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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-FIFTH
SESSION

HOUSE FILE No. 415

January 29, 2007

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

February 8, 2007

Committee Recommendation and Adoption of Report:

To Pass and re-referred to the Committee on Public Safety and Civil Justice

1.1 A bill for an act
1.2 relating to the environment; modifying exemptions to noise standards; amending
1.3 Minnesota Statutes 2006, section 116.07, subdivision 2a.

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

1.5 Section 1. Minnesota Statutes 2006, section 116.07, subdivision 2a, is amended to read:

1.6 Subd. 2a. **Exemptions from standards.** No standards adopted by any state agency
1.7 for limiting levels of noise in terms of sound pressure which may occur in the outdoor
1.8 atmosphere shall apply to (1) segments of trunk highways constructed with federal
1.9 interstate substitution money, provided that all reasonably available noise mitigation
1.10 measures are employed to abate noise, (2) an existing or newly constructed segment of a
1.11 highway, provided that all reasonably available noise mitigation measures, as approved by
1.12 the commissioners of the Department of Transportation and Pollution Control Agency, are
1.13 employed to abate noise, (3) except for the cities of Minneapolis and St. Paul, an existing
1.14 or newly constructed segment of a road, street, or highway under the jurisdiction of a road
1.15 authority of a town, statutory or home rule charter city, or county, except for roadways for
1.16 which full control of access has been acquired, (4) skeet, trap or shooting sports clubs,
1.17 or (5) motor vehicle race events conducted at a facility specifically designed for that
1.18 purpose that was in operation on or before July 1, ~~1983~~ 1996. Motor vehicle race events
1.19 exempted from state standards under this subdivision are exempt from claims based on
1.20 noise brought under section 561.01 and chapters 116B and 116D. Nothing herein shall
1.21 prohibit a local unit of government or a public corporation with the power to make rules
1.22 for the government of its real property from regulating the location and operation of
1.23 skeet, trap or shooting sports clubs, or motor vehicle race events conducted at a facility
1.24 specifically designed for that purpose that was in operation on or before July 1, ~~1983~~ 1996.

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