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State of Minnesota
HOUSE OF REPRESENTATIVES

NINETY-SECOND SESSION

H. F. No. 91

01/14/2021 Authored by Hansen, R.; Ecklund; Davids; Reyer; Lee and others
The bill was read for the first time and referred to the Committee on Environment and Natural Resources Finance and Policy
01/25/2021 Adoption of Report: Amended and re-referred to the Committee on Ways and Means

- 1.1 A bill for an act
- 1.2 relating to environment; prioritizing expenditures from dry cleaner environmental
- 1.3 response and reimbursement account; banning perchloroethylene; providing funding
- 1.4 for cost-share program; appropriating money; amending Minnesota Statutes 2020,
- 1.5 section 115B.49, subdivision 3; proposing coding for new law in Minnesota
- 1.6 Statutes, chapter 325E.
- 1.7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
- 1.8 Section 1. Minnesota Statutes 2020, section 115B.49, subdivision 3, is amended to read:
- 1.9 Subd. 3. **Expenditures.** (a) Money in the account may be used:
- 1.10 (1) for environmental response costs incurred by the commissioner under section 115B.50,
- 1.11 subdivision 1;
- 1.12 (2) for reimbursement of amounts spent by the commissioner from the remediation fund
- 1.13 for expenses described in clause (1);
- 1.14 (3) for reimbursements under section 115B.50, subdivision 2; and
- 1.15 (4) for administrative costs of the commissioner of revenue.
- 1.16 (b) Money in the account is appropriated to the commissioner for the purposes of this
- 1.17 subdivision. The commissioner shall transfer funds to the commissioner of revenue sufficient
- 1.18 to cover administrative costs pursuant to paragraph (a), clause (4).
- 1.19 (c) In making reimbursements from the account, the commissioner must give priority
- 1.20 to the following cases, in descending order:
- 1.21 (1) reimbursements for amounts spent on response actions by a person who meets the
- 1.22 conditions of section 115B.48, subdivision 10, clause (2); and

2.1 (2) reimbursements for expenditures made by the commissioner under paragraph (a),
2.2 clause (1) or (2), on behalf of owners or operators when the owner or operator failed to
2.3 complete the requested response action and the commissioner undertook the response action
2.4 to remediate the property.

2.5 **EFFECTIVE DATE.** This section is effective the day following final enactment.

2.6 Sec. 2. **[325E.381] PERCHLOROETHYLENE PROHIBITION.**

2.7 After December 31, 2025, using perchloroethylene as a dry cleaning solvent is prohibited.

2.8 **EFFECTIVE DATE.** This section is effective the day following final enactment.

2.9 Sec. 3. **APPROPRIATION; TRANSFERRED FUNDS.**

2.10 (a) \$213,000 in fiscal year 2021 is appropriated from the remediation fund to the
2.11 commissioner of the Pollution Control Agency for deposit in the dry cleaner environmental
2.12 response and reimbursement account for purposes of Minnesota Statutes, section 115B.49,
2.13 with reimbursement prioritized to persons who meet the definition in Minnesota Statutes,
2.14 section 115B.48, subdivision 10, clause (2), and who have made a request to the
2.15 commissioner, as required under Minnesota Statutes, section 115B.50, subdivision 2. This
2.16 is a onetime appropriation.

2.17 (b) \$255,000 in unexpended funds from the transfer made under Laws 2019, First Special
2.18 Session chapter 4, article 1, section 2, subdivision 10, paragraph (c), shall be expended by
2.19 the commissioner of the Pollution Control Agency for a cost-share program to reimburse
2.20 owners or operators of dry cleaning facilities for the costs of transitioning away from
2.21 perchloroethylene to using solvents that are technically viable and environmentally preferred
2.22 alternatives. The commissioner must reimburse an owner's or operator's transition expenses
2.23 up to \$20,000. The money made available under this paragraph is available until June 30,
2.24 2024.

2.25 **EFFECTIVE DATE.** This section is effective the day following final enactment.