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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. 1886

02/28/2019 Authored by Sandell, Vang, Lee, Considine and Hansen
The bill was read for the first time and referred to the Committee on Environment and Natural Resources Policy

1.1 A bill for an act
1.2 relating to natural resources; modifying duties related to regulating silica sand;
1.3 amending Laws 2013, chapter 114, article 4, section 105, as amended.

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

1.5 Section 1. Laws 2013, chapter 114, article 4, section 105, as amended by Laws 2017,
1.6 chapter 93, article 2, section 148, is amended to read:

1.7 Sec. 105. RULES; SILICA SAND.

1.8 (a) The commissioner of the Pollution Control Agency may adopt rules pertaining to
1.9 the control of particulate emissions from silica sand projects. The rulemaking is exempt
1.10 from Minnesota Statutes, section 14.125.

1.11 (b) The commissioner of natural resources shall ~~adopt rules~~ develop a model ordinance
1.12 pertaining to the reclamation of silica sand mines. The rulemaking is exempt from Minnesota
1.13 Statutes, section 14.125 commissioner shall publish the model ordinance in the State Register.

1.14 (c) By January 1, 2014, the Department of Health shall adopt an air quality health-based
1.15 value for silica sand.

1.16 (d) The Environmental Quality Board may amend its rules for environmental review,
1.17 adopted under Minnesota Statutes, chapter 116D, for silica sand mining and processing to
1.18 take into account the increased activity in the state and concerns over the size of specific
1.19 operations. The Environmental Quality Board shall consider whether the requirements of
1.20 Minnesota Statutes, section 116C.991, should remain part of the environmental review
1.21 requirements for silica sand and whether the requirements should be different for different

- 2.1 geographic areas of the state. The rulemaking is exempt from Minnesota Statutes, section
- 2.2 14.125.