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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETIETH SESSION

H. F. No. **3441**

03/08/2018 Authored by Backer, Nornes, Fabian, Hamilton, Munson and others  
The bill was read for the first time and referred to the Committee on Agriculture Policy  
03/19/2018 Adoption of Report: Amended and re-referred to the Committee on Environment and Natural Resources Policy and Finance

1.1 A bill for an act  
1.2 relating to agriculture; clarifying application of fugitive emission standards to  
1.3 certain commodity facilities; amending Minnesota Statutes 2016, section 116.07,  
1.4 by adding a subdivision.

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

1.6 Section 1. Minnesota Statutes 2016, section 116.07, is amended by adding a subdivision  
1.7 to read:

1.8 Subd. 7f. **Temporary grain storage facility; fugitive emissions standards.** (a)  
1.9 Minnesota Rules, part 7011.1005, does not apply to operations of a commodity facility that  
1.10 use portable equipment to handle grain stored in a temporary storage facility.

1.11 (b) For the purposes of this subdivision, the following terms have the meanings given  
1.12 them:

1.13 (1) "temporary storage facility" means a facility storing grain that:

1.14 (i) uses an asphalt, concrete, or comparable base material;

1.15 (ii) has rigid, self-supporting sidewalls;

1.16 (iii) provides adequate aeration; and

1.17 (iv) provides an acceptable covering; and

1.18 (2) "portable equipment" means equipment that is not fixed at any one spot and can be  
1.19 moved, including but not limited to portable augers, portable conveyers, and portable  
1.20 front-end loaders.

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