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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. **3057**

02/11/2020 Authored by Lee, Dehn, Wagenius, Hansen, Fischer and others
The bill was read for the first time and referred to the Committee on Environment and Natural Resources Policy
02/13/2020 Adoption of Report: Amended and re-referred to the Environment and Natural Resources Finance Division

1.1 A bill for an act
1.2 relating to environment; requiring public hearing every five years for nonexpiring
1.3 air emission permits; requiring written determinations to deny permit review;
1.4 amending Minnesota Statutes 2018, section 116.07, by adding subdivisions.

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

1.6 Section 1. Minnesota Statutes 2018, section 116.07, is amended by adding a subdivision
1.7 to read:

1.8 Subd. 41. Nonexpiring state individual permits; public informational meeting. (a)
1.9 For each facility issued a nonexpiring state individual air quality permit by the agency, the
1.10 agency must hold a separate public informational meeting at regular intervals to allow the
1.11 public to make comments or inquiries regarding any aspect of the permit, including but not
1.12 limited to permit conditions, testing results, the facility's operations, and permit compliance.
1.13 The public informational meeting must be held at a location near the permitted facility and
1.14 convenient to the public. Persons employed at the facility who are responsible for the facility
1.15 meeting the conditions of the permit and agency officials must be present at the public
1.16 informational meeting. For nonexpiring state individual air quality permits issued after
1.17 December 31, 2015, a public informational meeting must be held under this subdivision no
1.18 later than five years after the permit is issued and every five years thereafter. For nonexpiring
1.19 state individual air quality permits issued on or before December 31, 2015, a public
1.20 informational meeting must be held under this subdivision no later than December 31, 2021,
1.21 and every five years thereafter.

1.22 (b) For the purposes of this section, "state individual air quality permit" means an air
1.23 quality permit that is issued to an individual facility required to obtain a permit under

2.1 Minnesota Rules, part 7007.0250, subparts 2 to 6, and is not a general permit issued under
2.2 Minnesota Rules, part 7007.1100.

2.3 (c) As required under subdivision 4d, the agency's direct and indirect reasonable costs
2.4 of conducting the activities under this subdivision must be recovered through air quality
2.5 permit fees.

2.6 **EFFECTIVE DATE.** This section is effective the day following final enactment.

2.7 Sec. 2. Minnesota Statutes 2018, section 116.07, is amended by adding a subdivision to
2.8 read:

2.9 Subd. 4m. **Permit review denial.** If the commissioner determines that a person's request
2.10 for the agency to review an existing permit is not warranted, the commissioner must state
2.11 the reasons for the determination in writing within 15 days of the determination.

2.12 **EFFECTIVE DATE.** This section is effective the day following final enactment.