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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-SECOND SESSION

H. F. No. 4823

04/24/2022 Authored by Morrison

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 environment; requiring definition of off-highway vehicle recreation
1.3 area for purposes of environmental review; requiring rulemaking.

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

1.5 Section 1. OFF-HIGHWAY VEHICLE RECREATION AREA DEFINITION;
1.6 RULES.

1.7 (a) The Environmental Quality Board must amend Minnesota Rules, part 4410.0200, to
1.8 define "off-highway vehicle recreation area" as provided in paragraph (b).

1.9 (b) "Off-highway vehicle recreation area" means an area:

1.10 (1) that is or will be posted or designated to permit the use of off-highway vehicles,
1.11 either as the primary use of the area or as one of multiples uses; and

1.12 (2) where one or more of the following applies:

1.13 (i) the land has been purchased in whole or in part using money from one or more
1.14 dedicated off-highway vehicle accounts, including the off-highway motorcycle account,
1.15 off-road vehicle account, and the all-terrain vehicle account;

1.16 (ii) at least 90 percent of the land is owned by one entity;

1.17 (iii) there is only one designated parking lot for the project area;

1.18 (iv) the off-highway vehicle trail density is at least .01 miles per acre over the project
1.19 area; or

1.20 (v) the majority of the project area is on government-owned land.

- 2.1 (c) The board may use the good cause exemption under Minnesota Statutes, section
2.2 14.388, subdivision 1, clause (3), to adopt the rule required under this section, and Minnesota
2.3 Statutes, section 14.386, does not apply except as provided under Minnesota Statutes, section
2.4 14.388.