

2.1 section 97A.0459, and including a statement of the conditions and a copy of the rule in the
2.2 notice. The conditions for opening a water body or portion of a water body for night bow
2.3 fishing under this section may include the need to temporarily open the area to evaluate
2.4 compatibility of the activity on that body of water prior to permanent rulemaking. The
2.5 notice may be published after it is received from the attorney general or five business days
2.6 after it is submitted to the attorney general, whichever is earlier.

2.7 (c) Rules adopted under paragraph (b) are effective upon publishing in the State
2.8 Register and may be effective up to seven days before publishing and filing under
2.9 paragraph (b), if:

2.10 (1) the commissioner of natural resources determines that an emergency exists;

2.11 (2) the attorney general approves the rule; and

2.12 (3) for a rule that affects more than three counties the commissioner publishes the
2.13 rule once in a legal newspaper published in Minneapolis, St. Paul, and Duluth, or for a
2.14 rule that affects three or fewer counties the commissioner publishes the rule once in a legal
2.15 newspaper in each of the affected counties.

2.16 (d) Except as provided in paragraph (e), a rule published under paragraph (c), clause
2.17 (3), may not be effective earlier than seven days after publication.

2.18 (e) A rule published under paragraph (c), clause (3), may be effective the day the
2.19 rule is published if the commissioner gives notice and holds a public hearing on the rule
2.20 within 15 days before publication.

2.21 (f) The commissioner shall attempt to notify persons or groups of persons affected
2.22 by rules adopted under paragraphs (b) and (c) by public announcements, posting, and
2.23 other appropriate means as determined by the commissioner.

2.24 (g) Notwithstanding section 97A.0458, a rule adopted under this subdivision is
2.25 effective for the period stated in the notice but not longer than 18 months after the rule is
2.26 effective.

2.27 (h) The commissioner shall consider, in writing, the impact upon the state's hunting
2.28 and fishing and the taking of game and fish heritage when adopting game and fish rules
2.29 and ensure that hunting and fishing and the taking of game and fish are equally preserved
2.30 for the people as provided under the Minnesota Constitution, article XIII, section 12.

2.31 Sec. 2. Minnesota Statutes 2014, section 97A.045, is amended by adding a subdivision
2.32 to read:

2.33 Subd. 14. **Duty to preserve hunting and fishing.** The commissioner shall ensure
2.34 that hunting and fishing and the taking of game and fish are equally preserved for the
2.35 people as provided under the Minnesota Constitution, article XIII, section 12. When

- 3.1 making a funding decision or recommendation that has the potential to impact hunting,
- 3.2 fishing, or other aspects of taking game or fish, the commissioner must consider, in writing,
- 3.3 the impact of the decision or recommendation on the state's game and fish taking heritage.