

SENATE  
STATE OF MINNESOTA  
NINETY-THIRD SESSION

S.F. No. 1229

(SENATE AUTHORS: CHAMPION)

DATE	D-PG	OFFICIAL STATUS
02/06/2023	663	Introduction and first reading Referred to Environment, Climate, and Legacy

1.1A bill for an act

1.2relating to environment; requiring public meeting every five years for certain

1.3nonexpiring air emission permits; requiring denial of request for permit review to

1.4be in writing and to state reason for denial; requiring creation of full-time equivalent

1.5position; amending Minnesota Statutes 2022, section 116.07, by adding

1.6subdivisions.

1.7BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.8Section 1. Minnesota Statutes 2022, section 116.07, is amended by adding a subdivision

1.9to read:

1.10Subd. 4m. **Nonexpiring state individual permits; public informational meeting.** (a)

1.11For each facility issued a nonexpiring state individual air quality permit by the agency, the

1.12agency must hold a separate public informational meeting at regular intervals to allow the

1.13public to make comments or inquiries regarding any aspect of the permit, including but not

1.14limited to permit conditions, testing results, the facility's operations, and permit compliance.

1.15The public informational meeting must be held at a location near the permitted facility and

1.16convenient to the public. Individuals employed at the facility who are responsible for the

1.17facility meeting the conditions of the permit and agency officials must be present at the

1.18public informational meeting. For nonexpiring state individual air quality permits issued or

1.19reissued after December 31, 2018, a public informational meeting must be held under this

1.20subdivision no later than five years after the permit is issued or reissued and every five years

1.21thereafter. For nonexpiring state individual air quality permits issued on or before December

1.2231, 2018, a public informational meeting must be held under this subdivision no later than

1.23December 31, 2024, and every five years thereafter.

(b) For the purposes of this section, "state individual air quality permit" means an air quality permit that:

(1) is issued to an individual facility that is required to obtain a permit under Minnesota Rules, part 7007.0250, subparts 2 to 6; and

(2) is not a general permit issued under Minnesota Rules, part 7007.1100.

(c) As required under subdivision 4d, the agency's direct and indirect reasonable costs of conducting the activities under this subdivision must be recovered through air quality permit fees.

**EFFECTIVE DATE.** This section is effective the day following final enactment.

Sec. 2. Minnesota Statutes 2022, section 116.07, is amended by adding a subdivision to read:

**Subd. 4n. Permit review denial.** If the commissioner determines that a person's request for the agency to review an existing permit is not warranted, the commissioner must state the reasons for the determination in writing within 15 days of the determination.

**EFFECTIVE DATE.** This section is effective the day following final enactment.

Sec. 3. **POSITION ESTABLISHED; POLLUTION CONTROL AGENCY.**

The commissioner of the Pollution Control Agency must establish a new full-time equivalent position of community liaison, funded through air quality permit fees, as specified in Minnesota Statutes, section 116.07, subdivision 4d, to conduct the administrative tasks necessary to successfully implement Minnesota Statutes, section 116.07, subdivision 4m, and other regulatory activities requiring interaction between the agency and residents in communities exposed to air pollutants emitted by facilities permitted by the agency.