the corpus of the loan
 45.32 fund.

45.33 (d) \$1,125,000 the first year and \$1,125,000
 45.34 the second year are for technical assistance,

46.1 research, and demonstration projects on proper
46.2 implementation of best management practices
46.3 and more precise information on nonpoint
46.4 contributions to impaired waters and for grants
46.5 to support on-farm demonstration of
46.6 agricultural practices. This appropriation is
46.7 available until June 30, 2022.

46.8 (e) \$662,000 the first year and \$663,000 the
46.9 second year are for research to quantify and
46.10 reduce agricultural contributions to impaired
46.11 waters and for development and evaluation of
46.12 best management practices to protect and
46.13 restore water resources. This appropriation is
46.14 available until June 30, 2022.

46.15 (f) \$50,000 the first year and \$50,000 the
46.16 second year are for a research inventory
46.17 database containing water-related research
46.18 activities. Costs for information technology
46.19 development or support for this research
46.20 inventory database may be paid to the Office
46.21 of MN.IT Services. This appropriation is
46.22 available until June 30, 2022.

46.23 (g) \$1,500,000 the first year and \$1,500,000
46.24 the second year are to implement the
46.25 Minnesota agricultural water-quality
46.26 certification program statewide. Funds
46.27 appropriated in this paragraph are available
46.28 until June 30, 2021.

46.29 (h) \$110,000 the first year and \$110,000 the
46.30 second year are to provide funding for a
46.31 regional irrigation water quality specialist
46.32 through University of Minnesota Extension.

46.33 (i) \$450,000 the first year and \$450,000 the
46.34 second year are for grants to the Board of

47.1 Regents of the University of Minnesota to
 47.2 fund the Forever Green Agriculture Initiative
 47.3 and to protect the state's natural resources
 47.4 while increasing the efficiency, profitability,
 47.5 and productivity of Minnesota farmers by
 47.6 incorporating perennial and winter-annual
 47.7 crops into existing agricultural practices. This
 47.8 appropriation is available until June 30, 2022.

47.9 (j) \$1,000,000 the first year and \$1,000,000
 47.10 the second year are for pesticide testing of
 47.11 private wells where nitrate is detected, as part
 47.12 of the Township Testing Program. This
 47.13 appropriation is available until June 30, 2022.

47.14 (k) \$75,000 the first year and \$75,000 the
 47.15 second year are to evaluate market
 47.16 opportunities and develop markets for crops
 47.17 that can be profitable for farmers and
 47.18 beneficial for water quality and soil health.

47.19 (l) A portion of the funds in this section may
 47.20 be used for programs to train state and local
 47.21 outreach staff in the intersection between
 47.22 agricultural economics and agricultural
 47.23 conservation.

47.24 **Sec. 4. PUBLIC FACILITIES AUTHORITY \$ 6,300,000 \$ 10,100,000**

47.25 (a) \$6,175,000 the first year and \$9,975,000
 47.26 the second year are for the point source
 47.27 implementation grants program under
 47.28 Minnesota Statutes, section 446A.073. This
 47.29 appropriation is available until June 30, 2022.

47.30 (b) \$125,000 the first year and \$125,000 the
 47.31 second year are for small community
 47.32 wastewater treatment grants and loans under
 47.33 Minnesota Statutes, section 446A.075. This
 47.34 appropriation is available until June 30, 2022.

48.1 (c) If there are any uncommitted funds at the
 48.2 end of each fiscal year under paragraph (a) or
 48.3 (b), the Public Facilities Authority may
 48.4 transfer the remaining funds to eligible
 48.5 projects under any of the programs listed in
 48.6 this section based on their priority rank on the
 48.7 Pollution Control Agency's project priority
 48.8 list.

48.9 **Sec. 5. POLLUTION CONTROL AGENCY \$ 25,286,000 \$ 25,514,000**

48.10 (a) \$8,275,000 the first year and \$8,275,000
 48.11 the second year are for completion of needed
 48.12 statewide assessments of surface water quality
 48.13 and trends according to Minnesota Statutes,
 48.14 chapter 114D. Of this amount, \$150,000 the
 48.15 first year and \$150,000 the second year are
 48.16 for grants to the Red River Watershed
 48.17 Management Board to enhance and expand
 48.18 the existing water quality and watershed
 48.19 monitoring river watch activities in the schools
 48.20 in the Red River of the North. The Red River
 48.21 Watershed Management Board shall provide
 48.22 a report to the commissioner of the Pollution
 48.23 Control Agency and the legislative committees
 48.24 and divisions with jurisdiction over
 48.25 environment and natural resources finance and
 48.26 policy and the clean water fund by February
 48.27 15, 2019, on the expenditure of these funds.

48.28 (b) \$9,409,000 the first year and \$9,638,000
 48.29 the second year are to develop watershed
 48.30 restoration and protection strategies (WRAPS),
 48.31 which include total maximum daily load
 48.32 (TMDL) studies and TMDL implementation
 48.33 plans for waters listed on the United States
 48.34 Environmental Protection Agency approved
 48.35 impaired waters list in accordance with

49.1 Minnesota Statutes, chapter 114D. The agency
49.2 shall complete an average of ten percent of
49.3 the TMDLs each year over the biennium.

49.4 (c) \$1,181,000 the first year and \$1,182,000
49.5 the second year are for groundwater
49.6 assessment, including enhancing the ambient
49.7 monitoring network, modeling, and evaluating
49.8 trends, including the reassessment of
49.9 groundwater that was assessed ten to 15 years
49.10 ago and found to be contaminated.

49.11 (d) \$750,000 the first year and \$750,000 the
49.12 second year are for implementation of the St.
49.13 Louis River System Area of Concern
49.14 Remedial Action Plan. This appropriation
49.15 must be matched at a rate of 65 percent
49.16 nonstate money to 35 percent state money.

49.17 (e) \$1,000,000 the first year and \$1,000,000
49.18 the second year are for TMDL research and
49.19 database development.

49.20 (f) \$900,000 the first year and \$900,000 the
49.21 second year are for national pollutant
49.22 discharge elimination system wastewater and
49.23 storm water TMDL implementation efforts.

49.24 (g) \$3,442,000 the first year and \$3,441,000
49.25 the second year are for enhancing the
49.26 county-level delivery systems for subsurface
49.27 sewage treatment system (SSTS) activities
49.28 necessary to implement Minnesota Statutes,
49.29 sections 115.55 and 115.56, for protection of
49.30 groundwater, including base grants for all
49.31 counties with SSTS programs and competitive
49.32 grants to counties with specific plans to
49.33 significantly reduce water pollution by
49.34 reducing the number of systems that are an

50.1 imminent threat to public health or safety or
50.2 are otherwise failing. Counties that receive
50.3 base grants must report the number of sewage
50.4 noncompliant properties upgraded through
50.5 SSTS replacement, connection to a centralized
50.6 sewer system, or other means, including
50.7 property abandonment or buy-out. Counties
50.8 also must report the number of existing SSTS
50.9 compliance inspections conducted in areas
50.10 under county jurisdiction. These required
50.11 reports are to be part of established annual
50.12 reporting for SSTS programs. Counties that
50.13 conduct SSTS inventories or those with an
50.14 ordinance in place that requires an SSTS to
50.15 be inspected as a condition of transferring
50.16 property or as a condition of obtaining a local
50.17 permit must be given priority for competitive
50.18 grants under this paragraph. Of this amount,
50.19 \$1,000,000 each year is available to counties
50.20 for grants to low-income landowners to
50.21 address systems that pose an imminent threat
50.22 to public health or safety or fail to protect
50.23 groundwater. A grant awarded under this
50.24 paragraph may not exceed \$40,000 for the
50.25 biennium. A county receiving a grant under
50.26 this paragraph must submit a report to the
50.27 agency listing the projects funded, including
50.28 an account of the expenditures.

50.29 (h) \$279,000 the first year and \$278,000 the
50.30 second year are for accelerated implementation
50.31 of MS4 permit requirements including
50.32 additional technical assistance to
50.33 municipalities experiencing difficulties
50.34 understanding and implementing the basic
50.35 requirements of the municipal storm water
50.36 program.

51.1 (i) \$50,000 the first year and \$50,000 the
 51.2 second year are to support activities of the
 51.3 Clean Water Council according to Minnesota
 51.4 Statutes, section 114D.30, subdivision 1.

51.5 (j) Notwithstanding Minnesota Statutes,
 51.6 section 16A.28, the appropriations in this
 51.7 section are available until June 30, 2022.

51.8 **Sec. 6. DEPARTMENT OF NATURAL**
 51.9 **RESOURCES**

\$ 8,671,000 \$ 8,871,000

51.10 (a) \$1,900,000 the first year and \$2,000,000
 51.11 the second year are for stream flow
 51.12 monitoring.

51.13 (b) \$1,200,000 the first year and \$1,300,000
 51.14 the second year are for lake Index of
 51.15 Biological Integrity (IBI) assessments.

51.16 (c) \$135,000 the first year and \$135,000 the
 51.17 second year are for assessing mercury and
 51.18 other contaminants of fish, including
 51.19 monitoring to track the status of impaired
 51.20 waters over time.

51.21 (d) \$1,886,000 the first year and \$1,886,000
 51.22 the second year are for developing targeted,
 51.23 science-based watershed restoration and
 51.24 protection strategies.

51.25 (e) \$1,700,000 the first year and \$1,700,000
 51.26 the second year are for water supply planning,
 51.27 aquifer protection, and monitoring activities.

51.28 (f) \$950,000 the first year and \$950,000 the
 51.29 second year are for technical assistance to
 51.30 support local implementation of nonpoint
 51.31 source restoration and protection activities.

51.32 (g) \$675,000 the first year and \$675,000 the
 51.33 second year are for applied research and tools,

52.1 including watershed hydrologic modeling;
 52.2 maintaining and updating spatial data for
 52.3 watershed boundaries, streams, and water
 52.4 bodies and integrating high-resolution digital
 52.5 elevation data; and assessing effectiveness of
 52.6 forestry best management practices for water
 52.7 quality.

52.8 (h) \$125,000 the first year and \$125,000 the
 52.9 second year are for developing county
 52.10 geologic atlases.

52.11 (i) \$100,000 the first year and \$100,000 the
 52.12 second year are for maintenance and updates
 52.13 to buffer maps and for technical guidance on
 52.14 buffer map interpretation to local units of
 52.15 government for implementation of buffer
 52.16 requirements. Maps must be provided to local
 52.17 units of government and made available to
 52.18 landowners on the Department of Natural
 52.19 Resources' Web site.

52.20 **Sec. 7. BOARD OF WATER AND SOIL**
 52.21 **RESOURCES**

\$ 43,677,000 \$ 50,081,000

52.22 (a) \$2,925,000 the first year and \$7,525,000
 52.23 the second year are for a pilot program to
 52.24 provide performance-based grants to local
 52.25 government units. The grants may be used to
 52.26 implement projects that protect, enhance, and
 52.27 restore surface water quality in lakes, rivers,
 52.28 and streams; protect groundwater from
 52.29 degradation; and protect drinking water
 52.30 sources. Projects must be identified in a
 52.31 comprehensive watershed plan developed
 52.32 under the One Watershed, One Plan or
 52.33 metropolitan surface water management
 52.34 frameworks or groundwater plans. Grant
 52.35 recipients must identify a nonstate match and

53.1 may use other legacy funds to supplement
53.2 projects funded under this paragraph.

53.3 (b) \$11,923,000 the first year and \$12,577,000
53.4 the second year are for grants to protect and
53.5 restore surface water and drinking water; to
53.6 keep water on the land; to protect, enhance,
53.7 and restore water quality in lakes, rivers, and
53.8 streams; and to protect groundwater and
53.9 drinking water, including feedlot water quality
53.10 and subsurface sewage treatment system
53.11 projects and stream bank, stream channel,
53.12 shoreline restoration, and ravine stabilization
53.13 projects. The projects must use practices
53.14 demonstrated to be effective, be of long-lasting
53.15 public benefit, include a match, and be
53.16 consistent with total maximum daily load
53.17 (TMDL) implementation plans, watershed
53.18 restoration and protection strategies (WRAPS),
53.19 or local water management plans or their
53.20 equivalents. A portion of these funds may be
53.21 used to seek administrative efficiencies
53.22 through shared resources by multiple local
53.23 governmental units.

53.24 (c) \$3,325,000 the first year and \$4,275,000
53.25 the second year are for accelerated
53.26 implementation, including local resource
53.27 protection and enhancement grants and
53.28 statewide program enhancements of
53.29 supplements for technical assistance, citizen
53.30 and community outreach, compliance, and
53.31 training and certification.

53.32 (d) \$950,000 the first year and \$950,000 the
53.33 second year are to provide state oversight and
53.34 accountability, evaluate results, provide
53.35 implementation tools, and measure the value

54.1 of conservation program implementation by
54.2 local governments, including submission to
54.3 the legislature by March 1 each
54.4 even-numbered year a biennial report prepared
54.5 by the board, in consultation with the
54.6 commissioners of natural resources, health,
54.7 agriculture, and the Pollution Control Agency,
54.8 detailing the recipients, the projects funded
54.9 under this section, and the amount of pollution
54.10 reduced.

54.11 (e) \$3,400,000 the first year and \$3,400,000
54.12 the second year are to provide assistance,
54.13 oversight, and grants for supporting local
54.14 governments in implementing and complying
54.15 with riparian protection and excessive soil loss
54.16 requirements.

54.17 (f) \$6,000,000 the first year and \$6,000,000
54.18 the second year are to restore or preserve
54.19 permanent conservation on riparian buffers
54.20 adjacent to lakes, rivers, streams, and
54.21 tributaries, to keep water on the land in order
54.22 to decrease sediment, pollutant, and nutrient
54.23 transport; reduce hydrologic impacts to surface
54.24 waters; and increase infiltration for
54.25 groundwater recharge. This appropriation may
54.26 be used for restoration of riparian buffers
54.27 permanently protected by easements purchased
54.28 with this appropriation or contracts to achieve
54.29 permanent protection for riparian buffers or
54.30 stream bank restorations when the riparian
54.31 buffers have been restored. Up to \$1,920,000
54.32 is for deposit in a monitoring and enforcement
54.33 account.

54.34 (g) \$84,000 the first year and \$84,000 the
54.35 second year are for a technical evaluation

55.1 panel to conduct ten restoration evaluations
55.2 under Minnesota Statutes, section 114D.50,
55.3 subdivision 6.

55.4 (h) \$1,995,000 the first year and \$1,995,000
55.5 the second year are for assistance, oversight,
55.6 and grants to local governments to transition
55.7 local water management plans to a watershed
55.8 approach as provided for in Minnesota
55.9 Statutes, chapters 103B, 103C, 103D, and
55.10 114D.

55.11 (i) \$750,000 the first year and \$750,000 the
55.12 second year are for technical assistance and
55.13 grants for the conservation drainage program
55.14 in consultation with the Drainage Work Group,
55.15 coordinated under Minnesota Statutes, section
55.16 103B.101, subdivision 13, that includes
55.17 projects to improve multipurpose water
55.18 management under Minnesota Statutes, section
55.19 103E.015.

55.20 (j) \$900,000 the first year and \$1,100,000 the
55.21 second year are to purchase permanent
55.22 conservation easements to protect lands
55.23 adjacent to public waters with good water
55.24 quality but threatened with degradation. Up
55.25 to \$60,000 is for deposit in a monitoring and
55.26 enforcement account.

55.27 (k) \$425,000 the first year and \$425,000 the
55.28 second year are for a program to
55.29 systematically collect data and produce
55.30 county, watershed, and statewide estimates of
55.31 soil erosion caused by water and wind along
55.32 with tracking adoption of conservation
55.33 measures, including cover crops, to address
55.34 erosion.

- 57.1 of the department's laboratory to analyze
57.2 unregulated contaminants.
- 57.3 (b) \$2,915,000 the first year and \$2,657,000
57.4 the second year are for protecting drinking
57.5 water sources.
- 57.6 (c) \$250,000 the first year and \$250,000 the
57.7 second year are for cost-share assistance to
57.8 public and private well owners for up to 50
57.9 percent of the cost of sealing unused wells.
- 57.10 (d) \$200,000 the first year and \$200,000 the
57.11 second year are to develop and deliver
57.12 groundwater restoration and protection
57.13 strategies for use on a watershed scale for use
57.14 in local water planning efforts and to provide
57.15 resources to local governments for drinking
57.16 water source protection activities.
- 57.17 (e) \$400,000 the first year and \$400,000 the
57.18 second year are for studying the occurrence
57.19 and magnitude of contaminants in private
57.20 wells and developing guidance and outreach
57.21 to reduce risks to private-well owners.
- 57.22 (f) \$100,000 the first year and \$100,000 the
57.23 second year are for evaluating and addressing
57.24 the risks from viruses in water supplies.
- 57.25 (g) \$150,000 the first year and \$150,000 the
57.26 second year are to develop public health
57.27 policies and an action plan to address threats
57.28 to safe drinking water and to conduct an
57.29 analysis to determine the scope of the lead
57.30 problem in Minnesota's water and the cost to
57.31 eliminate lead exposure in drinking water.
- 57.32 (h) Unless otherwise specified, the
57.33 appropriations in this section are available
57.34 until June 30, 2021.

59.1 (c) \$500,000 the first year is to provide grants
 59.2 or loans for local inflow and infiltration
 59.3 reduction programs in regions with high
 59.4 susceptibility to groundwater contamination.
 59.5 This appropriation is available until June 30,
 59.6 2021.

59.7 **Sec. 10. UNIVERSITY OF MINNESOTA \$ 1,008,000 \$ 1,007,000**

59.8 (a) \$125,000 the first year and \$125,000 the
 59.9 second year are for developing county
 59.10 geologic atlases. This appropriation is
 59.11 available until June 30, 2022.

59.12 (b) \$750,000 the first year and \$750,000 the
 59.13 second year are for a performance evaluation
 59.14 and technology transfer program for storm
 59.15 water best management practices to enhance
 59.16 data and information management of storm
 59.17 water best management practices; evaluate
 59.18 best management performance and
 59.19 effectiveness to support meeting total
 59.20 maximum daily loads; develop standards and
 59.21 incorporate state-of-the-art guidance using
 59.22 minimal impact design standards as the model;
 59.23 and implement a knowledge and technology
 59.24 transfer system across local government,
 59.25 industry, and regulatory sectors. This
 59.26 appropriation is available until June 30, 2020.

59.27 (c) \$133,000 the first year and \$132,000 the
 59.28 second year are to provide guidance
 59.29 documents and tools evaluating the clean
 59.30 water fund's return on investment to measure
 59.31 impacts on water quality and human
 59.32 well-being as well as assist in future funding
 59.33 decisions.

60.1 Sec. 11. REVENUE \$ 2,000,000 \$ 2,000,000
 60.2 \$2,000,000 the first year and \$2,000,000 the
 60.3 second year are for riparian protection aid
 60.4 payments under Minnesota Statutes, section
 60.5 477A.21.

60.6 Sec. 12. LEGISLATURE \$ 15,000
 60.7 \$15,000 the first year is for the Legislative
 60.8 Coordinating Commission for the Web site
 60.9 required in Minnesota Statutes, section 3.303,
 60.10 subdivision 10.

60.11 Sec. 13. Minnesota Statutes 2016, section 114D.50, subdivision 4, is amended to read:

60.12 Subd. 4. **Expenditures; accountability.** (a) A project receiving funding from the clean
 60.13 water fund must meet or exceed the constitutional requirements to protect, enhance, and
 60.14 restore water quality in lakes, rivers, and streams and to protect groundwater and drinking
 60.15 water from degradation. Priority may be given to projects that meet more than one of these
 60.16 requirements. A project receiving funding from the clean water fund shall include measurable
 60.17 outcomes, as defined in section 3.303, subdivision 10, and a plan for measuring and
 60.18 evaluating the results. A project must be consistent with current science and incorporate
 60.19 state-of-the-art technology.

60.20 (b) Money from the clean water fund shall be expended to balance the benefits across
 60.21 all regions and residents of the state.

60.22 (c) A state agency or other recipient of a direct appropriation from the clean water fund
 60.23 must compile and submit all information for proposed and funded projects or programs,
 60.24 including the proposed measurable outcomes and all other items required under section
 60.25 3.303, subdivision 10, to the Legislative Coordinating Commission as soon as practicable
 60.26 or by January 15 of the applicable fiscal year, whichever comes first. The Legislative
 60.27 Coordinating Commission must post submitted information on the Web site required under
 60.28 section 3.303, subdivision 10, as soon as it becomes available. Information classified as not
 60.29 public under section 13D.05, subdivision 3, paragraph (d), is not required to be placed on
 60.30 the Web site.

60.31 (d) Grants funded by the clean water fund must be implemented according to section
 60.32 16B.98 and must account for all expenditures. Proposals must specify a process for any

61.1 regranting envisioned. Priority for grant proposals must be given to proposals involving
61.2 grants that will be competitively awarded.

61.3 (e) Money from the clean water fund may only be spent on projects that benefit Minnesota
61.4 waters.

61.5 (f) When practicable, a direct recipient of an appropriation from the clean water fund
61.6 shall prominently display on the recipient's Web site home page the legacy logo required
61.7 under Laws 2009, chapter 172, article 5, section 10, as amended by Laws 2010, chapter
61.8 361, article 3, section 5, accompanied by the phrase "Click here for more information."
61.9 When a person clicks on the legacy logo image, the Web site must direct the person to a
61.10 Web page that includes both the contact information that a person may use to obtain
61.11 additional information, as well as a link to the Legislative Coordinating Commission Web
61.12 site required under section 3.303, subdivision 10.

61.13 (g) Future eligibility for money from the clean water fund is contingent upon a state
61.14 agency or other recipient satisfying all applicable requirements in this section, as well as
61.15 any additional requirements contained in applicable session law. If the Office of the
61.16 Legislative Auditor, in the course of an audit or investigation, publicly reports that a recipient
61.17 of money from the clean water fund has not complied with the laws, rules, or regulations
61.18 in this section or other laws applicable to the recipient, the recipient must be listed in an
61.19 annual report to the legislative committees with jurisdiction over the legacy funds. The list
61.20 must be publicly available. The legislative auditor shall remove a recipient from the list
61.21 upon determination that the recipient is in compliance. A recipient on the list is not eligible
61.22 for future funding from the clean water fund until the recipient demonstrates compliance
61.23 to the legislative auditor.

61.24 (h) Money from the clean water fund may be used to leverage federal funds through
61.25 execution of formal project partnership agreements with federal agencies consistent with
61.26 respective federal agency partnership agreement requirements.

61.27 (i) Any state agency or organization requesting a direct appropriation from the clean
61.28 water fund must inform the Clean Water Council and the house of representatives and senate
61.29 committees having jurisdiction over the clean water fund, at the time the request for funding
61.30 is made, whether the request is supplanting or is a substitution for any previous funding that
61.31 was not from a legacy fund and was used for the same purpose.

62.1 Sec. 14. Minnesota Statutes 2016, section 114D.50, is amended by adding a subdivision
62.2 to read:

62.3 Subd. 7. **Reserve requirement.** In any fiscal year, at least five percent of that year's
62.4 projected tax receipts determined by the most recent forecast for the clean water fund must
62.5 not be appropriated.

62.6 Sec. 15. Minnesota Statutes 2016, section 114D.50, is amended by adding a subdivision
62.7 to read:

62.8 Subd. 8. **Overhead costs.** Notwithstanding any law, policy, or guidance to the contrary,
62.9 a recipient of money from the clean water fund must not use the money to pay for rent, lease
62.10 payments, insurance, utilities, custodial services, building maintenance, or another overhead
62.11 cost unless the recipient has documented the amount that specific overhead costs increased
62.12 as a direct and necessary result of the recipient's responsibility to administer a program,
62.13 project, or activity paid for with money from the clean water fund. The amount of money
62.14 from the fund the recipient may use to pay for that specific overhead cost must not exceed
62.15 the amount the recipient documented as the increase in the cost.

62.16 Sec. 16. [477A.21] **RIPARIAN PROTECTION AID.**

62.17 Subdivision 1. **Definitions.** For purposes of this section, the following terms have the
62.18 meanings given:

62.19 (1) "buffer protection map" has the meaning given under section 103F.48, subdivision
62.20 1; and

62.21 (2) "public watercourses" means public waters and public drainage systems subject to
62.22 riparian protection requirements under section 103F.48.

62.23 Subd. 2. **Certifications to commissioner.** (a) The Board of Water and Soil Resources
62.24 must certify to the commissioner of revenue, on or before July 1 each year, which counties
62.25 and watershed districts have affirmed their jurisdiction under section 103F.48 and the
62.26 proportion of centerline miles of public watercourses, and miles of public drainage system
62.27 ditches on the buffer protection map, within each county and each watershed district within
62.28 the county with affirmed jurisdiction.

62.29 (b) On or before July 1 each year, the commissioner of natural resources shall certify to
62.30 the commissioner of revenue the statewide and countywide number of centerline miles of
62.31 public watercourses and miles of public drainage system ditches on the buffer protection
62.32 map.

63.1 Subd. 3. **Distribution.** (a) A county that is certified under subdivision 2, or that portion
63.2 of a county containing a watershed district certified under subdivision 2, is eligible to receive
63.3 aid under this section to enforce and implement the riparian protection and water quality
63.4 practices under section 103F.48. Each county's preliminary aid amount is equal to the
63.5 proportion calculated under paragraph (b) multiplied by the appropriation received each
63.6 year by the commissioner for purposes of payments under this section.

63.7 (b) The commissioner must compute each county's proportion. A county's proportion is
63.8 equal to the ratio of the sum in clause (1) to the sum in clause (2):

63.9 (1) the sum of the total number of acres in the county classified as class 2a under section
63.10 273.13, subdivision 23, the countywide number of centerline miles of public watercourses
63.11 on the buffer protection map, and the countywide number of miles of public drainage system
63.12 ditches on the buffer protection map; and

63.13 (2) the sum of the statewide total number of acres classified as class 2a under section
63.14 273.13, subdivision 23, the statewide total number of centerline miles of public watercourses
63.15 on the buffer protection map, and the statewide total number of public drainage system
63.16 miles on the buffer protection map.

63.17 (c) Aid to a county must not be greater than \$200,000 or less than \$50,000. If the sum
63.18 of the preliminary aids payable to counties under paragraph (a) is greater or less than the
63.19 appropriation received by the commissioner, the commissioner of revenue must calculate
63.20 the percentage of adjustment necessary so that the total of the aid under paragraph (a) equals
63.21 the total amount received by the commissioner, subject to the minimum and maximum
63.22 amounts specified in this paragraph. The minimum and maximum amounts under this
63.23 paragraph must be adjusted by the ratio of the actual amount appropriated to \$10,000,000.

63.24 (d) If only a portion of a county is certified as eligible to receive aid under subdivision
63.25 2, the aid otherwise payable to that county under this section must be multiplied by a fraction,
63.26 the numerator of which is the buffer protection map miles of the certified watershed districts
63.27 contained within the county and the denominator of which is the total buffer protection map
63.28 miles of the county.

63.29 (e) Any aid that would otherwise be paid to a county or portion of a county that is not
63.30 certified under subdivision 2 shall be paid to the Board of Water and Soil Resources for
63.31 enforcing and implementing the riparian protection and water quality practices under section
63.32 103F.48.

63.33 Subd. 4. **Payments.** The commissioner of revenue must compute the amount of riparian
63.34 protection aid payable to each eligible county and to the Board of Water and Soil Resources

65.1 Guidance to Agencies on Legacy Fund
 65.2 Expenditure. Notwithstanding Minnesota
 65.3 Statutes, section 16A.28, and unless otherwise
 65.4 specified in this article, fiscal year 2018
 65.5 appropriations are available until June 30,
 65.6 2020, and fiscal year 2019 appropriations are
 65.7 available until June 30, 2021. If a project
 65.8 receives federal funds, the time period of the
 65.9 appropriation is extended to equal the
 65.10 availability of federal funding.

65.11 **Subd. 3. Disability Access**

65.12 Where appropriate, grant recipients of parks
 65.13 and trails funds, in consultation with the
 65.14 Council on Disability and other appropriate
 65.15 governor-appointed disability councils, boards,
 65.16 committees, and commissions, should make
 65.17 progress toward providing greater access to
 65.18 programs, print publications, and digital media
 65.19 for people with disabilities related to the
 65.20 programs the recipient funds using
 65.21 appropriations made in this article.

65.22 **Sec. 3. DEPARTMENT OF NATURAL**
 65.23 **RESOURCES**

\$ 25,397,000 \$ 28,884,000

65.24 (a) \$16,584,000 the first year and \$18,891,000
 65.25 the second year are for state parks, recreation
 65.26 areas, and trails to:

- 65.27 (1) connect people to the outdoors;
- 65.28 (2) acquire land and create opportunities;
- 65.29 (3) maintain existing holdings; and
- 65.30 (4) improve cooperation by coordinating with
 65.31 partners to implement the 25-year long-range
 65.32 parks and trails legacy plan.

66.1 (b) \$8,292,000 the first year and \$9,445,000
66.2 the second year are for grants for parks and
66.3 trails of regional significance outside the
66.4 seven-county metropolitan area under
66.5 Minnesota Statutes, section 85.535. The grants
66.6 must be based on the recommendations to the
66.7 commissioner from the Greater Minnesota
66.8 Regional Parks and Trails Commission
66.9 established under Minnesota Statutes, section
66.10 85.536. Grants funded under this paragraph
66.11 must support parks and trails of regional or
66.12 statewide significance that meet the applicable
66.13 definitions and criteria for regional parks and
66.14 trails contained in the Greater Minnesota
66.15 Regional Parks and Trails Strategic Plan
66.16 adopted by the Greater Minnesota Regional
66.17 Parks and Trails Commission on April 22,
66.18 2015. Grant recipients identified under this
66.19 paragraph must submit a grant application to
66.20 the commissioner of natural resources. Up to
66.21 2.5 percent of the appropriation may be used
66.22 by the commissioner for the actual cost of
66.23 issuing and monitoring the grants for the
66.24 commission. Of the amount appropriated,
66.25 \$424,000 the first year and \$399,000 the
66.26 second year are for the Greater Minnesota
66.27 Regional Parks and Trails Commission to
66.28 carry out its duties under Minnesota Statutes,
66.29 section 85.536, including the continued
66.30 development of a statewide system plan for
66.31 regional parks and trails outside the
66.32 seven-county metropolitan area.

66.33 (c) By January 15, 2018, the Greater
66.34 Minnesota Regional Parks and Trails
66.35 Commission shall submit a list of projects,
66.36 ranked in priority order, that contains the

- 67.1 commission's recommendations for funding
67.2 from the parks and trails fund for fiscal year
67.3 2019 to the chairs and ranking minority
67.4 members of the house of representatives and
67.5 senate committees and divisions with
67.6 jurisdiction over the environment and natural
67.7 resources and the parks and trails fund.
- 67.8 (d) By January 15, 2018, the Greater
67.9 Minnesota Regional Parks and Trails
67.10 Commission shall submit a report that contains
67.11 the commission's criteria for funding from the
67.12 parks and trails fund, including the criteria
67.13 used to determine if a park or trail is of
67.14 regional significance, to the chairs and ranking
67.15 minority members of the house of
67.16 representatives and senate committees and
67.17 divisions with jurisdiction over the
67.18 environment and natural resources and the
67.19 parks and trails fund.
- 67.20 (e) \$521,000 the first year and \$548,000 the
67.21 second year are for coordination and projects
67.22 between the department, the Metropolitan
67.23 Council, and the Greater Minnesota Regional
67.24 Parks and Trails Commission; enhanced
67.25 Web-based information for park and trail
67.26 users; and support of activities of the Parks
67.27 and Trails Legacy Advisory Committee.
- 67.28 (f) The commissioner shall contract for
67.29 services with Conservation Corps Minnesota
67.30 for restoration, maintenance, and other
67.31 activities under this section for at least
67.32 \$1,000,000 the first year and \$1,000,000 the
67.33 second year.
- 67.34 (g) The implementing agencies receiving
67.35 appropriations under this section shall give

68.1 consideration to contracting with Conservation
 68.2 Corps Minnesota for restoration, maintenance,
 68.3 and other activities.

68.4 Sec. 4. **METROPOLITAN COUNCIL** **\$** **16,584,000** **\$** **18,891,000**

68.5 (a) \$16,584,000 the first year and \$18,891,000
 68.6 the second year are for distribution according
 68.7 to Minnesota Statutes, section 85.53,
 68.8 subdivision 3.

68.9 (b) Money appropriated under this section and
 68.10 distributed to implementing agencies must be
 68.11 used to fund the list of recommended projects
 68.12 in the report submitted pursuant to Laws 2013,
 68.13 chapter 137, article 3, section 4, paragraph (o).

68.14 Projects funded by the money appropriated
 68.15 under this section must be substantially
 68.16 consistent with the project descriptions and
 68.17 dollar amounts in the report. Any funds
 68.18 remaining after completion of the listed
 68.19 projects may be spent by the implementing
 68.20 agencies on projects to support parks and
 68.21 trails.

68.22 (c) Grant agreements entered into by the
 68.23 Metropolitan Council and recipients of money
 68.24 appropriated under this section must ensure
 68.25 that the funds are used to supplement and not
 68.26 substitute for traditional sources of funding.

68.27 (d) The implementing agencies receiving
 68.28 appropriations under this section shall give
 68.29 consideration to contracting with Conservation
 68.30 Corps Minnesota for restoration, maintenance,
 68.31 and other activities.

68.32 Sec. 5. **LEGISLATURE** **\$** **7,000**

69.1 \$7,000 the first year is for the Legislative
69.2 Coordinating Commission for the Web site
69.3 required in Minnesota Statutes, section 3.303,
69.4 subdivision 10.

69.5 Sec. 6. Minnesota Statutes 2016, section 85.53, is amended by adding a subdivision to
69.6 read:

69.7 Subd. 6. **Reserve requirement.** In any fiscal year, at least five percent of that year's
69.8 projected tax receipts determined by the most recent forecast for the parks and trails fund
69.9 must not be appropriated.

69.10 Sec. 7. Minnesota Statutes 2016, section 85.53, is amended by adding a subdivision to
69.11 read:

69.12 Subd. 7. **Overhead costs.** Notwithstanding any law, policy, or guidance to the contrary,
69.13 a recipient of money from the parks and trails fund must not use the money to pay for rent,
69.14 lease payments, insurance, utilities, custodial services, building maintenance, or another
69.15 overhead cost unless the recipient has documented the amount that specific overhead costs
69.16 increased as a direct and necessary result of the recipient's responsibility to administer a
69.17 program, project, or activity paid for with money from the parks and trails fund. The amount
69.18 of money from the fund the recipient may use to pay for that specific overhead cost must
69.19 not exceed the amount the recipient documented as the increase in the cost.

69.20 Sec. 8. **SAUK RIVER REGIONAL PARK GRANT EXTENSION.**

69.21 The appropriation in Laws 2013, chapter 137, article 3, section 3, paragraph (c), clause
69.22 (9), from the parks and trails fund for trail enhancement, land acquisition, and other
69.23 improvements at Sauk River Regional Park is available until June 30, 2022.

69.24 **EFFECTIVE DATE.** This section is effective retroactively from June 30, 2016.

69.25 Sec. 9. **HYLAND-BUSH-ANDERSON LAKES PARK RESERVE GRANT**
69.26 **EXTENSION.**

69.27 The appropriations for fiscal years 2014 and 2015 in Laws 2013, chapter 137, article 3,
69.28 section 4, paragraph (c), from the parks and trails fund for grants to the city of Bloomington
69.29 to reconstruct parking lots at the Hyland-Bush-Anderson Lakes Park Reserve are available
69.30 until June 30, 2018.

69.31 **EFFECTIVE DATE.** This section is effective retroactively from June 30, 2016.

70.1 **Sec. 10. ANOKA COUNTY AND DAKOTA COUNTY REALLOCATIONS.**

70.2 Notwithstanding Laws 2013, chapter 137, article 3, section 4, paragraph (o), and Laws
70.3 2015, First Special Session chapter 2, article 3, section 4, paragraph (b):

70.4 (1) Anoka County may allocate \$438,000 of its share of the distribution for fiscal year
70.5 2017 funds under Minnesota Statutes, section 85.53, subdivision 3, to Bunker Hills Regional
70.6 Park in accordance with the most recent priority rankings that Anoka County has submitted
70.7 to the Metropolitan Council; and

70.8 (2) Dakota County may allocate \$180,000 of its share of the distribution under Minnesota
70.9 Statutes, section 85.53, subdivision 3, designated for the Vermillion River Regional
70.10 Greenway to the phase 2 improvement to Whitetail Woods Regional Park in Dakota County.

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

70.12 **ARTICLE 4**

70.13 **ARTS AND CULTURAL HERITAGE FUND**

70.14 **Section 1. ARTS AND CULTURAL HERITAGE FUND APPROPRIATIONS.**

70.15 The sums shown in the columns marked "Appropriations" are appropriated to the entities
70.16 and for the purposes specified in this article. The appropriations are from the arts and cultural
70.17 heritage fund and are available for the fiscal years indicated for allowable activities under
70.18 the Minnesota Constitution, article XI, section 15. The figures "2018" and "2019" used in
70.19 this article mean that the appropriations listed under the figure are available for the fiscal
70.20 year ending June 30, 2018, and June 30, 2019, respectively. "The first year" is fiscal year
70.21 2018. "The second year" is fiscal year 2019. "The biennium" is fiscal years 2018 and 2019.
70.22 All appropriations in this article are onetime.

70.23 **APPROPRIATIONS**

70.24 **Available for the Year**

70.25 **Ending June 30**

70.26 **2018**

2019

70.27 **Sec. 2. ARTS AND CULTURAL HERITAGE**

70.28 **Subdivision 1. Total Appropriation** **\$ 57,331,000 \$ 66,033,000**

70.29 The amounts that may be spent for each
70.30 purpose are specified in the following
70.31 subdivisions.

71.1 Subd. 2. **Availability of Appropriation**

71.2 Money appropriated in this article may not be
 71.3 spent on activities unless they are directly
 71.4 related to and necessary for a specific
 71.5 appropriation. Money appropriated in this
 71.6 article must not be spent on institutional
 71.7 overhead charges that are not directly related
 71.8 to and necessary for a specific appropriation.

71.9 Money appropriated in this article must be
 71.10 spent in accordance with the Minnesota
 71.11 Management and Budget's Guidance to
 71.12 Agencies on Legacy Fund Expenditures.
 71.13 Notwithstanding Minnesota Statutes, section
 71.14 16A.28, and unless otherwise specified in this
 71.15 article, fiscal year 2018 appropriations are
 71.16 available until June 30, 2019, and fiscal year
 71.17 2019 appropriations are available until June
 71.18 30, 2020. If a project receives federal funds,
 71.19 the period of the appropriation is extended to
 71.20 equal the availability of federal funding.

71.21 Subd. 3. **Minnesota State Arts Board**

25,855,000

32,112,000

71.22 (a) These amounts are appropriated to the
 71.23 Minnesota State Arts Board for arts, arts
 71.24 education, arts preservation, and arts access.
 71.25 Grant agreements entered into by the
 71.26 Minnesota State Arts Board and other
 71.27 recipients of appropriations in this subdivision
 71.28 must ensure that these funds are used to
 71.29 supplement and not substitute for traditional
 71.30 sources of funding. Each grant program
 71.31 established in this appropriation must be
 71.32 separately administered from other state
 71.33 appropriations for program planning and
 71.34 outcome measurements, but may take into
 71.35 consideration other state resources awarded

- 72.1 in the selection of applicants and grant award
72.2 size.
- 72.3 **(b) Arts and Arts Access Initiatives**
- 72.4 \$19,000,000 the first year and \$25,342,000
72.5 the second year are to support Minnesota
72.6 artists and arts organizations in creating,
72.7 producing, and presenting high-quality arts
72.8 activities; to overcome barriers to accessing
72.9 high-quality arts activities; and to instill the
72.10 arts into the community and public life in this
72.11 state.
- 72.12 **(c) Arts Education**
- 72.13 \$4,500,000 the first year and \$4,500,000 the
72.14 second year are for high-quality,
72.15 age-appropriate arts education for Minnesotans
72.16 of all ages to develop knowledge, skills, and
72.17 understanding of the arts.
- 72.18 **(d) Arts and Cultural Heritage**
- 72.19 \$1,500,000 the first year and \$1,500,000 the
72.20 second year are for events and activities that
72.21 represent the diverse cultural arts traditions,
72.22 including folk and traditional artists and art
72.23 organizations, represented in this state.
- 72.24 **(e) Grants**
- 72.25 \$30,000 the first year and \$20,000 the second
72.26 year are for grants to an organization for
72.27 designing, consulting, creating, and
72.28 administering a statewide arts software
72.29 application to be used on electronic and mobile
72.30 electronic devices to locate and access artists,
72.31 arts organizations, and art education programs
72.32 throughout Minnesota. The grantee must work
72.33 in consultation with the Minnesota State Arts
72.34 Board, regional arts councils, private and

73.1 nonprofit arts organizations, and the regional
73.2 library system to develop criteria for content
73.3 to import to the software application and must
73.4 make the application free to download. A
73.5 portion of the funding may be used to pay the
73.6 ongoing costs associated with developing
73.7 content and updating the software or with
73.8 contracting to develop and update the software
73.9 and expand electronic content in fiscal years
73.10 2018 and 2019.

73.11 \$250,000 each year is for a grant to the
73.12 Minnesota China Friendship Garden Society
73.13 for the Chinese garden in Phalen Park in St.
73.14 Paul to recognize the rich cultural heritage of
73.15 the Chinese and Hmong in Minnesota. Grant
73.16 recipients must provide a funding match of at
73.17 least 25 percent of the total eligible project
73.18 costs.

73.19 \$375,000 each year is for a grant to the State
73.20 Agricultural Society and the city of Savage to
73.21 design and construct up to two statues of Dan
73.22 Patch to be placed at the Minnesota State
73.23 Fairgrounds and the city of Savage. Grant
73.24 recipients must provide a funding match of at
73.25 least 25 percent of the total eligible project
73.26 costs.

73.27 \$125,000 each year is for a Fanka arts grant
73.28 program to one or more community
73.29 organizations that participate in statewide
73.30 Somali arts and cultural programs that provide
73.31 arts education, workshops, mentor programs,
73.32 or community presentations and community
73.33 engagement events.

74.1 \$75,000 the first year is for a grant to the
 74.2 Hmong Cultural Center for an interactive
 74.3 Hmong Folk Art in Minnesota exhibit.

74.4 (f) Up to 4.5 percent of the funds appropriated
 74.5 in paragraphs (b) to (d) may be used by the
 74.6 board for administering grant programs,
 74.7 delivering technical services, providing fiscal
 74.8 oversight for the statewide system, and
 74.9 ensuring accountability.

74.10 (g) Up to 30 percent of the remaining total
 74.11 appropriation to each of the categories listed
 74.12 in paragraphs (b) to (d) is for grants to the
 74.13 regional arts councils. Notwithstanding any
 74.14 other provision of law, regional arts council
 74.15 grants or other arts council grants for touring
 74.16 programs, projects, or exhibits must ensure
 74.17 the programs, projects, or exhibits are able to
 74.18 tour in their own region as well as all other
 74.19 regions of the state.

74.20 (h) Any unencumbered balance remaining
 74.21 under this subdivision the first year does not
 74.22 cancel but is available the second year.

74.23 <u>Subd. 4. Minnesota Historical Society</u>	<u>12,242,500</u>	<u>14,750,000</u>
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74.24 (a) These amounts are appropriated to the
 74.25 governing board of the Minnesota Historical
 74.26 Society to preserve and enhance access to
 74.27 Minnesota's history and its cultural and
 74.28 historical resources. Grant agreements entered
 74.29 into by the Minnesota Historical Society and
 74.30 other recipients of appropriations in this
 74.31 subdivision must ensure that these funds are
 74.32 used to supplement and not substitute for
 74.33 traditional sources of funding. Funds directly
 74.34 appropriated to the Minnesota Historical
 74.35 Society must be used to supplement and not

75.1 substitute for traditional sources of funding.
75.2 Notwithstanding Minnesota Statutes, section
75.3 16A.28, for historic preservation projects that
75.4 improve historic structures, the amounts are
75.5 available until June 30, 2020. The Minnesota
75.6 Historical Society or grant recipients of the
75.7 Minnesota Historical Society using arts and
75.8 cultural heritage funds under this subdivision
75.9 must give consideration to Conservation Corps
75.10 Minnesota and Northern Bedrock Historic
75.11 Preservation Corps, or an organization
75.12 carrying out similar work, for projects with
75.13 the potential to need historic preservation
75.14 services.

75.15 **(b) Historical Grants and Programs**

75.16 **(1) Statewide Historic and Cultural Grants**
75.17 \$4,500,000 the first year and \$5,500,000 the
75.18 second year are for history programs and
75.19 projects operated or conducted by or through
75.20 local, county, regional, or other historical or
75.21 cultural organizations or for activities to
75.22 preserve significant historic and cultural
75.23 resources. Funds are to be distributed through
75.24 a competitive grant process. The Minnesota
75.25 Historical Society must administer these funds
75.26 using established grant mechanisms, with
75.27 assistance from the advisory committee
75.28 created under Laws 2009, chapter 172, article
75.29 4, section 2, subdivision 4, paragraph (b), item
75.30 (ii).

75.31 Of this amount, \$300,000 the first year is for
75.32 a grant to the Fairmont Opera House for
75.33 restoration and renovation of historic Fairmont
75.34 Opera House.

75.35 **(2) Statewide History Programs**

76.1 \$4,517,500 the first year and \$6,125,000 the
76.2 second year are for programs and purposes
76.3 related to the historical and cultural heritage
76.4 of the state of Minnesota conducted by the
76.5 Minnesota Historical Society.

76.6 (3) History Partnerships

76.7 \$2,000,000 the first year and \$2,000,000 the
76.8 second year are for partnerships involving
76.9 multiple organizations, which may include the
76.10 Minnesota Historical Society, to preserve and
76.11 enhance access to Minnesota's history and
76.12 cultural heritage in all regions of the state.

76.13 (4) Statewide Survey of Historical and
76.14 Archaeological Sites

76.15 \$500,000 the first year and \$500,000 the
76.16 second year are for a contract or contracts to
76.17 be awarded on a competitive basis to conduct
76.18 statewide surveys of Minnesota's sites of
76.19 historical, archaeological, and cultural
76.20 significance. Results of the surveys must be
76.21 published in a searchable form and available
76.22 to the public free of cost. The Minnesota
76.23 Historical Society, the Office of the State
76.24 Archaeologist, and the Indian Affairs Council
76.25 must each appoint a representative to an
76.26 oversight board to select contractors and direct
76.27 the conduct of the surveys. The oversight
76.28 board must consult with the Departments of
76.29 Transportation and Natural Resources.

76.30 (5) Digital Library

76.31 \$375,000 the first year and \$375,000 the
76.32 second year are for a digital library project to
76.33 preserve, digitize, and share Minnesota
76.34 images, documents, and historical materials.
76.35 The Minnesota Historical Society must

77.1 cooperate with the Minitex interlibrary loan
 77.2 system and must jointly share this
 77.3 appropriation for these purposes.

77.4 (6) Grants

77.5 \$125,000 each year is for a grant to the board
 77.6 of directors of the Carver County Historical
 77.7 Society to restore the historic Andrew Peterson
 77.8 farm in Waconia.

77.9 \$125,000 each year is for a grant to the
 77.10 Woodbury Barn Heritage Commission to
 77.11 restore the Miller Barn and historical
 77.12 programming at the Miller Barn in Woodbury.

77.13 \$100,000 the first year is to restore the stained
 77.14 glass in the historic Fort Snelling Memorial
 77.15 Chapel in Bloomington. The historical society
 77.16 may work in collaboration with the Fort
 77.17 Snelling Memorial Chapel Foundation.

77.18	<u>Subd. 5. Department of Education</u>	<u>2,750,000</u>	<u>2,500,000</u>
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77.19 These amounts are appropriated to the
 77.20 commissioner of education for grants to the
 77.21 12 Minnesota regional library systems to
 77.22 provide educational opportunities in the arts,
 77.23 history, literary arts, and cultural heritage of
 77.24 Minnesota. These funds must be allocated
 77.25 using the formulas in Minnesota Statutes,
 77.26 section 134.355, subdivisions 3, 4, and 5, with
 77.27 the remaining 25 percent to be distributed to
 77.28 all qualifying systems in an amount
 77.29 proportionate to the number of qualifying
 77.30 system entities in each system. For purposes
 77.31 of this subdivision, "qualifying system entity"
 77.32 means a public library, a regional library
 77.33 system, a regional library system headquarters,
 77.34 a county, or an outreach service program.

78.1 These funds may be used to sponsor programs
 78.2 provided by regional libraries or to provide
 78.3 grants to local arts and cultural heritage
 78.4 programs for programs in partnership with
 78.5 regional libraries. These funds must be
 78.6 distributed in ten equal payments per year.
 78.7 Notwithstanding Minnesota Statutes, section
 78.8 16A.28, the appropriations encumbered on or
 78.9 before June 30, 2019, as grants or contracts in
 78.10 this subdivision are available until June 30,
 78.11 2020.

78.12 **Subd. 6. Department of Administration** 10,349,500 10,341,000

78.13 (a) These amounts are appropriated to the
 78.14 commissioner of administration for grants to
 78.15 the named organizations for the purposes
 78.16 specified in this subdivision. The
 78.17 commissioner of administration may use a
 78.18 portion of this appropriation for costs that are
 78.19 directly related to and necessary to the
 78.20 administration of grants in this subdivision.

78.21 (b) Grant agreements entered into by the
 78.22 commissioner and recipients of appropriations
 78.23 under this subdivision must ensure that money
 78.24 appropriated in this subdivision is used to
 78.25 supplement and not substitute for traditional
 78.26 sources of funding.

78.27 **(c) Veterans Rest Camp**
 78.28 \$278,000 the second year is for the Disabled
 78.29 Veterans Rest Camp Association for a
 78.30 welcome center for the veterans rest camp on
 78.31 Big Marine Lake.

78.32 **(d) Minnesota Public Radio**
 78.33 \$1,650,000 each year is for Minnesota Public
 78.34 Radio to create programming and expand news

79.1 service on Minnesota's cultural heritage and
79.2 history.

79.3 **(e) Association of Minnesota Public Educational**
79.4 **Radio Stations**

79.5 \$1,600,000 each year is to the Association of
79.6 Minnesota Public Educational Radio Stations
79.7 for production and acquisition grants in
79.8 accordance with Minnesota Statutes, section
79.9 129D.19.

79.10 **(f) Public Television**

79.11 \$4,000,000 the first year and \$4,000,000 the
79.12 second year are to the Minnesota Public
79.13 Television Association for production and
79.14 acquisition grants according to Minnesota
79.15 Statutes, section 129D.18.

79.16 Of this amount, \$650,000 the first year is for
79.17 Twin Cities Public Television to produce the
79.18 Vietnam: Minnesota Remembers project. Any
79.19 production costs associated with the project
79.20 incurred on or after February 1, 2017, are
79.21 eligible for reimbursement under this section.

79.22 **(g) Wilderness Inquiry**

79.23 \$300,000 each year is to Wilderness Inquiry
79.24 to preserve Minnesota's outdoor history,
79.25 culture, and heritage by connecting Minnesota
79.26 youth to natural resources.

79.27 **(h) Como Park Zoo**

79.28 \$1,400,000 the first year and \$1,500,000 the
79.29 second year are for the Como Park Zoo for
79.30 program development that features education
79.31 programs and habitat enhancement, special
79.32 exhibits, music appreciation programs, and
79.33 historical garden access and preservation.

79.34 **(i) Science Museum of Minnesota**

80.1 \$600,000 each year is to the Science Museum
80.2 of Minnesota for arts, arts education, and arts
80.3 access and to preserve Minnesota's history and
80.4 cultural heritage, including student and teacher
80.5 outreach, statewide educational initiatives, and
80.6 community-based exhibits that preserve
80.7 Minnesota's history and cultural heritage.

80.8 **(j) Lake Superior Center Authority**

80.9 \$150,000 each year is to the Lake Superior
80.10 Center Authority to develop, prepare, and
80.11 construct an exhibit on river systems.

80.12 **(k) Green Giant Museum**

80.13 \$300,000 the first year is to the city of Blue
80.14 Earth to predesign, design, construct, furnish,
80.15 and equip the Green Giant Museum to
80.16 preserve the culture and history of Minnesota.

80.17 **(l) Lake Superior Zoo**

80.18 \$75,000 each year is to the Lake Superior Zoo
80.19 to develop educational exhibits and programs.

80.20 **(m) Minnesota State Band**

80.21 \$25,000 each year is to the Minnesota State
80.22 Band to promote and increase public
80.23 performances across Minnesota.

80.24 **(n) Rice County Veterans Memorial**

80.25 \$30,000 the first year is to Rice County to
80.26 complete the Rice County Veterans Memorial
80.27 in Faribault.

80.28 **(o) Minnesota Square Park Pavilion**

80.29 \$112,000 the first year and \$113,000 the
80.30 second year are to the city of St. Peter to
80.31 reconstruct the Minnesota Square Park
80.32 pavilion in St. Peter.

80.33 **(p) Waseca County Veterans Memorial**

81.1 \$50,000 the second year is to Waseca County
 81.2 to complete the Waseca County Veterans
 81.3 Memorial.

81.4 **(q) Office of State Archaeologist**

81.5 \$107,500 the first year is for the Office of the
 81.6 State Archaeologist non-Indian remains
 81.7 analysis and reburial project.

81.8 **Subd. 7. Minnesota Zoo** 1,775,000 1,850,000

81.9 These amounts are appropriated to the
 81.10 Minnesota Zoological Board for programs and
 81.11 development of the Minnesota Zoological
 81.12 Garden and to provide access and education
 81.13 related to programs on the cultural heritage of
 81.14 Minnesota.

81.15 **Subd. 8. Minnesota Humanities Center** 2,575,000 2,705,000

81.16 (a) These amounts are appropriated to the
 81.17 Board of Directors of the Minnesota
 81.18 Humanities Center for the purposes specified
 81.19 in this subdivision. The Minnesota Humanities
 81.20 Center may use up to 4.5 percent of the
 81.21 following grants to cover the cost of
 81.22 administering, planning, evaluating, and
 81.23 reporting these grants. The Minnesota
 81.24 Humanities Center must develop a written
 81.25 plan to issue the grants in this subdivision and
 81.26 must submit the plan for review and approval
 81.27 by the Department of Administration. The
 81.28 written plan must require the Minnesota
 81.29 Humanities Center to create and adhere to
 81.30 grant policies that are similar to those
 81.31 established according to Minnesota Statutes,
 81.32 section 16B.97, subdivision 4, paragraph (a),
 81.33 clause (1).

82.1 No grants awarded in this subdivision may be
82.2 used for travel outside the state of Minnesota.
82.3 The grant agreement must specify the
82.4 repercussions for failing to comply with the
82.5 grant agreement.

82.6 **(b) Programs and Purposes**

82.7 \$1,125,000 each year is for programs and
82.8 purposes of the Minnesota Humanities Center.
82.9 Of this amount, \$125,000 each year may be
82.10 used for the Why Treaties Matter exhibit.

82.11 The Minnesota Humanities Center may
82.12 consider museums and organizations
82.13 celebrating the identities of Minnesotans for
82.14 grants from these funds.

82.15 Of this amount, \$55,000 the first year is for a
82.16 grant to the Governor's Council on
82.17 Developmental Disabilities to enhance and
82.18 enlarge the historical digital archives
82.19 collection "With An Eye to the Past" for oral
82.20 history interviews and document collection,
82.21 production, consultation, transcription, closed
82.22 captioning, Web site administration, and
82.23 evaluation.

82.24 **(c) Community Identity and Heritage Grant**
82.25 **Program**

82.26 \$100,000 the first year and \$250,000 the
82.27 second year are for a competitive grants
82.28 program to provide grants to preserve and
82.29 promote the cultural heritage of Minnesota.

82.30 Of this amount, up to \$150,000 the second
82.31 year is for a grant to the city of St. Paul or
82.32 Ramsey County to develop and install activity
82.33 facilities in parks for Tawkaw Courts that are
82.34 reflective of the current demographics in

83.1 Ramsey County. This grant is available if the
83.2 recipient provides at least a 25 percent match
83.3 for funding.

83.4 The Minnesota Humanities Center must
83.5 operate a competitive grants program to
83.6 provide grants to programs, including but not
83.7 limited to music, film, television, radio,
83.8 recreation, and design and use of public spaces
83.9 that preserve and honor the cultural heritage
83.10 of Minnesota or that provide education and
83.11 student outreach on cultural diversity or to
83.12 programs that empower communities to build
83.13 their identity and culture. Grants made under
83.14 this paragraph must not be used for travel costs
83.15 inside or outside the state.

83.16 **(d) Children's Museum Grants**

83.17 \$950,000 the first year and \$1,030,000 the
83.18 second year are for arts and cultural heritage
83.19 grants to children's museums for arts and
83.20 cultural exhibits and related educational
83.21 outreach programs.

83.22 Of this amount, \$500,000 each year is for the
83.23 Minnesota Children's Museum for interactive
83.24 exhibits and outreach programs on arts and
83.25 cultural heritage, including the Minnesota
83.26 Children's Museum in Rochester; \$150,000
83.27 each year is for the Duluth Children's Museum
83.28 for interactive exhibits and outreach programs
83.29 on arts and cultural heritage; \$150,000 each
83.30 year is for the Grand Rapids Children's
83.31 Museum for interactive exhibits and outreach
83.32 programs on arts and cultural heritage;
83.33 \$150,000 each year is for the Southern
83.34 Minnesota Children's Museum for the Mni
83.35 Wiconi and other arts and cultural exhibits;

84.1 and \$80,000 the second year is for the Wheel
 84.2 and Cog Children's Museum of Hutchinson
 84.3 for interactive exhibits and outreach programs
 84.4 on arts and cultural heritage.

84.5 **(e) Civics Programs**

84.6 \$200,000 each year is for grants to the
 84.7 Minnesota Civic Education Coalition:
 84.8 Minnesota Civic Youth, the Learning Law and
 84.9 Democracy Foundation, and YMCA Youth in
 84.10 Government to conduct civics education
 84.11 programs for the civic and cultural
 84.12 development of Minnesota youth. Civics
 84.13 education is the study of constitutional
 84.14 principles and the democratic foundation of
 84.15 our national, state, and local institutions and
 84.16 the study of political processes and structures
 84.17 of government, grounded in the understanding
 84.18 of constitutional government under the rule
 84.19 of law.

84.20 **(f) Somali Museum of Minnesota**

84.21 \$100,000 each year is for a grant to the Somali
 84.22 Museum of Minnesota for the Heritage Arts
 84.23 and Cultural Vitality programs for classes,
 84.24 exhibits, presentations, and outreach about the
 84.25 Somali community and heritage in Minnesota.

84.26 **(g) Rondo Commemorative Plaza**

84.27 \$100,000 the first year is for a grant to Rondo
 84.28 Avenue, Inc. for the Rondo Commemorative
 84.29 Plaza to celebrate the historic Rondo
 84.30 neighborhood.

84.31 **Subd. 9. Indian Affairs Council**

1,275,000

1,275,000

84.32 (a) \$900,000 each year is for the Indian Affairs
 84.33 Council to provide grants to preserve Dakota
 84.34 and Ojibwe Indian language and to foster

85.1 education programs and immersion programs
 85.2 in Dakota and Ojibwe language.

85.3 (b) \$125,000 each year is to the Indian Affairs
 85.4 Council for a grant to the Niiganne Ojibwe
 85.5 Immersion School.

85.6 (c) \$250,000 each year is to the Indian Affairs
 85.7 Council for a grant to the Wicoie
 85.8 Nandagikendan Urban Immersion Project and
 85.9 potentially Baby's Space and other partners at
 85.10 the Neighborhood Early Learning Center.
 85.11 Wicoie Nandagikendan Urban Immersion
 85.12 Project shall work in coordination with the
 85.13 Indian Affairs Council to develop capacity
 85.14 and implement a language immersion program
 85.15 with Baby's Space and other partners.

85.16 Subd. 10. Department of Agriculture 500,000 500,000

85.17 These amounts are appropriated to the
 85.18 commissioner of agriculture for grants to
 85.19 county agricultural societies to enhance arts
 85.20 access and education and to preserve and
 85.21 promote Minnesota's history and cultural
 85.22 heritage as embodied in its county fairs. The
 85.23 grants are in addition to the aid distribution to
 85.24 county agricultural societies under Minnesota
 85.25 Statutes, section 38.02. The commissioner of
 85.26 agriculture shall develop grant-making criteria
 85.27 and guidance for expending funds under this
 85.28 subdivision. The commissioner shall seek
 85.29 input from all interested parties.

85.30 Of this amount, \$200,000 each year is
 85.31 distributed in equal amounts to each of the 95
 85.32 county fairs to enhance arts access and
 85.33 education and to preserve and promote
 85.34 Minnesota's history and cultural heritage.

86.1 Of this amount, \$200,000 each year is
 86.2 distributed as competitive grants for
 86.3 developing or enhancing facilities that provide
 86.4 access to arts, arts education, and agriculture
 86.5 or historical and cultural heritage programs.

86.6 Of this amount, \$100,000 each year is
 86.7 distributed as competitive grants for specific
 86.8 projects and events that provide access to the
 86.9 arts or the state's agricultural, historical, and
 86.10 cultural heritage.

86.11 Subd. 11. **Legislative Coordinating Commission** 9,000 -0-

86.12 This amount is for the Legislative
 86.13 Coordinating Commission to maintain the
 86.14 Web site required under Minnesota Statutes,
 86.15 section 3.303, subdivision 10.

86.16 Sec. 3. Minnesota Statutes 2016, section 129D.17, subdivision 4, is amended to read:

86.17 Subd. 4. **Minnesota State Arts Board allocation.** At least 47 percent of the ~~money~~
 86.18 ~~deposited in the~~ total appropriations from the arts and cultural heritage fund in a fiscal
 86.19 biennium must be for grants and services awarded through the Minnesota State Arts Board,
 86.20 or regional arts councils subject to appropriation.

86.21 Sec. 4. Minnesota Statutes 2016, section 129D.17, is amended by adding a subdivision to
 86.22 read:

86.23 Subd. 5. **Reserve requirement.** In any fiscal year, at least five percent of that year's
 86.24 projected tax receipts determined by the most recent forecast for the arts and cultural heritage
 86.25 fund must not be appropriated.

86.26 Sec. 5. Minnesota Statutes 2016, section 129D.17, is amended by adding a subdivision to
 86.27 read:

86.28 Subd. 6. **Overhead costs.** Notwithstanding any law, policy, or guidance to the contrary,
 86.29 a recipient of money from the arts and cultural heritage fund must not use the money to pay
 86.30 for rent, lease payments, insurance, utilities, custodial services, building maintenance, or
 86.31 another overhead cost unless the recipient has documented the amount that specific overhead
 86.32 costs increased as a direct and necessary result of the recipient's responsibility to administer

87.1 a program, project, or activity paid for with money from the arts and cultural heritage fund.
 87.2 The amount of money from the fund the recipient may use to pay for that specific overhead
 87.3 cost must not exceed the amount the recipient documented as the increase in the cost.

87.4 **Sec. 6. ARTS AND CULTURAL HERITAGE FUND RECIPIENT DEDICATED**
 87.5 **DISPARITIES ASSISTANCE.**

87.6 (a) Entities receiving \$1,000,000 or more in arts and cultural heritage funds for
 87.7 programming or projects in this article must provide a portion of funding, through their own
 87.8 operating budget or using the percentage of arts and cultural heritage funds necessary, to
 87.9 create measurable goals and outcomes to increase access to programs and reduce disparities
 87.10 for access to programs funded by the arts and cultural heritage fund. Each entity required
 87.11 to comply with this section shall designate an employee to be responsible for the requirements
 87.12 of this section. Measurable goals may include:

87.13 (1) providing outreach or programming in different languages;

87.14 (2) improving access for individuals with disabilities and improving compliance with
 87.15 the Americans with Disabilities Act;

87.16 (3) improving access to programs in different regions of the state or assisting community
 87.17 members in regions of the state that are traditionally underserved in accessing programs;

87.18 (4) increasing access to individuals of different ages or from different races or cultures
 87.19 than have traditionally accessed the programs provided by the entity receiving funds; and

87.20 (5) improving access to low-income individuals and families, including providing free
 87.21 and reduced-cost programming to those individuals and families and to schools with a high
 87.22 percentage of students who receive free or reduced-price lunch.

87.23 (b) The funding must be used to create measurable goals and outcomes, to measure those
 87.24 goals, and to provide a written report to the house of representatives and senate committees
 87.25 with jurisdiction over the arts and cultural heritage fund by December 15, 2018.

87.26 **ARTICLE 5**

87.27 **GENERAL PROVISIONS; ALL LEGACY FUNDS**

87.28 Section 1. Minnesota Statutes 2016, section 16A.127, subdivision 8, is amended to read:

87.29 Subd. 8. **Exemptions.** (a) No statewide or agency indirect cost liability shall be accrued
 87.30 to any program, appropriation, or account that is specifically exempted from the liability in
 87.31 federal or state law, or if the commissioner determines the funds to be held in trust, or to

88.1 be a pass-through, workshop, or seminar account. Accounts receiving proceeds from bond
88.2 issues and general fund accounts are also exempt from this section.

88.3 (b) Except for the costs of the legislative auditor to conduct financial audits of federal
88.4 funds, this section does not apply to the Board of Trustees of the Minnesota State Colleges
88.5 and Universities. Receipts attributable to financial audits conducted by the legislative auditor
88.6 of federal funds administered by the board shall be deposited in the general fund.

88.7 (c) The commissioner must not use this section to obtain money appropriated from the
88.8 outdoor heritage, clean water, parks and trails, or arts and cultural heritage fund to pay for
88.9 statewide or agency indirect costs.

APPENDIX
Article locations in H0707-3

ARTICLE 1	OUTDOOR HERITAGE FUND	Page.Ln 1.15
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97A.056 OUTDOOR HERITAGE FUND; LESSARD-SAMS OUTDOOR HERITAGE COUNCIL.

Subd. 8. **Revenues.** (a) When a parcel of land that was previously purchased with money from the outdoor heritage fund is transferred to the state, the owner of the land shall disclose to the council and commissioner of natural resources:

(1) all revenues generated from activities on the land from the time the land was purchased with money from the outdoor heritage fund until the land was transferred to the state;

(2) all holding costs associated with managing the land between the time of purchase with money from the outdoor heritage fund and the time the land was transferred to the state; and

(3) the total net revenues as determined by subtracting the costs described in clause (2) from the revenues described in clause (1).

(b) The owner of the land shall submit the total net revenues determined under paragraph (a), clause (3), to the state no later than 60 days after the land is transferred to the state.