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1982  
REPORT  
TO THE  
LEGISLATURE

Legislative Commission on Minnesota Resources



## CONTENTS

|   |     |
|---|-----|
| Chairman's Letter of Transmittal . . . . .  | 1   |
| Membership and Committee Structure . . . . .  | 2   |
| Role of the Commission . . . . .  | 4   |
| Funding Sources . . . . .   | 4   |
| Relationship with Other Committees . . . . .  | 5   |
| Commission Operations. . . . .  | 6   |
| The LCMR Process . . . . .  | 6   |
| Highlights of the Past Two Years . . . . .  | 8   |
| Natural Resource Account 1981 Appropriations . . . . .                                  | 10  |
| Commission Recommendations for 1983 Natural<br>Resource Account Appropriations. . . . . | 16  |
| Appendix:   |     |
| MS, Chapter 86 ENABLING LEGISLATION . . . . .   | A-1 |



# Legislative Commission on Minnesota Resources

B-46 STATE CAPITOL

ST. PAUL, MINNESOTA 55155

(612) 296-2406



ROBERT E. HANSEN  
EXECUTIVE DIRECTOR

November 15, 1982

## Members of the Legislature:

The "1982 Report to the Legislature" is submitted as required under MS 86.11, Subdivision 5. This Report is a fulfillment of part of the Legislative Commission on Minnesota Resources (LCMR)'s responsibility to "provide the background necessary to evaluate programs proposed to preserve, develop and maintain the natural resources of this state." (MS86.02) Working cooperatively with the appropriate standing committees, the Commission will continue to identify and research emerging resource issues facing the state. The LCMR recommends appropriations from the natural resources account for innovative and/or accelerative programs. The Commission will continue to monitor and evaluate funding from the natural resources account and other programs as directed by the Legislature.

The Commission requested the advice of a wide range of organizations and individuals, including the appropriate standing committees, as to which resource issues present the most pressing problems to the state and which, therefore, deserve the special consideration of the Commission. The 1982 LCMR Issues Seminar at Dunrovin Retreat Center produced lively and thoughtful discussion of pressing problems in major issue areas. After several intensive hearings in May and June, the Commission adopted recommended appropriations from the Natural Resources Acceleration Account for consideration and adoption by the 1983 Legislature.

The Legislative Commission on Minnesota Resources is now, and will continue to be, an effective resource for the Legislature in dealing with emerging natural resource issues.

Sincerely,

A handwritten signature in dark ink, appearing to read "Fred C. Norton".

Representative Fred C. Norton,  
Chairman, Legislative Commission  
on Minnesota Resources

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# LEGISLATIVE COMMISSION ON MINNESOTA RESOURCES

## Present Members Fall 1982

|   |                     |
|---|---------------------|
| Senator Howard A. Knutson . . . . .         | Burnsville          |
| Senator William Luther. . . . .             | Brooklyn Park       |
| Senator Gene Merriam. . . . .               | Coon Rapids         |
| Senator Roger D. Moe. . . . .               | Ada                 |
| Senator Clarence M. Purfeerst . . . . .     | Fairbault           |
| Senator Earl W. Renneke . . . . .           | LeSueur             |
| Senator Gerald L. Willet. . . . .           | Park Rapids         |
| Representative Irvin N. Anderson. . . . .   | International Falls |
| Representative Douglas W. Carlson . . . . . | Sandstone           |
| Representative Gary W. Laidig . . . . .     | Stillwater          |
| Representative James Metzen . . . . .       | South St. Paul      |
| Representative Willard Munger . . . . .     | Duluth              |
| Representative Fred C. Norton . . . . .     | St. Paul            |
| Representative John Sarna . . . . .         | Minneapolis         |

## OFFICERS

|   |               |
|---|---------------|
| Representative Fred C. Norton . . . . . | Chairman      |
| Senator Clarence M. Purfeerst . . . . . | Vice Chairman |
| Representative Douglas Carlson. . . . . | Secretary     |

## COMMITTEE CHAIRS

|   |                                      |
|---|--------------------------------------|
| Representative Fred C. Norton . . . . . | Executive                            |
| Representative Fred C. Norton . . . . . | Goals and Objectives                 |
| Senator Roger D. Moe. . . . .           | Special Issues                       |
| Representative John Sarna . . . . .     | Fisheries & Tourism                  |
| Representative Irvin Anderson . . . . . | Minerals                             |
| Representative Gary W. Laidig . . . . . | Land & Recreation                    |
| Senator William Luther. . . . .         | Natural Resource Information Systems |
| Representative Willard Munger . . . . . | Soil & Water                         |
| Senator Gene Merriam. . . . .           | Energy & Forestry                    |

## STAFF

|                                 |                          |
|---------------------------------|--------------------------|
| Robert E. Hansen. . . . .       | Executive Director       |
| John R. Velin . . . . .         | Administrative Assistant |
| David G. Flipp. . . . .         | Program Analyst          |
| Linda Clauson-Pedersen. . . . . | Executive Secretary      |
| Lynn Ettl . . . . .             | Secretary                |

## LCMR Sub-Committee Appointments

### OFFICERS

Rep. Fred C. Norton, Chairman  
Senator Clarence Purfeerst,  
Vice Chairman  
Rep. Douglas Carlson, Secretary

### EXECUTIVE COMMITTEE

Rep. Fred Norton, Chairman  
Senator Clarence Purfeerst  
Rep. Douglas Carlson  
Rep. Irvin Anderson  
Senator Earl Renneke  
Senator Gerald Willet

### GOALS & OBJECTIVES COMMITTEE

Rep. Fred Norton, Chairman  
Rep. Gary Laidig  
Senator William Luther  
Senator Roger Moe  
Rep. Willard Munger  
Senator Earl Renneke  
Senator Gerald Willet

### SPECIAL ISSUES COMMITTEE

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Rep. Irvin Anderson  
Rep. Gary Laidig  
Senator William Luther  
Senator Gene Merriam  
Rep. Willard Munger  
Rep. Fred Norton

### FISHERIES & TOURISM COMMITTEE

Rep. John Sarna, Chairman  
Rep. Douglas Carlson  
Senator Clarence Purfeerst

### MINERALS COMMITTEE

Rep. Irvin Anderson, Chairman  
Rep. Douglas Carlson  
Senator Earl Renneke  
Rep. John Sarna  
Senator Gerald Willet

### LAND & RECREATION COMMITTEE

Rep. Gary Laidig, Chairman  
Rep. Douglas Carlson  
Senator William Luther  
Senator Roger Moe  
Senator Clarence Purfeerst

### NATURAL RESOURCE INFORMATION SYSTEMS COMMITTEE

Senator William Luther, Chairman  
Senator Howard Knutson  
Rep. James Metzen  
Senator Roger Moe  
Rep. Fred Norton

### SOIL & WATER COMMITTEE

Rep. Willard Munger, Chairman  
Rep. Irvin Anderson  
Senator Howard Knutson  
Rep. Gary Laidig  
Senator Gene Merriam  
Senator Clarence Purfeerst  
Senator Gerald Willet

### ENERGY & FORESTRY COMMITTEE

Senator Gene Merriam, Chairman  
Rep. James Metzen  
Rep. Willard Munger  
Senator Earl Renneke  
Rep. John Sarna



## Role of the Commission

The role of the Legislative Commission on Minnesota Resources (LCMR), is to implement the purpose of Minnesota Statutes, Chapter 86.02:

. . . to provide the Legislature with the background necessary to evaluate programs proposed to preserve, develop and maintain the natural resources of this state. (See Appendix for full text of MS 86)

Thus, the Commission is an advisory, oversight and monitoring body for the Legislature. The LCMR acts as an information base for the Legislature regarding various resource programs. The Commission also has a role, implicit from the types of programs with which it is involved, to make inquiries and instigate action designed to examine potential innovative and/or accelerative approaches to State programs. The latter function has evolved from the basic orientation of the LCMR, expressed through its members, toward involvement with programs designed to meet future needs or to correct past program mistakes or shortfalls. The Commission focuses upon relatively new ideas and emerging natural resource issues, which are not otherwise to be considered as part of the regular budgets of State agencies.

The Commission is composed of fourteen Legislators: seven Senators appointed by the Senate Committee on Committees and seven Representatives appointed by the Speaker of the House. Vacancies which may occur do not affect the authority of the Commission. Members serve until a successor is appointed.

## Funding Sources

The Commission performs a substantial part of its advisory role by recommending that certain programs be supported with appropriations. In most cases, it recommends that those appropriations be provided from the Natural Resources Account, which receives income from several sources. Eleven percent of the cigarette tax is deposited in the General Fund and specified by appropriations laws to support the Natural Resources Account. That amount was estimated to total approximately \$19.9 million for Fiscal Years 1984-85. The second income source consists of Federal reimbursements which are earned by expenditure of the State appropriations. The reimbursements are deposited in the Federal Reimbursement Account and support the appropriation recommendations. This source will account for approximately \$980,000 for Fiscal Years 1984-85. Additionally, the Commission reviews the State Park Development Account and recommends appropriation of that amount as part of the Natural

Resources Account. The current FY84-85 biennium figure is approximately \$600,000. Finally, certain amounts of past appropriations from the Natural Resources Account which will not be spent are added to the amount available for the next biennium. The total estimated for cancellations is \$90,000. The grand total rounded to \$21 million.

Each even numbered year, the Commission reviews the past programs supported by Natural Resource Appropriations, as well as existing State programs of Natural Resource management. The Commission invites various statewide organizations and individuals, including the appropriate standing committees, to suggest issue areas. The Commission then selects a number of issue areas for concentration and later recommends that certain programs in those issue areas be financed with Natural Resources Account appropriations. Before the LCMR recommends an appropriation for a program, every effort is made to insure that the suggested program is not a duplication of existing State agency programs nor merely a supplement to regular agency budgets.

Once the set of programs submitted by the LCMR to the Legislature is finally adopted in appropriation laws, the Commission implements its responsibility to closely monitor the programs in order to insure that the correct problems are addressed, in a manner consistent with the intention of the Legislature. The appropriation laws require the LCMR to review for approval a detailed work program submitted by the agencies which describes the proposed implementation of the program, before the actual implementation can begin. Thus, the LCMR has an opportunity to supervise closely the program once it is approved by the Legislature. The Commission also reviews, on a regular basis, semi-annual status reports submitted on each of the programs. In those cases where a program appears to be straying from Legislative intent or suffering from lack of direction or initiative, the Commission calls upon the State agency involved to rectify the problem.

#### Relationship with other Committees

The LCMR maintains an effective liaison relationship with the appropriate standing committees of the Legislature. This is accomplished in two ways. First, the membership of the Commission traditionally includes the Chair of the Senate Finance and House Appropriations Committees, the Senate Natural Resources and Agriculture Committee and the House Committee on Environment and Natural Resources. In addition, the other members of the LCMR are also key members or chair one or more standing committees. Thus, the standing committees are informed of the actions and recommendations of the Commission through the direct participation of their Chair and members in the LCMR activities. Secondly, the staff of the LCMR maintains communication with the staff of those standing committees. Informal contacts by

telephone and in person complement the periodic formal communications. Frequently, one or more of the staff from the standing committees are invited to participate in discussions between the LCMR staff and the various organizations, agencies and persons interested in the Commission. The staff of the Finance, Appropriations and the Senate and House Committees on Natural Resources receive all the material and communications prepared by the LCMR staff at the same time as the LCMR members.

### Commission Operations

The Commission holds meetings as required in order to complete its responsibility to develop advice for the Legislature regarding various resource issues. When the LCMR or one of its subcommittees holds a meeting, the liaison officers from the various agencies and departments, as well as the general public, are informed as far in advance as feasible. The meetings are held at the State Capitol or on the site of programs which have received Natural Resources Account funding, or which require on-site review for development of LCMR background information. The Commission or subcommittee Chair frequently request State agency officials to appear and present testimony and appropriate data regarding the subject matter at hand. The Commission also uses written correspondence with various agencies of the State and Federal Government. After receiving testimony, correspondence and by conducting its own intensive discussions, the Commission develops recommendations to the appropriate persons, agencies and Legislative committees. Essentially, there are three alternative recommendations available to the Commission regarding the various programs under review. The Commission may recommend that a particular program receive continued Natural Resources Account funding support. A second alternative might be to conclude that a particular program is appropriate and effective and to recommend that the program should therefore be financed through the regular budget of the appropriate agencies. The third alternative is for the Commission to review its own evaluation of a given program and recommend that the program be no longer conducted by the State.

### The LCMR Process

The series of events outlined below serves as an excellent example of how the LCMR functions as a legislative overview agent, and how the Commission provides the Legislature with background in natural resource program areas.

During its 1977 Issues Seminar, members heard from several sources that the condition of the state's forests was less than desirable. A variety of problems surfaced: Too much old wood, too little reforestation, too few roads, not enough private forest management, and many more. When Commission members wondered aloud why the forest conditions seemed to be in decline, the answers were confusing, conflicting and unclear.

It became obvious that someone outside the existing structure of forest management and timber industry would be needed to sort out the problems and begin to define the solutions for the Legislature. The LCMR concluded that it was appropriate for the Commission to pursue the issues involved. A Forestry Sub-Committee began meeting to develop an approach.

In late 1977, with the advice of its Forestry Sub-Committee and with the concurrence of a citizen's advisory committee, the LCMR contracted for a preliminary appraisal of Minnesota forestry with the internationally recognized forestry consulting firm of Jaako Poyry, headquartered in Helsinki, Finland, with offices in ten other countries. The preliminary appraisal laid out plusses and minuses in both forest management and the timber and wood products industry. Using that report, the LCMR Sub-Committee on Forestry was charged to develop a broad based study proposal, select potential consultants and report to the Commission. The Forestry Committee used a small advisory committee extensively. The advisory committee represented the three major actors: Industry, Public Management and Academia.

During the balance of 1978 and early 1979, the Forestry Committee and its advisory committee worked out a study format. A review and selection process resulted in a contract with the George Banzhaf and Company of Milwaukee, Wisconsin. Under monthly Forestry Committee monitoring, Banzhaf researched the issues. In November 1980, Banzhaf delivered its report on time and within budget. The report lays out an analysis of forest problems and a viable range of alternative policy solutions. The LCMR accepted the report and paid the bill. The LCMR reviewed the Report and submitted it as LCMR findings to the 1981 Legislature.

During the 1981 Session, the Legislature established a joint House-Senate policy committee to review the LCMR work and recommend legislation. It was called the Joint Select Legislative Committee on Forestry (JSLCF). The JSLCF met during the summer and fall of 1981 and drafted the Forest Management Act of 1982. The Act was adopted by the 1982 Legislature.

Also during the 1981 Session, the LCMR took action on some of the preliminary findings in the Banzhaf report. The Commission recommended funding from the Natural Resources Account for Forest Information Systems, Statewide Forest Resource Plan, Fire Management Analysis, Private Forest Management Assistance, Detailed (Phase II) Forest Inventory, Pulpwood Weight Study and Forest Soils Specialist. Additionally, the 1981 Legislature appropriated increased money for reforestation of state forests and other intensification efforts.

The discussion above indicates clearly how LCMR serves the Legislature. Issue and problem identification and definition were followed by intensive study and recommended solutions. The Commission recommended appropriations for some solutions. As a matter of standing agreed upon procedure, the Commission avoided any LCMR action on substantive policy matters, but an organized and thoughtful analysis as a tool for the policy committees. The result to date is that solutions to many of the problems in forestry have been addressed with money and policy changes. The LCMR will continue to monitor progress in forestry through work program monitoring and periodic inquiry as necessary.

#### Highlights of the Past Two Years

The LCMR recommendations for 1981 appropriations from the Natural Resource Account passed in Senate Finance and House Appropriations with very minor modification. The Legislature adopted the 1981 State Department Act (ML81, Chapter 356) and the Account became law. Several initiatives are noted here for their success or significance, from among the many programs supported by LCMR.

A program to provide an overall Minnesota Forest Resource Plan (MFRP) and supporting information systems is proceeding on schedule. Passage of the 1982 Forest Management Act of 1982 emphasizes the impact of the MFRP and institutionalizes the process initiated by LCMR for upgraded forest resource planning.

During the early 1970's, the Commission recommended appropriations for forest road development. But the DNR was unable in 1975 to demonstrate an orderly process for determining forest road needs, so the LCMR no longer supported the idea. In 1981, the LCMR insisted that a forest road plan be made part of the MFRP. In July 1982, DNR published a plan complete with needs assessment rationale and projected funding needed.

The Aeromagnetic Survey of the state started to produce useful data on geologic features and mineral potential. The Department of Natural Resources used aeromagnetic data to focus their mineral evaluation efforts and found a significant mineral deposit on state land. Heretofore, the area was not suspected of having significant mineralization.

Many of the other 53 separate programs produced useful results too lengthy to detail here. Semi-Annual Status Reports on file in the LCMR and at the Legislative Reference Library document the progress.

Of course, the Special Sessions to deal with revenue shortfalls dominated the news and involved significant LCMR attention. The members of the Commission concluded that LCMR

funded programs should bear a fair share in the budget balancing solutions under consideration. The LCMR recommended reductions of \$3,922,900 from Natural Resource Acceleration appropriations. The effects of those cuts will, of course, mean substantially less progress in certain innovative resource management programs. The members chose to cut money selectively, thus eliminating part or all of some programs, while preserving the integrity of most programs. The Commission also recommended, and the Commissioner of Energy, Planning and Development agreed to abandonment of \$1,285,000 in the grant program for Standard Metropolitan Statistical Areas (SMSA).

NATURAL RESOURCE ACCOUNT 1981 APPROPRIATIONS  
1981 Ch. 356, Sec. 31

ML 81 Chapter 356

Sec. 31. NATURAL RESOURCES ACCELERATION

Subdivision 1. General Operations

|                |            |            |
|----------------|------------|------------|
| and Management | 15,315,000 | 12,821,000 |
|----------------|------------|------------|

Approved Complement - 133

The amounts that may be expended from this appropriation for each activity are more specifically described in the following subdivisions of this section.

For all appropriations in this section, except as otherwise specifically provided, if the appropriation for either year is insufficient, the appropriation for the other year is available for it.

Subd. 2. Legislative Commission on

|                     |         |         |
|---------------------|---------|---------|
| Minnesota Resources | 238,000 | 237,000 |
|---------------------|---------|---------|

The commission shall during the 1981-1983 biennium review the work programs and progress reports required under this section, and report its findings and recommendations to the committee on finance of the senate, committee on appropriations of the house of representatives and other appropriate committees. The commission shall establish oversight committees to continue review of a variety of natural resource subject areas as it deems necessary to carry out its legislative charges.

|                                |           |           |
|--------------------------------|-----------|-----------|
| Subd. 3. State Planning Agency | 4,380,000 | 4,359,000 |
|--------------------------------|-----------|-----------|

Approved complement - 16

The amounts that may be expended from this appropriation for each activity are as follows:

(a) Land Use Change

\$ 65,000    \$ 65,000

Approved Complement - 2

To complete a pilot program to develop rapid and inexpensive procedures to update the land use information. Data shall be collected in a format consistent and compatible with the Minnesota land management information system and provided to that system as appropriate.

(b) Outdoor recreation Act Implementation

\$ 37,000    \$ 37,000

Approved Complement - 1

For the agency review process required by Minnesota Statutes, Chapter 86A.

(c) Local Significance Contingency

\$2,000,000    \$2,000,000

This appropriation is available to pay up to 50 percent of the total cost or 50 percent of the local share if federal matching money are used, of long term lease, acquisition and development of recreational projects for the purposes described in Laws 1965, Chapter 810, Section 23, as amended by Laws 1969, Chapter 1139, Section 48, Subdivision 7, Paragraph g, except that no lake improvement grants are authorized under this subdivision and the per project limit for state grants is \$200,000.

\$1,000,000 the first year and \$1,000,000 the second year is reserved for projects outside the metropolitan area as defined in Minnesota Statutes, Section 473.121, Subdivision 2.

The state planning agency shall administer the natural resources and land and water conservation fund grants-in-aid to local units of government. Notwithstanding any other law to the contrary these grants are not contingent upon the matching of federal grants.

This appropriation shall be expended with the approval of the governor after consultation with the legislative advisory commission. The legislative commission on Minnesota resources shall make recommendations to the legislative advisory commission regarding such expenditures.

(d) Regional Significance Contingency

\$2,000,000 \$2,000,000

This appropriation is available to pay up to 50 percent of the total cost or 50 percent of the local share if federal matching money are used, for long term lease, acquisition and major development for recreation projects, natural areas and open space serving a regional need to counties, local units of government and special units of government authorized to acquire, maintain and operate recreational and natural areas.

\$1,000,000 the first year and \$1,000,000 the second year shall be reserved for projects outside the metropolitan area as defined in Minnesota Statutes, Section 473.121, Subdivision 2. Priorities for the use of funds provided in this subdivision will be given to projects eligible for federal funding and which are consistent with priorities established by regional recreation and open space plans.

The amount needed but not to exceed \$1,000,000 the first year and \$1,000,000 the second year, from this appropriation shall be transferred to the metropolitan council to pay principal and interest coming due in the respective fiscal years on bonds issued pursuant to Laws 1974, Chapter 563, Section 7, Subdivision 2; none of this amount may be expended for professional services.

The state planning agency shall administer the natural resources and land and water grants-in-aid program.

This appropriation shall be expended with the approval of the governor after consultation with the legislative advisory commission. The legislative commission on Minnesota resources shall make recommendations to the legislative advisory commission regarding such expenditures. If a balance remains on July 1, 1982, then the remainder of the appropriation may be made available for either local or regional significance grants.

(e) Grant Administration

Approved Complement - 6

Up to \$185,000 the first year and \$185,000 the second year of the amounts appropriated in the above paragraphs for local and regional significance grants is available for grant administration.

(f) Soils and Topographic Data

Computerization

\$ 50,000 \$ 40,000

Approved Complement - 1

To incorporate topographic information into the land management information system and determine the most productive ways to incorporate soils information.

(g) Public Land Records

\$150,000 \$149,000

Approved complement - 2

In conjunction with the department of natural resources and in cooperation with the historical society and administration department, develop a comprehensive land ownership system. Of this amount, \$105,000 is to preserve original land records of the department of natural resources. Data shall be collected in a format consistent and compatible with the Minnesota land management information system and provided to that system as appropriate.

(h) Computer Work Station

\$210,000 \$ -0-

Approved Complement - 1

To augment the present computer equipment to accommodate increased levels of service demanded by state agencies and other clientele.

(i) Information and Data Exchange

\$ 68,000 \$ 68,000

Approved Complement - 3

To complete the centralized source index for natural resource information.

Subd. 4. Department of Natural Resources

\$6,466,000 \$6,022,000

Approved Complement - 96

The amounts that may be expended from this appropriation for each activity are as follows:

(a) Floodwater Retention Assistance

\$534,000 \$534,000

Approved Complement - 1

To assist the lower Red River watershed management board by providing up to 50 percent of the non-federal share of the cost of projects approved by the board for floodwater retention in the jurisdiction of the board. All available local, state, federal and private sources shall be requested to provide financial assistance. Of this amount, up to \$34,000 the first year and \$34,000 the second year is available for the biennium to the department for staff and essential equipment, and \$87,500 the first year and \$87,500 the second year is available for watershed planning and related activities on the same cost sharing basis. Data shall be collected in a format consistent and compatible with the Minnesota land management information system and provided to that system as appropriate.



(b) Koochiching County Ditch

Investigation

\$ 35,000 \$ -0-

The department may contract for consulting services to determine the basis for state share of ditch repair costs and shall recommend a proposed policy for ditch repair where state land is involved.

(c) Regional Water Data Network

\$ 34,000 \$ 33,000

Approved Complement - 1

To train employees, establish, and test a statewide data system through regional offices. Data shall be collected in a format consistent and compatible with the Minnesota land management information system and provided to that system as appropriate.

(d) Shoreland Update

\$119,000 \$119,000

Approved Complement - 2

The department shall provide an update to the 1969 shoreland study, assess the current management program and assist counties by making the data accessible to all levels of government. Data shall be collected in a format consistent and compatible with the Minnesota land management information system and provided to that system as appropriate.

(e) Wild and Scenic Rivers

Operations

\$ 58,000 \$ 58,000

Approved Complement - 2

The department shall assist local units through technical and administrative support to implement the wild and scenic rivers program.

(f) Rainy River Navigation

Improvement

\$ 88,000 \$ -0-

The department shall provide a grant to Lake of the Woods county to remove pilings and to disburse rock cribs in the river.

(g) Hydroelectric Pilot Plant

\$250,000 \$ -0-

For the design and engineering phase of hydropower redevelopment of the Kettle River dam.

(h) Geological Test Drilling

Equipment Augmentation

\$ 75,000 \$ -0-

To improve the applicability of existing state owned drilling equipment by adding tools and equipment designed for deep hole boring, as required by the Joint project between department of transportation, Minnesota geologic survey and department of natural

(i) Forest Resource Plan

\$355,000 \$355,000

Approved Complement - 8

To prepare a forest resources plan and develop a management information system, including the appropriate land suitability analyses and program budgets. Data shall be collected in a format consistent and compatible with the Minnesota land management information system and provided to that system as appropriate.

(j) Accelerate Private Forest

Management

\$330,000 \$330,000

Approved Complement - 10

To provide increased technical management assistance to private nonindustrial forest land owners throughout the state, and, in cooperation with the soil and water conservation board, encourage landowners to apply for available federal cost sharing assistance for implementation of practices. Of this amount, \$60,000 the first year and \$60,000 the second year is available for a pilot project in the seven counties within the Richard J. Dorer memorial hardwood forest to provide up to 50 percent of the nonfederal share of the costs of implementing forestry practices which are eligible for federal cost sharing assistance. After October 1, 1982, the unused portion for the pilot project may also be used for cost sharing assistance in other areas of the state as indicated by landowner interest and request.

(k) Accelerate Phase II Inventory

\$367,000 \$367,000

Approved Complement - 10

To accelerate the inventory in Beltrami state forest, Aitkin and Pine counties. Data shall be collected in a format consistent and compatible with the Minnesota land management information system and provided to that system as appropriate.

(l) Fire Management Analysis

\$ 85,000    \$ 85,000

Approved Complement - 6

To analyze fire management in the balance of the state and determine methods for internal savings and improved management.

(m) Pulpwood Weight Study

\$150,000    \$150,000

Approved Complement - 6

The department shall establish uniform cord weights for Jack pine, tamarack, balsam fir and balsam poplar after sufficient research and measurement. The department shall provide a comparison between consultation and staff performance of this project, prior to work program approval.

(n) Forest Soil Specialization

\$ 66,000    \$ 66,000

Approved Complement - 3

To improve efficiency of management by providing technical soil interpretation to field foresters and planners. Data shall be collected in a format consistent and compatible with the Minnesota land management information system and provided to that system as appropriate.

(o) Wildlife Area Inventory

\$ 73,000    \$ 74,000

Approved Complement - 1

To complete the data collection and recording on the remaining wildlife management areas. Data shall be collected in a format consistent and compatible with the Minnesota land management information system and provided to that system as appropriate.

(n) Park Development

\$2,304,000    \$2,304,000

Approved Complement - 14

To accelerate development in state parks and recreation areas. \$1,225,000 the first year and \$1,225,000 the second year is from the state park development account in the special revenue fund. \$150,000 of this amount represents the balance of the appropriation made in Laws of 1977, Chapter 455, Section 28 for Lake Bronson park, which is cancelled.

Eighty percent of this appropriation shall be spent on projects which qualify for federal reimbursement, grant or match. Expenditures shall be for major rehabilitation and new capital improvement. Up to 15 percent may be spent for professional services.

(o) Outdoor Recreation Act

Implementation

\$350,000    \$350,000

Approved Complement - 17

To conduct the master planning and other activities required by Minnesota Statutes 1980, Chapter 86A.

Of this amount, \$250,000 the first year and \$250,000 the second year and 12 staff complement are for parks planning.

Of this amount, \$100,000 the first year and \$100,000 the second year and five staff complement are for rivers planning to prepare management plans, assist initial implementation of approved plans, oversee acquisition and develop a plan update process. Data shall be collected in a format consistent and compatible with the Minnesota land management information system and provided to that system as appropriate.

(p) Minnesota Natural Heritage

Program

\$ 87,000    \$ 88,000

Approved Complement - 2

To continue development and application of the integrated data system in order to expedite state land inventories and improve environmental assessment and decision making, and for planning / scientific and natural areas required by Minnesota Statutes 1980, Chapter 86A. Data shall be collected in a format consistent and compatible with the Minnesota land management information system and provided to that system as appropriate.

(q) River Planning

\$ 80,000    \$ 80,000

The department shall administer a grant to the upper Mississippi headwaters board, if it is created in 1981 law, of up to 50 percent of the cost of implementing the plan.

(r) Natural Resource Policy

Development

\$138,000    \$138,000

Approved Complement - 4

To continue accelerated efforts in developing administrative resource management policies, strategies and recommendations for more effective management and policy analysis.

(3) Land Resource and Management

Plan

\$238,000 \$238,000

Approved Complement - 4

To initiate a program to assess the relative suitability of each parcel of state owned land for each use which could occur and adjust ownership accordingly through sale, land exchange or acquisition. Data shall be collected in a format consistent and compatible with the Minnesota land management information system and provided to that system as appropriate. The department shall provide a comparison between consultation and staff performance of this project prior to work program approval.

(t) Natural Resource Data System

\$150,000 \$153,000

Approved Complement - 4

To continue coordination and development of resource information for improved management and analysis of programs for effectiveness. Data shall be collected in a format consistent and compatible with the Minnesota land management information system and provided to that system as appropriate.

(u) Water Access

\$500,000 \$500,000

Approved Complement - 1

For acquisition of access sites statewide. Up to 25 percent of this amount is available for development. The department shall make every effort to maximize the use of local effort and finances in the program. Up to 15 percent of the appropriation is available for professional services.

Subd. 5. Water Planning Board

\$262,000 \$ -0-

Approved Complement - 7

For fiscal year 1982, to further analyze, develop and promote implementation of management recommendations of the 1979 framework water plan.

Subd. 6. Pollution Control Agency 158,000 158,000

Approved Complement - 4

The agency shall complete phase II of the two phase lake classification study and monitor existing grants. Data shall be collected in a format consistent and compatible with the Minnesota land management information system and provided to that system as appropriate.

Subd. 7. Minnesota Energy

Agency

705,000

207,000

Approved Complement - 6

The amounts that may be expended from this appropriation for each activity are as follows:

(a) Special Peat Energy Project

\$ 57,000 \$ -0-

To organize state efforts, and develop a grant proposal for future peat or biomass demonstration projects. Federal and private money which may become available is appropriated.

(b) Wind Energy Monitoring

\$44,000 \$ -0-

Approved Complement - 1

To design and implement a wind monitoring system.

(c) Hydropower Redevelopment Coordination

\$14,000 \$14,000

Approved Complement - 1

To coordinate the activities of the St. Anthony Falls hydraulics laboratory and the department of natural resources in hydropower activities.

(d) Bagley District Heating

\$400,000 \$ -0-

To provide technical support by the agency and a grant of \$380,000 conditional upon the city of Bagley match of \$30,000, to finance the required engineering design phase preparatory to the city seeking full scale development financing for a wood residue fueled district heat system.

(e) Industrial Cogeneration Potential

\$38,000 \$39,000

To assess the potential for industrial cogeneration of electricity and thermal energy and review the state role in cogeneration issues.

(f) Combustion Turbine Capacity

\$42,000 \$43,000

Approved Complement - 1

To review the under used potential and the prospects for modification of existing combustion turbines statewide, including alternative fuel use.

(g) Energy Impact Analysis

\$37,000 \$38,000

Approved Complement - 1

To continue assessment of the economic costs and benefits associated with alternative energy development.

(h) Solar Performance Monitoring

\$73,000 \$73,000

Approved Complement - 2

To collect, analyze and report information on conventional and low cost solar domestic hot water heaters, passive solar superinsulated homes, and to compare relative performance.

Subd. 8. University of

Minnesota 2,331,000 1,263,000

(a) Accelerated Soil Survey

\$889,000 \$889,000

To continue the survey for the fourth biennium of a six biennium effort to provide the appropriate detailed soil survey on all lands, based upon the adopted cost share formula between counties, state and federal ownership ratios. Data shall be collected in a format consistent and compatible with the Minnesota land management information system and provided to that system as appropriate.

(b) Aeromagnetic Survey

\$818,000 \$ -0-

To acquire aeromagnetic survey information for the second biennium of a four biennium effort. Data shall be collected in a format consistent and compatible with the Minnesota land management information system and provided to that system as appropriate.

(c) Geology of Southeast Minnesota

\$30,000 \$30,000

To determine subsurface drainage and hydrology, and evaluate the impact of land practices.

(d) Environmental Technology

\$244,000 \$244,000

To investigate technical solutions to environmental problems identified with current industrial processes and determine the appropriate future level of effort which may be necessary.

(e) Cement Project equipment

\$250,000

To purchase research equipment needed for experiments with novel cement production techniques.

(f) Hydropower Technology

\$100,000 \$100,000

To determine the full potential for hydropower development at existing sites, investigate and recommend procedures to deal with environmental impacts and to develop improved hydropower technology.

Subd. 9. Historical Society 75,000

75,00

Approved Complement - 4

For the final effort to develop an archeologic data base which is compatible with the Minnesota land management information system. The society shall publish reports on the location, characteristics and significance for preservation of archeologic sites which will serve to eliminate the delays in environmental assessments and impact statements. Confidentiality and disclosure requirements shall be observed concerning publication of the reports.

Subd. 10. Work Programs

It is a condition of acceptance of the appropriations made by this section that the agency or entity receiving the appropriation shall submit work programs and semi-annual progress reports in the form determined by the legislative commission on Minnesota resources. None of the moneys provided in this section may be expended unless the commission has approved the pertinent work program. Upon request from the commission the agency head shall submit an evaluation by July 1, 1982 as to whether the program should be incorporated in the next agency budget.

Subd. 11. Complement Temporary

Persons employed by a state agency and paid by an appropriation in this section are in the unclassified civil service and their continued employment is contingent upon the availability of money from the appropriation. When the appropriation has been expended, their positions shall be cancelled and the approved complement of the agency reduced accordingly.

Subd. 12. Natural Resources Federal

Reimbursement Account 500,000

500,00

This appropriation is from the natural resources federal reimbursement account. The commission may engage in a soil erosion sedimentation study, and a report on the 20 year history of the commission.

LCMR - Natural Resource Acceleration recommendations for  
the 1983-85 biennium

LCMR Administration \$ 500,000

Department of Natural Resources \$ 10,264,000

|  |           |
|--|-----------|
| Department Information System            | 600,000   |
| Volunteer Management Intensification     | 195,000   |
| Ground Water Management                  | 300,000   |
| Accelerated Minerals Evaluation          | 170,000   |
| Accelerated Phase II Forest Inventory    | 450,000   |
| Forestry Information System              | 689,000   |
| Forest Recreation Development            | 800,000   |
| Wildfire Planning                        | 195,000   |
| Scientific and Natural Area Planning     | 81,000    |
| River Planning                           | 200,000   |
| Park Planning                            | 220,000   |
| State Park Development                   | 4,384,000 |
| Resource & Management Plan for DNR Lands | 400,000   |
| Water Access Acquisition & Development   | 1,580,000 |

Pollution Control Agency \$ 461,000

|                                      |         |
|--------------------------------------|---------|
| Soil and Watershed Acidification     | 136,000 |
| Groundwater Analysis Near Dump Sites | 145,000 |
| Survey Organics in Monitor Wells     | 100,000 |
| Garvin Brook Monitoring              | 30,000  |

Department of Energy, Planning & Development \$ 5,349,000

|  |           |
|--|-----------|
| Bioenergy Research   | 600,000   |
| Assessment and Development of Alternative<br>Energy Business | 179,000   |
| Recreational Grants to Local Units                           | 4,000,000 |
| Resource Management Models                                   | 150,000   |
| Tourism Recreation Data Management                           | 420,000   |

|  |                          |
|--|--------------------------|
| <u>University of Minnesota</u>                                 | \$ 4,101,000             |
| Strategic Mineral Research Capacity.                           | 530,000                  |
| Steel Industry Potential                                       | 148,000                  |
| Aeromagnetic Survey  | 818,000                  |
| Geology of S. E. Minnesota                                     | 60,000                   |
| Accelerated Detailed Soil Survey                               | 2,000,000                |
| River and Lake Management Research                             | 265,000                  |
| Hydropower Research Facility Instrumentation                   | 100,000                  |
| Computer Analysis of Contaminant Spreading                     | 180,000                  |
| <br><u>Minnesota Historical Society</u>                        | <br>\$ 150,000           |
| Microfilm Public Land Records                                  | 50,000                   |
| Conservation of Historic Collections                           | 100,000                  |
| <br><u>Minnesota Department of Health</u>                      | <br>\$ 130,000           |
| Survey of Organics in Community Water Supplies                 | 130,000                  |
| <br><u>Science Museum of Minnesota</u>                         | <br>\$ 45,000            |
| Natural History Survey of Minnesota's<br>Aquatic Invertebrates | 45,000                   |
| <br><u>Total</u>   | <br>\$ <u>21,000,000</u> |

LCMR - Recommendations for programs to be included in the  
Agencies regular budgets

Department of Natural Resources

|  |            |
|--|------------|
| Forest Resources Planning                  | \$ 476,000 |
| Forest Soils Specialists                   | 167,000    |
| Accelerated Private Forest Management      | 900,000    |
| Wild and Scenic Rivers Operations          | 125,000    |
| Natural Heritage Program                   | 119,800    |
| Statewide Water Data Network               | 137,275    |
| Lakes Data Base                            | 82,500     |
| Policy Development and Management Analysis | 360,700    |
| Natural Resource Data System               | 483,000    |
| Parks Management Information System        | 150,000    |

U of Mn - Minnesota Geological Survey

|                            |            |
|----------------------------|------------|
| Computerized Drillers Logs | \$ 231,000 |
|----------------------------|------------|





1                                CHAPTER 86  
2                                NATURAL RESOURCES

3  
4  
5            86.01 [CITATION.]

6            Laws 1963, Chapter 790, may be cited as the Omnibus Natural  
7 Resources and Recreation Act of 1963.

8            86.02 [PURPOSE.]

9            The purpose of the legislature in this enactment is to  
10 provide the legislature with the background necessary to  
11 evaluate programs proposed to preserve, develop and maintain the  
12 natural resources of this state. Such resources include, but  
13 without limitation, forests, parks, historic sites, wildlife  
14 areas, access to an improvement of lakes, rivers, streams,  
15 scenic areas, and camping grounds. It is the intention of this  
16 legislature to study and examine anticipated future needs and  
17 the extent to which private and commercial facilities will need  
18 supplementation of publicly subsidized and operated facilities  
19 and opportunities.

20           86.03 [FUNDS.]

21           This legislature anticipates the tax hereinafter provided  
22 will be adequate to insure funds for carrying out the program  
23 herein contemplated for the period of years necessary for its  
24 accomplishment.

## 1 LEGISLATIVE COMMISSION ON MINNESOTA

## 2 RESOURCES; POWERS AND DUTIES

## 3 86.06 [DEFINITIONS.]

4 For the purposes of Laws 1963, Chapter 790, as amended, the  
5 following definitions obtain:

6 (1) "Commission" shall mean the legislative commission on  
7 Minnesota resources;

8 (2) "Resources" shall mean the land and water areas in the  
9 state of Minnesota.

## 10 86.07 [COMMISSION.]

11 Subdivision 1. [CREATION, MEMBERSHIP, VACANCIES.] The  
12 commission hereby created shall consist of 14 members appointed  
13 as follows:

14 (1) Seven members of the senate to be appointed by the  
15 committee on committees to be chosen before the close of each  
16 regular session of the legislature and to serve until their  
17 successors are appointed;

18 (2) Seven members of the house to be appointed by the  
19 speaker to be chosen before the close of each regular session of  
20 the legislature and to serve until their successors are  
21 appointed;

22 (3) Vacancies occurring on the commission shall not affect  
23 the authority of the remaining members of the commission to  
24 carry out the functions thereof, and such vacancies shall be  
25 filled in the same manner as the original positions.

26 Subd. 2. [EXPENSES.] Commission members shall be entitled  
27 to reimbursement for actual expenses not exceeding \$25 per day  
28 plus travel expenses incurred in the services of the commission.

29 Subd. 3. [ORGANIZATION.] The commission shall convene as  
30 soon as practicable following appointment of its members, to  
31 implement the purposes and objectives of Laws 1963, Chapter 790.

## 32 86.08 [PERSONNEL.]

33 Subdivision 1. [STAFF.] The commission is authorized,  
34 without regard to the civil service laws and regulations, to  
35 appoint and fix the compensation of such additional legal and  
36 other personnel and consultants as may be necessary to enable it

1 to carry out its functions, or to contract for services to  
2 supply necessary data, including the full or part-time services  
3 of a recreation and planning coordinator, except that any state  
4 employees subject to the civil service laws and regulations who  
5 may be assigned to the commission shall retain civil service  
6 status without interruption or loss of status or privilege.

7 Subd. 2. [LIAISON OFFICERS.] The commission shall request  
8 each department or head of all state agencies with a direct  
9 interest and responsibility in any phase of outdoor recreation  
10 to appoint, and the latter shall appoint for his agency, a  
11 liaison officer who shall work closely with the commission and  
12 its staff.

13 86.10 [RESOURCES AND OPPORTUNITIES.]

14 Subdivision 1. [APPRAISAL AND EVALUATION.] The commission  
15 shall obtain and appraise all information available through  
16 private organizations and groups, utilizing to the fullest  
17 extent possible studies, data and reports previously prepared or  
18 currently in progress by public agencies, private organizations,  
19 groups, and others, concerning trends in population, leisure,  
20 transportation, and all other pertinent factors and shall  
21 determine the amount, kind, quality, and location of such  
22 outdoor recreation resources and opportunities as will be  
23 required by the year 2000.

24 Subd. 2. [DATA FROM STATE AGENCIES, AVAILABILITY.] The  
25 commission may request information from any state officer or  
26 agency in order to assist in carrying out the terms of Laws  
27 1963, Chapter 790, and such officer or agency is authorized and  
28 directed to promptly furnish any data required.

29 Subd. 3. (Repealed, 1967 c 867 s 10)

30 86.11 [DUTIES.]

31 Subdivision 1. [PUBLIC ACCESS, USE, FEES, ETC., STUDY OF  
32 PROBLEM.] The commission shall study the state policy relating  
33 to public access, shall study the system of user fees and  
34 permits and concession awards with a view toward making  
35 provision for adequate maintenance and improvement of facilities  
36 to be afforded, shall study use permits and license fees imposed

1 in the other parts of the United States for similar outdoor  
2 recreational facilities and compile data upon the fees and  
3 charges made by private enterprise for affording similar outdoor  
4 recreational facilities to the public.

5 Subd. 2. [CONTROL OF ALGAE AND SCUM, STUDY OF PROBLEM. ]  
6 The commission shall study the problem of noxious aquatic  
7 vegetation, control of algae and scum conditions on public  
8 waters, methods of combating and controlling the same, and shall  
9 recommend methods and agencies for control and an equitable  
10 method for apportioning the costs thereof and levying  
11 assessments therefor.

12 Subd. 3. (Repealed, 1965 c 810 s 22)

13 Subd. 4. [COOPERATION WITH HISTORICAL SOCIETY.] The  
14 commission shall study in cooperation with the Minnesota State  
15 Historical Society the establishment and maintenance of historic  
16 sites.

17 Subd. 5. [REPORTS AND RECOMMENDATIONS.] The commission  
18 shall present by November 15 of each even numbered year a report  
19 as of that time of its review, a compilation of its data, and  
20 its recommendations to the legislature. In addition the  
21 commission shall report to the legislature from time to time  
22 setting forth its findings as a result of its investigations and  
23 studies, and shall make such recommendations as it deems proper  
24 to assist the legislature in formulating legislation. Any data  
25 compiled by the commission will be made available to any  
26 standing or interim committee of the legislature upon request of  
27 the chairman of the respective committee.

28 Subd. 6. [HEARINGS.] The commission is authorized to  
29 conduct public hearings and otherwise to secure data and  
30 expressions of opinion.

31 Subd. 7. [LAND EXCHANGE STUDY.] The commission shall study  
32 the desirability and advisability of further land exchanges  
33 between the state and the federal government, particularly with  
34 respect to lands in the Chippewa and Superior National Forests.  
35 It shall consider the overlapping of activities of federal,  
36 state, and county agencies concerned, and methods of

1 coordination. It shall consider the programs of federal  
2 agencies for acquiring further lands within the state and the  
3 desirability of state consent to such acquisition. It shall  
4 consider the desirability and worth of federal policies in the  
5 Boundary Waters Canoe Area, and shall review the subject of  
6 federal control and ownership as contrasted with the worth of  
7 state development and control. It shall report its findings and  
8 conclusions to the legislature.

9 Subd. 8. [TIMBER CUTTING POLICIES STUDY.] The commission  
10 shall make a study of timber cutting "natural area" policies in  
11 Itasca and other Minnesota state parks.

12 Subd. 9. [HISTORICAL AND ARCHAEOLOGICAL SITES STUDY.] The  
13 commission shall make a special study of joint management  
14 problems concerning historical and archaeological sites in state  
15 parks and make recommendations for legislation with reference to  
16 the proper management thereof.

17 86.12 [COORDINATION OF MULTIPLE USES.]

18 The commission in its inquiries, findings and  
19 recommendations shall recognize that wherever feasible outdoor  
20 recreational facilities may be provided by private enterprise,  
21 and that the responsibility of government is to supplement such  
22 facilities and opportunities rather than to compete therewith.  
23 The commission shall recognize that lands, waters, forests,  
24 wetlands, wildlife and such other natural resources which serve  
25 economic purposes also serve to varying degrees and for varying  
26 uses outdoor recreation purposes, and that sound planning of  
27 resource utilization for the full future welfare of this state  
28 must include coordination and integration of all such multiple  
29 uses.

30 CONSERVATION WORK PROJECTS

31 86.31 [CONSERVATION WORK PROJECTS.]

32 To the extent of funds provided herein the commissioner of  
33 natural resources is authorized to engage in work projects  
34 authorized by law for the conservation of the natural resources  
35 and property of the state not otherwise undertaken by him by  
36 reason of the unavailability of appropriated funds.

1       86.32 [EMPLOYMENT OF NEEDY PERSONS.]

2       For these purposes the commissioner of natural resources  
3 shall employ only needy persons from areas of economic distress  
4 except such skilled and supervisory personnel as may be needed.

5       86.33 [APPROVAL OF PROJECT BY GOVERNOR.]

6       All such projects shall be first approved by the governor  
7 upon the recommendation of the commissioner of natural resources  
8 and after consultation with the legislative advisory commission  
9 in the same manner as he consults with such commission in making  
10 expenditures from the general contingent fund as provided by  
11 section 3.30.

12       86.34 [PURPOSE.]

13       It is the purpose of sections 86.31 to 86.35 to promote the  
14 conservation of natural resources and to provide for employment  
15 in areas of economic distress.

16       86.35 [ELIGIBILITY FOR EMPLOYMENT.]

17       Eligibility for employment on work projects authorized by  
18 sections 86.31 to 86.35 shall be governed by procedures  
19 established by the department of natural resources. Any  
20 procedures or rules and regulations promulgated in connection  
21 therewith may be made by the department of natural resources  
22 without compliance with any existing law or statutory provision  
23 relating to the promulgation of rules and regulations by  
24 departments, agencies or instrumentalities of the state.

25                               ACQUISITION OF LAND

26       86.41 [LAND ACQUISITIONS.]

27       Within the limits of appropriations contained in Laws 1963,  
28 Chapter 790, the commissioner of administration for the  
29 commissioner of natural resources is authorized to acquire the  
30 lands designated in Laws 1963, Chapter 790, in Article V, and in  
31 Article VIII, Section 6, Subdivisions 2, and 3. All other land  
32 acquisitions shall be made only after consultation with and  
33 after obtaining advice from the commission established in  
34 Article II upon the same basis and the same procedures as used  
35 by the governor in expending emergency appropriations upon the  
36 advice and consent of the legislative advisory commission under

1 section 3.30. Under this article land for park purposes may be  
2 acquired in any manner and to the extent authorized by the act  
3 establishing the park for which the acquisition is made; but all  
4 other land for conservation or recreational purposes may be  
5 acquired under Laws 1963, Chapter 790, only by gift, purchase,  
6 lease, or license.

7 86.42 [APPROPRIATIONS.]

8 Subdivision 1. There is hereby appropriated from the  
9 general fund the sum of \$150,000, together with any sums  
10 received as grants in aid from federal sources and any sums  
11 granted by private sources to carry out the purposes of sections  
12 86.06 to 86.12. Such moneys shall be available to the  
13 commission until expended.

14 Subd. 2. MS 1974(Expired)

15 LETTING OF CONTRACTS

16 86.51 [CONTRACTS, MANNER OF LETTING.]

17 Insofar as is reasonably practicable, the studies and the  
18 improvements to be planned and constructed under Laws 1963,  
19 Chapter 790, requiring professional and non-professional  
20 services shall be accomplished by letting contracts therefor  
21 pursuant to the provisions of Minnesota Statutes 1961, Chapter  
22 16, and any act amendatory thereof. Whenever any study or  
23 improvement over \$10,000 is planned the department should  
24 present to the commissioner of administration, in writing, a  
25 cost breakdown showing why direct employment was necessary on  
26 the particular project. Where the direct employment of persons  
27 furnishing material or services is necessary, such persons shall  
28 be employed for a fixed term and shall be in the unclassified  
29 services of the state.

30 86.53 [EMPLOYEES.]

31 Persons employed by the commissioner of natural resources  
32 and by the commissioner of administration in order to carry out  
33 the terms and provisions of Laws 1963, Chapter 790, shall not be  
34 deemed to be part of the normal complement of either the  
35 department of natural resources or the department of  
36 administration. The continued employment of such persons shall

1 be contingent upon the availability of funds as provided in Laws  
2 1963, Chapter 790.

3 LIMITATIONS ON EXPENDITURES

4 86.61 [EXPENDITURES.]

5 All moneys expended pursuant to any appropriation made by  
6 Laws 1963, Chapter 790, are subject to the provisions of  
7 Minnesota Statutes 1961, Chapter 16, and any act amendatory  
8 thereof. None of the provisions of this section however shall  
9 apply to any appropriation made to the legislative commission on  
10 Minnesota resources established by section 86.07.

11 FEDERAL FUNDS

12 86.71 [FEDERAL LAND AND WATER FUND; ACCEPTANCE OF FUNDS;  
13 DISTRIBUTION.]

14 Subdivision 1. The governor is designated as the state  
15 agency to apply for, accept, receive and disburse federal funds  
16 and private funds which are granted to the state of Minnesota  
17 from the Federal Land and Water Fund Act.

18 Subd. 2. The governor may designate a state agency or  
19 agencies to act for him in applying for, receiving, and  
20 accepting federal funds under the provisions of subdivision 1.  
21 Such designation of a state department or agency shall be filed  
22 in the office of the secretary of state.

23 Subd. 3. The governor or any state department or agency  
24 designated by him shall comply with any and all requirements of  
25 federal law and any rules and regulations promulgated thereunder  
26 to enable the application for, the receipt of, and the  
27 acceptance of such federal funds. The expenditure of any such  
28 funds received shall be governed by the laws of the state except  
29 insofar as federal requirements may otherwise provide. All such  
30 moneys received by the governor or any state department or  
31 agency designated by him for such purpose shall be deposited in  
32 the state treasury and are hereby appropriated annually in order  
33 to enable the governor or the state department or agency  
34 designated by him for such purpose to carry out the purposes for  
35 which the funds are received. None of such federal moneys so  
36 deposited in the state treasury shall cancel and they shall be



1 available for expenditure in accordance with the requirements of  
2 federal law.

3 Subd. 4. Fifty percent of all moneys made available to the  
4 state from funds granted under subdivision 1 shall be  
5 distributed for projects to be acquired, developed and  
6 maintained by local units of government, providing that any  
7 project approved is consistent with a statewide or a county or  
8 regional recreational plan and compatible with the statewide  
9 recreational plan.

10 Subd. 5. Any guidelines established by the state for  
11 distribution of moneys made available to the state under  
12 subdivision 1 shall, after July 1, 1967, be distributed on a  
13 statewide and regional priorities basis other than a formula  
14 based on population and land areas.

15 86.72 [NATURAL RESOURCES FEDERAL REIMBURSEMENT ACCOUNT.]

16 Subdivision 1. Except as otherwise specifically provided,  
17 federal reimbursements and match money received for the purposes  
18 described in this chapter, regardless of the source of state  
19 match, credit or value used to earn the reimbursement or match,  
20 other than the federal match for state money appropriated to the  
21 local recreation and natural areas grant-in-aid account, and  
22 other than the federal great river road money, shall in the  
23 first instance be credited to a federal receipt account by the  
24 state agency receiving the reimbursement or match. Any state  
25 department or agency, including the Minnesota historical society  
26 and the University of Minnesota, that receives reimbursements or  
27 matching moneys as described above shall transfer those amounts  
28 to the natural resources federal reimbursement account.

29 Subd. 2. Money appropriated from the account shall be  
30 expended for state land acquisition and development that is part  
31 of a natural resources acceleration activity, when the  
32 acquisition and development is deemed to be of an emergency or  
33 critical nature. In addition this money is available for  
34 studies initiated by the legislative commission on Minnesota  
35 resources that are found to be proper in order for the  
36 commission to carry out its legislative charge.

1 Subd. 3. Requests for allocation from the account for  
2 acquisition or development shall be accompanied by a certificate  
3 signed jointly by the commissioner of energy, planning and  
4 development and commissioner of natural resources, showing a  
5 review of the application against chapter 86A. Copies of the  
6 certification shall be submitted to the appropriate legislative  
7 committees and commissions. Appropriations from the account  
8 shall be expended with the approval of the governor after  
9 consultation with the legislative advisory commission. The  
10 legislative commission on Minnesota resources shall make  
11 recommendations to the legislative advisory commission regarding  
12 the expenditures.

13 Subd. 4. Any land and water conservation fund moneys  
14 received over and above the normal state apportionment from that  
15 fund are appropriated for the purposes of the reimbursement  
16 account. This appropriation is in addition to any amounts  
17 appropriated from the account as direct appropriations.

18 86.75 [REVIEWAL BY LOCAL UNITS; USE OF FUNDS.]

19 An appropriation heretofore or hereafter made from the  
20 natural resources account in the state treasury for local units  
21 of government shall first be reviewed by the county board, and  
22 any county or regional planning commission before funds are  
23 distributed by the state. State grants in aid from such account  
24 may be expended for land acquisitions and development for  
25 recreational purposes including, but not limited to, historic  
26 sites, archaeology, public access, parks, scenic easements, camp  
27 grounds, wildlife areas, county and school forests, water  
28 impoundment, and natural areas and trails.