

Section 1. Minnesota Statutes 2002, section 18C.60, subdivision 2, is amended to read:

Subd. 2. **PHOSPHORUS USE RESTRICTIONS.** (a) A person may not apply a fertilizer containing the plant nutrient phosphorus to turf in a metropolitan county statewide, except under conditions listed in paragraph (d) (b).

(b) A person may not apply granular fertilizer containing greater than three percent phosphate (P205) by weight, or liquid fertilizer at a rate greater than 0.3 pound phosphate (P205) per 1,000 square feet, to turf in a county other than a metropolitan county, except under conditions listed in paragraph (d).

(c) A local unit of government in a county other than a metropolitan county may adopt paragraph (a) in place of paragraph (b). The local unit of government must notify the commissioner of the adoption of paragraph (a) within 30 days of its adoption. The commissioner shall maintain a list of local units of government in counties other than a metropolitan county that have adopted paragraph (a).

(d) Paragraphs Paragraph (a) and (b) do does not apply when:

(1) a tissue, soil, or other test by a laboratory or method approved by the commissioner and performed within the last three years indicates that the level of available phosphorus in the soil is insufficient to support healthy turf growth;

(2) the property owner or an agent of the property owner is first establishing turf via seed or sod procedures, and only during the first growing season; or

(3) the fertilizer containing the plant food phosphorus is used on a golf course under the direction of a person licensed, certified, or approved by an organization with an ongoing training program approved by the commissioner.

(e) (c) Applications of phosphorous fertilizer authorized under paragraph (d), clause (1) or (2), (b) must not exceed rates recommended by the University of Minnesota and approved by the commissioner.

Sec. 2. **EFFECTIVE DATE; APPLICATION.**

Section 1 is effective January 1, 2005, and applies to fertilizer to be used for turf purchased at retail after August 1, 2004.

Presented to the governor May 7, 2004

Signed by the governor May 10, 2004, 10:45 p.m.

CHAPTER 180—H.F.No. 1851

An act relating to bridges; deleting requirement for Regional Development Commission or Metropolitan Council approval of projects funded from state transportation fund; repealing Minnesota Statutes 2002, section 174.50, subdivision 4.

New language is indicated by underline, deletions by ~~strikeout~~.

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

Section 1. **REPEALER.**

Minnesota Statutes 2002, section 174.50, subdivision 4, is repealed.

Presented to the governor May 7, 2004

Signed by the governor May 10, 2004, 10:05 p.m.

CHAPTER 181—H.F.No. 1898

An act relating to highways; repealing requirement that designation of natural preservation routes on county state-aid highways be reviewed by advisory committee; amending Minnesota Statutes 2002, section 162.021, subdivision 5.

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

Section 1. Minnesota Statutes 2002, section 162.021, subdivision 5, is amended to read:

Subd. 5. **DESIGNATION.** (a) The commissioner may designate a county state-aid highway as a natural preservation route only on petition of the county board of the county having jurisdiction over the road. Within 60 days after a county board receives a written request to designate a county state-aid highway as a natural preservation route, the county board shall act on the request.

(b) The commissioner shall appoint an advisory committee for each construction district consisting of seven members: ~~one member of the Department of Natural Resources, one county commissioner, one county highway engineer, one representative of a recognized environmental organization, and three members of the public.~~ The commissioner shall refer each petition received under this subdivision to the appropriate advisory committee. The advisory committee shall consider the petition for designation and make a recommendation to the commissioner. Following receipt of the committee's recommendation, the commissioner may designate the highway as a natural preservation route.

Presented to the governor May 7, 2004

Signed by the governor May 10, 2004, 10:00 p.m.

New language is indicated by underline, deletions by ~~strikeout~~.