

Senate Omnibus Environment and Natural Resources Bill Offer

May 8, 2021 1:00 PM

- Entire Offer Contingent on House Acceptance of Replacement of Senate Art. 2 § 122 (vehicle emissions standards authority repeal) with a two-year moratorium on adopting vehicle emissions standards (i.e., agency would be prohibited from adopting vehicle emissions standards prior to January 1, 2024).
- Accept the Following House Sections:
 - **Art. 4 § 25** (PCA Must Use Current EPA Guidance in Prioritizing Superfund Projects) & related repeal of Minnesota Rules, part 7044.0350
 - **Art. 4 § 26** (Priority Qualified Facilities – Legislative Findings)
 - **Art. 4 § 27** (Priority Qualified Facilities – Environmental Lien Modifications)
 - **Art. 4 § 28** (Priority Qualified Facilities – Calculation of Eminent Domain Damages)
 - **Art. 4 § 33** (PCA May Acquire Environmental Covenants at Solid Waste Disposal Facilities)
 - **Art. 5 § 31** (Creating the outdoor engagement grant account) – policy provision only; no agreement on money.
 - **Art. 5 § 35** (Luce Line State Trail Modification)
- Accept the Following Senate Article 2 Sections:
 - **§ 85** (Public Waters Inventory Revision Process Modifications)
 - **§§ 96, 98, 99, 100, & 123** (PCA Fee Increases Require Legislative Approval)
 - **§§ 124 & 157** (Manure Spreading)
- Agree Not to Handle House Article 9 (Electric-Assisted Bicycles) in SF 959
- Agree to Handle Both LCCMR Articles in This Bill
- Agree to Adopt Sames and Similar (See Attachment)

Environment Policy Provisions - Sames

SF 959 – Article 2 compared with House UES0959-1 – Articles 4 through 10

(Note: House section numbers refer to article 5 of UES0959-1 except where otherwise noted)

Senate Section	House Section	SBS Page	Description	Comparison
2	2	R4	Certifiable Fish Diseases Definition	Same
3	3	R4	VHS-Susceptible Species List Terminology	Same
4	4	R4	Emergency Fish Disease Definition	Same
5	5	R4-R5	Fish Health Inspection Definition	Same
6	6	R5	VHS-Susceptible Species List Terminology	Same
7	7	R5	VHS-Susceptible Species List Terminology	Same
8	8	R5-R6	VHS-Susceptible Species List Terminology	Same
9	9	R6-R7	VHS-Susceptible Species List Terminology	Same
10	10	R7	VHS-Susceptible Species List Terminology	Same
11	11	R8	VHS-Susceptible Species List Terminology	Same
12	12	R8	VHS-Susceptible Species List Terminology	Same
13	13	R8-R9	VHS-Susceptible Species List Terminology	Same
14	14	R10	VHS-Susceptible Species List Terminology	Same
16	18	R11-R12	Expedited Rulemaking/Land Use Boundaries in Mississippi River Corridor Critical Area	Same
18	19	R12-R13	DNR Report to LPSFC Due Biennially Instead of Biannually	Same
20	Art. 10 § 1	R15	DNR Land Transaction Cost Recovery – Utility Licenses	Same
22	Art. 10 § 2	R16-R17	Easement Conveyance to Tribal Governments/DNR Land Trans. Cost Recovery	Same
23	Art. 10 § 3	R17-R18	DNR Land Transaction Cost Recovery – Road Easements to Private Parties	Same
24	22	R18	Repeal of Prohibition on Transporting Unregistered Snowmobiles	Same
25	23	R18	Repeal of Prohibition on Transporting Unregistered Snowmobiles	Same
30	29	R21	Asset Preservation Activity Reporting Date	Same
32	33	R23	Repeal Invasive Carp Tagging Sunset	Same
33	37	R24-R25	Repeal of Golf Course Authority; APO Authority Related to State Park Permits	Same
34	38	R25	State Park Statute Terminology Changes – Special Events Instead of Pageants	Same
35	39	R25	Use of Fee Revenue to Operate Point-of-Sale System	Same
36	41	R26	Owner of Vehicle Responsible for State Park Permit	Same
38	43	R26-R27	State Park Open House Day Application to Overnight Guests	Same

Senate Section	House Section	SBS Page	Description	Comparison
39	45	R27-R28	Appropriation of Cross-Country-Ski Account Money for Trails	Same
40	Art. 10 § 4	R31	Riverlands State Forest Establishment	Same
41	Art. 10 § 5	R31	DNR Land Transaction Cost Recovery - Leases of Forest Lands	Same
42	59	R33	Extension of Sustainable Forest Resources Act	Same
43	Art. 10 § 6	R33	DNR Land Transaction Cost Recovery – Leases of Certain Lands	Same
52	63	R37	DNR Regulation of Snake, Lizard, and Salamander Trade – Conforming Change	Same
54	65	R38	Minnow Dealer Violation Conformity with Other Game and Fish Violations	Same
60	67	R42	Red Lake Band Code Governs Taking of Animals on Reservation Lands	Same
71	72	R48	Repeal of Duck Decoy Prohibitions	Same
72	73	R48	Designation of Upper Red Lake Is a Special Management Water	Same
73	74	R48-R49	Permitting of Youth Fishing Contests	Same
74	75	R49	Fishing Contest Permit Exemption Modifications	Same
81	82	R53-R54	Prohibition on Using More Than One Net for Lake Whitefish and Cisco	Same
82	83	R54	Lake Superior Management Plan Quotas Must Be Reassessed Every 10 Years	Same
84	Art. 6 § 4	R57	SWCD Supervisor Compensation Ceiling Increase	Same
87	86	R64	Expansion of Prohibition on Appropriating Water from Mt. Simon-Hinckley Aquifer	Same
88	87	R64-R65	Prohibition on Bulk Transfer of Water More Than 50 Miles	Same
129	89	R132	Review of Local Plans & Regulations in Mississippi River Corridor Critical Area	Same
130	90	R132-R133	Review of Local Plans & Regulations in Mississippi River Corridor Critical Area	Same
134	Art. 10 § 9	R140-R141	DNR Land Transaction Cost Recovery – Wild Rice Lease Exchanges	Same
138	Art. 10 § 11	R144-R147	Additions to State Parks	Same
140	Art. 10 § 13	R147-R148	Deletions from State Parks	Same
146	Art. 10 § 14	R151-R165	Riverlands State Forest; Boundaries	Same
147	Art. 10 § 15	R165	Private Sale of Tax-Forfeited Land; Aitkin County	Same
149	Art. 10 § 19	R166	Private Sale of Tax-Forfeited Lands; Itasca County	Same
151	Art. 10 § 24	R167-R168	Private Sale of Tax-Forfeited Lands; St. Louis County	Same
152	Art. 10 § 25	R168	St. Louis County; Land Lease	Same
154	Art. 10 § 16	R169	Private Sale of Tax-Forfeited Land; Beltrami County	Same
155	Art. 10 § 26	R169-R170	Private Sale of Surplus Land Bordering Public Water; Sherburne County	Same
158	93	R170-R171	Timber Permits; Cancellation and Extension	Same

Environment Policy Provisions - Similar

SF 959 – Article 2 compared with House UES0959-1 – Articles 4 through 10

(note: House section numbers refer to article 5 of UES0959-1 except where otherwise noted)

Senate Section	House Section	SBS Page	Description	Differences	Proposed Action
15	15	R10	VHS-Susceptible Species List Terminology	Placement of “only”	Senate (“only” should be next to the items it modifies)
37	42	R26	Free State Park Permit for Members of Indian Tribes	Capitalization of “tribes”	Senate (“tribe” is not capitalized in statutes currently)
44	Art. 10 § 7	R33	DNR Land Transaction Cost Recovery – Monitoring Leased Recreational Trails	Similar (effective date)	Senate (DNR requested because request is already two years old)
46	Art. 10 § 8	R34	Land Valuation Flexibility	Inclusion or absence of “the”	Senate (sentence makes more sense with “the” removed)
76	76	R50	VHS-Susceptible Species List Terminology	Hyphenation differences	House (removes unnecessary hyphenation)
117	Art. 4 § 24	R102	Tribal Eligibility for Recycling Grants	Capitalization of “tribes”	Senate (“tribe” is not capitalized in statutes currently)
135	Art. 10 § 10	R141-R142	Consideration of Gifts of Land	Senate makes effective immediately	Senate (DNR requested an immediate effective date)
139	Art. 10 § 12	R147	Addition to State Recreation Area	Senate makes effective immediately	Senate (DNR requested because request is already two years old)
141	Art. 10 § 17	R149	Private Sale of Surplus Land; Cass County	Senate makes effective immediately	Senate (DNR requested because request is already two years old)

Senate Section	House Section	SBS Page	Description	Differences	Proposed Action
142	Art. 10 § 20	R149-R150	Private Sale of Surplus State Land; Lake of the Woods County	Senate makes effective immediately	Senate (DNR requested because request is already two years old)
143	Art. 10 § 22	R150	Private Sale of Surplus State Land; St. Louis County	Senate makes effective immediately	Senate (DNR requested because request is already two years old)
144	Art. 10 § 23	R150-R151	Private Sale of Tax-Forfeited Lands; St. Louis County	Senate makes effective immediately	Senate (DNR requested because request is already two years old)
145	Art. 10 § 27	R151	Public Sale of Surplus State Land Bordering Public Water; Wadena County	Senate makes effective immediately	Senate (DNR requested because request is already two years old)
148	Art. 10 § 18	R165-R166	Goodhue County; Land Transfers	House is more granular in singling out what is being notwithstanding	House (More specific notwithstanding is preferred)
150	Art. 10 § 21	R166-R167	Private Sale of Surplus Land Bordering Public Waters; Roseau County	Similar (spelling of “quitclaim”)	House (House spelling is correct)