
EQB Authorities

Minnesota Statutes Sec.#	Chapter Title	Section Headnote and Descriptions
4A.07	Office Of Strategic and Long-Range Planning	Sustainable development for local government Planning office to use EQB principles of sustainable development in local planning guide.
13.7411	Government Data Practices	Pollution control and environmental quality data coded elsewhere. Data derived from testing and studies of the disposal of radioactive waste to be made available to EQB if requested by the chair of the Nuclear Waste Council.
17.114	Department of Agriculture	Sustainable agriculture. EQB to review program report each biennium.
18B.045	Pesticide Control	Pesticide management control. Agriculture to coordinate and develop pesticide management plan with other state agency plans and with other state agencies through EQB.
18E.06	Agricultural Chemical Response and Reimbursement Law	Report. Agriculture to submit annual report to EQB.
40A.122	Agricultural Land Preservation Program	Eminent domain actions. EQB to receive Notice(s) of Intent for early termination of status (as in Section 473H.15 below); may suspend action for one year after a hearing and finding that the preserve purpose would be negatively affected.
83.29	Subdivided Lands	Notice of filing and registration. EQB to establish state environmental quality standards for the subdivision and development of land in the state.
103A.204	Water Policy and Information	Groundwater policy. EQB to create a water resources committee “to coordinate state ground water protection programs and a biennial ground water policy report.”
103A.403		Statewide nitrate data. EQB to ensure that data regarding the presence of nitrates in ground water is integrated into a statewide nitrate database according to published data compatibility guidelines.

103A.43

Water assessments and reports.

Each biennium, EQB to:

- Evaluate water research needs and report on priorities for addressing the needs
- With PCA and MDA, coordinate an assessment of water quality, ground water degradation trends and efforts to reduce or prevent degradation of water
- With DNR, coordinate an assessment and analysis of the quantity of surface and ground water and the availability of water to meet the state's needs
- Based upon the above, coordinate and submit a report on water policy

103B.101

Water Planning and Project
Implementation

Board of water and soil resources.

BWSR to facilitate communication and coordination among state agencies concerning its duties in cooperation with EQB.

103B.151

Coordination of water resource planning.

EQB to:

- (1) Coordinate public water resource management and regulation activities
- (2) Initiate, coordinate and continue to develop comprehensive long-range water resources planning by September 15, 2000 and each ten-year interval afterwards
- (3) Coordinate water planning activities of local, regional and federal bodies with state water planning and integrate these plans with state strategies
- (4) Coordinate development of state water policy recommendations and priorities and a recommended program for funding identified needs, including priorities for implementing the state water resources monitoring plan
- (5) Administer federal water resources planning with multi-agency interests
- (6) Ensure that groundwater quality monitoring and related data is provided and integrated into the Minnesota land management information system according to published data compatibility guidelines. Costs of integrating the data in accordance with data compatibility standards must be borne by the agency generating the data
- (7) Coordinate the development and evaluation of water information and education materials and resources
- (8) Coordinate the dissemination of water information and education through existing delivery systems
- (9) Represent the Governor on interstate water resources organizations (through the EQB chair)

103B.315

Comprehensive water plan review and adoption.

		BWSR to consult with state agencies, including EQB, during review of county comprehensive water plans.
103F.614	Protection of Water Resources	<p>Eminent domain actions.</p> <p>EQB to consider whether an eminent domain action would be contrary to the purposes of a wetland preservation area and whether feasible and prudent alternatives exist (provisions similar to the Agricultural Land Preservation Program, Chapter 40A.122). If so, EQB may suspend action for up to one year.</p>
103F.751		<p>Nonpoint source pollution control plan and program evaluation.</p> <p>PCA to work through the EQB to coordinate the activities and programs of federal, state and local agencies involved in nonpoint source pollution control and, as appropriate, develop agreements with federal and state agencies to accomplish the purposes and objectives of the state nonpoint source pollution control plan.</p>
103G.222	Waters of the State	<p>Replacement of wetlands.</p> <p>EQB to publish in the EQB Monitor notices of BWSR approval of a change of the wetland classifications of a county or watershed.</p>
103H.151	Groundwater Protection	<p>Best management practices.</p> <p>Commissioners of Agriculture and Pollution Control to submit information to EQB on the use and effectiveness of BMPs. EQB to include the information in its biennial (MS 103A.43) report to the Legislature.</p>
103H.175		<p>Groundwater quality monitoring.</p> <p>PCA, in cooperation with other agencies, to provide a draft report on the status of ground water monitoring to the Environmental Quality Board for review each even-numbered year.</p>
115A.072	Waste Management	<p>Public education.</p> <p>EQB to sit on the Environmental Education Advisory Board reauthorized by the Legislature in 2005.</p>
115A.32-39		Rules.
115B.20	Environmental Response and Liability	PCA and MDA to report annually to Legislature and EQB on money spent on remediation.
116.0711	Pollution Control Agency	<p>Feedlot permit conditions.</p> <p>EQB to review and recommend changes to environmental review rules on phased actions and animal agriculture facilities.</p>

116C.01	Environmental Quality Board	Findings.
116C.02		Definitions.
116C.03		Creation of the environmental quality board; membership; chair; staff.
116C.04		Powers and duties. EQB to: <ul style="list-style-type: none"> • Initiate interdepartmental investigations into those matters that it determines are in need of study. • Review programs of state agencies that significantly affect the environment and coordinate those it determines are interdepartmental in nature. • Insure agency compliance with state environmental policy. EQB may: <ul style="list-style-type: none"> • Review environmental rules and criteria for granting and denying permits by state agencies. • Resolve conflicts involving state agencies with regard to programs, rules, permits and procedures significantly affecting the environment, provided that such resolution of conflicts is consistent with state environmental policy. • Convene an annual congress to receive reports and exchange information on progress and activities related to environmental improvement. State agencies to submit to EQB all proposed legislation of major significance relating to the environment; EQB to submit a report to the Governor and the Legislature with comments.
116C.06		Hearings. EQB to hold public hearings on matters that it determines to be of major environmental impact and make recommendations to the Governor and Legislature as to administrative and legislative actions to be considered.
116C.08		Federal funds donations.
116C.705	Radioactive Waste Management	Findings
116C.71		Definitions.
116C.711		Nuclear waste council.
116C.712		Powers and duties. Subd. 5 Annual Report Office of Strategic and Long Range Planning to report to the Legislature on activities by the federal government relating to the federal high level radioactive waste disposal program.
116C.72		Radioactive waste management facility.
116C.721		Public participation. EQB to conduct public informational meetings on possible radioactive waste

116C.722	<p>disposal sites and transmit public concerns to U.S. Department of Energy.</p> <p>Legal and technical assistance to Indian tribes.</p> <p>EQB to provide legal or technical assistance upon request to Indian tribes with jurisdiction over a potentially impacted area.</p>
116C.723	Consultation and cooperation agreement.
116C.724	Field investigations, tests, and studies.
	EQB to require permit for any geologic or hydrologic drilling. EQB to specify conditions of obtaining and retaining permit by rule. Investigators to respond in writing to EQB about concerns and issues raised at public meetings they must hold.
116C.74	Penalties.
116C.75	Definitions.
116C.76	Nuclear waste depository release into groundwater.
116C.77	Legislative authorization for independent spent fuel storage installation at Prairie Island.
116C.771	Additional cask limitations.
116C.772	Public utility responsibilities.
116C.773	Contractual agreement
116C.831	Midwest Interstate Low-Level Radioactive Waste Compact.
116C.832	Definitions.
116C.833	Compact commission member.
116C.834	Assessment of Generators.
116C.835	Enforcement of compact and laws.
116C.836	Actions concerning Interstate Commission and party states.
116C.838	Effect on existing state law.
116C.840	Duty to provide information.
116C.842	Contingent provisions.
	EQB to serve as a non-voting member of a facilities siting policy development committee and to provide information and technical assistance as needed.
116C.91	Definitions.
116C.92	Coordination of activities.
	EQB to coordinate overall state duties relating to genetically engineered organisms.
116C.93	Advisory Committee.
116C.94	Rules.
	EQB to adopt rules governing the release of genetically engineered organisms.
116C.95	Liability.
116C.96	Cost reimbursement.

116C.97		Exemptions.
116D.01	Environmental Policy	Purpose.
116D.02		Declaration of state environmental policy.
116D.03		Action by state agencies.
116D.04		Environmental impact statements. EQB to establish categories for required EAWs, EISs and exemptions; adopt rules for implementation; establish the petition process; order an EAW; extend certain deadlines through action of the chair; grant variances; and establish alternative forms of review.
116D.045		Environmental impact statements; costs.
116D.10-.11		Report preparation. EQB to coordinate the development of a biennial report evaluating and documenting the state's energy and environmental strategy to and on behalf of the Governor.
116F.06	Recycling of Solid Waste	Packages and containers; assistance; orders; reports. EQB may review proposed actions of PCA to ban sale of containers or packaging in order to verify that they are consistent with state environmental policies.
116G.01	Critical Areas	Citation.
116G.02		Policy.
116G.03		Definitions.
116G.04		Rules. EQB to adopt rules for administration of the Critical Areas Act.
116G.05		Criteria for the selection of areas of critical concern. EQB to adopt criteria for the selection of critical areas that include: a) areas significantly affected by or affecting a major government development that generates substantial development or urbanization, or b) areas containing or having a significant impact upon historical, natural, scientific or cultural resources of regional or statewide importance.
116G.06		Designation. EQB to periodically study and assess the resources and development of the state and after public hearing recommend to the Governor those areas that should be designated as critical areas. EQB to recommend specific principles for guiding the development of each proposed area. EQB to consider critical area recommendations of regional development commissions or, in their absence, local units of government.
116G.07		Preparation, review and approval of plans and regulations. EQB to review and consider approval of plans and regulations submitted by

116G.08		regional development commissions and local governments.
116G.09		Exceptions.
116G.10		Failure to prepare and submit plans and regulations.
116G.11		Updating and reevaluation of plans and regulations.
116G.12		Suspension of development.
116G.13		Development permits.
116G.14		Protection of landowners' rights.
		Planning grants.
		EQB to prepare guidelines for grants to local governments or RDCs for up to 100 percent of the nonfederal cost of preparing and adopting plans and rules.
116G.15		Mississippi river critical area.
116G.151		Required environmental assessment worksheet; facilities in Mississippi river area.
216C.18		State energy policy and conservation report.
		EQB to review.
299J.061	Pipeline Safety	Pipeline advisory committee authorized.
		Public Safety Commissioner may appoint a pipeline advisory committee to advise DPS, EQB and others on matters relating to pipeline safety, routing, construction and operation.
473.581		Debt obligations.
		EQB to accept EIS on the Metrodome before bonds could be issued.
473H.15	Metropolitan Agricultural Preserves	Eminent domain actions.
		EQB to receive Notice(s) of Intent for early termination of status (as in Section 40A.122 above); may suspend action for one year after a hearing and finding that the preserve purpose would be negatively affected.
Laws of Minnesota 1999, Chapter 250, Section 108	Urban development generic environmental impact statement	Urban development environmental steering committee.
		EQB to develop an urban development generic environmental impact statement.
