

**SENATE  
STATE OF MINNESOTA  
NINETIETH SESSION**

**S.F. No. 901**

(SENATE AUTHORS: WEBER, Sparks, Ruud, Ingebrigtsen and Rosen)

DATE	D-PG	OFFICIAL STATUS
02/13/2017	583	Introduction and first reading
		Referred to Agriculture, Rural Development, and Housing Policy
03/01/2017		Comm report: To pass as amended and re-refer to Judiciary and Public Safety Finance and Policy

1.1 A bill for an act

1.2 relating to agriculture; providing a nuisance exemption for certain livestock

1.3 facilities; amending Minnesota Statutes 2016, section 561.19, by adding a

1.4 subdivision.

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

1.6 Section 1. Minnesota Statutes 2016, section 561.19, is amended by adding a subdivision

1.7 to read:

1.8 Subd. 2a. Livestock odor. A livestock production facility is not a private or public

1.9 nuisance as a matter of law due to livestock odor unless the livestock production facility:

1.10 (1) violates the ambient air quality standards for hydrogen sulfide adopted by the

1.11 commissioner of the Pollution Control Agency under chapter 116 and the violation occurs

1.12 when a manure removal exemption authorized under section 116.0713 is not in effect; and

1.13 (2) does not take action, when directed by the commissioner of the Pollution Control

1.14 Agency or the commissioner's designee under section 116.0713, to address the violation

1.15 and comply with the ambient air quality standards for hydrogen sulfide.

1.16 EFFECTIVE DATE. This section is effective the day following final enactment and

1.17 applies to actions filed on or after that date.