

Lessard-Sams Outdoor Heritage Council

MEMO: Agenda Item #9
DATE: November 16, 2016
SUBJECT: MS 97A.056, Subd. 8. Revenues
PRESENTER: Joe Pavelko, Assistant Director, LSOHC

Suggested Motion:

Motion supporting draft language regarding Outdoor Heritage Fund (OHF)-generated revenues for inclusion into the council's final recommendation package in December 2016.

Background:

Since the June 29th council meeting, LSOHC staff met with the DNR commissioner's office staff, DNR general council, Janelle Taylor, House Legislative Analyst, and Greg Knopff, Senate Lead Analyst, to discuss OHF project-generated revenues (MS 97A.056, Subd. 8). From that meeting language was drafted for potential legislative action in the upcoming session.

If supported by the council, the draft language will be included as a rider to the council's ML 2017 Recommendations for Funding.

Attachments:

Draft Revenue Language

Existing Revenue Language:

97A.056 Subd. 8. Revenues

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

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

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

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

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

Amend by replacing paragraphs a(1-3) and b with the following:

(a) A recipient or grantee must disclose to the Lessard-Sams Outdoor Heritage Council and the commissioner of natural resources all revenues received before the close of the availability of the appropriation that are generated from activities on land acquired in fee title or easement, restored, or enhanced with money from an appropriation from the outdoor heritage fund. The revenues must be disclosed to the council and commissioner no later than 60 days after the close of the availability of the appropriation.

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

(1) use the revenues to protect, restore, or enhance wetlands, prairies, forests, and habitat for fish, game, and wildlife within the appropriation purposes and in accordance with the approved accomplishment plan;

(2) use the revenues for other purposes as approved within the accomplishment plan by the Lessard-Sams Outdoor Heritage Council, or

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

(c) This subdivision does not apply to the state and its departments and agencies.