

SENATE
STATE OF MINNESOTA
EIGHTY-EIGHTH LEGISLATURE

S.F. No. 987

(SENATE AUTHORS: DZIEDZIC, Tomassoni, Dahms and Skoe)

DATE	D-PG	OFFICIAL STATUS
03/04/2013	474	Introduction and first reading Referred to Finance
04/25/2013	3093a 3099	Comm report: To pass as amended Second reading
05/03/2013	3216	HF substituted on General Orders HF1113

A bill for an act

relating to natural resources; appropriating money from environment and natural resources trust fund; modifying provisions for the Legislative-Citizen Commission on Minnesota Resources; modifying requirements for land acquisition with trust fund money; amending Minnesota Statutes 2012, sections 116P.05, subdivisions 1, 2; 116P.09, subdivision 2; 116P.15; 116P.16; proposing coding for new law in Minnesota Statutes, chapter 116P.

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

Section 1. **APPROPRIATIONS.**

The sums shown in the columns marked "Appropriations" are appropriated to the agencies and for the purposes specified in this act. The appropriations are from the environment and natural resources trust fund and are available for the fiscal years indicated for each purpose. The figures "2014" and "2015" used in this act mean that the appropriations listed under them are available for the fiscal year ending June 30, 2014, or June 30, 2015, respectively. "The first year" is fiscal year 2014. "The second year" is fiscal year 2015. "The biennium" is fiscal years 2014 and 2015. The appropriations in this act are onetime.

<u>APPROPRIATIONS</u>	
<u>Available for the Year</u>	
<u>Ending June 30</u>	
<u>2014</u>	<u>2015</u>

Sec. 2. **MINNESOTA RESOURCES**

Subdivision 1. <u>Total Appropriation</u>	<u>\$</u>	<u>33,810,000</u>	<u>\$</u>	<u>4,350,000</u>
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2.1	<u>Appropriations by Fund</u>	
2.2	<u>2014</u>	<u>2015</u>
2.3	<u>Environment and</u>	
2.4	<u>natural resources</u>	
2.5	<u>trust fund</u>	<u>33,810,000</u> <u>4,350,000</u>

2.6 The amounts that may be spent for each
 2.7 purpose are specified in the following
 2.8 subdivisions.

2.9 Appropriations are available for two
 2.10 years beginning July 1, 2013, unless
 2.11 otherwise stated in the appropriation. Any
 2.12 unencumbered balance remaining in the first
 2.13 year does not cancel and is available for the
 2.14 second year.

2.15 **Subd. 2. Definition**

2.16 "Trust fund" means the Minnesota
 2.17 environment and natural resources trust fund
 2.18 referred to in Minnesota Statutes, section
 2.19 116P.02, subdivision 6.

2.20 **Subd. 3. Natural Resource Data and**
 2.21 **Information**

8,076,000

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2.22 **(a) Minnesota Biological Survey**

2.23 \$2,650,000 the first year is from the
 2.24 trust fund to the commissioner of natural
 2.25 resources for continuation of the Minnesota
 2.26 biological survey to provide a foundation
 2.27 for conserving biological diversity by
 2.28 systematically collecting, interpreting,
 2.29 monitoring, and delivering data on plant and
 2.30 animal distribution and ecology, native plant
 2.31 communities, and functional landscapes.

2.32 **(b) County Geologic Atlases - Part A**

2.33 \$1,200,000 the first year is from the trust fund
 2.34 to the Board of Regents of the University
 2.35 of Minnesota to continue the acceleration

3.1 of the production of county geologic atlases
3.2 that define aquifer boundaries and the
3.3 connection of aquifers to the land surface and
3.4 surface water resources for the purpose of
3.5 sustainable management of surface water and
3.6 groundwater resources. This appropriation
3.7 is available until June 30, 2016, by which
3.8 time the project must be completed and final
3.9 products delivered.

3.10 **(c) County Geologic Atlases - Part B**

3.11 \$1,200,000 the first year is from the trust
3.12 fund to the commissioner of natural resources
3.13 to continue the analysis and compilation
3.14 of groundwater data for the production
3.15 of county geologic atlases, publication of
3.16 geospatial groundwater data, and continued
3.17 mapping of springsheds and karst features
3.18 for Winona and Houston Counties. This
3.19 appropriation is available until June 30,
3.20 2016, by which time the project must be
3.21 completed and final products delivered.

3.22 **(d) Updating National Wetland Inventory for**
3.23 **Minnesota - Phase IV**

3.24 \$1,000,000 the first year is from the trust
3.25 fund to the commissioner of natural resources
3.26 to continue the update and enhancement
3.27 of wetland inventory maps for Minnesota.
3.28 This appropriation is available until June
3.29 30, 2016, by which time the project must be
3.30 completed and final products delivered.

3.31 **(e) Conservation Easement Stewardship**
3.32 **Program - Phase III**

3.33 \$200,000 the first year is from the trust fund
3.34 to the commissioner of natural resources
3.35 for the final phase to bring conservation

4.1 easements held by the Department of Natural
4.2 Resources up to minimum conservation
4.3 standards, through monitoring, baseline data
4.4 collection, and baseline report preparation.

4.5 **(f) Harnessing Soudan Mine Microbes:**
4.6 **Bioremediation, Bioenergy, and Biocontrol**

4.7 \$838,000 the first year is from the trust fund
4.8 to the Board of Regents of the University of
4.9 Minnesota to continue the characterization of
4.10 unique microbes discovered in the Soudan
4.11 Underground Mine State Park that have
4.12 potential applications for metal remediation
4.13 in water resources, microbial electrofuels,
4.14 and biocontrol of white-nose bat syndrome.

4.15 This appropriation is available until June
4.16 30, 2016, by which time the project must be
4.17 completed and final products delivered.

4.18 **(g) Improved Rapid Forest Ecosystem and**
4.19 **Habitat Inventory**

4.20 \$262,000 the first year is from the trust fund
4.21 to the Board of Regents of the University
4.22 of Minnesota to evaluate a new approach to
4.23 forest inventory, based on statewide forest
4.24 inventory and analysis (FIA) data.

4.25 **(h) Finding Disease Resistant Elm Trees in**
4.26 **Minnesota**

4.27 \$200,000 the first year is from the trust fund
4.28 to the Board of Regents of the University
4.29 of Minnesota to evaluate and identify
4.30 native Minnesota elms resistant to Dutch
4.31 elm disease to assist with limiting the
4.32 susceptibility of the state's elms to Dutch elm
4.33 disease. This appropriation is available until
4.34 June 30, 2016, by which time the project must
4.35 be completed and final products delivered.

5.1 **(i) Enhancing Timber Sale Program**
 5.2 **Environmental and Economic Sustainability**

5.3 \$336,000 the first year is from the trust fund
 5.4 to the Board of Regents of the University
 5.5 of Minnesota to evaluate the impacts of
 5.6 timber payment methods on postharvest
 5.7 forest ecological conditions and net revenue
 5.8 generated from public timber sale programs.

5.9 This appropriation is available until June
 5.10 30, 2016, by which time the project must be
 5.11 completed and final products delivered.

5.12 **(j) Enhancing Environmental and Economic**
 5.13 **Benefits of Woodland Grazing**

5.14 \$190,000 the first year is from the trust fund
 5.15 to the Board of Regents of the University of
 5.16 Minnesota to evaluate management options
 5.17 for woodlands used for grazing to improve
 5.18 ecological and economic benefits. This
 5.19 appropriation is available until June 30,
 5.20 2016, by which time the project must be
 5.21 completed and final products delivered.

5.22 **Subd. 4. Land, Habitat, Restoration, and**
 5.23 **Recreation**

13,522,000

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5.24 **(a) State Parks and Trails Land Acquisition**

5.25 \$1,000,000 the first year is from the trust
 5.26 fund to the commissioner of natural resources
 5.27 to acquire authorized state trails and critical
 5.28 parcels within the statutory boundaries
 5.29 of state parks. State park land acquired
 5.30 with this appropriation must be sufficiently
 5.31 improved to meet at least minimum
 5.32 management standards, as determined by the
 5.33 commissioner of natural resources. A list
 5.34 of proposed acquisitions must be provided
 5.35 as part of the required work plan. This

6.1 appropriation is available until June 30,
6.2 2016, by which time the project must be
6.3 completed and final products delivered.

6.4 **(b) Scientific and Natural Area Restoration,**
6.5 **Enhancement, and Citizen Engagement**

6.6 \$1,500,000 the first year is from the
6.7 trust fund to the commissioner of natural
6.8 resources to conserve sites of biodiversity
6.9 significance by restoring and enhancing
6.10 lands established as scientific and natural
6.11 areas as provided in Minnesota Statutes,
6.12 section 86A.05, subdivision 5, and providing
6.13 volunteer engagement and outreach. This
6.14 appropriation is available until June 30,
6.15 2016, by which time the project must be
6.16 completed and final products delivered.

6.17 **(c) Native Prairie Stewardship and Native**
6.18 **Prairie Bank Easement Acquisition**

6.19 \$750,000 the first year is from the trust fund
6.20 to the commissioner of natural resources
6.21 to acquire native prairie bank easements,
6.22 prepare baseline property assessments,
6.23 restore and enhance native prairie sites, and
6.24 provide technical assistance to landowners.
6.25 This appropriation is available until June
6.26 30, 2016, by which time the project must be
6.27 completed and final products delivered.

6.28 **(d) Metropolitan Conservation Corridors**
6.29 **(MeCC) - Phase VII**

6.30 \$2,000,000 the first year is from the
6.31 trust fund for the acceleration of agency
6.32 programs and cooperative agreements.
6.33 Of this appropriation, \$10,000 is to the
6.34 commissioner of natural resources for
6.35 agency programs and \$1,990,000 is to
6.36 the commissioner of administration for

7.1 agreements as follows: \$304,000 with
7.2 Friends of the Mississippi River; \$368,000
7.3 with Dakota County; \$208,000 with Great
7.4 River Greening; \$310,000 with Minnesota
7.5 Land Trust; \$400,000 with Minnesota Valley
7.6 National Wildlife Refuge Trust, Inc.; and
7.7 \$400,000 with the Trust for Public Land for
7.8 planning, restoring, and protecting priority
7.9 natural areas in the metropolitan area, as
7.10 defined under Minnesota Statutes, section
7.11 473.121, subdivision 2, and portions of the
7.12 surrounding counties, through contracted
7.13 services, technical assistance, conservation
7.14 easements, and fee title acquisition. Land
7.15 acquired with this appropriation must
7.16 be sufficiently improved to meet at least
7.17 minimum management standards, as
7.18 determined by the commissioner of natural
7.19 resources. Expenditures are limited to the
7.20 identified project corridor areas as defined in
7.21 the work plan. This appropriation may not be
7.22 used for the purchase of habitable residential
7.23 structures, unless expressly approved in the
7.24 work plan. All conservation easements must
7.25 be perpetual and have a natural resource
7.26 management plan. Any land acquired in fee
7.27 title by the commissioner of natural resources
7.28 with money from this appropriation must
7.29 be designated as an outdoor recreation unit
7.30 under Minnesota Statutes, section 86A.07.
7.31 The commissioner may similarly designate
7.32 any lands acquired in less than fee title. A
7.33 list of proposed restorations and fee title
7.34 and easement acquisitions must be provided
7.35 as part of the required work plan. Lands
7.36 that would require payments in lieu of taxes

8.1 under Minnesota Statutes, section 97A.061
 8.2 or 477A.12, shall not be acquired with money
 8.3 from this appropriation. Up to \$54,000 is for
 8.4 use by Minnesota Land Trust in a monitoring
 8.5 and enforcement fund as approved in the
 8.6 work plan and subject to subdivision 16. An
 8.7 entity that acquires a conservation easement
 8.8 with appropriations from the trust fund
 8.9 must have a long-term stewardship plan
 8.10 for the easement and a fund established for
 8.11 monitoring and enforcing the agreement.
 8.12 Money appropriated from the trust fund for
 8.13 easement acquisition may be used to establish
 8.14 a monitoring, management, and enforcement
 8.15 fund as approved in the work plan. An
 8.16 annual financial report is required for any
 8.17 monitoring, management, and enforcement
 8.18 fund established, including expenditures
 8.19 from the fund. This appropriation is available
 8.20 until June 30, 2016, by which time the
 8.21 project must be completed and final products
 8.22 delivered.

8.23 **(e) Landscape Arboretum Acquisition - Lake**
 8.24 **Tamarack**

8.25 \$2,000,000 the first year is from the trust fund
 8.26 to the Board of Regents of the University
 8.27 of Minnesota to acquire land surrounding
 8.28 Lake Tamarack in Carver County as part of
 8.29 the acquisition of approximately 80 acres.
 8.30 This appropriation is available until June
 8.31 30, 2016, by which time the project must be
 8.32 completed and final products delivered.

8.33 **(f) Conservation Program Technical Assistance**
 8.34 **Grants**

8.35 \$3,000,000 the first year is from the trust fund
 8.36 to the Board of Water and Soil Resources to

9.1 continue providing grants to soil and water
9.2 conservation districts and other units of local
9.3 and state government for the employment
9.4 of staff to reenroll expiring lands into
9.5 programs for conservation purposes. This
9.6 appropriation is available until June 30,
9.7 2016, by which time the project must be
9.8 completed and final products delivered.

9.9 **(g) Moose Habitat Restoration in Northeastern**
9.10 **Minnesota**

9.11 \$200,000 the first year is from the trust fund
9.12 to the Board of Regents of the University
9.13 of Minnesota for the Natural Resources
9.14 Research Institute to develop best practices
9.15 guidelines for creating moose foraging
9.16 habitat efficiently and cost-effectively. This
9.17 appropriation is available until June 30,
9.18 2016, by which time the project must be
9.19 completed and final products delivered.

9.20 **(h) Bee Pollinator Habitat Enhancement**

9.21 \$200,000 the first year is from the trust
9.22 fund to the Board of Regents of the
9.23 University of Minnesota to assess the
9.24 potential to supplement traditional turf grass
9.25 by providing critical floral plant resources
9.26 to enhance bee pollinator habitat. This
9.27 appropriation is available until June 30,
9.28 2016, by which time the project must be
9.29 completed and final products delivered.

9.30 **(i) Conservation Grazing to Improve Wildlife**
9.31 **Habitat on Wildlife Management Areas**

9.32 \$600,000 the first year is from the trust fund
9.33 to the commissioner of natural resources
9.34 to develop grazing plans and provide
9.35 infrastructure to support conservation

10.1 grazing on approximately 10,000 acres
10.2 of targeted wildlife management areas in
10.3 partnership with local livestock producers.

10.4 Any revenue generated as a result of
10.5 this appropriation must be reinvested in
10.6 producing plans, conducting maintenance,
10.7 or building infrastructure for new or
10.8 existing conservation grazing efforts. This
10.9 appropriation is available until June 30,
10.10 2016, by which time the project must be
10.11 completed and final products delivered.

10.12 **(j) Preserving the Avon Hills Landscape -**
10.13 **Phase II**

10.14 \$772,000 the first year is from the trust fund
10.15 to the commissioner of administration for an
10.16 agreement with Saint John's University in
10.17 cooperation with the Minnesota Land Trust
10.18 to secure permanent conservation easements
10.19 on high quality habitat in Stearns County,
10.20 prepare conservation management plans, and
10.21 provide public outreach. A list of proposed
10.22 easement acquisitions must be provided
10.23 as part of the required work plan. Up to
10.24 \$80,000 is for use by Minnesota Land Trust
10.25 in a monitoring and enforcement fund as
10.26 approved in the work plan and subject to
10.27 subdivision 16. An entity that acquires a
10.28 conservation easement with appropriations
10.29 from the trust fund must have a long-term
10.30 stewardship plan for the easement and a fund
10.31 established for monitoring and enforcing the
10.32 agreement. Money appropriated from the
10.33 trust fund for easement acquisition may be
10.34 used to establish a monitoring, management,
10.35 and enforcement fund as approved in the
10.36 work plan. An annual financial report is

11.1 required for any monitoring, management,
 11.2 and enforcement fund established,
 11.3 including expenditures from the fund. This
 11.4 appropriation is available until June 30,
 11.5 2016, by which time the project must be
 11.6 completed and final products delivered.

11.7 **(k) Frogtown Farm and Park Acquisition**

11.8 \$1,500,000 the first year is from the trust
 11.9 fund to the commissioner of administration
 11.10 for an agreement with the Trust for Public
 11.11 Land to acquire a portion of 12 acres for
 11.12 Frogtown Farm and Park to be established as
 11.13 a St. Paul city park.

11.14 **Subd. 5. Water Resources**

3,819,000

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11.15 **(a) Sustaining Lakes in Changing Environment**
 11.16 **- Phase II**

11.17 \$1,200,000 the first year is from the
 11.18 trust fund to the commissioner of natural
 11.19 resources in cooperation with the United
 11.20 States Geological Survey, the University of
 11.21 Minnesota, and the University of St. Thomas
 11.22 to continue development and implementation
 11.23 of monitoring, modeling, and reporting
 11.24 protocols for Minnesota lakes to be used
 11.25 in water and fisheries management. This
 11.26 appropriation is available until June 30,
 11.27 2016, by which time the project must be
 11.28 completed and final products delivered.

11.29 **(b) Assessment of Natural Copper-Nickel**
 11.30 **Bedrocks on Water Quality**

11.31 \$585,000 the first year is from the trust fund
 11.32 to the Board of Regents of the University of
 11.33 Minnesota in cooperation with the United
 11.34 States Geological Survey to assess impacts
 11.35 of existing mineralization and potential

12.1 mining on northeastern Minnesota regional
12.2 water quality, including impacts from copper,
12.3 nickel, and other metal concentrations in
12.4 rocks, streambed sediments, and soils in
12.5 areas of potential base-metal mining. This
12.6 appropriation is available until June 30,
12.7 2016, by which time the project must be
12.8 completed and final products delivered.

12.9 **(c) Heron Lake Sediment and Phosphorus**
12.10 **Reduction Implementation Projects**

12.11 \$122,000 the first year is from the trust fund
12.12 to the Board of Water and Soil Resources for
12.13 an agreement with the Heron Lake Watershed
12.14 District for public outreach and installation
12.15 and monitoring of water quality improvement
12.16 projects. This appropriation is available until
12.17 June 30, 2016, by which time the project must
12.18 be completed and final products delivered.

12.19 **(d) Southern Minnesota Lakes Restoration**

12.20 \$463,000 the first year is from the trust fund
12.21 to the Board of Water and Soil Resources for
12.22 an agreement with Le Sueur County to install
12.23 shoreland and agricultural best management
12.24 practices to improve water quality for up
12.25 to 14 lakes in a tri-county area in southern
12.26 Minnesota. This appropriation is available
12.27 until June 30, 2016, by which time the
12.28 project must be completed and final products
12.29 delivered.

12.30 **(e) Measuring Hydrologic Benefits from**
12.31 **Glacial Ridge Habitat Restoration**

12.32 \$400,000 the first year is from the trust fund
12.33 to the commissioner of administration for
12.34 an agreement with the Red Lake Watershed
12.35 District in cooperation with the United States

13.1 Geological Survey to compare the hydrology
 13.2 of habitats before and after restorations to
 13.3 evaluate and quantify the impacts on flood
 13.4 reduction and water quality in order to inform
 13.5 improvements to restoration techniques.

13.6 This appropriation is available until June
 13.7 30, 2016, by which time the project must be
 13.8 completed and final products delivered. The
 13.9 United States Geologic Survey is not subject
 13.10 to the requirements in Minnesota Statutes,
 13.11 section 116P.10.

13.12 **(f) Evaluation of Lake Superior Water Quality**
 13.13 **Health**

13.14 \$600,000 the first year is from the trust fund
 13.15 to the Board of Regents of the University
 13.16 of Minnesota to evaluate impacts to Lake
 13.17 Superior from a changing thermal structure
 13.18 and invasive species in order to implement
 13.19 lake water quality management strategies.

13.20 This appropriation is available until June
 13.21 30, 2016, by which time the project must be
 13.22 completed and final products delivered.

13.23 **(g) Membranes for Wastewater-Generated**
 13.24 **Hydrogen and Clean Water**

13.25 \$246,000 the first year is from the trust fund
 13.26 to the Board of Regents of the University
 13.27 of Minnesota to develop, optimize, and test
 13.28 membranes made of thin film polymers
 13.29 embedded with selected bacteria to
 13.30 generate clean water and energy in the
 13.31 form of hydrogen from wastewater. This
 13.32 appropriation is available until June 30,
 13.33 2016, by which time the project must be
 13.34 completed and final products delivered.

13.35 **(h) Antibiotics in Minnesota Waters - Phase II**
 13.36 **Mississippi River**

14.1 \$203,000 the first year is from the trust fund
 14.2 to the commissioner of administration for an
 14.3 agreement with the University of St. Thomas
 14.4 to measure antibiotic concentrations and
 14.5 antibiotic resistance levels and assess the
 14.6 contributions of farm runoff and wastewater
 14.7 treatment in a portion of the Mississippi
 14.8 River. This appropriation is available until
 14.9 June 30, 2016, by which time the project must
 14.10 be completed and final products delivered.

14.11 Subd. 6. **Aquatic and Terrestrial Invasive**
 14.12 **Species**

6,632,000

4,350,000

14.13 **(a) Aquatic Invasive Species Research Center**

14.14 \$4,350,000 the first year and \$4,350,000
 14.15 the second year are from the trust fund to
 14.16 the Board of Regents of the University of
 14.17 Minnesota to develop and support an aquatic
 14.18 invasive species (AIS) research center at the
 14.19 University of Minnesota that will develop
 14.20 new techniques to control aquatic invasive
 14.21 species including Asian carp, zebra mussels,
 14.22 and plant species. This appropriation is
 14.23 available until June 30, 2019, by which time
 14.24 the project must be completed and final
 14.25 products delivered.

14.26 **(b) Detecting and Monitoring Asian Carp**
 14.27 **Populations**

14.28 \$540,000 the first year is from the trust fund
 14.29 to the commissioner of natural resources to
 14.30 accelerate a search and monitoring program
 14.31 directly targeting Asian carp to be used in the
 14.32 development of potential control strategies.

14.33 **(c) Improving Emerald Ash Borer Detection**
 14.34 **Efficacy for Control**

15.1 \$600,000 the first year is from the trust
15.2 fund to evaluate and implement options for
15.3 effective detection of the presence of emerald
15.4 ash borer. Of this appropriation, \$240,000
15.5 is to the commissioner of agriculture and
15.6 \$360,000 is to the Board of Regents of the
15.7 University of Minnesota. This appropriation
15.8 is available until June 30, 2016, by which
15.9 time the project must be completed and final
15.10 products delivered.

15.11 **(d) Elimination of Target Invasive Plant Species**

15.12 \$350,000 the first year is from the trust fund
15.13 to the commissioner of agriculture to train
15.14 volunteers and professionals to find, control,
15.15 and monitor targeted newly emergent
15.16 invasive species. This appropriation is
15.17 available until June 30, 2016, by which time
15.18 the project must be completed and final
15.19 products delivered.

15.20 **(e) Biological Control of Garlic Mustard**

15.21 \$140,000 the first year is from the trust fund
15.22 to the commissioner of natural resources in
15.23 cooperation with the University of Minnesota
15.24 to continue the implementation of biological
15.25 control for invasive garlic mustard plants.
15.26 This appropriation is available until June
15.27 30, 2016, by which time the project must be
15.28 completed and final products delivered.

15.29 **(f) Zebra Mussel Control Research and**
15.30 **Evaluation in Minnesota Waters**

15.31 \$600,000 the first year is from the trust fund
15.32 to the commissioner of administration for an
15.33 agreement with the United States Geological
15.34 Survey, Upper Midwest Environmental
15.35 Sciences Center, to assess the ecological

16.1 impacts of a commercially available
 16.2 molluscicide formulation on the reproduction
 16.3 and development of native fish, as well as
 16.4 impacts on larval aquatic insect survival,
 16.5 and to evaluate the effectiveness of these
 16.6 treatment options for detection and control of
 16.7 zebra mussels. This appropriation is available
 16.8 until June 30, 2016, by which time the
 16.9 project must be completed and final products
 16.10 delivered. The United States Geologic
 16.11 Survey is not subject to the requirements in
 16.12 Minnesota Statutes, section 116P.10.

16.13 **(g) Controlling Terrestrial Invasive Plants with**
 16.14 **Grazing Animals**

16.15 \$52,000 the first year is from the trust fund
 16.16 to the commissioner of administration for an
 16.17 agreement with Hiawatha Valley Resource
 16.18 Conservation and Development, Inc. to
 16.19 develop cost effective best management
 16.20 practices to control invasive terrestrial
 16.21 species through planned grazing. This
 16.22 appropriation is available until June 30,
 16.23 2016, by which time the project must be
 16.24 completed and final products delivered.

16.25 **Subd. 7. Environmental Education**

636,000

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16.26 **(a) Minnesota Conservation Apprentice**
 16.27 **Academy**

16.28 \$186,000 the first year is from the trust fund
 16.29 to the Board of Water and Soil Resources
 16.30 in cooperation with the Conservation
 16.31 Corps Minnesota to continue a program
 16.32 to train and mentor future conservation
 16.33 professionals by providing apprenticeship
 16.34 service opportunities with soil and water
 16.35 conservation districts.

17.1 **(b) Youth Outdoors: Mississippi River**
 17.2 **Education and Employment Opportunities**

17.3 \$450,000 the first year is from the trust
 17.4 fund to the commissioner of administration
 17.5 for an agreement with Wilderness Inquiry
 17.6 to provide outdoor education, recreation,
 17.7 and youth employment on the Mississippi
 17.8 River from Grand Rapids to St. Cloud, the
 17.9 Twin Cities, Hastings, and Red Wing. This
 17.10 appropriation is available until June 30,
 17.11 2016, by which time the project must be
 17.12 completed and final products delivered.

17.13 **Subd. 8. Administration and Contract**
 17.14 **Agreement Reimbursement**

1,125,000

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17.15 **(a) Legislative-Citizen Commission on**
 17.16 **Minnesota Resources (LCCMR)**

17.17 \$990,000 the first year is from the trust fund to
 17.18 the LCCMR for administration in fiscal years
 17.19 2014 and 2015 as provided in Minnesota
 17.20 Statutes, section 116P.09, subdivision 5.

17.21 **(b) Contract Agreement Reimbursement**

17.22 \$135,000 the first year is from the trust
 17.23 fund to the commissioner of administration
 17.24 at the direction of the Legislative-Citizen
 17.25 Commission on Minnesota Resources for
 17.26 expenses incurred for contract agreement
 17.27 reimbursement for the agreements specified
 17.28 in this section. The commissioner
 17.29 shall provide documentation to the
 17.30 Legislative-Citizen Commission on
 17.31 Minnesota Resources on the expenditure of
 17.32 these funds.

17.33 **Subd. 9. Availability of Appropriations**

17.34 Money appropriated in this section may
 17.35 not be spent on activities unless they are

18.1 directly related to and necessary for a specific
18.2 appropriation and are specified in the work
18.3 plan approved by the Legislative-Citizen
18.4 Commission on Minnesota Resources.
18.5 Money appropriated in this section must
18.6 not be spent on indirect costs or other
18.7 institutional overhead charges that are
18.8 not directly related to and necessary for
18.9 a specific appropriation. Costs that are
18.10 directly related to and necessary for an
18.11 appropriation, including financial services,
18.12 human resources, information services, rent,
18.13 and utilities, are eligible only if they can be
18.14 clearly justified and individually documented
18.15 specific to the appropriation's purpose and
18.16 would not be generated by the recipient
18.17 but for the receipt of the appropriation.
18.18 No broad allocations for costs in either
18.19 dollars or percentages are allowed. Unless
18.20 otherwise provided, the amounts in this
18.21 section are available until June 30, 2015,
18.22 when projects must be completed and final
18.23 products delivered. For acquisition of real
18.24 property, the appropriations in this section
18.25 are available for an additional fiscal year if a
18.26 binding contract for acquisition of the real
18.27 property is entered into before the original
18.28 expiration date of the appropriation. If a
18.29 project receives a federal grant, the time
18.30 period of the appropriation is extended to
18.31 equal the federal grant period.
18.32 **Subd. 10. Data Availability Requirements**
18.33 Data collected by the projects funded under
18.34 this section must conform to guidelines
18.35 and standards adopted by MN.IT Services.
18.36 Spatial data also must conform to additional

19.1 guidelines and standards designed to support
19.2 data coordination and distribution that have
19.3 been published by the Minnesota Geospatial
19.4 Information Office. Descriptions of spatial
19.5 data must be prepared as specified in
19.6 the state's geographic metadata guideline
19.7 and must be submitted to the Minnesota
19.8 Geospatial Information Office. All data must
19.9 be accessible and free to the public unless
19.10 made private under the Data Practices Act,
19.11 Minnesota Statutes, chapter 13.

19.12 To the extent practicable, summary data and
19.13 results of projects funded under this section
19.14 should be readily accessible on the Internet
19.15 and identified as having received funding
19.16 from the environment and natural resources
19.17 trust fund.

19.18 **Subd. 11. Project Requirements**

19.19 (a) As a condition of accepting an
19.20 appropriation under this section, any agency
19.21 or entity receiving an appropriation or a
19.22 party to an agreement from an appropriation
19.23 must comply with paragraphs (b) to (k)
19.24 and Minnesota Statutes, chapter 116P, and
19.25 must submit a work plan and semiannual
19.26 progress reports in the form determined
19.27 by the Legislative-Citizen Commission on
19.28 Minnesota Resources for any project funded
19.29 in whole or in part with funds from the
19.30 appropriation. Modifications to the approved
19.31 work plan and budget expenditures shall
19.32 be made through the amendment process
19.33 established by the Legislative-Citizen
19.34 Commission on Minnesota Resources.

20.1 (b) For all restorations conducted with
20.2 money appropriated under this section,
20.3 a recipient must prepare an ecological
20.4 restoration and management plan that, to
20.5 the degree practicable, is consistent with the
20.6 highest quality conservation and ecological
20.7 goals for the restoration site. Consideration
20.8 should be given to soil, geology, topography,
20.9 and other relevant factors that would provide
20.10 the best chance for long-term success of the
20.11 restoration projects. The plan must include
20.12 the proposed timetable for implementing
20.13 the restoration, including site preparation,
20.14 establishment of diverse plant species,
20.15 maintenance, and additional enhancement to
20.16 establish the restoration; identify long-term
20.17 maintenance and management needs of
20.18 the restoration and how the maintenance,
20.19 management, and enhancement will be
20.20 financed; and take advantage of the best
20.21 available science and include innovative
20.22 techniques to achieve the best restoration.

20.23 (c) Any entity receiving an appropriation in
20.24 this section for restoration activities must
20.25 provide an initial restoration evaluation
20.26 at the completion of the appropriation
20.27 and an evaluation three years beyond the
20.28 completion of the expenditure. Restorations
20.29 must be evaluated relative to the stated
20.30 goals and standards in the restoration plan,
20.31 current science, and, when applicable, the
20.32 Board of Water and Soil Resources' native
20.33 vegetation establishment and enhancement
20.34 guidelines. The evaluation shall determine
20.35 whether the restorations are meeting planned
20.36 goals, identify any problems with the

21.1 implementation of the restorations, and,
21.2 if necessary, give recommendations on
21.3 improving restorations. The evaluation shall
21.4 be focused on improving future restorations.

21.5 (d) Except as otherwise provided in this
21.6 section, all restoration and enhancement
21.7 projects funded with money appropriated in
21.8 this section must be on land permanently
21.9 protected by a conservation easement or
21.10 public ownership or in public waters as
21.11 defined in Minnesota Statutes, section
21.12 103G.005, subdivision 15.

21.13 (e) A recipient of money from an
21.14 appropriation under this section must
21.15 give consideration to contracting with
21.16 Conservation Corps Minnesota for contract
21.17 restoration and enhancement services.

21.18 (f) All conservation easements acquired with
21.19 money appropriated under this section must:

21.20 (1) be perpetual;
21.21 (2) specify the parties to an easement in the
21.22 easement;
21.23 (3) specify all of the provisions of an
21.24 agreement that are perpetual;
21.25 (4) be sent to the Legislative-Citizen
21.26 Commission on Minnesota Resources in an
21.27 electronic format prior to closing;
21.28 (5) include a long-term monitoring and
21.29 enforcement plan and funding for monitoring
21.30 and enforcing the easement agreement; and
21.31 (6) include requirements in the easement
21.32 document to address specific water quality
21.33 protection activities such as keeping water
21.34 on the landscape, reducing nutrient and

22.1 contaminant loading, protecting groundwater,
22.2 and not permitting artificial hydrological
22.3 modifications.

22.4 (g) For any acquisition of land or interest in
22.5 land, a recipient of money appropriated under
22.6 this section must give priority to high quality
22.7 natural resources or conservation lands that
22.8 provide natural buffers to water resources.

22.9 (h) For new lands acquired with money
22.10 appropriated under this section, a
22.11 recipient must prepare a restoration and
22.12 management plan in compliance with
22.13 paragraph (b), including sufficient funding
22.14 for implementation unless the work plan
22.15 addresses why a portion of the money is
22.16 not necessary to achieve a high quality
22.17 restoration.

22.18 (i) To the extent an appropriation is used to
22.19 acquire an interest in real property, a recipient
22.20 of an appropriation under this section
22.21 must provide to the Legislative-Citizen
22.22 Commission on Minnesota Resources and
22.23 the commissioner of management and budget
22.24 an analysis of increased operation and
22.25 maintenance costs likely to be incurred by
22.26 public entities as a result of the acquisition
22.27 and how these costs are to be paid.

22.28 (j) To ensure public accountability for the
22.29 use of public funds, a recipient of money
22.30 appropriated under this section must provide
22.31 to the Legislative-Citizen Commission on
22.32 Minnesota Resources documentation of the
22.33 selection process used to identify parcels
22.34 acquired and provide documentation of all
22.35 related transaction costs, including but not

23.1 limited to appraisals, legal fees, recording
23.2 fees, commissions, other similar costs,
23.3 and donations. This information must be
23.4 provided for all parties involved in the
23.5 transaction. The recipient must also report
23.6 to the Legislative-Citizen Commission on
23.7 Minnesota Resources any difference between
23.8 the acquisition amount paid to the seller
23.9 and the state-certified or state-reviewed
23.10 appraisal, if a state-certified or state-reviewed
23.11 appraisal was conducted. Acquisition data
23.12 such as appraisals may remain private during
23.13 negotiations but must ultimately be made
23.14 public according to Minnesota Statutes,
23.15 chapter 13. The commission may waive the
23.16 application of this paragraph for specific
23.17 projects.

23.18 (k) A recipient of an appropriation from
23.19 the trust fund under this section must
23.20 acknowledge financial support from
23.21 the Minnesota environment and natural
23.22 resources trust fund in project publications,
23.23 signage, and other public communications
23.24 and outreach related to work completed
23.25 using the appropriation. Acknowledgement
23.26 may occur, as appropriate, through use of
23.27 the trust fund logo or inclusion of language
23.28 attributing support from the trust fund. Each
23.29 direct recipient of money appropriated in
23.30 this section, as well as each recipient of a
23.31 grant awarded pursuant to this section, must
23.32 satisfy all reporting and other requirements
23.33 incumbent upon constitutionally dedicated
23.34 funding recipients as provided in Minnesota
23.35 Statutes, section 3.303, subdivision 10, and
23.36 chapter 116P.

24.1 Subd. 12. **Payment Conditions and Capital**
24.2 **Equipment Expenditures**

24.3 All agreements, grants, or contracts referred
24.4 to in this section must be administered on
24.5 a reimbursement basis unless otherwise
24.6 provided in this section. Notwithstanding
24.7 Minnesota Statutes, section 16A.41,
24.8 expenditures made on or after July 1, 2013, or
24.9 the date the work plan is approved, whichever
24.10 is later, are eligible for reimbursement unless
24.11 otherwise provided in this section. Periodic
24.12 payment must be made upon receiving
24.13 documentation that the deliverable items
24.14 articulated in the approved work plan
24.15 have been achieved, including partial
24.16 achievements as evidenced by approved
24.17 progress reports. Reasonable amounts may
24.18 be advanced to projects to accommodate
24.19 cash flow needs or match federal money.
24.20 The advances must be approved as part of
24.21 the work plan. No expenditures for capital
24.22 equipment are allowed unless expressly
24.23 authorized in the project work plan.

24.24 Subd. 13. **Purchase of Recycled and Recyclable**
24.25 **Materials**

24.26 A political subdivision, public or private
24.27 corporation, or other entity that receives an
24.28 appropriation under this section must use the
24.29 appropriation in compliance with Minnesota
24.30 Statutes, section 16B.121, regarding
24.31 purchase of recycled, repairable, and durable
24.32 materials; and Minnesota Statutes, section
24.33 16B.122, regarding purchase and use of
24.34 paper stock and printing.

24.35 Subd. 14. **Energy Conservation and**
24.36 **Sustainable Building Guidelines**

25.1 A recipient to whom an appropriation is made
25.2 under this section for a capital improvement
25.3 project must ensure that the project complies
25.4 with the applicable energy conservation and
25.5 sustainable building guidelines and standards
25.6 contained in law, including Minnesota
25.7 Statutes, sections 16B.325, 216C.19, and
25.8 216C.20, and rules adopted under those
25.9 sections. The recipient may use the energy
25.10 planning, advocacy, and State Energy Office
25.11 units of the Department of Commerce to
25.12 obtain information and technical assistance
25.13 on energy conservation and alternative
25.14 energy development relating to the planning
25.15 and construction of the capital improvement
25.16 project.

25.17 Subd. 15. **Accessibility**

25.18 Structural and nonstructural facilities must
25.19 meet the design standards in the Americans
25.20 with Disabilities Act (ADA) accessibility
25.21 guidelines.

25.22 Subd. 16. **Easement Monitoring and**
25.23 **Enforcement Requirements**

25.24 Money appropriated under this section for
25.25 easement monitoring and enforcement may
25.26 be spent only on activities included in an
25.27 easement monitoring and enforcement plan
25.28 contained within the work plan. Money
25.29 received for monitoring and enforcement,
25.30 including earnings on the money received,
25.31 shall be kept in a monitoring and enforcement
25.32 fund held by the organization and dedicated
25.33 to monitoring and enforcing conservation
25.34 easements within Minnesota. Within 120
25.35 days after the close of the entity's fiscal

26.1 year, an entity receiving appropriations
26.2 for easement monitoring and enforcement
26.3 must provide an annual financial report
26.4 to the Legislative-Citizen Commission on
26.5 Minnesota Resources or its successor on
26.6 the easement monitoring and enforcement
26.7 fund as specified in the work plan.
26.8 Money appropriated under this section for
26.9 monitoring and enforcement of easements
26.10 and earnings on the money appropriated
26.11 shall revert to the state if: (1) the easement
26.12 transfers to the state; (2) the holder of the
26.13 easement fails to file an annual report and
26.14 then fails to cure that default within 30 days
26.15 of notification of the default by the state;
26.16 or (3) the holder of the easement fails to
26.17 comply with the terms of the monitoring and
26.18 enforcement plan contained within the work
26.19 plan and fails to cure that default within 90
26.20 days of notification of the default by the state.

26.21 Subd. 17. **Carryforward**

26.22 The availability of the appropriations for the
26.23 following projects are extended to June 30,
26.24 2014:

26.25 (1) Laws 2010, chapter 362, section 2,
26.26 subdivision 4, paragraph (h), Conserving
26.27 Sensitive and Priority Shorelands in Cass
26.28 County;

26.29 (2) Laws 2010, chapter 362, section 2,
26.30 subdivision 5, paragraph (a), Understanding
26.31 Sources of Aquatic Contaminants of
26.32 Emerging Concern;

26.33 (3) Laws 2010, chapter 362, section 2,
26.34 subdivision 3, paragraph (b), Updating the
26.35 Minnesota Wetlands Inventory: Phase 2;

- 27.1 (4) Laws 2010, chapter 362, section 2,
 27.2 subdivision 4, paragraph (b), Scientific and
 27.3 Natural Areas and Native Prairie Restoration,
 27.4 Enhancement and Acquisition;
- 27.5 (5) Laws 2010, chapter 362, section 2,
 27.6 subdivision 4, paragraph (i), Reconnecting
 27.7 Fragmented Prairie Landscapes;
- 27.8 (6) Laws 2010, chapter 362, section 2,
 27.9 subdivision 6, paragraph (a), Biological
 27.10 Control of European Buckthorn and Garlic
 27.11 Mustard;
- 27.12 (7) Laws 2010, chapter 362, section 2,
 27.13 subdivision 8, paragraph (e), Get Outside –
 27.14 Urban Woodland for Kids;
- 27.15 (8) Laws 2010, chapter 362, section 2,
 27.16 subdivision 5, paragraph (e), Assessing
 27.17 Septic System Discharge to Lakes;
- 27.18 (9) Laws 2010, chapter 362, section 2,
 27.19 subdivision 3, paragraph (i), Ecosystem
 27.20 Services in Agricultural Watersheds;
- 27.21 (10) Laws 2010, chapter 362, section
 27.22 2, subdivision 3, paragraph (a), County
 27.23 Geologic Atlases and Related Hydrogeologic
 27.24 Research; and
- 27.25 (11) Laws 2010, chapter 362, section 2,
 27.26 subdivision 7, paragraph (a), Algae for Fuels
 27.27 Pilot Projects.

27.28 Sec. 3. Minnesota Statutes 2012, section 116P.05, subdivision 1, is amended to read:

27.29 Subdivision 1. **Membership.** (a) A Legislative-Citizen Commission on Minnesota
 27.30 Resources of 17 members is created in the legislative branch, consisting of the chairs
 27.31 of the house of representatives and senate committees on environment and natural
 27.32 resources finance or designees appointed for the terms of the chairs, four members of the

28.1 senate appointed by the Subcommittee on Committees of the Committee on Rules and
28.2 Administration, and four members of the house of representatives appointed by the speaker.

28.3 At least two members from the senate and two members from the house of
28.4 representatives must be from the minority caucus. Members are entitled to reimbursement
28.5 for per diem expenses plus travel expenses incurred in the services of the commission.

28.6 Seven citizens are members of the commission, five appointed by the governor, one
28.7 appointed by the Senate Subcommittee on Committees of the Committee on Rules and
28.8 Administration, and one appointed by the speaker of the house. The citizen members
28.9 are selected and recommended to the appointing authorities according to subdivision
28.10 1a and must:

28.11 (1) have experience or expertise in the science, policy, or practice of the protection,
28.12 conservation, preservation, and enhancement of the state's air, water, land, fish, wildlife,
28.13 and other natural resources;

28.14 (2) have strong knowledge in the state's environment and natural resource issues
28.15 around the state; and

28.16 (3) have demonstrated ability to work in a collaborative environment.

28.17 (b) Members shall develop procedures to elect a chair that rotates between legislative
28.18 and citizen members. The chair shall preside and convene meetings as often as necessary
28.19 to conduct duties prescribed by this chapter.

28.20 (c) Appointed legislative members shall serve on the commission for two-year
28.21 terms, beginning in January of each odd-numbered year and continuing through the end
28.22 of December of the next even-numbered year. Appointed citizen members shall serve
28.23 four-year terms, beginning in January of the first year and continuing through the end
28.24 of December of the final year. Citizen and legislative members continue to serve until
28.25 their successors are appointed.

28.26 (d) A citizen member may be removed by an appointing authority for cause.
28.27 Vacancies occurring on the commission shall not affect the authority of the remaining
28.28 members of the commission to carry out their duties, and vacancies shall be filled for the
28.29 remainder of the term in the same manner under paragraph (a).

28.30 (e) Citizen members shall be initially appointed according to the following schedule
28.31 of terms:

28.32 (1) two members appointed by the governor for a term ending the first Monday in
28.33 January 2010;

28.34 (2) one member appointed by the senate Subcommittee on Committees of the
28.35 Committee on Rules and Administration for a term ending the first Monday in January

29.1 2010 and one member appointed by the speaker of the house for a term ending the first
29.2 Monday in January 2010;

29.3 (3) two members appointed by the governor for a term ending the first Monday in
29.4 January 2009; and

29.5 (4) one member appointed by the governor for a term ending the first Monday in
29.6 January 2008.

29.7 (f) Citizen members are entitled to per diem and reimbursement for expenses
29.8 incurred in the services of the commission, as provided in section 15.059, subdivision 3.

29.9 (g) The governor's appointments are subject to the advice and consent of the senate.

29.10 Sec. 4. Minnesota Statutes 2012, section 116P.05, subdivision 2, is amended to read:

29.11 Subd. 2. **Duties.** (a) The commission shall recommend an annual or biennial
29.12 legislative bill for appropriations from the environment and natural resources trust fund and
29.13 shall adopt a strategic plan as provided in section 116P.08. Approval of the recommended
29.14 legislative bill requires an affirmative vote of at least 12 members of the commission.

29.15 (b) It is a condition of acceptance of the appropriations made from the Minnesota
29.16 environment and natural resources trust fund, and oil overcharge money under section
29.17 4.071, subdivision 2, that the agency or entity receiving the appropriation must submit
29.18 a work ~~program~~ plan and semiannual progress reports in the form determined by the
29.19 Legislative-Citizen Commission on Minnesota Resources, and comply with applicable
29.20 reporting requirements under section 116P.16. None of the money provided may be spent
29.21 unless the commission has approved the pertinent work ~~program~~ plan. Modifications to
29.22 the approved work plan and budget expenditures shall be made through the amendment
29.23 process established by the commission.

29.24 (c) The peer review panel created under section 116P.08 must also review, comment,
29.25 and report to the commission on research proposals applying for an appropriation from the
29.26 oil overcharge money under section 4.071, subdivision 2.

29.27 (d) The commission may adopt operating procedures to fulfill its duties under this
29.28 chapter.

29.29 (e) As part of the operating procedures, the commission shall:

29.30 (1) ensure that members' expectations are to participate in all meetings related to
29.31 funding decision recommendations;

29.32 (2) recommend adequate funding for increased citizen outreach and communications
29.33 for trust fund expenditure planning;

29.34 (3) allow administrative expenses as part of individual project expenditures based
29.35 on need;

30.1 (4) provide for project outcome evaluation;

30.2 (5) keep the grant application, administration, and review process as simple as
30.3 possible; and

30.4 (6) define and emphasize the leveraging of additional sources of money that project
30.5 proposers should consider when making trust fund proposals.

30.6 Sec. 5. Minnesota Statutes 2012, section 116P.09, subdivision 2, is amended to read:

30.7 Subd. 2. **Liaison officers.** The commission ~~shall~~ may request each department or
30.8 agency head of all state agencies with a direct interest and responsibility in any phase of
30.9 environment and natural resources to appoint, and the latter shall appoint for the agency, a
30.10 liaison officer who shall work closely with the commission and its staff.

30.11 Sec. 6. Minnesota Statutes 2012, section 116P.15, is amended to read:

30.12 **116P.15 LAND ACQUISITION RESTRICTIONS.**

30.13 Subdivision 1. **Scope.** A recipient of an appropriation from the trust fund or the
30.14 Minnesota future resources fund who acquires an interest in real property with the
30.15 appropriation must comply with this section. ~~If the recipient fails to comply with the~~
30.16 ~~terms of this section, ownership of the interest in real property transfers to the state.~~ For
30.17 the purposes of this section, "interest in real property" includes, but is not limited to, an
30.18 easement or fee title to property.

30.19 Subd. 2. **Restrictions; modification procedure.** (a) An interest in real property
30.20 acquired with an appropriation from the trust fund or the Minnesota future resources fund
30.21 must be used in perpetuity or for the specific term of an easement interest for the purpose
30.22 for which the appropriation was made. The ownership of the interest in real property
30.23 transfers to the state if: (1) the holder of the interest in real property fails to comply with
30.24 the terms and conditions of the grant agreement or work plan; or (2) restrictions are placed
30.25 on the land that preclude its use for the intended purpose as specified in the appropriation.

30.26 (b) A recipient of funding who acquires an interest in real property subject to this
30.27 section may not alter the intended use of the interest in real property or convey any interest
30.28 in the real property acquired with the appropriation without the prior review and approval
30.29 of the commission or its successor. The commission shall notify the chairs and ranking
30.30 minority members of the legislative committees and divisions with jurisdiction over the
30.31 trust fund or Minnesota future resources fund at least 15 business days before approval
30.32 under this paragraph. The commission shall establish procedures to review requests from
30.33 recipients to alter the use of or convey an interest in real property. These procedures shall

31.1 allow for the replacement of the interest in real property with another interest in real
 31.2 property meeting the following criteria:

31.3 (1) the interest ~~is~~ must be at least equal in fair market value, as certified by the
 31.4 commissioner of natural resources, to the interest being replaced; and

31.5 (2) the interest ~~is~~ must be in a reasonably equivalent location, and ~~has~~ have a
 31.6 reasonably equivalent ~~usefulness~~ useful conservation purpose compared to the interest
 31.7 being replaced, taking into consideration all effects from fragmentation of the whole habitat.

31.8 (c) A recipient of funding who acquires an interest in real property under paragraph
 31.9 (a) must separately record a notice of funding restrictions in the appropriate local
 31.10 government office where the conveyance of the interest in real property is filed. The
 31.11 notice of funding agreement must contain:

31.12 (1) a legal description of the interest in real property covered by the funding
 31.13 agreement;

31.14 (2) a reference to the underlying funding agreement;

31.15 (3) a reference to this section; and

31.16 (4) the following statement:

31.17 "This interest in real property shall be administered in accordance with the terms,
 31.18 conditions, and purposes of the grant agreement ~~or work program~~ controlling the
 31.19 acquisition of the property. The interest in real property, or any portion of the interest in
 31.20 real property, shall not be sold, transferred, pledged, or otherwise disposed of or further
 31.21 encumbered without obtaining the prior written approval of the Legislative-Citizen
 31.22 Commission on Minnesota Resources or its successor. The ownership of the interest in
 31.23 real property transfers to the state if: (1) the holder of the interest in real property fails to
 31.24 comply with the terms and conditions of the grant agreement or work program, ownership
 31.25 of the interest in real property shall transfer to this state plan; or (2) restrictions are placed
 31.26 on the land that preclude its use for the intended purpose as specified in the appropriation."

31.27 Sec. 7. Minnesota Statutes 2012, section 116P.16, is amended to read:

31.28 **116P.16 REAL PROPERTY INTEREST REPORT.**

31.29 By December 1 each year, a recipient of an appropriation from the trust fund, that is
 31.30 used for the acquisition of an interest in real property, including, but not limited to, an
 31.31 easement or fee title, must submit annual reports on the status of the real property to
 31.32 the Legislative-Citizen Commission on Minnesota Resources or its successor in a form
 31.33 determined by the commission. The responsibility for reporting under this section may be
 31.34 transferred by the recipient of the appropriation to another person who holds the interest

32.1 in the real property. To complete the transfer of reporting responsibility, the recipient of
 32.2 the appropriation must:

32.3 (1) inform the person to whom the responsibility is transferred of that person's
 32.4 reporting responsibility;

32.5 (2) inform the person to whom the responsibility is transferred of the property
 32.6 restrictions under section 116P.15; and

32.7 (3) provide written notice to the commission of the transfer of reporting responsibility,
 32.8 including contact information for the person to whom the responsibility is transferred.

32.9 After the transfer, the person who holds the interest in the real property is responsible for
 32.10 reporting requirements under this section.

32.11 **Sec. 8. [116P.18] LANDS IN PUBLIC DOMAIN.**

32.12 Money appropriated from the trust fund must not be used to purchase any land in
 32.13 fee title or a permanent conservation easement if the land in question is fully or partially
 32.14 owned by the state or a political subdivision of the state or was acquired fully or partially
 32.15 with state money, unless:

32.16 (1) the purchase creates additional direct benefit to the protection, conservation,
 32.17 preservation, and enhancement of the state's air, water, land, fish, wildlife, and other
 32.18 natural resources; and

32.19 (2) the purchase is approved by an affirmative vote of at least 12 members of the
 32.20 commission.

32.21 **Sec. 9. TRANSFERS; TRANSITION.**

32.22 (a) Powers, duties, responsibilities, personnel, and assets relating to functions
 32.23 assigned to the commissioner of natural resources in Laws 2011, First Special Session
 32.24 chapter 2, article 3, section 2, subdivision 10, paragraph (b), are transferred to the
 32.25 commissioner of administration.

32.26 (b) Minnesota Statutes, section 15.039, applies to transfers in this section. Executive
 32.27 branch officials may use authority under Minnesota Statutes, section 16B.37, as necessary
 32.28 to implement this section.

32.29 (c) The commissioner of natural resources must cooperate and comply with the
 32.30 commissioner of administration in the transfer of functions and other implementation
 32.31 of this section.