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State of Minnesota  
**HOUSE OF REPRESENTATIVES**

EIGHTY-NINTH SESSION

**H. F. No. 3174**

03/16/2016 Authored by Hackbarth

The bill was read for the first time and referred to the Committee on Mining and Outdoor Recreation Policy

03/21/2016 Adoption of Report: Re-referred to the Committee on Environment and Natural Resources Policy and Finance

1.1 A bill for an act  
1.2 relating to natural resources; eliminating state fee for all-terrain vehicle and  
1.3 snowmobile safety training courses; amending Minnesota Statutes 2014, sections  
1.4 84.86, subdivision 1; 84.925, subdivision 1.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2014, section 84.86, subdivision 1, is amended to read:

1.7 Subdivision 1. **Required rules.** With a view of achieving maximum use of  
1.8 snowmobiles consistent with protection of the environment the commissioner of natural  
1.9 resources shall adopt rules in the manner provided by chapter 14, for the following  
1.10 purposes:

1.11 (1) Registration of snowmobiles and display of registration numbers.

1.12 (2) Use of snowmobiles insofar as game and fish resources are affected.

1.13 (3) Use of snowmobiles on public lands and waters, or on grant-in-aid trails.

1.14 (4) Uniform signs to be used by the state, counties, and cities, which are necessary  
1.15 or desirable to control, direct, or regulate the operation and use of snowmobiles.

1.16 (5) Specifications relating to snowmobile mufflers.

1.17 (6) A comprehensive snowmobile information and safety education and training  
1.18 program, including but not limited to the preparation and dissemination of snowmobile  
1.19 information and safety advice to the public, the training of snowmobile operators, and  
1.20 the issuance of snowmobile safety certificates to snowmobile operators who successfully  
1.21 complete the snowmobile safety education and training course. ~~For the purpose of~~  
1.22 ~~administering such program and to defray expenses of training and certifying snowmobile~~  
1.23 ~~operators, the commissioner shall collect a fee from each person who receives the youth~~  
1.24 ~~or adult training.~~ The commissioner shall may collect a fee, ~~to include a \$1 issuing~~

fee for licensing agents, for issuing a duplicate snowmobile safety certificate. ~~The commissioner shall establish both fees in a manner that neither significantly overrecovers nor underrecovers costs, including overhead costs, involved in providing the services. The fees are not subject to the rulemaking provisions of chapter 14 and section 14.386 does not apply. The fees may be established by the commissioner notwithstanding section 16A.1283. The fees, except for the issuing fee for licensing agents under this subdivision, shall be deposited in the snowmobile trails and enforcement account in the natural resources fund and the amount thereof, except for the electronic licensing system commission established by the commissioner under section 84.027, subdivision 15, and issuing fees collected by the commissioner, is appropriated annually to the Enforcement Division of the Department of Natural Resources for the administration of such programs. In addition to the fee established by the commissioner, Instructors may charge each person up to the established fee amount \$10 for class materials and expenses, in addition to the cost of the training course.~~ The commissioner shall cooperate with private organizations and associations, private and public corporations, and local governmental units in furtherance of the program established under this clause. School districts may cooperate with the commissioner and volunteer instructors to provide space for the classroom portion of the training. The commissioner shall consult with the commissioner of public safety in regard to training program subject matter and performance testing that leads to the certification of snowmobile operators.

(7) The operator of any snowmobile involved in an accident resulting in injury requiring medical attention or hospitalization to or death of any person or total damage to an extent of \$500 or more, shall forward a written report of the accident to the commissioner on such form as the commissioner shall prescribe. If the operator is killed or is unable to file a report due to incapacitation, any peace officer investigating the accident shall file the accident report within ten business days.

**EFFECTIVE DATE.** This section is effective July 1, 2016.

Sec. 2. Minnesota Statutes 2014, section 84.925, subdivision 1, is amended to read:

Subdivision 1. **Program established.** (a) The commissioner shall establish a comprehensive all-terrain vehicle environmental and safety education and training program, including the preparation and dissemination of vehicle information and safety advice to the public, the training of all-terrain vehicle operators, and the issuance of all-terrain vehicle safety certificates to vehicle operators over the age of 12 years who successfully complete the all-terrain vehicle environmental and safety education and training course.

(b) ~~For the purpose of administering the program and to defray the expenses of training and certifying vehicle operators, the commissioner shall collect a fee from each person who receives the training. The commissioner shall may collect a fee, to include a \$1 issuing fee for licensing agents, for issuing a duplicate all-terrain vehicle safety certificate. The commissioner shall establish both fees in a manner that neither significantly overrecovers nor underrecovers costs, including overhead costs, involved in providing the services. The fees are not subject to the rulemaking provisions of chapter 14 and section 14.386 does not apply. The fees may be established by the commissioner notwithstanding section 16A.1283. Fee proceeds, except for the issuing fee for licensing agents under this subdivision, shall be deposited in the all-terrain vehicle account in the natural resources fund and the amount thereof, except for the electronic licensing system commission established by the commissioner under section 84.027, subdivision 15, and issuing fees collected by the commissioner, is appropriated annually to the Enforcement Division of the Department of Natural Resources for the administration of the programs. In addition to the fee established by the commissioner, Instructors may charge each person up to the established fee amount \$10 for class materials and expenses, in addition to the cost of the training course.~~

(c) The commissioner shall cooperate with private organizations and associations, private and public corporations, and local governmental units in furtherance of the program established under this section. School districts may cooperate with the commissioner and volunteer instructors to provide space for the classroom portion of the training. The commissioner shall consult with the commissioner of public safety in regard to training program subject matter and performance testing that leads to the certification of vehicle operators. The commissioner shall incorporate a riding component in the safety education and training program.

**EFFECTIVE DATE.** This section is effective July 1, 2016.