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State of Minnesota
HOUSE OF REPRESENTATIVES

**EIGHTY-SIXTH
SESSION**

HOUSE FILE No. 2110

March 24, 2009

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The bill was read for the first time and referred to the Committee on Environment Policy and Oversight

1.1 A bill for an act
1.2 relating to natural resources; modifying invasive species management provisions;
1.3 amending Minnesota Statutes 2008, sections 84D.01, by adding subdivisions;
1.4 84D.02, subdivision 2; 103G.615, subdivision 2.

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

1.6 Section 1. Minnesota Statutes 2008, section 84D.01, is amended by adding a
1.7 subdivision to read:

1.8 Subd. 3a. **Curly-leaf pondweed.** "Curly-leaf pondweed" means *Potamogeton*
1.9 *crispus*.

1.10 Sec. 2. Minnesota Statutes 2008, section 84D.01, is amended by adding a subdivision
1.11 to read:

1.12 Subd. 6a. **Flowering rush.** "Flowering rush" mean *Butomus umbellatus*.

1.13 Sec. 3. Minnesota Statutes 2008, section 84D.02, subdivision 2, is amended to read:

1.14 Subd. 2. **Purple loosestrife, curly-leaf pondweed, flowering rush, and Eurasian**
1.15 **water milfoil programs.** (a) The program required in subdivision 1 must include specific
1.16 programs to curb the spread and manage the growth of purple loosestrife, curly-leaf
1.17 pondweed, flowering rush, and Eurasian water milfoil. These programs must include:

1.18 (1) compiling inventories and monitoring the growth of purple loosestrife and
1.19 Eurasian water milfoil in the state, for which the commissioner may use volunteers;

1.20 (2) publication and distribution of informational materials to boaters and lakeshore
1.21 owners;

2.1 (3) cooperative research with the University of Minnesota and other public and
2.2 private research facilities to study the use of nonchemical control methods, including
2.3 biological control methods; and

2.4 (4) managing the growth of Eurasian water milfoil, curly-leaf pondweed, flowering
2.5 rush, and purple loosestrife in coordination with appropriate local units of government,
2.6 special purpose districts, and lakeshore associations, to include providing requested
2.7 technical assistance.

2.8 (b) The commissioners of agriculture and transportation shall cooperate with the
2.9 commissioner to establish, implement, and enforce the purple loosestrife program.

2.10 Sec. 4. Minnesota Statutes 2008, section 103G.615, subdivision 2, is amended to read:

2.11 Subd. 2. **Fees.** (a) The commissioner shall establish a fee schedule for permits to
2.12 control or harvest aquatic plants other than wild rice. The fees must be set by rule, and
2.13 section 16A.1283 does not apply, but the rule must not take effect until 45 legislative
2.14 days after it has been reported to the legislature. The fees shall be based upon the cost
2.15 of receiving, processing, analyzing, and issuing the permit, and additional costs incurred
2.16 after the application to inspect and monitor the activities authorized by the permit, and
2.17 enforce aquatic plant management rules and permit requirements.

2.18 (b) A fee for a permit for the control of rooted aquatic vegetation for each contiguous
2.19 parcel of shoreline owned by an owner may be charged. This fee may not be charged
2.20 for permits issued in connection with purple loosestrife, flowering rush, or curly-leaf
2.21 pondweed control or lakewide Eurasian water milfoil control programs.

2.22 (c) A fee may not be charged to ~~the~~ a local, state, or a federal governmental agency
2.23 applying for a permit.

2.24 (d) The money received for the permits under this subdivision shall be deposited in
2.25 the treasury and credited to the water recreation account.