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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-EIGHTH SESSION

H. F. No. 2098

02/25/2014 Authored by McNamara

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 natural resources; lowering the maximum fee for an aquatic plant
1.3 management permit; requiring rulemaking; amending Minnesota Statutes 2012,
1.4 section 103G.615, subdivision 2.

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

1.6 Section 1. Minnesota Statutes 2012, section 103G.615, subdivision 2, is amended to
1.7 read:

1.8 Subd. 2. **Fees.** (a) The commissioner shall establish a fee schedule for permits to
1.9 control or harvest aquatic plants other than wild rice. The fees must be set by rule, and
1.10 section 16A.1283 does not apply, but the rule must not take effect until 45 legislative days
1.11 after it has been reported to the legislature. The fees shall not exceed ~~\$2,500~~ \$750 per
1.12 permit and shall be based upon the cost of receiving, processing, analyzing, and issuing
1.13 the permit, and additional costs incurred after the application to inspect and monitor
1.14 the activities authorized by the permit, and enforce aquatic plant management rules and
1.15 permit requirements.

1.16 (b) A fee for a permit for the control of rooted aquatic vegetation for each contiguous
1.17 parcel of shoreline owned by an owner may be charged. This fee may not be charged for
1.18 permits issued in connection with purple loosestrife control or lakewide Eurasian water
1.19 milfoil control programs.

1.20 (c) A fee may not be charged to the state or a federal governmental agency applying
1.21 for a permit.

1.22 (d) A fee for a permit for the control of rooted aquatic vegetation in a public
1.23 water basin that is 20 acres or less in size shall be one-half of the fee established under
1.24 paragraph (a).

2.1 (e) The money received for the permits under this subdivision shall be deposited in
2.2 the treasury and credited to the water recreation account.

2.3 (f) The fee for processing a notification to request authorization for work under a
2.4 general permit is \$30, until the commissioner establishes a fee by rule as provided under
2.5 this subdivision.

2.6 Sec. 2. **RULEMAKING; GOOD CAUSE EXEMPTION.**

2.7 The commissioner of natural resources must amend Minnesota Rules, part 6280.0450,
2.8 to conform to section 1. The commissioner may use the good cause exemption under
2.9 Minnesota Statutes, section 14.388, subdivision 1, clause (3), and Minnesota Statutes,
2.10 section 14.386, does not apply except as provided in Minnesota Statutes, section 14.388.