

**SENATE  
STATE OF MINNESOTA  
NINETY-THIRD SESSION**

**S.F. No. 1721**

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DATE  
02/16/2023

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Introduction and first reading  
Referred to Environment, Climate, and Legacy

OFFICIAL STATUS

1.1 A bill for an act  
1.2 relating to legacy; requiring the Clean Water Council to recommend appropriating  
1.3 money from the clean water fund to provide grants to counties to reduce discharges  
1.4 of PFAS into Lake Superior; appropriating money; amending Minnesota Statutes  
1.5 2022, section 114D.30, subdivision 6.

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

1.7 Section 1. Minnesota Statutes 2022, section 114D.30, subdivision 6, is amended to read:

1.8 Subd. 6. **Recommended appropriations.** (a) The Clean Water Council shall recommend  
1.9 to the governor and the legislature the manner in which money from the clean water fund  
1.10 should be appropriated for the purposes stated in article XI, section 15, of the Minnesota  
1.11 Constitution and section 114D.50.

1.12 (b) The council's recommendations must:

1.13 (1) be to protect, enhance, and restore water quality in lakes, rivers, and streams and to  
1.14 protect groundwater from degradation and ensure that at least five percent of the clean water  
1.15 fund is spent only to protect drinking water sources;

1.16 (2) be consistent with the purposes, policies, goals, and priorities in this chapter; ~~and~~

1.17 (3) allocate adequate support and resources to identify degraded groundwater and  
1.18 impaired waters, develop TMDLs, implement restoration of groundwater and impaired  
1.19 waters, and provide assistance and incentives to prevent groundwater and surface waters  
1.20 from becoming degraded or impaired and improve the quality of surface waters which are  
1.21 listed as impaired but have no approved TMDL; and

2.1 (4) include a recommendation to appropriate money from the clean water fund each  
2.2 fiscal year to the Pollution Control Agency to provide grants to counties within the Great  
2.3 Lakes watershed or the Lake Superior watershed that discharge perfluoroalkyl and  
2.4 polyfluoroalkyl substances (PFAS) into Lake Superior in order to reduce PFAS discharges  
2.5 through projects to plan, design, engineer, construct, and line landfills; remediate existing  
2.6 contamination; and prevent future contamination. The recommendations must include a  
2.7 recommendation to require a match of at least 25 percent from sources other than the clean  
2.8 water fund.

2.9 (c) The council must recommend methods of ensuring that awards of grants, loans, or  
2.10 other funds from the clean water fund specify the outcomes to be achieved as a result of the  
2.11 funding and specify standards to hold the recipient accountable for achieving the desired  
2.12 outcomes. Expenditures from the fund must be appropriated by law.

2.13 **Sec. 2. APPROPRIATION; GRANTS TO REDUCE DISCHARGES OF PFAS INTO**  
2.14 **LAKE SUPERIOR.**

2.15 \$..... in fiscal year 2024 and \$..... in fiscal year 2025 are appropriated from the clean  
2.16 water fund to the Pollution Control Agency to provide grants described in Minnesota Statutes,  
2.17 section 114D.30, subdivision 6, paragraph (b), clause (4). A grant under this section requires  
2.18 a match of at least 25 percent from sources other than the clean water fund.