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State of Minnesota

Printed Page No. 286

HOUSE OF REPRESENTATIVES

NINETIETH SESSION

H. F. No. 2887

- 02/20/2018 Authored by Backer, Newberger and Munson
- The bill was read for the first time and referred to the Committee on Agriculture Policy
- 03/19/2018 Adoption of Report: Re-referred to the Committee on Government Operations and Elections Policy
- 03/26/2018 Adoption of Report: Placed on the General Register
- Read for the Second Time
- 04/16/2018 Calendar for the Day
- Read for the Third Time
- Passed by the House and transmitted to the Senate

1.1 A bill for an act

1.2 relating to agriculture; prohibiting certain rules related to nitrogen fertilizer unless

1.3 approved by law; amending Minnesota Statutes 2016, section 103H.275, subdivision

1.4 1.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2016, section 103H.275, subdivision 1, is amended to read:

1.7 Subdivision 1. **Areas where groundwater pollution is detected.** (a) If groundwater

1.8 pollution is detected, a state agency or political subdivision that regulates an activity causing

1.9 or potentially causing a contribution to the pollution identified shall promote implementation

1.10 of best management practices to prevent or minimize the source of pollution to the extent

1.11 practicable.

1.12 (b) The Pollution Control Agency, or for agricultural chemicals and practices, the

1.13 commissioner of agriculture may adopt water source protection requirements under

1.14 subdivision 2 that are consistent with the goal of section 103H.001 and are commensurate

1.15 with the groundwater pollution if the implementation of best management practices has

1.16 proven to be ineffective.

1.17 (c) The water resources protection requirements must be:

1.18 (1) designed to prevent and minimize the pollution to the extent practicable;

1.19 (2) designed to prevent the pollution from exceeding the health risk limits; and

1.20 (3) submitted to the house of representatives and senate committees with jurisdiction

1.21 over the environment, natural resources, and agriculture.

- 2.1 (d) The commissioner of agriculture shall not adopt water resource protection
- 2.2 requirements under subdivision 2 for nitrogen fertilizer unless the water resource protection
- 2.3 requirements are specifically approved by law.