

SENATE
STATE OF MINNESOTA
NINETIETH SESSION

S.F. No. 1060

(SENATE AUTHORS: NEWMAN)

DATE	D-PG	OFFICIAL STATUS
02/16/2017	634	Introduction and first reading Referred to Transportation Finance and Policy
03/01/2017	875a	Comm report: To pass as amended
	916	Second reading
03/20/2017	1583	General Orders: Stricken and re-referred to Transportation Finance and Policy
03/23/2017		Comm report: To pass as amended and re-refer to Taxes

1.1 A bill for an act

1.2 relating to transportation; modifying various provisions governing commercial

1.3 motor vehicles, Department of Transportation contract preference requirements,

1.4 and transportation plan due dates; amending Minnesota Statutes 2016, sections

1.5 161.321, subdivision 6; 169.865, subdivision 3; 171.12, subdivision 6; 174.03,

1.6 subdivisions 1a, 1c; 221.031, by adding a subdivision.

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

1.8 Section 1. Minnesota Statutes 2016, section 161.321, subdivision 6, is amended to read:

1.9 Subd. 6. **Rules; eligibility.** ~~(a)~~ The rules adopted by the commissioner of administration

1.10 to define small businesses and to set time and other eligibility requirements for participation

1.11 in programs under sections 16C.16 to 16C.19 apply to this section. The commissioner may

1.12 promulgate other rules necessary to carry out this section.

1.13 ~~(b) In addition to other eligibility requirements, a small targeted group business or~~

1.14 ~~veteran-owned small business is eligible for the bid preferences under this section only for~~

1.15 ~~eight years following the latest of:~~

1.16 ~~(1) May 1, 2012;~~

1.17 ~~(2) for a targeted group business, the date of initial certification by the commissioner of~~

1.18 ~~administration, as provided under section 16C.19;~~

1.19 ~~(3) for a veteran-owned small business, the date of initial certification by the United~~

1.20 ~~States Department of Veterans Affairs, as provided under section 16C.19, paragraph (d);~~

1.21 ~~or~~

2.1 ~~(4) for a veteran-owned small business, the release or discharge of any one of the owners~~
2.2 ~~from military active service, as defined in section 190.05, subdivision 5, lasting for a period~~
2.3 ~~of 179 days or longer.~~

2.4 Sec. 2. Minnesota Statutes 2016, section 169.865, subdivision 3, is amended to read:

2.5 Subd. 3. **Requirements; restrictions.** (a) A vehicle or combination of vehicles operating
2.6 under this section:

2.7 (1) is subject to axle weight limitations under section 169.824, subdivision 1;

2.8 (2) is subject to seasonal load restrictions under section 169.87;

2.9 (3) is subject to bridge load limits posted under section 169.84;

2.10 (4) may only be operated on paved streets and highways other than interstate highways;

2.11 (5) may not be operated with loads that exceed the manufacturer's gross vehicle weight
2.12 rating as affixed to the vehicle, or other certification of gross vehicle weight rating complying
2.13 with Code of Federal Regulations, title 49, sections 567.4 to 567.7;

2.14 (6) must be issued a permit from each road authority having jurisdiction over a road on
2.15 which the vehicle is operated, if required;

2.16 (7) must comply with the requirements of section 169.851, subdivision 4; and

2.17 (8) must have brakes on all wheels.

2.18 (b) The percentage allowances for exceeding gross weights if transporting unfinished
2.19 forest products under section 168.013, subdivision 3, paragraph (b), or for the first haul of
2.20 unprocessed or raw farm products or unfinished forest products under section 168.013,
2.21 subdivision 3, paragraph (d), clause (3), do not apply to a vehicle or combination of vehicles
2.22 operated under this section.

2.23 (c) Notwithstanding paragraph (a), clause (4), a vehicle or combination of vehicles
2.24 hauling fluid milk under a permit issued by the commissioner of transportation may also
2.25 operate on interstate highways as provided under United States Code, title 23, section 127.

2.26 Sec. 3. Minnesota Statutes 2016, section 171.12, subdivision 6, is amended to read:

2.27 Subd. 6. **Certain convictions not recorded.** (a) Except as provided in paragraph (c),
2.28 the department shall not keep on the record of a driver any conviction for a violation of a
2.29 speed limit of 55 miles per hour unless the violation consisted of a speed greater than ten
2.30 miles per hour in excess of the speed limit.

3.1 (b) Except as provided in paragraph (c), the department shall not keep on the record of
 3.2 a driver any conviction for a violation of a speed limit of 60 miles per hour unless the
 3.3 violation consisted of a speed greater than:

3.4 (1) ten miles per hour in excess of the speed limit, for any violation occurring on or after
 3.5 August 1, 2012, and before August 1, 2014; or

3.6 (2) five miles per hour in excess of the speed limit, for any violation occurring on or
 3.7 after August 1, 2014.

3.8 (c) This subdivision does not apply to (1) a violation that occurs in a commercial motor
 3.9 vehicle, or (2) a violation committed by a holder of a class A, B, or C commercial driver's
 3.10 license or commercial driver learner's permit, without regard to whether the violation was
 3.11 committed in a commercial motor vehicle or another vehicle.

3.12 Sec. 4. Minnesota Statutes 2016, section 174.03, subdivision 1a, is amended to read:

3.13 Subd. 1a. **Revision of statewide multimodal transportation plan.** (a) The commissioner
 3.14 ~~shall~~ must revise the statewide multimodal transportation plan by January 15, ~~2013~~ 2022,
 3.15 and by January 15 of every ~~four~~ five years thereafter. Before final adoption of a revised
 3.16 plan, the commissioner ~~shall~~ must hold a hearing to receive public comment on the
 3.17 preliminary draft of the revised plan.

3.18 (b) Each revised statewide multimodal transportation plan must:

3.19 (1) incorporate the goals of the state transportation system in section 174.01;

3.20 (2) establish objectives, policies, and strategies for achieving those goals; and

3.21 (3) identify performance targets for measuring progress and achievement of transportation
 3.22 system goals, objectives, or policies.

3.23 Sec. 5. Minnesota Statutes 2016, section 174.03, subdivision 1c, is amended to read:

3.24 Subd. 1c. **Statewide highway 20-year capital investment plan.** ~~By January 15, 2013,~~
 3.25 ~~and in conjunction with~~ Within one year of each future revision of the statewide multimodal
 3.26 transportation plan under subdivision 1a, the commissioner ~~shall~~ must prepare a 20-year
 3.27 statewide highway capital investment plan that:

3.28 (1) incorporates performance measures and targets for assessing progress and achievement
 3.29 of the state's transportation goals, objectives, and policies identified in this chapter for the
 3.30 state trunk highway system, and those goals, objectives, and policies established in the
 3.31 statewide multimodal transportation plan. Performance targets must be based on objectively

4.1 verifiable measures, and address, at a minimum, preservation and maintenance of the
 4.2 structural condition of state highway bridges and pavements, safety, and mobility;

4.3 (2) summarizes trends and impacts for each performance target over the past five years;

4.4 (3) summarizes the amount and analyzes the impact of the department's capital
 4.5 investments and priorities over the past five years on each performance target, including a
 4.6 comparison of prior plan projected costs with actual costs;

4.7 (4) identifies the investments required to meet the established performance targets over
 4.8 the next 20-year period;

4.9 (5) projects available state and federal funding over the 20-year period, including any
 4.10 unique, competitive, time-limited, or focused funding opportunities;

4.11 (6) identifies strategies to ensure the most efficient use of existing transportation
 4.12 infrastructure, and to maximize the performance benefits of projected available funding;

4.13 (7) establishes investment priorities for projected funding, including a schedule of major
 4.14 projects or improvement programs for the 20-year period together with projected costs and
 4.15 impact on performance targets; and

4.16 (8) identifies those performance targets identified under clause (1) not expected to meet
 4.17 the target outcome over the 20-year period together with alternative strategies that could
 4.18 be implemented to meet the targets.

4.19 Sec. 6. Minnesota Statutes 2016, section 221.031, is amended by adding a subdivision to
 4.20 read:

4.21 Subd. 2e. Exemptions for pipeline welding trucks. A pipeline welding truck, as defined
 4.22 in Code of Federal Regulations, title 49, section 390.38, paragraph (b), including an individual
 4.23 operating a pipeline welding truck and the employer of the individual, is exempt from any
 4.24 requirement relating to:

4.25 (1) registration as a motor carrier, including the requirement to obtain and display a
 4.26 United States Department of Transportation number under subdivision 6 and section 168.185;

4.27 (2) driver qualifications under section 221.0314, subdivision 2;

4.28 (3) driving of commercial motor vehicles under section 221.0314, subdivision 6;

4.29 (4) parts, accessories, and inspection, repair, and maintenance of commercial motor
 4.30 vehicles under section 221.0314, subdivisions 7 and 10; and

- 5.1 (5) hours of service of drivers, including maximum driving and on-duty time under
- 5.2 section 221.0314, subdivision 9.