

**SENATE
STATE OF MINNESOTA
NINETY-SECOND SESSION**

S.F. No. 3701

(SENATE AUTHORS: RUUD)

DATE	D-PG	OFFICIAL STATUS
03/03/2022	5202	Introduction and first reading
		Referred to Environment and Natural Resources Policy and Legacy Finance
03/29/2022	5665a	Comm report: To pass as amended and re-refer to Finance
		See HF3438
		See HF2725

1.1 A bill for an act

1.2 relating to legacy; appropriating money from the outdoor heritage fund.

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

1.4 Section 1. **APPROPRIATIONS.**

1.5 The sums shown in the columns marked "Appropriations" are appropriated to the agencies

1.6 and for the purposes specified in this act. The appropriations are from the outdoor heritage

1.7 fund for the fiscal year indicated for each purpose. The figures "2022" and "2023" used in

1.8 this act mean that the appropriations listed under the figure are available for the fiscal year

1.9 ending June 30, 2022, and June 30, 2023, respectively. The "first year" is fiscal year 2022.

1.10 The "second year" is fiscal year 2023. The "biennium" is fiscal years 2022 and 2023. The

1.11 appropriations in this act are onetime appropriations.

1.12	<u>APPROPRIATIONS</u>
1.13	<u>Available for the Year</u>
1.14	<u>Ending June 30</u>
1.15	<u>2022</u> <u>2023</u>

1.16 Sec. 2. **OUTDOOR HERITAGE FUND**

1.17 **Subdivision 1. Total Appropriation** **\$** **-0-** **\$** **159,049,000**

1.18 This appropriation is from the outdoor heritage

1.19 fund. The amounts that may be spent for each

1.20 purpose are specified in the following

1.21 subdivisions.

- 2.1 Subd. 2. **Prairies** -0- 35,033,000
- 2.2 **(a) Accelerating the Wildlife Management Area**
- 2.3 **Program, Phase XIV**
- 2.4 \$5,660,000 the second year is to the
- 2.5 commissioner of natural resources for an
- 2.6 agreement with Pheasants Forever to acquire
- 2.7 in fee and restore and enhance lands for
- 2.8 wildlife management area purposes under
- 2.9 Minnesota Statutes, section 86A.05,
- 2.10 subdivision 8. Subject to evaluation criteria
- 2.11 in Minnesota Rules, part 6136.0900, priority
- 2.12 must be given to acquiring lands that are
- 2.13 eligible for the native prairie bank under
- 2.14 Minnesota Statutes, section 84.96, or lands
- 2.15 adjacent to protected native prairie. A list of
- 2.16 proposed land acquisitions must be provided
- 2.17 as part of the required accomplishment plan.
- 2.18 **(b) RIM Grasslands Reserve, Phase IV**
- 2.19 \$4,536,000 the second year is to the Board of
- 2.20 Water and Soil Resources to acquire
- 2.21 permanent conservation easements and to
- 2.22 restore and enhance grassland habitat under
- 2.23 Minnesota Statutes, sections 103F.501 to
- 2.24 103F.531. Of this amount, up to \$73,000 is to
- 2.25 establish a monitoring and enforcement fund
- 2.26 as approved in the accomplishment plan and
- 2.27 subject to Minnesota Statutes, section
- 2.28 97A.056, subdivision 17. A list of permanent
- 2.29 conservation easements must be provided as
- 2.30 part of the final report.
- 2.31 **(c) Prairie Chicken Habitat Partnership of the**
- 2.32 **Southern Red River Valley, Phase VIII**
- 2.33 \$4,440,000 the second year is to the
- 2.34 commissioner of natural resources for an
- 2.35 agreement with Pheasants Forever, in

3.1 cooperation with the Minnesota Prairie
3.2 Chicken Society, to acquire land in fee and
3.3 restore and enhance lands within the southern
3.4 Red River Valley for wildlife management
3.5 purposes under Minnesota Statutes, section
3.6 86A.05, subdivision 8, or lands to be
3.7 designated and managed as waterfowl
3.8 production areas in Minnesota, in cooperation
3.9 with the United States Fish and Wildlife
3.10 Service. Subject to evaluation criteria in
3.11 Minnesota Rules, part 6136.0900, priority
3.12 must be given to acquiring lands that are
3.13 eligible for the native prairie bank under
3.14 Minnesota Statutes, section 84.96, or lands
3.15 adjacent to protected native prairie. A list of
3.16 proposed land acquisitions must be provided
3.17 as part of the required accomplishment plan.

3.18 **(d) Minnesota Prairie Recovery Program, Phase**
3.19 **XII**

3.20 \$4,512,000 the second year is to the
3.21 commissioner of natural resources for an
3.22 agreement with The Nature Conservancy to
3.23 acquire land in fee and restore and enhance
3.24 native prairie, grasslands, wetlands, and
3.25 savanna. Subject to evaluation criteria in
3.26 Minnesota Rules, part 6136.0900, priority
3.27 must be given to acquiring lands that are
3.28 eligible for the native prairie bank under
3.29 Minnesota Statutes, section 84.96, or lands
3.30 adjacent to protected native prairie. Annual
3.31 income statements and balance sheets for
3.32 income and expenses from land acquired with
3.33 this appropriation must be submitted to the
3.34 Lessard-Sams Outdoor Heritage Council no
3.35 later than 180 days following the close of The
3.36 Nature Conservancy's fiscal year. A list of

4.1 proposed land acquisitions, restorations, and
4.2 enhancements must be provided as part of the
4.3 required accomplishment plan and must be
4.4 consistent with the priorities identified in the
4.5 Minnesota Prairie Conservation Plan.

4.6 **(e) Enhanced Public Land - Open Landscapes,**
4.7 **Phase II**

4.8 \$2,557,000 the second year is to the
4.9 commissioner of natural resources for an
4.10 agreement with Pheasants Forever, in
4.11 cooperation with the Minnesota Sharp-Tailed
4.12 Grouse Society, to acquire land in fee under
4.13 Minnesota Statutes, section 86A.05,
4.14 subdivision 8, and restore and enhance lands
4.15 for wildlife management purposes. A list of
4.16 proposed land acquisitions must be provided
4.17 as part of the required accomplishment plan.

4.18 **(f) RIM Buffers for Wildlife and Water, Phase**
4.19 **X**

4.20 \$4,392,000 the second year is to the Board of
4.21 Water and Soil Resources to acquire
4.22 permanent conservation easements and restore
4.23 habitat under Minnesota Statutes, section
4.24 103F.515, to protect, restore, and enhance
4.25 habitat by expanding the riparian buffer
4.26 program under the clean water fund for
4.27 additional wildlife benefits from buffers on
4.28 private land. Of this amount, up to \$111,000
4.29 is to establish a monitoring and enforcement
4.30 fund as approved in the accomplishment plan
4.31 and subject to Minnesota Statutes, section
4.32 97A.056, subdivision 17. A list of permanent
4.33 conservation easements must be provided as
4.34 part of the final report.

4.35 **(g) Northern Tallgrass Prairie National Wildlife**
4.36 **Refuge Land Acquisition, Phase XIII**

5.1 \$3,870,000 the second year is to the
5.2 commissioner of natural resources for an
5.3 agreement with The Nature Conservancy, in
5.4 cooperation with the United States Fish and
5.5 Wildlife Service, to acquire land in fee or
5.6 permanent conservation easements and restore
5.7 and enhance lands within the Northern
5.8 Tallgrass Prairie Habitat Preservation Area in
5.9 western Minnesota for addition to the Northern
5.10 Tallgrass Prairie National Wildlife Refuge.
5.11 Subject to evaluation criteria in Minnesota
5.12 Rules, part 6136.0900, priority must be given
5.13 to acquiring lands that are eligible for the
5.14 native prairie bank under Minnesota Statutes,
5.15 section 84.96, or lands adjacent to protected
5.16 native prairie. A list of proposed land
5.17 acquisitions must be provided as part of the
5.18 required accomplishment plan and must be
5.19 consistent with the priorities in the *Minnesota*
5.20 *Prairie Conservation Plan.*

5.21 **(h) Martin County DNR WMA Acquisition,**
5.22 **Phase VI**

5.23 \$1,978,000 the second year is to the
5.24 commissioner of natural resources for
5.25 agreements to acquire land in fee and restore
5.26 and enhance strategic prairie grassland,
5.27 wetland, and other wildlife habitat in Martin
5.28 and Watonwan Counties for wildlife
5.29 management area purposes under Minnesota
5.30 Statutes, section 86A.05, subdivision 8, as
5.31 follows: \$1,512,000 to Fox Lake Conservation
5.32 League, Inc.; \$417,000 to Ducks Unlimited;
5.33 and \$49,000 to The Conservation Fund. A list
5.34 of proposed acquisitions must be provided as
5.35 part of the required accomplishment plan.

6.1 **(i) DNR Grassland Enhancement, Phase XIV**

6.2 \$3,088,000 the second year is to the
 6.3 commissioner of natural resources to
 6.4 accelerate the restoration and enhancement of
 6.5 prairies, grasslands, and savannas in wildlife
 6.6 management areas, in scientific and natural
 6.7 areas, in aquatic management areas, on lands
 6.8 in the native prairie bank, in bluff prairies on
 6.9 state forest land in southeastern Minnesota,
 6.10 and in waterfowl production areas and refuge
 6.11 lands of the United States Fish and Wildlife
 6.12 Service. A list of proposed land restorations
 6.13 and enhancements must be provided as part
 6.14 of the required accomplishment plan.

6.15 **Subd. 3. Forests**

-0-

13,261,000

6.16 **(a) Minnesota Forest Recovery Project, Phase**
6.17 **II**

6.18 \$4,585,000 the second year is to the
 6.19 commissioner of natural resources for an
 6.20 agreement with The Nature Conservancy in
 6.21 cooperation with the Department of Natural
 6.22 Resources and Minnesota Land Trust to
 6.23 acquire permanent conservation easements
 6.24 and restore and enhance degraded forests in
 6.25 Beltrami, Cass, Cook, Itasca, Lake,
 6.26 Koochiching, and St. Louis Counties. Of this
 6.27 amount, up to \$179,000 is to the easement
 6.28 holder to establish a monitoring and
 6.29 enforcement fund as approved in the
 6.30 accomplishment plan and subject to Minnesota
 6.31 Statutes, section 97A.056, subdivision 17. A
 6.32 list of proposed permanent conservation
 6.33 easements, restorations, and enhancements
 6.34 must be provided as part of the required
 6.35 accomplishment plan.

7.1 **(b) Camp Ripley Sentinel Landscape Protection**
7.2 **Program ACUB, Phase X**

7.3 \$2,983,000 the second year is to the Board of
7.4 Water and Soil Resources, in cooperation with
7.5 the Morrison County Soil and Water
7.6 Conservation District, to acquire permanent
7.7 conservation easements and restore and
7.8 enhance forest wildlife habitat within the
7.9 boundaries of the Minnesota National Guard
7.10 Camp Ripley Sentinel Landscape and Army
7.11 Compatible Use Buffer. Up to \$189,000 to the
7.12 Board of Water and Soil Resources is to
7.13 establish a monitoring and enforcement fund
7.14 as approved in the accomplishment plan and
7.15 subject to Minnesota Statutes, section
7.16 97A.056, subdivision 17. A list of permanent
7.17 conservation easements must be provided as
7.18 part of the final report.

7.19 **(c) Minnesota Forests for the Future, Phase IX**

7.20 \$2,501,000 the second year is to the
7.21 commissioner of natural resources to acquire
7.22 lands in conservation easements and to restore
7.23 and enhance forests, wetlands, and shoreline
7.24 habitat through working forest permanent
7.25 conservation easements under the Minnesota
7.26 forests for the future program according to
7.27 Minnesota Statutes, section 84.66. A
7.28 conservation easement acquired with money
7.29 appropriated under this paragraph must
7.30 comply with Minnesota Statutes, section
7.31 97A.056, subdivision 13. The accomplishment
7.32 plan must include an easement monitoring and
7.33 enforcement plan. Of this amount, up to
7.34 \$220,000 is to establish a monitoring and
7.35 enforcement fund as approved in the

8.1 accomplishment plan and subject to Minnesota
 8.2 Statutes, section 97A.056, subdivision 17. A
 8.3 list of proposed land acquisitions must be
 8.4 provided as part of the required
 8.5 accomplishment plan. A list of permanent
 8.6 conservation easements must be provided as
 8.7 part of the final report.

8.8 **(d) Big Woods Protection at Stieg Woods**
 8.9 \$1,020,000 the second year is to the
 8.10 commissioner of natural resources for an
 8.11 agreement with the city of Rogers to acquire
 8.12 land in fee and restore and enhance forest
 8.13 habitat for wildlife in Hennepin County. A list
 8.14 of proposed acquisitions, restorations, and
 8.15 enhancements must be provided as part of the
 8.16 required accomplishment plan.

8.17 **(e) DNR Forest Habitat Enhancement, Phase II**
 8.18 \$2,172,000 the second year is to the
 8.19 commissioner of natural resources to restore
 8.20 and enhance wildlife habitat within the
 8.21 northern forest region in wildlife management
 8.22 areas, scientific and natural areas, aquatic
 8.23 management areas, and state forests. A list of
 8.24 proposed land restorations and enhancements
 8.25 must be provided as part of the required
 8.26 accomplishment plan.

8.27 **Subd. 4. Wetlands** -0- 26,771,000

8.28 **(a) Accelerating the Waterfowl Production Area**
 8.29 **Acquisition Program, Phase XIV**
 8.30 \$5,537,000 the second year is to the
 8.31 commissioner of natural resources for an
 8.32 agreement with Pheasants Forever, in
 8.33 cooperation with the United States Fish and
 8.34 Wildlife Service, to acquire land in fee and

9.1 restore and enhance wetlands and grasslands
9.2 to be designated and managed as waterfowl
9.3 production areas in Minnesota. A list of
9.4 proposed land acquisitions must be provided
9.5 as part of the required accomplishment plan.

9.6 **(b) Wetland Habitat Protection and Restoration**
9.7 **Program, Phase VII**

9.8 \$3,330,000 the second year is to the
9.9 commissioner of natural resources for an
9.10 agreement with Minnesota Land Trust to
9.11 acquire permanent conservation easements
9.12 and restore and enhance prairie, wetland, and
9.13 other habitat on permanently protected
9.14 conservation easements within high-priority
9.15 wetland habitat complexes in the prairie and
9.16 forest/prairie transition regions. Of this
9.17 amount, up to \$240,000 is to establish a
9.18 monitoring and enforcement fund, as approved
9.19 in the accomplishment plan and subject to
9.20 Minnesota Statutes, section 97A.056,
9.21 subdivision 17. A list of proposed
9.22 conservation easement acquisitions,
9.23 restorations, and enhancements must be
9.24 provided as part of the required
9.25 accomplishment plan.

9.26 **(c) Wild-Rice Shoreland Protection, Phase VIII**

9.27 \$1,470,000 the second year is to the Board of
9.28 Water and Soil Resources to acquire
9.29 permanent conservation easements on
9.30 wild-rice lake shoreland habitat for native
9.31 wild-rice bed protection. Of this amount, up
9.32 to \$91,000 is to establish a monitoring and
9.33 enforcement fund as approved in the
9.34 accomplishment plan and subject to Minnesota
9.35 Statutes, section 97A.056, subdivision 17. A

10.1 list of permanent conservation easements must
10.2 be provided as part of the final report.

10.3 **(d) Shallow Lake and Wetland Protection and**
10.4 **Restoration Program, Phase XI**

10.5 \$4,779,000 the second year is to the
10.6 commissioner of natural resources for an
10.7 agreement with Ducks Unlimited to acquire
10.8 land in fee for wildlife management purposes
10.9 under Minnesota Statutes, section 86A.05,
10.10 subdivision 8, and to restore and enhance
10.11 prairie lands, wetlands, and land buffering
10.12 shallow lakes. A list of proposed acquisitions
10.13 must be provided as part of the required
10.14 accomplishment plan.

10.15 **(e) RIM Wetlands, Phase XI**

10.16 \$4,199,000 the second year is to the Board of
10.17 Water and Soil Resources to acquire
10.18 permanent conservation easements and to
10.19 restore wetlands and native grassland habitat
10.20 under Minnesota Statutes, section 103F.515.
10.21 Of this amount, up to \$78,000 is to establish
10.22 a monitoring and enforcement fund as
10.23 approved in the accomplishment plan and
10.24 subject to Minnesota Statutes, section
10.25 97A.056, subdivision 17. A list of permanent
10.26 conservation easements must be provided as
10.27 part of the final report.

10.28 **(f) Living Shallow Lake Enhancement and**
10.29 **Wetland Restoration Initiative, Phase VIII**

10.30 \$5,155,000 the second year is to the
10.31 commissioner of natural resources for an
10.32 agreement with Ducks Unlimited to restore
10.33 and enhance shallow lakes and wetlands on
10.34 public lands and wetlands under permanent
10.35 conservation easement for wildlife

11.1 management. A list of proposed shallow lake
 11.2 enhancements and wetland restorations must
 11.3 be provided as part of the required
 11.4 accomplishment plan.

11.5 **(g) Accelerated Shallow Lakes and Wetland**
 11.6 **Enhancement, Phase XIV**

11.7 \$2,301,000 the second year is to the
 11.8 commissioner of natural resources to enhance
 11.9 and restore shallow lakes and wetland habitat
 11.10 statewide. A list of proposed shallow lake and
 11.11 wetland restorations and enhancements must
 11.12 be provided as part of the required
 11.13 accomplishment plan.

11.14 **Subd. 5. Habitats**

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83,361,000

11.15 **(a) Dakota County Habitat**
 11.16 **Protection/Restoration, Phase VIII**

11.17 \$6,066,000 the second year is to the
 11.18 commissioner of natural resources for an
 11.19 agreement with Dakota County to acquire
 11.20 permanent conservation easements and land
 11.21 in fee and to restore and enhance riparian and
 11.22 other wildlife habitats in Dakota County. A
 11.23 list of proposed land acquisitions and
 11.24 restorations and enhancements must be
 11.25 provided as part of the required
 11.26 accomplishment plan.

11.27 **(b) Integrating Habitat and Clean Water**

11.28 \$2,358,000 the second year is to the Board of
 11.29 Water and Soil Resources to acquire
 11.30 permanent conservation easements and restore
 11.31 and enhance wildlife habitat identified in One
 11.32 Watershed, One Plan for stacked benefit to
 11.33 wildlife and clean water. Up to \$65,000 of the
 11.34 total amount is to establish a monitoring and
 11.35 enforcement fund as approved in the

12.1 accomplishment plan and subject to Minnesota
 12.2 Statutes, section 97A.056, subdivision 17. A
 12.3 list of proposed acquisitions must be included
 12.4 as part of the required accomplishment plan.

12.5 **(c) Protecting Coldwater Fisheries on**
 12.6 **Minnesota's North Shore, Phase II**

12.7 \$3,395,000 the second year is to the
 12.8 commissioner of natural resources for an
 12.9 agreement with Minnesota Land Trust to
 12.10 acquire permanent conservation easements
 12.11 and to restore and enhance wildlife habitat in
 12.12 priority coldwater tributaries to Lake Superior.
 12.13 Of this amount, up to \$240,000 is to establish
 12.14 a monitoring and enforcement fund as
 12.15 approved in the accomplishment plan and
 12.16 subject to Minnesota Statutes, section
 12.17 97A.056, subdivision 17. A list of proposed
 12.18 conservation easement acquisitions,
 12.19 restorations, and enhancements must be
 12.20 provided as part of the required
 12.21 accomplishment plan.

12.22 **(d) Southeast Minnesota Protection and**
 12.23 **Restoration, Phase X**

12.24 \$5,358,000 the second year is to the
 12.25 commissioner of natural resources for
 12.26 agreements as follows: (1) \$1,817,000 to The
 12.27 Nature Conservancy to acquire lands in fee
 12.28 for wildlife management under Minnesota
 12.29 Statutes, section 86A.05, subdivision 8; for
 12.30 scientific and natural areas under Minnesota
 12.31 Statutes, section 86A.05, subdivision 5; for
 12.32 state forests under Minnesota Statutes, section
 12.33 86A.05, subdivision 7; and for aquatic
 12.34 management areas under Minnesota Statutes,
 12.35 section 86A.05, subdivision 14, and to restore
 12.36 and enhance wildlife habitat; (2) \$1,430,000

- 13.1 to The Trust for Public Land to acquire lands
 13.2 in fee for wildlife management under
 13.3 Minnesota Statutes, section 86A.05,
 13.4 subdivision 8; for scientific and natural areas
 13.5 under Minnesota Statutes, section 86A.05,
 13.6 subdivision 5; for state forests under
 13.7 Minnesota Statutes, section 86A.05,
 13.8 subdivision 7; and for aquatic management
 13.9 areas under Minnesota Statutes, section
 13.10 86A.05, subdivision 14; and (3) \$2,111,000
 13.11 to Minnesota Land Trust to acquire permanent
 13.12 conservation easements and to restore and
 13.13 enhance wildlife habitat, of which \$216,000
 13.14 is to establish a monitoring and enforcement
 13.15 fund as approved in the accomplishment plan
 13.16 and subject to Minnesota Statutes, section
 13.17 97A.056, subdivision 17. A list of proposed
 13.18 land acquisitions must be provided as part of
 13.19 the required accomplishment plan.
- 13.20 **(e) Mississippi Headwaters Habitat Corridor**
 13.21 **Project, Phase VII**
- 13.22 \$5,465,000 the second year is to acquire lands
 13.23 in fee and permanent conservation easements
 13.24 and to restore wildlife habitat in the
 13.25 Mississippi headwaters. Of this amount, (1)
 13.26 \$3,814,000 is to the commissioner of natural
 13.27 resources for agreements as follows: \$54,000
 13.28 is to the Mississippi Headwaters Board and
 13.29 \$3,760,000 is to The Trust for Public Land;
 13.30 and (2) \$1,651,000 is to the Board of Water
 13.31 and Soil Resources, of which up to \$150,000
 13.32 is to establish a monitoring and enforcement
 13.33 fund as approved in the accomplishment plan
 13.34 and subject to Minnesota Statutes, section
 13.35 97A.056, subdivision 17. A list of proposed

14.1 acquisitions must be included as part of the
14.2 required accomplishment plan.

14.3 **(f) Shell Rock River Watershed Habitat**
14.4 **Restoration Program, Phase XI**

14.5 \$1,438,000 the second year is to the
14.6 commissioner of natural resources for an
14.7 agreement with the Shell Rock River
14.8 Watershed District to acquire land in fee and
14.9 to restore and enhance habitat in the Shell
14.10 Rock River watershed. A list of proposed
14.11 acquisitions, restorations, and enhancements
14.12 must be provided as part of the required
14.13 accomplishment plan.

14.14 **(g) DNR Wildlife Management Area and**
14.15 **Scientific and Natural Area Acquisition, Phase**
14.16 **XIV**

14.17 \$1,426,000 the second year is to the
14.18 commissioner of natural resources to acquire
14.19 in fee and restore and enhance lands for
14.20 wildlife management purposes under
14.21 Minnesota Statutes, section 86A.05,
14.22 subdivision 8, and to acquire land in fee for
14.23 scientific and natural area purposes under
14.24 Minnesota Statutes, section 86A.05,
14.25 subdivision 5. Subject to evaluation criteria
14.26 in Minnesota Rules, part 6136.0900, priority
14.27 must be given to acquiring lands that are
14.28 eligible for the native prairie bank under
14.29 Minnesota Statutes, section 84.96, or lands
14.30 adjacent to protected native prairie. A list of
14.31 proposed land acquisitions must be provided
14.32 as part of the required accomplishment plan.

14.33 **(h) Cannon River Watershed Habitat**
14.34 **Restoration and Protection Program, Phase XI**

14.35 \$2,636,000 the second year is to the
14.36 commissioner of natural resources for an

15.1 agreement with The Trust for Public Land, in
15.2 cooperation with Great River Greening and
15.3 Clean River Partners, to acquire lands in fee
15.4 in the Cannon River watershed for wildlife
15.5 management under Minnesota Statutes, section
15.6 86A.05, subdivision 8; to acquire lands in fee
15.7 for aquatic management purposes under
15.8 Minnesota Statutes, section 86A.05,
15.9 subdivision 14; to acquire lands in fee for
15.10 scientific and natural areas under Minnesota
15.11 Statutes, section 86A.05, subdivision 5; to
15.12 acquire lands in fee for state forests under
15.13 Minnesota Statutes, section 86A.05,
15.14 subdivision 7; to acquire lands in fee for
15.15 county forests or natural areas; and to restore
15.16 and enhance lands in the Cannon River
15.17 watershed. Of this amount, \$1,651,000 is to
15.18 The Trust for Public Land; \$828,000 is to
15.19 Great River Greening; and \$157,000 is to
15.20 Clean River Partners. Subject to evaluation
15.21 criteria in Minnesota Rules, part 6136.0900,
15.22 priority must be given to acquiring lands that
15.23 are eligible for the native prairie bank under
15.24 Minnesota Statutes, section 84.96, or lands
15.25 adjacent to protected native prairie. A list of
15.26 proposed land acquisitions and restorations
15.27 must be provided as part of the required
15.28 accomplishment plan.

15.29 **(i) Washington County Habitat Protection and**
15.30 **Restoration Partnership**

15.31 \$4,288,000 the second year is to the
15.32 commissioner of natural resources for
15.33 agreements to acquire permanent conservation
15.34 easements and to restore and enhance wildlife
15.35 habitat on public lands and easements in
15.36 Washington County as follows: \$968,000 is

16.1 to Washington County and \$3,320,000 is to
16.2 Minnesota Land Trust, of which up to
16.3 \$288,000 to Minnesota Land Trust is to
16.4 establish monitoring and enforcement funds
16.5 as approved in the accomplishment plan and
16.6 subject to Minnesota Statutes, section
16.7 97A.056, subdivision 17. A list of proposed
16.8 permanent conservation easements,
16.9 restorations, and enhancements must be
16.10 provided as part of the required
16.11 accomplishment plan.

16.12 **(j) Metro Big Rivers, Phase XII**

16.13 \$8,200,000 the second year is to the
16.14 commissioner of natural resources for
16.15 agreements to acquire land in fee and
16.16 permanent conservation easements and to
16.17 restore and enhance natural habitat systems
16.18 associated with the Mississippi, Minnesota,
16.19 and St. Croix Rivers and their tributaries
16.20 within the metropolitan area as follows:
16.21 \$1,100,000 to Minnesota Valley National
16.22 Wildlife Refuge Trust, Inc.; \$643,000 to
16.23 Friends of the Mississippi River; \$742,000 to
16.24 Great River Greening; \$2,927,000 to Trust for
16.25 Public Land; and \$2,788,000 to Minnesota
16.26 Land Trust, of which up to \$216,000 to
16.27 Minnesota Land Trust is to establish a
16.28 monitoring and enforcement fund as approved
16.29 in the accomplishment plan and subject to
16.30 Minnesota Statutes, section 97A.056,
16.31 subdivision 17. A list of proposed land
16.32 acquisitions and permanent conservation
16.33 easements must be provided as part of the
16.34 required accomplishment plan.

17.1 **(k) St. Croix Watershed Habitat Protection and**
17.2 **Restoration, Phase III**

17.3 \$3,704,000 the second year is to the
17.4 commissioner of natural resources for
17.5 agreements as follows: (1) \$1,449,000 to The
17.6 Trust for Public Land to acquire land in fee;
17.7 (2) \$2,160,000 to Minnesota Land Trust to
17.8 acquire permanent conservation easements
17.9 and to restore and enhance natural habitat
17.10 systems in the St. Croix River watershed. Of
17.11 this amount, up to \$192,000 to Minnesota
17.12 Land Trust is to establish a monitoring and
17.13 enforcement fund as approved in the
17.14 accomplishment plan and subject to Minnesota
17.15 Statutes, section 97A.056, subdivision 17; and
17.16 (3) \$95,000 to the Wild Rivers Conservancy
17.17 to coordinate and administer the program
17.18 under this paragraph. A list of proposed land
17.19 acquisitions and permanent conservation
17.20 easements must be provided as part of the
17.21 required accomplishment plan.

17.22 **(l) Fisheries Habitat Protection on Strategic**
17.23 **North Central Minnesota Lakes, Phase VIII**

17.24 \$4,536,000 the second year is to the
17.25 commissioner of natural resources for
17.26 agreements to acquire land in fee and
17.27 permanent conservation easements and to
17.28 restore and enhance wildlife habitat to sustain
17.29 healthy fish habitat on coldwater lakes in
17.30 Aitkin, Cass, Crow Wing, and Hubbard
17.31 Counties as follows: \$1,853,000 to Northern
17.32 Waters Land Trust; and \$2,683,000 to
17.33 Minnesota Land Trust, of which up to
17.34 \$216,000 to Minnesota Land Trust is to
17.35 establish a monitoring and enforcement fund
17.36 as approved in the accomplishment plan and

18.1 subject to Minnesota Statutes, section
18.2 97A.056, subdivision 17. A list of acquisitions
18.3 must be provided as part of the required
18.4 accomplishment plan.

18.5 **(m) Sauk River Watershed Habitat Protection**
18.6 **and Restoration, Phase IV**

18.7 \$4,091,000 the second year is to the
18.8 commissioner of natural resources for
18.9 agreements to acquire lands in fee and
18.10 permanent conservation easements and restore
18.11 and enhance wildlife habitat in the Sauk River
18.12 watershed as follows: \$1,601,000 to Sauk
18.13 River Watershed District; \$1,245,000 to
18.14 Pheasants Forever; and \$1,245,000 to
18.15 Minnesota Land Trust. Up to \$192,000 to
18.16 Minnesota Land Trust is to establish a
18.17 monitoring and enforcement fund as approved
18.18 in the accomplishment plan and subject to
18.19 Minnesota Statutes, section 97A.056,
18.20 subdivision 17. A list of acquisitions must be
18.21 provided as part of the required
18.22 accomplishment plan.

18.23 **(n) DNR Aquatic Habitat Restoration and**
18.24 **Enhancement, Phase V**

18.25 \$5,177,000 the second year is to the
18.26 commissioner of natural resources to restore
18.27 and enhance aquatic habitat in degraded
18.28 streams and aquatic management areas and to
18.29 facilitate fish passage. A list of proposed land
18.30 restorations and enhancements must be
18.31 provided as part of the required
18.32 accomplishment plan.

18.33 **(o) Klondike Clean Water Retention Project,**
18.34 **Phase II**

19.1 \$988,000 the second year is to the
 19.2 commissioner of natural resources for an
 19.3 agreement with Two Rivers Watershed District
 19.4 to construct a multipurpose water
 19.5 impoundment project in Kittson and Roseau
 19.6 Counties to provide fish and wildlife habitat.
 19.7 A list of restoration and enhancement projects
 19.8 must be provided as part of the required
 19.9 accomplishment plan.

19.10 **(p) Buffalo River Watershed Stream Habitat**
 19.11 **Program, Phase II**

19.12 \$2,407,000 the second year is to the
 19.13 commissioner of natural resources for an
 19.14 agreement with the Buffalo-Red River
 19.15 Watershed District to restore and enhance
 19.16 aquatic and upland habitat associated with the
 19.17 Buffalo River and tributaries in the Buffalo
 19.18 River watershed. A list of proposed
 19.19 restorations and enhancements must be
 19.20 provided as part of the required
 19.21 accomplishment plan.

19.22 **(q) St. Louis River Restoration Initiative, Phase**
 19.23 **IX**

19.24 \$4,916,000 the second year is to the
 19.25 commissioner of natural resources to restore
 19.26 and enhance priority aquatic, riparian, and
 19.27 forest habitats in the St. Louis River estuary.
 19.28 Of this amount, up to \$964,000 is for an
 19.29 agreement with Minnesota Land Trust. A list
 19.30 of proposed restorations must be provided as
 19.31 part of the required accomplishment plan.

19.32 **(r) DNR Fish Passage Enhancement through**
 19.33 **Targeted Culvert Replacement, Phase I**

19.34 \$852,000 the second year is to the
 19.35 commissioner of natural resources to restore

20.1 and enhance fish passage in coldwater streams
20.2 through targeted culvert replacement in Lake
20.3 County. A list of proposed restorations and
20.4 enhancements must be provided as part of the
20.5 required accomplishment plan.

20.6 **(s) Restoring and Enhancing Minnesota's**
20.7 **Important Bird Areas, Phase III**

20.8 \$2,140,000 the second year is to the
20.9 commissioner of natural resources for an
20.10 agreement with Audubon Minnesota to restore
20.11 and enhance wildlife habitat within important
20.12 bird areas in northwestern Minnesota or
20.13 Minnesota Prairie Conservation Plan priority
20.14 areas. A list of proposed land restorations and
20.15 enhancements must be provided as part of the
20.16 required accomplishment plan.

20.17 **(t) Enhance Metro and North Shore Trout**
20.18 **Stream Habitats**

20.19 \$1,158,000 the second year is to the
20.20 commissioner of natural resources for an
20.21 agreement with Trout Unlimited to restore and
20.22 enhance habitat for trout and other species in
20.23 and along coldwater rivers, lakes, and streams
20.24 in the metro, North Shore, and southeast
20.25 regions of Minnesota. A list of proposed
20.26 restorations and enhancements must be
20.27 provided as part of the required
20.28 accomplishment plan.

20.29 **(u) Daylighting Phalen Creek**

20.30 \$3,312,000 the second year is to the
20.31 commissioner of natural resources for an
20.32 agreement with the Lower Phalen Creek
20.33 Project to restore and enhance priority aquatic
20.34 and riparian habitats associated with Phalen
20.35 Creek in St. Paul. A list of proposed

21.1 restorations must be provided as part of the
21.2 required accomplishment plan.

21.3 **(v) Conservation Partners Legacy Grant**
21.4 **Program: Statewide and Metro Habitat, Phase**
21.5 **XIV**

21.6 \$9,450,000 the second year is to the
21.7 commissioner of natural resources for a
21.8 program to provide competitive matching
21.9 grants of up to \$500,000 to local, regional,
21.10 state, and national organizations for enhancing,
21.11 restoring, or protecting forests, wetlands,
21.12 prairies, or habitat for fish, game, or wildlife
21.13 in Minnesota. Of this amount, at least
21.14 \$2,500,000 is for grants in the seven-county
21.15 metropolitan area and cities with a population
21.16 of 50,000 or greater. Grants must not be made
21.17 for activities required to fulfill the duties of
21.18 owners of lands subject to conservation
21.19 easements. Grants must not be made from the
21.20 appropriation in this paragraph for projects
21.21 that have a total project cost exceeding
21.22 \$1,000,000. Of the total appropriation,
21.23 \$450,000 may be spent for personnel costs
21.24 and other direct and necessary administrative
21.25 costs. Grantees may acquire land or interests
21.26 in land. Easements must be permanent. Grants
21.27 may not be used to establish easement
21.28 stewardship accounts. Land acquired in fee
21.29 must be open to hunting and fishing during
21.30 the open season unless otherwise provided by
21.31 law. The program must require a match of at
21.32 least ten percent from nonstate sources for all
21.33 grants. The match may be cash or in-kind
21.34 resources. For grant applications of \$25,000
21.35 or less, the commissioner must provide a
21.36 separate, simplified application process.

22.1 Subject to Minnesota Statutes, the
22.2 commissioner of natural resources must, when
22.3 evaluating projects of equal value, give
22.4 priority to organizations that have a history of
22.5 receiving, or a charter to receive, private
22.6 contributions for local conservation or habitat
22.7 projects. For grant requests to acquire land in
22.8 fee or a conservation easement, the
22.9 commissioner must give priority to projects
22.10 associated with or within one mile of existing
22.11 wildlife management areas under Minnesota
22.12 Statutes, section 86A.05, subdivision 8;
22.13 scientific and natural areas under Minnesota
22.14 Statutes, sections 84.033 and 86A.05,
22.15 subdivision 5; or aquatic management areas
22.16 under Minnesota Statutes, sections 86A.05,
22.17 subdivision 14, and 97C.02. All restoration or
22.18 enhancement projects must be on land
22.19 permanently protected by a permanent
22.20 covenant ensuring perpetual maintenance and
22.21 protection of restored and enhanced habitat,
22.22 by a conservation easement or public
22.23 ownership, or in public waters as defined in
22.24 Minnesota Statutes, section 103G.005,
22.25 subdivision 15. Priority must be given to
22.26 restoration and enhancement projects on public
22.27 lands. Minnesota Statutes, section 97A.056,
22.28 subdivision 13, applies to grants awarded
22.29 under this paragraph. This appropriation is
22.30 available until June 30, 2026. No less than five
22.31 percent of the amount of each grant must be
22.32 held back from reimbursement until the grant
22.33 recipient has completed a grant
22.34 accomplishment report by the deadline and in
22.35 the form prescribed by and satisfactory to the
22.36 Lessard-Sams Outdoor Heritage Council. The

23.1 commissioner must provide notice of the grant
 23.2 program in the summary of game and fish law
 23.3 prepared under Minnesota Statutes, section
 23.4 97A.051, subdivision 2.

23.5 **Subd. 6. Administration** -0- 623,000

23.6 **(a) Contract Management**

23.7 \$300,000 the second year is to the
 23.8 commissioner of natural resources for contract
 23.9 management duties assigned in this section.
 23.10 The commissioner must provide an
 23.11 accomplishment plan in the form specified by
 23.12 the Lessard-Sams Outdoor Heritage Council
 23.13 on expending this appropriation. The
 23.14 accomplishment plan must include a copy of
 23.15 the grant contract template and reimbursement
 23.16 manual. No money may be expended before
 23.17 the Lessard-Sams Outdoor Heritage Council
 23.18 approves the accomplishment plan.

23.19 **(b) Technical Evaluation Panel**

23.20 \$200,000 the second year is to the
 23.21 commissioner of natural resources for a
 23.22 technical evaluation panel to conduct up to 25
 23.23 restoration and enhancement evaluations under
 23.24 Minnesota Statutes, section 97A.056,
 23.25 subdivision 10.

23.26 **(c) Initial Development Plan Coordinator**

23.27 \$123,000 the second year is to the
 23.28 commissioner of natural resources for an
 23.29 initial development plan coordinator position
 23.30 to coordinate, manage, and report on the initial
 23.31 development, restoration, and enhancement
 23.32 of fee title acquisitions in wildlife management
 23.33 areas and aquatic management areas that were

- 24.1 acquired with money from the outdoor
24.2 heritage fund.
- 24.3 **Subd. 7. Availability of Appropriation**
- 24.4 (a) Money appropriated in this section may
24.5 not be spent on activities unless they are
24.6 directly related to and necessary for a specific
24.7 appropriation and are specified in the
24.8 accomplishment plan approved by the
24.9 Lessard-Sams Outdoor Heritage Council.
- 24.10 Money appropriated in this section must not
24.11 be spent on indirect costs or other institutional
24.12 overhead charges that are not directly related
24.13 to and necessary for a specific appropriation.
- 24.14 Money appropriated to acquire land in fee may
24.15 be used to restore, enhance, and provide for
24.16 public use of the land acquired with the
24.17 appropriation. Public-use facilities must have
24.18 a minimal impact on habitat in acquired lands.
- 24.19 (b) Money appropriated in this section is
24.20 available as follows:
- 24.21 (1) money appropriated for acquiring real
24.22 property is available until June 30, 2026;
- 24.23 (2) money appropriated for restoring and
24.24 enhancing land acquired with an appropriation
24.25 in this act is available for four years after the
24.26 acquisition date with a maximum end date of
24.27 June 30, 2030;
- 24.28 (3) money appropriated for restoring or
24.29 enhancing other land is available until June
24.30 30, 2027;
- 24.31 (4) notwithstanding clauses (1) to (3), money
24.32 appropriated for a project that receives at least
24.33 15 percent of its funding from federal funds
24.34 is available until a date sufficient to match the

25.1 availability of federal funding to a maximum
25.2 of six years if the federal funding was
25.3 confirmed and included in the original
25.4 approved draft accomplishment plan; and
25.5 (5) money appropriated for other projects is
25.6 available until the end of the fiscal year in
25.7 which it is appropriated.

25.8 **Subd. 8. Payment Conditions and Capital**
25.9 **Equipment Expenditures**

25.10 All agreements referred to in this section must
25.11 be administered on a reimbursement basis
25.12 unless otherwise provided in this section.
25.13 Notwithstanding Minnesota Statutes, section
25.14 16A.41, expenditures directly related to each
25.15 appropriation's purpose made on or after July
25.16 1, 2022, or the date of accomplishment plan
25.17 approval, whichever is later, are eligible for
25.18 reimbursement unless otherwise provided in
25.19 this section. For the purposes of administering
25.20 appropriations and legislatively authorized
25.21 agreements paid out of the outdoor heritage
25.22 fund, an expense must be considered
25.23 reimbursable by the administering agency
25.24 when the recipient presents the agency with
25.25 an invoice or binding agreement with the
25.26 landowner and the recipient attests that the
25.27 goods have been received or the landowner
25.28 agreement is binding. Periodic reimbursement
25.29 must be made upon receiving documentation
25.30 that the items articulated in the
25.31 accomplishment plan approved by the
25.32 Lessard-Sams Outdoor Heritage Council have
25.33 been achieved, including partial achievements
25.34 as evidenced by progress reports approved by
25.35 the Lessard-Sams Outdoor Heritage Council.

26.1 Reasonable amounts may be advanced to
26.2 projects to accommodate cash flow needs,
26.3 support future management of acquired lands,
26.4 or match a federal share. The advances must
26.5 be approved as part of the accomplishment
26.6 plan. Capital equipment expenditures for
26.7 specific items in excess of \$10,000 must be
26.8 itemized in and approved as part of the
26.9 accomplishment plan.

26.10 **Subd. 9. Mapping**

26.11 Each direct recipient of money appropriated
26.12 in this section, as well as each recipient of a
26.13 grant awarded pursuant to this section, must
26.14 provide geographic information to the
26.15 Lessard-Sams Outdoor Heritage Council for
26.16 mapping of any lands acquired in fee with
26.17 funds appropriated in this section and open to
26.18 the public taking of fish and game. The
26.19 commissioner of natural resources must
26.20 include the lands acquired in fee with money
26.21 appropriated in this section on maps showing
26.22 public recreation opportunities. Maps must
26.23 include information on and acknowledgment
26.24 of the outdoor heritage fund, including a
26.25 notation of any restrictions.

26.26 **Subd. 10. Carryforwards**

26.27 (a) The availability of the appropriation for
26.28 Laws 2018, chapter 208, section 2, subdivision
26.29 5, paragraph (n), for Buffalo River Watershed
26.30 Stream Habitat Program, is extended to June
26.31 30, 2023.

26.32 (b) The availability of the appropriation for
26.33 Laws 2017, chapter 91, section 2, subdivision
26.34 3, paragraph (a), for Carnelian Creek

27.1 Conservation Corridor, is extended to June

27.2 30, 2025.

27.3 **EFFECTIVE DATE.** Subdivision 10 is effective the day following final enactment.