

Sec. 12. [326.81] DISCRIMINATION; SANCTIONS.

An employer who discriminates against or otherwise sanctions an employee who complains to or cooperates with the commissioner in administering sections 1 to 13 is guilty of a misdemeanor.

Sec. 13. [326.82] ASBESTOS ABATEMENT REVOLVING FUND.

Subdivision 1. CREATION; APPROPRIATION. The asbestos abatement revolving fund is created as a separate account in the state treasury. The fund consists of the fees collected under section 6. The money in the fund is continually appropriated to the commissioner for the purposes of sections 1 to 13.

Subd. 2. UNOBLIGATED EXCESS TRANSFERRED. When the unobligated money in the asbestos abatement revolving fund exceeds \$500,000 at the end of any fiscal year, the unobligated amount in excess of that amount shall be transferred to the general fund.

Sec. 14. APPROPRIATIONS.

\$23,800 is appropriated from the general fund to the commissioner of health for purposes of sections 1 to 13, to be available for the fiscal year ending June 30, 1988. \$23,800 must be transferred from the asbestos abatement revolving fund to the general fund on June 30, 1989.

Sec. 15. EFFECTIVE DATES.

Sections 1, 2, 5, 8, 9, and 12 to 14 are effective July 1, 1987. Sections 3; 4; 6, subdivisions 1 and 2; 7; 10; and 11 are effective on the date on which rules adopted by the commissioner under section 9 become effective. Section 6, subdivisions 3 and 4, are effective April 1, 1988.

Approved May 28, 1987

CHAPTER 304—S.F.No. 865

An act relating to environment; authorizing an assessment against public utilities to finance the state costs of controlling acid deposition; amending Minnesota Statutes 1986, section 116C.69, subdivision 3.

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

Section 1. Minnesota Statutes 1986, section 116C.69, subdivision 3, is amended to read:

Subd. 3. **FUNDING; ASSESSMENT.** The board shall finance its base line studies, general environmental studies, development of criteria, inventory prepa-

Changes or additions are indicated by underline, deletions by ~~strikeout~~.

ration, monitoring of conditions placed on site certificates and construction permits, and all other work, other than specific site and route designation, from an assessment made quarterly, at least 30 days before the start of each quarter, by the board against all utilities with annual retail kilowatt-hour sales greater than 4,000,000 kilowatt-hours in the previous calendar year.

Until June 30, 1992, the assessment shall also include an amount sufficient to cover 60 percent of the costs to the pollution control agency of developing achieving, maintaining, and monitoring compliance with the acid deposition control plan required by standard adopted under sections 116.42 to 116.45, reprinting informational booklets on acid rain, and costs for additional research on the impacts of acid deposition on sensitive areas published under section 116.44, subdivision 1. This amount shall be certified to the board by the executive director of the pollution control agency. The director of the pollution control agency must prepare a work plan and budget and submit them annually by June 30 to the pollution control agency board. The agency board must take public testimony on the budget and work plan. After the agency board approves the work plan and budget they must be submitted annually to the legislative commission on Minnesota resources for review and recommendation before an assessment is levied. Each share shall be determined as follows: (1) the ratio that the annual retail kilowatt-hour sales in the state of each utility bears to the annual total retail kilowatt-hour sales in the state of all ~~such~~ these utilities, multiplied by 0.667, plus (2) the ratio that the annual gross revenue from retail kilowatt-hour sales in the state of each utility bears to the annual total gross revenues from retail kilowatt-hour sales in the state of all ~~such~~ these utilities, multiplied by 0.333, as determined by the board. The assessment shall be credited to the special revenue fund and shall be paid to the state treasury within 30 days after receipt of the bill, which shall constitute notice of said assessment and demand of payment thereof. The total amount which may be assessed to the several utilities under authority of this subdivision shall not exceed the sum of the annual budget of the board for carrying out the purposes of this subdivision plus 60 percent of the annual budget of the pollution control agency ~~for developing the plan required by~~ achieving, maintaining, and monitoring compliance with the acid deposition control standard adopted under sections 116.42 to 116.45, for reprinting informational booklets on acid rain, and for costs for additional research on the impacts of acid deposition on sensitive areas published under section 116.44, subdivision 1. The assessment for the second quarter of each fiscal year shall be adjusted to compensate for the amount by which actual expenditures by the board and the pollution control agency for the preceding fiscal year were more or less than the estimated expenditures previously assessed.

Sec. 2. EFFECTIVE DATE.

Section 1 is effective the day following final enactment.

Approved May 28, 1987

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