

Lessard-Sams Outdoor Heritage Council

MEMO: Agenda Item #9

DATE: December 14, 2016

SUBJECT: Draft Language for 2017 Legislative Appropriation Recommendation Bill

PRESENTER: Mark Johnson, Executive Director, LSOHC

Suggested Procedure:

Place a motion to approve the recommendation appropriation bill language before the council. Members may discuss the language and question project managers as needed. Project managers have been requested to attend this meeting.

Motion:

Motion to approve the recommended appropriation bill as presented/amended and forward to legislative leadership for consideration during the 2017 session.

No motion by the Council, or affirmative votes of fewer than nine council members will result in no action and no forwarding of the recommendations at this time.

Background:

MN Statute 97A.056,

Subd. 3(a) states, "...The Council's recommendations shall be submitted no later than January 15 of each year..."

Subd. 3(e) states, "Recommendations of the council, including approval of recommendations for the outdoor heritage fund, require an affirmative vote of at least nine members of the council."

On September 29, 2016, the council made its appropriation recommendations for fiscal year 2018 and directed project managers to draft accomplishment plans that reflected those funding recommendations. The council reviewed and progressed the draft accomplishment plans at the November 16, 2016 meeting. Staff was directed to proceed with drafting the bill language. The appropriations recommendations bill before the council reflects the program accomplishments anticipated with Outdoor Heritage Fund dollars

Attachments:

Draft bill

Section 1. Outdoor Heritage Appropriation

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

Section 2. Outdoor Heritage Fund

| | 2018 | 2019 |
|-------------------------------------|----------------------|------------------|
| Subd. 1. Total Appropriation | \$104,136,000 | \$585,000 |

This appropriation is from the outdoor heritage fund. The amounts that may be spent for each purpose are specified in the following subdivisions.

Subd. 2. Prairies **\$30,862,000**

(a) DNR Wildlife Management Area and Scientific and Natural Area Acquisition, Ph. IX

\$4,437,000 in the first year is to the commissioner of natural resources to acquire in fee and restore lands for wildlife management purposes under Minnesota Statutes 86A.05, subdivision 8 and to acquire land in fee for scientific and natural area purposes under Minnesota Statutes, sections 86A.05, subdivision 5. Subject to evaluation criteria in Minnesota Rules 6136.0900, priority must be given to acquisition of lands that are eligible for the native prairie bank under Minnesota Statutes, section 84.96 or lands adjacent to protected native prairie. A list of proposed land acquisitions must be provided as part of the required accomplishment plan.

(b) Accelerating the Wildlife Management Area Acquisition, Ph. IX

\$5,603,000 in the first year is to the commissioner of natural resources for an agreement with Pheasants Forever to acquire in fee and restore lands for wildlife management area purposes under Minnesota Statutes, section 86A.05, subdivision 8. Subject to evaluation criteria in Minnesota Rules 6136.0900, priority must be given to acquisition of lands that are eligible for the native prairie bank under Minnesota Statutes, section 84.96 or lands adjacent to protected native prairie. A list of proposed land acquisitions must be provided as part of the required accomplishment plan.

(c) Minnesota Prairie Recovery Project, Ph. VII

\$1,901,000 in the first year is to the commissioner of natural resources for an agreement with The Nature Conservancy to acquire land in fee for native prairie, wetland, and savanna and restore and enhance grasslands, wetlands, and savanna. Subject to evaluation criteria in Minnesota Rules 6136.0900, priority must be given to acquisition of lands that are eligible for the native prairie bank

under Minnesota Statutes, section 84.96 or lands adjacent to protected native prairie. Annual income statements and balance sheets for income and expenses from land acquired with this appropriation must be submitted to the Lessard-Sams Outdoor Heritage Council no later than 180 days following the close of The Nature Conservancy's fiscal year. A list of proposed land acquisitions must be provided as part of the required accomplishment plan and must be consistent with the priorities identified in the Minnesota Prairie Conservation Plan.

(d) Northern Tallgrass Prairie National Wildlife Refuge Land Acquisition, Ph. VIII

\$2,683,000 in the first year is to the commissioner of natural resources for an agreement with The Nature Conservancy in cooperation with the United States Fish and Wildlife Service to acquire land in fee or permanent conservation easements and restore lands within the Northern Tallgrass Prairie Habitat Preservation Area in western Minnesota for addition to the Northern Tallgrass Prairie National Wildlife Refuge. Subject to evaluation criteria in Minnesota Rules 6136.0900, priority must be given to acquisitions of lands that are eligible for the native prairie bank under Minnesota Statutes, section 84.96 or lands adjacent to protected native prairie. A list of proposed land acquisitions must be provided as part of the required accomplishment plan and must be consistent with the priorities in the Minnesota Prairie Conservation Plan.

(e) Cannon River Headwaters Habitat Complex, Ph. VII

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

(f) Accelerated Native Prairie Bank Protection, Ph. VI

\$2,481,000 in the first year is to the commissioner of natural resources to acquire permanent conservation easements to implement the Minnesota Prairie Conservation Plan to protect and restore native prairie. Of this amount, up to \$140,000 is for establishing monitoring and enforcement funds as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. Subject to evaluation criteria in Minnesota Rules 6136.0900, priority must be given to acquisitions of lands that are eligible for the native prairie bank under Minnesota Statutes, section 84.96 or lands adjacent to protected native prairie. A list of permanent conservation easements must be provided as part of the final report.

(g) Reinvest In Minnesota (RIM) Buffers for Wildlife and Water, Ph. VII

\$5,333,000 in the first year is to the Board of Water and Soil Resources to acquire permanent conservation easements and restore habitat under Minnesota Statutes, section 103F.515 in order to protect, restore, and enhance habitat by expanding the clean water fund riparian buffer program for at least equal wildlife benefits from buffers on private land. Of this amount, up to \$858,000 is for establishing a monitoring and enforcement fund as approved in the accomplishment plan and subject to

Minnesota Statutes, section 97A.056, subdivision 17. A list of permanent conservation easements must be provided as part of the final report.

(h) Prairie Chicken Habitat Partnership of the Southern Red River Valley, Ph. III

\$1,908,000 in the first year is to the commissioner of natural resources for an agreement with Pheasants Forever in cooperation with the Minnesota Prairie Chicken Society to acquire land in fee, and restore and enhance lands in the southern Red River Valley for wildlife management purposes under Minnesota Statutes 86A.05, subdivision 8 or to be designated and managed as waterfowl production areas in Minnesota, in cooperation with the United States Fish and Wildlife Service. Subject to evaluation criteria in Minnesota Rules 6136.0900, priority must be given to acquisitions of lands that are eligible for the native prairie bank under Minnesota Statutes, section 84.96 or lands adjacent to protected native prairie. A list of proposed land acquisitions must be provided as part of the required accomplishment plan.

(j) Accelerated Prairie Restoration and Enhancement on DNR Lands, Ph. IX

\$3,950,000 in the first year is to the commissioner of natural resources to accelerate the restoration and enhancement of prairies, grasslands, and savannas on wildlife management areas, scientific and natural areas, Native Prairie Bank land, bluff prairies on State Forest land in southeastern Minnesota, and United States Fish and Wildlife Service waterfowl production area and refuge lands. A list of proposed land restorations and enhancements must be provided as part of the required accomplishment plan.

(k) Anoka Sandplain Habitat Restoration and Enhancement, Ph. V

\$1,130,000 in the first year is to the commissioner of natural resources for agreements to acquire permanent conservation easements and to restore and enhance wildlife habitat on public lands in Anoka, Benton, Isanti, Morrison, and Stearns Counties as follows: \$41,000 is to Anoka Conservation District; \$231,000 is to Isanti County Soil and Water Conservation District; \$345,000 is to Great River Greening; and \$163,000 is to Stearns County Soil and Water Conservation District; and \$350,000 is to Minnesota Land Trust of which up to \$40,000 is for establishing monitoring and enforcement funds as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. A list of proposed permanent conservation easements, restorations, and enhancements must be provided as part of the required accomplishment plan.

Subd. 3. Forests

\$15,224,000

(a) Carnelian Creek Conservation Corridor

\$2,458,000 in the first year is to the commissioner of natural resources for an agreement with the Minnesota Land Trust to acquire permanent conservation easements and restore forest wildlife habitat within Washington County. A list of proposed forest land restorations must be provided as part of the required accomplishment plan. Of this amount, up to \$30,000 is for establishing a monitoring and

enforcement fund, as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. A list of proposed permanent conservation easements must be provided as part of the required accomplishment plan.

(b) Laurentian Forest – St. Louis County habitat Project

\$2,400,000 in the first year is to the commissioner of natural resources for an agreement with the Minnesota Deer Hunters Association in cooperation with The Conservation Fund and St. Louis County to acquire land in fee to be transferred to St. Louis County for wildlife habitat purposes for agreements as follows: \$2,292,000 to Minnesota Deer Hunter Association; \$108,000 to Conservation Fund. A list of proposed land acquisitions must be provided as part of the required accomplishment plan.

(c) Southeast Minnesota Protection and Restoration, Ph. V

\$2,375,000 in the first year is to the commissioner of natural resources to acquire lands in fee for wildlife management purposes under Minnesota Statutes 86A.05, subdivision 8; to acquire land in fee for scientific and natural areas under Minnesota Statutes, sections 86A.05, subdivision 5; to acquire land in fee for state forest purposes under 86A.05, subdivision 7; to acquire permanent conservation easements; and to restore and enhance prairie, grasslands, forest, and savanna for agreements, as follows: \$1,000,000 to The Nature Conservancy; \$675,000 to The Trust for Public Land; \$700,000 to Minnesota Land Trust, of which up to \$80,000 is to Minnesota Land Trust for establishing a monitoring and enforcement fund, as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. Annual income statements and balance sheets for income and expenses from land acquired in fee with this appropriation and not transferred to the State of Minnesota or local government unit must be submitted to the Lessard-Sams Outdoor Heritage Council. A list of proposed land acquisitions must be provided as part of the required accomplishment plan.

(d) Minnesota Forests for the Future, Ph. V

\$2,291,000 the first year is to the commissioner of natural resources to acquire land in easements for forest, wetland, and shoreline habitat through working forest permanent conservation easements under the Minnesota forests for the future program pursuant to Minnesota Statutes, section 84.66. A conservation easement acquired with money appropriated under this paragraph must comply with Minnesota Statutes, section 97A.056, subdivision 13. The accomplishment plan must include an easement monitoring and enforcement plan. Of this amount, up to \$72,000 is for establishing a monitoring and enforcement fund as approved in the accomplishment plan and subject Minnesota Statutes, section 97A.056, subdivision 17. A list of permanent conservation easements must be provided as part of the final report.

(e) State Forest Acquisitions, Ph. IV

\$1,000,000 in the first year is to the commissioner of natural resources to acquire lands in fee for wildlife habitat purposes in the Richard J Dorer State Forest under Minnesota Statutes, section 86A.05,

subdivision 7. A list of proposed land acquisitions must be provided as part of the required accomplishment plan.

(f) Critical Shoreland Protection Program, Ph. IV

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

(g) Bushmen Lake

\$3,000,000 in the first year is to the commissioner of natural resources for an agreement with The Conservation Fund in cooperation with the United States Forest Service to acquire lands in fee adjacent to Bushman Lake in St. Louis County to be managed for wildlife habitat purposes. A list of proposed land acquisitions must be provided as part of the required accomplishment plan.

Subd. 4. Wetlands

\$28,869,000

(a) Accelerating the Waterfowl Production Area Acquisition, Ph. IX

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

(b) Shallow Lake and Wetland Protection Program, Ph. VI

\$5,750,000 in the first year is to the commissioner of natural resources for an agreement with Ducks Unlimited to acquire land in fee and restore prairie lands, wetlands and land buffering shallow lakes for wildlife management purposes under Minnesota Statutes 86A.05, subdivision 8. A list of proposed acquisitions must be provided as part of the required accomplishment plan.

(c) RIM Wetlands Partnership, Ph. VIII

\$10,398,000 in the first year is to the Board of Water and Soil Resources to acquire permanent conservation easements and to restore wetlands and native grassland habitat under Minnesota Statutes, section 103F.515. Of this amount, up to \$306,000 is for establishing a monitoring and enforcement fund as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. A list of permanent conservation easements must be provided as part of the final report.

(d) Wild Rice Shoreland Protection Program, Ph. V

\$750,000 in the first year is to the Board of Water and Soil Resources to acquire permanent conservation easements on wild rice lake shoreland habitat for native wild rice bed protection. Of this

amount, up to \$59,000 is to the Board of Water and Soil Resources for establishing a monitoring and enforcement fund as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. A list of permanent conservation easements must be provided as part of the final report by Board of Water and Soil Resources.

(e) Accelerated Shallow Lakes and Wetlands Enhancement, Ph. IX

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

(f) Living Shallow Lakes and Wetland Initiative, Ph. VI

\$4,716,000 in the first year is to the commissioner of natural resources for an agreement with Ducks Unlimited to restore and enhance shallow lakes and wetlands on public lands and wetlands under permanent conservation easement for wildlife management purposes. A list of proposed shallow lake enhancements and wetland restorations must be provided as part of the required accomplishment plan.

Subd. 5. Habitats

\$28,302,000

(a) Mississippi Headwaters Habitat Corridor Partnership, Ph. III

\$2,396,000 in the first year is to the commissioner of natural resources to acquire lands in fee and restore wildlife habitat in the Mississippi Headwaters and for agreements as follows: \$60,000 to Mississippi Headwaters Board; and \$1,557,000 to The Trust for Public Land. \$779,000 in the first year is to the Board of Water and Soil Resources to acquire lands in permanent conservation easements and to restore wildlife habitat, of which up to \$59,000 is for establishing a monitoring and enforcement fund as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. A list of proposed acquisitions must be included as part of the required accomplishment plan.

(b) Fisheries Habitat Protection on Strategic North Central Minnesota Lakes, Ph. III

\$1,716,000 in the first year is to the commissioner of natural resources to acquire land in permanent conservation easements to sustain healthy fish habitat on cold water lakes in Aitkin, Cass, Crow Wing, and Hubbard Counties for agreements as follows: \$113,000 to Leech Lake Area Watershed Foundation; and \$1,603,000 to Minnesota Land Trust, of which up to \$120,000 to Minnesota Land Trust is for establishing a monitoring and enforcement fund as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. A list of permanent conservation easements must be provided as part of the required accomplishment plan.

(c) Goose Prairie

\$600,000 in the first year is to the commissioner of natural resources for an agreement with the Wild Rice Watershed District, in cooperation with the Department of Natural Resources, to enhance aquatic and upland habitat within and adjacent to the Goose prairie Marsh Wildlife Management Area in Clay

County. A list of proposed land enhancements must be provided as part of the required accomplishment plan.

(d) Minnesota Trout Unlimited Coldwater Fish Habitat Enhancement and Restoration, Ph. IX

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

(e) DNR Stream Habitat II

\$2,166,000 in the first year is to the commissioner of natural resources to restore and enhance habitat in degraded streams, critical aquatic species habitat, and to facilitate fish passage. A list of proposed land restorations and enhancements must be provided as part of the required accomplishment plan.

(f) St. Louis River Restoration Initiative, Ph. IV

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

(g) Knife River Habitat Rehabilitation, Ph. II

\$1,758,000 in the first year is to the commissioner of natural resources for an agreement with the Lake Superior Steelhead Association to enhance trout habitat in the Knife River watershed. A list of proposed enhancements must be provided as part of the required accomplishment plan.

(h) Shell Rock River Watershed Habitat Restoration Program, Ph. VI

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

(i) Lake Wakanda Enhancement Project

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

(j) Wolverton Creek Habitat Restoration

\$1,877,000 in the first year is to the commissioner of natural resources for an agreement with the Buffalo-Red Watershed District to acquire land in permanent conservation easements, restore, and enhance aquatic and upland habitat associated with Wolverton Creek in the Buffalo-Red watershed. A

list of proposed acquisitions, restorations, and enhancements must be provided as part of the required accomplishment plan.

(k) Conservation Partners Legacy Grant Program: Statewide and Metro Habitat, Ph. IX

\$9,294,000 in the first year is to the commissioner of natural resources for a program to provide competitive, matching grants of up to \$400,000 to local, regional, state, and national organizations for enhancing, restoring, or protecting forests, wetlands, prairies, or habitat for fish, game, or wildlife in Minnesota. Of this amount, up to \$2,660,000 is for grants in the seven-county metropolitan area and cities with a population of 50,000 or greater. Grants shall not be made for activities required to fulfill the duties of owners of lands subject to conservation easements. Grants shall not be made from the appropriation in this paragraph for projects that have a total project cost exceeding \$575,000. Of the total appropriation, \$634,000 may be spent for personnel costs and other direct and necessary administrative costs. Grantees may acquire land or interests in land. Easements must be permanent. Grants may not be used to establish easement stewardship accounts. Land acquired in fee must be open to hunting and fishing during the open season unless otherwise provided by law. The program shall require a match of at least ten percent from non-state sources for all grants. The match may be cash or in-kind resources. For grant applications of \$25,000 or less, the commissioner shall provide a separate, simplified application process. Subject to Minnesota Statutes, the commissioner of natural resources shall, when evaluating projects of equal value, give priority to organizations that have a history of receiving or charter to receive private contributions for local conservation or habitat projects. If acquiring land in fee or a conservation easement, priority shall be given to projects associated with or within one mile of existing wildlife management areas under Minnesota Statutes, section 86A.05, subdivision 8; scientific and natural areas under Minnesota Statutes, sections 84.033 and 86A.05, subdivision 5; or aquatic management areas under Minnesota Statutes, sections 86A.05, subdivision 14, and 97C.02. All restoration or enhancement projects must be on land permanently protected by a permanent covenant ensuring perpetual maintenance and protection of restored and enhanced habitat, by a conservation easement, or by public ownership or in public waters as defined in Minnesota Statutes, section 103G.005, subdivision 15. Priority shall be given to restoration and enhancement projects on public lands. Minnesota Statutes, section 97A.056, subdivision 13, applies to grants awarded under this paragraph. This appropriation is available until June 30, 2021. No less than five percent of the amount of each grant must be held back from reimbursement until the grant recipient has completed a grant accomplishment report by the deadline and in the form prescribed by and satisfactory to the Lessard-Sams Outdoor Heritage Council. The commissioner shall provide notice of the grant program in the game and fish law summary prepared under Minnesota Statutes, section 97A.051, subdivision 2.

Subd. 6. Administration

\$879,000

\$585,000

(a)

Contract Management

\$150,000 in the first year is to the commissioner of natural resources for contract management duties assigned in this section. The commissioner shall provide an accomplishment plan in the form specified by the Lessard-Sams Outdoor Heritage Council on the expenditure of this appropriation. The accomplishment plan must include a copy of the grant contract template and reimbursement manual.

No money may be expended prior to Lessard-Sams Outdoor Heritage Council approval of the accomplishment plan.

(b) Legislative Coordinating Commission

\$571,000 in the first year and \$578,000 in the second year is to the Legislative Coordinating Commission for administrative expenses of the Lessard-Sams Outdoor Heritage Council and for compensation and expense reimbursement of council members. Funds in this appropriation are available until June 30, 2019. Minnesota Statutes 16A.281 applies to this appropriation.

(c) Technical Evaluation Panel

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

(e) Legacy Web Site

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

Subd. 7 Availability of Appropriation

Money appropriated in this section may not be spent on activities unless they are directly related to and necessary for a specific appropriation and are specified in the accomplishment plan approved by the Lessard-Sams Outdoor Heritage Council. Money appropriated in this section must not be spent on indirect costs or other institutional overhead charges that are not directly related to and necessary for a specific appropriation. Unless otherwise provided, the amounts in this section are available until June 30, 2020. For acquisition of real property, the amounts in this section are available until June 30, 2021, if a binding agreement with a landowner or purchase agreement is entered into by June 30, 2020, and closed no later than June 30, 2021. Funds for restoration or enhancement are available until June 30, 2022, or five years after acquisition, whichever is later, in order to complete initial restoration or enhancement work. If a project receives at least 15% of its funding from federal funds, the time period of the appropriation may be extended to equal the availability of federal funding to a maximum of six years provided the federal funding was confirmed and included within the first draft accomplishment plan. Funds appropriated for fee title acquisition of land may be used to restore, enhance, and provide for public use of the land acquired with the appropriation. Public use facilities must have a minimal impact on habitat in acquired lands.

Subd. 8. Payment Conditions and Capital Equipment Expenditures

All agreements referred to in this section must be administered on a reimbursement basis unless otherwise provided in this section. Notwithstanding Minnesota Statutes, section 16A.41, expenditures directly related to each appropriation's purpose made on or after July 1, 2017, or the date of accomplishment plan approval, whichever is later, are eligible for reimbursement unless otherwise provided in this section. For the purposes of administering appropriations and legislatively authorized

agreements paid out of the outdoor heritage fund an expense must be considered reimbursable by the administering agency when the recipient presents the agency with an invoice, or binding agreement, with the landowner and the recipient attests that the goods have been received or the landowner agreement is binding. Periodic reimbursement must be made upon receiving documentation that the items articulated in the accomplishment plan approved by the Lessard-Sams Outdoor Heritage Council have been achieved, including partial achievements as evidenced by progress reports approved by the Lessard-Sams Outdoor Heritage Council. Reasonable amounts may be advanced to projects to accommodate cash flow needs, support future management of acquired lands, or match a federal share. The advances must be approved as part of the accomplishment plan. Capital equipment expenditures for specific items in excess of \$10,000 must be itemized in and approved as part of the accomplishment plan.

Subd. 9. Mapping

Each direct recipient of money appropriated in this section, as well as each recipient of a grant awarded pursuant to this section, must provide geographic information to the Lessard-Sams Outdoor Heritage Council for mapping of any lands acquired in fee with funds appropriated in this section and open to the public taking of fish and game. The commissioner of natural resources shall include the lands acquired in fee with money appropriated in this section on maps showing public recreation opportunities. Maps shall include information on and acknowledgement of the outdoor heritage fund, including a notation of any restrictions.

Subd. 11 Changes to RIM Wetlands (ML2016) and RIM Buffers (ML 2015, ML2016)

The following appropriations to the Board of Water and Soil Resources for the RIM buffers for wildlife and water program and the RIM Wetlands are amended to accommodate inclusion of federal RIM match dollars:

Laws 2015, first sp. session, chapter 2, article 1, section 2, subdivision 2(f) is amended to read:

(f) Minnesota Buffers for Wildlife and Water, Ph. V

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

Laws 2016, chapter 172, art. 1, sec. 2 subd. 2(g) is amended to read:

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

\$6,708,000 the second year is to the Board of Water and Soil Resources to acquire permanent conservation easements and restore habitat under Minnesota Statutes, section 103F.515, to protect,

restore, and enhance habitat by expanding the clean water fund riparian buffer program for at least equal wildlife benefits from buffers on private land. Of this amount, up to ~~\$130,000~~ 1,079,000 is to establish a monitoring and enforcement fund as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. A list of permanent conservation easements must be provided as part of the final report.

Laws 2016, chapter 172, art. 1, sec. 2 subd. 4(c) is amended to read:

(c) RIM Wetlands Partnership - Phase VII

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

Sec 3 Changes to Minnesota Statutes 97A.056

Subd. 8. Revenues. Amend as follows:

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).~~

(a) A recipient or grantee must disclose to the Lessard-Sams Outdoor Heritage Council and the commissioner of natural resources all revenues received by the recipient or grantee 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) 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.~~

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

DRAFT