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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-FIFTH
SESSION

HOUSE FILE No. **1674**

March 5, 2007

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

1.1 A bill for an act
1.2 relating to the environment; directing the Environmental Quality Board to study
1.3 and adopt rules relating to environmental review of certain biofuel production
1.4 facilities; proposing coding for new law in Minnesota Statutes, chapter 116D.

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

1.6 Section 1. **[116D.12] ENVIRONMENTAL REVIEW RULES; BIOFUEL**
1.7 **PRODUCTION FACILITIES.**

1.8 (a) The Environmental Quality Board, in consultation with the commissioner of the
1.9 Pollution Control Agency and the commissioner of natural resources, shall study and
1.10 adopt rules pursuant to chapter 14 to develop an alternative environmental review process
1.11 for biofuel production facilities that produce less than 125,000,000 gallons of biofuel
1.12 annually. The alternative process must:

1.13 (1) streamline the requirements for environmental review of the biofuel production
1.14 facilities;

1.15 (2) ensure that the complete environmental review process for the biofuel production
1.16 facilities will not take longer than 180 days to complete;

1.17 (3) protect the state's environment and natural resources; and

1.18 (4) provide for public comment.

1.19 (b) The board must submit a copy of the proposed rules and a summary of public
1.20 comments received on the rules to the members of the senate and house committees and
1.21 divisions having jurisdiction over environment and natural resources policy and budget
1.22 by December 1, 2007. The rules must not become effective until 60 days after they are
1.23 submitted to the committee members and must become effective no later than June 1, 2008.

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