

80.4 **ARTICLE 4**
80.5 **NATURAL RESOURCES**

29.16 **ARTICLE 2**
29.17 **ENVIRONMENT AND NATURAL RESOURCES APPROPRIATIONS**

80.6 Section 1. **APPROPRIATIONS.**

80.7 The sums shown in the columns marked "Appropriations" are added to the
80.8 appropriations in Laws 2015, First Special Session chapter 4, or appropriated to the
80.9 agencies and for the purposes specified in this article. The appropriations are from the
80.10 general fund, or another named fund, and are available for the fiscal year indicated for
80.11 each purpose. The figures "2016" and "2017" used in this article mean that the addition
80.12 to the appropriations listed under them are available for the fiscal year ending June 30,
80.13 2016, or June 30, 2017, respectively. "The first year" is fiscal year 2016. "The second
80.14 year" is fiscal year 2017. Appropriations for fiscal year 2016 are effective the day
80.15 following final enactment.

80.16	<u>APPROPRIATIONS</u>		
80.17	<u>Available for the Year</u>		
80.18	<u>Ending June 30</u>		
80.19	<u>2016</u>	<u>2017</u>	
80.20	Sec. 2. <u>NATURAL RESOURCES</u>		
80.21	<u>Subdivision 1. Total Appropriation</u>	<u>\$ 2,269,000</u>	<u>\$ 14,816,000</u>

29.18 Section 1. **APPROPRIATIONS.**

29.19 The sums shown in the columns marked "Appropriations" are added to the
29.20 appropriations in Laws 2015, First Special Session chapter 4, or appropriated to the
29.21 agencies and for the purposes specified in this article. The appropriations are from the
29.22 general fund, or another named fund, and are available for the fiscal year indicated for
29.23 each purpose. The figures "2016" and "2017" used in this article mean that the addition
29.24 to the appropriations listed under them are available for the fiscal year ending June 30,
29.25 2016, or June 30, 2017, respectively. "The first year" is fiscal year 2016. "The second
29.26 year" is fiscal year 2017. Appropriations for fiscal year 2016 are effective the day
29.27 following final enactment.

29.28	<u>APPROPRIATIONS</u>		
29.29	<u>Available for the Year</u>		
29.30	<u>Ending June 30</u>		
29.31	<u>2016</u>	<u>2017</u>	
29.32	Sec. 2. <u>NATURAL RESOURCES</u>		
29.33	<u>Subdivision 1. Total Appropriation</u>	<u>\$ 2,462,000</u>	<u>\$ 6,183,000</u>

81.8 \$200,000 the second year is to initiate,
 81.9 in consultation with the school trust
 81.10 lands director, a valuation process
 81.11 and representative valuations for the
 81.12 compensation of school trust lands required
 81.13 by Minnesota Statutes, section 84.027,
 81.14 subdivision 18, paragraph (b). By January 15,
 81.15 2017, the commissioner must submit a report
 81.16 to the chairs and ranking minority members
 81.17 of the house of representatives and senate
 81.18 committees and divisions with jurisdiction
 81.19 over environment and natural resources
 81.20 and education policy and finance on the
 81.21 Department of Natural Resources' progress in
 81.22 developing a valuation process, a description
 81.23 of the process to identify representative
 81.24 sample valuations, and the results of the
 81.25 representative valuations of school trust
 81.26 lands identified for compensation. This is a
 81.27 onetime appropriation.

81.28 Subd. 3. **Ecological and Water Resources**

-0-

1,637,000

30.9 Subd. 2. **Ecological and Water Resources**

-0-

225,000

81.29 \$187,000 the second year is for a grant to the
 81.30 Middle-Snake-Tamarac Rivers Watershed
 81.31 District to match equal funds from the North
 81.32 Dakota State Water Commission and North
 81.33 Dakota water boards to conduct hydraulic
 81.34 modeling of alternative floodway options
 81.35 for the reach including and upstream and
 82.1 downstream of the Minnesota and North
 82.2 Dakota agricultural levies in the vicinity
 82.3 of Oslo, Minnesota. The modeling must
 82.4 include evaluating removal of floodway
 82.5 flow obstructions, channel obstructions,
 82.6 transportation access, and equalization of
 82.7 agricultural levy protection. The project must
 82.8 be conducted in partnership with the border
 82.9 township association group representing four
 82.10 Minnesota townships and the city of Oslo
 82.11 and the three adjacent townships in North
 82.12 Dakota. This is a onetime appropriation and

82.13 is available until June 30, 2018.

82.14 \$1,000,000 the second year is for an impact

82.15 study of irrigation on the Pineland Sands

82.16 aquifer. This is a onetime appropriation and

82.17 is available until June 30, 2019.

82.18 \$250,000 the second year is for maintenance

82.19 of the Little Stone Lake Dam. St. Louis

82.20 County shall transfer to the state of Minnesota

82.21 maintenance and control of the Little Stone

82.22 Lake Dam that is described as: DAM ID

82.23 MN00373. This is a onetime appropriation.

82.24 \$200,000 the second year is for a grant to

82.25 the Koronis Lake Association for purposes

82.26 of removing and preventing aquatic invasive

82.27 species. This is a onetime appropriation.

30.10 \$225,000 the second year is from the water

30.11 management account in the natural resources

30.12 fund for water appropriation monitoring,

30.13 modeling, and reporting for the Cold Spring

30.14 Creek area as required under this act. This

30.15 is a onetime appropriation and is available

30.16 until June 30, 2022.

82.28 Subd. 4. **Forest Management**

-0-

3,100,000

30.17 Subd. 3. **Forest Management**

-0-

-0-

30.18	<u>Appropriations by Fund</u>	
30.19	<u>2016</u>	<u>2017</u>
30.20	<u>General</u>	<u>-0- (1,500,000)</u>
30.21	<u>Natural Resources</u>	<u>-0- 1,500,000</u>

82.29 \$600,000 the second year is for a pilot
 82.30 program to increase forest road maintenance.
 82.31 The commissioner shall use the money to
 82.32 perform needed maintenance on forest roads
 82.33 in conjunction with timber sales. Optional
 82.34 forest road maintenance contracts may be
 82.35 offered to successful purchasers of state
 83.1 timber sales at the commissioner's discretion.
 83.2 This is a onetime appropriation.

83.3 \$2,500,000 the second year is for private
 83.4 forest management assistance. The agency
 83.5 base is increased by \$2,028,000 in fiscal year
 83.6 2018 and thereafter.

30.22 \$1,500,000 the second year is a reduction
 30.23 from the general fund. This is a onetime
 30.24 reduction.

30.25 \$1,500,000 the second year is from the
 30.26 forest management investment account in the
 30.27 natural resources fund. Of this amount, up to
 30.28 \$3,000 is for purposes of the report required
 30.29 on public engagement regarding Sand Dunes
 30.30 State Forest required under this act. This is a
 30.31 onetime appropriation.

83.27 \$100,000 the second year is for the
 83.28 improvement of the infrastructure for
 83.29 sanitary sewer service at the Woodenfrog
 83.30 Campground in Kabetogama State Forest.
 83.31 This is a onetime appropriation.

83.32 \$250,000 the second year is for a grant to
 83.33 Douglas County to acquire land, including a
 83.34 ski area, for use as a regional park. The grant
 83.35 must be matched by other state or nonstate
 84.1 sources. This is a onetime appropriation and
 84.2 is available until June 30, 2019.

84.3 \$29,000 the second year is for computer
 84.4 programming related to the transfer-on-death
 84.5 title changes for watercraft. This is a onetime
 84.6 appropriation.

S2678-2

3.15 Sec. 6. **APPROPRIATION.**

3.16 (a) \$210,000 in fiscal year 2017 is appropriated from the water recreation account in
 3.17 the natural resources fund to the commissioner of natural resources for the purposes of
 3.18 sections 1 to 5. This is a onetime appropriation.
 3.19 (b) The commissioner of natural resources shall seek federal and other nonstate
 3.20 funds to reimburse the department for the initial costs of producing and distributing
 3.21 carbon monoxide boat warning labels. All amounts collected under this paragraph shall be
 3.22 deposited into the water recreation account.

31.7 \$50,000 the first year is from the water
 31.8 recreation account in the natural resources
 31.9 fund for implementation of Minnesota
 31.10 Statutes, section 86B.532, established in this
 31.11 act. This is a onetime appropriation.

UEH2749-1

84.7 <u>Subd. 6. Fish and Wildlife Management</u>	-0-	50,000
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84.8 \$50,000 the second year is from the game
 84.9 and fish fund for fish virus surveillance,
 84.10 including fish testing in high-risk waters used
 84.11 for bait production, to ensure the availability
 84.12 of safe bait. This is a onetime appropriation.

84.13 Subd. 7. **Enforcement** 670,000 -0-
 84.14 \$670,000 the first year is from the game and
 84.15 fish fund for aviation services. This is a
 84.16 onetime appropriation.

84.17 Subd. 8. **Operations Support** 1,599,000 3,930,000

84.18 Appropriations by Fund

84.19 2016 2017

84.20 General 1,599,000 3,870,000

84.21 Game and Fish -0- 60,000

84.22 \$1,599,000 the first year and \$2,370,000 the
 84.23 second year are for legal costs related to the
 84.24 NorthMet mining project. This is a onetime
 84.25 appropriation and is available until June 30,
 84.26 2019.

31.12 Subd. 5. **Enforcement** 670,000 -0-
 31.13 \$670,000 the first year is from the game and
 31.14 fish fund for aviation services. This is a
 31.15 onetime appropriation.

31.16 Subd. 6. **Operations Support** 1,742,000 3,658,000

31.17 \$1,742,000 the first year and \$3,658,000
 31.18 the second year are for legal costs related
 31.19 to the NorthMet mining project. Of this
 31.20 amount, up to \$143,000 the first year and
 31.21 up to \$1,289,000 the second year may be
 31.22 transferred to other agencies for legal costs
 31.23 associated with the NorthMet mining project.
 31.24 This is a onetime appropriation and is
 31.25 available until June 30, 2019.

84.27 \$1,500,000 the second year is for a grant to
 84.28 Wolf Ridge Environmental Learning Center
 84.29 to construct a new dormitory, renovate an old
 84.30 dormitory, construct a maintenance building,
 84.31 and construct a small classroom building
 84.32 with parking. The grant is not available
 84.33 until the commissioner of management
 84.34 and budget determines that an amount
 85.1 sufficient to complete the project is available
 85.2 from nonstate sources. This is a onetime
 85.3 appropriation and is available until June 30,
 85.4 2019.

85.5 \$60,000 the second year is from the
 85.6 heritage enhancement account for the
 85.7 department's Southeast Asian unit to
 85.8 conduct outreach efforts to the Southeast
 85.9 Asian community in Minnesota, including
 85.10 outreach efforts to refugees from Burma, to
 85.11 encourage participation in outdoor education
 85.12 opportunities and activities. This is a onetime
 85.13 appropriation.

31.26 Sec. 3. <u>LEGISLATURE</u>	<u>\$</u>	<u>25,000</u>	<u>\$</u>	<u>-0-</u>
31.27 <u>\$25,000 the first year is from the Minnesota</u>				
31.28 <u>future resources fund to the Legislative</u>				
31.29 <u>Coordinating Commission for the Aggregate</u>				
31.30 <u>Resources Task Force established in this</u>				
31.31 <u>act. This is a onetime appropriation and is</u>				
31.32 <u>available until June 30, 2018.</u>				

34.1 **ARTICLE 3**

34.2 **ENVIRONMENT AND NATURAL RESOURCES STATUTORY CHANGES**

34.3 Section 1. Minnesota Statutes 2014, section 3.736, subdivision 4, is amended to read:

34.4 Subd. 4. **Limits.** The total liability of the state and its employees acting within the

34.5 scope of their employment on any tort claim shall not exceed:

- 34.6 (a) \$300,000 when the claim is one for death by wrongful act or omission and
 34.7 \$300,000 to any claimant in any other case, for claims arising before August 1, 2007;
- 34.8 (b) \$400,000 when the claim is one for death by wrongful act or omission and
 34.9 \$400,000 to any claimant in any other case, for claims arising on or after August 1, 2007,
 34.10 and before July 1, 2009;
- 34.11 (c) \$500,000 when the claim is one for death by wrongful act or omission and
 34.12 \$500,000 to any claimant in any other case, for claims arising on or after July 1, 2009;
- 34.13 (d) \$750,000 for any number of claims arising out of a single occurrence, for claims
 34.14 arising on or after January 1, 1998, and before January 1, 2000;
- 34.15 (e) \$1,000,000 for any number of claims arising out of a single occurrence, for
 34.16 claims arising on or after January 1, 2000, and before January 1, 2008;
- 34.17 (f) \$1,200,000 for any number of claims arising out of a single occurrence, for
 34.18 claims arising on or after January 1, 2008, and before July 1, 2009;
- 34.19 (g) \$1,500,000 for any number of claims arising out of a single occurrence, for
 34.20 claims arising on or after July 1, 2009; or
- 34.21 (h) ~~\$1,000,000~~ \$500,000 for any number of claims arising out of a single occurrence,
 34.22 if the claim involves a nonprofit organization engaged in or administering outdoor
 34.23 recreational activities funded in whole or in part by the state or operating under the
 34.24 authorization of a permit issued by an agency or department of the state.
- 34.25 If the amount awarded to or settled upon multiple claimants exceeds the applicable
 34.26 limit under clause (d), (e), (f), (g), or (h), any party may apply to the district court to
 34.27 apportion to each claimant a proper share of the amount available under the applicable
 34.28 limit under clause (d), (e), (f), or (g). The share apportioned to each claimant shall be in
 34.29 the proportion that the ratio of the award or settlement bears to the aggregate awards and
 34.30 settlements for all claims arising out of the occurrence.
- 34.31 The limitation imposed by this subdivision on individual claimants includes damages
 34.32 claimed for loss of services or loss of support arising out of the same tort.

S2793-2

1.13 Section 1. Minnesota Statutes 2014, section 17.4982, subdivision 18a, is amended to
 1.14 read:

1.15 Subd. 18a. **Nonindigenous species.** "Nonindigenous species" means a species of
 1.16 fish or other aquatic life that is:

1.17 (1) not known to have been historically present in the state;

1.18 (2) not known to be naturally occurring in a particular part of the state; or

34.33 Sec. 2. Minnesota Statutes 2014, section 17.4982, subdivision 18a, is amended to read:

35.1 Subd. 18a. **Nonindigenous species.** "Nonindigenous species" means a species of
 35.2 fish or other aquatic life that is:

35.3 (1) not known to have been historically present in the state;

35.4 (2) not known to be naturally occurring in a particular part of the state; or

1.19 (3) ~~listed~~ designated by rule as a prohibited or regulated invasive species.

1.20 Sec. 2. Minnesota Statutes 2014, section 84.027, subdivision 13, is amended to read:

1.21 Subd. 13. **Game and fish rules.** (a) The commissioner of natural resources may
1.22 adopt rules under sections 97A.0451 to 97A.0459 and this subdivision that are authorized
1.23 under:

1.24 (1) chapters 97A, 97B, and 97C to set open seasons and areas, to close seasons and
1.25 areas, to select hunters for areas, to provide for tagging and registration of game and fish, to
1.26 prohibit or allow taking of wild animals to protect a species, to prevent or control wildlife
2.1 disease, to open or close bodies of water or portions of bodies of water for night bow
2.2 fishing, and to prohibit or allow importation, transportation, or possession of a wild animal;

2.3 (2) sections 84.093, 84.15, and 84.152 to set seasons for harvesting wild ginseng

2.4 roots and wild rice and to restrict or prohibit harvesting in designated areas; and

2.5 (3) section 84D.12 to ~~list~~ designate prohibited invasive species, regulated invasive
2.6 species, and unregulated nonnative species; and to list infested waters.

2.7 (b) If conditions exist that do not allow the commissioner to comply with sections
2.8 97A.0451 to 97A.0459, including the need to adjust season variables on an annual basis
2.9 based upon current biological and harvest data, the commissioner may adopt a rule
2.10 under this subdivision by submitting the rule to the attorney general for review under
2.11 section 97A.0455, publishing a notice in the State Register and filing the rule with the
2.12 secretary of state and the Legislative Coordinating Commission, and complying with
2.13 section 97A.0459, and including a statement of the conditions and a copy of the rule in the
2.14 notice. The conditions for opening a water body or portion of a water body for night bow
2.15 fishing under this section may include the need to temporarily open the area to evaluate
2.16 compatibility of the activity on that body of water prior to permanent rulemaking. The
2.17 notice may be published after it is received from the attorney general or five business days
2.18 after it is submitted to the attorney general, whichever is earlier.

2.19 (c) Rules adopted under paragraph (b) are effective upon publishing in the State
2.20 Register and may be effective up to seven days before publishing and filing under
2.21 paragraph (b), if:

2.22 (1) the commissioner of natural resources determines that an emergency exists;

2.23 (2) the attorney general approves the rule; and

2.24 (3) for a rule that affects more than three counties the commissioner publishes the
2.25 rule once in a legal newspaper published in Minneapolis, St. Paul, and Duluth, or for a
2.26 rule that affects three or fewer counties the commissioner publishes the rule once in a legal
2.27 newspaper in each of the affected counties.

2.28 (d) Except as provided in paragraph (e), a rule published under paragraph (c), clause
2.29 (3), may not be effective earlier than seven days after publication.

35.5 (3) ~~listed~~ designated by rule as a prohibited or regulated invasive species.

35.6 Sec. 3. Minnesota Statutes 2014, section 84.027, subdivision 13, is amended to read:

35.7 Subd. 13. **Game and fish rules.** (a) The commissioner of natural resources may
35.8 adopt rules under sections 97A.0451 to 97A.0459 and this subdivision that are authorized
35.9 under:

35.10 (1) chapters 97A, 97B, and 97C to set open seasons and areas, to close seasons and
35.11 areas, to select hunters for areas, to provide for tagging and registration of game and fish, to
35.12 prohibit or allow taking of wild animals to protect a species, to prevent or control wildlife
35.13 disease, to open or close bodies of water or portions of bodies of water for night bow
35.14 fishing, and to prohibit or allow importation, transportation, or possession of a wild animal;

35.15 (2) sections 84.093, 84.15, and 84.152 to set seasons for harvesting wild ginseng

35.16 roots and wild rice and to restrict or prohibit harvesting in designated areas; and

35.17 (3) section 84D.12 to ~~list~~ designate prohibited invasive species, regulated invasive
35.18 species, and unregulated nonnative species; and to list infested waters.

35.19 (b) If conditions exist that do not allow the commissioner to comply with sections
35.20 97A.0451 to 97A.0459, including the need to adjust season variables on an annual basis
35.21 based upon current biological and harvest data, the commissioner may adopt a rule
35.22 under this subdivision by submitting the rule to the attorney general for review under
35.23 section 97A.0455, publishing a notice in the State Register and filing the rule with the
35.24 secretary of state and the Legislative Coordinating Commission, and complying with
35.25 section 97A.0459, and including a statement of the conditions and a copy of the rule in the
35.26 notice. The conditions for opening a water body or portion of a water body for night bow
35.27 fishing under this section may include the need to temporarily open the area to evaluate
35.28 compatibility of the activity on that body of water prior to permanent rulemaking. The
35.29 notice may be published after it is received from the attorney general or five business days
35.30 after it is submitted to the attorney general, whichever is earlier.

35.31 (c) Rules adopted under paragraph (b) are effective upon publishing in the State
35.32 Register and may be effective up to seven days before publishing and filing under
35.33 paragraph (b), if:

35.34 (1) the commissioner of natural resources determines that an emergency exists;

35.35 (2) the attorney general approves the rule; and

36.1 (3) for a rule that affects more than three counties the commissioner publishes the
36.2 rule once in a legal newspaper published in Minneapolis, St. Paul, and Duluth, or for a
36.3 rule that affects three or fewer counties the commissioner publishes the rule once in a legal
36.4 newspaper in each of the affected counties.

36.5 (d) Except as provided in paragraph (e), a rule published under paragraph (c), clause
36.6 (3), may not be effective earlier than seven days after publication.

2.30 (e) A rule published under paragraph (c), clause (3), may be effective the day the
 2.31 rule is published if the commissioner gives notice and holds a public hearing on the rule
 2.32 within 15 days before publication.

2.33 (f) The commissioner shall attempt to notify persons or groups of persons affected
 2.34 by rules adopted under paragraphs (b) and (c) by public announcements, posting, and
 2.35 other appropriate means as determined by the commissioner.

3.1 (g) Notwithstanding section 97A.0458, a rule adopted under this subdivision is
 3.2 effective for the period stated in the notice but not longer than 18 months after the rule is
 3.3 effective.

3.4 Sec. 3. Minnesota Statutes 2015 Supplement, section 84.027, subdivision 13a, is
 3.5 amended to read:

3.6 Subd. 13a. **Game and fish expedited permanent rules.** (a) In addition to the
 3.7 authority granted in subdivision 13, the commissioner of natural resources may adopt rules
 3.8 under section 14.389 that are authorized under:

3.9 (1) chapters 97A, 97B, and 97C to describe zone or permit area boundaries, to
 3.10 designate fish spawning beds or fish preserves, to select hunters or anglers for areas,
 3.11 to provide for registration of game or fish, to prevent or control wildlife disease, or to
 3.12 correct errors or omissions in rules that do not have a substantive effect on the intent or
 3.13 application of the original rule; or

3.14 (2) section 84D.12 to ~~list~~ designate prohibited invasive species, regulated invasive
 3.15 species, and unregulated nonnative species.

3.16 (b) The commissioner of natural resources may adopt rules under section 14.389
 3.17 that are authorized under chapters 97A, 97B, and 97C, for purposes in addition to those
 3.18 listed in paragraph (a), clause (1), subject to the notice and public hearing provisions
 3.19 of section 14.389, subdivision 5.

36.7 (e) A rule published under paragraph (c), clause (3), may be effective the day the
 36.8 rule is published if the commissioner gives notice and holds a public hearing on the rule
 36.9 within 15 days before publication.

36.10 (f) The commissioner shall attempt to notify persons or groups of persons affected
 36.11 by rules adopted under paragraphs (b) and (c) by public announcements, posting, and
 36.12 other appropriate means as determined by the commissioner.

36.13 (g) Notwithstanding section 97A.0458, a rule adopted under this subdivision is
 36.14 effective for the period stated in the notice but not longer than 18 months after the rule is
 36.15 effective.

36.16 Sec. 4. Minnesota Statutes 2015 Supplement, section 84.027, subdivision 13a, is
 36.17 amended to read:

36.18 Subd. 13a. **Game and fish expedited permanent rules.** (a) In addition to the
 36.19 authority granted in subdivision 13, the commissioner of natural resources may adopt rules
 36.20 under section 14.389 that are authorized under:

36.21 (1) chapters 97A, 97B, and 97C to describe zone or permit area boundaries, to
 36.22 designate fish spawning beds or fish preserves, to select hunters or anglers for areas,
 36.23 to provide for registration of game or fish, to prevent or control wildlife disease, or to
 36.24 correct errors or omissions in rules that do not have a substantive effect on the intent or
 36.25 application of the original rule; or

36.26 (2) section 84D.12 to ~~list~~ designate prohibited invasive species, regulated invasive
 36.27 species, and unregulated nonnative species.

36.28 (b) The commissioner of natural resources may adopt rules under section 14.389
 36.29 that are authorized under chapters 97A, 97B, and 97C, for purposes in addition to those
 36.30 listed in paragraph (a), clause (1), subject to the notice and public hearing provisions
 36.31 of section 14.389, subdivision 5.

36.32 Sec. 5. Minnesota Statutes 2014, section 84.089, subdivision 3, is amended to read:

36.33 Subd. 3. **Application of law.** Except as otherwise provided in this section, a
 36.34 volunteer is not a state employee and is not subject to the provisions of law relating to
 37.1 state employment, including but not limited to those relating to hours of work, rates of
 37.2 compensation, leave, unemployment benefits, and state employee benefits. A volunteer
 37.3 accepted under this section, except for a volunteer of a nonprofit organization with
 37.4 permission from the commissioner of natural resources to assist in maintenance in state
 37.5 parks, state forests, wildlife management areas, or on state trails, is a state employee for
 37.6 the purposes of section 176.011, subdivision 9, and the provisions of chapter 176, relating
 37.7 to workers' compensation apply to the volunteer.

85.14 Sec. 3. Minnesota Statutes 2014, section 84.091, subdivision 2, is amended to read:

85.15 Subd. 2. **License required; exception exemptions.** (a) Except as provided in
 85.16 ~~paragraph (b) this subdivision~~, a person may not harvest, buy, sell, transport, or possess
 85.17 aquatic plants without a license required under this chapter. A license shall be issued in
 85.18 the same manner as provided under the game and fish laws.

85.19 (b) A resident under the age of 18 years may harvest wild rice without a license, if
 85.20 accompanied by a person with a wild rice license.

85.21 (c) Tribal band members who possess a valid tribal identification card may harvest
 85.22 wild rice without a license under this section.

85.23 Sec. 4. Minnesota Statutes 2014, section 84.798, subdivision 2, is amended to read:

85.24 Subd. 2. **Exemptions.** Registration is not required for an off-road vehicle that is:

85.25 (1) owned and used by the United States, an Indian tribal government, the state,
 85.26 another state, or a political subdivision; or

85.27 (2) registered in another state or country and has not been in this state for more than
 85.28 30 consecutive days; or

85.29 (3) operated with a valid state trail pass according to section 84.8035.

85.30 **EFFECTIVE DATE.** This section is effective January 1, 2017.

85.31 Sec. 5. Minnesota Statutes 2014, section 84.8035, is amended to read:

85.32 **84.8035 NONRESIDENT OFF-ROAD VEHICLE STATE TRAIL PASS.**

86.1 Subdivision 1. **Pass required; fee.** (a) Except as provided under paragraph (c), a
 86.2 ~~nonresident person~~ may not operate an off-road vehicle on a state or grant-in-aid off-road
 86.3 vehicle trail or use area unless the vehicle displays a ~~nonresident~~ an off-road vehicle state
 86.4 trail pass sticker issued according to this section. The pass must be viewable by a peace
 86.5 officer, a conservation officer, or an employee designated under section 84.0835.

86.6 (b) ~~The fee for an annual pass is \$20. The pass is valid from January 1 through~~
 86.7 ~~December 31. The fee for a three-year pass is \$30.~~ The commissioner of natural resources
 86.8 shall issue a pass upon application and payment of the fee. Fees collected under this
 86.9 section, except for the issuing fee for licensing agents, shall be deposited in the state
 86.10 treasury and credited to the off-road vehicle account in the natural resources fund and,
 86.11 except for the electronic licensing system commission established by the commissioner
 86.12 under section 84.027, subdivision 15, must be used for grants-in-aid to counties and
 86.13 municipalities for off-road vehicle organizations to construct and maintain off-road
 86.14 vehicle trails and use areas.

37.8 Sec. 6. Minnesota Statutes 2014, section 84.091, subdivision 2, is amended to read:

37.9 Subd. 2. **License required; exception exemptions.** (a) Except as provided in
 37.10 ~~paragraph (b) this subdivision~~, a person may not harvest, buy, sell, transport, or possess
 37.11 aquatic plants without a license required under this chapter. A license shall be issued in
 37.12 the same manner as provided under the game and fish laws.

37.13 (b) A resident under the age of 18 years may harvest wild rice without a license, if
 37.14 accompanied by a person with a wild rice license.

37.15 (c) Tribal band members who possess a valid tribal identification card from a
 37.16 federally recognized tribe located in Minnesota are deemed to have a license to harvest
 37.17 wild rice under this section.

86.15 (c) ~~A nonresident~~ An off-road vehicle state trail pass is not required for:

86.16 (1) an off-road vehicle that is owned and used by the United States, another state,
86.17 or a political subdivision thereof that is exempt from registration under section 84.798,
86.18 subdivision 2;

86.19 (2) a person operating an off-road vehicle only on the portion of a trail that is owned
86.20 by the person or the person's spouse, child, or parent; or

86.21 (3) a ~~nonresident person~~ operating an off-road vehicle that is registered according
86.22 to section 84.798.

86.23 (d) The fee for an annual nonresident off-road vehicle state trail pass is \$20. The
86.24 nonresident pass is valid from January 1 through December 31. The fee for a nonresident
86.25 three-year pass is \$30.

86.26 (e) The fee for a resident off-road vehicle state trail pass is \$20. The resident pass is
86.27 valid for 30 consecutive days after the date of issuance.

86.28 Subd. 2. **License agents.** The commissioner may appoint agents to issue and
86.29 sell ~~nonresident~~ off-road vehicle state trail passes. The commissioner may revoke the
86.30 appointment of an agent at any time. The commissioner may adopt additional rules as
86.31 provided in section 97A.485, subdivision 11. An agent shall observe all rules adopted
86.32 by the commissioner for accounting and handling of passes pursuant to section 97A.485,
86.33 subdivision 11. An agent shall promptly deposit and remit all money received from the
86.34 sale of the passes, exclusive of the issuing fee, to the commissioner.

86.35 Subd. 3. **Issuance of passes.** The commissioner and agents shall issue and sell
86.36 ~~nonresident~~ off-road vehicle state trail passes. The commissioner shall also make the
87.1 passes available through the electronic licensing system established under section 84.027,
87.2 subdivision 15.

87.3 Subd. 4. **Agent's fee.** In addition to the fee for a pass, an issuing fee of \$1 per pass
87.4 shall be charged. The issuing fee may be retained by the seller of the pass. Issuing fees for
87.5 passes issued by the commissioner shall be deposited in the off-road vehicle account in the
87.6 natural resources fund and retained for the operation of the electronic licensing system.

87.7 Subd. 5. **Duplicate passes.** The commissioner and agents shall issue a duplicate
87.8 pass to persons whose pass is lost or destroyed using the process established under section
87.9 97A.405, subdivision 3, and rules adopted thereunder. The fee for a duplicate ~~nonresident~~
87.10 off-road vehicle state trail pass is \$4, with an issuing fee of 50 cents.

87.11 **EFFECTIVE DATE.** This section is effective January 1, 2017.

S2793-2

3.29 Sec. 5. Minnesota Statutes 2014, section 84D.01, subdivision 2, is amended to read:

3.30 Subd. 2. **Aquatic macrophyte.** "Aquatic macrophyte" means macro algae or a

3.31 macroscopic nonwoody plant, either a submerged, floating leafed, floating, or emergent

3.32 plant that naturally grows in water.

4.1 Sec. 6. Minnesota Statutes 2014, section 84D.05, subdivision 1, is amended to read:

4.2 Subdivision 1. **Prohibited activities.** A person may not possess, import, purchase,

4.3 sell, propagate, transport, or introduce a prohibited invasive species, except:

4.4 (1) under a permit issued by the commissioner under section 84D.11;

4.5 (2) in the case of purple loosestrife, as provided by sections 18.75 to 18.88;

4.6 (3) under a restricted species permit issued under section 17.457;

4.7 (4) when being transported to the department, or another destination as the

4.8 commissioner may direct, in a sealed container for purposes of identifying the species

4.9 or reporting the presence of the species;

4.10 (5) when being transported for disposal as part of a harvest or control activity

4.11 when specifically authorized under a permit issued by the commissioner according to

4.12 section 103G.615, when being transported for disposal as specified under a commercial

4.13 fishing license issued by the commissioner according to section 97A.418, 97C.801,

4.14 97C.811, 97C.825, 97C.831, or 97C.835, or when being transported as specified by the

4.15 commissioner;

4.16 ~~(6) when the specimen has been lawfully acquired dead and, in the case of plant~~

4.17 ~~species, all seeds are removed or are otherwise secured in a sealed container;~~

4.18 ~~(7) in the form of herbaria or other preserved specimens;~~

4.19 ~~(8) (6) when being removed from watercraft and equipment, or caught while angling,~~

4.20 ~~and immediately returned to the water from which they came; or~~

4.21 ~~(9) (7) as the commissioner may otherwise prescribe by rule.~~

4.22 Sec. 7. **[84D.075] NONNATIVE SPECIES, AQUATIC PLANTS, AND AQUATIC**

4.23 **MACROPHYTES; PARTS AND LIFE STAGE.**

4.24 A law relating to a nonnative species, aquatic plant, or aquatic macrophyte applies in

4.25 the same manner to a part of a nonnative species, aquatic plant, or aquatic macrophyte,

4.26 whether alive or dead, and to any life stage or form.

4.27 Sec. 8. Minnesota Statutes 2014, section 84D.09, subdivision 2, is amended to read:

4.28 Subd. 2. **Exceptions.** Unless otherwise prohibited by law, a person may transport

4.29 aquatic macrophytes:

37.18 Sec. 7. Minnesota Statutes 2014, section 84D.01, subdivision 2, is amended to read:

37.19 Subd. 2. **Aquatic macrophyte.** "Aquatic macrophyte" means macro algae or a

37.20 macroscopic nonwoody plant, either a submerged, floating leafed, floating, or emergent

37.21 plant that naturally grows in water.

37.22 Sec. 8. Minnesota Statutes 2014, section 84D.05, subdivision 1, is amended to read:

37.23 Subdivision 1. **Prohibited activities.** A person may not possess, import, purchase,

37.24 sell, propagate, transport, or introduce a prohibited invasive species, except:

37.25 (1) under a permit issued by the commissioner under section 84D.11;

37.26 (2) in the case of purple loosestrife, as provided by sections 18.75 to 18.88;

37.27 (3) under a restricted species permit issued under section 17.457;

37.28 (4) when being transported to the department, or another destination as the

37.29 commissioner may direct, in a sealed container for purposes of identifying the species

37.30 or reporting the presence of the species;

37.31 (5) when being transported for disposal as part of a harvest or control activity

37.32 when specifically authorized under a permit issued by the commissioner according to

37.33 section 103G.615, when being transported for disposal as specified under a commercial

38.1 fishing license issued by the commissioner according to section 97A.418, 97C.801,

38.2 97C.811, 97C.825, 97C.831, or 97C.835, or when being transported as specified by the

38.3 commissioner;

38.4 ~~(6) when the specimen has been lawfully acquired dead and, in the case of plant~~

38.5 ~~species, all seeds are removed or are otherwise secured in a sealed container;~~

38.6 ~~(7) in the form of herbaria or other preserved specimens;~~

38.7 ~~(8) (6) when being removed from watercraft and equipment, or caught while angling,~~

38.8 ~~and immediately returned to the water from which they came; or~~

38.9 ~~(9) (7) as the commissioner may otherwise prescribe by rule.~~

38.10 Sec. 9. **[84D.075] NONNATIVE SPECIES, AQUATIC PLANTS, AND AQUATIC**

38.11 **MACROPHYTES; PARTS AND LIFE STAGE.**

38.12 A law relating to a nonnative species, aquatic plant, or aquatic macrophyte applies in

38.13 the same manner to a part of a nonnative species, aquatic plant, or aquatic macrophyte,

38.14 whether alive or dead, and to any life stage or form.

38.15 Sec. 10. Minnesota Statutes 2014, section 84D.09, subdivision 2, is amended to read:

38.16 Subd. 2. **Exceptions.** Unless otherwise prohibited by law, a person may transport

38.17 aquatic macrophytes:

4.30 (1) that are duckweeds in the family Lemnaceae;

4.31 (2) for purposes of constructing shooting or observation blinds in amounts sufficient

4.32 for that purpose, provided that the aquatic macrophytes are emergent and cut above the

4.33 waterline;

5.1 (3) when legally purchased or traded by or from commercial or hobbyist sources for

5.2 aquarium, wetland or lakeshore restoration, or ornamental purposes;

5.3 (4) when harvested for personal or commercial use if in a motor vehicle;

5.4 (5) to the department, or another destination as the commissioner may direct, in a

5.5 sealed container for purposes of identifying a species or reporting the presence of a species;

5.6 (6) that are wild rice harvested under section 84.091;

5.7 (7) in the form of fragments of emergent aquatic macrophytes incidentally transported

5.8 in or on watercraft or decoys used for waterfowl hunting during the waterfowl season; or

5.9 (8) when removing water-related equipment from waters of the state for purposes of

5.10 cleaning off aquatic macrophytes before leaving a water access site; or

5.11 (9) when being transported from riparian property to a legal disposal site that is at

5.12 least 100 feet from any surface water, ditch, or seasonally flooded land, provided the

5.13 aquatic macrophytes are in a covered commercial vehicle specifically designed and used

5.14 for hauling trash.

5.15 Sec. 9. Minnesota Statutes 2014, section 84D.10, subdivision 4, is amended to read:

5.16 Subd. 4. **Persons transporting water-related equipment.** (a) When leaving

5.17 waters a water of the state, a person must drain water-related equipment holding water

5.18 and live wells and bilges by removing the drain plug before transporting the water-related

5.19 equipment off the water access site or riparian property. For the purposes of this

5.20 paragraph, "transporting" includes moving water-related equipment over land between

5.21 connected or unconnected water bodies, but does not include moving water-related

5.22 equipment within the immediate area required for loading and preparing the water-related

5.23 equipment for transport over land.

5.24 (b) Drain plugs, bailers, valves, or other devices used to control the draining of water

5.25 from ballast tanks, bilges, and live wells must be removed or opened while transporting

5.26 water-related equipment.

5.27 (c) Emergency response vehicles and equipment may be transported on a public road

5.28 with the drain plug or other similar device replaced only after all water has been drained

5.29 from the equipment upon leaving the water body.

5.30 (d) Portable bait containers used by licensed aquatic farms, portable bait containers

5.31 when fishing through the ice except on waters listed infested for viral hemorrhagic

5.32 septicemia, and marine sanitary systems are exempt from this subdivision.

38.18 (1) that are duckweeds in the family Lemnaceae;

38.19 (2) for purposes of constructing shooting or observation blinds in amounts sufficient

38.20 for that purpose, provided that the aquatic macrophytes are emergent and cut above the

38.21 waterline;

38.22 (3) when legally purchased or traded by or from commercial or hobbyist sources for

38.23 aquarium, wetland or lakeshore restoration, or ornamental purposes;

38.24 (4) when harvested for personal or commercial use if in a motor vehicle;

38.25 (5) to the department, or another destination as the commissioner may direct, in a

38.26 sealed container for purposes of identifying a species or reporting the presence of a species;

38.27 (6) that are wild rice harvested under section 84.091;

38.28 (7) in the form of fragments of emergent aquatic macrophytes incidentally transported

38.29 in or on watercraft or decoys used for waterfowl hunting during the waterfowl season; or

38.30 (8) when removing water-related equipment from waters of the state for purposes of

38.31 cleaning off aquatic macrophytes before leaving a water access site; or

38.32 (9) when being transported from riparian property to a legal disposal site that is at

38.33 least 100 feet from any surface water, ditch, or seasonally flooded land, provided the

39.1 aquatic macrophytes are in a covered commercial vehicle specifically designed and used

39.2 for hauling trash.

39.3 Sec. 11. Minnesota Statutes 2014, section 84D.10, subdivision 4, is amended to read:

39.4 Subd. 4. **Persons transporting water-related equipment.** (a) When leaving

39.5 waters a water of the state, a person must drain water-related equipment holding water

39.6 and live wells and bilges by removing the drain plug before transporting the water-related

39.7 equipment off the water access site or riparian property. For the purposes of this

39.8 paragraph, "transporting" includes moving water-related equipment over land between

39.9 connected or unconnected water bodies, but does not include moving water-related

39.10 equipment within the immediate area required for loading and preparing the water-related

39.11 equipment for transport over land.

39.12 (b) Drain plugs, bailers, valves, or other devices used to control the draining of water

39.13 from ballast tanks, bilges, and live wells must be removed or opened while transporting

39.14 water-related equipment.

39.15 (c) Emergency response vehicles and equipment may be transported on a public road

39.16 with the drain plug or other similar device replaced only after all water has been drained

39.17 from the equipment upon leaving the water body.

39.18 (d) Portable bait containers used by licensed aquatic farms, portable bait containers

39.19 when fishing through the ice except on waters listed infested for viral hemorrhagic

39.20 septicemia, and marine sanitary systems are exempt from this subdivision.

5.33 (e) A person must not dispose of bait in waters of the state.

6.1 (f) A boat lift, dock, swim raft, or associated equipment that has been removed
 6.2 from any water body may not be placed in another water body until a minimum of 21
 6.3 days have passed.

6.4 (g) A person who transports water that is appropriated from noninfested surface
 6.5 water bodies and that is transported by a commercial vehicle, excluding watercraft, or
 6.6 commercial trailer, which vehicle or trailer is specifically designed and used for water
 6.7 hauling, is exempt from paragraphs (a) and (b), provided that the person does not discharge
 6.8 the transported water to other surface waters or within 100 feet of a surface water body.

6.9 (h) A person transporting water from noninfested surface water bodies for
 6.10 firefighting or emergencies that threaten human safety or property is exempt from
 6.11 paragraphs (a) and (b).

6.12 Sec. 10. Minnesota Statutes 2014, section 84D.108, is amended by adding a
 6.13 subdivision to read:

6.14 Subd. 2a. **Lake Minnetonka pilot study.** (a) The commissioner may issue an
 6.15 additional permit to service providers to return to Lake Minnetonka water-related
 6.16 equipment with zebra mussels attached after the equipment has been seasonally
 6.17 stored, serviced, or repaired. The permit must include verification and documentation
 6.18 requirements and any other conditions the commissioner deems necessary.

6.19 (b) Water-related equipment with zebra mussels attached may be returned only
 6.20 to Lake Minnetonka (DNR Division of Waters number 27-0133) by service providers
 6.21 permitted under subdivision 1.

6.22 (c) The service provider's place of business must be within the Lake Minnetonka
 6.23 Conservation District as established according to sections 103B.601 to 103B.645.

6.24 (d) A service provider applying for a permit under this subdivision must, if approved
 6.25 for a permit and before the permit is valid, furnish a corporate surety bond in favor of the
 6.26 state for \$50,000 payable upon violation of this chapter.

6.27 (e) This subdivision expires December 1, 2018.

6.28 Sec. 11. Minnesota Statutes 2015 Supplement, section 84D.11, subdivision 1, is
 6.29 amended to read:

6.30 Subdivision 1. **Prohibited invasive species.** (a) The commissioner may issue a
 6.31 permit for the propagation, possession, importation, purchase, or transport of a prohibited
 6.32 invasive species for the purposes of disposal, decontamination, control, research, or
 6.33 education.

39.21 (e) A person must not dispose of bait in waters of the state.

39.22 (f) A boat lift, dock, swim raft, or associated equipment that has been removed
 39.23 from any water body may not be placed in another water body until a minimum of 21
 39.24 days have passed.

39.25 (g) A person who transports water that is appropriated from noninfested surface
 39.26 water bodies and that is transported by a commercial vehicle, excluding watercraft, or
 39.27 commercial trailer, which vehicle or trailer is specifically designed and used for water
 39.28 hauling, is exempt from paragraphs (a) and (b), provided that the person does not discharge
 39.29 the transported water to other surface waters or within 100 feet of a surface water body.

39.30 (h) A person transporting water from noninfested surface water bodies for
 39.31 firefighting or emergencies that threaten human safety or property is exempt from
 39.32 paragraphs (a) and (b).

39.33 Sec. 12. Minnesota Statutes 2014, section 84D.108, is amended by adding a
 39.34 subdivision to read:

40.1 Subd. 2a. **Lake Minnetonka pilot study.** (a) The commissioner may issue an
 40.2 additional permit to service providers to return to Lake Minnetonka water-related
 40.3 equipment with zebra mussels attached after the equipment has been seasonally
 40.4 stored, serviced, or repaired. The permit must include verification and documentation
 40.5 requirements and any other conditions the commissioner deems necessary.

40.6 (b) Water-related equipment with zebra mussels attached may be returned only
 40.7 to Lake Minnetonka (DNR Division of Waters number 27-0133) by service providers
 40.8 permitted under subdivision 1.

40.9 (c) The service provider's place of business must be within the Lake Minnetonka
 40.10 Conservation District as established according to sections 103B.601 to 103B.645.

40.11 (d) A service provider applying for a permit under this subdivision must, if approved
 40.12 for a permit and before the permit is valid, furnish a corporate surety bond in favor of the
 40.13 state for \$50,000 payable upon violation of this chapter.

40.14 (e) This subdivision expires December 1, 2018.

40.15 Sec. 13. Minnesota Statutes 2015 Supplement, section 84D.11, subdivision 1, is
 40.16 amended to read:

40.17 Subdivision 1. **Prohibited invasive species.** (a) The commissioner may issue a
 40.18 permit for the propagation, possession, importation, purchase, or transport of a prohibited
 40.19 invasive species for the purposes of disposal, decontamination, control, research, or
 40.20 education.

7.1 (b) The commissioner may issue a permit as provided under section 84D.108,
 7.2 subdivision 2a, to a service provider to allow water-related equipment to be placed back
 7.3 into the same body of water after being seasonally stored, serviced, or repaired by the
 7.4 service provider. This paragraph expires December 1, 2018.

7.5 Sec. 12. Minnesota Statutes 2014, section 84D.13, subdivision 4, is amended to read:

7.6 Subd. 4. **Warnings; civil citations.** After appropriate training, conservation
 7.7 officers, other licensed peace officers, and other department personnel designated by the
 7.8 commissioner may issue warnings or citations to a person who:

7.9 (1) unlawfully transports prohibited invasive species or aquatic macrophytes;

7.10 (2) unlawfully places or attempts to place into waters of the state water-related
 7.11 equipment that has aquatic macrophytes or prohibited invasive species attached;

7.12 (3) intentionally damages, moves, removes, or sinks a buoy marking, as prescribed
 7.13 by rule, Eurasian watermilfoil;

7.14 (4) fails to remove plugs, open valves, and drain water from water-related equipment
 7.15 before leaving waters of the state or when transporting water-related equipment as
 7.16 provided in section 84D.10, subdivision 4; or

7.17 (5) transports infested water, in violation of rule, off riparian property;

7.18 (6) fails to comply with a decontamination order when a decontamination unit
 7.19 is available on site;

7.20 (7) fails to complete decontamination of water-related equipment or to remove
 7.21 invasive species from water-related equipment by the date specified on a tagging notice
 7.22 and order; or

7.23 (8) fails to complete the aquatic invasive species offender training course required
 7.24 under section 86B.13.

7.25 Sec. 13. Minnesota Statutes 2015 Supplement, section 84D.13, subdivision 5, is
 7.26 amended to read:

7.27 Subd. 5. **Civil penalties.** (a) A civil citation issued under this section must impose
 7.28 the following penalty amounts:

7.29 (1) for transporting aquatic macrophytes in violation of section 84D.09, \$100;

7.30 (2) for placing or attempting to place into waters of the state water-related equipment
 7.31 that has aquatic macrophytes attached, \$200;

7.32 (3) for unlawfully possessing or transporting a prohibited invasive species other
 7.33 than an aquatic macrophyte, \$500;

40.21 (b) The commissioner may issue a permit as provided under section 84D.108,
 40.22 subdivision 2a, to a service provider to allow water-related equipment to be placed back
 40.23 into the same body of water after being seasonally stored, serviced, or repaired by the
 40.24 service provider. This paragraph expires December 1, 2018.

40.25 Sec. 14. Minnesota Statutes 2014, section 84D.13, subdivision 4, is amended to read:

40.26 Subd. 4. **Warnings; civil citations.** After appropriate training, conservation
 40.27 officers, other licensed peace officers, and other department personnel designated by the
 40.28 commissioner may issue warnings or citations to a person who:

40.29 (1) unlawfully transports prohibited invasive species or aquatic macrophytes;

40.30 (2) unlawfully places or attempts to place into waters of the state water-related
 40.31 equipment that has aquatic macrophytes or prohibited invasive species attached;

40.32 (3) intentionally damages, moves, removes, or sinks a buoy marking, as prescribed
 40.33 by rule, Eurasian watermilfoil;

41.1 (4) fails to remove plugs, open valves, and drain water from water-related equipment
 41.2 before leaving waters of the state or when transporting water-related equipment as
 41.3 provided in section 84D.10, subdivision 4; or

41.4 (5) transports infested water, in violation of rule, off riparian property;

41.5 (6) fails to comply with a decontamination order when a decontamination unit
 41.6 is available on site;

41.7 (7) fails to complete decontamination of water-related equipment or to remove
 41.8 invasive species from water-related equipment by the date specified on a tagging notice
 41.9 and order; or

41.10 (8) fails to complete the aquatic invasive species offender training course required
 41.11 under section 86B.13.

41.12 Sec. 15. Minnesota Statutes 2015 Supplement, section 84D.13, subdivision 5, is
 41.13 amended to read:

41.14 Subd. 5. **Civil penalties.** (a) A civil citation issued under this section must impose
 41.15 the following penalty amounts:

41.16 (1) for transporting aquatic macrophytes in violation of section 84D.09, \$100;

41.17 (2) for placing or attempting to place into waters of the state water-related equipment
 41.18 that has aquatic macrophytes attached, \$200;

41.19 (3) for unlawfully possessing or transporting a prohibited invasive species other
 41.20 than an aquatic macrophyte, \$500;

8.1 (4) for placing or attempting to place into waters of the state water-related equipment
 8.2 that has prohibited invasive species attached when the waters are not listed by the
 8.3 commissioner as being infested with that invasive species, \$500;

8.4 (5) for intentionally damaging, moving, removing, or sinking a buoy marking, as
 8.5 prescribed by rule, Eurasian watermilfoil, \$100;

8.6 (6) for failing to have drain plugs or similar devices removed or opened while
 8.7 transporting water-related equipment or for failing to remove plugs, open valves, and
 8.8 drain water from water-related equipment, other than marine sanitary systems, before
 8.9 leaving waters of the state, \$100;

8.10 (7) for transporting infested water off riparian property without a permit as required
 8.11 by rule, \$200; ~~and~~

8.12 (8) for failing to have aquatic invasive species affirmation displayed or available for
 8.13 inspection as provided in sections 86B.401 and 97C.301, subdivision 2a, \$25-;

8.14 (9) for failing to comply with a decontamination order when a decontamination unit
 8.15 is available on site, \$250;

8.16 (10) for failing to complete decontamination of water-related equipment or to
 8.17 remove invasive species from water-related equipment by the date specified on a tagging
 8.18 notice and order, \$250; and

8.19 (11) for failing to complete the aquatic invasive species offender training course
 8.20 required under section 86B.13, \$25.

8.21 (b) A civil citation that is issued to a person who has one or more prior convictions
 8.22 or final orders for violations of this chapter is subject to twice the penalty amounts listed
 8.23 in paragraph (a).

UEH2749-1

87.12 Sec. 6. Minnesota Statutes 2014, section 85.015, subdivision 13, is amended to read:

87.13 Subd. 13. **Arrowhead Region Trails, Cook, Lake, St. Louis, Pine, Carlton,
 87.14 Koochiching, and Itasca Counties.** (a)(1) The Taconite Trail shall originate at Ely in St.
 87.15 Louis County and extend southwesterly to Tower in St. Louis County, thence westerly to
 87.16 McCarthy Beach State Park in St. Louis County, thence southwesterly to Grand Rapids in
 87.17 Itasca County and there terminate;

87.18 (2) the C. J. Ramstad/Northshore Trail shall originate in Duluth in St. Louis County
 87.19 and extend northeasterly to Two Harbors in Lake County, thence northeasterly to Grand
 87.20 Marais in Cook County, thence northeasterly to the international boundary in the vicinity
 87.21 of the north shore of Lake Superior, and there terminate;

41.21 (4) for placing or attempting to place into waters of the state water-related equipment
 41.22 that has prohibited invasive species attached when the waters are not listed by the
 41.23 commissioner as being infested with that invasive species, \$500;

41.24 (5) for intentionally damaging, moving, removing, or sinking a buoy marking, as
 41.25 prescribed by rule, Eurasian watermilfoil, \$100;

41.26 (6) for failing to have drain plugs or similar devices removed or opened while
 41.27 transporting water-related equipment or for failing to remove plugs, open valves, and
 41.28 drain water from water-related equipment, other than marine sanitary systems, before
 41.29 leaving waters of the state, \$100;

41.30 (7) for transporting infested water off riparian property without a permit as required
 41.31 by rule, \$200; ~~and~~

41.32 (8) for failing to have aquatic invasive species affirmation displayed or available for
 41.33 inspection as provided in sections 86B.401 and 97C.301, subdivision 2a, \$25-;

41.34 (9) for failing to comply with a decontamination order when a decontamination unit
 41.35 is available on site, \$250;

42.1 (10) for failing to complete decontamination of water-related equipment or to
 42.2 remove invasive species from water-related equipment by the date specified on a tagging
 42.3 notice and order, \$250; and

42.4 (11) for failing to complete the aquatic invasive species offender training course
 42.5 required under section 86B.13, \$25.

42.6 (b) A civil citation that is issued to a person who has one or more prior convictions
 42.7 or final orders for violations of this chapter is subject to twice the penalty amounts listed
 42.8 in paragraph (a).

87.22 (3) ~~The Grand Marais to International Falls Trail shall originate in Grand Marais~~
 87.23 ~~in Cook County and extend northwesterly, outside of the Boundary Waters Canoe Area,~~
 87.24 ~~to Ely in St. Louis County, thence southwesterly along the route of the Taconite Trail to~~
 87.25 ~~Tower in St. Louis County, thence northwesterly through the Pelican Lake area in St.~~
 87.26 ~~Louis County to International Falls in Koochiching County, and there terminate the David~~
 87.27 ~~K. Dill/Arrowhead Trail shall originate at International Falls in Koochiching County and~~
 87.28 ~~extend southeasterly through the Pelican Lake area in St. Louis County, intersecting with~~
 87.29 ~~the Taconite Trail west of Tower; then the David K. Dill/Taconite Trail continues easterly~~
 87.30 ~~to Ely in St. Louis County; then the David K. Dill/Tomahawk Trail extends southeasterly,~~
 87.31 ~~outside the Boundary Waters Canoe Area, to the area of Little Marais in Lake County and~~
 87.32 ~~there terminates at the intersection with the C. J. Ramstad/Northshore Trail; and~~

87.33 (4) the Matthew Lourey Trail shall originate in Duluth in St. Louis County and
 87.34 extend southerly to Chengwatana State Forest in Pine County.

87.35 (b) The trails shall be developed primarily for riding and hiking.

88.1 (c) In addition to the authority granted in subdivision 1, lands and interests in lands
 88.2 for the Arrowhead Region trails may be acquired by eminent domain. Before acquiring
 88.3 any land or interest in land by eminent domain the commissioner of administration shall
 88.4 obtain the approval of the governor. The governor shall consult with the Legislative
 88.5 Advisory Commission before granting approval. Recommendations of the Legislative
 88.6 Advisory Commission shall be advisory only. Failure or refusal of the commission to
 88.7 make a recommendation shall be deemed a negative recommendation.

S2678-2

1.9 Section 1. Minnesota Statutes 2014, section 86B.005, is amended by adding a
 1.10 subdivision to read:

1.11 Subd. 4a. **Enclosed accommodation compartment.** "Enclosed accommodation
 1.12 compartment" means one contiguous space, surrounded by boat structure that contains
 1.13 all of the following:
 1.14 (1) designated sleeping accommodations;
 1.15 (2) a galley area with sink; and
 1.16 (3) a head compartment.

1.17 Sec. 2. Minnesota Statutes 2014, section 86B.005, is amended by adding a subdivision
 1.18 to read:

42.9 Sec. 16. Minnesota Statutes 2014, section 86B.005, is amended by adding a
 42.10 subdivision to read:

42.11 Subd. 4a. **Enclosed accommodation compartment.** "Enclosed accommodation
 42.12 compartment" means one contiguous space, surrounded by boat structure, that contains
 42.13 all of the following:
 42.14 (1) designated sleeping accommodations;
 42.15 (2) a galley area with sink; and
 42.16 (3) a head compartment.

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

42.18 Sec. 17. Minnesota Statutes 2014, section 86B.005, is amended by adding a
 42.19 subdivision to read:

1.19 Subd. 4b. **Enclosed occupancy compartment.** "Enclosed occupancy compartment"
 1.20 means one contiguous enclosed space surrounded by boat structure that may be occupied
 1.21 by a person.

1.22 Sec. 3. Minnesota Statutes 2014, section 86B.005, is amended by adding a subdivision
 1.23 to read:

2.1 Subd. 8a. **Marine carbon monoxide detection system.** "Marine carbon monoxide
 2.2 detection system" means a device or system that meets the requirements of the American
 2.3 Boat and Yacht Council Standard A-24, July, 2015, for carbon monoxide detection systems.

2.4 Sec. 4. **[86B.532] CARBON MONOXIDE DETECTION DEVICE**
 2.5 **REQUIREMENTS.**

2.6 Subdivision 1. **Requirements.** (a) No motorboat that has an enclosed
 2.7 accommodation compartment may be operated on any waters of the state unless the
 2.8 motorboat is equipped with a functioning marine carbon monoxide detection system
 2.9 installed according to the manufacturer's instructions.

2.10 (b) After the effective date of this section, no new motorboat that has an enclosed
 2.11 accommodation compartment may be sold or offered for sale in Minnesota unless the
 2.12 motorboat is equipped with a new functioning marine carbon monoxide detection system
 2.13 installed according to the manufacturer's instructions.

2.14 Subd. 2. **Boating safety courses.** All state-sponsored boating safety courses and all
 2.15 boating safety courses that require state approval by the commissioner must incorporate
 2.16 information about the dangers of being overcome by carbon monoxide poisoning while on
 2.17 or behind a motorboat and how to prevent that poisoning.

2.18 Subd. 3. **Carbon monoxide poisoning warning labels.** (a) No gasoline-powered
 2.19 motorboat that has an enclosed occupancy compartment may be operated on any waters
 2.20 of the state unless labels warning of carbon monoxide dangers are affixed in the vicinity
 2.21 of: the aft reboarding/stern area, the steering station, and in or at the entrance to any
 2.22 enclosed occupancy compartment.

2.23 (b) For a motorboat sold by a dealer, the dealer must ensure that specified warning
 2.24 labels have been affixed before completion of the transaction.

2.25 (c) Warning labels approved by the American Boat and Yacht Council, National
 2.26 Marine Manufacturers Association, or the commissioner satisfy the requirements of this
 2.27 section when installed as specified.

42.20 Subd. 4b. **Enclosed occupancy compartment.** "Enclosed occupancy compartment"
 42.21 means one contiguous enclosed space surrounded by boat structure that may be occupied
 42.22 by a person.

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

42.24 Sec. 18. Minnesota Statutes 2014, section 86B.005, is amended by adding a
 42.25 subdivision to read:

42.26 Subd. 8a. **Marine carbon monoxide detection system.** "Marine carbon monoxide
 42.27 detection system" means a device or system that meets the requirements of the American
 42.28 Boat and Yacht Council Standard A-24, July 2015, for carbon monoxide detection systems.

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

42.30 Sec. 19. **[86B.532] CARBON MONOXIDE DETECTION DEVICE**
 42.31 **REQUIREMENTS.**

43.1 Subdivision 1. **Requirements.** (a) After May 1, 2017, no motorboat that has an
 43.2 enclosed accommodation compartment may be operated on any waters of the state unless
 43.3 the motorboat is equipped with a functioning marine carbon monoxide detection system
 43.4 installed according to the manufacturer's instructions.

43.5 (b) After May 1, 2017, no new motorboat that has an enclosed accommodation
 43.6 compartment may be sold or offered for sale in Minnesota unless the motorboat is
 43.7 equipped with a new functioning marine carbon monoxide detection system installed
 43.8 according to the manufacturer's instructions.

43.9 Subd. 2. **Boating safety courses.** All state-sponsored boating safety courses and all
 43.10 boating safety courses that require state approval by the commissioner must incorporate
 43.11 information about the dangers of being overcome by carbon monoxide poisoning while on
 43.12 or behind a motorboat and how to prevent that poisoning.

43.13 Subd. 3. **Carbon monoxide poisoning warning labels.** (a) After May 1, 2017,
 43.14 no gasoline-powered motorboat that has an enclosed occupancy compartment may be
 43.15 operated on any waters of the state unless labels warning of carbon monoxide dangers are
 43.16 affixed in the vicinity of the aft reboarding/stern area and the steering station and in or
 43.17 at the entrance to any enclosed occupancy compartment.

43.18 (b) For a motorboat sold by a dealer, the dealer must ensure that specified warning
 43.19 labels have been affixed before completion of the transaction.

43.20 (c) Warning labels approved by the American Boat and Yacht Council, National
 43.21 Marine Manufacturers Association, or the commissioner satisfy the requirements of this
 43.22 section when installed as specified.

2.28 Subd. 4. **License agents; distribution.** The commissioner shall mail the information
 2.29 and labels to all motorboat owners of watercraft that are 19 feet and greater in length
 2.30 the first year. The commissioner must also provide license agents with informational
 2.31 brochures and warning labels about the dangers of carbon monoxide poisoning while
 2.32 boating. A license agent must make the brochure and labels available to motorboat owners
 2.33 and make efforts to inform new owners of the requirement. The commissioner shall
 2.34 highlight the new requirements on the watercraft renewal reminder postcard for three
 2.35 consecutive three-year license cycles and in the Minnesota Boating Guide. The brochure
 3.1 must instruct motorboat owners to place the labels according to subdivision 3, and inform
 3.2 motorboat owners of carbon monoxide dangers of gasoline-powered generators.

3.3 Subd. 5. **Safety warning.** A first violation of this section shall not result in a
 3.4 penalty, but is punishable only by a safety warning. A second or subsequent violation
 3.5 is a petty misdemeanor.

3.6 **EFFECTIVE DATE.** This section is effective May 1, 2017.

UEH2749-1

88.8 Sec. 7. **[86B.841] TRANSFER-ON-DEATH TITLE TO WATERCRAFT.**

88.9 Subdivision 1. **Titled as transfer-on-death.** A natural person who is the owner of a
 88.10 watercraft may have the watercraft titled in transfer-on-death or TOD form by including in
 88.11 the application for the certificate of title a designation of a beneficiary or beneficiaries to
 88.12 whom the watercraft must be transferred on death of the owner or the last survivor of joint
 88.13 owners with rights of survivorship, subject to the rights of secured parties.

88.14 Subd. 2. **Designation of beneficiary.** A watercraft is registered in transfer-on-death
 88.15 form by designating on the certificate of title the name of the owner and the names
 88.16 of joint owners with identification of rights of survivorship, followed by the words
 88.17 "transfer-on-death to (name of beneficiary or beneficiaries)." The designation "TOD" may
 88.18 be used instead of "transfer-on-death." A title in transfer-on-death form is not required
 88.19 to be supported by consideration, and the certificate of title in which the designation
 88.20 is made is not required to be delivered to the beneficiary or beneficiaries in order for
 88.21 the designation to be effective.

88.22 Subd. 3. **Interest of beneficiary.** The transfer-on-death beneficiary or beneficiaries
 88.23 have no interest in the watercraft until the death of the owner or the last survivor of joint
 88.24 owners with rights of survivorship. A beneficiary designation may be changed at any time
 88.25 by the owner or by all joint owners with rights of survivorship, without the consent of the
 88.26 beneficiary or beneficiaries, by filing an application for a new certificate of title.

43.23 Subd. 4. **License agents; distribution.** The commissioner shall mail the information
 43.24 and labels to all motorboat owners of watercraft that are 21 feet and greater in length no later
 43.25 than May 1, 2017. The commissioner must also provide license agents with informational
 43.26 brochures and warning labels about the dangers of carbon monoxide poisoning while
 43.27 boating. A license agent must make the brochure and labels available to motorboat owners
 43.28 and make efforts to inform new owners of the requirement. The commissioner shall
 43.29 highlight the new requirements on the watercraft renewal reminder postcard for three
 43.30 consecutive three-year license cycles and in the Minnesota Boating Guide. The brochure
 43.31 must instruct motorboat owners to place the labels according to subdivision 3 and inform
 43.32 motorboat owners of carbon monoxide dangers of gasoline-powered generators.

43.33 Subd. 5. **Safety warning.** A first violation of this section does not result in a
 43.34 penalty, but is punishable only by a safety warning. A second or subsequent violation
 43.35 is a petty misdemeanor.

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

88.27 Subd. 4. **Vesting of ownership in beneficiary.** Ownership of a watercraft titled in
88.28 transfer-on-death form vests in the designated beneficiary or beneficiaries on the death of
88.29 the owner or the last of the joint owners with rights of survivorship, subject to the rights of
88.30 secured parties. The transfer-on-death beneficiary or beneficiaries who survive the owner
88.31 may apply for a new certificate of title to the watercraft upon submitting a certified death
88.32 record of the owner of the watercraft. If no transfer-on-death beneficiary or beneficiaries
88.33 survive the owner of a watercraft, the watercraft must be included in the probate estate
88.34 of the deceased owner. A transfer of a watercraft to a transfer-on-death beneficiary or
88.35 beneficiaries is not a testamentary transfer.

89.1 Subd. 5. **Rights of creditors.** (a) This section does not limit the rights of any
89.2 secured party or creditor of the owner of a watercraft against a transfer-on-death
89.3 beneficiary or beneficiaries.

89.4 (b) The state or a county agency with a claim or lien authorized by section 246.53,
89.5 256B.15, 261.04, or 270C.63, is a creditor for purposes of this subdivision. A claim
89.6 or lien under those sections continues to apply against the designated beneficiary or
89.7 beneficiaries after the transfer under this section if other assets of the deceased owner's
89.8 estate are insufficient to pay the amount of the claim. The claim or lien continues to apply
89.9 to the watercraft until the designated beneficiary sells or transfers it to a person against
89.10 whom the claim or lien does not apply and who did not have actual notice or knowledge
89.11 of the claim or lien.

44.1 Sec. 20. Minnesota Statutes 2014, section 88.01, is amended by adding a subdivision
44.2 to read:

44.3 Subd. 28. **Prescribed burn.** "Prescribed burn" means a fire that is intentionally
44.4 ignited, managed, and controlled by an entity meeting certification requirements established
44.5 by the commissioner for the purpose of managing vegetation. A prescribed burn that has
44.6 exceeded its prescribed boundaries and requires suppression action is considered a wildfire.

44.7 Sec. 21. Minnesota Statutes 2014, section 88.22, subdivision 1, is amended to read:

44.8 Subdivision 1. **Imposition of restrictions.** (a) **Road closure.** When the
44.9 commissioner of natural resources shall determine that conditions conducive to wildfire
44.10 hazards exist in the wildfire areas of the state and that the presence of persons in the
44.11 wildlife areas tends to aggravate wildfire hazards, render forest trails impassable by
44.12 driving thereon during wet seasons and hampers the effective enforcement of state timber
44.13 trespass and game laws, the commissioner may by written order, close any road or trail
44.14 leading into any land used for any conservation purposes, to all modes of travel except
44.15 that considered essential such as residents traveling to and from their homes or in other
44.16 cases to be determined by the authorized forest officers assigned to guard the area.

89.12 Sec. 8. Minnesota Statutes 2014, section 89.0385, is amended to read:

89.13 **89.0385 FOREST MANAGEMENT INVESTMENT ACCOUNT; COST**

89.14 **CERTIFICATION.**

89.15 (a) The commissioner shall certify the total costs incurred for forest management,
89.16 forest improvement, and road improvement on state-managed lands during each fiscal
89.17 year. The commissioner shall distribute forest management receipts credited to various
89.18 accounts according to this section.

89.19 (b) The amount of the certified costs incurred for forest management activities on
89.20 state lands shall be transferred from the account where receipts are deposited to the forest
89.21 management investment account in the natural resources fund, except for those costs
89.22 certified under section 16A.125. Transfers may occur quarterly, based on quarterly cost and
89.23 revenue reports, throughout the fiscal year, with final certification and reconciliation after
89.24 each fiscal year. Transfers in a fiscal year cannot exceed receipts credited to the account.

89.25 (c) The amount of the certified costs incurred for forest management activities
89.26 on nonstate lands managed under a good neighbor or joint powers agreement must be
89.27 transferred from the account where receipts are deposited to the forest management
89.28 investment account in the natural resources fund. Transfers for costs incurred may occur
89.29 after projects or timber permits are finalized.

89.30 Sec. 9. Minnesota Statutes 2014, section 93.0015, subdivision 3, is amended to read:

89.31 Subd. 3. **Expiration.** The committee expires June 30, ~~2016~~ 2026.

89.32 Sec. 10. Minnesota Statutes 2014, section 93.2236, is amended to read:

89.33 **93.2236 MINERALS MANAGEMENT ACCOUNT.**

90.1 (a) The minerals management account is created as an account in the natural
90.2 resources fund. Interest earned on money in the account accrues to the account. Money in
90.3 the account may be spent or distributed only as provided in paragraphs (b) and (c).

44.17 (b) **Burning ban.** The commissioner may also, upon such determination, by written
44.18 order, suspend the issuance of permits for open fires or prescribed burns, revoke or suspend
44.19 the operation of a permit previously issued and, to the extent the commissioner deems
44.20 necessary, prohibit the building of all or some kinds of open fires or prescribed burns in all
44.21 or any part of a wildfire area regardless of whether a permit is otherwise required; and the
44.22 commissioner also may, by written order, prohibit smoking except at places of habitation
44.23 or automobiles or other enclosed vehicles properly equipped with an efficient ash tray.

44.24 Sec. 22. Minnesota Statutes 2014, section 93.0015, subdivision 3, is amended to read:

44.25 Subd. 3. **Expiration.** The committee expires June 30, ~~2016~~ 2026.

44.26 Sec. 23. Minnesota Statutes 2014, section 93.2236, is amended to read:

44.27 **93.2236 MINERALS MANAGEMENT ACCOUNT.**

44.28 (a) The minerals management account is created as an account in the natural
44.29 resources fund. Interest earned on money in the account accrues to the account. Money in
44.30 the account may be spent or distributed only as provided in paragraphs (b) and (c).

90.4 (b) If the balance in the minerals management account exceeds \$3,000,000 on March
 90.5 31, June 30, September 30, or December 31, the amount exceeding \$3,000,000 must
 90.6 be distributed to the permanent school fund, the permanent university fund, and taxing
 90.7 districts as provided in section 93.22, subdivision 1, paragraph (c). The amount distributed
 90.8 to each fund must be in the same proportion as the total mineral lease revenue received
 90.9 in the previous biennium from school trust lands, university lands, and lands held by the
 90.10 state in trust for taxing districts.

90.11 (c) Subject to appropriation by the legislature, money in the minerals management
 90.12 account may be spent by the commissioner of natural resources for mineral resource
 90.13 management and projects to enhance future mineral income and promote new mineral
 90.14 resource opportunities.

90.15 Sec. 11. Minnesota Statutes 2014, section 94.3495, subdivision 2, is amended to read:

90.16 Subd. 2. **Classes of land; definitions.** (a) The classes of public land that may be
 90.17 involved in an expedited exchange under this section are:

90.18 (1) Class 1 land, which for the purpose of this section is Class A land as defined in
 90.19 section 94.342, subdivision 1, ~~except for:~~

90.20 (i) ~~school trust land as defined in section 92.025; and~~

90.21 (ii) ~~university land granted to the state by acts of Congress;~~

90.22 (2) Class 2 land, which for the purpose of this section is Class B land as defined in
 90.23 section 94.342, subdivision 2; and

90.24 (3) Class 3 land, which for the purpose of this section is all land owned in fee by
 90.25 a governmental subdivision of the state.

90.26 (b) "School trust land" has the meaning given in section 92.025.

90.27 (c) "University land" means land granted to the state by acts of Congress for
 90.28 university purposes.

90.29 Sec. 12. Minnesota Statutes 2014, section 94.3495, subdivision 3, is amended to read:

90.30 Subd. 3. **Valuation of land.** (a) In an exchange of Class 1 land for Class 2 or 3 land,
 90.31 the value of all the land shall be determined by the commissioner of natural resources,
 90.32 but the county board must approve the value determined for the Class 2 land, and the
 90.33 governmental subdivision of the state must approve the value determined for the Class 3
 90.34 land. In an exchange of Class 2 land for Class 3 land, the value of all the land shall be
 91.1 determined by the county board of the county in which the land lies, but the governmental
 91.2 subdivision of the state must approve the value determined for the Class 3 land.

44.31 (b) If the balance in the minerals management account exceeds \$3,000,000 on March
 44.32 31, June 30, September 30, or December 31, the amount exceeding \$3,000,000 must
 44.33 be distributed to the permanent school fund, the permanent university fund, and taxing
 45.1 districts as provided in section 93.22, subdivision 1, paragraph (c). The amount distributed
 45.2 to each fund must be in the same proportion as the total mineral lease revenue received
 45.3 in the previous biennium from school trust lands, university lands, and lands held by the
 45.4 state in trust for taxing districts.

45.5 (c) Subject to appropriation by the legislature, money in the minerals management
 45.6 account may be spent by the commissioner of natural resources for mineral resource
 45.7 management and projects to enhance future mineral income and promote new mineral
 45.8 resource opportunities.

45.9 Sec. 24. Minnesota Statutes 2014, section 94.3495, subdivision 2, is amended to read:

45.10 Subd. 2. **Classes of land; definitions.** (a) The classes of public land that may be
 45.11 involved in an expedited exchange under this section are:

45.12 (1) Class 1 land, which for the purpose of this section is Class A land as defined in
 45.13 section 94.342, subdivision 1, ~~except for:~~

45.14 (i) ~~school trust land as defined in section 92.025; and~~

45.15 (ii) ~~university land granted to the state by acts of Congress;~~

45.16 (2) Class 2 land, which for the purpose of this section is Class B land as defined in
 45.17 section 94.342, subdivision 2; and

45.18 (3) Class 3 land, which for the purpose of this section is all land owned in fee by
 45.19 a governmental subdivision of the state.

45.20 (b) "School trust land" has the meaning given in section 92.025.

45.21 (c) "University land" means land granted to the state by acts of Congress for
 45.22 university purposes.

45.23 Sec. 25. Minnesota Statutes 2014, section 94.3495, subdivision 3, is amended to read:

45.24 Subd. 3. **Valuation of land.** (a) In an exchange of Class 1 land for Class 2 or 3 land,
 45.25 the value of all the land shall be determined by the commissioner of natural resources,
 45.26 but the county board must approve the value determined for the Class 2 land, and the
 45.27 governmental subdivision of the state must approve the value determined for the Class 3
 45.28 land. In an exchange of Class 2 land for Class 3 land, the value of all the land shall be
 45.29 determined by the county board of the county in which the land lies, but the governmental
 45.30 subdivision of the state must approve the value determined for the Class 3 land.

91.3 (b) To determine the value of the land, the parties to the exchange may either (1)
 91.4 cause the land to be appraised, ~~utilize the valuation process provided under section~~
 91.5 ~~84.0272, subdivision 3, or obtain a market analysis from a qualified real estate broker or~~
 91.6 ~~(2) determine the value for each 40-acre tract or lot, or a portion thereof, using the most~~
 91.7 ~~current township or county assessment schedules for similar land types from the county~~
 91.8 ~~assessor of the county in which the lands are located. Merchantable timber value must~~
 91.9 ~~should be determined and considered in finalizing valuation of the lands.~~

91.10 ~~(b) AH~~ (c) Except for school trust lands and university lands, the lands exchanged
 91.11 under this section shall be exchanged only for lands of at least substantially equal value.
 91.12 For the purposes of this subdivision, "substantially equal value" has the meaning given
 91.13 under section 94.343, subdivision 3, paragraph (b). No payment is due either party if the
 91.14 lands, other than school trust lands or university lands, are of substantially equal value but
 91.15 are not of the same value.

91.16 (d) School trust lands and university lands exchanged under this section must be
 91.17 exchanged only for lands of equal or greater value.

91.18 Sec. 13. Minnesota Statutes 2014, section 94.3495, subdivision 7, is amended to read:

91.19 Subd. 7. **Reversionary interest; Mineral and water power rights and other**
 91.20 **reservations.** (a) ~~All deeds conveying land given in an expedited land exchange under~~
 91.21 ~~this section shall include a reverter that provides that title to the land automatically reverts~~
 91.22 ~~to the conveying governmental unit if:~~

91.23 ~~(1) the receiving governmental unit sells, exchanges, or otherwise transfers title of~~
 91.24 ~~the land within 40 years of the date of the deed conveying ownership; and~~

91.25 ~~(2) there is no prior written approval for the transfer from the conveying~~
 91.26 ~~governmental unit. The authority for granting approval is the commissioner of natural~~
 91.27 ~~resources for former Class 1 land, the county board for former Class 2 land, and the~~
 91.28 ~~governing body for former Class 3 land.~~

91.29 (b) Class 1 land given in exchange is subject to the reservation provisions of section
 91.30 94.343, subdivision 4. Class 2 land given in exchange is subject to the reservation
 91.31 provisions of section 94.344, subdivision 4. County fee land given in exchange is subject
 91.32 to the reservation provisions of section 373.01, subdivision 1, paragraph (g).

45.31 (b) To determine the value of the land, the parties to the exchange may either (1)
 45.32 cause the land to be appraised, ~~utilize the valuation process provided under section~~
 45.33 ~~84.0272, subdivision 3, or obtain a market analysis from a qualified real estate broker or~~
 45.34 ~~(2) determine the value for each 40-acre tract or lot, or a portion thereof, using the most~~
 46.1 ~~current township or county assessment schedules for similar land types from the county~~
 46.2 ~~assessor of the county in which the lands are located. Merchantable timber value must~~
 46.3 ~~should be determined and considered in finalizing valuation of the lands.~~

46.4 ~~(b) AH~~ (c) Except for school trust lands and university lands, the lands exchanged
 46.5 under this section shall be exchanged only for lands of at least substantially equal value.
 46.6 For the purposes of this subdivision, "substantially equal value" has the meaning given
 46.7 under section 94.343, subdivision 3, paragraph (b). No payment is due either party if the
 46.8 lands, other than school trust lands or university lands, are of substantially equal value but
 46.9 are not of the same value.

46.10 (d) School trust lands and university lands exchanged under this section must be
 46.11 exchanged only for lands of equal or greater value.

46.12 Sec. 26. Minnesota Statutes 2014, section 94.3495, subdivision 7, is amended to read:

46.13 Subd. 7. **Reversionary interest; Mineral and water power rights and other**
 46.14 **reservations.** (a) ~~All deeds conveying land given in an expedited land exchange under~~
 46.15 ~~this section shall include a reverter that provides that title to the land automatically reverts~~
 46.16 ~~to the conveying governmental unit if:~~

46.17 ~~(1) the receiving governmental unit sells, exchanges, or otherwise transfers title of~~
 46.18 ~~the land within 40 years of the date of the deed conveying ownership; and~~

46.19 ~~(2) there is no prior written approval for the transfer from the conveying~~
 46.20 ~~governmental unit. The authority for granting approval is the commissioner of natural~~
 46.21 ~~resources for former Class 1 land, the county board for former Class 2 land, and the~~
 46.22 ~~governing body for former Class 3 land.~~

46.23 (b) Class 1 land given in exchange is subject to the reservation provisions of section
 46.24 94.343, subdivision 4. Class 2 land given in exchange is subject to the reservation
 46.25 provisions of section 94.344, subdivision 4. County fee land given in exchange is subject
 46.26 to the reservation provisions of section 373.01, subdivision 1, paragraph (g).

46.27 Sec. 27. Minnesota Statutes 2014, section 97A.075, subdivision 1, is amended to read:

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

46.32 (b) \$2 from each annual deer license and \$2 annually from the lifetime fish and
46.33 wildlife trust fund, established in section 97A.4742, for each license issued under
46.34 section 97A.473, subdivision 4, shall be credited to the deer management account and
47.1 is appropriated to the commissioner for deer habitat improvement or deer management
47.2 programs.

47.3 (c) \$1 from each annual deer license and each bear license and \$1 annually from
47.4 the lifetime fish and wildlife trust fund, established in section 97A.4742, for each
47.5 license issued under section 97A.473, subdivision 4, shall be credited to the deer and
47.6 bear management account and is appropriated to the commissioner for deer and bear
47.7 management programs, including a computerized licensing system.

47.8 (d) Fifty cents from each deer license is credited to the emergency deer feeding and
47.9 wild cervidae health management account and is appropriated for emergency deer feeding
47.10 and wild cervidae health management. Money appropriated for emergency deer feeding
47.11 and wild cervidae health management is available until expended.

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

~~47.16 (e) Fifty cents from each annual deer license and 50 cents annually from the lifetime
47.17 fish and wildlife trust fund established in section 97A.4742, for each license issued under
47.18 section 97A.473, subdivision 4, shall be credited to the wolf management and monitoring
47.19 account under subdivision 7.~~

47.20 Sec. 28. Minnesota Statutes 2014, section 97A.075, subdivision 7, is amended to read:

47.21 Subd. 7. **Wolf licenses; account established.** (a) For purposes of this subdivision,
47.22 "wolf license" means a license or permit issued under section 97A.475, subdivision 2,
47.23 clause (20); 3, paragraph (a), clause (16); or 20, paragraph (b).

47.24 (b) A wolf management and monitoring account is created in the game and fish fund.
47.25 Revenue from wolf licenses must be credited to the wolf management and monitoring
47.26 account and is appropriated to the commissioner only for wolf management, research,
47.27 damage control, enforcement, and education. Notwithstanding any other law to the
47.28 contrary, money credited to the account may not be used to pay indirect costs or agency
47.29 shared services.

91.33 Sec. 14. Minnesota Statutes 2014, section 97A.405, subdivision 2, is amended to read:

92.1 Subd. 2. **Personal possession.** (a) A person acting under a license or traveling from
92.2 an area where a licensed activity was performed must have in personal possession ~~either:~~
92.3 (1) the proper license, if the license has been issued to and received by the person; (2) a
92.4 driver's license or Minnesota identification card issued under section 171.07, subdivision
92.5 19, that has a valid written designation of the proper lifetime license; or ~~(2)~~ (3) the proper
92.6 license identification number or stamp validation, if the license has been sold to the person
92.7 by electronic means but the actual license has not been issued and received.

92.8 (b) If possession of a license or a license identification number is required, a person
92.9 must exhibit, as requested by a conservation officer or peace officer, ~~either:~~ (1) the
92.10 proper license if the license has been issued to and received by the person; (2) a driver's
92.11 license or Minnesota identification card issued under section 171.07, subdivision 19,
92.12 that has a valid written designation of the proper lifetime license; or ~~(2)~~ (3) the proper
92.13 license identification number or stamp validation and a valid state driver's license, state
92.14 identification card, or other form of identification provided by the commissioner, if the
92.15 license has been sold to the person by electronic means but the actual license has not been
92.16 issued and received. A person charged with violating the license possession requirement
92.17 shall not be convicted if the person produces in court or the office of the arresting officer,
92.18 the actual license previously issued to that person, which was valid at the time of arrest,
92.19 or satisfactory proof that at the time of the arrest the person was validly licensed. Upon
92.20 request of a conservation officer or peace officer, a licensee shall write the licensee's name
92.21 in the presence of the officer to determine the identity of the licensee.

92.22 (c) Except as provided in paragraph (a), clause (2), if the actual license has been
92.23 issued and received, a receipt for license fees, a copy of a license, or evidence showing the
92.24 issuance of a license, including the license identification number or stamp validation, does
92.25 not entitle a licensee to exercise the rights or privileges conferred by a license.

92.26 (d) A license issued electronically and not immediately provided to the licensee shall
92.27 be mailed to the licensee within 30 days of purchase of the license. A pictorial migratory
92.28 waterfowl, pheasant, trout and salmon, or walleye stamp shall be provided to the licensee
92.29 after purchase of a stamp validation only if the licensee pays an additional fee that covers
92.30 the costs of producing and mailing a pictorial stamp. A pictorial turkey stamp may be
92.31 purchased for a fee that covers the costs of producing and mailing the pictorial stamp.
92.32 Notwithstanding section 16A.1283, the commissioner may, by written order published in
92.33 the State Register, establish fees for providing the pictorial stamps. The fees must be set in
92.34 an amount that does not recover significantly more or less than the cost of producing and
92.35 mailing the stamps. The fees are not subject to the rulemaking provisions of chapter 14,
92.36 and section 14.386 does not apply.

93.1 **EFFECTIVE DATE.** This section is effective January 1, 2018, or on the date
93.2 the Department of Public Safety implements the Minnesota Licensing and Registration
93.3 System (MNLARS), whichever occurs first.

93.4 Sec. 15. Minnesota Statutes 2014, section 97A.465, is amended by adding a
93.5 subdivision to read:

93.6 Subd. 8. **Nonresident members of National Guard.** A nonresident that is a
93.7 member of the state's National Guard may obtain a resident license to take fish or game.
93.8 This subdivision does not apply to the taking of moose or elk.

93.9 Sec. 16. Minnesota Statutes 2014, section 171.07, is amended by adding a subdivision
93.10 to read:

93.11 Subd. 19. **Resident lifetime game and fish license.** (a) The department shall
93.12 maintain in its records information transmitted electronically from the commissioner of
93.13 natural resources identifying each person to whom the commissioner has issued a resident
93.14 lifetime license under section 97A.473. The records transmitted from the Department of
93.15 Natural Resources must contain:

93.16 (1) the full name and date of birth as required for the driver's license or identification
93.17 card;

93.18 (2) the category of lifetime license issued under section 97A.473; and

93.19 (3) the Department of Natural Resources lifetime license number.

93.20 Records that are not matched to a driver's license or identification card record may
93.21 be deleted after seven years.

93.22 (b) After receiving information under paragraph (a) that a person has received
93.23 a lifetime license, the department shall include, on all drivers' licenses or Minnesota
93.24 identification cards subsequently issued to the person, a written designation that the person
93.25 has a lifetime license, the category of the lifetime license issued, and the Department of
93.26 Natural Resources lifetime license number.

93.27 (c) If a person who has received a lifetime license under section 97A.473 applies
93.28 for a driver's license or Minnesota identification card before that information has been
93.29 transmitted to the department, the department may accept a copy of the license issued
93.30 under section 97A.473 as proof of its issuance and shall then follow the procedures in
93.31 paragraph (b).

93.32 **EFFECTIVE DATE.** This section is effective January 1, 2018, or on the date
93.33 the Department of Public Safety implements the Minnesota Licensing and Registration
93.34 System (MNLARS), whichever occurs first.

94.1 Sec. 17. Laws 2000, chapter 486, section 4, as amended by Laws 2001, chapter 182,
94.2 section 2, is amended to read:

94.3 Sec. 4. **[BOATHOUSE LEASES; SOUDAN UNDERGROUND MINE STATE**
94.4 **PARK.]**

- 94.5 (a) In 1965, United States Steel Corporation conveyed land to the state of Minnesota
94.6 that was included in the Soudan underground mine state park, with certain lands at Stuntz
94.7 Bay subject to leases outstanding for employee boathouse sites.
- 94.8 (b) Notwithstanding Minnesota Statutes, sections 85.011, 85.012, subdivision 1, and
94.9 86A.05, subdivision 2, upon the expiration of a boathouse lease described under paragraph
94.10 (a), the commissioner of natural resources shall offer a new lease to the party in possession
94.11 at the time of lease expiration, or, if there has been a miscellaneous lease issued by the
94.12 Department of Natural Resources due to expiration of a lease described under paragraph
94.13 (a), upon its expiration to the lessee. The new lease shall be issued under the terms and
94.14 conditions of Minnesota Statutes, section 92.50, with the following limitations:
- 94.15 (1) the term of the lease shall be for the lifetime of the party being issued a renewed
94.16 lease and, if transferred, for the lifetime of the party to whom the lease is transferred;
- 94.17 (2) the new lease shall provide that the lease may be transferred only once and the
94.18 transfer must be to a person within the third degree of kindred or first cousin according to
94.19 civil law; ~~and~~
- 94.20 (3) the commissioner shall limit the number of lessees per lease to no more than two
94.21 persons who have attained legal age; ~~and~~
- 94.22 (4) the lease amount must not exceed 50 percent of the average market rate, based
94.23 on comparable private lease rates adjusted every five years.
- 94.24 At the time of the new lease, the commissioner may offer, and after agreement with the
94.25 leaseholder, lease equivalent alternative sites to the leaseholder.
- 94.26 (c) The commissioner shall not cancel a boathouse lease described under paragraphs
94.27 (a) and (b) except for noncompliance with the lease agreement.
- 94.28 (d) The commissioner must issue a written receipt to the lessee for each lease
94.29 payment.
- 94.30 ~~(d)~~ (e) By January 15, 2001, the commissioner of natural resources shall report to
94.31 the senate and house environment and natural resources policy and finance committees on
94.32 boathouse leases in state parks. The report shall include information on:
- 94.33 (1) the number of boathouse leases;
- 94.34 (2) the number of leases that have forfeited;
- 94.35 (3) the expiration dates of the leases;
- 94.36 (4) the historical significance of the boathouses;
- 95.1 (5) recommendations on the inclusion of the land described in paragraph (d) within
95.2 the park boundary; and
- 95.3 (6) any other relevant information on the leases.

95.4 ~~(e)~~ (f) The commissioner of natural resources shall contact U.S.X. Corporation and
95.5 local units of government regarding the inclusion of the following lands within Soudan
95.6 underground mine state park:

95.7 (1) all lands located South of Vermillion Lake shoreline in Section 13, Township
95.8 62 North, Range 15 West;

95.9 (2) all lands located South of Vermillion Lake shoreline in the S1/2-SE1/4 of Section
95.10 14, Township 62 North, Range 15 West;

95.11 (3) NE1/4-SE1/4 and E1/2-NE1/4 of Section 22, Township 62 North, Range 15 West;

95.12 (4) all lands located South of Vermillion Lake shoreline in Section 23, Township
95.13 62 North, Range 15 West;

95.14 (5) all of Section 24, Township 62 North, Range 15 West;

95.15 (6) all lands North of trunk highway No. 169 located in Section 25, Township
95.16 62 North, Range 15 West;

95.17 (7) all lands North of trunk highway No. 169 located in Section 26, Township
95.18 62 North, Range 15 West;

95.19 (8) NE1/4-SE1/4 and SE1/4-NE1/4 of Section 27, Township 62 North, Range 15
95.20 West; and

95.21 (9) NW1/4 of Section 19, Township 62 North, Range 14 West.

95.22 **EFFECTIVE DATE.** This section is effective the day following final enactment
95.23 and applies to monthly lease payments made on or after that date.

95.24 Sec. 18. Laws 2014, chapter 312, article 12, section 6, subdivision 5, as amended by
95.25 Laws 2015, First Special Session chapter 4, article 3, section 11, is amended to read:

95.26 Subd. 5. **Fish and Wildlife**

95.27 **Management** -0- 2,412,000

95.28 \$3,000 in 2015 is from the heritage
95.29 enhancement account in the game and fish
95.30 fund for a report on aquatic plant management
95.31 permitting policies for the management
95.32 of narrow-leaved and hybrid cattail in a
95.33 range of basin types across the state. The
95.34 report shall be submitted to the chairs and
95.35 ranking minority members of the house of
96.1 representatives and senate committees with
96.2 jurisdiction over environment and natural
96.3 resources by December 15, 2014, and include
96.4 recommendations for any necessary changes
96.5 in statutes, rules, or permitting procedures.
96.6 This is a onetime appropriation.

96.7 \$9,000 in 2015 is from the game and fish
96.8 fund for the commissioner, in consultation
96.9 with interested parties, agencies, and other
96.10 states, to develop a detailed restoration plan
96.11 to recover the historical native population of
96.12 bobwhite quail in Minnesota for its ecological
96.13 and recreational benefits to the citizens of the
96.14 state. The commissioner shall conduct public
96.15 meetings in developing the plan. No later
96.16 than January 15, 2015, the commissioner
96.17 must report on the plan's progress to the
96.18 legislative committees with jurisdiction over
96.19 environment and natural resources policy
96.20 and finance. This is a onetime appropriation.

96.21 \$2,000,000 in 2015 is from the game and
96.22 fish fund for shooting sports facility grants
96.23 under Minnesota Statutes, section 87A.10.
96.24 The commissioner may spend up to \$50,000
96.25 of this appropriation to administer the grant.
96.26 This is a onetime appropriation and is
96.27 available until June 30, 2017.

96.28 \$400,000 in 2015 is from the heritage
 96.29 enhancement account in the game and fish
 96.30 fund for hunter and angler recruitment
 96.31 and retention activities and grants to local
 96.32 chapters of Let's Go Fishing of Minnesota
 96.33 to provide community outreach to senior
 96.34 citizens, youth, and veterans and for the costs
 96.35 associated with establishing and recruiting
 97.1 new chapters. The grants must be matched
 97.2 with cash or in-kind contributions from
 97.3 nonstate sources. Of this amount, \$25,000
 97.4 is for Asian ~~Outdoor Heritage~~ for youth
 97.5 fishing recruitment efforts and outreach in
 97.6 the metropolitan area. The commissioner
 97.7 shall establish a grant application process
 97.8 that includes a standard for ownership
 97.9 of equipment purchased under the grant
 97.10 program and contract requirements that
 97.11 cover the disposition of purchased equipment
 97.12 if the grantee no longer exists. Any
 97.13 equipment purchased with state grant money
 97.14 must be specified on the grant application
 97.15 and approved by the commissioner. The
 97.16 commissioner may spend up to three percent
 97.17 of the appropriation to administer the grant.
 97.18 This is a onetime appropriation and is
 97.19 available until June 30, ~~2016~~ 2017.

32.9 Sec. 5. Laws 2015, First Special Session chapter 4, article 3, section 3, subdivision 2,
 32.10 is amended to read:

32.11 Subd. 2. Land and Mineral Resources		
32.12 Management	6,461,000	5,521,000

32.13 Appropriations by Fund			
32.14		2016	2017
32.15	General	1,585,000	1,585,000
32.16	Natural Resources	3,332,000	3,392,000
32.17	Game and Fish	344,000	344,000
32.18	Remediation	1,000,000	-0-
32.19	Permanent School	200,000	200,000
32.20	\$68,000 the first year and \$68,000 the		
32.21	second year are for minerals cooperative		
32.22	environmental research, of which \$34,000		
32.23	the first year and \$34,000 the second year are		
32.24	available only as matched by \$1 of nonstate		
32.25	money for each \$1 of state money. The		
32.26	match may be cash or in-kind.		

32.27 \$251,000 the first year and \$251,000 the
32.28 second year are for iron ore cooperative
32.29 research. Of this amount, \$200,000 each year
32.30 is from the minerals management account
32.31 in the natural resources fund. ~~\$175,000 the~~
32.32 ~~first year and \$175,000 the second year are~~
32.33 ~~available only as matched by \$1 of nonstate~~
32.34 ~~money for each \$1 of state money. The match~~
32.35 ~~may be cash or in-kind.~~ Any unencumbered
33.1 balance from the first year does not cancel
33.2 and is available in the second year.

33.3 \$2,755,000 the first year and \$2,815,000
33.4 the second year are from the minerals
33.5 management account in the natural resources
33.6 fund for use as provided in Minnesota
33.7 Statutes, section 93.2236, paragraph (c),
33.8 for mineral resource management, projects
33.9 to enhance future mineral income, and
33.10 projects to promote new mineral resource
33.11 opportunities.

33.12 \$200,000 the first year and \$200,000 the
33.13 second year are from the state forest suspense
33.14 account in the permanent school fund to
33.15 accelerate land exchanges, land sales, and
33.16 commercial leasing of school trust lands and
33.17 to identify, evaluate, and lease construction
33.18 aggregate located on school trust lands. This
33.19 appropriation is to be used for securing
33.20 long-term economic return from the
33.21 school trust lands consistent with fiduciary
33.22 responsibilities and sound natural resources
33.23 conservation and management principles.

33.24 Notwithstanding Minnesota Statutes, section
 33.25 115B.20, \$1,000,000 the first year is from
 33.26 the dedicated account within the remediation
 33.27 fund for the purposes of Minnesota Statutes,
 33.28 section 115B.20, subdivision 2, clause (4),
 33.29 to acquire salt lands as described under
 33.30 Minnesota Statutes, section 92.05, within
 33.31 Bear Head Lake State Park. This is a onetime
 33.32 appropriation and is available until June 30,
 33.33 2018.

97.20 Sec. 19. Laws 2015, First Special Session chapter 4, article 3, section 3, subdivision 5,
 97.21 is amended to read:

97.22 Subd. 5. **Parks and Trails Management** 74,064,000 73,650,000

97.23 Appropriations by Fund

97.24 2016 2017

97.25 General 24,967,000 24,427,000

97.26 Natural Resources 46,831,000 46,950,000

97.27 Game and Fish 2,266,000 2,273,000

97.28 \$1,075,000 the first year and \$1,075,000 the
 97.29 second year are from the water recreation
 97.30 account in the natural resources fund for
 97.31 enhancing public water access facilities.

97.32 \$5,740,000 the first year and \$5,740,000 the
97.33 second year are from the natural resources
97.34 fund for state trail, park, and recreation area
97.35 operations. This appropriation is from the
98.1 revenue deposited in the natural resources
98.2 fund under Minnesota Statutes, section
98.3 297A.94, paragraph (e), clause (2).

98.4 \$1,005,000 the first year and \$1,005,000 the
98.5 second year are from the natural resources
98.6 fund for park and trail grants to local units of
98.7 government on land to be maintained for at
98.8 least 20 years for the purposes of the grants.
98.9 This appropriation is from the revenue
98.10 deposited in the natural resources fund
98.11 under Minnesota Statutes, section 297A.94,
98.12 paragraph (e), clause (4). Any unencumbered
98.13 balance does not cancel at the end of the first
98.14 year and is available for the second year. Up
98.15 to 2.5 percent of this appropriation may be
98.16 used to administer the grants.

98.17 \$8,424,000 the first year and \$8,424,000
98.18 the second year are from the snowmobile
98.19 trails and enforcement account in the
98.20 natural resources fund for the snowmobile
98.21 grants-in-aid program. Any unencumbered
98.22 balance does not cancel at the end of the first
98.23 year and is available for the second year.

98.24 \$1,360,000 the first year and \$1,360,000
98.25 the second year are from the natural
98.26 resources fund for the off-highway vehicle
98.27 grants-in-aid program. Of this amount,
98.28 \$1,210,000 each year is from the all-terrain
98.29 vehicle account; and \$150,000 each year is
98.30 from the off-highway motorcycle account.
98.31 Any unencumbered balance does not cancel
98.32 at the end of the first year and is available for
98.33 the second year.

98.34 \$75,000 the first year and \$75,000 the second
98.35 year are from the cross-country ski account
99.1 in the natural resources fund for grooming
99.2 and maintaining cross-country ski trails in
99.3 state parks, trails, and recreation areas.

99.4 \$250,000 the first year and \$250,000 the
99.5 second year are from the state land and
99.6 water conservation account (LAWCON)
99.7 in the natural resources fund for priorities
99.8 established by the commissioner for eligible
99.9 state projects and administrative and
99.10 planning activities consistent with Minnesota
99.11 Statutes, section 84.0264, and the federal
99.12 Land and Water Conservation Fund Act.
99.13 Any unencumbered balance does not cancel
99.14 at the end of the first year and is available for
99.15 the second year.

99.16 \$968,000 the first year and \$968,000 the
99.17 second year are from the off-road vehicle
99.18 account in the natural resources fund. Of
99.19 this amount, \$568,000 each year is for parks
99.20 and trails management for off-road vehicle
99.21 purposes; \$325,000 each year is for the
99.22 off-road vehicle grant in aid program; and
99.23 \$75,000 each year is for a new full-time
99.24 employee position or contract in northern
99.25 Minnesota to work in conjunction with the
99.26 Minnesota Four-Wheel Drive Association
99.27 to address off-road vehicle touring routes
99.28 and other issues related to off-road vehicle
99.29 activities. Of this appropriation, the \$325,000
99.30 each year is onetime.

99.31 \$65,000 the first year is from the water
99.32 recreation account in the natural resources
99.33 fund to cooperate with local units of
99.34 government in marking routes and
99.35 designating river accesses and campsites
100.1 under Minnesota Statutes, section 85.32.
100.2 This is a onetime appropriation and is
100.3 available until June 30, 2019.

100.4 \$190,000 the first year is for a grant to the
100.5 city of Virginia for the additional cost of
100.6 supporting a trail due to the rerouting of
100.7 U.S. Highway No. 53. This is a onetime
100.8 appropriation and is available until June 30,
100.9 2019.

100.10 \$50,000 the first year is for development of
100.11 a master plan for the Mississippi Blufflands
100.12 Trail, including work on possible extensions
100.13 or connections to other state or regional
100.14 trails. This is a onetime appropriation that is
100.15 available until June 30, 2017.

100.16 \$61,000 from the natural resources fund the
100.17 first year is for a grant to the city of East
100.18 Grand Forks for payment under a reciprocity
100.19 agreement for the Red River State Recreation
100.20 Area.

100.21 \$500,000 the first year is for restoration or
100.22 replacement of a historic trestle bridge in
100.23 Blackduck. This is a onetime appropriation
100.24 and is available until June 30, 2019.

100.25 The base for parks and trails operations in
100.26 the natural resources fund in fiscal year 2018
100.27 and thereafter is \$46,450,000.

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

100.29 Sec. 20. Laws 2015, First Special Session chapter 4, article 4, section 131, is amended
100.30 to read:

100.31 Sec. 131. **SURPLUS STATE LAND SALES.**

100.32 The school trust lands director shall identify, in consultation with the commissioner
100.33 of natural resources, at least \$5,000,000 in state-owned lands suitable for sale or exchange
101.1 with school trust lands. The lands identified shall not be within a unit of the outdoor
101.2 recreation system under Minnesota Statutes, section 86A.05, an administrative site, or trust
101.3 land. The commissioner shall sell or exchange at least \$3,000,000 worth of lands identified
101.4 under this section by June 30, 2017. Land exchanged under this section may be exchanged
101.5 in accordance with Minnesota Statutes, section 94.3495. The value of the surplus land
101.6 exchanged shall serve as compensation to the permanent school fund as provided under
101.7 Minnesota Statutes, section 84.027, subdivision 18, paragraph (b). Notwithstanding the
101.8 restrictions on sale of riparian land and the public sale provisions under Minnesota
101.9 Statutes, sections 92.45, 94.09, and 94.10, the commissioner may offer the surplus land,
101.10 including land bordering public water, for public or private sale. Notwithstanding
101.11 Minnesota Statutes, section 94.16, subdivision 3, or any other law to the contrary, the
101.12 amount of the proceeds from the sale of lands that exceeds the actual expenses of selling
101.13 the lands must be deposited in the school trust lands account and used to extinguish the
101.14 school trust interest as provided under Minnesota Statutes, section 92.83, on school trust
101.15 lands that have public water access sites or old growth forests located on them.

101.16 Sec. 21. **COLD SPRING WATER APPROPRIATION PERMITS; REPORT.**

101.17 (a) The commissioner of natural resources shall amend the city of Cold Spring's
101.18 water appropriation permit to allow an increase in the city's water withdrawal of 100
101.19 million gallons per year from city wells 4, 5, and 6, provided a combined reduction of
101.20 ten million gallons per year is made from city well 3 or water appropriations under any
101.21 permits held by brewing companies in the Cold Spring Creek area. The city and any other
101.22 permit holder with permit modifications made under this section must comply with all
101.23 existing reporting requirements and demonstrate that increased pumping does not result in
101.24 violations of the Safe Drinking Water Act. The increases under this section are available
101.25 on an interim basis, not to exceed five years, to allow the city to establish a long-term
101.26 water supply solution for the city and area businesses.

47.30 Sec. 29. Laws 2015, First Special Session chapter 4, article 4, section 131, is amended
47.31 to read:

47.32 Sec. 131. **SURPLUS STATE LAND SALES.**

47.33 The school trust lands director shall identify, in consultation with the commissioner
47.34 of natural resources, at least \$5,000,000 in state-owned lands suitable for sale or exchange
48.1 with school trust lands. The lands identified shall not be within a unit of the outdoor
48.2 recreation system under Minnesota Statutes, section 86A.05, an administrative site, or
48.3 trust land. The commissioner shall sell or exchange at least \$3,000,000 worth of lands
48.4 identified under this section by June 30, 2017. Land exchanged under this section may
48.5 be exchanged in accordance with Minnesota Statutes, section 94.3495. The value of
48.6 the surplus land exchanged shall serve as compensation to the permanent school fund
48.7 as provided under Minnesota Statutes, section 84.027, subdivision 18, paragraph (b).
48.8 Notwithstanding the restrictions on sale of riparian land and the public sale provisions
48.9 under Minnesota Statutes, sections 92.45, 94.09, and 94.10, the commissioner may
48.10 offer the surplus land, including land bordering public water, for public or private sale.
48.11 Notwithstanding Minnesota Statutes, section 94.16, subdivision 3, or any other law to the
48.12 contrary, ~~the amount~~ an amount equal to 90 percent of the proceeds from the sale of lands
48.13 that exceeds the actual expenses of selling the lands must be deposited in the school trust
48.14 lands account and used to extinguish the school trust interest as provided under Minnesota
48.15 Statutes, section 92.83, on school trust lands that have public water access sites or old
48.16 growth forests located on them. Notwithstanding Minnesota Statutes, section 92.83, the
48.17 remaining ten percent of the proceeds must be used to fund transactional and legal work
48.18 associated with the Boundary Waters Canoe Area Wilderness land exchange and sale
48.19 projects under Minnesota Statutes, sections 92.80 and 92.82.

50.17 Sec. 34. **COLD SPRING WATER APPROPRIATION PERMITS; REPORT.**

50.18 (a) The commissioner of natural resources shall amend the city of Cold Spring's
50.19 water appropriation permit to allow an increase in the city's water withdrawal of 100
50.20 million gallons per year from city wells 4, 5, and 6, provided a combined reduction of
50.21 ten million gallons per year is made from city well 3 or water appropriations under any
50.22 permits held by brewing companies in the Cold Spring Creek area. The city and any other
50.23 permit holder with permit modifications made under this section must comply with all
50.24 existing reporting requirements and demonstrate that increased pumping does not result in
50.25 violations of the Safe Drinking Water Act. The increases under this section are available
50.26 on an interim basis, not to exceed five years, to allow the city to establish a new well field
50.27 and long-term water supply solution for the city and area businesses.

101.27 (b) The commissioner must conduct necessary monitoring of stream flow and water
 101.28 levels and develop a groundwater model to determine the amount of water that can be
 101.29 sustainably pumped in the area of Cold Spring Creek for area businesses, agriculture, and
 101.30 city needs. Beginning July 1, 2017, the commissioner must submit an annual progress
 101.31 report to the chairs and ranking minority members of the house of representatives and
 101.32 senate committees and divisions with jurisdiction over environment and natural resources.
 101.33 The commissioner must submit a final report by January 15, 2022.

101.34 Sec. 22. **APPROPRIATION REALLOCATION.**

102.1 Notwithstanding Laws 2013, chapter 137, article 3, section 4, paragraph (o), and
 102.2 Laws 2015, First Special Session chapter 2, article 3, section 4, paragraph (b), the
 102.3 Minneapolis Park and Recreation Board may allocate its share of the distribution of fiscal
 102.4 years 2016 and 2017 funds under Minnesota Statutes, section 85.53, subdivision 3, to the
 102.5 Minneapolis Chain of Lakes, Mississippi Gorge, Above the Falls, and Central Mississippi
 102.6 Riverfront Regional Parks in accordance with the most recent priority rankings that the
 102.7 Minneapolis Park and Recreation Board has submitted to the Metropolitan Council. This
 102.8 reallocation of funds is anticipated to result in \$500,000 in federal funds to match extant
 102.9 parks and trails fund appropriations.

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

50.28 (b) The commissioner must conduct necessary monitoring of stream flow and water
 50.29 levels and develop a groundwater model to determine the amount of water that can be
 50.30 sustainably pumped in the area of Cold Spring Creek for area businesses, agriculture, and
 50.31 city needs. Beginning July 1, 2017, the commissioner must submit an annual progress
 50.32 report to the chairs and ranking minority members of the house of representatives and
 50.33 senate committees and divisions with jurisdiction over environment and natural resources.
 50.34 The commissioner must submit a final report by January 15, 2022.

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

48.20 Sec. 30. **AGGREGATE RESOURCES TASK FORCE.**

48.21 **Subdivision 1. Creation; membership.** (a) The Aggregate Resources Task Force
 48.22 consists of eight members appointed as follows:

48.23 (1) the speaker of the house shall appoint four members of the house of representatives
 48.24 to include two members of the majority party and two members of the minority party, with
 48.25 one member being the chair of the committee with jurisdiction over aggregate mining; and

48.26 (2) the senate Subcommittee on Committees of the Committee on Rules and
 48.27 Administration shall appoint four members of the senate to include two members of the
 48.28 majority party and two members of the minority party, with one member being the chair
 48.29 of the committee with jurisdiction over aggregate mining.

48.30 (b) The appointing authorities must make their respective appointments no later
 48.31 than July 15, 2016.

48.32 (c) The first meeting of the task force must be convened by the chairs of the house of
 48.33 representatives and senate committees with jurisdiction over aggregate mining who will
 48.34 serve as cochairs of the task force.

48.35 Subd. 2. **Duties.** The task force must study and provide recommendations on:

49.1 (1) the Department of Natural Resources' and Metropolitan Council's aggregate
 49.2 mapping progress and needs;

49.3 (2) the effectiveness of recent aggregate tax legislation and the use of the revenues
 49.4 collected by counties;

49.5 (3) the use of state funds to preserve aggregate reserves; and

49.6 (4) local land use and permitting issues, environmental review requirements, and the
 49.7 impacts of other state regulations on aggregate reserves.

49.8 Subd. 3. **Report.** No later than January 15, 2018, the task force shall submit a
 49.9 report to the chairs of the house of representatives and senate committees and divisions
 49.10 with jurisdiction over aggregate mining and environment and natural resources finance
 49.11 containing the findings of the study.

49.12 Subd. 4. **Expiration.** The Aggregate Resources Task Force expires 45 days after
 49.13 the report and recommendations are delivered to the legislature or on June 30, 2018,
 49.14 whichever date is earlier.

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

S2678-2

3.7 Sec. 5. **REPORT.**

3.8 The Minnesota Department of Natural Resources shall submit a report to the
 3.9 legislature by November 1, 2018. The report shall outline any issues encountered relating
 3.10 to implementation of this act, any changes to marine manufacturing industry standards
 3.11 relating to carbon monoxide, the availability of plug-in or battery-powered marine certified
 3.12 carbon monoxide detectors, and best practices in preventing carbon monoxide poisoning
 3.13 relating to motorboat operation, including the feasibility of requiring carbon monoxide
 3.14 detectors that are more sensitive in measuring carbon monoxide than required in this act.

49.16 Sec. 31. **MARINE CARBON MONOXIDE DETECTORS; REPORT.**

49.17 The commissioner of natural resources shall submit a report to the legislature
 49.18 by November 1, 2018. The report must outline any issues encountered relating
 49.19 to implementation of Minnesota Statutes, section 86B.532, any changes to marine
 49.20 manufacturing industry standards relating to carbon monoxide, the availability of plug-in
 49.21 or battery-powered marine certified carbon monoxide detectors, and best practices in
 49.22 preventing carbon monoxide poisoning relating to motorboat operation, including the
 49.23 feasibility of requiring carbon monoxide detectors that are more sensitive in measuring
 49.24 carbon monoxide than required in this act.

49.25 Sec. 32. **PRESCRIBED BURN REQUIREMENTS; REPORT.**

49.26 The commissioner of natural resources, in cooperation with prescribed burning
49.27 professionals, nongovernmental organizations, and local and federal governments, must
49.28 develop criteria for certifying an entity to conduct a prescribed burn under a general
49.29 permit. The certification requirements must include training, equipment, and experience
49.30 requirements and include an apprentice program to allow entities without experience to
49.31 become certified. The commissioner must establish provisions for decertifying entities.
49.32 The commissioner must not require additional certification or requirements for burns
49.33 conducted as part of normal agricultural practices not currently subject to prescribed burn
49.34 specifications. The commissioner must submit a report with recommendations and any
50.1 legislative changes needed to the chairs and ranking minority members of the house of
50.2 representatives and senate committees and divisions with jurisdiction over environment
50.3 and natural resources by January 15, 2017.

50.4 Sec. 33. **SAND DUNES STATE FOREST; REPORT.**

50.5 (a) Until July 1, 2017, the commissioner of natural resources shall not log, enter into
50.6 a logging contract, or otherwise remove trees for purposes of creating oak savanna in the
50.7 Sand Dunes State Forest. This paragraph does not prohibit work done under contracts
50.8 entered into before the effective date of this section or work on school trust lands.

50.9 (b) By January 15, 2017, the commissioner must submit a report, prepared by
50.10 the Division of Forestry, to the chairs and ranking minority members of the house of
50.11 representatives and senate committees and divisions with jurisdiction over environment
50.12 and natural resources with the Division of Forestry's progress on collaborating with local
50.13 citizens and other stakeholders over the past year when making decisions that impact
50.14 the landscape, including forest conversions and other clear-cutting activities, and the
50.15 division's progress on other citizen engagement activities.

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

51.2 Sec. 35. **WATER LEVEL CONTROL PERMIT FOR BIG LAKE; GRANT**

51.3 **COUNTY.**

51.4 Notwithstanding Minnesota Statutes, sections 103G.407 and 103G.408, the
 51.5 commissioner of natural resources must issue a permit to the Bois de Sioux Watershed
 51.6 District to allow Big Lake in Grant County to be maintained at an elevation of 1,073 feet
 51.7 from May 1 to October 1, and to be drawn down to an elevation of 1,072 feet prior to the
 51.8 lake freezing. Prior to issuing the permit required under this section, the commissioner
 51.9 of natural resources must receive a report from the Bois de Sioux Watershed District
 51.10 that provides a description and budget for the watershed district's Big Lake project,
 51.11 including the anticipated funding sources and any planned land acquisitions. The
 51.12 commissioner must submit the report to the chairs and ranking minority members of the
 51.13 house of representatives and senate committees and divisions with jurisdiction over the
 51.14 environment and natural resources. Land acquired for purposes of the Big Lake project
 51.15 may not be acquired by eminent domain.

S2793-2**9.4 Sec. 16. LAKE SERVICE PROVIDER FEASIBILITY REPORT.**

9.5 The commissioner of natural resources shall report to the chairs of the house and
 9.6 senate committees with jurisdiction over natural resources by January 15, 2019, regarding
 9.7 the feasibility of expanding permitting to service providers as described in Minnesota
 9.8 Statutes, section 84D.108, subdivision 2a, to other water bodies in the state. The report
 9.9 must:
 9.10 (1) include recommendations for state and local resources needed to implement the
 9.11 program;
 9.12 (2) assess local government inspection roles under Minnesota Statutes, section
 9.13 84D.105, subdivision 2, paragraph (g); and
 9.14 (3) assess whether mechanisms to ensure that water-related equipment placed back
 9.15 into the same body of water from which it was removed can adequately protect other
 9.16 water bodies.

S2678-2**3.23 Sec. 7. CITATION.**

3.24 Sections 1 to 6 may be known and cited as "Sophia's Law."

51.16 Sec. 36. LAKE SERVICE PROVIDER FEASIBILITY REPORT.

51.17 The commissioner of natural resources shall report to the chairs of the house of
 51.18 representatives and senate committees with jurisdiction over natural resources by January
 51.19 15, 2019, regarding the feasibility of expanding permitting to service providers as
 51.20 described in Minnesota Statutes, section 84D.108, subdivision 2a, to other water bodies in
 51.21 the state. The report must:
 51.22 (1) include recommendations for state and local resources needed to implement the
 51.23 program;
 51.24 (2) assess local government inspection roles under Minnesota Statutes, section
 51.25 84D.105, subdivision 2, paragraph (g); and
 51.26 (3) assess whether mechanisms to ensure that water-related equipment placed back
 51.27 into the same body of water from which it was removed can adequately protect other
 51.28 water bodies.

51.29 Sec. 37. CITATION.

51.30 Sections 16, 17, 18, 19, and 31 may be known and cited as "Sophia's Law."

51.31 Sec. 38. REPEALER.

51.32 Minnesota Statutes 2014, section 116P.13, is repealed.

52.1 **EFFECTIVE DATE.** This section is effective July 1, 2018, and any funds remaining
52.2 in the Minnesota future resources fund on July 1, 2018, are transferred to the general fund.