

State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-EIGHTH SESSION

H. F. No. 995

02/28/2013 Authored by Mullery

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

1.1 A bill for an act
1.2 relating to environment; requiring an environmental impact statement under
1.3 certain conditions; prohibiting pollution in certain geographic areas; amending
1.4 Minnesota Statutes 2012, section 116.07, by adding a subdivision.

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

1.6 Section 1. Minnesota Statutes 2012, section 116.07, is amended by adding a
1.7 subdivision to read:

1.8 Subd. 4l. **Permits; impacted communities.** (a) An environmental impact statement
1.9 must be prepared prior to the issuance of any permit that is likely to increase the level of
1.10 pollution, impairment, or destruction of the air, water, land, or other natural resources in an
1.11 impacted community. The environmental impact statement must analyze the cumulative
1.12 levels and effects of past and current environmental pollution from all sources and the
1.13 incremental impacts that will be added by the project that is the subject of the permit
1.14 issuance, and any known future components or stages of that project, on the environment
1.15 and residents of the impacted community.

1.16 (b) No permit shall be issued that is likely to increase the level of pollution,
1.17 impairment, or destruction of the air, water, land, or other natural resources located within
1.18 an impacted community.

1.19 (c) For the purposes of this subdivision, "impacted community" means a geographic
1.20 area one square mile or larger:

1.21 (1) whose average median family income is below 50 percent of the state median
1.22 family income; or

1.23 (2) whose proportion of nonwhite residents is more than twice as large as the state
1.24 average.

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