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State of Minnesota

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HOUSE OF REPRESENTATIVES

NINETIETH SESSION

H. F. No. **3441**

03/08/2018 Authored by Backer, Nornes, Fabian, Hamilton, Munson and others
The bill was read for the first time and referred to the Committee on Agriculture Policy
03/19/2018 Adoption of Report: Amended and re-referred to the Committee on Environment and Natural Resources Policy and Finance
03/29/2018 Adoption of Report: Placed on the General Register as Amended
Read for the Second Time
05/01/2018 Referred to the Chief Clerk for Comparison with S. F. No. 3182
05/02/2018 Postponed Indefinitely

1.1 A bill for an act
1.2 relating to agriculture; providing exemption from fugitive emission standards for
1.3 certain commodity facilities; amending Minnesota Statutes 2016, section 116.07,
1.4 by adding a subdivision.

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

1.6 Section 1. Minnesota Statutes 2016, section 116.07, is amended by adding a subdivision
1.7 to read:

1.8 Subd. 2c. Exemption from standards for temporary storage facilities subject to
1.9 control. (a) A temporary storage facility located at a commodity facility that is required to
1.10 be controlled under Minnesota Rules, part 7011.1005, subpart 3, is not subject to Minnesota
1.11 Rules, parts 7011.1000 to 7011.1015. For all portable equipment and fugitive dust emissions
1.12 directly associated with the temporary storage facility, it is determined that there is no
1.13 applicable specific standard of performance.

1.14 (b) For the purposes of this subdivision, the following terms have the meanings given
1.15 them:

1.16 (1) "temporary storage facility" means a facility storing grain that:

1.17 (i) uses an asphalt, concrete, or comparable base material;

1.18 (ii) has rigid, self-supporting sidewalls;

1.19 (iii) provides adequate aeration; and

1.20 (iv) provides an acceptable covering; and

2.1 (2) "portable equipment" means equipment that is not fixed at any one spot and can be
2.2 moved, including but not limited to portable receiving pits, portable augers and conveyors,
2.3 and portable reclaim equipment directly associated with the temporary storage facility.

2.4 **EFFECTIVE DATE.** This section is effective the day following final enactment.