

Minnesota Department of Natural Resources

ORDER ADOPTING RULES

Adoption of Rules Relating to Aquatic Plant Management Permit Fees, *Minnesota Rules*, part 6280.0450; Revisor's File No. R-04212

BACKGROUND INFORMATION

1. The Department of Natural Resources has complied with all notice and procedural requirements in Minnesota Statutes, chapter 14, Minnesota Rules, chapter 1400, and other applicable law.

2. The Office of Administrative Hearings received six (6) written comments and submissions on the rules.

3. Minnesota Statutes, section 103G.615, subdivision 2, authorizes the commissioner of natural resources to establish a fee schedule for permits to control or harvest aquatic plants and to set such fees by rule. Minnesota Statutes, section 103G.615, subdivision 2, also requires that the rule must not take effect until 45 legislative days after it has been reported to the legislature.

4. By Laws of Minnesota 2011, First Special Session, chapter 2, article 4, section 16, the Minnesota Legislature amended Minnesota Statutes, section 103G.615, subdivision 2, to increase the maximum application fee for an aquatic plant management permit from \$750 to \$2,500. The commissioner is amending Minnesota Rules, part 6280.0450, to conform with statute and raise the maximum permit application fee to \$2,500.

5. The use of the good cause exempt rulemaking process for these rules is authorized pursuant to Minnesota Statutes, section 14.388, subdivision 1, clause (3), because these changes incorporate specific changes set forth in applicable statutes with no interpretation of law required.

6. The rules are needed and reasonable.

ORDER

Rules of the Department of Natural Resources relating to aquatic plant management permit fees, in the form set out in the Revisor's File Number R-04212, dated October 9, 2013, are adopted under my authority in Minnesota Statutes, section 103G.615, subdivision 2.

The adopted rules will take effect 45 legislative days after they have been reported to the legislature, in accordance with Minnesota Statutes, section 103G.615, subdivision 2. When the exact effective date is identified, the Department will notify the Office of the Revisor of Statutes and publish a notice in the State Register, on the Department's website, and by other means as appropriate.

November 13, 2013

/s/ Tom Landwehr, Commissioner
Department of Natural Resources