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State of Minnesota  
HOUSE OF REPRESENTATIVES

EIGHTY-EIGHTH SESSION

H. F. No. 3085

03/17/2014 Authored by Pugh; Benson, M.; Drazkowski; Runbeck and Newberger  
The bill was read for the first time and referred to the Committee on Environment and Natural Resources Policy

1.1 A resolution  
1.2 opposing Environmental Protection Agency regulations that would expand federal  
1.3 jurisdiction over waters and lands without Congressional approval.

1.4 WHEREAS, the United States Environmental Protection Agency (EPA) is in the process of  
1.5 finalizing regulations that would significantly expand federal jurisdiction over waters and lands  
1.6 pursuant to the 1972 Federal Water Pollution Control (Clean Water) Act; and

1.7 WHEREAS, with bipartisan support, Congress has rejected legislation that proposed to  
1.8 expand federal jurisdiction over the 1972 Act; and

1.9 WHEREAS, since 2001, the United States Supreme Court, on at least four occasions, has  
1.10 ruled to limit federal jurisdiction under the 1972 Act; and

1.11 WHEREAS, the Minnesota Legislature has, on several occasions, supported state and local  
1.12 alternatives to federal authority over lands and waters, including bipartisan approval of a state  
1.13 water rights statute in 1995; NOW, THEREFORE,

1.14 BE IT RESOLVED by the Legislature of the State of Minnesota that it opposes EPA  
1.15 regulations that would expand federal jurisdiction over lands and waters without approval by  
1.16 Congress.

1.17 BE IT FURTHER RESOLVED that the Minnesota Legislature requests that the governor  
1.18 and Minnesota's Senators and Representatives in Congress publicly express their support for  
1.19 this resolution.

1.20 BE IT FURTHER RESOLVED that the Secretary of State of the State of Minnesota is  
1.21 directed to prepare enrolled copies of this memorial and transmit them to the President of the

2.1 United States, the President and the Secretary of the United States Senate, the Speaker and  
2.2 the Clerk of the United States House of Representatives, the chair of the Senate Committee  
2.3 on Environment and Public Works, the chairs of the House Transportation and Infrastructure  
2.4 Committee and Water Resources and Environment subcommittee, and Minnesota's Senators  
2.5 and Representatives in Congress.