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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. 3643

02/20/2020 Authored by Gomez, Poston, Howard, Morrison, Heintzeman and others
The bill was read for the first time and referred to the Committee on Environment and Natural Resources Policy
03/05/2020 Adoption of Report: Re-referred to the Judiciary Finance and Civil Law Division

1.1 A bill for an act
1.2 relating to natural resources; increasing certain penalties related to aquatic invasive
1.3 species; amending Minnesota Statutes 2018, section 84D.13, subdivision 5.

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

1.5 Section 1. Minnesota Statutes 2018, section 84D.13, subdivision 5, is amended to read:

1.6 Subd. 5. Civil penalties. (a) A civil citation issued under this section must impose the
1.7 following penalty amounts:

1.8 (1) for transporting aquatic macrophytes in violation of section 84D.09, ~~\$100~~ \$250;

1.9 (2) for placing or attempting to place into waters of the state water-related equipment
1.10 that has aquatic macrophytes attached, ~~\$200~~ \$250;

1.11 (3) for unlawfully possessing or transporting a prohibited invasive species other than an
1.12 aquatic macrophyte, ~~\$500~~ \$1,000;

1.13 (4) for placing or attempting to place into waters of the state water-related equipment
1.14 that has prohibited invasive species attached when the waters are not listed by the
1.15 commissioner as being infested with that invasive species, \$500;

1.16 (5) for intentionally damaging, moving, removing, or sinking a buoy marking, as
1.17 prescribed by rule, Eurasian watermilfoil, \$100;

1.18 (6) for failing to have drain plugs or similar devices removed or opened while transporting
1.19 water-related equipment or for failing to remove plugs, open valves, and drain water from
1.20 water-related equipment, other than marine sanitary systems, before leaving waters of the
1.21 state, ~~\$100~~ \$250;

2.1 (7) for transporting infested water off riparian property without a permit as required by
2.2 rule, ~~\$200~~ \$250;

2.3 (8) for failing to have aquatic invasive species affirmation displayed or available for
2.4 inspection as provided in sections 86B.401 and 97C.301, subdivision 2a, \$25;

2.5 (9) for failing to comply with a decontamination order when a decontamination unit is
2.6 available on site, \$250;

2.7 (10) for failing to complete decontamination of water-related equipment or to remove
2.8 invasive species from water-related equipment by the date specified on a tagging notice and
2.9 order, \$250; and

2.10 (11) for failing to complete the aquatic invasive species offender training course required
2.11 under section 86B.13, \$25.

2.12 (b) A civil citation that is issued to a person who has one or more prior convictions or
2.13 final orders for violations of this chapter is subject to twice the penalty amounts listed in
2.14 paragraph (a).