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HOUSE FILE No. 1016

FIRST COMMITTEE ENGROSSMENT

February 15, 2007

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The bill was read for the first time and referred to the Committee on Environment and Natural Resources

Referred by Chair to Game, Fish and Forestry Division.

February 26, 2007

Returned to the Environment and Natural Resources as Amended.

1.1 A bill for an act
1.2 relating to natural resources; providing for pest control measures; requiring
1.3 approved firewood on land administered by the commissioner of natural
1.4 resources; amending Minnesota Statutes 2006, section 89.55; proposing coding
1.5 for new law in Minnesota Statutes, chapter 89.

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

1.7 Section 1. Minnesota Statutes 2006, section 89.55, is amended to read:

1.8 **89.55 INFESTATION CONTROL, COSTS.**

1.9 Upon the establishment of the zone of infestation, the commissioner may apply
1.10 measures of infestation control on public and private forest and other lands within ~~such~~
1.11 an infected zone and to any trees, timber, plants ~~or~~, shrubs ~~thereon~~, or contaminated soil
1.12 harboring or which may harbor the forest pests. For this purpose, the duly authorized
1.13 representatives of the commissioner are authorized to enter upon any lands, public or
1.14 private within such zone. The commissioner may enter into agreements with owners of the
1.15 lands in the zone covering the control work on their lands, and fixing the pro rata basis on
1.16 which the cost of ~~such~~ the work will be shared between the commissioner and said owner.

1.17 **Sec. 2. [89.551] APPROVED FIREWOOD REQUIRED.**

1.18 (a) After the commissioner issues an order under paragraph (b), a person may not
1.19 possess firewood on land administered by the commissioner of natural resources unless
1.20 the firewood:

1.21 (1) was obtained from a firewood distribution facility located on land administered
1.22 by the commissioner;

2.1 (2) was obtained from a firewood dealer who is selling firewood that is approved by
2.2 the commissioner under paragraph (b); or

2.3 (3) has been approved by the commissioner of natural resources under paragraph (b).

2.4 (b) The commissioner of natural resources shall, by written order published
2.5 in the State Register, approve firewood for possession on lands administered by the
2.6 commissioner. The order is not subject to the rulemaking provisions of chapter 14 and
2.7 section 14.386 does not apply.

2.8 (c) A violation under this section is subject to confiscation of firewood and after
2.9 May 1, 2008, a petty misdemeanor penalty.

2.10 (d) For the purposes of this section, "firewood" means any wood that is intended for
2.11 use in a campfire, as defined in section 88.01, subdivision 25.

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