

116D.07 STATE ENVIRONMENTAL POLICY

116D.07 Governor, report required

The governor shall transmit to the legislature and make public by November 15 of each year an environmental quality report which shall set forth:

(1) The status and condition of the major natural, man made, or altered environmental classes of the state, including, but not limited to, the air, the aquatic, and the terrestrial environment, including, but not limited to, the forest, dryland, wetland, range, urban, suburban, and rural environment;

(2) Current and foreseeable trends in the quality, management and utilization of such environments and the effects of those trends on the social, economic and other requirements of the state;

(3) The adequacy of available natural resources for fulfilling human and economic requirements of the state in the light of expected population pressures;

(4) A review of the programs and activities, including regulatory activities, of the federal government in the state, the state and local governments, and nongovernmental entities or individuals, with particular reference to their effect on the environment and on the conservation, development and utilization of natural resources;

(5) A program for remedying the deficiencies of existing programs and activities, together with recommendations for legislation;

(6) A review of identified, potentially feasible programs and projects for solving existing and future natural resources problems;

(7) Measures as may be necessary to bring state government statutory authority, administrative regulations and current policies into conformity with the intent, purposes, and procedures set forth in Laws 1973, Chapter 412;

(8) The status of statewide natural resources plans; and

(9) A statewide inventory of natural resources projects, consisting of (a) a description of all existing and proposed public natural resources works or improvements to be undertaken in the coming biennium by state agencies or with state funds, (b) a biennial tabulation of initial investment costs and operation and maintenance costs for both existing and proposed projects, (c) an analysis of the relationship of existing state projects to all existing public natural resources works of improvement undertaken by local, regional, state-federal, and federal agencies with funds other than state funds, and (d) an analysis of the relationship of proposed state projects to local, regional, state-federal, and federal plans.

The purpose of this environmental quality report by the governor is to provide the information necessary for the legislature to assess the existing and possible future economic impact on state government of capital investments in and maintenance costs of natural resources works of improvement.

[1973 c 412 s 7]

CHAPTER 116E. ENVIRONMENTAL EDUCATION COUNCIL [NEW]

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116E.01 Policy

It is the policy of the state of Minnesota to encourage development of life values and a style of living which fosters the constructive use, rather than exploitation of natural resources and the environment, and to promote coordination among various groups and institutions developing and distributing environmental education materials, including but not limited to formal and non-formal education, pre-kindergarten, kindergarten through grade twelve, post-secondary, vocational, college and adult education. It is in the public interest

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that there be established a state environmental education council and hereinafter described regional environmental education councils.

[1973 c 558 s 1]

116E.02 Establishment

Subdivision 1. Membership; terms. A state environmental education council, designated as the Minnesota environmental education council, is hereby created. Regional environmental education councils, subordinate to the Minnesota environmental education council and designated as regional environmental education councils are hereby created to represent the regions of the state designated by the governor pursuant to Minnesota Statutes 1971, Section 462.385. The state council shall consist of 13 members to be appointed by the governor, and one member from each of the regional councils. Each regional council shall elect one member to serve on the state council. Regional councils shall consist of 12 members, appointed by the governor, with at least one person representing each of the following groups: (a) public school systems having grade levels kindergarten through 12, inclusive; (b) post-secondary educational institutions; (c) regional economic development commissions, where established; (d) voluntary organizations; (e) business and industry; (f) labor organizations; and (g) governmental units. The terms of the members of the state council and the members of the regional councils shall begin on July 1 and shall extend for a two year term and until his successor is duly appointed or elected, as the case may be, and qualifies. A vacancy in the office of a member of the state council or any regional council shall be filled by the governor, for the unexpired term.

Subd. 2. First council. The first state environmental education council shall consist of (a) the following members to be appointed by the governor: (i) seven members whose term shall expire on July 1, 1975; (ii) six members whose term shall expire on July 1, 1976; and (b) the following members to be elected, one from each of the regional councils: (i) one member from each of six regional councils whose term shall expire July 1, 1975, and (ii) one member from each of six regional councils whose term shall expire on July 1, 1976. In the event that any regional council is unorganized, the governor may appoint one person from such unorganized region to serve on the state council.

Subd. 3. Qualifications of members. The membership of the state council and regional councils shall be broadly representative of the skills and experience necessary to effectuate the policies of sections 116E.01 to 116E.04.

Subd. 4. Officers and compensation. The state council and each regional council shall select a chairman and such other officers as they deem necessary. Members of the state council and the regional councils shall serve without compensation, but each member of the state council and the regional councils may be reimbursed for actual and necessary expenses incurred in the performance of his duties.

[1973 c 558 s 2]

116E.03 Powers and duties

Subdivision 1. Generally. The Minnesota environmental education council shall operate under the general supervision of the Minnesota environmental quality council. The environmental education council shall submit its budget to the environmental quality control council each year for review and approval. Twice each year the state environmental education council shall report to the environmental quality council on the status of its programs and operations. In addition to any powers or duties otherwise prescribed by law and without limiting the same, the state environmental education council shall have the powers and duties hereinafter specified.

Subd. 2. Planning. The state council shall prepare and from time to time revise a plan for environmental education within the state or part thereof.

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Subd. 3. Advise legislature and governor. The state council shall advise the legislature and the governor concerning the status of environmental education in the state and give its recommendations concerning the subject.

Subd. 4. Relating to regional environmental education councils. The state council shall coordinate the activities of the regional environmental education councils and shall adopt rules and regulations relating to the activities of regional councils to assure that such activities are consistent with the state council's plan for environmental education throughout the state.

Subd. 5. Studies and reports. The state council may prepare studies and reports on the subject of environmental education as necessary to fulfill its responsibilities under sections 116E.01 to 116E.04.

Subd. 6. Delegation to regional councils. The state council may, pursuant to a written agreement with a regional council, delegate its authority as provided herein to any regional council created and organized under authority of sections 116E.01 to 116E.04.

Subd. 7. Employment of staff. The state council and the regional councils may employ such administrative and clerical staff as may be necessary to carry out the functions of the state council and regional councils as described in sections 116E.01 to 116E.04, including, but not limited to, an executive director to represent and manage the affairs of the state council, and/or regional councils, as the case may be. In addition, the state council and regional councils may employ and fix the compensation of such experts and consultants as may be necessary to carry out their functions under sections 116E.01 to 116E.04. All employees shall be in the unclassified service.

Subd. 8. Contracts. The chief administrative officer of the state council may contract with persons, firms, corporations, organizations, units of government or institutions of higher learning for doing any of the work of his office, and none of the provisions of chapter 16, relating to bids, shall apply to such contracts. The regional councils may contract with the regional development commissions designated by the governor pursuant to Minnesota Statutes 1971, Section 462.385, to accomplish the purposes of sections 116E.01 to 116E.04. All personnel employed and all contracts entered into pursuant to this subdivision shall be subject to the approval of the state council. Agreements to exercise delegated powers shall be by written order filed with the secretary of state.

Subd. 9. Private grant and federal funds. The chief administrative officer of the state council is the state agent to apply for, receive, and disburse private grant and federal funds made available to the state by private organizations or federal law or rules and regulations promulgated thereunder for any purpose related to the powers and duties of the state council or the regional councils. He shall comply with any and all requirements of such private organizations or federal law or such rules and regulations promulgated thereunder to enable him to apply for, receive, and disburse such funds. All such moneys received by the chief administrative officer of the state council shall be deposited in the state treasury and are hereby annually appropriated to him for the purposes for which they are received. None of such moneys in the state treasury shall cancel and they shall be available for expenditure in accordance with the requirements of federal law or the terms of such private grants. No application for federal funds or private grants under this subdivision shall be submitted to federal authorities or private organizations for approval unless the proposed budget for the expenditure of such funds is approved by the governor and reported to the legislative committees designated in section 16.165 and, when the legislature is not in session, reported to the standing committee on finance of the senate and the standing committee on appropriations of the house of representatives.

[1973 c 558 s 3]

116E.04 Cooperation

Subdivision 1. All state departments and agencies are hereby directed to cooperate with the state council and the regional councils and assist them in the performance of their duties; and the state council and regional councils shall cooperate with other departments and agencies of the state, with regional economic development commissions, with municipalities, with other states, with the federal government and its agencies and instrumentalities, in the public interest and in order to coordinate environmental education in the state.

Subd. 2. Upon the request of the state council or a regional council, the governor may, by order, require any department or agency of the state to furnish such assistance to the state council or any regional council as may be necessary to carry out their functions under sections 116E.01 to 116E.04. The governor may, in his order, direct all or part of the cost or expense of such assistance to be paid from the state council fund or appropriation in such amount as he may deem just and proper.

[1973 c 558 s 4]

CHAPTER 116F. RECYCLING OF SOLID WASTE [NEW]

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116F.01 Statement of policy

The legislature seeks to encourage both the reduction of the amount and type of material entering the solid waste stream and the reuse and recycling of materials. Solid waste represents discarded material and energy resources, and it also represents an economic burden to the people of the state. The recycling of solid waste materials is one alternative for the conservation of material and energy resources, but it is also in the public interest to reduce the amount of materials requiring recycling or disposal.

The legislature also seeks to encourage the design and implementation of regional programs for materials conservation which take into account the variations in solid waste generation throughout the state.

[1973 c 748 s 1]

116F.02 Definitions

Subdivision 1. As used in sections 116F.01 to 116F.08, the terms defined in this section have the meanings given to them.

Subd. 2. "Agency" means the Minnesota pollution control agency.

Subd. 3. "Institution" means an incorporated private organization.

Subd. 4. "Municipality" means any city, village, borough, or any designated agency thereof.

Subd. 5. "Region" means any county, group of counties, group of municipalities, any special district, or any designated agency thereof.

Subd. 6. "Resource recovery system" means any system used for (a) the recovery of materials or energy from solid waste, or for (b) the collection, transportation, separation, sorting, processing or storage of solid materials which aids in the recovery of materials or energy from solid waste.

Subd. 7. "Solid waste generation" means that a solid material in its final configuration has fulfilled the purpose for which it was created, cannot be reused in its final configuration, and must be disposed of or recycled into a new or different product.

[1973 c 748 s 2]