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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETIETH SESSION

H. F. No. **3856**

03/15/2018 Authored by Swedzinski, Schomacker and Metsa
The bill was read for the first time and referred to the Committee on Health and Human Services Reform
03/22/2018 Adoption of Report: Amended and re-referred to the Committee on Health and Human Services Finance

1.1 A bill for an act
1.2 relating to health; modifying provisions pertaining to wells and borings; amending
1.3 Minnesota Statutes 2017 Supplement, sections 103I.005, subdivision 8a; 103I.601,
1.4 subdivision 4.

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

1.6 Section 1. Minnesota Statutes 2017 Supplement, section 103I.005, subdivision 8a, is
1.7 amended to read:

1.8 Subd. 8a. **Environmental well.** "Environmental well" means an excavation 15 or more
1.9 feet in depth that is drilled, cored, bored, washed, driven, dug, jetted, or otherwise constructed
1.10 to:

1.11 (1) conduct physical, chemical, or biological testing of groundwater, and includes a
1.12 groundwater quality monitoring or sampling well;

1.13 (2) lower a groundwater level to control or remove contamination in groundwater, and
1.14 includes a remedial well and excludes horizontal trenches; or

1.15 (3) monitor or measure physical, chemical, radiological, or biological parameters of the
1.16 earth and earth fluids, or for vapor recovery or venting systems. An environmental well
1.17 includes an excavation used to:

1.18 (i) measure groundwater levels, including a piezometer;

1.19 (ii) determine groundwater flow direction or velocity;

1.20 (iii) measure earth properties such as hydraulic conductivity, bearing capacity, or
1.21 resistance;

1.22 (iv) obtain samples of geologic materials for testing or classification; or

2.1 (v) remove or remediate pollution or contamination from groundwater or soil through
2.2 the use of a vent, vapor recovery system, or sparge point.

2.3 An environmental well does not include an exploratory boring.

2.4 Sec. 2. Minnesota Statutes 2017 Supplement, section 103I.601, subdivision 4, is amended
2.5 to read:

2.6 Subd. 4. **Notification and map of borings.** (a) By ten days before beginning exploratory
2.7 boring, an explorer must submit to the commissioner of health a notification of the proposed
2.8 boring ~~on a form prescribed by the commissioner,~~ map and a fee of \$275 for each exploratory
2.9 boring.

2.10 (b) By ten days before beginning exploratory boring, an explorer must submit to the
2.11 commissioners of health and natural resources a county road map on a single sheet of paper
2.12 that is eight and one-half by 11 inches in size and having a scale of one-half inch equal to
2.13 one mile, as prepared by the Department of Transportation, or a 7.5 minute series topographic
2.14 map (1:24,000 scale), as prepared by the United States Geological Survey, showing the
2.15 location of each proposed exploratory boring to the nearest estimated 40 acre parcel.
2.16 Exploratory boring that is proposed on the map may not be commenced later than 180 days
2.17 after submission of the map, unless a new map is submitted.