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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. 3422

1.1 A bill for an act

1.2 relating to natural resources; modifying factors to consider in designating species

1.3 as endangered, threatened, or of special concern; amending Minnesota Statutes

1.4 2018, section 84.0895, subdivision 3.

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

1.6 Section 1. Minnesota Statutes 2018, section 84.0895, subdivision 3, is amended to read:

1.7 Subd. 3. **Designation.** (a) The commissioner shall adopt rules under chapter 14, to

1.8 designate species of wild animal or plant as:

1.9 (1) endangered, if the species is threatened with extinction throughout all or a significant

1.10 portion of its range;

1.11 (2) threatened, if the species is likely to become endangered within the foreseeable future

1.12 throughout all or a significant portion of its range; or

1.13 (3) species of special concern, if although the species is not endangered or threatened,

1.14 it is extremely uncommon in this state, or has unique or highly specific habitat requirements

1.15 and deserves careful monitoring of its status. Species on the periphery of their range that

1.16 are not listed as threatened may be included in this category along with those species that

1.17 were once threatened or endangered but now have increasing or protected, stable populations.

1.18 (b) The range of the species in this state is a factor in determining its status as endangered,

1.19 threatened, or of special concern. A designation by the secretary of the interior that a species

1.20 is threatened or endangered is a prima facie showing under this section.

2.1 (c) The effects of climate change on the requirements for survival of a resident species  
2.2 are a factor in determining species status. The commissioner must consider the effects of  
2.3 climate change when reevaluating the list under paragraph (d).

2.4 ~~(c)~~ (d) The commissioner shall reevaluate the designated species list every three years  
2.5 after it is first adopted and make appropriate changes. The review must consider the need  
2.6 for further protection of species on the species of special concern list. Species may be  
2.7 withdrawn from designation in the same manner that species are designated.