

**84D.04 CLASSIFICATION OF NONNATIVE SPECIES.**

Subdivision 1. **Classes.** The commissioner shall, as provided in this chapter, classify nonnative species of aquatic plants and wild animals according to the following categories:

- (1) prohibited invasive species, which may not be possessed, imported, purchased, sold, propagated, transported, or introduced except as provided in section 84D.05;
- (2) regulated invasive species, which may not be introduced except as provided in section 84D.07;
- (3) unlisted nonnative species, which are subject to the classification procedure in section 84D.06; and
- (4) unregulated nonnative species, which are not subject to regulation under this chapter.

Subd. 2. **Criteria.** The commissioner shall consider the following criteria in classifying a nonnative species of aquatic plants or wild animals under this chapter:

- (1) the likelihood of introduction of the species if it is allowed to enter or exist in the state;
- (2) the likelihood that the species would naturalize in the state were it introduced;
- (3) the magnitude of potential adverse impacts of the species on native species and on outdoor recreation, commercial fishing, and other uses of natural resources in the state;
- (4) the ability to eradicate or control the spread of the species once it is introduced in the state; and
- (5) other criteria the commissioner deems appropriate.

**History:** 1996 c 385 art 1 s 4; 2004 c 243 s 21