

A bill for an act
relating to natural resources; providing for pest control measures; requiring
approved firewood on land administered by the commissioner of natural
resources; amending Minnesota Statutes 2006, section 89.55; proposing coding
for new law in Minnesota Statutes, chapter 89.

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

Section 1. Minnesota Statutes 2006, section 89.55, is amended to read:

89.55 INFESTATION CONTROL, COSTS.

Upon the establishment of the zone of infestation, the commissioner may apply
measures of infestation control on public and private forest and other lands within ~~such~~
an infected zone and to any trees, timber, plants ~~or~~ shrubs ~~thereon~~, or contaminated soil
harboring or which may harbor the forest pests. For this purpose, the duly authorized
representatives of the commissioner are authorized to enter upon any lands, public or
private within such zone. The commissioner may enter into agreements with owners of the
lands in the zone covering the control work on their lands, and fixing the pro rata basis on
which the cost of ~~such~~ the work will be shared between the commissioner and said owner.

Sec. 2. **[89.551] APPROVED FIREWOOD REQUIRED.**

(a) After the commissioner issues an order under paragraph (b), a person may not
possess firewood on land administered by the commissioner of natural resources unless
the firewood:

(1) was obtained from a firewood distribution facility located on land administered
by the commissioner;

2.1 (2) was obtained from a firewood dealer who is selling firewood that is approved by
2.2 the commissioner under paragraph (b); or

2.3 (3) has been approved by the commissioner of natural resources under paragraph (b).

2.4 (b) The commissioner of natural resources shall, by written order published
2.5 in the State Register, approve firewood for possession on lands administered by the
2.6 commissioner. The order is not subject to the rulemaking provisions of chapter 14 and
2.7 section 14.386 does not apply.

2.8 (c) A violation under this section is subject to confiscation of firewood and after
2.9 May 1, 2008, a petty misdemeanor penalty.

2.10 (d) For the purposes of this section, "firewood" means any wood that is intended for
2.11 use in a campfire, as defined in section 88.01, subdivision 25.

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