

4420.0075 SIGNIFICANT ENVIRONMENTAL PERMIT.

Subpart 1. **No board action.** A release permit from the board is not required for a proposed release if a significant environmental permit is required for the release by another agency. With respect to any release issued a significant environmental permit by another agency, the board retains its statutory authorities as the state coordinating organization for state and federal regulatory activities relating to genetically engineered organisms.

Subp. 2. **Request for finding of significant environmental permit.** An agency or a proposer may request the board to find that a permit issued by an agency is a significant environmental permit for the release of certain genetically engineered organisms.

Subp. 3. **Notice of finding consideration.** Notice of regular or special board meetings considering the request for a finding of a significant environmental permit must include persons registered under part 4420.0060, subpart 1.

Subp. 4. **Approval of request for finding of significant environmental permit.** The board shall approve the request of an agency or proposer if the board finds that all of the following exist:

A. a requirement for an environmental assessment worksheet for the proposed release, and compliance with Minnesota Statutes, chapter 116D, and rules adopted under it;

B. an evaluation of an application using an interdisciplinary approach that will ensure the integrated use of the natural and environmental sciences, including involvement of the following disciplines, as appropriate: microbiology, ecology, public health, biological safety, agronomy, plant biology, risk assessment, molecular biology, biochemistry, entomology, vertebrate biology, physical and biological containment, and other appropriate disciplines;

C. the authority to prescribe terms and/or place conditions on the permit, and the authority to deny, modify, suspend, or revoke the permit; and

D. considerations substantially the same or equivalent to those the board would apply under part 4420.0035, subpart 3, in determining whether to issue or deny a permit.

Subp. 5. **Notice of finding.** When the board finds that a permit is a significant environmental permit, the board shall publish notice of the finding in the EQB Monitor and the State Register.

Statutory Authority: *MS s 116C.94*

History: *17 SR 139*

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