

**SENATE  
STATE OF MINNESOTA  
NINETIETH SESSION**

**S.F. No. 2336**

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DATE  
04/20/2017

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Introduction and first reading  
Referred to Environment and Natural Resources Policy and Legacy Finance

OFFICIAL STATUS

1.1 A bill for an act  
1.2 relating to environment; requiring acquisition of certain landfill sites to conduct  
1.3 environmental response action.

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

1.5 Section 1. **LANDFILL ACQUISITION REQUIRED.**

1.6 Subdivision 1. **Legislative findings.** The legislature recognizes the need to protect the  
1.7 public health and welfare and the environment at closed landfill sites that are on both the  
1.8 federal and state Superfund lists and that are not being managed to protect the public health  
1.9 or welfare or the environment. It is in the public interest to direct the commissioner of the  
1.10 Pollution Control Agency to acquire the necessary interests in land at the landfill sites to  
1.11 conduct environmental response action.

1.12 Subd. 2. **Acquisition.** The commissioner of the Pollution Control Agency must acquire  
1.13 interests in land by donation or eminent domain without undue delay, under Minnesota  
1.14 Statutes, section 115B.17, subdivision 15, at a closed mixed municipal solid waste facility  
1.15 that was permitted by the agency, that is on the list of priorities for both the federal  
1.16 Comprehensive Environmental Response, Compensation, and Liability Act and the Minnesota  
1.17 Environmental Response and Liability Act, and where environmental response actions to  
1.18 control potential threats to the public health or welfare or the environment have not been  
1.19 conducted. Acquisition by condemnation under this section may include fee title acquisition.  
1.20 After acquiring interests in land, the commissioner must begin the process of protecting the  
1.21 public health, welfare, and environment through environmental response action at the  
1.22 acquired site according to Minnesota Statutes, chapter 115B.