

SENATE
STATE OF MINNESOTA
EIGHTY-EIGHTH LEGISLATURE

S.F. No. 1033

(SENATE AUTHORS: SIEBEN)

DATE	D-PG	OFFICIAL STATUS
03/04/2013	482	Introduction and first reading Referred to Judiciary
03/20/2013		Comm report: To pass as amended Second reading

1.1 A bill for an act
 1.2 relating to environment; requiring report of hazardous substance release to local
 1.3 fire or law enforcement; amending Minnesota Statutes 2012, section 609.671,
 1.4 subdivision 10.

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

1.6 Section 1. Minnesota Statutes 2012, section 609.671, subdivision 10, is amended to read:

1.7 Subd. 10. **Failure to report release of hazardous substance or extremely**
 1.8 **hazardous substance.** (a) A person is, upon conviction, subject to a fine of up to \$25,000
 1.9 or imprisonment for up to two years, or both, who:

1.10 (1) is required to report the release of a hazardous substance under United States
 1.11 Code, title 42, section 9603, or the release of an extremely hazardous substance under
 1.12 United States Code, title 42, section 11004;

1.13 (2) knows that a hazardous substance or an extremely hazardous substance has
 1.14 been released; and

1.15 (3) fails to provide immediate notification of the release of a reportable quantity of a
 1.16 hazardous substance or an extremely hazardous substance to the state emergency response
 1.17 center, ~~or a~~ and the local firefighting or law enforcement organization having jurisdiction
 1.18 over the location of the release.

1.19 (b) For a second or subsequent conviction under this subdivision, the violator is
 1.20 subject to a fine of up to \$50,000 or imprisonment for not more than five years, or both.

1.21 (c) For purposes of this subdivision, a "hazardous substance" means a substance on
 1.22 the list established under United States Code, title 42, section 9602.

1.23 (d) For purposes of this subdivision, an "extremely hazardous substance" means a
 1.24 substance on the list established under United States Code, title 42, section 11002.

- 2.1 (e) For purposes of this subdivision, a "reportable quantity" means a quantity that
- 2.2 must be reported under United States Code, title 42, section 9602 or 11002.