

## HOUSE OF REPRESENTATIVES

EIGHTY-FIFTH  
SESSION

HOUSE FILE No. 3685

March 3, 2008

Authored by Moe

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

March 13, 2008

Committee Recommendation and Adoption of Report:

To Pass

Read Second Time

March 25, 2008

By motion, re-referred to the Committee on Finance

April 23, 2008

Committee Recommendation and Adoption of Report:

To Pass and re-referred to the Committee on Ways and Means

April 30, 2008

Committee Recommendation and Adoption of Report:

To Pass

Read Second Time

1.1 A bill for an act  
 1.2 relating to environment; modifying toxic chemical release reporting  
 1.3 requirements; amending Minnesota Statutes 2006, section 299K.08, by adding a  
 1.4 subdivision.

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

1.6 Section 1. Minnesota Statutes 2006, section 299K.08, is amended by adding a  
 1.7 subdivision to read:

1.8 Subd. 3a. Use of alternative threshold and certifications; restrictions. (a) For  
 1.9 Minnesota facilities required to report under subdivision 3, the alternative threshold  
 1.10 quantities outlined in Code of Federal Regulations, title 40, section 372.27, paragraphs  
 1.11 (a)(1) and (a)(2)(ii), or a successor regulation, shall be changed back to the threshold  
 1.12 levels prior to implementation of the toxic release inventory burden reduction rule of  
 1.13 December 18, 2006.

1.14 (b) The use of Environmental Protection Agency certification form 9530-2, (Form  
 1.15 A), or any equivalent successor to the form, shall not be used by facilities:

1.16 (1) if the total annual reportable amount is 500 pounds or more for nonpersistent  
 1.17 bioaccumulative and toxic chemicals; or

1.18 (2) with respect to any chemical identified by the Environmental Protection Agency  
 1.19 administrator as a chemical of special concern under Code of Federal Regulations, title 40,  
 1.20 section 372.28, or a successor regulation.

1.21 (c) Facilities affected by paragraph (b) must use Environmental Protection Agency  
 1.22 form 9350-1 (Form R), or any equivalent successor to the form.

1.23 Sec. 2. EFFECTIVE DATE.

- 2.1 Section 1 is effective retroactively from January 1, 2007, and applies to reports due
- 2.2 in 2007 for calendar year 2006 to ensure that no data gaps exist from previous toxic
- 2.3 chemical inventory data.