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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-THIRD SESSION

H. F. No. 1389

02/06/2023

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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 water; reestablishing Advisory Council on Water Supply Systems and
1.3 Wastewater Treatment Facilities; proposing coding for new law in Minnesota
1.4 Statutes, chapter 115.

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

1.6 Section 1. [115.742] ADVISORY COUNCIL ON WATER SUPPLY SYSTEMS AND
1.7 WASTEWATER TREATMENT FACILITIES.

1.8 Subdivision 1. Purpose; membership. The Advisory Council on Water Supply Systems
1.9 and Wastewater Treatment Facilities advises the commissioners of health and the Pollution
1.10 Control Agency regarding classification of water supply systems and wastewater treatment
1.11 facilities; qualifications and competency evaluation of water supply system operators and
1.12 wastewater treatment facility operators; and additional statutes, rules, and procedures that
1.13 may be desirable for regulating the operation of water supply systems and wastewater
1.14 treatment facilities. The advisory council is composed of 11 voting members, of whom:

1.15 (1) one member must be from the Department of Health, Division of Environmental
1.16 Health, appointed by the commissioner of health;

1.17 (2) one member must be from the Pollution Control Agency, appointed by the
1.18 commissioner of the Pollution Control Agency;

1.19 (3) three members must be certified water supply system operators, appointed by the
1.20 commissioner of health, one of whom must represent a nonmunicipal community water
1.21 system or a nontransient noncommunity water system;

2.1 (4) three members must be certified wastewater treatment facility operators, appointed
2.2 by the commissioner of the Pollution Control Agency;

2.3 (5) one member must be a representative from an organization representing municipalities,
2.4 appointed by the commissioner of health with the concurrence of the commissioner of the
2.5 Pollution Control Agency; and

2.6 (6) two members must be members of the public who are not associated with water
2.7 supply systems or wastewater treatment facilities, one appointed by the commissioner of
2.8 health and one appointed by the commissioner of the Pollution Control Agency.

2.9 Consideration must be given to one of these members being a representative of academia
2.10 knowledgeable in water or wastewater matters.

2.11 Subd. 2. **Members; geographic representation.** Of the members specified under
2.12 subdivision 1:

2.13 (1) at least one of the water supply system operators and at least one of the wastewater
2.14 treatment facility operators must be from outside the metropolitan area as defined under
2.15 section 473.121, subdivision 2; and

2.16 (2) one wastewater operator must come from the Metropolitan Council.

2.17 Subd. 3. **Terms; compensation.** The terms of the appointed members and the
2.18 compensation and removal of all members are governed by section 15.059.

2.19 Subd. 4. **Officers.** When new members are appointed to the council, a chair must be
2.20 elected at the next council meeting. The Department of Health representative serves as
2.21 secretary of the council.