

SENATE  
STATE OF MINNESOTA  
NINETY-SECOND SESSION

S.F. No. 3509

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DATE	D-PG	OFFICIAL STATUS
02/28/2022	5147	Introduction and first reading Referred to Environment and Natural Resources Finance

1.1A bill for an act

1.2relating to environment; appropriating money for state to assume 404 permitting

1.3under Clean Water Act; requiring a report.

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

1.5Section 1. STATE-ASSUMED 404 PERMITTING; APPROPRIATION.

1.6\$740,000 in fiscal year 2023 is appropriated from the general fund to the Board of Water

1.7and Soil Resources to develop and assemble the material required under Code of Federal

1.8Regulations, title 40, section 233.10, for the state to assume the section 404 permitting

1.9program of the federal Clean Water Act. The board must prepare the materials in cooperation

1.10with the commissioners of natural resources and the Pollution Control Agency and may

1.11execute contracts or interagency agreements to facilitate developing the required materials.

1.12By December 31, 2024, the board must submit a report that includes a detailed summary

1.13of the necessary programmatic changes, drafts of pertinent application materials, the required

1.14statute changes, final cost estimates, the remaining steps necessary for the state to secure

1.15assumption, and recommendations for implementing a state-assumed program to the chairs

1.16and ranking minority members of the legislative committees and divisions with jurisdiction

1.17over the environment and natural resources. This is a onetime appropriation; is available

1.18until June 30, 2025; and may be used to match federal funding for a similar purpose. The

1.19board and the commissioner of natural resources, in consultation with the commissioner of

1.20the Pollution Control Agency, must make application for assumption to the United States

1.21Environmental Protection Agency by June 30, 2025.