

2019 DNR Policy Fact Sheet



Threatened and Endangered Species Policy

It is needed because

Current statutory language is unclear (MN Statute 84.0895 Subd.2.1) as it pertains to the exemption of taking threatened or endangered species from “ditches and roadways” as part of road projects. Refining existing language will provide a consistent understanding of the threatened and endangered species law and the exemptions that apply. This clarification will make it easier for road authorities to understand their responsibilities under the Protection of Threatened and Endangered Species law.

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This information can be made available in alternative formats such as large print, braille or audio tape by emailing info.dnr@state.mn.us or calling 651-259-5016

Major program elements

This proposal will clarify the exemption for the taking of threatened and endangered plant species for road work in the existing right-of-way.

Sec 1. Amends M.S. 84.0895 subd. 2. by explaining the lands defined under consideration. This proposal changes “ditches and roadways” to “a ditch, or on an existing public road right-of-way”. The term roadways has multiple definitions in statute where-as right-of-way has consistent definitions throughout statute.

Fiscal impacts

- This proposal does not have a fiscal impact.

For further information contact

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