

This Document can be made available in alternative formats upon request

State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-SIXTH
SESSION

HOUSE FILE NO. **3355**

March 4, 2010

Authorred by Bigham, McNamara, Juhnke, Hansen and Knuth

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

March 11, 2010

Committee Recommendation and Adoption of Report:

To Pass as Amended and re-referred to the Committee on Civil Justice

1.1 A bill for an act
1.2 relating to natural resources; requiring a person to drain water from watercraft
1.3 before transportation on public roads; modifying civil penalties; amending
1.4 Minnesota Statutes 2008, sections 84D.10, by adding a subdivision; 84D.13,
1.5 subdivision 5.

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

1.7 Section 1. Minnesota Statutes 2008, section 84D.10, is amended by adding a
1.8 subdivision to read:

1.9 Subd. 4. Persons leaving public waters. A person leaving waters of the state must
1.10 drain bait containers, other boating-related equipment holding water excluding marine
1.11 sanitary systems, and live wells and bilges by removing the drain plug before transporting
1.12 the watercraft and associated equipment on public roads. Drain plugs, bailers, valves, or
1.13 other devices used to control the draining of water from ballast tanks, bilges, and live
1.14 wells must be removed or opened while transporting watercraft on a public road. Marine
1.15 sanitary systems are excluded from this requirement.

1.16 Sec. 2. Minnesota Statutes 2008, section 84D.13, subdivision 5, is amended to read:

1.17 Subd. 5. **Civil penalties.** A civil citation issued under this section must impose
1.18 the following penalty amounts:

1.19 (1) for transporting aquatic macrophytes on a forest road as defined by section
1.20 89.001, subdivision 14, road or highway as defined by section 160.02, subdivision 26, or
1.21 any other public road, \$50;

1.22 (2) for placing or attempting to place into waters of the state a watercraft, a trailer, or
1.23 aquatic plant harvesting equipment that has aquatic macrophytes attached, \$100;

2.1 (3) for unlawfully possessing or transporting a prohibited invasive species other
2.2 than an aquatic macrophyte, \$250;

2.3 (4) for placing or attempting to place into waters of the state a watercraft, a trailer, or
2.4 aquatic plant harvesting equipment that has prohibited invasive species attached when
2.5 the waters are not designated by the commissioner as being infested with that invasive
2.6 species, \$500 for the first offense and \$1,000 for each subsequent offense;

2.7 (5) for intentionally damaging, moving, removing, or sinking a buoy marking, as
2.8 prescribed by rule, Eurasian water milfoil, \$100;

2.9 (6) for failing to drain water, ~~as required by rule,~~ from watercraft and equipment
2.10 before leaving ~~designated zebra mussel, spiny water flea, or other invasive plankton~~
2.11 ~~infested~~ waters of the state, ~~\$50~~ \$250; and

2.12 (7) for transporting infested water off riparian property without a permit as required
2.13 by rule, \$200.