

1.1 ..... moves to amend H.F. No. 846, the delete everything amendment  
1.2 (H0846DE3), as follows:

1.3 Page 81, after line 21, insert:

1.4 "Sec. 88. Minnesota Statutes 2014, section 103G.271, subdivision 3, is amended to read:

1.5 Subd. 3. **Permit restriction during summer months.** The commissioner must not  
1.6 modify or restrict the amount of appropriation from a groundwater source authorized  
1.7 in a water use permit issued to irrigate agricultural land between May 1 and ~~October 1~~  
1.8 November 15, unless the commissioner determines the authorized amount of appropriation  
1.9 endangers a domestic water supply.

1.10 Sec. 89. Minnesota Statutes 2014, section 103G.287, subdivision 1, is amended to read:

1.11 Subdivision 1. **Applications for groundwater appropriations; preliminary well**  
1.12 **construction approval.** (a) Groundwater use permit applications are not complete until  
1.13 the applicant has supplied:

1.14 (1) a water well record as required by section 103I.205, subdivision 9, information  
1.15 on the subsurface geologic formations penetrated by the well and the formation or aquifer  
1.16 that will serve as the water source, and geologic information from test holes drilled to  
1.17 locate the site of the production well;

1.18 (2) the maximum daily, seasonal, and annual pumpage rates and volumes being  
1.19 requested;

1.20 (3) information on groundwater quality in terms of the measures of quality  
1.21 commonly specified for the proposed water use and details on water treatment necessary  
1.22 for the proposed use;

1.23 ~~(4) an inventory of existing wells within 1-1/2 miles of the proposed production well~~  
1.24 ~~or within the area of influence, as determined by the commissioner. The inventory must~~  
1.25 ~~include information on well locations, depths, geologic formations, depth of the pump or~~  
1.26 ~~intake, pumping and nonpumping water levels, and details of well construction;~~

2.1           ~~(5)~~ (4) the results of an aquifer test completed according to specifications approved  
2.2 by the commissioner. The test must be conducted at the maximum pumping rate requested  
2.3 in the application and for a length of time adequate to assess or predict impacts to other  
2.4 wells and surface water and groundwater resources. The permit applicant is responsible  
2.5 for all costs related to the aquifer test, including the construction of groundwater and  
2.6 surface water monitoring installations, and water level readings before, during, and after  
2.7 the aquifer test; and

2.8           ~~(6)~~ (5) the results of any assessments conducted by the commissioner under  
2.9 paragraph (c).

2.10           (b) The commissioner may waive an application requirement in this subdivision  
2.11 if the information provided with the application is adequate to determine whether the  
2.12 proposed appropriation and use of water is sustainable and will protect ecosystems, water  
2.13 quality, and the ability of future generations to meet their own needs.

2.14           (c) The commissioner shall provide an assessment of a proposed well needing a  
2.15 groundwater appropriation permit. The commissioner shall evaluate the information  
2.16 submitted as required under section 103I.205, subdivision 1, paragraph (f), and determine  
2.17 whether the anticipated appropriation request is likely to meet the applicable requirements  
2.18 of this chapter. If the appropriation request is likely to meet applicable requirements, the  
2.19 commissioner shall provide the person submitting the information with a letter providing  
2.20 preliminary approval to construct the well."

2.21           Page 81, after line 27, insert:

2.22           "Sec. 91. **[103G.289] WELL INTERFERENCE; WELL SEALING.**

2.23           The commissioner shall not reimburse a complainant for a well interference claim  
2.24 if the affected well has been sealed prior to the completion of the commissioner's  
2.25 investigation of the complaint. If the well is sealed prior to completion of the  
2.26 investigation, the commissioner must dismiss the complaint. For the purposes of this  
2.27 section "complainant" means a private domestic well owner or owners or a public water  
2.28 supply authority making a complaint regarding the effects of a water appropriation on  
2.29 domestic water supplies to the commissioner."

2.30           Renumber the sections in sequence and correct the internal references