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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. 78

01/14/2019

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The bill was read for the first time and referred to the Committee on Environment and Natural Resources Policy

1.1A bill for an act

1.2relating to natural resources; restricting authority of Board of Water and Soil

1.3Resources to amend plan for administrative penalty orders.

1.4BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.5Section 1. **BOARD OF WATER AND SOIL RESOURCES; PLAN FOR**

1.6**ADMINISTRATIVE PENALTY ORDERS.**

1.7The Board of Water and Soil Resources must not amend the Administrative Penalty

1.8Order (APO) Plan for Buffer Law Implementation, dated June 28, 2017, to allow penalties

1.9to be imposed based on linear feet of riparian frontage. The board must not impose a new

1.10penalty or increase a penalty that exists on the effective date of this act unless the penalty

1.11is approved by the legislature. The restriction under this section applies to modifying the

1.12method of calculating penalties under Minnesota Statutes, section 103B.101, subdivision

1.1312a, if the modified method results in increased fine amounts.

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