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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-THIRD SESSION

H. F. No. 412

01/17/2023 Authored by Johnson and Schultz

The bill was read for the first time and referred to the Committee on Environment and Natural Resources Finance and Policy

1.1 A bill for an act
1.2 relating to water; authorizing certain water appropriations from Mt. Simon-Hinckley
1.3 aquifer; amending Minnesota Statutes 2022, section 103G.271, subdivision 4a.

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

1.5 Section 1. Minnesota Statutes 2022, section 103G.271, subdivision 4a, is amended to read:

1.6 Subd. 4a. **Mt. Simon-Hinckley aquifer.** (a) The commissioner may not issue a new
1.7 ~~water use permits that will~~ permit to appropriate water for potable water use from the Mt.
1.8 Simon-Hinckley aquifer unless ~~the appropriation is for potable water use;~~

1.9 (1) the commissioner determines that there are no feasible or practical alternatives to
1.10 this source, and;

1.11 (2) a water conservation plan that incorporates best available water conservation
1.12 technology and practices is incorporated with in the permit; and

1.13 (3) the permit is consistent with the requirements of sections 103G.255 to 103G.299 and
1.14 the general permit requirements of sections 103G.301 and 103G.111, as applicable.

1.15 (b) The commissioner may not issue a new permit to appropriate water for nonpotable
1.16 use from the Mt. Simon-Hinckley aquifer unless the permit satisfies the requirements of
1.17 paragraph (a) and the requested appropriation is outside a metropolitan county, as defined
1.18 in section 473.121, subdivision 4.