

**SENATE**  
**STATE OF MINNESOTA**  
**NINETY-SECOND SESSION**

**S.F. No. 1154**

(SENATE AUTHORS: NEWMAN)

DATE	D-PG	OFFICIAL STATUS
02/18/2021	454	Introduction and first reading Referred to Transportation Finance and Policy
03/01/2021	600	Comm report: To pass
	600	Second reading
	4796	Rule 47, returned to Transportation Finance and Policy
04/05/2022	6536a	Comm report: To pass as amended and re-refer to Finance See First Special Session 2021, HF10, Art. 4, Sec. 25, 69

1.1 A bill for an act

1.2 relating to transportation; appropriating money for transportation purposes;

1.3 modifying prior appropriations; authorizing the sale and issuance of bonds;

1.4 modifying various transportation, transit, driver, and vehicle policy provisions;

1.5 authorizing rulemaking; establishing task forces; requiring legislative reports;

1.6 amending Minnesota Statutes 2020, sections 3.9741, subdivision 5; 160.08,

1.7 subdivision 7; 161.088, subdivisions 1, 2, 4, by adding subdivisions; 161.115, by

1.8 adding a subdivision; 162.07, subdivision 2; 162.13, subdivision 2; 162.145,

1.9 subdivisions 2, 4; 168.002, by adding a subdivision; 168.013, subdivision 1m, by

1.10 adding subdivisions; 168.123, subdivision 2; 168.1235, subdivision 1; 168.1253,

1.11 subdivision 3; 168.27, subdivisions 11, 31; 168.327, subdivisions 2, 3, by adding

1.12 a subdivision; 168.33, subdivision 7; 168A.01, subdivision 17b, by adding a

1.13 subdivision; 168A.04, subdivisions 1, 4; 168A.05, subdivision 3; 168A.11,

1.14 subdivision 3; 168A.151, subdivision 1; 168A.152, subdivisions 1, 1a; 168B.045;

1.15 168B.07, subdivision 1; 169.011, by adding subdivisions; 169.09, by adding a

1.16 subdivision; 169.865, subdivision 1a; 171.01, by adding a subdivision; 171.02,

1.17 subdivision 3; 171.05, subdivision 2; 171.06, by adding a subdivision; 171.061,

1.18 subdivision 4; 171.07, subdivisions 4, 15; 171.0705, by adding a subdivision;

1.19 171.12, subdivision 1a; 171.13, subdivision 1a; 174.185, as amended; 174.52,

1.20 subdivision 3; 297A.94; 297A.993, by adding a subdivision; 299A.705, subdivision

1.21 1, by adding a subdivision; 325F.662, subdivision 3; 325F.6641; 325F.6642;

1.22 325F.665, subdivision 14; 473.375, by adding subdivisions; 473.39, subdivision

1.23 7; 473.3993, subdivision 4; 473.3994, subdivision 1a; Minnesota Statutes 2021

1.24 Supplement, sections 161.088, subdivision 5; 162.145, subdivision 3; 168.327,

1.25 subdivision 1; 169.09, subdivision 13; 171.071, subdivision 4; 171.13, subdivisions

1.26 1, 7; 171.27, subdivisions 1, 2; 360.55, subdivision 9; 360.59, subdivision 10;

1.27 Laws 2019, First Special Session chapter 3, article 2, section 34, subdivision 8;

1.28 Laws 2021, First Special Session chapter 5, article 1, sections 2, subdivision 2; 3;

1.29 4, subdivisions 3, 4, 5; article 4, sections 131; 143; proposing coding for new law

1.30 in Minnesota Statutes, chapters 161; 168; 169; 171; 473; repealing Minnesota

1.31 Statutes 2020, sections 168.345, subdivision 1; 168A.01, subdivision 17a; 168B.15;

1.32 169.829, subdivision 2; 325F.6644; Laws 2000, chapter 479, article 2, section 1,

1.33 as amended; Minnesota Rules, parts 7410.6180; 7410.6420, subpart 3; 7410.6520,

1.34 subpart 3; 7411.0535; 8835.0350, subpart 2.



3.1 parades, events, or sponsorship of events; or  
 3.2 public electric vehicle infrastructure.

3.3 **Subd. 2. State Roads**

3.4 **(a) State Road Construction** -0- 750,000

3.5 **(b) Corridors of Commerce** -0- 2,000,000

3.6 This appropriation is for the corridors of  
 3.7 commerce program under Minnesota Statutes,  
 3.8 section 161.088. The commissioner may use  
 3.9 up to 17 percent of the amount in each year  
 3.10 for program delivery.

3.11 **Subd. 3. Local Roads**

3.12 **(a) County State-Aid Highways** -0- 65,794,000

3.13 **(b) Municipal State-Aid Streets** -0- 11,401,000

3.14 Sec. 3. Laws 2021, First Special Session chapter 5, article 1, section 2, subdivision 2, is  
 3.15 amended to read:

3.16 **Subd. 2. Multimodal Systems**

3.17 **(a) Aeronautics**

3.18 **(1) Airport Development and Assistance** 24,198,000 18,598,000

3.19 Appropriations by Fund

3.20		2022	2023
3.21	General	5,600,000	-0-
3.22	Airports	18,598,000	18,598,000

3.23 This appropriation is from the state airports  
 3.24 fund and must be spent according to  
 3.25 Minnesota Statutes, section 360.305,  
 3.26 subdivision 4.

3.27 \$5,600,000 in fiscal year 2022 is from the  
 3.28 general fund for a grant to the city of Karlstad  
 3.29 for the acquisition of land, predesign, design,  
 3.30 engineering, and construction of a primary  
 3.31 airport runway.

4.1 Notwithstanding Minnesota Statutes, section  
 4.2 16A.28, subdivision 6, this appropriation is  
 4.3 available for five years after the year of the  
 4.4 appropriation. If the appropriation for either  
 4.5 year is insufficient, the appropriation for the  
 4.6 other year is available for it.

4.7 If the commissioner of transportation  
 4.8 determines that a balance remains in the state  
 4.9 airports fund following the appropriations  
 4.10 made in this article and that the appropriations  
 4.11 made are insufficient for advancing airport  
 4.12 development and assistance projects, an  
 4.13 amount necessary to advance the projects, not  
 4.14 to exceed the balance in the state airports fund,  
 4.15 is appropriated in each year to the  
 4.16 commissioner and must be spent according to  
 4.17 Minnesota Statutes, section 360.305,  
 4.18 subdivision 4. Within two weeks of a  
 4.19 determination under this contingent  
 4.20 appropriation, the commissioner of  
 4.21 transportation must notify the commissioner  
 4.22 of management and budget and the chairs,  
 4.23 ranking minority members, and staff of the  
 4.24 legislative committees with jurisdiction over  
 4.25 transportation finance concerning the funds  
 4.26 appropriated. Funds appropriated under this  
 4.27 contingent appropriation do not adjust the base  
 4.28 for fiscal years 2024 and 2025.

4.29 **(2) Aviation Support Services** 8,332,000 8,340,000

4.30	Appropriations by Fund		
4.31	2022	2023	
4.32	General	1,650,000	1,650,000
4.33	Airports	6,682,000	6,690,000

4.34 \$28,000 in fiscal year 2022 and \$36,000 in  
 4.35 fiscal year 2023 are from the state airports

5.1 fund for costs related to regulating unmanned  
5.2 aircraft systems.

5.3 **(3) Civil Air Patrol** 80,000 80,000

5.4 This appropriation is from the state airports  
5.5 fund for the Civil Air Patrol.

5.6 **(b) Transit and Active Transportation** 23,501,000 18,201,000

5.7 This appropriation is from the general fund.

5.8 \$5,000,000 in fiscal year 2022 is for the active  
5.9 transportation program under Minnesota  
5.10 Statutes, section 174.38. This is a onetime  
5.11 appropriation and is available until June 30,  
5.12 2025.

5.13 \$300,000 in fiscal year 2022 is for a grant to  
5.14 the 494 Corridor Commission. The  
5.15 commissioner must not retain any portion of  
5.16 the funds appropriated under this section. The  
5.17 commissioner must make grant payments in  
5.18 full by December 31, 2021. Funds under this  
5.19 grant are for programming and service  
5.20 expansion to assist companies and commuters  
5.21 in telecommuting efforts and promotion of  
5.22 best practices. A grant recipient must provide  
5.23 telework resources, assistance, information,  
5.24 and related activities on a statewide basis. This  
5.25 is a onetime appropriation.

5.26 **(c) Safe Routes to School** 5,500,000 ~~500,000~~ 1,500,000

5.27 This appropriation is from the general fund  
5.28 for the safe routes to school program under  
5.29 Minnesota Statutes, section 174.40.

5.30 If the appropriation for either year is  
5.31 insufficient, the appropriation for the other  
5.32 year is available for it.

6.1 The base is \$3,000,000 in fiscal year 2024 and  
 6.2 \$11,000,000 in fiscal year 2025.

6.3 **(d) Passenger Rail** 10,500,000 500,000 -0-

6.4 This appropriation is from the general fund  
 6.5 for passenger rail activities under Minnesota  
 6.6 Statutes, sections 174.632 to 174.636.

6.7 \$10,000,000 in fiscal year 2022 is for final  
 6.8 design and construction to provide for a  
 6.9 second daily Amtrak train service between  
 6.10 Minneapolis and St. Paul and Chicago. The  
 6.11 commissioner may expend funds for program  
 6.12 delivery and administration from this amount.

6.13 This is a onetime appropriation and is  
 6.14 available until June 30, 2025.

6.15 **(e) Freight** 8,342,000 7,323,000

6.16 Appropriations by Fund			
	2022	2023	
6.17 General	2,464,000	1,445,000	
6.18 Trunk Highway	5,878,000	5,878,000	

6.20 \$1,000,000 in fiscal year 2022 is from the  
 6.21 general fund for procurement costs of a  
 6.22 statewide freight network optimization tool.

6.23 This is a onetime appropriation and is  
 6.24 available until June 30, 2023.

6.25 \$350,000 in fiscal year 2022 and \$287,000 in  
 6.26 fiscal year 2023 are from the general fund for  
 6.27 two additional rail safety inspectors in the state  
 6.28 rail safety inspection program under  
 6.29 Minnesota Statutes, section 219.015. In each  
 6.30 year, the commissioner must not increase the  
 6.31 total assessment amount under Minnesota  
 6.32 Statutes, section 219.015, subdivision 2, from  
 6.33 the most recent assessment amount.

7.1 Sec. 4. Laws 2021, First Special Session chapter 5, article 1, section 3, is amended to read:

7.2 **Sec. 3. METROPOLITAN COUNCIL**

7.3			<b><u>88,630,000</u></b>
7.4	<b>Subdivision 1. Total Appropriation</b>	<b>\$ 147,070,000 \$</b>	<b><u>78,630,000</u></b>

7.5 The appropriations in this section are from the  
7.6 general fund to the Metropolitan Council.

7.7 The amounts that may be spent for each  
7.8 purpose are specified in the following  
7.9 subdivisions.

7.10			<b><u>32,654,000</u></b>
7.11	<b>Subd. 2. Transit System Operations</b>	<b>90,654,000</b>	<b><u>22,654,000</u></b>

7.12 This appropriation is for transit system  
7.13 operations under Minnesota Statutes, sections  
7.14 473.371 to 473.449.

7.15 \$250,000 in fiscal year 2022 is for the  
7.16 zero-emission transit vehicle transition plan  
7.17 under Minnesota Statutes, section 473.3927.

7.18 \$250,000 in fiscal year 2022 is for an analysis  
7.19 of transit service improvements in the marked  
7.20 Trunk Highway 55 corridor from Medina to  
7.21 downtown Minneapolis. At a minimum, the  
7.22 analysis must include options for highway bus  
7.23 rapid transit service. The council must ensure  
7.24 that the analysis is performed in a manner that  
7.25 does not conflict with requirements for federal  
7.26 transit or transitway grants. The council may  
7.27 provide a grant to a local unit of government  
7.28 to perform the analysis. This appropriation is  
7.29 not available until the council determines that  
7.30 at least an equal amount is committed from  
7.31 nonstate sources.

7.32 \$57,500,000 in fiscal year 2022 is for arterial  
7.33 bus rapid transit projects, including but not  
7.34 limited to predesign, design, engineering,

8.1 environmental analysis and mitigation,  
 8.2 right-of-way acquisition, construction, and  
 8.3 acquisition of rolling stock. This is a onetime  
 8.4 appropriation and is available until June 30,  
 8.5 2025.

8.6 **Subd. 3. Metro Mobility** 56,416,000 55,976,000

8.7 This appropriation is for Metro Mobility under  
 8.8 Minnesota Statutes, section 473.386.

8.9 Sec. 5. Laws 2021, First Special Session chapter 5, article 1, section 4, subdivision 3, is  
 8.10 amended to read:

8.11 **Subd. 3. State Patrol**

8.12 (a) **Patrolling Highways** 113,823,000 ~~112,170,000~~  
 8.13 112,535,000

8.14 Appropriations by Fund

8.15		2022	2023
8.16	General	37,000	37,000
8.17	H.U.T.D.	92,000	92,000
8.18			<del>112,041,000</del>
8.19	Trunk Highway	113,694,000	<u>112,406,000</u>

8.20 \$3,524,000 in fiscal year 2022 and \$2,822,000  
 8.21 in fiscal year 2023 are from the trunk highway  
 8.22 fund for the purchase, deployment, and  
 8.23 management of body-worn cameras.

8.24 \$7,718,000 in fiscal year 2022 and \$6,767,000  
 8.25 in fiscal year 2023 are from the trunk highway  
 8.26 fund for staff and equipment costs of  
 8.27 additional patrol troopers.

8.28 \$365,000 in fiscal year 2023 is for increased  
 8.29 maintenance and other costs related to the  
 8.30 purchase of additional and replacement state  
 8.31 patrol aircraft.

8.32 **(b) Commercial Vehicle Enforcement** 10,180,000 10,046,000

9.1 \$494,000 in fiscal year 2022 and \$360,000 in  
 9.2 fiscal year 2023 are for the purchase,  
 9.3 deployment, and management of body-worn  
 9.4 cameras.

9.5 **(c) Capitol Security** 20,610,000 16,667,000

9.6 This appropriation is from the general fund.

9.7 \$449,000 in fiscal year 2022 and \$395,000 in  
 9.8 fiscal year 2023 are for the purchase,  
 9.9 deployment, and management of body-worn  
 9.10 cameras.

9.11 \$8,863,000 in fiscal year 2022 and \$4,420,000  
 9.12 in fiscal year 2023 are for staff and equipment  
 9.13 costs of additional troopers and nonsworn  
 9.14 officers.

9.15 The commissioner must not:

9.16 (1) spend any money from the trunk highway  
 9.17 fund for capitol security; or

9.18 (2) permanently transfer any state trooper from  
 9.19 the patrolling highways activity to capitol  
 9.20 security.

9.21 The commissioner must not transfer any  
 9.22 money appropriated to the commissioner under  
 9.23 this section:

9.24 (1) to capitol security; or

9.25 (2) from capitol security.

9.26 **(d) Vehicle Crimes Unit** 888,000 884,000

9.27 This appropriation is from the highway user  
 9.28 tax distribution fund to investigate:

9.29 (1) registration tax and motor vehicle sales tax  
 9.30 liabilities from individuals and businesses that  
 9.31 currently do not pay all taxes owed; and

10.1 (2) illegal or improper activity related to the  
 10.2 sale, transfer, titling, and registration of motor  
 10.3 vehicles.

10.4 \$22,000 in fiscal year 2022 and \$18,000 in  
 10.5 fiscal year 2023 are for the purchase,  
 10.6 deployment, and management of body-worn  
 10.7 cameras.

10.8 Sec. 6. Laws 2021, First Special Session chapter 5, article 1, section 4, subdivision 4, is  
 10.9 amended to read:

10.10 **Subd. 4. Driver and Vehicle Services**

10.11			<del>39,685,000</del>
10.12	<b>(a) Driver Services</b>	44,820,000	<u>42,017,000</u>

10.13 This appropriation is from the driver services  
 10.14 operating account in the special revenue fund  
 10.15 under Minnesota Statutes, section 299A.705,  
 10.16 subdivision 2.

10.17 \$2,598,000 in each year is for costs to reopen  
 10.18 all driver's license examination stations that  
 10.19 were closed in 2020 due to the COVID-19  
 10.20 pandemic. This amount is not available for the  
 10.21 public information center, general  
 10.22 administration, or operational support. This is  
 10.23 a onetime appropriation.

10.24 \$2,229,000 in fiscal year 2022 and \$155,000  
 10.25 in fiscal year 2023 are for costs of a pilot  
 10.26 project for same-day issuance of drivers'  
 10.27 licenses and state identification cards.

10.28 \$500,000 is for the installation and  
 10.29 maintenance of security cameras at Driver and  
 10.30 Vehicle Services exam sites. This is a onetime  
 10.31 appropriation.

10.32 \$1,250,000 is for reimbursement to deputy  
 10.33 registrars and driver's license agents for the

11.1 purchase and installation of security cameras  
 11.2 at deputy registrar or driver's license agent  
 11.3 office locations. Deputy registrars and driver's  
 11.4 license agents may submit applications to the  
 11.5 commissioner for reimbursement of funds  
 11.6 spent to purchase and install security cameras.  
 11.7 When approving applications, the  
 11.8 commissioner must prioritize offices that do  
 11.9 not currently have security cameras installed.  
 11.10 This is a onetime appropriation.  
 11.11 \$45,000 is for costs related to applications for  
 11.12 veteran designations on driver's licenses and  
 11.13 identification cards. This is a onetime  
 11.14 appropriation.  
 11.15 \$108,000 is for administration and oversight  
 11.16 costs related to online driver's education under  
 11.17 Minnesota Statutes, section 171.395. The base  
 11.18 for this appropriation is \$49,000 in each of  
 11.19 fiscal years 2024 and 2025.  
 11.20 \$429,000 is for administration and oversight  
 11.21 costs of the third-party road testing program  
 11.22 for commercial driver's licenses under  
 11.23 Minnesota Statutes, section 171.135. The base  
 11.24 for this appropriation is \$390,000 in each of  
 11.25 fiscal years 2024 and 2025.  
 11.26 The base is ~~\$36,398,000~~ \$36,837,000 in each  
 11.27 of fiscal years 2024 and 2025.

11.28  
 11.29 **(b) Vehicle Services** 37,418,000 35,535,000  
31,334,000

11.30	Appropriations by Fund		
11.31		2022	2023
11.32	H.U.T.D.	686,000	-0-
11.33			<u>35,535,000</u>
11.34	Special Revenue	36,732,000	<u>31,334,000</u>

12.1 The special revenue fund appropriation is from  
 12.2 the vehicle services operating account under  
 12.3 Minnesota Statutes, section 299A.705,  
 12.4 subdivision 1.

12.5 \$200,000 in fiscal year 2022 is from the  
 12.6 vehicle services operating account for the  
 12.7 independent expert review of MnDRIVE under  
 12.8 article 4, section 144, for expenses of the chair  
 12.9 and the review team related to work completed  
 12.10 pursuant to that section, including any  
 12.11 contracts entered into. This is a onetime  
 12.12 appropriation.

12.13 \$250,000 in fiscal year 2022 is from the  
 12.14 vehicle services operating account for  
 12.15 programming costs related to the  
 12.16 implementation of self-service kiosks for  
 12.17 vehicle registration renewal. This is a onetime  
 12.18 appropriation and is available in fiscal year  
 12.19 2023.

12.20 The base is ~~\$33,788,000~~ \$29,587,000 in each  
 12.21 of fiscal years 2024 and 2025.

12.22 Sec. 7. Laws 2021, First Special Session chapter 5, article 1, section 4, subdivision 5, is  
 12.23 amended to read:

12.24			<u>8,464,000</u>
12.25	Subd. 5. <b>Traffic Safety</b>	8,477,000	<u>12,464,000</u>

12.26	Appropriations by Fund		
12.27		2022	2023
12.28			<u>7,970,000</u>
12.29	General	7,983,000	<u>11,970,000</u>
12.30	Trunk Highway	494,000	494,000

12.31 ~~\$7,398,000~~ in fiscal year 2022 and ~~\$7,398,000~~  
 12.32 \$11,398,000 in fiscal year 2023 are from the  
 12.33 general fund for grants to school districts,  
 12.34 nonpublic schools, charter schools, and

13.1 companies that provide school bus services,  
13.2 for the purchase and installation of school bus  
13.3 stop-signal arm camera systems. In awarding  
13.4 grants, the commissioner must prioritize:  
13.5 regular route type A, B, C, and D buses; newer  
13.6 buses; and buses that do not already have a  
13.7 stop-signal arm or forward-facing camera.  
13.8 Cameras purchased with grants awarded  
13.9 pursuant to this section must be used within  
13.10 the state. When implementing the grant  
13.11 program, the commissioner must require grant  
13.12 recipients to submit an estimate of the  
13.13 recipient's anticipated ongoing costs associated  
13.14 with the use of the cameras, including but not  
13.15 limited to costs for operating and maintaining  
13.16 the cameras, identifying violations, and  
13.17 methods for compiling video evidence of  
13.18 violations and providing the evidence to law  
13.19 enforcement. If the money in the account is  
13.20 sufficient to fund all requests, the  
13.21 commissioner must not require a local match.  
13.22 The commissioner may seek assistance from  
13.23 the commissioner of education in  
13.24 administering the grants. The base for this  
13.25 appropriation from the general fund is  
13.26 \$8,000,000 in fiscal year 2024 and \$0 in fiscal  
13.27 year 2025. ~~This is a onetime appropriation and~~  
13.28 is available until June 30, 2025.  
  
13.29 \$110,000 in fiscal year 2022 and \$94,000 in  
13.30 fiscal year 2023 are from the general fund for  
13.31 staff costs to administer grants for school bus  
13.32 stop-signal arm cameras. This is a onetime  
13.33 appropriation and is available until June 30,  
13.34 2025.

14.1 ~~The base for the general fund is \$478,000 in~~  
14.2 ~~each of fiscal years 2024 and 2025.~~

14.3 **Sec. 8. APPROPRIATION; COON RAPIDS; TRUNK HIGHWAY 610.**

14.4 \$3,600,000 in fiscal year 2023 is appropriated from the trunk highway fund to the  
14.5 commissioner of transportation for one or more grants to the city of Coon Rapids or Anoka  
14.6 County for interchange improvements, including right-of-way acquisition and construction,  
14.7 at marked Trunk Highway 610 and County State-Aid Highway 1, East River Road, and the  
14.8 associated frontage roads, backage roads, connecting local streets, and any associated water  
14.9 and sanitary sewer infrastructure improvements if necessary or required for the construction  
14.10 of the interchange improvements. This appropriation is for the portion of the project that is  
14.11 eligible for use of trunk highway funds. This appropriation does not require a nonstate  
14.12 contribution. This is a onetime appropriation and is available until June 30, 2025.

14.13 **Sec. 9. APPROPRIATION; FREIGHT RAIL CAR STORAGE FACILITY.**

14.14 \$750,000 in fiscal year 2023 is appropriated from the rail service improvement account  
14.15 in the special revenue fund under Minnesota Statutes, section 222.49, to the commissioner  
14.16 of transportation for a grant to the city of Lakeville for planning, preliminary engineering,  
14.17 and environmental analysis of a freight rail car storage facility in Lakeville. This is a onetime  
14.18 appropriation.

14.19 **Sec. 10. APPROPRIATION; INTERSTATE 35 AND DAKOTA COUNTY**  
14.20 **STATE-AID HIGHWAY 50 INTERCHANGE.**

14.21 \$42,000,000 in fiscal year 2023 is appropriated from the trunk highway fund to the  
14.22 commissioner of transportation for predesign, design, engineering, and construction of the  
14.23 interchange at marked Interstate 35 and Dakota County State-Aid Highway 50 in Lakeville.  
14.24 This appropriation is for the portion of the project that is eligible for use of trunk highway  
14.25 funds. This appropriation does not require a nonstate contribution. This is a onetime  
14.26 appropriation and is available until June 30, 2025.

14.27 **Sec. 11. APPROPRIATION; INTERSTATE HIGHWAY 35 AND 400TH STREET**  
14.28 **INTERCHANGE, NORTH BRANCH.**

14.29 \$1,500,000 in fiscal year 2023 is appropriated from the trunk highway fund to the  
14.30 commissioner of transportation for a grant to the city of North Branch for predesign, design,  
14.31 and right-of-way acquisition to construct an interchange at Interstate Highway 35 and 400th

15.1 Street in the city of North Branch. This appropriation is for the portion of the project that  
15.2 is eligible for use of trunk highway funds. This is a onetime appropriation and is available  
15.3 until June 30, 2025.

15.4 Sec. 12. **APPROPRIATION; INTERSTATE 94 EXPANSION.**

15.5 \$33,000,000 in fiscal year 2023 is appropriated from the trunk highway fund to the  
15.6 commissioner of transportation to construct a third travel lane in each direction of marked  
15.7 Interstate Highway 94 from the interchange with County State-Aid Highway 19 in the city  
15.8 of Albertville to the interchange with marked Trunk Highway 25 in the city of Monticello.  
15.9 This is a onetime appropriation and is available until June 30, 2025.

15.10 Sec. 13. **APPROPRIATION; OAKDALE NOISE BARRIER.**

15.11 \$5,500,000 in fiscal year 2023 is appropriated from the general fund to the commissioner  
15.12 of transportation to design and construct a noise barrier on the east side of marked Interstate  
15.13 Highway 694 in Oakdale between the intersection with 15th Street North and the intersection  
15.14 with Stillwater Boulevard North. Where there are existing berms or other noise barriers on  
15.15 this segment of road, no additional noise barrier is required. This is a onetime appropriation.

15.16 Sec. 14. **APPROPRIATION; OFFICE OF TRAFFIC SAFETY.**

15.17 \$19,000 in fiscal year 2023 is appropriated from the driver and vehicle services  
15.18 technology account in the special revenue fund to the commissioner of public safety for the  
15.19 cost of records access enhancements to the MNCrash information technology system. This  
15.20 is a onetime appropriation.

15.21 Sec. 15. **APPROPRIATION; STATE PATROL AIRCRAFT.**

15.22 (a) \$38,000,000 is appropriated in fiscal year 2023 from the general fund to the  
15.23 commissioner of public safety to purchase three twin-engine helicopters for the State Patrol.  
15.24 This is a onetime appropriation and is available until June 30, 2024.

15.25 (b) \$7,100,000 is appropriated in fiscal year 2023 from the general fund to the  
15.26 commissioner of public safety to purchase three airplanes for the State Patrol. This is a  
15.27 onetime appropriation and is available until June 30, 2024.

15.28 (c) The proceeds from the sale of an aircraft purchased under paragraph (a) or (b) must  
15.29 be credited to the general fund.

16.1 **Sec. 16. APPROPRIATION; TRUNK HIGHWAY 23 INTERCHANGE.**

16.2 (a) \$500,000 in fiscal year 2023 is appropriated from the trunk highway fund to the  
16.3 commissioner of transportation to study options for the intersection of marked Trunk  
16.4 Highway 9 and marked Trunk Highway 23 in the city of New London. The study must  
16.5 determine if an underpass, overpass, or tunnel is the best option for improving the safety  
16.6 of the intersection. The study must not consider a J-turn as an option. This is a onetime  
16.7 appropriation.

16.8 (b) \$29,100,000 in fiscal year 2023 is appropriated from the trunk highway fund to the  
16.9 commissioner of transportation to make safety improvements to the intersection of marked  
16.10 Trunk Highway 9 and marked Trunk Highway 23, including predesign, design, engineering,  
16.11 and construction of an underpass, overpass, or tunnel as determined by the study in paragraph  
16.12 (a). This appropriation must not be used for a J-turn at the intersection. This is a onetime  
16.13 appropriation and is available until June 30, 2025.

16.14 **Sec. 17. APPROPRIATION; TRUNK HIGHWAY 50 SAFETY IMPROVEMENTS.**

16.15 \$10,000,000 in fiscal year 2023 is appropriated from the trunk highway fund to the  
16.16 commissioner of transportation for a grant to Dakota County for predesign, design,  
16.17 engineering, and construction of safety improvements on marked Trunk Highway 50 between  
16.18 U.S. Highway 52 and U.S. Highway 61. This project includes improvement and restoration  
16.19 of pavement structure, drainage improvements, culvert replacement, ensuring a traversable  
16.20 safety slope, and reconstructing the intersections with County State-Aid Highway 85 and  
16.21 Hogan Avenue for pedestrian safety and compliance with the Americans with Disabilities  
16.22 Act. This appropriation is for the portions of the project that are eligible for use of trunk  
16.23 highway funds. This appropriation does not require a nonstate contribution. This is a onetime  
16.24 appropriation and is available until June 30, 2025.

16.25 **Sec. 18. APPROPRIATION; U.S. HIGHWAY 52 INTERCHANGE AT DAKOTA**  
16.26 **COUNTY STATE-AID HIGHWAY 66.**

16.27 \$15,000,000 in fiscal year 2023 is appropriated from the trunk highway fund to the  
16.28 commissioner of transportation for predesign, design, engineering, and construction of an  
16.29 interchange in the vicinity of County State-Aid Highway 66 and County Road 62 at their  
16.30 intersections with U.S. Highway 52 in Vermillion Township. This appropriation is for the  
16.31 portion of the project that is eligible for use of trunk highway funds. This appropriation  
16.32 does not require a nonstate contribution. This is a onetime appropriation and is available  
16.33 until June 30, 2025.

17.1 Sec. 19. **APPROPRIATION; TRUNK HIGHWAY 65 IMPROVEMENTS.**

17.2 \$15,000,000 in fiscal year 2023 is appropriated from the trunk highway fund to the  
17.3 commissioner of transportation for one or more grants to the city of Blaine for the predesign,  
17.4 right-of-way acquisition, design, engineering, and construction of intersection improvements  
17.5 along Trunk Highway 65 at 99th Avenue Northeast and the associated frontage roads and  
17.6 backage roads within the trunk highway system. This appropriation is for the portion of the  
17.7 project that is eligible for use of trunk highway funds. This appropriation does not require  
17.8 a nonstate contribution. This is a onetime appropriation and is available until June 30, 2025.

17.9 Sec. 20. **APPROPRIATION; TRUNK HIGHWAY 73.**

17.10 \$43,000,000 in fiscal year 2023 is appropriated from the trunk highway fund to the  
17.11 commissioner of transportation for engineering, right-of-way acquisition, and construction  
17.12 to realign portions of marked Trunk Highway 73 south of the city of Cromwell. This is a  
17.13 onetime appropriation and is available until June 30, 2025.

17.14 Sec. 21. **APPROPRIATION; TRUNK HIGHWAY 74.**

17.15 \$488,000 in fiscal year 2023 is appropriated from the trunk highway fund to the  
17.16 commissioner of transportation to use Otta seal to regrade 3.9 miles of marked Trunk  
17.17 Highway 74 north of Elba to Winona County State-Aid Highway 30 in Winona County,  
17.18 including design, engineering, construction, and acquisition of right-of-way. This is a onetime  
17.19 appropriation and is available until June 30, 2025.

17.20 Sec. 22. **APPROPRIATION; U.S. HIGHWAY 169 AND SCOTT COUNTY**  
17.21 **STATE-AID HIGHWAY 9 INTERCHANGE.**

17.22 \$4,200,000 in fiscal year 2023 is appropriated from the trunk highway fund to the  
17.23 commissioner of transportation for a grant to Scott County, the city of Jordan, or both to  
17.24 design and construct trunk highway improvements associated with an interchange at U.S.  
17.25 Highway 169, marked Trunk Highway 282, and Scott County State-Aid Highway 9, including  
17.26 bicycle and pedestrian accommodations, bridge construction, and road construction. This  
17.27 appropriation is for the portion of the project that is eligible for use of trunk highway funds.  
17.28 This is a onetime appropriation and is available until June 30, 2025.

18.1 **Sec. 23. APPROPRIATION; TRUNK HIGHWAY 610 AND INTERSTATE**  
 18.2 **HIGHWAY 94 INTERCHANGE.**

18.3 \$22,000,000 in fiscal year 2023 is appropriated from the trunk highway fund to the  
 18.4 commissioner of transportation to acquire right-of-way, design, engineer, and construct  
 18.5 roadway connections for the interchange at marked Trunk Highway 610 and marked Interstate  
 18.6 Highway 94 in Maple Grove. This appropriation does not require a nonstate match. This is  
 18.7 a onetime appropriation and is available until June 30, 2025.

18.8 **Sec. 24. APPROPRIATION; WATER AND LIGHTING INFRASTRUCTURE;**  
 18.9 **MADISON LAKE.**

18.10 \$510,000 in fiscal year 2023 is appropriated from the trunk highway fund to the  
 18.11 commissioner of transportation to predesign, design, construct, furnish, and equip water  
 18.12 infrastructure and lighting along the Trunk Highway 60 corridor in the city of Madison  
 18.13 Lake. This appropriation does not require a nonstate match.

18.14 **Sec. 25. ESTABLISHMENT OF BASE; STATE AND LOCAL ROADS.**

18.15 (a) The base from the trunk highway fund for state road construction in the Department  
 18.16 of Transportation is \$1,377,641,000 in fiscal year 2024 and \$1,408,325,000 in fiscal year  
 18.17 2025.

18.18 (b) The base from the trunk highway fund for corridors of commerce in the Department  
 18.19 of Transportation is \$87,500,000 in fiscal year 2024 and \$115,000,000 in fiscal year 2025.

18.20 (c) The base from the county state-aid highway fund for county state-aid highways in  
 18.21 the Department of Transportation is \$1,010,019,000 in fiscal year 2024 and \$1,046,194,000  
 18.22 in fiscal year 2025.

18.23 (d) The base from the municipal state-aid street fund for municipal state-aid streets in  
 18.24 the Department of Transportation is \$248,357,000 in fiscal year 2024 and \$257,192,000 in  
 18.25 fiscal year 2025

18.26 **ARTICLE 2**

18.27 **FEDERAL TRANSPORTATION FUNDING**

18.28 **Section 1. APPROPRIATIONS.**

18.29 The sums shown in the column under "Appropriations" are added to the appropriations  
 18.30 in Laws 2021, First Special Session chapter 5, article 1, and to the appropriations in article  
 18.31 1 to the agencies and for the purposes specified in this article. The appropriations are from

19.1 the trunk highway fund, or another named fund, and are available for the fiscal years indicated  
 19.2 for each purpose. The figures "2022" and "2023" used in this article mean that the addition  
 19.3 to the appropriations listed under them is available for the fiscal year ending June 30, 2022,  
 19.4 or June 30, 2023, respectively. Supplemental appropriations for the fiscal year ending June  
 19.5 30, 2022, are effective the day following final enactment.

**APPROPRIATIONS**  
**Available for the Year**  
**Ending June 30**  
2022                      2023

19.10 **Sec. 2. DEPARTMENT OF**  
 19.11 **TRANSPORTATION**

19.12 **Subdivision 1. Total Appropriation**                      \$    **265,262,000** \$    **330,197,000**

**Appropriations by Fund**

	<u>2022</u>	<u>2023</u>
19.14		
19.15 <u>General</u>	<u>36,600,000</u>	<u>36,600,000</u>
19.16 <u>C.S.A.H.</u>	<u>24,896,000</u>	<u>42,418,000</u>
19.17 <u>M.S.A.S.</u>	<u>6,540,000</u>	<u>11,142,000</u>
19.18 <u>Trunk Highway</u>	<u>197,226,000</u>	<u>240,037,000</u>

19.19 The appropriations in this section are to the  
 19.20 commissioner of transportation for the match  
 19.21 requirement for formula and discretionary  
 19.22 grant programs enacted in the federal  
 19.23 Infrastructure Investment and Jobs Act (IIJA).

19.24 The amounts that may be spent for each  
 19.25 purpose are specified in the following  
 19.26 subdivisions.

19.27 The commissioner must not spend  
 19.28 appropriations from the trunk highway fund  
 19.29 in this section for the Office of Transit and  
 19.30 Active Transportation; Office of Aeronautics;  
 19.31 passenger rail; tourist information centers;  
 19.32 parades, events, or sponsorship of events; or  
 19.33 public electric vehicle infrastructure.

19.34 **Subd. 2. State Roads**

19.35 **(a) Operations and Maintenance**                      4,000,000                      7,475,000

20.1	<u>The base is \$375,581,000 in fiscal year 2024</u>		
20.2	<u>and \$376,398,000 in fiscal year 2025.</u>		
20.3	<b><u>(b) State Road Construction</u></b>	<u>193,226,000</u>	<u>232,562,000</u>
20.4	<b><u>Subd. 3. Local Roads</u></b>		
20.5	<b><u>(a) County State-Aid Highways</u></b>	<u>24,896,000</u>	<u>42,418,000</u>
20.6	<b><u>(b) Municipal State-Aid Streets</u></b>	<u>6,540,000</u>	<u>11,142,000</u>
20.7	<b><u>Subd. 4. Multimodal Match for Formula and</u></b>		
20.8	<b><u>Discretionary Programs Enacted in Federal</u></b>		
20.9	<b><u>IIJA</u></b>		
20.10	<u>The appropriations in this subdivision are for</u>		
20.11	<u>multimodal match funding and discretionary</u>		
20.12	<u>funding related to the federal Infrastructure</u>		
20.13	<u>Investment and Jobs Act (IIJA).</u>		
20.14	<u>From these amounts, the commissioner may</u>		
20.15	<u>make grants to local units of government for</u>		
20.16	<u>the match requirement for IIJA discretionary</u>		
20.17	<u>grant programs.</u>		
20.18	<u>Any unspent portion of the appropriations</u>		
20.19	<u>remaining after match requirements are met</u>		
20.20	<u>for grant programs listed in this subdivision</u>		
20.21	<u>must be transferred to the highway user tax</u>		
20.22	<u>distribution fund.</u>		
20.23	<u>These appropriations are available for three</u>		
20.24	<u>years after the year of the appropriation.</u>		
20.25	<b><u>(a) Greater Minnesota Transit</u></b>	<u>7,000,000</u>	<u>7,000,000</u>
20.26	<u>This appropriation is from the general fund</u>		
20.27	<u>for the match requirement for Federal Transit</u>		
20.28	<u>Administration formula and discretionary</u>		
20.29	<u>transit grant programs under the IIJA. This</u>		
20.30	<u>appropriation must not be used for guideway</u>		
20.31	<u>projects, as defined in Minnesota Statutes,</u>		
20.32	<u>section 473.4485.</u>		
20.33	<b><u>(b) Metropolitan Area Transit</u></b>	<u>10,000,000</u>	<u>10,000,000</u>

21.1 \$10,000,000 in each year is from the general  
 21.2 fund for transfer to the Metropolitan Council  
 21.3 for the match requirement for Federal Transit  
 21.4 Administration formula and discretionary  
 21.5 transit grant programs under the IIJA. The  
 21.6 amount transferred to the Metropolitan  
 21.7 Council must not be used for guideway  
 21.8 projects, as defined in Minnesota Statutes,  
 21.9 section 473.4485.

21.10 **(c) Aeronautics** 6,500,000 6,500,000

21.11 This appropriation is from the general fund  
 21.12 for the match requirement for Federal Aviation  
 21.13 Administration formula and discretionary  
 21.14 grant programs under the IIJA.

21.15 **(d) Other Multimodal Grant Programs** 13,100,000 13,100,000

21.16 This appropriation is from the general fund  
 21.17 and must not be used as match funding for  
 21.18 grants under the following discretionary grant  
 21.19 programs: the Federal-State Partnership for  
 21.20 Intercity Passenger Rail Grant Program; the  
 21.21 Restoration and Enhancement Grant Program;  
 21.22 the Capital Investment Grants Program;  
 21.23 Research, Development, Demonstration and  
 21.24 Deployment Projects; the Pilot Program for  
 21.25 Transit-Oriented Development Planning; the  
 21.26 Electric or Low-Emitting Ferry Pilot Program;  
 21.27 the Reconnecting Communities Pilot Program;  
 21.28 and the Wildlife Crossings Pilot Program. This  
 21.29 appropriation must not be used as match  
 21.30 funding for guideway projects as defined in  
 21.31 Minnesota Statutes, section 473.4485, or for  
 21.32 passenger rail projects. The commissioner of  
 21.33 transportation must immediately report to the  
 21.34 chairs and ranking minority members of the  
 21.35 legislative committees with jurisdiction over

22.1 transportation finance when an application is  
 22.2 submitted to the United States Department of  
 22.3 Transportation for IIJA-related discretionary  
 22.4 grant funding.

22.5 **Sec. 3. ELECTRIC VEHICLE INFRASTRUCTURE PROGRAM REQUIREMENTS.**

22.6 Subdivision 1. **Match requirements.** The required match funding for electric vehicle  
 22.7 infrastructure formula or discretionary grant programs related to the federal Infrastructure  
 22.8 Investment and Jobs Act (IIJA) must be committed only from nonstate sources.

22.9 Subd. 2. **Rest areas.** The commissioner of transportation must spend no more than 25  
 22.10 percent of federal funds from IIJA-related electric vehicle infrastructure formula or  
 22.11 discretionary grant programs on projects located at rest areas.

22.12 Subd. 3. **Regional balance.** Projects funded through IIJA-related electric vehicle  
 22.13 infrastructure formula or discretionary grant programs must be regionally balanced throughout  
 22.14 the state as much as allowable under federal law.

22.15 Subd. 4. **Alternative fuel corridors.** By November 1, 2023, the commissioner of  
 22.16 transportation must request that the United States Federal Highway Administration certify  
 22.17 that the designated alternative fuel corridors for electric vehicles in Minnesota are fully  
 22.18 built out as of that date.

22.19 **Sec. 4. FEDERAL FUNDS REPORTING.**

22.20 Subdivision 1. **Federal document submission.** Within 30 days of submission to a federal  
 22.21 agency of a required report or plan under the federal Infrastructure Investment and Jobs  
 22.22 Act, the commissioner of transportation or the chair of the Metropolitan Council must submit  
 22.23 the report or plan to the chairs and ranking minority members of the legislative committees  
 22.24 with jurisdiction over transportation finance and policy.

22.25 Subd. 2. **Report on use of federal funds.** By February 1 and September 1 of each year,  
 22.26 the commissioner of transportation and chair of the Metropolitan Council must report all  
 22.27 expenditures made related to the Infrastructure Investment and Jobs Act to the chairs and  
 22.28 ranking minority members of the legislative committees with jurisdiction over transportation  
 22.29 finance and policy. The report must include the total amount of each expenditure, the purpose  
 22.30 of each expenditure, and any additional information the commissioner and chair determine  
 22.31 is necessary to properly document each expenditure. The report must also include information  
 22.32 on expenditures that are planned or anticipated before the submission of the next semiannual

23.1 report under this subdivision. The report requirement under this subdivision expires June  
 23.2 30, 2027.

23.3 **Sec. 5. HIGHWAY USER TAX DISTRIBUTION FUND; TRANSFER.**

23.4 The commissioner of revenue must transfer from the general fund to the highway user  
 23.5 tax distribution fund \$6,373,667 monthly in fiscal year 2022 and \$10,859,667 monthly in  
 23.6 fiscal year 2023. The commissioner must transfer from the general fund to the highway user  
 23.7 tax distribution fund \$11,927,167 monthly in fiscal year 2024 and \$13,083,000 monthly in  
 23.8 fiscal year 2025 and each fiscal year thereafter.

23.9 **EFFECTIVE DATE.** This section is effective retroactively from July 1, 2021.

23.10 **Sec. 6. RECONNECT RONDO PROJECT; PROHIBITION.**

23.11 Subdivision 1. **Definition.** For purposes of this section, "ReConnect Rondo project"  
 23.12 means the proposed land bridge or freeway cap over Interstate 94 between Chatsworth Street  
 23.13 and Grotto Street in the city of Saint Paul.

23.14 Subd. 2. **Commissioner of transportation.** The commissioner of transportation must  
 23.15 not expend any money for study, planning, preliminary engineering, final design, or  
 23.16 construction for the ReConnect Rondo project. This prohibition includes grants to other  
 23.17 entities, the expenditure of federal money, and any previous unexpended appropriations  
 23.18 made for this purpose.

23.19 Subd. 3. **Metropolitan Council.** The Metropolitan Council must not expend any money  
 23.20 for study, planning, preliminary engineering, final design, or construction for the ReConnect  
 23.21 Rondo project. This prohibition includes grants to other entities, the expenditure of federal  
 23.22 money, and any previous unexpended appropriations made for this purpose.

23.23 **Sec. 7. SOURCE OF FEDERAL MATCH FUNDING; INFRASTRUCTURE**  
 23.24 **INVESTMENT AND JOBS ACT.**

23.25 The commissioner of transportation must not expend money for federal match funding  
 23.26 related to formula and discretionary grant programs under Public Law 117-58, otherwise  
 23.27 known as the federal Infrastructure Investment and Jobs Act, except pursuant to a direct  
 23.28 appropriation specifically for this purpose.

24.1 Sec. 8. **SUSPENSION OF STATUTORY APPROPRIATION; INFRASTRUCTURE**  
 24.2 **INVESTMENT AND JOBS ACT.**

24.3 Notwithstanding Minnesota Statutes, sections 3.3005 and 4.07, federal funds received  
 24.4 by the state of Minnesota from its allocations or grant awards administered by the United  
 24.5 States Department of Transportation under Public Law 117-58 must not be spent except  
 24.6 pursuant to a direct appropriation by law.

24.7 Sec. 9. **EFFECTIVE DATE.**

24.8 Except where otherwise specified, this article is effective the day following final  
 24.9 enactment.

24.10 **ARTICLE 3**

24.11 **BOND APPROPRIATIONS**

24.12 Section 1. **BOND APPROPRIATIONS.**

24.13 The sums shown in the column under "Appropriations" are appropriated from the bond  
 24.14 proceeds account in the trunk highway fund to the state agencies or officials indicated to  
 24.15 be spent for public purposes. Appropriations of bond proceeds must be spent as authorized  
 24.16 by the Minnesota Constitution, articles XI and XIV. Unless otherwise specified, money  
 24.17 appropriated in this article for a capital program or project may be used to pay state agency  
 24.18 staff costs that are attributed directly to the capital program or project in accordance with  
 24.19 accounting policies adopted by the commissioner of management and budget.

24.20 **SUMMARY**

24.21 <u>Department of Transportation</u>	\$	<u>299,349,000</u>
24.22 <u>Department of Management and Budget</u>	\$	<u>300,000</u>
24.23 <b><u>TOTAL</u></b>	<b>\$</b>	<b><u>299,649,000</u></b>

24.24 **APPROPRIATIONS**

24.25 Sec. 2. **DEPARTMENT OF**  
 24.26 **TRANSPORTATION**

24.27 Subdivision 1. **Total Appropriation** \$ 299,349,000

24.28 (a) This appropriation is to the commissioner  
 24.29 of transportation for the purposes specified in  
 24.30 this section.

24.31 (b) This appropriation is available in the  
 24.32 amounts of:

25.1 (1) \$149,349,000 in fiscal year 2024; and

25.2 (2) \$150,000,000 in fiscal year 2025.

25.3 (c) The commissioner may use up to 17

25.4 percent of the amount for program delivery.

25.5 (d) The appropriation in this subdivision

25.6 cancels as specified under Minnesota Statutes,

25.7 section 16A.642, except that the commissioner

25.8 of management and budget must count the

25.9 start of authorization for issuance of state

25.10 bonds as the first day of the fiscal year during

25.11 which the bonds are available to be issued as

25.12 specified under paragraph (b), and not as the

25.13 date of enactment of this section.

25.14 **Subd. 2. Oslo Area Flood Mitigation**

**\$ 20,000,000**

25.15 (a) This appropriation is available in fiscal

25.16 year 2024 for phase 1 of the Oslo area flood

25.17 mitigation project as follows:

25.18 (1) \$17,450,000 for reconstruction or

25.19 replacement of the marked Trunk Highway 1

25.20 bridge over the Red River at Oslo and the

25.21 border with North Dakota, which may include

25.22 approach work on marked Trunk Highway 1;

25.23 and

25.24 (2) \$2,550,000 for reconstruction or

25.25 replacement of the marked Trunk Highway

25.26 317 bridge over the Red River in Marshall

25.27 County at the border with North Dakota.

25.28 (b) The appropriation under this subdivision

25.29 is available for predesign, design, preliminary

25.30 and final engineering, environmental analysis,

25.31 right-of-way acquisition, and construction,

25.32 including demolition.

26.1 (c) The appropriation under this subdivision  
 26.2 is for the Minnesota share of project costs and  
 26.3 must only be used for acquisition, betterment,  
 26.4 and improvement within Minnesota.

26.5 **Subd. 3. Olmsted County; U.S. Highway 14 and**  
 26.6 **County State-Aid Highway 44**

\$ 17,460,000

26.7 This appropriation is available in fiscal year  
 26.8 2024 to acquire property and to conduct  
 26.9 environmental analysis, predesign, design,  
 26.10 engineer, acquire right-of-way, construct,  
 26.11 furnish, and equip an interchange at marked  
 26.12 U.S. Highway 14 and County State-Aid  
 26.13 Highway 44, including the flyover at 7th Street  
 26.14 NW, in Olmsted County and associated  
 26.15 infrastructure and road work to accommodate  
 26.16 the interchange.

26.17 **Subd. 4. Marked Trunk Highway 95**  
 26.18 **Improvements**

\$ 6,200,000

26.19 This appropriation is available in fiscal year  
 26.20 2024 for a grant to the city of Cambridge for  
 26.21 land acquisition, demolition, predesign,  
 26.22 design, engineering, and construction of  
 26.23 improvements to marked Trunk Highway 95,  
 26.24 including but not limited to expansion to a  
 26.25 four-lane at-grade segment from  
 26.26 approximately Fillmore Street to Birch Street  
 26.27 in the city of Cambridge. This appropriation  
 26.28 is for the portion of the project that is eligible  
 26.29 for use of proceeds of trunk highway bonds.

26.30 **Subd. 5. Becker Interchange Project**

\$ 1,869,000

26.31 This appropriation is available in fiscal year  
 26.32 2024 to prepare final design, conduct site  
 26.33 preparation work, and acquire right-of-way  
 26.34 for an interchange to be constructed at marked  
 26.35 U.S. Highway 10, marked Trunk Highway 25,

27.1 Sherburne County State-Aid Highway 8, and  
 27.2 Sherburne County Road 52 in the city of  
 27.3 Becker and Becker Township. This  
 27.4 appropriation is for expenses eligible to be  
 27.5 paid from trunk highway bond proceeds.

27.6 **Subd. 6. Trunk Highway 24 Intersection**  
 27.7 **Improvements**

\$ 2,420,000

27.8 This appropriation is available in fiscal year  
 27.9 2024 for intersection improvements at marked  
 27.10 Trunk Highway 24 in the city of Annandale  
 27.11 and for a grant to the city of Annandale,  
 27.12 Corinna Township, or both for road  
 27.13 improvements on Hemlock Street from marked  
 27.14 Trunk Highway 24 to Wright County  
 27.15 State-Aid Highway 6 in the city of Annandale  
 27.16 and Corinna Township. This appropriation  
 27.17 may be used by the commissioner, city, or  
 27.18 township for acquisition of right-of-way,  
 27.19 design, engineering, and construction of  
 27.20 roadway improvements.

27.21 **Subd. 7. Sherburne County; Zimmerman**  
 27.22 **Interchange**

\$ 16,400,000

27.23 This appropriation is available in fiscal year  
 27.24 2024 for property acquisition, engineering,  
 27.25 and construction of the trunk highway portions  
 27.26 of an interchange at marked U.S. Highway  
 27.27 169 and Sherburne County State-Aid Highway  
 27.28 4 in the city of Zimmerman.

27.29 **Subd. 8. Trunk Highway 23 Reconstruction**

\$ 85,000,000

27.30 This appropriation is available in fiscal year  
 27.31 2024 for predesign, design, engineering, and  
 27.32 reconstruction of marked Trunk Highway 23  
 27.33 from U.S. Highway 75 in the city of Pipestone  
 27.34 to 1.8 miles north of marked Trunk Highway  
 27.35 91 in the city of Russell.

- 28.1 Subd. 9. U.S. Highway 169 Safety Improvements \$ 150,000,000
- 28.2 This appropriation is available in fiscal year
- 28.3 2025 for improvement and expansion of
- 28.4 marked U.S. Highway 169 between Taconite
- 28.5 and Pengilly. This appropriation may be used
- 28.6 by the commissioner to conduct environmental
- 28.7 analysis, planning, predesign, design,
- 28.8 engineering, right-of-way acquisition, and
- 28.9 construction of the roadway.
- 28.10 Sec. 3. BOND SALE EXPENSES \$ 300,000
- 28.11 (a) This appropriation is to the commissioner
- 28.12 of management and budget for bond sale
- 28.13 expenses under Minnesota Statutes, sections
- 28.14 16A.641, subdivision 8, and 167.50,
- 28.15 subdivision 4.
- 28.16 (b) This appropriation is available in the
- 28.17 amounts of:
- 28.18 (1) \$150,000 in fiscal year 2024; and
- 28.19 (2) \$150,000 in fiscal year 2025.
- 28.20 Sec. 4. BOND SALE AUTHORIZATION.
- 28.21 To provide the money appropriated in this article from the bond proceeds account in the
- 28.22 trunk highway fund, the commissioner of management and budget shall sell and issue bonds
- 28.23 of the state in an amount up to \$299,649,000 in the manner, upon the terms, and with the
- 28.24 effect prescribed by Minnesota Statutes, sections 167.50 to 167.52, and by the Minnesota
- 28.25 Constitution, article XIV, section 11, at the times and in the amounts requested by the
- 28.26 commissioner of transportation. The proceeds of the bonds, except accrued interest and any
- 28.27 premium received from the sale of the bonds, must be deposited in the bond proceeds account
- 28.28 in the trunk highway fund.

29.1 **ARTICLE 4**

29.2 **DEPARTMENT OF PUBLIC SAFETY**

29.3 Section 1. Minnesota Statutes 2020, section 3.9741, subdivision 5, is amended to read:

29.4 Subd. 5. **State Data security; account; appropriation.** ~~(a)~~ The data security account  
 29.5 is created in the special revenue fund. Receipts credited to the account are appropriated to  
 29.6 the legislative auditor for the purpose of oversight relating to security of data stored and  
 29.7 transmitted by state systems.

29.8 ~~(b) Subject to available funds appropriated under paragraph (a), the legislative auditor~~  
 29.9 ~~shall:~~

29.10 ~~(1) review and audit the audit reports of subscribers and requesters submitted under~~  
 29.11 ~~section 168.327, subdivision 6, including producing findings and opinions;~~

29.12 ~~(2) in collaboration with the commissioner and affected subscribers and requesters,~~  
 29.13 ~~recommend corrective action plans to remediate any deficiencies identified under clause~~  
 29.14 ~~(1); and~~

29.15 ~~(3) review and audit driver records subscription services and bulk data practices of the~~  
 29.16 ~~Department of Public Safety, including identifying any deficiencies and making~~  
 29.17 ~~recommendations to the commissioner.~~

29.18 ~~(e) The legislative auditor shall submit any reports, findings, and recommendations~~  
 29.19 ~~under this subdivision to the legislative commission on data practices.~~

29.20 Sec. 2. Minnesota Statutes 2020, section 168.013, subdivision 1m, is amended to read:

29.21 Subd. 1m. **Electric All-electric vehicle.** (a) In addition to the tax under subdivision 1a,  
 29.22 a surcharge of ~~\$75~~ \$229 is imposed for an all-electric vehicle, as defined in section 169.011,  
 29.23 subdivision 1a. Notwithstanding subdivision 8, revenue from the fee imposed under this  
 29.24 subdivision must be deposited in the highway user tax distribution fund.

29.25 (b) If the gasoline excise tax imposed by section 296A.07, subdivision 3, clause (3), is  
 29.26 increased or decreased, the surcharge under paragraph (a) must be increased or decreased,  
 29.27 respectively, by a corresponding percentage. The commissioner must collect the adjusted  
 29.28 surcharge amount under this paragraph on vehicle registrations occurring on or after the  
 29.29 effective date of the gasoline excise tax adjustment.

30.1 Sec. 3. Minnesota Statutes 2020, section 168.013, is amended by adding a subdivision to  
30.2 read:

30.3 Subd. 1n. **Plug-in hybrid electric vehicle.** (a) In addition to the tax under subdivision  
30.4 1a, a surcharge of \$114.50 is imposed for a plug-in hybrid electric vehicle as defined in  
30.5 section 169.011, subdivision 54a. Notwithstanding subdivision 8, revenue from the fee  
30.6 imposed under this subdivision must be deposited in the highway user tax distribution fund.

30.7 (b) If the gasoline excise tax imposed by section 296A.07, subdivision 3, clause (3), is  
30.8 increased or decreased, the surcharge under paragraph (a) must be increased or decreased,  
30.9 respectively, by a corresponding percentage. The commissioner must collect the adjusted  
30.10 surcharge amount under this paragraph on vehicle registrations occurring on or after the  
30.11 effective date of the gasoline excise tax adjustment.

30.12 Sec. 4. Minnesota Statutes 2020, section 168.013, is amended by adding a subdivision to  
30.13 read:

30.14 Subd. 1o. **All-electric motorcycle.** (a) In addition to the tax under subdivision 1b, a  
30.15 surcharge of \$46 is imposed for an all-electric motorcycle as defined in section 169.011,  
30.16 subdivision 1b. Notwithstanding subdivision 8, revenue from the fee imposed under this  
30.17 subdivision must be deposited in the highway user tax distribution fund.

30.18 (b) If the gasoline excise tax imposed by section 296A.07, subdivision 3, clause (3), is  
30.19 increased or decreased, the surcharge under paragraph (a) must be increased or decreased,  
30.20 respectively, by a corresponding percentage. The commissioner must collect the adjusted  
30.21 surcharge amount under this paragraph on motorcycle registrations occurring on or after  
30.22 the effective date of the gasoline excise tax adjustment.

30.23 Sec. 5. Minnesota Statutes 2020, section 168.013, is amended by adding a subdivision to  
30.24 read:

30.25 Subd. 1p. **Plug-in hybrid electric motorcycle.** (a) In addition to the tax under subdivision  
30.26 1b, a surcharge of \$23 is imposed for a plug-in hybrid electric motorcycle as defined in  
30.27 section 169.011, subdivision 54c. Notwithstanding subdivision 8, revenue from the fee  
30.28 imposed under this subdivision must be deposited in the highway user tax distribution fund.

30.29 (b) If the gasoline excise tax imposed by section 296A.07, subdivision 3, clause (3), is  
30.30 increased or decreased, the surcharge under paragraph (a) must be increased or decreased,  
30.31 respectively, by a corresponding percentage. The commissioner must collect the adjusted

31.1 surcharge amount under this paragraph on motorcycle registrations occurring on or after  
31.2 the effective date of the gasoline excise tax adjustment.

31.3 Sec. 6. Minnesota Statutes 2020, section 168.123, subdivision 2, is amended to read:

31.4 Subd. 2. **Design.** The commissioner of veterans affairs ~~shall~~ must design the emblem  
31.5 for the veterans' special plates, subject to the approval of the commissioner, that satisfy the  
31.6 following requirements:

31.7 (a) For a Vietnam veteran who served after July 1, 1961, and before July 1, 1978, in the  
31.8 active military service in a branch of the armed forces of the United States or a nation or  
31.9 society allied with the United States the special plates must bear the inscription "VIETNAM  
31.10 VET."

31.11 (b) For a veteran stationed on the island of Oahu, Hawaii, or offshore, during the attack  
31.12 on Pearl Harbor on December 7, 1941, the special plates must bear the inscription "PEARL  
31.13 HARBOR SURVIVOR."

31.14 (c) For a veteran who served during World War II, the plates must bear the inscription  
31.15 "WORLD WAR VET."

31.16 (d) For a veteran who served during the Korean Conflict, the special plates must bear  
31.17 the inscription "KOREAN VET."

31.18 (e) For a combat wounded veteran who is a recipient of the Purple Heart medal, the  
31.19 plates must bear the inscription "COMBAT WOUNDED VET" and have a facsimile or an  
31.20 emblem of the official Purple Heart medal.

31.21 A member of the United States armed forces who is serving actively in the military and  
31.22 who is a recipient of the Purple Heart medal is also eligible for this license plate. The  
31.23 commissioner of public safety ~~shall~~ must ensure that information regarding the required  
31.24 proof of eligibility for any applicant under this paragraph who has not yet been issued  
31.25 military discharge papers is distributed to the public officials responsible for administering  
31.26 this section.

31.27 (f) For a Persian Gulf War veteran, the plates must bear the inscription "GULF WAR  
31.28 VET." For the purposes of this section, "Persian Gulf War veteran" means a person who  
31.29 served on active duty after August 1, 1990, in a branch of the armed forces of the United  
31.30 States or a nation or society allied with the United States or the United Nations during  
31.31 Operation Desert Shield, Operation Desert Storm, or other military operation in the Persian  
31.32 Gulf area combat zone as designated in United States Presidential Executive Order No.  
31.33 12744, dated January 21, 1991.

32.1 (g) For a veteran who served in the Laos War after July 1, 1961, and before July 1, 1978,  
32.2 the special plates must bear the inscription "LAOS WAR VET."

32.3 (h) For a veteran who is the recipient of:

32.4 (1) the Iraq Campaign Medal, the special plates must be inscribed with a facsimile of  
32.5 that medal and must bear the inscription "IRAQ WAR VET" directly below the special  
32.6 plate number;

32.7 (2) the Afghanistan Campaign Medal, the special plates must be inscribed with a facsimile  
32.8 of that medal and must bear the inscription "AFGHAN WAR VET" directly below the  
32.9 special plate number;

32.10 (3) the Global War on Terrorism Expeditionary Medal, the special plates must be  
32.11 inscribed with a facsimile of that medal and must bear the inscription "GWOT VETERAN"  
32.12 directly below the special plate number; or

32.13 (4) the Armed Forces Expeditionary Medal, the special plates must bear an appropriate  
32.14 inscription that includes a facsimile of that medal.

32.15 (i) For a veteran who is the recipient of the Global War on Terrorism Service Medal,  
32.16 the special plates must be inscribed with a facsimile of that medal and must bear the  
32.17 inscription "GWOT VETERAN" directly below the special plate number. In addition, any  
32.18 member of the National Guard or other military reserves who has been ordered to federally  
32.19 funded state active service under United States Code, title 32, as defined in section 190.05,  
32.20 subdivision 5b, and who is the recipient of the Global War on Terrorism Service Medal, is  
32.21 eligible for the license plate described in this paragraph, irrespective of whether that person  
32.22 qualifies as a veteran under section 197.447.

32.23 (j) For a veteran who is the recipient of the Korean Defense Service Medal, the special  
32.24 plates must be inscribed with a facsimile of that medal and must bear the inscription  
32.25 "KOREAN DEFENSE SERVICE" directly below the special plate number.

32.26 (k) For a veteran who is a recipient of the Bronze Star medal, the plates must bear the  
32.27 inscription "BRONZE STAR VET" and have a facsimile or an emblem of the official Bronze  
32.28 Star medal.

32.29 (l) For a veteran who is a recipient of the Silver Star medal, the plates must bear the  
32.30 inscription "SILVER STAR VET" and have a facsimile or an emblem of the official Silver  
32.31 Star medal.

33.1 (m) For a veteran who is the recipient of the Air Medal, the special plates must be  
 33.2 inscribed with a facsimile of that medal and must bear the inscription "AIR MEDAL  
 33.3 VETERAN" directly below the special plate number.

33.4 ~~(m)~~ (n) For a woman veteran, the plates must bear the inscription "WOMAN VETERAN"  
 33.5 and have a facsimile or an emblem as designated by the commissioners of veterans affairs  
 33.6 and public safety.

33.7 **EFFECTIVE DATE.** This section is effective January 1, 2023, and applies to Air Medal  
 33.8 veteran special license plates issued on or after that date.

33.9 Sec. 7. Minnesota Statutes 2020, section 168.1235, subdivision 1, is amended to read:

33.10 Subdivision 1. **General requirements; fees.** (a) The commissioner ~~shall~~ must issue a  
 33.11 special plate emblem for each plate to an applicant who:

33.12 (1) is a member of a congressionally chartered veterans service organization and is a  
 33.13 registered owner of a passenger automobile, pickup truck, van, or self-propelled recreational  
 33.14 vehicle;

33.15 (2) pays the registration tax required by law;

33.16 (3) pays a fee in the amount specified for special plates under section 168.12, subdivision  
 33.17 5, for each set of two plates, and any other fees required by this chapter; and

33.18 (4) complies with this chapter and rules governing the registration of motor vehicles and  
 33.19 licensing of drivers.

33.20 (b) The additional fee is payable at the time of initial application for the special plate  
 33.21 emblem and when the plates must be replaced or renewed. An applicant must not be issued  
 33.22 more than two sets of special plate emblems for motor vehicles listed in paragraph (a) and  
 33.23 registered to the applicant.

33.24 (c) The applicant must present a valid card indicating membership in the American  
 33.25 Legion ~~or~~, Veterans of Foreign Wars, or Disabled American Veterans.

33.26 Sec. 8. Minnesota Statutes 2020, section 168.1253, subdivision 3, is amended to read:

33.27 Subd. 3. **No fee.** The commissioner ~~shall~~ must issue a set of Gold Star plates, or a single  
 33.28 plate for a motorcycle, to an eligible person free of charge, and ~~shall~~ must replace the plate  
 33.29 or plates without charge if they become damaged. If the eligible person requests personalized  
 33.30 Gold Star plates, the commissioner must not charge the fees listed in section 168.12,  
 33.31 subdivision 2a.

34.1 **Sec. 9. [168.1258] MINNESOTA VIKINGS FOUNDATION SPECIAL PLATES.**

34.2 **Subdivision 1. Issuance of plates.** The commissioner must issue Minnesota Vikings  
34.3 Foundation special plates or a single motorcycle plate to an applicant who:

34.4 (1) is a registered owner of a passenger automobile, noncommercial one-ton pickup  
34.5 truck, motorcycle, or recreational vehicle;

34.6 (2) pays an additional fee in the amount specified for special plates under section 168.12,  
34.7 subdivision 5;

34.8 (3) pays the registration tax as required under section 168.013;

34.9 (4) pays the fees required under this chapter;

34.10 (5) contributes a minimum of \$30 annually to the Minnesota Vikings Foundation account;  
34.11 and

34.12 (6) complies with this chapter and rules governing registration of motor vehicles and  
34.13 licensing of drivers.

34.14 **Subd. 2. Design.** In consultation with the Minnesota Vikings Foundation, the  
34.15 commissioner must adopt a suitable plate design that includes the Minnesota Vikings  
34.16 Foundation's marks and colors.

34.17 **Subd. 3. Plates transfer.** On application to the commissioner and payment of a transfer  
34.18 fee of \$5, special plates issued under this section may be transferred to another motor vehicle  
34.19 if the subsequent vehicle is:

34.20 (1) qualified under subdivision 1, clause (1), to bear the special plates; and

34.21 (2) registered to the same individual to whom the special plates were originally issued.

34.22 **Subd. 4. Contributions; account; appropriation.** Contributions collected under  
34.23 subdivision 1, clause (5), must be deposited in the Minnesota Vikings Foundation account,  
34.24 which is established in the special revenue fund. Money in the account is appropriated to  
34.25 the commissioner of public safety. This appropriation is first for the annual cost of  
34.26 administering the account funds, and the remaining funds are for distribution to the Minnesota  
34.27 Vikings Foundation to advance the well-being of youth through engaging health and  
34.28 education initiatives.

34.29 **EFFECTIVE DATE.** This section is effective January 1, 2023, for Minnesota Vikings  
34.30 Foundation special plates issued on or after that date.

35.1 Sec. 10. [168.1259] MINNESOTA PROFESSIONAL SPORTS TEAM FOUNDATION  
 35.2 PLATES.

35.3 Subdivision 1. **Definition.** For purposes of this section, "Minnesota professional sports  
 35.4 team" means one of the following teams while its home stadium is located in Minnesota:  
 35.5 Minnesota Vikings, Minnesota Timberwolves, Minnesota Lynx, Minnesota Wild, Minnesota  
 35.6 Twins, or Minnesota United.

35.7 Subd. 2. **General requirements and procedures.** (a) The commissioner must issue  
 35.8 Minnesota professional sports team foundation plates to an applicant who:

35.9 (1) is a registered owner of a passenger automobile, noncommercial one-ton pickup  
 35.10 truck, motorcycle, or recreational vehicle;

35.11 (2) pays an additional fee in the amount specified for special plates under section 168.12,  
 35.12 subdivision 5;

35.13 (3) pays the registration tax required under section 168.013;

35.14 (4) pays the fees required under this chapter;

35.15 (5) contributes a minimum of \$30 annually to the professional sports team foundations  
 35.16 account; and

35.17 (6) complies with this chapter and rules governing registration of motor vehicles and  
 35.18 licensing of drivers.

35.19 (b) Minnesota professional sports team foundation plates may be personalized according  
 35.20 to section 168.12, subdivision 2a.

35.21 Subd. 3. **Design.** At the request of a Minnesota professional sports team's foundation,  
 35.22 the commissioner must, in consultation with the foundation, adopt a suitable plate design  
 35.23 incorporating the foundation's marks and colors. The commissioner may design a single  
 35.24 plate that incorporates the marks and colors of all foundations that have requested a plate.

35.25 Subd. 4. **Plate transfers.** On application to the commissioner and payment of a transfer  
 35.26 fee of \$5, special plates issued under this section may be transferred to another motor vehicle  
 35.27 if the subsequent vehicle is:

35.28 (1) qualified under subdivision 2, clause (1), to bear the special plates; and

35.29 (2) registered to the same individual to whom the special plates were originally issued.

35.30 Subd. 5. **Contribution and fees credited.** Contributions collected under subdivision 2,  
 35.31 clause (5), must be deposited in the Minnesota professional sports team foundations account,

36.1 which is established in the special revenue fund. Money in the account is appropriated to  
 36.2 the commissioner of public safety. This appropriation is first for the annual cost of  
 36.3 administering the account funds, and the remaining funds are for distribution to the  
 36.4 foundations in proportion to the total number of Minnesota professional sports team  
 36.5 foundation plates issued for that year. Proceeds from a plate that includes the marks and  
 36.6 colors of all foundations must be divided evenly between all foundations. The foundations  
 36.7 must only use the proceeds for philanthropic or charitable purposes.

36.8 **EFFECTIVE DATE.** This section is effective January 1, 2023, for Minnesota  
 36.9 professional sports team foundation special plates issued on or after that date.

36.10 Sec. 11. **[168.1287] MINNESOTA MISSING AND MURDERED INDIGENOUS**  
 36.11 **RELATIVES SPECIAL LICENSE PLATES.**

36.12 Subdivision 1. **Issuance of plates.** The commissioner must issue Minnesota missing  
 36.13 and murdered Indigenous relatives special license plates or a single motorcycle plate to an  
 36.14 applicant who:

36.15 (1) is a registered owner of a passenger automobile, noncommercial one-ton pickup  
 36.16 truck, motorcycle, or recreational vehicle;

36.17 (2) pays an additional fee in the amount specified for special plates under section 168.12,  
 36.18 subdivision 5;

36.19 (3) pays the registration tax as required under section 168.013;

36.20 (4) pays the fees required under this chapter;

36.21 (5) contributes a minimum of \$20 annually to the Minnesota missing and murdered  
 36.22 Indigenous relatives account; and

36.23 (6) complies with this chapter and rules governing registration of motor vehicles and  
 36.24 licensing of drivers.

36.25 Subd. 2. **Design.** In consultation with the Office of Missing and Murdered Indigenous  
 36.26 Relatives, the commissioner must adopt a suitable plate design that includes a red handprint  
 36.27 to one side, a partial ribbon skirt toward the bottom corner, and reads "Missing and Murdered  
 36.28 Indigenous Relatives" or "MMIR."

36.29 Subd. 3. **Plates transfer.** On application to the commissioner and payment of a transfer  
 36.30 fee of \$5, special plates issued under this section may be transferred to another motor vehicle  
 36.31 if the subsequent vehicle is:

36.32 (1) qualified under subdivision 1, clause (1), to bear the special plates; and

37.1 (2) registered to the same individual to whom the special plates were originally issued.

37.2 Subd. 4. **Exemption.** Special plates issued under this section are not subject to section  
37.3 168.1293, subdivision 2.

37.4 Subd. 5. **Contributions; account; appropriation.** Contributions collected under  
37.5 subdivision 1, clause (5), must be deposited in the Minnesota missing and murdered  
37.6 Indigenous relatives account, which is established in the special revenue fund. Money in  
37.7 the account is appropriated to the commissioner of public safety. This appropriation is first  
37.8 for the annual cost of administering the account funds, and the remaining funds are for  
37.9 distribution to the Office of Missing and Murdered Indigenous Relatives for investigation  
37.10 of unsolved cases and to establish a reward fund for information relating to missing and  
37.11 murdered Indigenous relatives.

37.12 **EFFECTIVE DATE.** This section is effective January 1, 2023, for Minnesota missing  
37.13 and murdered Indigenous relatives special plates issued on or after that date.

37.14 Sec. 12. Minnesota Statutes 2020, section 168.27, subdivision 11, is amended to read:

37.15 Subd. 11. **Dealers' licenses; location change notice; fee.** (a) Application for a dealer's  
37.16 license or notification of a change of location of the place of business on a dealer's license  
37.17 must include a street address, not a post office box, and is subject to the commissioner's  
37.18 approval.

37.19 (b) Upon the filing of an application for a dealer's license and the proper fee, unless the  
37.20 application on its face appears to be invalid, the commissioner ~~shall~~ must grant a 90-day  
37.21 temporary license. During the 90-day period following issuance of the temporary license,  
37.22 the commissioner ~~shall~~ must inspect the place of business site and insure compliance with  
37.23 this section and rules adopted under this section.

37.24 (c) The commissioner may extend the temporary license 30 days to allow the temporarily  
37.25 licensed dealer to come into full compliance with this section and rules adopted under this  
37.26 section.

37.27 (d) In no more than 120 days following issuance of the temporary license, the dealer  
37.28 license must either be granted or denied.

37.29 (e) A license must be denied under the following conditions:

37.30 (1) ~~The license must be denied~~ if within the previous ten years the applicant was enjoined  
37.31 due to a violation of section 325F.69 or convicted of violating section 325E.14, 325E.15,  
37.32 325E.16, or 325F.69, or convicted under section 609.53 of receiving or selling stolen

38.1 vehicles, or convicted of violating United States Code, title ~~15, sections 1981 to 1991~~ 49,  
 38.2 sections 32701 to 32711, or pleaded guilty, entered a plea of nolo contendere or no contest,  
 38.3 or has been found guilty in a court of competent jurisdiction of any charge of failure to pay  
 38.4 state or federal income or sales taxes or felony charge of forgery, embezzlement, obtaining  
 38.5 money under false pretenses, theft by swindle, extortion, conspiracy to defraud, or bribery;

38.6 (2) ~~A license must be denied~~ if the applicant has had a dealer license revoked within the  
 38.7 previous ten years; or

38.8 (3) if, at the time of inspection, the applicant is not in compliance with location  
 38.9 requirements or has intentionally misrepresented any information on the application that  
 38.10 would be grounds for suspension or revocation under subdivision 12.

38.11 (f) If the application is approved, the commissioner ~~shall~~ must license the applicant as  
 38.12 a dealer for one year from the date the temporary license is granted and issue a certificate  
 38.13 of license that must include a distinguishing number of identification of the dealer. The  
 38.14 license must be displayed in a prominent place in the dealer's licensed place of business.

38.15 (g) Each initial application for a license must be accompanied by a fee of \$100 in addition  
 38.16 to the annual fee. The annual fee is \$150. The initial fees and annual fees must be paid into  
 38.17 the state treasury and credited to the general fund except that \$50 of each initial and annual  
 38.18 fee must be paid into the vehicle services operating account in the special revenue fund  
 38.19 under section 299A.705.

38.20 Sec. 13. Minnesota Statutes 2020, section 168.27, subdivision 31, is amended to read:

38.21 Subd. 31. **Documentary fee.** (a) A motor vehicle dealer may not charge a documentary  
 38.22 fee or document administration fee in excess of the amounts provided under paragraph (b)  
 38.23 for services actually rendered to, for, or on behalf of the retail buyer or lessee to prepare,  
 38.24 handle, and process documents for the closing of a motor vehicle retail sale or lease of a  
 38.25 vehicle being registered in the state of Minnesota. The fee must be separately stated on the  
 38.26 sales agreement maintained under Minnesota Rules, part 7400.5200, and may be excluded  
 38.27 from the dealer's advertised price.

38.28 (b) For motor vehicle sales or leases made on or after July 1, ~~2017~~ 2022, through June  
 38.29 ~~30, 2020~~ 2023, the maximum fee is ~~\$100~~ the lesser of \$200 or an amount equal to ten percent  
 38.30 of the value of the sale or lease. For motor vehicle sales or leases made on or after July 1,  
 38.31 ~~2020, 2023~~, through June 30, 2024, the maximum fee is ~~\$125~~ the lesser of \$275 or an amount  
 38.32 equal to ten percent of the value of the sale or lease. For motor vehicle sales or leases made

39.1 on or after July 1, 2024, the maximum fee is the lesser of \$350 or an amount equal to ten  
 39.2 percent of the value of the sale or lease.

39.3 (c) "Documentary fee" and "document administration fee" do not include an optional  
 39.4 electronic transfer fee as defined under section 53C.01, subdivision 14.

39.5 **EFFECTIVE DATE.** This section is effective for motor vehicle sales and leases made  
 39.6 on or after July 1, 2022.

39.7 Sec. 14. Minnesota Statutes 2020, section 168A.11, subdivision 3, is amended to read:

39.8 Subd. 3. **Records.** Every dealer ~~shall~~ must maintain for three years at an established  
 39.9 place of business a record in the form the department prescribes of every vehicle bought,  
 39.10 sold, or exchanged, or received for sale or exchange, which ~~shall~~ must be open to inspection  
 39.11 by a representative of the department or peace officer during ~~reasonable business hours~~  
 39.12 inspection hours as listed on the initial dealer license application or as noted on the dealer  
 39.13 record. With respect to motor vehicles subject to the provisions of section 325E.15, the  
 39.14 record ~~shall~~ must include either the true mileage as stated by the previous owner or the fact  
 39.15 that the previous owner stated the actual cumulative mileage was unknown; the record also  
 39.16 ~~shall~~ must include either the true mileage the dealer stated upon transferring the vehicle or  
 39.17 the fact the dealer stated the mileage was unknown.

39.18 Sec. 15. Minnesota Statutes 2020, section 168B.045, is amended to read:

39.19 **168B.045 TOWED MOTOR VEHICLES.**

39.20 A person who tows and stores a motor vehicle at the request of a law enforcement officer  
 39.21 ~~shall~~ must have a lien on the motor vehicle for the value of the ~~storage and towing and~~  
 39.22 recovery of the vehicle and cargo, storage of the vehicle and cargo, and accident site cleanup  
 39.23 and must have the right to retain possession of the motor vehicle and cargo, subject to the  
 39.24 right to retrieve contents under section 168B.07, subdivision 3, until the lien is lawfully  
 39.25 discharged. This section does not apply to tows of vehicles parked in violation of snow  
 39.26 emergency regulations.

39.27 Sec. 16. Minnesota Statutes 2020, section 168B.07, subdivision 1, is amended to read:

39.28 Subdivision 1. **Payment of charges.** The owner or any lienholder of an impounded  
 39.29 vehicle ~~shall~~ must have a right to reclaim such vehicle from the unit of government or  
 39.30 impound lot operator taking it into custody upon payment of all charges for towing and  
 39.31 ~~storage charges~~ recovery of the vehicle and cargo, storage of the vehicle and cargo, and  
 39.32 accident site cleanup resulting from taking the vehicle and cargo into custody within 15 or

40.1 45 days, as applicable under section 168B.051, subdivision 1, 1a, or 2, after the date of the  
40.2 notice required by section 168B.06.

40.3 Sec. 17. Minnesota Statutes 2020, section 169.011, is amended by adding a subdivision  
40.4 to read:

40.5 Subd. 1b. **All-electric motorcycle.** (a) "All-electric motorcycle" means an electric  
40.6 motorcycle that is solely able to be powered by an electric motor drawing current from  
40.7 rechargeable storage batteries, fuel cells, or other portable sources of electrical current.

40.8 (b) All-electric motorcycle excludes a plug-in hybrid electric motorcycle.

40.9 Sec. 18. Minnesota Statutes 2020, section 169.011, is amended by adding a subdivision  
40.10 to read:

40.11 Subd. 54c. **Plug-in hybrid electric motorcycle.** "Plug-in hybrid electric motorcycle"  
40.12 means an electric motorcycle that:

40.13 (1) contains an internal combustion engine and also allows power to be delivered to the  
40.14 drive wheels by a battery-powered electric motor;

40.15 (2) when connected to the electrical grid via an electrical outlet, is able to recharge its  
40.16 battery; and

40.17 (3) has the ability to travel at least 20 miles powered substantially by electricity.

40.18 Sec. 19. Minnesota Statutes 2020, section 171.05, subdivision 2, is amended to read:

40.19 **Subd. 2. Person less than 18 years of age.** (a) The department may issue an instruction  
40.20 permit to an applicant who is 15, 16, or 17 years of age and who:

40.21 (1) has completed a course of driver education in another state, has a previously issued  
40.22 valid license from another state, or:

40.23 (i) is enrolled in either: ~~behind-the-wheel training in a driver education program; and~~

40.24 (ii) has completed:

40.25 ~~(i) a public, private, or commercial~~ (A) the classroom phase of instruction in a driver  
40.26 education program that is approved by the commissioner of public safety and that includes  
40.27 classroom and behind-the-wheel training; ~~or~~

40.28 (B) 15 hours of classroom instruction in a driver education program that presents  
40.29 classroom and behind-the-wheel instruction concurrently;

41.1 ~~(ii) an approved behind-the-wheel driver education program~~ (C) home-classroom driver  
 41.2 training, when the student is receiving full-time instruction in a home school within the  
 41.3 meaning of sections 120A.22 and 120A.24, the student is working toward a ~~homeschool~~  
 41.4 home school diploma, the ~~student is taking~~ home-classroom driver training ~~with classroom~~  
 41.5 materials are approved by the commissioner of public safety, and the student's parent has  
 41.6 certified the student's ~~homeschool~~ home school and home-classroom driver training status  
 41.7 on the form approved by the commissioner; or

41.8 (D) an online driver education program authorized by section 171.395;

41.9 ~~(2) has completed the classroom phase of instruction in the driver education program~~  
 41.10 ~~or has completed 15 hours of classroom instruction in a program that presents classroom~~  
 41.11 ~~and behind-the-wheel instruction concurrently;~~

41.12 ~~(3)~~ (2) has passed a test of the applicant's eyesight;

41.13 ~~(4)~~ (3) has passed a department-administered test of the applicant's knowledge of traffic  
 41.14 laws;

41.15 ~~(5)~~ (4) has completed the required application, which must be approved by (i) either  
 41.16 parent when both reside in the same household as the minor applicant or, if otherwise, then  
 41.17 (ii) the parent or spouse of the parent having custody or, in the event there is no court order  
 41.18 for custody, then (iii) the parent or spouse of the parent with whom the minor is living or,  
 41.19 if items (i) to (iii) do not apply, then (iv) the guardian having custody of the minor, (v) the  
 41.20 foster parent or the director of the transitional living program in which the child resides or,  
 41.21 in the event a person under the age of 18 has no living father, mother, or guardian, or is  
 41.22 married or otherwise legally emancipated, then (vi) the applicant's adult spouse, adult close  
 41.23 family member, or adult employer; provided, that the approval required by this clause  
 41.24 contains a verification of the age of the applicant and the identity of the parent, guardian,  
 41.25 adult spouse, adult close family member, or adult employer; and

41.26 ~~(6)~~ (5) has paid all fees required in section 171.06, subdivision 2.

41.27 (b) In addition, the applicant may submit a certification stating that a primary driving  
 41.28 supervisor has completed the supplemental parental curriculum under section 171.0701,  
 41.29 subdivision 1a, for the purposes of provisional license requirements under section 171.055,  
 41.30 subdivision 1, paragraph (a), clause (6). The certification must be completed by a driver  
 41.31 education instructor, as defined under section 171.0701, subdivision 1a.

41.32 (c) For the purposes of determining compliance with the certification of paragraph (a),  
 41.33 clause (1), item (ii), subitem (C), the commissioner may request verification of a student's

42.1 ~~homeschool~~ home school status from the superintendent of the school district in which the  
 42.2 student resides and the superintendent ~~shall~~ must provide that verification.

42.3 (d) A driver education program under this subdivision includes a public, private, or  
 42.4 commercial program, and must be approved by the commissioner.

42.5 ~~(d)~~ (e) The instruction permit is valid for two years from the date of application and may  
 42.6 be renewed upon payment of a fee equal to the fee for issuance of an instruction permit  
 42.7 under section 171.06, subdivision 2.

42.8 Sec. 20. Minnesota Statutes 2020, section 171.07, subdivision 15, is amended to read:

42.9 Subd. 15. **Veteran designation.** (a) At the request of an eligible applicant and on payment  
 42.10 of the required fee, the department ~~shall~~ must issue, renew, or reissue to the applicant a  
 42.11 driver's license or Minnesota identification card bearing a graphic or written designation  
 42.12 of:

42.13 (1) Veteran; or

42.14 (2) Veteran 100% T&P.

42.15 (b) At the time of the initial application for the designation provided under this  
 42.16 subdivision, the applicant must:

42.17 (1) be one of the following:

42.18 (i) a veteran, as defined in section 197.447; or

42.19 (ii) a retired member of the National Guard or a reserve component of the United States  
 42.20 armed forces;

42.21 (2) ~~have provide~~ provide a certified copy of the ~~veteran's~~ applicant's discharge papers that confirms  
 42.22 an honorable or general discharge under honorable conditions status or a military retiree  
 42.23 identification card, Veteran Identification Card, or Veteran Health Identification Card; and

42.24 (3) if the applicant is seeking the disability designation under paragraph (a), clause (2),  
 42.25 provide satisfactory evidence of a 100 percent total and permanent service-connected  
 42.26 disability as determined by the United States Department of Veterans Affairs.

42.27 ~~(e) The commissioner of public safety is required to issue drivers' licenses and Minnesota~~  
 42.28 ~~identification cards with the veteran designation only after entering a new contract or in~~  
 42.29 ~~coordination with producing a new card design with modifications made as required by~~  
 42.30 ~~law.~~

43.1 **EFFECTIVE DATE; APPLICATION.** This section is effective August 1, 2022, and  
43.2 applies to applications submitted on or after that date.

43.3 Sec. 21. Minnesota Statutes 2021 Supplement, section 171.13, subdivision 1, is amended  
43.4 to read:

43.5 Subdivision 1. **Examination subjects and locations; provisions for color blindness,**  
43.6 **disabled veterans.** (a) An applicant for a driver's license must pass the examination required  
43.7 by this section before being issued a driver's license. Except as otherwise provided in ~~this~~  
43.8 section 171.135, the commissioner ~~shall examine each applicant for a driver's license by~~  
43.9 ~~such agency as the commissioner directs~~ must conduct the examination. This examination  
43.10 must include:

43.11 (1) a test of the applicant's eyesight, provided that this requirement is met by submission  
43.12 of a vision examination certificate under section 171.06, subdivision 7;

43.13 (2) a test of the applicant's ability to read and understand highway signs regulating,  
43.14 warning, and directing traffic;

43.15 (3) a test of the applicant's knowledge of (i) traffic laws; (ii) the effects of alcohol and  
43.16 drugs on a driver's ability to operate a motor vehicle safely and legally, and of the legal  
43.17 penalties and financial consequences resulting from violations of laws prohibiting the  
43.18 operation of a motor vehicle while under the influence of alcohol or drugs; (iii) railroad  
43.19 grade crossing safety; (iv) slow-moving vehicle safety; (v) laws relating to pupil  
43.20 transportation safety, including the significance of school bus lights, signals, stop arm, and  
43.21 passing a school bus; (vi) traffic laws related to bicycles; and (vii) the circumstances and  
43.22 dangers of carbon monoxide poisoning;

43.23 (4) an actual demonstration of ability to exercise ordinary and reasonable control in the  
43.24 operation of a motor vehicle; and

43.25 (5) other physical and mental examinations as the commissioner finds necessary to  
43.26 determine the applicant's fitness to operate a motor vehicle safely upon the highways.

43.27 (b) Notwithstanding paragraph (a), the commissioner must not deny an application for  
43.28 a driver's license based on the exclusive grounds that the applicant's eyesight is deficient in  
43.29 color perception or that the applicant has been diagnosed with diabetes mellitus. War veterans  
43.30 operating motor vehicles especially equipped for disabled persons, if otherwise entitled to  
43.31 a license, must be granted such license.

44.1 (c) The commissioner ~~shall~~ must make provision for giving the examinations under this  
 44.2 subdivision either in the county where the applicant resides or at a place adjacent thereto  
 44.3 reasonably convenient to the applicant.

44.4 (d) The commissioner ~~shall~~ must ensure that an applicant is able to obtain an appointment  
 44.5 for an examination to demonstrate ability under paragraph (a), clause (4), within 14 days  
 44.6 of the applicant's request if, under the applicable statutes and rules of the commissioner,  
 44.7 the applicant is eligible to take the examination.

44.8 Sec. 22. [171.135] THIRD-PARTY COMMERCIAL DRIVER'S LICENSE ROAD  
 44.9 TESTS.

44.10 Subdivision 1. Definitions. (a) For purposes of this section, the following terms have  
 44.11 the meanings given.

44.12 (b) "Applicant" means the individual or entity applying to be a third-party tester program  
 44.13 or a third-party tester.

44.14 (c) "Road test" means the physical demonstration of ability to exercise ordinary and  
 44.15 reasonable control in the operation of a motor vehicle as required in section 171.13,  
 44.16 subdivision 1, paragraph (a), clause (4).

44.17 (d) "Third-party tester" or "tester" means an employee of a third-party testing program  
 44.18 who is authorized by the commissioner to conduct the road test for a commercial driver's  
 44.19 license.

44.20 (e) "Third-party testing program" or "program" means a program approved by the  
 44.21 commissioner to administer the road test conducted by a third-party tester.

44.22 Subd. 2. Third-party testing program; application. (a) An applicant must apply in  
 44.23 the manner specified by the commissioner for approval to administer the road test. A  
 44.24 third-party testing program may administer the road test under this section if the program  
 44.25 is approved by the commissioner.

44.26 (b) A program application to the commissioner must include:

44.27 (1) the business or entity name;

44.28 (2) a business registration number or a business or tax identification number if a nonprofit  
 44.29 entity;

44.30 (3) mailing address, telephone number, and e-mail address of the administrative office;

45.1 (4) the name of an authorized official responsible for the program and application and  
45.2 the official's title and telephone number;

45.3 (5) a map, drawing, or written description of each test route to be used for road tests;

45.4 (6) the name, birth date, home address, and driver's license number of all individuals  
45.5 the applicant wants to employ as a certified third-party tester;

45.6 (7) the amount for fees, if any, that will be charged; and

45.7 (8) a surety bond, in the amount prescribed by the commissioner.

45.8 Subd. 3. **Third-party testing program; office location.** To qualify as a third-party  
45.9 testing program, the applicant must be located in Minnesota and must maintain an  
45.10 administrative office in at least one permanent, regularly occupied building with a permanent  
45.11 address.

45.12 Subd. 4. **Third-party testing program; evaluation and approval.** (a) The commissioner  
45.13 must evaluate each application submitted by a third-party testing program applicant. If the  
45.14 application is satisfactory, the commissioner must approve the application.

45.15 (b) Upon approval of a third-party testing program application, the commissioner must  
45.16 issue a letter of approval designating the third-party testing program. The letter of approval  
45.17 constitutes an agreement between the state and the third-party testing program that authorizes  
45.18 the program to administer the road test for a commercial driver's license.

45.19 (c) A letter of approval to operate a third-party testing program is not transferable.

45.20 Subd. 5. **Third-party tester; authority.** (a) An individual may conduct the road test  
45.21 for a commercial driver's license under this section if the person:

45.22 (1) possesses a valid third-party tester certificate, as provided in subdivision 6; and

45.23 (2) meets the requirements under Minnesota Rules, chapter 7410, and Code of Federal  
45.24 Regulations, title 49, part 380, section 605, and part 383.

45.25 (b) A third-party tester is subject to the same requirements as examiners employed by  
45.26 the state, including but not limited to background checks. The third-party tester must pay  
45.27 the cost for a required background check.

45.28 Subd. 6. **Third-party tester; certificates.** (a) The commissioner must issue a third-party  
45.29 tester certificate to an individual who satisfactorily completes the required training and is  
45.30 authorized as a third-party tester.

46.1 (b) A third-party tester certificate is effective on the date of issuance and expires four  
46.2 years after issuance. A third-party tester must submit an application for renewal of the  
46.3 certificate to the commissioner no less than 30 days before the date the previously issued  
46.4 certificate expires.

46.5 (c) The third-party testing program must keep a copy of the certificate of each third-party  
46.6 tester employed by the program on file in the administrative office of the program.

46.7 (d) A third-party tester certificate is not transferable.

46.8 Subd. 7. **Training and information.** (a) The commissioner must provide a training  
46.9 process that allows an individual to become authorized as a third-party tester.

46.10 (b) The commissioner must provide to each third-party tester all relevant information  
46.11 on how to conduct the road test. At a minimum, the commissioner must provide:

46.12 (1) the criteria on which applicants for a commercial driver's license must be tested  
46.13 during the road test;

46.14 (2) the method of scoring and evaluating the applicant for a commercial driver's license;

46.15 (3) the method and criteria for determining test routes; and

46.16 (4) the necessary documentation to conduct the road test.

46.17 Subd. 8. **Road tests.** (a) A third-party tester must conduct the commercial driver's license  
46.18 road test in the manner and subject to the requirements of this section; section 171.131;  
46.19 Minnesota Rules, chapter 7410; and Code of Federal Regulations, title 49, part 383.

46.20 (b) If the third-party tester also provides behind-the-wheel instruction for student drivers  
46.21 or employees, the third-party tester must not use the same routes for training and conducting  
46.22 the road test.

46.23 (c) Upon passage of the road test, the third-party tester must provide the person with  
46.24 certification of passage of the road test. The certification must be in a form prescribed by  
46.25 the commissioner.

46.26 Subd. 9. **Prohibited road tests.** (a) A third-party tester must not conduct a road test for  
46.27 a person who is required to be examined by the commissioner under section 171.13,  
46.28 subdivision 3, and Minnesota Rules, part 7410.2400.

46.29 (b) A third-party tester must not conduct a fourth or subsequent road test for a person.

46.30 Subd. 10. **Immunity.** The department must be held harmless for any claims, losses,  
46.31 damages, costs, and other proceedings made, sustained, brought, or prosecuted in any manner

47.1 based on or occasioned by or attributive to any injury, infringement, or damage rising from  
47.2 any act or omission of the third-party tester or the third-party testing program in the  
47.3 performance of testing duties.

47.4 Subd. 11. **Application.** This section does not apply to employees of the state that conduct  
47.5 the road test.

47.6 Subd. 12. **Oversight; investigations.** (a) The commissioner must monitor and audit the  
47.7 road tests conducted by third-party testers. The commissioner reserves the right to cancel  
47.8 the delegation of third-party testing in its entirety or an individual program if a federal audit  
47.9 indicates that continuation of the general delegation or individual program will jeopardize  
47.10 the receipt of federal funds or the state's ability to issue commercial drivers' licenses.

47.11 (b) The commissioner must establish a process to investigate alleged violations of the  
47.12 law and complaints made against third-party testers or programs. The third-party tester or  
47.13 program must be given notice of an investigation and be allowed to participate in the  
47.14 investigation. The commissioner must provide the results of an audit or investigation to the  
47.15 third-party program and any third-party testers.

47.16 Subd. 13. **Denial; cancellation; suspension.** (a) The commissioner may deny an  
47.17 application for a third-party testing program or third-party tester if the applicant does not  
47.18 qualify for approval or certification under this section or Minnesota Rules, parts 7410.6000  
47.19 to 7410.6540. In addition, a misstatement or misrepresentation is grounds for denying a  
47.20 letter of approval for a third-party program or a third-party tester certificate.

47.21 (b) The commissioner may cancel the approval of a third-party testing program or  
47.22 third-party tester or may suspend a program or tester for:

47.23 (1) failure to comply with or satisfy any provision of this section or Minnesota Rules,  
47.24 parts 7410.6000 to 7410.6540;

47.25 (2) falsification of any records or information relating to the third-party testing program;

47.26 (3) performance in a manner that compromises the integrity of the third-party testing  
47.27 program. The commissioner must use the same standards of integrity for state-employed  
47.28 testers and third-party testers; or

47.29 (4) the withdrawal of a third-party tester's driving privileges.

47.30 Subd. 14. **Commissioner's discretion.** (a) The existence of grounds for cancellation or  
47.31 suspension under subdivision 13 is determined at the sole discretion of the commissioner.  
47.32 If the commissioner determines that grounds for cancellation or suspension exist for failure  
47.33 to comply with or satisfy any requirement in this section or Minnesota Rules, parts 7410.6000

48.1 to 7410.6540, the commissioner may immediately cancel or suspend the third-party testing  
48.2 program or third-party tester from administering any further tests.

48.3 (b) When an application to be a third-party testing program or third-party tester  
48.4 application is denied, or when individual program approval or a tester's certificate is canceled,  
48.5 a notice must be mailed to the subject indicating the reasons for the denial or cancellation  
48.6 and that the third-party testing program or third-party tester may appeal the decision as  
48.7 provided in subdivision 16.

48.8 Subd. 15. **Correction order.** If an audit by the commissioner identifies a situation that  
48.9 needs correction but does not merit suspension or cancellation, the commissioner may issue  
48.10 a correction order to a third-party tester or program for 30 days to correct a deficiency before  
48.11 the program or tester becomes subject to suspension or cancellation. The notice must include  
48.12 the basis for requiring the correction. The notice must notify the individual of the ability to  
48.13 appeal the correction order as provided in subdivision 16. The third-party testing program  
48.14 or third-party tester is permitted 30 days to correct the deficiency without having to reapply.

48.15 Subd. 16. **Notice of denial or cancellation; request for reconsideration and**  
48.16 **hearing.** (a) Within 20 calendar days of the mailing date of a notice of cancellation or denial  
48.17 issued pursuant to subdivision 14 or correction order issued pursuant to subdivision 15, the  
48.18 third-party testing program or third-party tester may submit a request for reconsideration  
48.19 in writing to the commissioner. The commissioner must review the request for reconsideration  
48.20 and issue a decision within 30 days of the mailing date of the request. The third-party testing  
48.21 program or third-party tester may request a contested case hearing under chapter 14 within  
48.22 20 days of receipt of the commissioner's decision.

48.23 (b) As an alternative to the process in paragraph (a), the third-party testing program or  
48.24 third-party tester may initiate a contested case proceeding within 20 calendar days of the  
48.25 mailing date of a notice of cancellation or denial issued pursuant to subdivision 14 or a  
48.26 correction order issued pursuant to subdivision 15.

48.27 (c) If a correction order issued pursuant to subdivision 15 is appealed under paragraph  
48.28 (a) or (b), the commissioner must not enforce the correction order until the appeal is complete.

48.29 Subd. 17. **Rulemaking.** (a) Except where otherwise provided by this section, the  
48.30 commissioner must apply applicable provisions from Minnesota Rules, parts 7410.6000 to  
48.31 7410.6540, to third-party testing of commercial drivers' licenses. The provisions in Minnesota  
48.32 Rules, parts 7410.6160, 7410.6180, 7410.6280, 7410.6290, 7410.6520, subpart 2, and  
48.33 7410.6540, do not apply to third-party testing for commercial drivers' licenses.

49.1 (b) To the extent that Minnesota Rules, parts 7410.6000 to 7410.6540, or other laws do  
 49.2 not prescribe requirements on the following topics, the commissioner may adopt rules on  
 49.3 these topics as they pertain to third-party testing programs and testers:

49.4 (1) criteria for approval of an application of a third-party testing program or tester;

49.5 (2) requirements for training to become a third-party testing program or tester;

49.6 (3) the method of scoring and evaluating an applicant for a commercial driver's license;

49.7 (4) the method and criteria for determining test routes;

49.8 (5) documentation necessary to conduct a road test;

49.9 (6) the manner of conducting a road test for a commercial driver's license; and

49.10 (7) a process to investigate alleged violations of law and complaints made against

49.11 third-party testing programs and testers.

49.12 (c) The commissioner must not adopt rules that create standards for third-party testing  
 49.13 programs and third-party testers to provide road tests for a commercial driver's license that  
 49.14 are higher than standards required for the state or state employees who perform road tests  
 49.15 for commercial drivers' licenses.

49.16 (d) If the commissioner does not adopt rules by June 1, 2024, rulemaking authority under  
 49.17 this section is repealed. Rulemaking authority under this section is not continuing authority  
 49.18 to amend or repeal rules. Notwithstanding section 14.125, any additional action on rules  
 49.19 after adoption must be under specific statutory authority to take the additional action.

49.20 **Sec. 23. [171.395] ONLINE DRIVER EDUCATION PROGRAM.**

49.21 (a) A licensed driver education program may provide online driver education as provided  
 49.22 in this section. The online driver education program must satisfy the requirements for  
 49.23 classroom driver education as provided in section 171.0701, subdivision 1, and Minnesota  
 49.24 Rules, chapter 7411. In addition, an online driver education program must:

49.25 (1) include a means for the student to measure performance outcomes;

49.26 (2) use a pool of rotating quiz questions;

49.27 (3) incorporate accountability features to ensure the identity of the student while engaged  
 49.28 in the course of online study;

49.29 (4) measure the amount of time that the student spends in the course;

50.1 (5) provide technical support to customers that is available 24 hours per day, seven days  
 50.2 per week;

50.3 (6) require a licensed Minnesota driver education instructor to monitor each student's  
 50.4 progress and be available to answer questions in a timely manner, provided that the instructor  
 50.5 is not required to monitor progress or answer questions in real time;

50.6 (7) store course content and student data on a secure server that is protected against data  
 50.7 breaches and is regularly backed up;

50.8 (8) incorporate preventive measures in place to protect against the access of private  
 50.9 information;

50.10 (9) include the ability to update course content uniformly throughout the state; and

50.11 (10) provide online interactive supplemental parental curriculum consistent with section  
 50.12 171.0701, subdivision 1a.

50.13 (b) Except as required by this section, the commissioner is prohibited from imposing  
 50.14 requirements on online driver education programs that are not equally applicable to classroom  
 50.15 driver education programs.

50.16 Sec. 24. Laws 2019, First Special Session chapter 3, article 2, section 34, subdivision 8,  
 50.17 is amended to read:

50.18 Subd. 8. **Expiration.** The Oversight Committee expires six months after full  
 50.19 implementation of VTRS. ~~After full implementation but prior to the expiration of the~~  
 50.20 ~~Oversight Committee, the Oversight Committee must complete a report that, at a minimum,~~  
 50.21 ~~summarizes the activities of the Oversight Committee and makes recommendations to the~~  
 50.22 ~~legislature on proposed changes to state driver and vehicle laws. The Oversight Committee~~  
 50.23 ~~must submit the report to the legislative auditor.~~ For purposes of this subdivision, "full  
 50.24 implementation" means all packaged software solution components are implemented and  
 50.25 functioning and all MNLARS and legacy components are decommissioned.

50.26 Sec. 25. Laws 2021, First Special Session chapter 5, article 4, section 131, is amended to  
 50.27 read:

50.28 Sec. 131. **SCHOOL BUS AGE EXEMPTION.**

50.29 Notwithstanding Minnesota Statutes, section 169.454, subdivision 2, type III vehicles  
 50.30 that are 12 years or older may remain in service until August 31, ~~2022~~ 2023, if the following  
 50.31 conditions are met:

51.1 (1) the vehicle would otherwise be required to leave service between March 1, 2021,  
51.2 and June 30, ~~2022~~ 2023, because of the vehicle's age; and

51.3 (2) the vehicle passes all required state inspections.

51.4 Sec. 26. Laws 2021, First Special Session chapter 5, article 4, section 131, the effective  
51.5 date, is amended to read:

51.6 **EFFECTIVE DATE.** This section is effective the day following final enactment and  
51.7 expires on August 31, ~~2022~~ 2023.

51.8 Sec. 27. **REQUIRED RULEMAKING.**

51.9 (a) The commissioner of public safety must amend Minnesota Rules as follows:

51.10 (1) part 7410.6100, subpart 2, by striking item D;

51.11 (2) part 7410.6160, by striking "50" and inserting "30";

51.12 (3) part 7410.6420, subpart 6, item A, by striking "12" and inserting "10"; and

51.13 (4) part 7411.0630, subpart 6, by striking subitem (7) and renumbering the remaining  
51.14 subitems.

51.15 (b) The commissioner may use the good-cause exemption under Minnesota Statutes,  
51.16 section 14.388, subdivision 1, clause (3), to adopt rules under this section, and Minnesota  
51.17 Statutes, section 14.386, does not apply except as provided under Minnesota Statutes, section  
51.18 14.388.

51.19 Sec. 28. **RULES.**

51.20 If the commissioner of public safety determines that any additional rules, beyond those  
51.21 authorized to be adopted under Minnesota Statutes, section 171.135, are required to  
51.22 implement this article, the commissioner must report to the chairs and ranking minority  
51.23 members of the committees in the senate and house of representatives with jurisdiction over  
51.24 transportation by January 15, 2023, describing topics on which additional rulemaking is  
51.25 required. The report must include draft legislation to authorize the necessary rulemaking.

51.26 Sec. 29. **REVISOR INSTRUCTION.**

51.27 The revisor of statutes must renumber the subdivisions in Minnesota Statutes, section  
51.28 169.011. The revisor must make necessary cross-reference changes in Minnesota Statutes  
51.29 consistent with the renumbering.

52.1 Sec. 30. **REPEALER.**

52.2 Minnesota Rules, parts 7410.6180; 7410.6420, subpart 3; 7410.6520, subpart 3; and  
 52.3 7411.0535, are repealed.

52.4 **ARTICLE 5**

52.5 **INDEPENDENT EXPERT REVIEW PROVISIONS**

52.6 Section 1. Minnesota Statutes 2020, section 168.002, is amended by adding a subdivision  
 52.7 to read:

52.8 Subd. 12a. **Full-service provider.** "Full-service provider" means a person who is  
 52.9 appointed by the commissioner as both a deputy registrar under this chapter and a driver's  
 52.10 license agent under chapter 171 who provides all driver services, excluding International  
 52.11 Registration Plan and International Fuel Tax Agreement transactions. The commissioner is  
 52.12 not a full-service provider.

52.13 Sec. 2. Minnesota Statutes 2021 Supplement, section 168.327, subdivision 1, is amended  
 52.14 to read:

52.15 Subdivision 1. **Records and fees.** (a) Upon request by any person authorized in this  
 52.16 section, the commissioner ~~shall~~ or full-service provider must furnish a certified copy of any  
 52.17 driver's license record, instruction permit record, Minnesota identification card record,  
 52.18 vehicle registration record, vehicle title record, or accident record.

52.19 (b) Except as provided in subdivisions 4, 5a, and 5b, and other than accident records  
 52.20 governed under section 169.09, subdivision 13, the requester ~~shall~~ must pay a fee of \$10  
 52.21 for each certified record specified in paragraph (a) or a fee of \$9 for each record that is not  
 52.22 certified.

52.23 (c) Except as provided in subdivisions 4, 5a, and 5b, in addition to the record fee in  
 52.24 paragraph (b), the fee for a copy of the history of any vehicle title not in electronic format  
 52.25 is \$1 for each page of the historical record.

52.26 (d) Fees collected by the commissioner under paragraph (b) for driver's license, instruction  
 52.27 permit, and Minnesota identification card records must be paid into the state treasury with  
 52.28 50 cents of each fee credited to the general fund. The remainder of the fees collected by the  
 52.29 commissioner must be credited to the driver services operating account in the special revenue  
 52.30 fund under section 299A.705. Of the fees collected by a full-service provider under paragraph  
 52.31 (b) for driver's license, instruction permit, and Minnesota identification card records, the

53.1 provider must transmit 50 cents to the commissioner to be deposited into the general fund,  
 53.2 and the provider must retain the remainder.

53.3 (e) Fees collected by the commissioner under paragraphs (b) and (c) for vehicle  
 53.4 registration or title records must be paid into the state treasury with 50 cents of each fee  
 53.5 credited to the general fund. The remainder of the fees collected by the commissioner must  
 53.6 be credited to the vehicle services operating account in the special revenue fund specified  
 53.7 in section 299A.705. Of the fees collected by a full-service provider under paragraphs (b)  
 53.8 and (c) for vehicle registration or title records, the provider must transmit 50 cents of each  
 53.9 fee to the commissioner to be deposited into the general fund, and the provider must retain  
 53.10 the remainder.

53.11 (f) Except as provided in subdivisions 4, 5a, and 5b, the commissioner ~~shall~~ must permit  
 53.12 a person to inquire into a record by the person's own electronic means for a fee of \$4.50 for  
 53.13 each inquiry, except that no fee may be charged when the requester is the subject of the  
 53.14 data. Of the fee collected by the commissioner:

53.15 (1) \$2.70 must be deposited in the general fund;

53.16 (2) for driver's license, instruction permit, or Minnesota identification card records, the  
 53.17 remainder must be deposited in the driver services operating account in the special revenue  
 53.18 fund under section 299A.705; and

53.19 (3) for vehicle title or registration records, the remainder must be deposited in the vehicle  
 53.20 services operating account in the special revenue fund under section 299A.705.

53.21 (g) Fees and the deposit of the fees for accident records and reports are governed by  
 53.22 section 169.09, subdivision 13.

53.23 **EFFECTIVE DATE.** This section is effective January 1, 2023, and applies to requests  
 53.24 for records made on or after that date.

53.25 Sec. 3. Minnesota Statutes 2020, section 168.327, subdivision 2, is amended to read:

53.26 Subd. 2. **Requests for information; surcharge on fee.** (a) Except as otherwise provided  
 53.27 in subdivision 3, the commissioner ~~shall~~ or full-service provider must impose a surcharge  
 53.28 of 50 cents on each fee charged by the commissioner or full-service provider under section  
 53.29 13.03, subdivision 3, for copies or electronic transmittals of public information about the  
 53.30 registration of a vehicle or an applicant, or holder of a driver's license, instruction permit,  
 53.31 or Minnesota identification card.

54.1 (b) The surcharge only applies to a fee imposed in response to a request made in person,  
 54.2 ~~or by mail, or to a request for transmittal through a computer modem~~ online. The surcharge  
 54.3 does not apply to the request of an individual for information about that individual's driver's  
 54.4 license, instruction permit, or Minnesota identification card or about vehicles registered or  
 54.5 titled in the individual's name.

54.6 (c) The surcharges collected by the commissioner under this subdivision must be credited  
 54.7 to the general fund. The surcharges collected by a full-service provider must be transmitted  
 54.8 to the commissioner to be deposited into the general fund.

54.9 **EFFECTIVE DATE.** This section is effective January 1, 2023, and applies to requests  
 54.10 for records made on or after that date.

54.11 Sec. 4. Minnesota Statutes 2020, section 168.327, subdivision 3, is amended to read:

54.12 Subd. 3. **Exception to fee and surcharge.** (a) Notwithstanding subdivision 2 or section  
 54.13 13.03, a fee or surcharge may not be imposed in response to a request for public information  
 54.14 about the registration of a vehicle if the commissioner or full-service provider is satisfied  
 54.15 that:

54.16 (1) the requester seeks the information on behalf of a community-based, nonprofit  
 54.17 organization designated by a local law enforcement agency to be a requester; and

54.18 (2) the information is needed to identify suspected prostitution law violators, controlled  
 54.19 substance law violators, or health code violators.

54.20 (b) The commissioner ~~shall~~ or full-service provider must not require a requester under  
 54.21 paragraph (a) to make a minimum number of data requests or limit the requester to a  
 54.22 maximum number of data requests.

54.23 **EFFECTIVE DATE.** This section is effective January 1, 2023, and applies to requests  
 54.24 for records made on or after that date.

54.25 Sec. 5. Minnesota Statutes 2020, section 168.327, is amended by adding a subdivision to  
 54.26 read:

54.27 **Subd. 7. Monitoring and auditing.** The commissioner must monitor and audit the  
 54.28 furnishing of records by full-service providers under this section to ensure full-service  
 54.29 providers are complying with this section, chapter 13, and United States Code, title 18,  
 54.30 section 2721, et seq.

54.31 **EFFECTIVE DATE.** This section is effective January 1, 2023.

55.1 Sec. 6. Minnesota Statutes 2020, section 168.33, subdivision 7, is amended to read:

55.2 Subd. 7. **Filing fees; allocations.** (a) In addition to all other statutory fees and taxes, a  
55.3 filing fee of:

55.4 (1) \$7 is imposed on every vehicle registration renewal, excluding pro rate transactions;  
55.5 and

55.6 (2) \$11 is imposed on every other type of vehicle transaction, including motor carrier  
55.7 fuel licenses under sections 168D.05 and 168D.06, and pro rate transactions.

55.8 (b) Notwithstanding paragraph (a):

55.9 (1) a filing fee may not be charged for a document returned for a refund or for a correction  
55.10 of an error made by the Department of Public Safety, a dealer, or a deputy registrar; and

55.11 (2) no filing fee or other fee may be charged for the permanent surrender of a title for a  
55.12 vehicle.

55.13 (c) The filing fee must be shown as a separate item on all registration renewal notices  
55.14 sent out by the commissioner.

55.15 (d) The statutory fees and taxes, and the filing fees imposed under paragraph (a) may  
55.16 be paid by credit card or debit card. The deputy registrar may collect a surcharge on the  
55.17 statutory fees, taxes, and filing fee not greater than the cost of processing a credit card or  
55.18 debit card transaction, in accordance with emergency rules established by the commissioner  
55.19 of public safety. The surcharge must be used to pay the cost of processing credit and debit  
55.20 card transactions.

55.21 (e) The fees collected under this subdivision by the department for in-person transactions  
55.22 must be allocated as follows:

55.23 (1) of the fees collected under paragraph (a), clause (1):

55.24 (i) \$5.50 must be deposited in the vehicle services operating account; and

55.25 (ii) \$1.50 must be deposited in the driver and vehicle services technology account; and

55.26 (2) of the fees collected under paragraph (a), clause (2):

55.27 (i) \$3.50 must be deposited in the general fund;

55.28 (ii) \$6.00 must be deposited in the vehicle services operating account; and

55.29 (iii) \$1.50 must be deposited in the driver and vehicle services technology account.

56.1 (f) The fees collected under this subdivision by the department for mail or online  
 56.2 transactions must be allocated as follows:

56.3 (1) of the fees collected under paragraph (a), clause (1):

56.4 (i) \$2.75 must be deposited in the vehicle services operating account;

56.5 (ii) \$0.75 must be deposited in the driver and vehicle services technology account; and

56.6 (iii) \$3.50 must be deposited in the full-service provider account; and

56.7 (2) of the fees collected under paragraph (a), clause (2):

56.8 (i) \$3.50 must be deposited in the general fund;

56.9 (ii) \$3.00 must be deposited in the vehicle services operating account;

56.10 (iii) \$0.75 must be deposited in the driver and vehicle services technology account; and

56.11 (iv) \$3.75 must be deposited in the full-service provider account.

56.12 (g) In addition to all other statutory fees and taxes, a \$5.00 surcharge is imposed on  
 56.13 every vehicle registration renewal, excluding pro rate transactions, that is submitted by mail.

56.14 Of the \$5.00 surcharge, \$2.50 must be deposited in the vehicle services operating account

56.15 and \$2.50 must be deposited in the full-service provider account.

56.16 **EFFECTIVE DATE.** This section is effective October 1, 2022.

56.17 Sec. 7. Minnesota Statutes 2021 Supplement, section 169.09, subdivision 13, is amended  
 56.18 to read:

56.19 Subd. 13. **Reports confidential; evidence, fee, penalty, appropriation.** (a) All reports  
 56.20 and supplemental information required under this section must be for the use of the  
 56.21 commissioner of public safety and other appropriate state, federal, county, and municipal  
 56.22 governmental agencies for accident analysis purposes, except:

56.23 (1) upon written request, the commissioner of public safety, a full-service provider as  
 56.24 defined in section 171.01, subdivision 33a, or any law enforcement agency ~~shall~~ must  
 56.25 disclose the report required under subdivision 8 to:

56.26 (i) any individual involved in the accident, the representative of the individual's estate,  
 56.27 or the surviving spouse, or one or more surviving next of kin, or a trustee appointed under  
 56.28 section 573.02;

56.29 (ii) any other person injured in person, property, or means of support, or who incurs  
 56.30 other pecuniary loss by virtue of the accident;

57.1 (iii) legal counsel of a person described in item (i) or (ii);

57.2 (iv) a representative of the insurer of any person described in item (i) or (ii); or

57.3 (v) a city or county attorney or an attorney representing the state in an implied consent  
57.4 action who is charged with the prosecution of a traffic or criminal offense that is the result  
57.5 of a traffic crash investigation conducted by law enforcement;

57.6 ~~(2) the commissioner of public safety shall, upon written request, provide the driver~~  
57.7 ~~filing a report under subdivision 7 with a copy of the report filed by the driver;~~

57.8 ~~(3)~~ (2) the commissioner of public safety may verify with insurance companies vehicle  
57.9 insurance information to enforce sections 65B.48, 169.792, 169.793, 169.796, and 169.797;

57.10 ~~(4)~~ (3) the commissioner of public safety ~~shall~~ must provide the commissioner of  
57.11 transportation the information obtained for each traffic accident involving a commercial  
57.12 motor vehicle, for purposes of administering commercial vehicle safety regulations;

57.13 ~~(5)~~ (4) upon specific request, the commissioner of public safety ~~shall~~ must provide the  
57.14 commissioner of transportation the information obtained regarding each traffic accident  
57.15 involving damage to identified state-owned infrastructure, for purposes of debt collection  
57.16 under section 161.20, subdivision 4; and

57.17 ~~(6)~~ (5) the commissioner of public safety may give to the United States Department of  
57.18 Transportation commercial vehicle accident information in connection with federal grant  
57.19 programs relating to safety.

57.20 (b) Accident reports and data contained in the reports are not discoverable under any  
57.21 provision of law or rule of court. ~~No report shall~~ A report must not be used as evidence in  
57.22 any trial, civil or criminal, or any action for damages or criminal proceedings arising out  
57.23 of an accident. However, the commissioner of public safety ~~shall~~ must furnish, upon the  
57.24 demand of any person who has or claims to have made a report or upon demand of any  
57.25 court, a certificate showing that a specified accident report has or has not been made to the  
57.26 commissioner solely to prove compliance or failure to comply with the requirements that  
57.27 the report be made to the commissioner.

57.28 (c) Nothing in this subdivision prevents any individual who has made a report under  
57.29 this section from providing information to any individuals involved in an accident or their  
57.30 representatives or from testifying in any trial, civil or criminal, arising out of an accident,  
57.31 as to facts within the individual's knowledge. It is intended by this subdivision to render  
57.32 privileged the reports required, but it is not intended to prohibit proof of the facts to which  
57.33 the reports relate.

58.1 (d) Disclosing any information contained in any accident report, except as provided in  
58.2 this subdivision, section 13.82, subdivision 3 or 6, or other statutes, is a misdemeanor.

58.3 (e) The commissioner of public safety ~~shall~~ or full-service provider as defined in section  
58.4 171.01, subdivision 33a, must charge authorized persons as described in paragraph (a) a \$5  
58.5 fee for a copy of an accident report. Ninety percent of the \$5 fee collected by the  
58.6 commissioner under this paragraph must be deposited in the special revenue fund and  
58.7 credited to the driver services operating account established in section 299A.705 and ten  
58.8 percent must be deposited in the general fund. Of the \$5 fee collected by a full-service  
58.9 provider, the provider must transmit 50 cents to the commissioner to be deposited into the  
58.10 general fund, and the provider must retain the remainder. The commissioner may also furnish  
58.11 an electronic copy of the database of accident records, which must not contain personal or  
58.12 private data on an individual, to private agencies as provided in paragraph (g), for not less  
58.13 than the cost of preparing the copies on a bulk basis as provided in section 13.03, subdivision  
58.14 3.

58.15 (f) The fees specified in paragraph (e) notwithstanding, the commissioner and law  
58.16 enforcement agencies ~~shall~~ must charge commercial users who request access to response  
58.17 or incident data relating to accidents a fee not to exceed 50 cents per record. "Commercial  
58.18 user" is a user who in one location requests access to data in more than five accident reports  
58.19 per month, unless the user establishes that access is not for a commercial purpose. Of the  
58.20 money collected by the commissioner under this paragraph, 90 percent must be deposited  
58.21 in the special revenue fund and credited to the driver services operating account established  
58.22 in section 299A.705 and ten percent must be deposited in the general fund.

58.23 (g) The fees in paragraphs (e) and (f) notwithstanding, the commissioner ~~shall~~ must  
58.24 provide an electronic copy of the accident records database to the public on a case-by-case  
58.25 basis using the cost-recovery charges provided for under section 13.03, subdivision 3. The  
58.26 database provided must not contain personal or private data on an individual. However,  
58.27 unless the accident records database includes the vehicle identification number, the  
58.28 commissioner ~~shall~~ must include the vehicle registration plate number if a private agency  
58.29 certifies and agrees that the agency:

58.30 (1) is in the business of collecting accident and damage information on vehicles;

58.31 (2) will use the vehicle registration plate number only for identifying vehicles that have  
58.32 been involved in accidents or damaged, to provide this information to persons seeking access  
58.33 to a vehicle's history and not for identifying individuals or for any other purpose; and

58.34 (3) will be subject to the penalties and remedies under sections 13.08 and 13.09.

59.1 **EFFECTIVE DATE.** This section is effective January 1, 2023, and applies to requests  
59.2 for records made on or after that date.

59.3 Sec. 8. Minnesota Statutes 2020, section 169.09, is amended by adding a subdivision to  
59.4 read:

59.5 Subd. 20. **Monitoring and auditing.** The commissioner must monitor and audit the  
59.6 furnishing of records by full-service providers under this section to ensure full-service  
59.7 providers are complying with this section, chapter 13, and United States Code, title 18,  
59.8 section 2721, et seq.

59.9 **EFFECTIVE DATE.** This section is effective January 1, 2023.

59.10 Sec. 9. Minnesota Statutes 2020, section 171.01, is amended by adding a subdivision to  
59.11 read:

59.12 Subd. 33a. **Full-service provider.** "Full-service provider" has the meaning given in  
59.13 section 168.002, subdivision 12a.

59.14 Sec. 10. Minnesota Statutes 2020, section 171.02, subdivision 3, is amended to read:

59.15 Subd. 3. **Motorized bicycle.** (a) A motorized bicycle may not be operated on any public  
59.16 roadway by any person who does not possess a valid driver's license, unless the person has  
59.17 obtained a motorized bicycle operator's permit or motorized bicycle instruction permit from  
59.18 the commissioner of public safety. The operator's permit may be issued to any person who  
59.19 has attained the age of 15 years and who has passed the examination prescribed by the  
59.20 commissioner. The instruction permit may be issued to any person who has attained the age  
59.21 of 15 years and who has successfully completed an approved safety course and passed the  
59.22 written portion of the examination prescribed by the commissioner.

59.23 (b) This course must consist of, but is not limited to, a basic understanding of:

59.24 (1) motorized bicycles and their limitations;

59.25 (2) motorized bicycle laws and rules;

59.26 (3) safe operating practices and basic operating techniques;

59.27 (4) helmets and protective clothing;

59.28 (5) motorized bicycle traffic strategies; and

59.29 (6) effects of alcohol and drugs on motorized bicycle operators.

60.1 (c) The commissioner may adopt rules prescribing the content of the safety course,  
 60.2 examination, and the information to be contained on the permits. A person operating a  
 60.3 motorized bicycle under a motorized bicycle permit is subject to the restrictions imposed  
 60.4 by section 169.974, subdivision 2, on operation of a motorcycle under a two-wheel instruction  
 60.5 permit.

60.6 (d) The fees for motorized bicycle operator's permits are as follows:

60.7	(1) Motorized bicycle operator's permit before age 21 and valid until	\$	9.75
60.8	age 21		
60.9	(2) Renewal permit age 21 or older and valid for <del>four</del> <u>eight</u> years	\$	<del>15.75</del>
60.10			<u>23.75</u>
60.11	(3) Duplicate of any renewal permit	\$	5.25
60.12	(4) Written examination and instruction permit, valid for 30 days	\$	6.75

60.13 **EFFECTIVE DATE.** This section is effective October 1, 2022, and applies to new or  
 60.14 renewal applications for drivers' licenses or identification cards submitted on or after that  
 60.15 date.

60.16 Sec. 11. Minnesota Statutes 2020, section 171.06, is amended by adding a subdivision to  
 60.17 read:

60.18 **Subd. 8. Preapplication.** The commissioner must establish a process for an applicant  
 60.19 to complete an online preapplication for a driver's license or identification card. The  
 60.20 preapplication must require the applicant to enter information required for an application  
 60.21 for the desired type of driver's license or identification card. The preapplication process  
 60.22 must generate a list of documents the applicant is required to submit in person at the time  
 60.23 of the application. An applicant who submitted a preapplication is required to appear in  
 60.24 person before the commissioner, a full-service provider, or a driver's license agent to submit  
 60.25 a completed application for the driver's license or identification card. At the time an individual  
 60.26 schedules an appointment to apply for a driver's license or identification card, the  
 60.27 commissioner, full-service provider, or driver's license agent who is scheduling the  
 60.28 appointment must provide to the applicant a link to the preapplication website.

60.29 Sec. 12. Minnesota Statutes 2020, section 171.061, subdivision 4, is amended to read:

60.30 **Subd. 4. Fee; equipment.** (a) The agent may charge and retain a filing fee of ~~\$8~~  
 60.31 application- as follows:

61.1 (1) New application for a noncompliant, REAL ID compliant, or \$ 24.00  
 61.2 enhanced driver's license or identification card

61.3 (2) Renewal application for a noncompliant, REAL ID compliant, or \$ 16.50  
 61.4 enhanced driver's license or identification card

61.5 Except as provided in paragraph (c), the fee ~~shall~~ must cover all expenses involved in  
 61.6 receiving, accepting, or forwarding to the department the applications and fees required  
 61.7 under sections 171.02, subdivision 3; 171.06, subdivisions 2 and 2a; and 171.07, subdivisions  
 61.8 3 and 3a.

61.9 (b) The statutory fees and the filing fees imposed under paragraph (a) may be paid by  
 61.10 credit card or debit card. The driver's license agent may collect a convenience fee on the  
 61.11 statutory fees and filing fees not greater than the cost of processing a credit card or debit  
 61.12 card transaction. The convenience fee must be used to pay the cost of processing credit card  
 61.13 and debit card transactions. The commissioner ~~shall~~ must adopt rules to administer this  
 61.14 paragraph using the exempt procedures of section 14.386, except that section 14.386,  
 61.15 paragraph (b), does not apply.

61.16 (c) The department ~~shall~~ must maintain the photo identification and vision examination  
 61.17 equipment for all agents ~~appointed as of January 1, 2000. Upon the retirement, resignation,~~  
 61.18 ~~death, or discontinuance of an existing agent, and if a new agent is appointed in an existing~~  
 61.19 ~~office pursuant to Minnesota Rules, chapter 7404, and notwithstanding the above or~~  
 61.20 ~~Minnesota Rules, part 7404.0400, the department shall provide and maintain photo~~  
 61.21 ~~identification equipment without additional cost to a newly appointed agent in that office~~  
 61.22 ~~if the office was provided the equipment by the department before January 1, 2000. All~~  
 61.23 photo identification and vision examination equipment must be compatible with standards  
 61.24 established by the department.

61.25 (d) A filing fee retained by the agent employed by a county board must be paid into the  
 61.26 county treasury and credited to the general revenue fund of the county. An agent who is not  
 61.27 an employee of the county ~~shall~~ must retain the filing fee in lieu of county employment or  
 61.28 salary and is considered an independent contractor for pension purposes, coverage under  
 61.29 the Minnesota State Retirement System, or membership in the Public Employees Retirement  
 61.30 Association.

61.31 (e) Before the end of the first working day following the final day of the reporting period  
 61.32 established by the department, the agent must forward to the department all applications  
 61.33 and fees collected during the reporting period except as provided in paragraph (d).

61.34 **EFFECTIVE DATE.** This section is effective October 1, 2022, and applies to  
 61.35 applications made on or after that date.

62.1 Sec. 13. Minnesota Statutes 2020, section 171.07, subdivision 4, is amended to read:

62.2 Subd. 4. **Identification card expiration.** (a) Except as otherwise provided in this  
62.3 subdivision, the expiration date of a Minnesota identification card is the birthday of the  
62.4 applicant in the ~~fourth~~ eighth year following the date of issuance of the card.

62.5 ~~(b)~~ For an applicant age 65 or older;

62.6 ~~(1) the expiration date of a Minnesota identification card is the birthday of the applicant~~  
62.7 ~~in the eighth year following the date of issuance of the card; or~~

62.8 ~~(2)~~ a noncompliant identification card is valid for the lifetime of the applicant.

62.9 ~~(c) For the purposes of paragraph (b), "Minnesota identification card" does not include~~  
62.10 ~~an enhanced identification card issued to an applicant age 65 or older.~~

62.11 ~~(d)~~ (b) The expiration date for an Under-21 identification card is the cardholder's 21st  
62.12 birthday. The commissioner ~~shall~~ must issue an identification card to a holder of an Under-21  
62.13 identification card who applies for the card, pays the required fee, and presents proof of  
62.14 identity and age, unless the commissioner determines that the applicant is not qualified for  
62.15 the identification card.

62.16 ~~(e)~~ (c) Notwithstanding paragraphs (a) ~~to (d)~~ and (b), the expiration date for an  
62.17 identification card issued to a person with temporary lawful status is the last day of the  
62.18 person's legal stay in the United States, or one year after issuance if the last day of the  
62.19 person's legal stay is not identified.

62.20 **EFFECTIVE DATE.** This section is effective October 1, 2022, and applies to new or  
62.21 renewal applications for drivers' licenses or identification cards submitted on or after that  
62.22 date.

62.23 Sec. 14. Minnesota Statutes 2020, section 171.0705, is amended by adding a subdivision  
62.24 to read:

62.25 Subd. 11. **Manual and study material availability.** The commissioner must publish  
62.26 the driver's manual and study support materials for the written exam and skills exam. The  
62.27 study support materials must focus on the subjects and skills that are most commonly failed  
62.28 by exam takers. The commissioner must ensure that the driver's manual and study support  
62.29 materials are easily located and are available for no cost.

63.1 Sec. 15. Minnesota Statutes 2021 Supplement, section 171.071, subdivision 4, is amended  
63.2 to read:

63.3 Subd. 4. **Variance for homebound individuals.** (a) Notwithstanding section 171.07 or  
63.4 Minnesota Rules, part 7410.1810, the commissioner may grant a variance from the  
63.5 photograph requirements for a noncompliant identification card if: (1) the individual is  
63.6 homebound as defined in paragraph (b); (2) the individual has submitted proof of homebound  
63.7 status; and (3) the department has a photograph of the applicant on file that was taken within  
63.8 the last ~~four~~ eight years or during the most recent renewal cycle or the applicant has submitted  
63.9 a photograph to the department that meets the requirements of section 171.07, Minnesota  
63.10 Rules, part 7410.1810, subpart 1, and other technical requirements established by the  
63.11 commissioner, such as background color and electronic file size, to ensure the image can  
63.12 be used on a credential and conforms with images taken by the department. Applicants  
63.13 granted a photograph variance under this subdivision are not required to appear in person  
63.14 to have a new photograph taken.

63.15 (b) For purposes of this subdivision, "homebound" means the individual is unable to  
63.16 leave the individual's residence due to a medical, physical, or mental health condition or  
63.17 infirmity as documented in writing by a physician, case worker, or social worker.

63.18 **EFFECTIVE DATE.** This section is effective October 1, 2022, and applies to new or  
63.19 renewal applications for drivers' licenses or identification cards submitted on or after that  
63.20 date.

63.21 Sec. 16. Minnesota Statutes 2020, section 171.12, subdivision 1a, is amended to read:

63.22 Subd. 1a. **Driver and vehicle services information system; security and auditing.** (a)  
63.23 The commissioner must establish written procedures to ensure that only individuals  
63.24 authorized by law may enter, update, or access not public data collected, created, or  
63.25 maintained by the driver and vehicle services information system. An authorized individual's  
63.26 ability to enter, update, or access data in the system must correspond to the official duties  
63.27 or training level of the individual and to the statutory authorization granting access for that  
63.28 purpose. All queries and responses, and all actions in which data are entered, updated,  
63.29 accessed, shared, or disseminated, must be recorded in a data audit trail. If an authorized  
63.30 individual accesses data to resolve an issue and the access does not result in a completed  
63.31 transaction, the individual must include a notation on the record for the transaction explaining  
63.32 the business need for accessing the data. Data contained in the audit trail are public to the  
63.33 extent the data are not otherwise classified by law.

64.1 (b) ~~If the commissioner must immediately and permanently revoke the authorization of~~  
 64.2 ~~any~~ determines that an individual who willfully entered, updated, accessed, shared, or  
 64.3 disseminated data in violation of state or federal law, the commissioner must impose  
 64.4 disciplinary action. If an individual willfully gained access to data without authorization by  
 64.5 law, the commissioner must forward the matter to the appropriate prosecuting authority for  
 64.6 prosecution. The commissioner must not impose disciplinary action against an individual  
 64.7 who properly accessed data to complete an authorized transaction or to resolve an issue that  
 64.8 did not result in a completed authorized transaction.

64.9 (c) If the commissioner imposes disciplinary action, the commissioner must notify the  
 64.10 individual in writing, of the action explain the reason for the action, and explain how to  
 64.11 appeal the action. The commissioner must transmit the notification within five calendar  
 64.12 days of the action.

64.13 (d) The commissioner must arrange for an independent biennial audit of the driver and  
 64.14 vehicle services information system to determine whether data currently in the system are  
 64.15 classified correctly, how the data are used, and to verify compliance with this subdivision.  
 64.16 The results of the audit are public. No later than 30 days following completion of the audit,  
 64.17 the commissioner must provide a report summarizing the audit results to the commissioner  
 64.18 of administration; the chairs and ranking minority members of the committees of the house  
 64.19 of representatives and the senate with jurisdiction over transportation policy and finance,  
 64.20 public safety, and data practices; and the Legislative Commission on Data Practices and  
 64.21 Personal Data Privacy. The report must be submitted as required under section 3.195, except  
 64.22 that printed copies are not required.

64.23 (e) For purposes of this subdivision, "disciplinary action" means a formal or informal  
 64.24 disciplinary measure, including but not limited to requiring corrective action or suspending  
 64.25 or revoking the individual's access to the driver and vehicle information system.

64.26 **EFFECTIVE DATE.** This section is effective October 1, 2022. Paragraphs (b),(c), and  
 64.27 (e) apply to audits of data use that are open on or after October 1, 2022.

64.28 Sec. 17. Minnesota Statutes 2021 Supplement, section 171.13, subdivision 1, is amended  
 64.29 to read:

64.30 Subdivision 1. **Examination subjects and locations; provisions for color blindness,**  
 64.31 **disabled veterans.** (a) Except as otherwise provided in this section, the commissioner ~~shall~~  
 64.32 must examine each applicant for a driver's license by such agency as the commissioner  
 64.33 directs. This examination must include:

65.1 (1) a test of the applicant's eyesight, provided that this requirement is met by submission  
65.2 of a vision examination certificate under section 171.06, subdivision 7;

65.3 (2) a test of the applicant's ability to read and understand highway signs regulating,  
65.4 warning, and directing traffic;

65.5 (3) a test of the applicant's knowledge of (i) traffic laws; (ii) the effects of alcohol and  
65.6 drugs on a driver's ability to operate a motor vehicle safely and legally, and of the legal  
65.7 penalties and financial consequences resulting from violations of laws prohibiting the  
65.8 operation of a motor vehicle while under the influence of alcohol or drugs; (iii) railroad  
65.9 grade crossing safety; (iv) slow-moving vehicle safety; (v) laws relating to pupil  
65.10 transportation safety, including the significance of school bus lights, signals, stop arm, and  
65.11 passing a school bus; (vi) traffic laws related to bicycles; and (vii) the circumstances and  
65.12 dangers of carbon monoxide poisoning;

65.13 (4) an actual demonstration of ability to exercise ordinary and reasonable control in the  
65.14 operation of a motor vehicle; and

65.15 (5) other physical and mental examinations as the commissioner finds necessary to  
65.16 determine the applicant's fitness to operate a motor vehicle safely upon the highways.

65.17 (b) Notwithstanding paragraph (a), the commissioner must not deny an application for  
65.18 a driver's license based on the exclusive grounds that the applicant's eyesight is deficient in  
65.19 color perception or that the applicant has been diagnosed with diabetes mellitus. War veterans  
65.20 operating motor vehicles especially equipped for disabled persons, if otherwise entitled to  
65.21 a license, must be granted such license.

65.22 ~~(e) The commissioner shall make provision for giving the examinations under this~~  
65.23 ~~subdivision either in the county where the applicant resides or at a place adjacent thereto~~  
65.24 ~~reasonably convenient to the applicant.~~

65.25 ~~(d) The commissioner shall ensure that an applicant is able to obtain an appointment for~~  
65.26 ~~an examination to demonstrate ability under paragraph (a), clause (4), within 14 days of the~~  
65.27 ~~applicant's request if, under the applicable statutes and rules of the commissioner, the~~  
65.28 ~~applicant is eligible to take the examination.~~

65.29 (c) The commissioner must ensure there are 40 or more exam stations located so that  
65.30 an applicant may take an exam either in the county where the applicant resides or in an  
65.31 adjacent county at a reasonably convenient location. One or more exam stations must be  
65.32 located in each county with a population of 130,000 or more, as determined by the 2020  
65.33 decennial census, that is located outside of the metropolitan area as defined in section

66.1 473.121, subdivision 2. Each exam station must be open a minimum of one day per week.

66.2 The schedule for each exam station must be posted on the department's website.

66.3 (d) The commissioner must provide real-time information on the department's website  
 66.4 about the availability and location of exam appointments, including the next available exam  
 66.5 dates and times for each exam station. The website must also provide an option for a person  
 66.6 to enter an address to review the date and time of the next available exam at each exam  
 66.7 station sorted by distance from the address provided. The information must be easily  
 66.8 accessible and must not require a person to sign in or provide any information, except an  
 66.9 address, in order to see available exam dates.

66.10 **EFFECTIVE DATE.** This section is effective July 1, 2023, except that paragraph (d)  
 66.11 is effective January 1, 2023.

66.12 Sec. 18. Minnesota Statutes 2020, section 171.13, subdivision 1a, is amended to read:

66.13 Subd. 1a. **Waiver when license issued by another jurisdiction.** (a) If the commissioner  
 66.14 determines that an applicant 21 years of age or older possesses a valid driver's license issued  
 66.15 by another state or jurisdiction that requires a comparable examination for obtaining a  
 66.16 driver's license, the commissioner ~~may~~ must waive the ~~requirement~~ requirements that the  
 66.17 applicant pass a written knowledge examination and demonstrate ability to exercise ordinary  
 66.18 and reasonable control in the operation of a motor vehicle ~~on determining that the applicant~~  
 66.19 ~~possesses a valid driver's license issued by a jurisdiction that requires a comparable~~  
 66.20 ~~demonstration for license issuance.~~

66.21 (b) If the commissioner determines that an applicant 21 years of age or older possesses  
 66.22 a valid driver's license with a two-wheeled vehicle endorsement issued by another state or  
 66.23 jurisdiction that requires a comparable examination for obtaining the endorsement, the  
 66.24 commissioner must waive the requirements that the applicant for a two-wheeled vehicle  
 66.25 endorsement pass a written knowledge examination and demonstrate the ability to exercise  
 66.26 ordinary and reasonable control in the operation of a motor vehicle.

66.27 (c) For purposes of this subdivision, "jurisdiction" includes, but is not limited to, both  
 66.28 the active and reserve components of any branch or unit of the United States armed forces,  
 66.29 and "valid driver's license" includes any driver's license that is recognized by that branch  
 66.30 or unit as currently being valid, or as having been valid at the time of the applicant's  
 66.31 separation or discharge from the military within a period of time deemed reasonable and  
 66.32 fair by the commissioner, up to and including one year past the date of the applicant's  
 66.33 separation or discharge.

67.1 **EFFECTIVE DATE.** This section is effective August 1, 2022, and applies to applications  
67.2 made on or after that date.

67.3 Sec. 19. Minnesota Statutes 2021 Supplement, section 171.13, subdivision 7, is amended  
67.4 to read:

67.5 Subd. 7. **Examination fees.** (a) A fee of ~~\$10~~ \$20 must be paid by an individual to take  
67.6 a third and any subsequent knowledge test administered by the department if the individual  
67.7 has failed two previous consecutive knowledge tests on the subject.

67.8 (b) A fee of ~~\$20~~ \$30 must be paid by an individual to take a third and any subsequent  
67.9 skills or road test administered by the department if the individual has previously failed two  
67.10 consecutive skill or road tests in a specified class of motor vehicle.

67.11 (c) A fee of \$20 must be paid by an individual who fails to appear for a scheduled skills  
67.12 or road test or who cancels a skills or road test within 24 hours of the appointment time.

67.13 (d) All fees received under this subdivision must be paid into the state treasury and  
67.14 credited to the driver services operating account in the special revenue fund specified under  
67.15 section 299A.705.

67.16 Sec. 20. Minnesota Statutes 2021 Supplement, section 171.27, subdivision 1, is amended  
67.17 to read:

67.18 Subdivision 1. **Expiration.** (a) Except as otherwise provided in this section, the expiration  
67.19 date for each driver's license is the birthday of the driver in the ~~fourth~~ eighth year following  
67.20 the date of issuance of the license. The birthday of the driver ~~shall~~ must be as indicated on  
67.21 the application for a driver's license. A license may be renewed on or before expiration or  
67.22 within one year after expiration upon application, payment of the required fee, and passing  
67.23 the examination required of all drivers for renewal. Driving privileges ~~shall~~ must be extended  
67.24 or renewed on or preceding the expiration date of an existing driver's license unless the  
67.25 commissioner believes that the licensee is no longer qualified as a driver.

67.26 (b) The expiration date for each under-21 license ~~shall~~ must be the 21st birthday of the  
67.27 licensee. Upon the licensee attaining the age of 21 and upon the application, payment of  
67.28 the required fee, and passing the examination required of all drivers for renewal, a driver's  
67.29 license ~~shall~~ must be issued unless the commissioner determines that the licensee is no  
67.30 longer qualified as a driver.

67.31 (c) The expiration date for each provisional license is two years after the date of  
67.32 application for the provisional license.

68.1 (d) Notwithstanding paragraphs (a) to (c), the expiration date for a license issued to a  
68.2 person with temporary lawful status is the last day of the person's legal stay in the United  
68.3 States, or one year after issuance if the last day of the person's legal stay is not identified.

68.4 **EFFECTIVE DATE.** This section is effective October 1, 2022, and applies to new or  
68.5 renewal applications for drivers' licenses or identification cards submitted on or after that  
68.6 date.

68.7 Sec. 21. Minnesota Statutes 2021 Supplement, section 171.27, subdivision 2, is amended  
68.8 to read:

68.9 Subd. 2. **Extension of expiration.** (a) For purposes of this subdivision, "eligible  
68.10 individual" means:

68.11 (1) a person then or subsequently serving outside Minnesota in active military service,  
68.12 as defined in section 190.05, subdivision 5, in any branch or unit of the armed forces of the  
68.13 United States;

68.14 (2) a person then or subsequently serving outside Minnesota as a volunteer in the Peace  
68.15 Corps;

68.16 (3) a person who is an employee of a federal department or agency and is assigned to  
68.17 foreign service outside of the United States; or

68.18 (4) a person residing outside of Minnesota because the person is a spouse, domestic  
68.19 partner, or dependent under age 26 of a person in clause (1), (2), or (3).

68.20 (b) A valid Minnesota driver's license issued to an eligible individual continues in full  
68.21 force and effect without requirement for renewal until the date one year following the  
68.22 person's separation or discharge from active military or volunteer service, or following the  
68.23 conclusion of assignment to foreign service outside the United States, and until the license  
68.24 holder's birthday in the ~~fourth~~ eighth full year following the person's most recent license  
68.25 renewal or, in the case of a provisional license, until the person's birthday in the third full  
68.26 year following the renewal.

68.27 **EFFECTIVE DATE.** This section is effective October 1, 2022, and applies to new or  
68.28 renewal applications for drivers' licenses or identification cards submitted on or after that  
68.29 date.

69.1 Sec. 22. [171.375] STUDENT PASS RATE.

69.2 (a) For each driver training school, the commissioner must determine the percentage of  
69.3 students from that school who pass the written exam or road test on the student's first attempt,  
69.4 second attempt, or third or subsequent attempt. The commissioner must publicly post the  
69.5 information collected under this section on the department's website. At a minimum, the  
69.6 commissioner must update this information on the department's website at least every six  
69.7 months. The information must be searchable by the name of a school or a location.

69.8 (b) By January 1 and July 1 of each year, each driver training school must provide to  
69.9 the commissioner a list of all students who completed coursework at the school during the  
69.10 previous six months.

69.11 Sec. 23. Minnesota Statutes 2020, section 299A.705, subdivision 1, is amended to read:

69.12 Subdivision 1. **Vehicle services operating account.** (a) The vehicle services operating  
69.13 account is created in the special revenue fund, consisting of all money from the vehicle  
69.14 services fees specified in chapters 168, 168A, and 168D, and any other money donated,  
69.15 allotted, transferred, or otherwise provided to the account.

69.16 (b) Funds appropriated from the account must be used by the commissioner of public  
69.17 safety to administer the vehicle services specified in chapters 168, 168A, and 168D, and  
69.18 section 169.345, including:

69.19 (1) designing, producing, issuing, and mailing vehicle registrations, plates, emblems,  
69.20 and titles;

69.21 (2) collecting title and registration taxes and fees;

69.22 (3) transferring vehicle registration plates and titles;

69.23 (4) maintaining vehicle records;

69.24 (5) issuing disability certificates and plates;

69.25 (6) licensing vehicle dealers;

69.26 (7) appointing, monitoring, and auditing deputy registrars; and

69.27 (8) inspecting vehicles when required by law.

69.28 (c) The following amounts are appropriated monthly from the account to the  
69.29 commissioner for the expense of fulfilling the renewal submissions from the previous  
69.30 calendar month:

70.1 (1)\$1.43 per motor vehicle registration renewal submitted by mail where license plates  
 70.2 are not issued;

70.3 (2) \$11.84 per motor vehicle registration renewal submitted by mail where license plates  
 70.4 are issued;

70.5 (3)\$1.16 per motor vehicle registration renewal submitted online where license plates  
 70.6 are not issued; and

70.7 (4) \$11.28 per motor vehicle registration renewal submitted online where license plates  
 70.8 are issued.

70.9 **EFFECTIVE DATE.** This section is effective July 1, 2022, and the first quarterly  
 70.10 distribution shall be made on or before October 15, 2022.

70.11 Sec. 24. Minnesota Statutes 2020, section 299A.705, is amended by adding a subdivision  
 70.12 to read:

70.13 Subd. 3a. **Full-service provider account.** (a) The full-service provider account is created  
 70.14 in the special revenue fund, consisting of fees described in sections 168.33, subdivision 7,  
 70.15 and 171.06, subdivision 2, and any other money donated, allotted, transferred, or otherwise  
 70.16 provided to the account.

70.17 (b) Money in the account is annually appropriated to the commissioner of public safety  
 70.18 to distribute to full-service providers, as defined in section 168.002, subdivision 12a. At  
 70.19 least quarterly, the commissioner must distribute the money in the account to each full-service  
 70.20 provider that was in operation during that quarter based proportionally on the total number  
 70.21 of transactions completed by each full-service provider.

70.22 **EFFECTIVE DATE.** This section is effective October 1, 2022, and the first quarterly  
 70.23 distribution shall be made on or before January 15, 2023.

70.24 Sec. 25. **REPORT; IMPLEMENTATION OF DRIVER AND VEHICLE SERVICES**  
 70.25 **RECOMMENDATIONS.**

70.26 (a) The legislature encourages the commissioner of public safety, in conjunction with  
 70.27 appropriate stakeholders, to implement the following recommendations included in  
 70.28 independent expert review of driver and vehicle services issued January 12, 2022:

70.29 (1) revise the deputy registrar and driver's license agent contracts to encourage all deputy  
 70.30 registrars and driver's license agents to become or remain full-service providers as defined  
 70.31 in Minnesota Statutes, section 168.002, subdivision 12a;

- 71.1 (2) determine how best to utilize certified and impartial third parties for administration  
71.2 of knowledge and road tests;
- 71.3 (3) implement data and reporting practices to assist the commissioner in making decisions  
71.4 focused on the residents of the state;
- 71.5 (4) conduct a staffing review that balances staff quantity and quality, leverages technology  
71.6 automations and configurations, and establishes performance standards and targets that  
71.7 meet the needs of the state;
- 71.8 (5) identify performance and service standards and create a deputy registrar performance  
71.9 scorecard and a driver's license agent performance scorecard that monitors user performance  
71.10 to ensure a consistently positive experience for Minnesotans;
- 71.11 (6) provide a rapid response communication method for situations where deputy registrars  
71.12 or driver's license agents need immediate support;
- 71.13 (7) explore ways to speed up background checks of new employees at the division of  
71.14 driver and vehicle services offices and deputy registrar offices, including using a police  
71.15 department or county sheriff;
- 71.16 (8) promote the preapplication process and expand the use of preapplications to all  
71.17 possible, relevant areas;
- 71.18 (9) evaluate and make recommendations to the legislature on areas where it is appropriate  
71.19 to make preapplications mandatory;
- 71.20 (10) adjust policies and practices to automate as many approval transactions as possible;
- 71.21 (11) determine the proper user level field needed by transaction type and explore  
71.22 additional differentiated user levels in MnDRIVE;
- 71.23 (12) allow deputy registrars to have increased visibility to and influence on the MnDRIVE  
71.24 enhancement process;
- 71.25 (13) engage a learning consultant and create a content strategy and communications  
71.26 campaign to meet the needs of Minnesota residents, including a feedback loop for continuous  
71.27 improvement and evolution;
- 71.28 (14) provide additional training and clear guidance regarding permissible use of records  
71.29 and enable in-application notation of usage other than for paid transactions;
- 71.30 (15) consider what security measures are appropriate at each deputy registrar or driver's  
71.31 license agent location, including the possible need for a security officer or for cameras with  
71.32 recording capabilities;

72.1 (16) offer training in deescalation and negotiation techniques to all public-facing staff;  
 72.2 and

72.3 (17) examine the potential of allowing online applications for replacement class D drivers'  
 72.4 licenses.

72.5 (b) By December 15, 2022, the commissioner must report to the chairs and ranking  
 72.6 minority members of the legislative committees with jurisdiction over transportation finance  
 72.7 and policy on whether the recommendations in paragraph (a) and the recommendations  
 72.8 included in the March 2021 legislative auditor's report on driver examination stations have  
 72.9 been implemented, are in the process of being implemented, or will not be implemented.

72.10 (1) For each recommendation that has been implemented, the commissioner must:

72.11 (i) describe when and how the recommendation was implemented;

72.12 (ii) describe the outcome of implementing the recommendation; and

72.13 (iii) provide an estimated cost of implementing the recommendation.

72.14 (2) For each recommendation that is in the process of being implemented, the  
 72.15 commissioner must:

72.16 (i) describe how the recommendation is being implemented;

72.17 (ii) provide the anticipated timeline for implementation; and

72.18 (iii) provide an estimated cost of implementing the recommendation.

72.19 (3) For each recommendation that will not be implemented, the commissioner must:

72.20 (i) provide a detailed explanation of why the recommendation will not be implemented;

72.21 (ii) provide an estimated cost to implement the recommendation;

72.22 (iii) provide an estimated timeline to implement the recommendation; and

72.23 (iv) describe any unmet needs that, if met, would allow the commissioner to implement  
 72.24 the recommendation.

72.25 In addition, the commissioner must include recommendations on any further changes to  
 72.26 statutes necessary or beneficial for implementing the recommendations.

72.27 (c) The report required by paragraph (b) must also include:

72.28 (1) the commissioner's plan for exam station locations, including how many exam stations  
 72.29 will remain open and the locations of the exam stations; and

73.1 (2) whether any limited driver's license agents are unable to become full-service providers  
 73.2 because of the restrictions in Minnesota Statutes, section 171.061, and Minnesota Rules,  
 73.3 chapter 7404, and, if so, whether the commissioner would recommend any exceptions to  
 73.4 allow the limited driver's license agent to participate in the fee-sharing provisions of this  
 73.5 article.

73.6 **EFFECTIVE DATE.** This section is effective the day following final enactment.

73.7 Sec. 26. **REPEALER.**

73.8 Minnesota Statutes 2020, section 168.345, subdivision 1, is repealed.

73.9 Sec. 27. **EFFECTIVE DATE.**

73.10 Except where otherwise specified, this article is effective August 1, 2022.

## 73.11 **ARTICLE 6**

### 73.12 **SALVAGE AND PRIOR SALVAGE TITLE BRANDS**

73.13 Section 1. Minnesota Statutes 2020, section 168A.01, is amended by adding a subdivision  
 73.14 to read:

73.15 **Subd. 16b. Recovered intact vehicle.** "Recovered intact vehicle" means a vehicle that  
 73.16 was:

73.17 (1) verified by the vehicle insurer to be stolen and declared a total loss; and

73.18 (2) subsequently recovered with damage that is not in excess of 80 percent of its value  
 73.19 immediately before it was stolen.

73.20 Sec. 2. Minnesota Statutes 2020, section 168A.01, subdivision 17b, is amended to read:

73.21 Subd. 17b. **Salvage vehicle.** (a) "Salvage vehicle" means a vehicle that has a salvage  
 73.22 certificate of title (1) for which an insurance company has declared a total loss or paid a  
 73.23 total loss claim, or (2) that has been involved in a collision or other event in which the cost  
 73.24 of repairs exceeds 80 percent of the value of the vehicle immediately before the damage  
 73.25 occurred.

73.26 (b) Salvage vehicle does not include a recovered intact vehicle.

74.1 Sec. 3. Minnesota Statutes 2020, section 168A.04, subdivision 1, is amended to read:

74.2 Subdivision 1. **Contents.** The application for the first certificate of title of a vehicle or  
74.3 manufactured home in this state, or for reissuance of a certificate of title for a manufactured  
74.4 home under section 168A.142, ~~shall~~ must be made by the owner to the department on the  
74.5 form prescribed by the department and ~~shall~~ must contain:

74.6 (1) the first, middle, and last names, the dates of birth, and addresses of all owners who  
74.7 are natural persons, the full names and addresses of all other owners;

74.8 (2) a description of the vehicle or manufactured home including, so far as the following  
74.9 data exists, its make, model, year, identifying number in the case of a vehicle or serial  
74.10 number in the case of a manufactured home, type of body, and whether new or used;

74.11 (3) the date of purchase by applicant, the name and address of the person from whom  
74.12 the vehicle or manufactured home was acquired, the names and addresses of any secured  
74.13 parties in the order of their priority, and the dates of their respective security agreements;

74.14 (4) with respect to motor vehicles subject to the provisions of section 325E.15, the true  
74.15 cumulative mileage registered on the odometer or that the actual mileage is unknown if the  
74.16 odometer reading is known by the owner to be different from the true mileage;

74.17 (5) ~~with respect to vehicles subject to section 325F.6641,~~ whether the vehicle sustained  
74.18 damage by collision or other occurrence ~~which exceeded 70 percent of the actual cash value~~  
74.19 that meets the disclosure requirements under section 325F.6641, subdivision 1; and

74.20 (6) any further information the department reasonably requires to identify the vehicle  
74.21 or manufactured home and to enable it to determine whether the owner is entitled to a  
74.22 certificate of title, and the existence or nonexistence and priority of any security interest in  
74.23 the vehicle or manufactured home.

74.24 Sec. 4. Minnesota Statutes 2020, section 168A.04, subdivision 4, is amended to read:

74.25 Subd. 4. **Vehicle last registered out of state.** If the application refers to a vehicle last  
74.26 previously registered in another state or country, the application ~~shall~~ must contain or be  
74.27 accompanied by:

74.28 (1) any certificate of title issued by the other state or country;

74.29 (2) any other information and documents the department reasonably requires to establish  
74.30 the ownership of the vehicle and the existence or nonexistence and priority of any security  
74.31 interest in it;

75.1 (3) the certificate of a person authorized by the department that the identifying number  
 75.2 of the vehicle has been inspected and found to conform to the description given in the  
 75.3 application, or any other proof of the identity of the vehicle the department reasonably  
 75.4 requires; and

75.5 (4) ~~with respect to vehicles subject to section 325F.6641,~~ whether the vehicle sustained  
 75.6 damage by collision or other occurrence ~~which exceeded 70 percent of actual cash value~~  
 75.7 that meets the disclosure requirements under section 325F.6641, subdivision 1. Damage,  
 75.8 for the purpose of ~~this~~ the calculation under this clause, does not include the actual cost  
 75.9 incurred to repair, replace, or reinstall inflatable safety restraints and other vehicle  
 75.10 components that must be replaced due to the deployment of the inflatable safety restraints.

75.11 Sec. 5. Minnesota Statutes 2020, section 168A.05, subdivision 3, is amended to read:

75.12 Subd. 3. **Content of certificate.** (a) Each certificate of title issued by the department  
 75.13 ~~shall~~ must contain:

75.14 (1) the date issued;

75.15 (2) the first, middle, and last names and the dates of birth of all owners who are natural  
 75.16 persons, and the full names of all other owners;

75.17 (3) the residence address of the owner listed first if that owner is a natural person or the  
 75.18 address if that owner is not a natural person;

75.19 (4) the names of any secured parties, and the address of the first secured party, listed in  
 75.20 the order of priority (i) as shown on the application, or (ii) if the application is based on a  
 75.21 certificate of title, as shown on the certificate, or (iii) as otherwise determined by the  
 75.22 department;

75.23 (5) any liens filed pursuant to a court order or by a public agency responsible for child  
 75.24 support enforcement against the owner;

75.25 (6) the title number assigned to the vehicle;

75.26 (7) a description of the vehicle including, so far as the following data exists, its make,  
 75.27 model, year, identifying number, type of body, whether new or used, and if a new vehicle,  
 75.28 the date of the first sale of the vehicle for use;

75.29 (8) with respect to a motor vehicle subject to section 325E.15, (i) the true cumulative  
 75.30 mileage registered on the odometer or (ii) that the actual mileage is unknown if the odometer  
 75.31 reading is known by the owner to be different from the true mileage;

75.32 (9) if applicable, one or more of the following:

76.1 (i) with respect to a vehicle subject to sections ~~325F.6641~~ 168A.151 and 325F.6642, the  
 76.2 appropriate ~~term~~ brand "flood damaged," "~~rebuilt~~," "salvage," "prior salvage," or  
 76.3 "reconstructed";

76.4 ~~(10)~~ (ii) with respect to a vehicle contaminated by methamphetamine production, if the  
 76.5 registrar has received the certificate of title and notice described in section 152.0275,  
 76.6 subdivision 2, paragraph (g), the ~~term~~ brand "hazardous waste contaminated vehicle"; and

76.7 ~~(11)~~ (iii) with respect to a vehicle subject to section 325F.665, the ~~term~~ brand "lemon  
 76.8 law vehicle"; and

76.9 ~~(12)~~ (10) any other data the department prescribes.

76.10 (b) For a certificate of title on a vehicle that is a restored pioneer vehicle:

76.11 (1) the identifying number must be the valid identifying number as provided under  
 76.12 section 168A.04, subdivision 5;

76.13 (2) the year of the vehicle must be the year of original vehicle manufacture and not the  
 76.14 year of restoration; and

76.15 (3) the title must not bear a "reconstructed vehicle" brand.

76.16 Sec. 6. Minnesota Statutes 2020, section 168A.151, subdivision 1, is amended to read:

76.17 Subdivision 1. **Salvage titles and prior salvage brands.** (a) When an insurer, licensed  
 76.18 to conduct business in Minnesota, acquires ownership of a ~~late-model or high-value~~ vehicle,  
 76.19 excluding a recovered intact vehicle, through payment of damages, the insurer ~~shall~~ must:

76.20 (1) for a late-model or high-value vehicle, immediately apply for a salvage certificate  
 76.21 of title that bears a "salvage" brand or ~~shall~~ stamp the existing certificate of title with ~~the~~  
 76.22 ~~legend~~ "SALVAGE salvage CERTIFICATE OF TITLE" in a manner prescribed by the  
 76.23 department; or

76.24 (2) for a vehicle that is not subject to clause (1), immediately apply for a certificate of  
 76.25 title that bears a "prior salvage" brand or stamp the existing certificate of title with "prior  
 76.26 salvage" in a manner prescribed by the department.

76.27 (b) Within ten days of obtaining the title of a vehicle through payment of damages, an  
 76.28 insurer must notify the department in a manner prescribed by the department.

76.29 ~~(b)~~ (c) Except as provided in section 168A.11, subdivision 1, a person ~~shall~~ must  
 76.30 immediately apply for a salvage certificate of title that bears a "salvage" brand if the person

77.1 acquires a damaged late-model or high-value vehicle ~~with an out-of-state title and the vehicle~~  
 77.2 that:

77.3 (1) ~~is a vehicle that~~ was acquired by an insurer through payment of damages;

77.4 (2) ~~is a vehicle for which the~~ will incur a cost of repairs that exceeds the value of the  
 77.5 damaged vehicle; or

77.6 (3) has an out-of-state salvage certificate of title as proof of ownership; or

77.7 (4) bears the brand "damaged," "repairable," "salvage," or any similar term on the  
 77.8 certificate of title.

77.9 (d) Except as provided in section 168A.11, subdivision 1, a person must immediately  
 77.10 apply for a certificate of title that bears a "prior salvage" brand if the person acquires a  
 77.11 damaged vehicle and:

77.12 (1) a "salvage" brand is not required under paragraph (c); and

77.13 (2) the vehicle:

77.14 (i) bears the brand "damaged," "repairable," "salvage," "rebuilt," "reconditioned," or  
 77.15 any similar term on the certificate of title; or

77.16 (ii) had a salvage certificate of title or brand issued at any time in the vehicle's history  
 77.17 by any other jurisdiction.

77.18 ~~(e)~~ (e) A self-insured owner of a ~~late-model or high-value~~ vehicle that sustains damage  
 77.19 by collision or other occurrence which exceeds 80 percent of its actual cash value ~~shall~~  
 77.20 must:

77.21 (1) for a late-model or high-value vehicle, immediately apply for a salvage certificate  
 77.22 of title- that bears a "salvage" brand; or

77.23 (2) for a vehicle that is not subject to clause (1), immediately apply for a certificate of  
 77.24 title that bears a "prior salvage" brand.

77.25 Sec. 7. Minnesota Statutes 2020, section 168A.152, subdivision 1, is amended to read:

77.26 Subdivision 1. **Certificate of inspection.** (a) A salvage certificate of title that bears a  
 77.27 "salvage" brand or stamp authorizes the holder to possess, transport, and transfer ownership  
 77.28 in a vehicle. A salvage certificate of title that bears a "salvage" brand or stamp does not  
 77.29 authorize the holder to register a vehicle. ~~A certificate of title must not be issued for a vehicle~~  
 77.30 for which a salvage certificate of title has been issued unless

78.1 (b) For a late-model or high-value vehicle with a certificate of title that bears a "salvage"  
 78.2 brand or stamp, the commissioner must not issue a certificate of title that bears a "prior  
 78.3 salvage" brand or stamp unless the application for title is accompanied by a certification of  
 78.4 inspection in the form and content specified by the department ~~accompanies the application~~  
 78.5 ~~for a certificate of title.~~

78.6 Sec. 8. Minnesota Statutes 2020, section 168A.152, subdivision 1a, is amended to read:

78.7 Subd. 1a. **Duties of salvage vehicle purchaser.** No salvage vehicle purchaser shall  
 78.8 possess or retain a salvage vehicle which does not have a ~~salvage~~ certificate of title that  
 78.9 bears a "salvage" or "prior salvage" brand or stamp. The salvage vehicle purchaser ~~shall~~  
 78.10 must display the ~~salvage~~ certificate of title upon the request of any appropriate public  
 78.11 authority.

78.12 Sec. 9. Minnesota Statutes 2020, section 325F.662, subdivision 3, is amended to read:

78.13 Subd. 3. **Exclusions.** Notwithstanding the provisions of subdivision 2, a dealer is not  
 78.14 required to provide an express warranty for a used motor vehicle:

78.15 (1) sold for a total cash sale price of less than \$3,000, including the trade-in value of  
 78.16 any vehicle traded in by the consumer, but excluding tax, license fees, registration fees, and  
 78.17 finance charges;

78.18 (2) with an engine designed to use diesel fuel;

78.19 (3) with a gross weight, as defined in section 168.002, subdivision 13, in excess of 9,000  
 78.20 pounds;

78.21 (4) that has been custom-built or modified for show or for racing;

78.22 (5) that is eight years of age or older, as calculated from the first day in January of the  
 78.23 designated model year of the vehicle;

78.24 (6) that has been produced by a manufacturer which has never manufactured more than  
 78.25 10,000 motor vehicles in any one year;

78.26 (7) that has 75,000 miles or more at time of sale;

78.27 (8) that has not been manufactured in compliance with applicable federal emission  
 78.28 standards in force at the time of manufacture as provided by the Clean Air Act, United  
 78.29 States Code, title 42, sections 7401 through 7642, and regulations adopted pursuant thereto,  
 78.30 and safety standards as provided by the National Traffic and Motor Safety Act, United

79.1 States Code, title 15, sections 1381 through 1431, and regulations adopted pursuant thereto;  
79.2 or

79.3 (9) that has been issued a ~~salvage~~ certificate of title that bears a "salvage" brand or stamp  
79.4 under section 168A.151.

79.5 Sec. 10. Minnesota Statutes 2020, section 325F.6641, is amended to read:

79.6 **325F.6641 DISCLOSURE OF VEHICLE DAMAGE.**

79.7 Subdivision 1. **Prior damage disclosure.** (a) If a ~~late-model vehicle, as defined in section~~  
79.8 ~~168A.01, subdivision 8a,~~ has sustained damage by collision or other occurrence which  
79.9 exceeds 80 percent of its actual cash value immediately prior to sustaining damage, the  
79.10 seller must disclose that fact to the buyer, if the seller has actual knowledge of the damage.  
79.11 The amount of damage is determined by the retail cost of repairing the vehicle based on a  
79.12 complete written retail repair estimate or invoice.

79.13 (b) The disclosure required under this subdivision must be made in writing on the  
79.14 application for title and registration or other transfer document, in a manner prescribed by  
79.15 the registrar of motor vehicles. The registrar ~~shall revise~~ must design the certificate of title  
79.16 form, including the assignment by seller (transferor) and reassignment by licensed dealer  
79.17 sections of the form, the separate application for title forms, and other transfer documents  
79.18 to accommodate this disclosure. ~~If the seller is a motor vehicle dealer licensed pursuant to~~  
79.19 ~~section 168.27, the disclosure required by this section must be made orally by the dealer to~~  
79.20 ~~the prospective buyer in the course of the sales presentation.~~

79.21 ~~(c) Upon transfer and application for title to a vehicle covered by this subdivision, the~~  
79.22 ~~registrar shall record the term "rebuilt" on the first Minnesota certificate of title and all~~  
79.23 ~~subsequent Minnesota certificates of title used for that vehicle.~~

79.24 Subd. 2. **Form of Disclosure requirements.** (a) If a motor vehicle dealer licensed under  
79.25 section 168.27 offers a vehicle for sale in the course of a sales presentation to any prospective  
79.26 buyer, the dealer must provide a written disclosure and, except for sales performed online,  
79.27 an oral disclosure of:

79.28 (1) prior vehicle damage as required under subdivision 1;

79.29 (2) the existence or requirement of any title brand under sections 168A.05, subdivision  
79.30 3, 168A.151, 325F.6642, or 325F.665, subdivision 14, if the dealer has actual knowledge  
79.31 of the brand; and

80.1 (3) if a motor vehicle, which is part of a licensed motor vehicle dealer's inventory, has  
 80.2 been submerged or flooded above the bottom dashboard while parked on the dealer's lot.

80.3 (b) If a person receives a flood disclosure as described in paragraph (a), clause (3),  
 80.4 whether from a motor vehicle dealer or another seller, and subsequently offers that vehicle  
 80.5 for sale, the person must provide the same disclosure to any prospective subsequent buyer.

80.6 (c) Written disclosure under this subdivision must be signed by the buyer and maintained  
 80.7 in the motor vehicle dealer's sales file in the manner prescribed by the registrar of motor  
 80.8 vehicles.

80.9 (d) The disclosure required in ~~this section~~ subdivision 1 must be made in substantially

80.10 the following form: "To the best of my knowledge, this vehicle has ..... has not ..... sustained

80.11 damage in excess of 80 percent actual cash value."

80.12 Sec. 11. Minnesota Statutes 2020, section 325F.6642, is amended to read:

80.13 **325F.6642 TITLE BRANDING.**

80.14 Subdivision 1. **Flood damage.** If the application for title and registration indicates that

80.15 the vehicle has been classified as a total loss ~~vehicle~~ because of water or flood damage, or

80.16 that the vehicle bears a "flood damaged" or similar brand, the registrar of motor vehicles

80.17 ~~shall~~ must record the ~~term~~ brand "flood damaged" on the certificate of title and all subsequent

80.18 certificates of title issued for that vehicle.

80.19 Subd. 2. ~~Total Loss~~ **Salvage vehicles.** (a) Upon transfer and application for title to all

80.20 ~~total loss~~ vehicles for which the "salvage" brand is required under section 168A.151,

80.21 subdivision 1, the registrar of motor vehicles shall ~~must~~ (1) record the ~~term~~ brand "prior

80.22 salvage" on the first Minnesota certificate of title, and (2) subject to section 168A.152,

80.23 record the brand "prior salvage" on all subsequent Minnesota certificates of title used ~~issued~~

80.24 for that vehicle.

80.25 (b) Notwithstanding paragraph (a), a "prior salvage" brand is not required for a recovered

80.26 intact vehicle, as defined in section 168A.01, subdivision 16b.

80.27 Subd. 2a. **Prior salvage.** Upon application for title to all vehicles for which the "prior

80.28 salvage" brand is required under section 168A.151, subdivision 1, the registrar of motor

80.29 vehicles must record the brand "prior salvage" on the certificate of title and all subsequent

80.30 certificates of title issued for that vehicle.

80.31 Subd. 2b. **Certain damaged vehicles.** Upon transfer and application for title to a vehicle

80.32 that is subject to section 325F.6641, subdivision 1, the registrar of motor vehicles must (1)

81.1 record the brand "salvage" on the first certificate of title, and (2) subject to section 168A.152,  
 81.2 record the brand "prior salvage" on all subsequent certificates of title issued for that vehicle.

81.3 ~~Subd. 3. **Out-of-state vehicles.** (a) Upon transfer and application for title of all repaired~~  
 81.4 ~~vehicles with out-of-state titles that bear the term "damaged," "salvage," "rebuilt,"~~  
 81.5 ~~"reconditioned," or any similar term, the registrar of motor vehicles shall record the term~~  
 81.6 ~~"prior salvage" on the first Minnesota certificate of title and all subsequent Minnesota~~  
 81.7 ~~certificates of title used for that vehicle.~~

81.8 ~~(b) The registrar shall mark "prior salvage" on the first Minnesota certificate of title and~~  
 81.9 ~~all subsequent certificates of title issued for any vehicle which came into the state unrepaired~~  
 81.10 ~~and for which a salvage certificate of title was issued.~~

81.11 ~~(c) For vehicles with out-of-state titles which bear the term "flood damaged," the registrar~~  
 81.12 ~~of motor vehicles shall record the term "flood damaged" on the first Minnesota certificate~~  
 81.13 ~~of title and all subsequent Minnesota certificates of title issued for that vehicle.~~

81.14 ~~(d) the registrar shall mark "prior salvage" on the first Minnesota certificate of title and~~  
 81.15 ~~all subsequent certificates of title issued for any vehicle that had a salvage certificate of title~~  
 81.16 ~~issued at any time in the vehicle's history by any other jurisdiction.~~

81.17 Subd. 4. **Reconstructed vehicles.** For vehicles that are reconstructed within the meaning  
 81.18 of section 168A.15, the registrar ~~shall~~ must record the ~~term~~ brand "reconstructed" on the  
 81.19 certificate of title and all subsequent certificates of title.

81.20 Subd. 5. **Manner of branding.** ~~The~~ Each brand designation of "flood damaged," "rebuilt,"  
 81.21 "prior salvage," or "reconstructed" under this section or section 168A.05, subdivision 3,  
 81.22 168A.151, or 325F.665, subdivision 14, required on a certificate of title ~~shall~~ must be made  
 81.23 by the registrar of motor vehicles in a clear and conspicuous manner, in a ~~color~~ format  
 81.24 different from all other writing on the certificate of title.

81.25 Subd. 6. **Total loss vehicle; definition.** For the purposes of this section, "total loss  
 81.26 vehicle" means a vehicle damaged by collision or other occurrence, for which a salvage  
 81.27 certificate of title has been issued. ~~Total loss vehicle does not include a stolen and recovered~~  
 81.28 ~~vehicle verified by the insurer who declared the vehicle to be a total loss vehicle unless~~  
 81.29 ~~there is more than minimal damage to the vehicle as determined by the registrar.~~

81.30 Subd. 7. **Dealer disclosure.** ~~If a licensed motor vehicle dealer offers for sale a vehicle~~  
 81.31 ~~with a branded title, the dealer shall orally disclose the existence of the brand in the course~~  
 81.32 ~~of the sales presentation.~~

82.1 ~~Subd. 8. **Flood damage; dealer lots.** If a motor vehicle, which is part of a licensed motor~~  
 82.2 ~~vehicle dealer's inventory, has been submerged or flooded above the bottom of the dashboard~~  
 82.3 ~~while parked on the dealer's lot, the dealer must disclose that fact in writing to any buyer~~  
 82.4 ~~and must orally disclose that fact in the course of a sales presentation to any prospective~~  
 82.5 ~~buyer. The buyer must also disclose the existence of the flood damage in writing to any~~  
 82.6 ~~subsequent buyer.~~

82.7 Sec. 12. Minnesota Statutes 2020, section 325F.665, subdivision 14, is amended to read:

82.8 Subd. 14. **Title branding.** (a) Upon transfer and application for title of all vehicles  
 82.9 subject to this section, the registrar of motor vehicles shall record the term "lemon law  
 82.10 vehicle" on the certificate of title and all subsequent certificates of title for that vehicle.

82.11 (b) For vehicles with out-of-state titles that bear the term "lemon law vehicle," or any  
 82.12 similar term, the registrar of motor vehicles shall record the term "lemon law vehicle" on  
 82.13 the first Minnesota certificate of title and all subsequent Minnesota certificates of title issued  
 82.14 for that vehicle.

82.15 ~~(c) The designation of "lemon law vehicle" on a certificate of title must be made by the~~  
 82.16 ~~registrar of motor vehicles in a clear and conspicuous manner, in a color different from all~~  
 82.17 ~~other writing on the certificate of title.~~

82.18 Sec. 13. **REPEALER.**

82.19 Minnesota Statutes 2020, sections 168A.01, subdivision 17a; and 325F.6644, are repealed.

82.20 Sec. 14. **EFFECTIVE DATE.**

82.21 This article is effective January 1, 2023.

## 82.22 **ARTICLE 7**

### 82.23 **DEPARTMENT OF TRANSPORTATION**

82.24 Section 1. Minnesota Statutes 2020, section 160.08, subdivision 7, is amended to read:

82.25 Subd. 7. **No commercial establishment within right-of-way; exceptions.** No  
 82.26 commercial establishment, including but not limited to automotive service stations, for  
 82.27 serving motor vehicle users shall be constructed or located within the right-of-way of, or  
 82.28 on publicly owned or publicly leased land acquired or used for or in connection with, a  
 82.29 controlled-access highway; except that:

82.30 (1) structures may be built within safety rest and travel information center areas;

83.1 (2) space within state-owned buildings in those areas may be leased for the purpose of  
 83.2 providing information to travelers through advertising as provided in section 160.276;

83.3 (3) advertising signs may be erected within the right-of-way of interstate or  
 83.4 controlled-access trunk highways by franchise agreements under section 160.80;

83.5 (4) vending machines may be placed in rest areas, travel information centers, or weigh  
 83.6 stations constructed or located within trunk highway rights-of-way; ~~and~~

83.7 (5) acknowledgment signs may be erected under sections 160.272 and 160.2735; and

83.8 (6) electric vehicle charging stations may be installed, operated, and maintained in safety  
 83.9 rest areas, except where prohibited by federal law.

83.10 **EFFECTIVE DATE.** This section is effective the day following final enactment.

83.11 Sec. 2. Minnesota Statutes 2020, section 161.088, subdivision 1, is amended to read:

83.12 Subdivision 1. **Definitions.** For purposes of this section, the following terms have the  
 83.13 meanings given:

83.14 (1) "beyond the project limits" means any point that is located:

83.15 (i) outside of the project limits;

83.16 (ii) along the same trunk highway; and

83.17 (iii) within the same region of the state;

83.18 (2) "city" means a statutory or home rule charter city;

83.19 (3) "greater Minnesota area" means the counties that are not metropolitan counties;

83.20 (4) "metropolitan area" means Anoka, Carver, Chisago, Dakota, Hennepin, Ramsey,  
 83.21 Scott, and Washington Counties;

83.22 ~~(3)~~ (5) "program" means the corridors of commerce program established in this section;  
 83.23 and

83.24 ~~(4)~~ (6) "project limits" means the estimated construction limits of a project for trunk  
 83.25 highway construction, reconstruction, or maintenance, that is a candidate for selection under  
 83.26 the corridors of commerce program.

83.27 Sec. 3. Minnesota Statutes 2020, section 161.088, subdivision 2, is amended to read:

83.28 Subd. 2. **Program authority; funding.** (a) As provided in this section, the commissioner  
 83.29 shall establish a corridors of commerce program for trunk highway construction,

84.1 reconstruction, and improvement, including maintenance operations, that improves commerce  
84.2 in the state.

84.3 (b) The commissioner may expend funds under the program from appropriations to the  
84.4 commissioner that are:

84.5 (1) made specifically by law for use under this section;

84.6 (2) at the discretion of the commissioner, made for the budget activities in the state roads  
84.7 program of operations and maintenance, program planning and delivery, or state road  
84.8 construction; and

84.9 (3) made for the corridor investment management strategy program, unless specified  
84.10 otherwise.

84.11 (c) The commissioner ~~shall~~ must include in the program the cost participation policy  
84.12 for local units of government.

84.13 (d) The commissioner may use up to 17 percent of any appropriation ~~to the program~~  
84.14 under this section for program delivery and for project scoring, ranking, and selection under  
84.15 subdivision 5.

84.16 Sec. 4. Minnesota Statutes 2020, section 161.088, subdivision 4, is amended to read:

84.17 Subd. 4. **Project eligibility.** (a) The eligibility requirements for projects that can be  
84.18 funded under the program are:

84.19 (1) consistency with the statewide multimodal transportation plan under section 174.03;

84.20 (2) location of the project on an interregional corridor, for a project located outside of  
84.21 the Department of Transportation metropolitan district;

84.22 (3) placement into at least one project classification under subdivision 3;

84.23 (4) project construction work will commence within ~~three~~ four years, or a longer length  
84.24 of time as determined by the commissioner; and

84.25 (5) for each type of project classification under subdivision 3, a maximum allowable  
84.26 amount for the total project cost estimate, as determined by the commissioner with available  
84.27 data.

84.28 (b) A project whose construction is programmed in the state transportation improvement  
84.29 program is not eligible for funding under the program. This paragraph does not apply to a  
84.30 project that is programmed as result of selection under this section.

85.1 (c) A project may be, but is not required to be, identified in the 20-year state highway  
85.2 investment plan under section 174.03.

85.3 (d) For each project, the commissioner must consider all of the eligibility requirements  
85.4 under paragraph (a). The commissioner is prohibited from considering any eligibility  
85.5 requirement not specified under paragraph (a).

85.6 (e) A project in the greater Minnesota area with a total project cost of more than  
85.7 \$10,000,000 is classified as a greater Minnesota large project. A project in the greater  
85.8 Minnesota area with a total project cost of \$10,000,000 or less is classified as a greater  
85.9 Minnesota small project. All projects in the metropolitan area are classified as metropolitan  
85.10 projects, regardless of the total project cost.

85.11 Sec. 5. Minnesota Statutes 2021 Supplement, section 161.088, subdivision 5, is amended  
85.12 to read:

85.13 **Subd. 5. Project selection process; criteria.** (a) The commissioner must establish a  
85.14 process to identify, evaluate, and select projects under the program. The process must be  
85.15 consistent with the requirements of this subdivision and must not include any additional  
85.16 evaluation criteria.

85.17 (b) As part of the project selection process, the commissioner must annually accept  
85.18 recommendations on candidate projects from area transportation partnerships and ~~other~~  
85.19 ~~interested stakeholders in each Department of Transportation district~~ counties in the  
85.20 metropolitan area as provided by this section. The commissioner must determine the  
85.21 eligibility for each candidate project ~~identified under this paragraph~~ that is submitted as  
85.22 provided in this section. For each eligible project, the commissioner must classify and  
85.23 evaluate the project for the program, using all of the criteria established under paragraph  
85.24 ~~(e)~~ (d).

85.25 (c) Before proceeding to the evaluation required under paragraph (d), all project  
85.26 recommendations submitted for consideration must be screened as follows:

85.27 (1) for projects in the greater Minnesota area:

85.28 (i) the area transportation partnership for the area must review all project  
85.29 recommendations from its area;

85.30 (ii) each area transportation partnership must select up to three large projects and three  
85.31 small projects as defined in subdivision 4 to recommend for advancement to the evaluation  
85.32 process under paragraph (d). Each area transportation partnership may develop its own

86.1 process to determine which projects to recommend. An area transportation partnership must  
86.2 not include the same segment of road in more than one project; and

86.3 (iii) only the projects recommended for evaluation may be developed by the department  
86.4 and scored for selection under paragraph (d). All projects not recommended for evaluation  
86.5 are disqualified from further consideration and must not be evaluated under paragraph (d);

86.6 (2) for projects located in the metropolitan area:

86.7 (i) projects located within a county in the metropolitan area must be reviewed by the  
86.8 county board;

86.9 (ii) each county board must select up to two projects to recommend for advancement to  
86.10 the evaluation process under paragraph (d). A board must not include the same segment of  
86.11 road in more than one project. Each board may develop its own process to determine which  
86.12 project to recommend; and

86.13 (iii) only the projects submitted by the county boards as provided in this paragraph may  
86.14 be developed by the department and scored for selection under paragraph (d). All projects  
86.15 not recommended for evaluation are disqualified from further consideration and must not  
86.16 be evaluated under paragraph (d).

86.17 ~~(e)~~ (d) Projects must be evaluated using all of the following criteria:

86.18 (1) a return on investment measure that provides for comparison across eligible projects;

86.19 (2) measurable impacts on commerce and economic competitiveness;

86.20 (3) efficiency in the movement of freight, including but not limited to:

86.21 (i) measures of annual average daily traffic and commercial vehicle miles traveled, which  
86.22 may include data near the project location on that trunk highway or on connecting trunk  
86.23 and local highways; and

86.24 (ii) measures of congestion or travel time reliability, which may be within or near the  
86.25 project limits, or both;

86.26 (4) improvements to traffic safety;

86.27 (5) connections to regional trade centers, local highway systems, and other transportation  
86.28 modes;

86.29 (6) the extent to which the project addresses multiple transportation system policy  
86.30 objectives and principles;

86.31 (7) support and consensus for the project among members of the surrounding community;

87.1 (8) the time and work needed before construction may begin on the project; ~~and~~

87.2 (9) regional balance throughout the state; and

87.3 (10) written recommendations submitted as provided by subdivision 5a.

87.4 The commissioner must give the criteria in clauses (1) to (8) equal weight in the selection  
87.5 process.

87.6 (e) The commissioner must select projects so that approximately 50 percent of the  
87.7 available funding must be used for projects in the metro area and the other 50 percent must  
87.8 be used for projects in the greater Minnesota area. Of funding for projects in the metropolitan  
87.9 area, at least 55 percent must be spent for projects in Anoka, Carver, Chisago, Dakota, Scott,  
87.10 and Washington Counties. Of the funding for projects in the greater Minnesota area,  
87.11 approximately 25 percent must be used for projects classified as greater Minnesota small  
87.12 projects as defined in subdivision 4. When selecting projects in the greater Minnesota area,  
87.13 the commissioner must select projects so that no district has more than one project more  
87.14 than any other district.

87.15 ~~(d)~~ (f) The list of all projects evaluated must be made public and must include the score  
87.16 of each project.

87.17 ~~(e)~~ (g) As part of the project selection process, the commissioner may divide funding to  
87.18 be separately available among projects within each classification under subdivision 3, and  
87.19 may apply separate or modified criteria among those projects falling within each  
87.20 classification.

87.21 Sec. 6. Minnesota Statutes 2020, section 161.088, is amended by adding a subdivision to  
87.22 read:

87.23 Subd. 5a. **Recommendations.** After receiving all projects submitted pursuant to  
87.24 subdivision 5 but before making final selections, the commissioner must compile a list of  
87.25 all projects that were submitted and transmit the list to each legislator and to the governor.  
87.26 The list must include the location of each project and a brief description of the work to be  
87.27 done. Within 30 days of the date the project list is transmitted, each legislator and the  
87.28 governor may submit to the commissioner a written recommendation for one project on the  
87.29 list. The commissioner must award one additional point to a project for each written  
87.30 recommendation received for that project.

88.1 Sec. 7. Minnesota Statutes 2020, section 161.088, is amended by adding a subdivision to  
88.2 read:

88.3 Subd. 5b. **Project selection period.** Between October 1, 2022, and November 1, 2022,  
88.4 and every four years thereafter, area transportation partnerships and the metropolitan counties  
88.5 must submit projects to the commissioner of transportation as provided in subdivision 5.  
88.6 The commissioner must evaluate the projects and select projects by March 1 of the following  
88.7 year. To the greatest extent possible, the commissioner must select a sufficient number of  
88.8 projects to ensure that all funds allocated for the four-year period are encumbered or spent  
88.9 by the end of the period. If all selected projects are funded in the four-year time period and  
88.10 there were projects that were identified and not selected, the commissioner must select  
88.11 additional projects from the original project submissions. If all the projects that were  
88.12 submitted are funded, the commissioner may authorize an additional project selection period  
88.13 to select projects for the remainder of the period. Except as authorized by this subdivision,  
88.14 the project submission and selection process must only occur every four years.

88.15 Sec. 8. [161.0895] **HIGHWAY PURPOSE; REPORT.**

88.16 (a) To ensure compliance with the Minnesota Constitution, article XIV, sections 2, 5,  
88.17 and 6, commissioners of state agencies must not include in a biennial budget any expenditures  
88.18 from the trunk highway fund or the highway user tax distribution fund for a nonhighway  
88.19 purpose or for any purpose prohibited by section 161.20.

88.20 (b) No later than 45 days following the submission of the governor's biennial budget to  
88.21 the legislature under section 16A.11, the commissioner of management and budget and the  
88.22 attorney general must jointly submit a report to the chairs and ranking minority members  
88.23 of the legislative committees with jurisdiction over transportation policy and finance. The  
88.24 report must examine proposed appropriations from the trunk highway fund and the highway  
88.25 user tax distribution fund, explain the highway purpose of the proposed appropriations,  
88.26 determine if any proposed appropriation is for a nonhighway purpose, and, for nonhighway  
88.27 purposes, recommend the fund to be used.

88.28 (c) For the purposes of this section, an appropriation for a nonhighway purpose is any  
88.29 appropriation not for construction, improvement, or maintenance of highways or for any  
88.30 purpose prohibited by section 161.20.

89.1 Sec. 9. Minnesota Statutes 2020, section 161.115, is amended by adding a subdivision to  
89.2 read:

89.3 Subd. 271. **Route No. 340.** Beginning at a point in or adjacent to Upper Sioux Agency  
89.4 State Park; thence extending in a general northwesterly direction to a point on Route No.  
89.5 67 at or near Granite Falls.

89.6 Sec. 10. Minnesota Statutes 2020, section 162.07, subdivision 2, is amended to read:

89.7 Subd. 2. **Money needs defined.** For the purpose of this section, money needs of each  
89.8 county are defined as the estimated total annual costs of constructing, over a period of 25  
89.9 years, the county state-aid highway system ~~in~~ located and established by that county. Costs  
89.10 incidental to construction, or a specified portion thereof as set forth in the commissioner's  
89.11 rules may be included in determining money needs. To avoid variances in costs due to  
89.12 differences in construction policy, construction costs shall be estimated on the basis of the  
89.13 engineering standards developed cooperatively by the commissioner and the county engineers  
89.14 of the several counties.

89.15 Sec. 11. Minnesota Statutes 2020, section 162.13, subdivision 2, is amended to read:

89.16 Subd. 2. **Money needs defined.** For the purpose of this section money needs of each  
89.17 city having a population of 5,000 or more are defined as the estimated cost of constructing  
89.18 and maintaining over a period of 25 years the municipal state-aid street system ~~in~~ located  
89.19 and established by such city. Right-of-way costs and drainage shall be included in money  
89.20 needs. Lighting costs and other costs incidental to construction and maintenance, or a  
89.21 specified portion of such costs, as set forth in the commissioner's rules, may be included in  
89.22 determining money needs. To avoid variances in costs due to differences in construction  
89.23 and maintenance policy, construction and maintenance costs shall be estimated on the basis  
89.24 of the engineering standards developed cooperatively by the commissioner and the engineers,  
89.25 or a committee thereof, of the cities.

89.26 Sec. 12. Minnesota Statutes 2020, section 162.145, subdivision 2, is amended to read:

89.27 Subd. 2. **Small cities assistance account.** A small cities assistance account is created  
89.28 in the special revenue fund. The account consists of funds as provided by law, and any other  
89.29 money donated, allotted, transferred, or otherwise provided to the account. Money in the  
89.30 account is annually appropriated to the commissioner of transportation and may only be  
89.31 expended as provided under this section.

90.1 Sec. 13. Minnesota Statutes 2021 Supplement, section 162.145, subdivision 3, is amended  
90.2 to read:

90.3 Subd. 3. **Administration.** (a) ~~Subject to funds made available by law,~~ The commissioner  
90.4 must allocate all funds as provided in subdivision 4 and must, by June 1, certify to the  
90.5 commissioner of revenue the amounts to be paid.

90.6 (b) Following certification from the commissioner, the commissioner of revenue must  
90.7 distribute the specified funds to cities in the same manner as local government aid under  
90.8 chapter 477A. An appropriation to the commissioner under this section is available to the  
90.9 commissioner of revenue for the purposes specified in this paragraph.

90.10 (c) Notwithstanding other law to the contrary, in order to receive distributions under  
90.11 this section, a city must conform to the standards in section 477A.017, subdivision 2. A city  
90.12 that receives funds under this section must make and preserve records necessary to show  
90.13 that the funds are spent in compliance with subdivision 5.

90.14 Sec. 14. Minnesota Statutes 2020, section 162.145, subdivision 4, is amended to read:

90.15 Subd. 4. **Distribution formula.** (a) In each fiscal year ~~in which funds are available under~~  
90.16 ~~this section,~~ the commissioner shall allocate funds to eligible cities.

90.17 (b) The preliminary aid to each city is calculated as follows:

90.18 (1) five percent of funds allocated equally among all eligible cities;

90.19 (2) 35 percent of funds allocated proportionally based on each city's share of lane miles  
90.20 of municipal streets compared to total lane miles of municipal streets of all eligible cities;

90.21 (3) 35 percent of funds allocated proportionally based on each city's share of population  
90.22 compared to total population of all eligible cities; and

90.23 (4) 25 percent of funds allocated proportionally based on each city's share of state-aid  
90.24 adjustment factor compared to the sum of state-aid adjustment factors of all eligible cities.

90.25 (c) The final aid to each city is calculated as the lesser of:

90.26 (1) the preliminary aid to the city multiplied by an aid factor; or

90.27 (2) the maximum aid.

90.28 (d) The commissioner shall set the aid factor under paragraph (c), which must be the  
90.29 same for all eligible cities, so that the total funds allocated under this subdivision equals  
90.30 the total amount available for the fiscal year.

91.1 Sec. 15. **[169.8296] WEIGHT LIMITS; TOWING AND RECOVERY VEHICLE.**

91.2 Subdivision 1. **Annual permit.** The commissioner may issue permits to an applicant  
91.3 who pays a single \$300 annual fee to cover all tow trucks and towing vehicles owned by  
91.4 the applicant and meets any other conditions prescribed by the commissioner. The permit  
91.5 authorizes the tow truck or towing vehicle, when towing a disabled or damaged vehicle to  
91.6 a place of repair or to a place of safekeeping, to exceed the length and weight limitations  
91.7 of this chapter.

91.8 Subd. 2. **Certain weight limits not applicable when movement is urgent.** Sections  
91.9 169.823 to 169.828 do not apply to a tow truck or towing vehicle when towing a disabled  
91.10 or damaged vehicle, when the movement is urgent, and when the movement is for the  
91.11 purpose of removing the disabled vehicle from the roadway to a place of safekeeping or to  
91.12 a place of repair. A permit is not required for a vehicle operating under this subdivision.

91.13 Subd. 3. **Seasonal load restrictions; exemption.** (a) The seasonal load restrictions under  
91.14 section 169.87, subdivisions 1 and 2, do not apply to a towing or recovery vehicle that does  
91.15 not exceed a weight of 20,000 pounds per single axle and is being operated for the purpose  
91.16 of towing or recovering another vehicle that:

91.17 (1) is involved in a vehicle crash or is inoperable and is located within a public road  
91.18 right-of-way; or

91.19 (2) has entered a public body of water adjacent to the roadway.

91.20 (b) The exemption under this subdivision only applies when a request has been made  
91.21 by a federal, state, or local law enforcement agency for a tow truck or recovery vehicle to  
91.22 move a vehicle specified in paragraph (a).

91.23 (c) As used in this section, "recovery vehicle" means a vehicle equipped with a boom  
91.24 that is used to move or recover an inoperable vehicle. A recovery vehicle also includes a  
91.25 tow truck as defined in section 168B.011, subdivision 12a.

91.26 Sec. 16. Minnesota Statutes 2020, section 169.865, subdivision 1a, is amended to read:

91.27 Subd. 1a. **Definition.** For purposes of this section, "qualifying agricultural products"  
91.28 means:

91.29 (1) agricultural crops, including but not limited to corn, soybeans, oats, grain, and  
91.30 by-products of agricultural crops;

91.31 (2) livestock, including but not limited to cattle, hogs, and poultry;

91.32 (3) food crops, including but not limited to sugar beets, potatoes, carrots, and onions;

92.1 (4) fluid milk;

92.2 (5) seed and material used for or in livestock and poultry feed; ~~and~~

92.3 (6) livestock manure; and

92.4 (7) raw or processed grass seed.

92.5 **EFFECTIVE DATE.** This section is effective the day following final enactment.

92.6 Sec. 17. Minnesota Statutes 2020, section 174.185, as amended by Laws 2021, First Special  
92.7 Session chapter 5, article 4, section 90, is amended to read:

92.8 **174.185 PAVEMENT LIFE-CYCLE COST ANALYSIS.**

92.9 Subdivision 1. **Definitions.** For the purposes of this section, the following definitions  
92.10 apply.

92.11 ~~(a) "Life-cycle cost" is the sum of the cost of the initial pavement project and all~~  
92.12 ~~anticipated costs for maintenance, repair, and resurfacing over the life of the pavement.~~  
92.13 ~~Anticipated costs must be based on Minnesota's actual or reasonably projected maintenance,~~  
92.14 ~~repair, and resurfacing schedules, and costs determined by the Department of Transportation~~  
92.15 ~~district personnel based upon recently awarded local projects and experience with local~~  
92.16 ~~material costs.~~

92.17 ~~(b) (a) "Life-cycle cost analysis" or "analysis" is a comparison of life-cycle costs among~~  
92.18 ~~competing paving materials using equal design lives and equal comparison periods. process~~  
92.19 ~~for evaluating the total economic worth of a usable project segment by analyzing initial~~  
92.20 ~~costs and discounted future costs, such as maintenance, user costs, reconstruction,~~  
92.21 ~~rehabilitation, restoring, and resurfacing costs, over the life of the project segment.~~

92.22 ~~(b) "Minimum requirements" is a combination of pavement, base, and subbase materials~~  
92.23 ~~that minimizes the total system cost to achieve the specified design performance~~  
92.24 ~~requirements. Design performance requirements are based on design traffic volumes,~~  
92.25 ~~reliability, standard deviation, pavement structural characteristics, and various material~~  
92.26 ~~properties for structural design.~~

92.27 ~~(c) "Pavement" is any material used for paved traffic lanes, typically asphalt or concrete,~~  
92.28 ~~including the underlying materials inherent to each pavement alternative considered.~~

92.29 ~~(d) "Rounded value" means a measurement that is rounded to the nearest half-inch~~  
92.30 ~~increment.~~

93.1 (e) "Shoulder" is the portion of the roadway contiguous with the traveled way, outside  
93.2 of the edge of the pavement for accommodation of stopped vehicles, emergency use, and  
93.3 lateral support of base and surface courses.

93.4 (f) "Substantial plan development" is the point in time during the plan development  
93.5 process after which any further activities would preclude any of the feasible alternatives  
93.6 from being selected or constructed.

93.7 (g) "Superfluous materials" are materials that are in excess of rounded values and that  
93.8 are not necessary to meet the minimum requirements for a feasible alternative.

93.9 Subd. 2. **Required analysis.** (a) For each project in the reconditioning, resurfacing, and  
93.10 road repair funding categories any project with 15,000 or more square yards of paving, the  
93.11 commissioner shall must perform a life-cycle cost analysis and shall document the lowest  
93.12 life-cycle costs and all alternatives considered. The commissioner shall document the chosen  
93.13 pavement strategy and, if the lowest life cycle is not selected, document the justification  
93.14 for the chosen strategy. A life-cycle cost analysis is required for projects to be constructed  
93.15 after July 1, 2011. For projects to be constructed prior to July 1, 2011, when feasible, the  
93.16 department will use its best efforts to perform life-cycle cost analyses, and document the  
93.17 chosen pavement strategy as provided by this section. The commissioner must perform the  
93.18 life-cycle cost analysis prior to substantial plan development.

93.19 (b) When conducting a life-cycle cost analysis, the commissioner must:

93.20 (1) derive initial and future costs from Minnesota-based historical data of roadways with  
93.21 similar characteristics, including but not limited to similar geographical location, rural or  
93.22 urban classification, traffic volumes, construction practices, staging, and vehicle classification  
93.23 percentages;

93.24 (2) determine the analysis period based on the longest design life of all feasible  
93.25 alternatives or 60 years, whichever is longer;

93.26 (3) compensate for any life added or lost due to rounding if pavement thickness is rounded  
93.27 up or down;

93.28 (4) ensure that each feasible alternative being considered in the analysis meets the  
93.29 minimum requirements for that alternative and must consider only the pavement, base, and  
93.30 subbase materials that are required to meet the minimum criteria for that alternative;

93.31 (5) identify all feasible alternatives, including a full range of rehabilitation strategies for  
93.32 both rigid and flexible pavements, which must, at a minimum, include thin asphalt overlay

94.1 of less than four inches, thin concrete overlay of four inches to six inches, thick asphalt of  
94.2 greater than or equal to four inches, and thick concrete options greater than six inches;

94.3 (6) include agency costs, including but not limited to initial pavement, future rehabilitation  
94.4 and maintenance projects, overhead, design, contract administration, and routine maintenance;

94.5 (7) mobilization costs related to construction, maintenance, or rehabilitation;

94.6 (8) costs for traffic control to protect workers and the public during each construction,  
94.7 maintenance, or rehabilitation activity in the analysis;

94.8 (9) add the annual excess fuel consumption costs, as calculated in subdivision 2a, as an  
94.9 annual pavement cost;

94.10 (10) identify and use realistic timing of future maintenance and construction practices  
94.11 using similar characteristics, including but not limited to similar geographical location, rural  
94.12 or urban classification, traffic volumes, construction practices, staging, and vehicle  
94.13 classification percentages;

94.14 (11) for each feasible alternative with residual service life at the end of the analysis  
94.15 period, calculate the value of any residual service life and include it as a credit in the final  
94.16 year of the analysis period;

94.17 (12) include an explanation of the methodology used to produce the cost estimate and  
94.18 why that method was selected; and

94.19 (13) include an explanation of the timing selected of rehabilitation and maintenance and  
94.20 why that timing was selected.

94.21 (c) The commissioner must not include the following in a life-cycle cost analysis:

94.22 (1) elements that are the same for all alternatives;

94.23 (2) life-cycle calculations for shoulder pavement, shoulder base, or shoulder subbase;  
94.24 and

94.25 (3) any superfluous material that is included as part of the feasible alternative but is not  
94.26 required to meet the minimum requirements of the feasible alternative, including any material  
94.27 that may be included due to the designer's preference or recommendation in the department's  
94.28 Pavement Design Manual. This clause does not preclude the commissioner from selecting  
94.29 a pavement strategy that uses superfluous materials, but the superfluous materials must not  
94.30 be a factor in making the selection.

94.31 Subd. 2a. **Excess fuel consumption calculation.** (a) For purposes of this subdivision,  
94.32 the following terms have the meanings given:

95.1 (1) "diesel fuel price" means the Midwest nonhighway diesel fuel price effective for the  
95.2 date the calculation is performed as provided by the United States Energy Information  
95.3 Administration;

95.4 (2) "gasoline fuel price" means the Midwest regular gasoline price effective for the date  
95.5 that calculation is performed as provided by the United States Energy Information  
95.6 Administration;

95.7 (3) "heavy commercial annual average daily traffic (HCAADT)" means the heavy  
95.8 commercial annual average daily traffic provided by the department's data and based on the  
95.9 traffic forecasting and analysis system;

95.10 (4) "heavy-duty MPG" means the latest fleet average miles per gallon of heavy-duty,  
95.11 short-wheelbase vehicles as provided by the United States Energy Information  
95.12 Administration;

95.13 (5) "heavy-duty fuel savings factor" means the percentage of rigid pavement savings  
95.14 anticipated for heavy commercial vehicles as provided by department research, state or  
95.15 federal agencies, or relevant academic research projects;

95.16 (6) "light-duty fuel savings factor" is the percentage of rigid pavement savings anticipated  
95.17 for passenger vehicles as provided by department research, state or federal agencies, or  
95.18 relevant academic research projects;

95.19 (7) "light-duty MPG" means the latest fleet average for miles per gallon of light-duty,  
95.20 short-wheelbase vehicles as provided by the United States Energy Information  
95.21 Administration;

95.22 (8) "passenger annual average daily traffic (PAADT)" means the passenger annual  
95.23 average daily traffic provided by the department's data and based on the traffic forecasting  
95.24 and analysis system; and

95.25 (9) "project length" means the centerline miles for the project.

95.26 (b) The commissioner must determine the annual excess fuel consumption cost as  
95.27 provided in this subdivision. The commissioner must use the same HCAADT or PAADT  
95.28 for the duration of each analysis period.

95.29 (c) The passenger excess cost is equal to the product of PAADT, gasoline fuel price,  
95.30 light-duty fuel savings factor, project length, and 365 divided by light-duty MPG.

95.31 (d) The heavy commercial excess cost is equal to the product of PAADT, gasoline fuel  
95.32 price, heavy-duty fuel savings factor, project length, and 365 divided by heavy-duty MPG.

96.1 (e) The annual excess fuel consumption cost is the sum of passenger excess cost and  
96.2 heavy commercial excess cost.

96.3 Subd. 2b. **Public review and collaboration.** (a) Before finalizing a pavement selection,  
96.4 the commissioner must post a draft of the life-cycle cost analysis and the draft pavement  
96.5 selection on the department's Office of Materials and Road Research website for 21 days.  
96.6 During this period, the commissioner must allow industry association representatives to  
96.7 submit questions and comments. The commissioner must collaborate with the person who  
96.8 submitted the question or comment, where necessary, to ensure the commissioner fully  
96.9 understands the question or comment. The commissioner must respond to each comment  
96.10 or question in writing, which must include a description of any associated changes that will  
96.11 be made to the life-cycle cost analysis.

96.12 (b) After the public review period closes, the commissioner must make revisions to the  
96.13 life-cycle cost analysis in response to questions or comments received. If the commissioner  
96.14 revises the type of pavement from concrete to asphalt or from asphalt to concrete, the  
96.15 commissioner must post the revised life-cycle cost analysis for public review in accordance  
96.16 with paragraph (a).

96.17 Subd. 2c. **Selection.** (a) After the public review period required in subdivision 2b and  
96.18 any subsequent changes to the analysis, the commissioner must select the pavement strategy  
96.19 and prepare a document of justification. At a minimum, the document of justification must:

96.20 (1) include all comments and questions received during the public review and the  
96.21 commissioner's responses to each;

96.22 (2) explain why the pavement strategy was selected;

96.23 (3) if the lowest life-cycle cost is not selected, justify why a strategy with a higher  
96.24 life-cycle cost was selected; and

96.25 (4) identify any superfluous materials, quantify the superfluous materials' associated  
96.26 costs, and provide the rationale for the superfluous materials' inclusion.

96.27 (b) The commissioner must submit the analysis and document of justification to a licensed  
96.28 professional engineer for review. A life-cycle cost analysis is not considered final until it  
96.29 is certified and signed by a licensed professional engineer as provided by Minnesota Rules,  
96.30 part 1800.4200.

96.31 (c) For all projects that began construction on or after January 1, 2022, the commissioner  
96.32 must store all life-cycle cost analyses and documents of justification on the department's  
96.33 website in a manner that allows the public to easily access the documents.

97.1 (d) After completing the certification and signature requirements of paragraph (b) and  
 97.2 the posting requirements of paragraph (c), the commissioner may advance the project to  
 97.3 substantial plan development.

97.4 Subd. 3. **Report.** The commissioner ~~shall~~ must report annually to the chairs and ranking  
 97.5 minority members of the senate and house of representatives committees with jurisdiction  
 97.6 over transportation finance on the results of the analyses required in subdivision 2, the public  
 97.7 review required by subdivision 2b, and the final selection and document of justification  
 97.8 required by subdivision 2c.

97.9 **EFFECTIVE DATE.** This section is effective July 1, 2022, and applies to life-cycle  
 97.10 cost analyses that are started on or after that date, except that subdivision 2b and any  
 97.11 references to subdivision 2b are not effective until July 1, 2023.

97.12 Sec. 18. Minnesota Statutes 2020, section 174.52, subdivision 3, is amended to read:

97.13 Subd. 3. **Advisory committee.** (a) The commissioner ~~shall~~ must establish a local road  
 97.14 improvement program advisory committee consisting of ~~five~~ the following members;  
 97.15 ~~including:~~

97.16 (1) one county commissioner;

97.17 (2) one county engineer;

97.18 (3) one city engineer;

97.19 (4) one city council member or city administrator representing a city with a population  
 97.20 over 5,000; ~~and~~

97.21 (5) one city council member or city administrator representing a city with a population  
 97.22 under 5,000; and

97.23 (6) one town board member appointed by the Minnesota Association of Townships.

97.24 (b) The advisory committee ~~shall~~ must provide recommendations to the commissioner  
 97.25 regarding expenditures from the accounts established in this section.

97.26 **EFFECTIVE DATE.** This section is effective the day following final enactment.

98.1 Sec. 19. Minnesota Statutes 2020, section 297A.94, is amended to read:

98.2 **297A.94 DEPOSIT OF REVENUES.**

98.3 (a) Except as provided in this section, the commissioner shall deposit the revenues,  
98.4 including interest and penalties, derived from the taxes imposed by this chapter in the state  
98.5 treasury and credit them to the general fund.

98.6 (b) The commissioner shall deposit taxes in the Minnesota agricultural and economic  
98.7 account in the special revenue fund if:

98.8 (1) the taxes are derived from sales and use of property and services purchased for the  
98.9 construction and operation of an agricultural resource project; and

98.10 (2) the purchase was made on or after the date on which a conditional commitment was  
98.11 made for a loan guaranty for the project under section 41A.04, subdivision 3.

98.12 The commissioner of management and budget shall certify to the commissioner the date on  
98.13 which the project received the conditional commitment. The amount deposited in the loan  
98.14 guaranty account must be reduced by any refunds and by the costs incurred by the Department  
98.15 of Revenue to administer and enforce the assessment and collection of the taxes.

98.16 (c) The commissioner shall deposit the revenues, including interest and penalties, derived  
98.17 from the taxes imposed on sales and purchases included in section 297A.61, subdivision 3,  
98.18 paragraph (g), clauses (1) and (4), in the state treasury, and credit them as follows:

98.19 (1) first to the general obligation special tax bond debt service account in each fiscal  
98.20 year the amount required by section 16A.661, subdivision 3, paragraph (b); and

98.21 (2) after the requirements of clause (1) have been met, the balance to the general fund.

98.22 (d) Beginning with sales taxes remitted after July 1, 2017, the commissioner shall deposit  
98.23 in the state treasury the revenues collected under section 297A.64, subdivision 1, including  
98.24 interest and penalties and minus refunds, and credit them to the highway user tax distribution  
98.25 fund.

98.26 (e) The commissioner shall deposit the revenues, including interest and penalties,  
98.27 collected under section 297A.64, subdivision 5, in the state treasury and credit them to the  
98.28 general fund. By July 15 of each year the commissioner shall transfer to the highway user  
98.29 tax distribution fund an amount equal to the excess fees collected under section 297A.64,  
98.30 subdivision 5, for the previous calendar year.

98.31 (f) Beginning with sales taxes remitted after July 1, 2017, in conjunction with the deposit  
98.32 of revenues under paragraph (d), the commissioner shall deposit into the state treasury and

99.1 credit to the highway user tax distribution fund an amount equal to the estimated revenues  
99.2 derived from the tax rate imposed under section 297A.62, subdivision 1, on the lease or  
99.3 rental for not more than 28 days of rental motor vehicles subject to section 297A.64. The  
99.4 commissioner shall estimate the amount of sales tax revenue deposited under this paragraph  
99.5 based on the amount of revenue deposited under paragraph (d).

99.6 ~~(g) Starting after July 1, 2017, the commissioner shall deposit an amount of the~~  
99.7 ~~remittances monthly into the state treasury and credit them to the highway user tax~~  
99.8 ~~distribution fund as a portion of the estimated amount of taxes collected from the sale and~~  
99.9 ~~purchase of motor vehicle repair parts in that month. For the remittances between July 1,~~  
99.10 ~~2017, and June 30, 2019, the monthly deposit amount is \$2,628,000. For remittances in~~  
99.11 ~~each subsequent fiscal year, the monthly deposit amount is \$12,137,000. The commissioner~~  
99.12 ~~must deposit on a monthly basis the revenue derived from the tax rate imposed under section~~  
99.13 ~~297A.62, subdivision 1, on the sale and purchase of motor vehicle repair and replacement~~  
99.14 ~~parts into the state treasury and credit:~~

99.15 (1) 86 percent to the highway user tax distribution fund;

99.16 (2) seven percent to the small cities assistance account in the special revenue fund  
99.17 established under section 162.145; and

99.18 (3) seven percent to the town road account in the county state-aid highway fund  
99.19 established under section 162.081.

99.20 Between July 1, 2022, and June 30, 2023, the monthly deposit amount is \$26,655,000. In  
99.21 each subsequent fiscal year, the commissioner must adjust the monthly deposit amount by  
99.22 the percentage change in the total amount of sales tax revenue collected for all sales and  
99.23 purchases between the two preceding fiscal years. The amount as adjusted must be rounded  
99.24 to the nearest \$1,000 amount. For purposes of this paragraph, "motor vehicle" has the  
99.25 meaning given in section 297B.01, subdivision 11, and "motor vehicle repair and replacement  
99.26 parts" includes (i) all parts, tires, accessories, and equipment incorporated into or affixed  
99.27 to the motor vehicle as part of the motor vehicle maintenance and repair, and (ii) paint, oil,  
99.28 and other fluids that remain on or in the motor vehicle as part of the motor vehicle  
99.29 maintenance or repair. For purposes of this paragraph, "tire" means any tire of the type used  
99.30 on highway vehicles, if wholly or partially made of rubber and if marked according to  
99.31 federal regulations for highway use.

99.32 (h) 72.43 percent of the revenues, including interest and penalties, transmitted to the  
99.33 commissioner under section 297A.65, must be deposited by the commissioner in the state  
99.34 treasury as follows:

100.1 (1) 50 percent of the receipts must be deposited in the heritage enhancement account in  
100.2 the game and fish fund, and may be spent only on activities that improve, enhance, or protect  
100.3 fish and wildlife resources, including conservation, restoration, and enhancement of land,  
100.4 water, and other natural resources of the state;

100.5 (2) 22.5 percent of the receipts must be deposited in the natural resources fund, and may  
100.6 be spent only for state parks and trails;

100.7 (3) 22.5 percent of the receipts must be deposited in the natural resources fund, and may  
100.8 be spent only on metropolitan park and trail grants;

100.9 (4) three percent of the receipts must be deposited in the natural resources fund, and  
100.10 may be spent only on local trail grants; and

100.11 (5) two percent of the receipts must be deposited in the natural resources fund, and may  
100.12 be spent only for the Minnesota Zoological Garden, the Como Park Zoo and Conservatory,  
100.13 and the Duluth Zoo.

100.14 (i) The revenue dedicated under paragraph (h) may not be used as a substitute for  
100.15 traditional sources of funding for the purposes specified, but the dedicated revenue shall  
100.16 supplement traditional sources of funding for those purposes. Land acquired with money  
100.17 deposited in the game and fish fund under paragraph (h) must be open to public hunting  
100.18 and fishing during the open season, except that in aquatic management areas or on lands  
100.19 where angling easements have been acquired, fishing may be prohibited during certain times  
100.20 of the year and hunting may be prohibited. At least 87 percent of the money deposited in  
100.21 the game and fish fund for improvement, enhancement, or protection of fish and wildlife  
100.22 resources under paragraph (h) must be allocated for field operations.

100.23 (j) The commissioner must deposit the revenues, including interest and penalties minus  
100.24 any refunds, derived from the sale of items regulated under section 624.20, subdivision 1,  
100.25 that may be sold to persons 18 years old or older and that are not prohibited from use by  
100.26 the general public under section 624.21, in the state treasury and credit:

100.27 (1) 25 percent to the volunteer fire assistance grant account established under section  
100.28 88.068;

100.29 (2) 25 percent to the fire safety account established under section 297I.06, subdivision  
100.30 3; and

100.31 (3) the remainder to the general fund.

100.32 For purposes of this paragraph, the percentage of total sales and use tax revenue derived  
100.33 from the sale of items regulated under section 624.20, subdivision 1, that are allowed to be

101.1 sold to persons 18 years old or older and are not prohibited from use by the general public  
101.2 under section 624.21, is a set percentage of the total sales and use tax revenues collected in  
101.3 the state, with the percentage determined under Laws 2017, First Special Session chapter  
101.4 1, article 3, section 39.

101.5 (k) The revenues deposited under paragraphs (a) to (j) do not include the revenues,  
101.6 including interest and penalties, generated by the sales tax imposed under section 297A.62,  
101.7 subdivision 1a, which must be deposited as provided under the Minnesota Constitution,  
101.8 article XI, section 15.

101.9 **EFFECTIVE DATE.** This section is effective July 1, 2022.

101.10 Sec. 20. Minnesota Statutes 2021 Supplement, section 360.55, subdivision 9, is amended  
101.11 to read:

101.12 Subd. 9. **Small unmanned aircraft systems.** (a) Any small unmanned aircraft system  
101.13 ~~in which the unmanned aircraft weighs less than 55 pounds at takeoff, including payload~~  
101.14 ~~and anything affixed to the aircraft, either,~~ as defined in section 360.013, subdivision 57b:

101.15 (1) must be registered in the state for an annual fee of \$25; or

101.16 (2) is not subject to registration or an annual fee if the unmanned aircraft system is owned  
101.17 and operated solely for recreational purposes.

101.18 (b) An unmanned aircraft system that meets the requirements under paragraph (a) is  
101.19 exempt from aircraft registration tax under sections 360.511 to 360.67.

101.20 (c) Owners must, at the time of registration, provide proof of insurability in a form  
101.21 acceptable to the commissioner. Additionally, owners must maintain records and proof that  
101.22 each flight was covered by an insurance policy with limits of not less than \$300,000 per  
101.23 occurrence for bodily injury or death to nonpassengers in any one accident. The insurance  
101.24 must comply with section 60A.081, unless that section is inapplicable under section 60A.081,  
101.25 subdivision 3.

101.26 Sec. 21. Minnesota Statutes 2021 Supplement, section 360.59, subdivision 10, is amended  
101.27 to read:

101.28 Subd. 10. **Certificate of insurance.** (a) Every owner of aircraft in this state when applying  
101.29 for registration, reregistration, or transfer of ownership shall supply any information the  
101.30 commissioner reasonably requires to determine that the aircraft during the period of its  
101.31 contemplated operation is covered by an insurance policy with limits of not less than  
101.32 \$100,000 per passenger seat liability both for passenger bodily injury or death and for

102.1 property damage; not less than \$100,000 for bodily injury or death to each nonpassenger  
102.2 in any one accident; and not less than \$300,000 per occurrence for bodily injury or death  
102.3 to nonpassengers in any one accident. The insurance must comply with section 60A.081,  
102.4 unless that section is inapplicable under section 60A.081, subdivision 3.

102.5 The information supplied to the commissioner must include but is not limited to the  
102.6 name and address of the owner, the period of contemplated use or operation, if any, and, if  
102.7 insurance coverage is then presently required, the name of the insurer, the insurance policy  
102.8 number, the term of the coverage, policy limits, and any other data the commissioner requires.  
102.9 No certificate of registration shall be issued pursuant to subdivision 3 in the absence of the  
102.10 information required by this subdivision.

102.11 (b) In the event of cancellation of aircraft insurance by the insurer, the insurer shall  
102.12 notify the Department of Transportation at least ten days prior to the date on which the  
102.13 insurance coverage is to be terminated. Unless proof of a new policy of insurance is filed  
102.14 with the department meeting the requirements of this subdivision during the period of the  
102.15 aircraft's contemplated use or operation, the registration certificate for the aircraft shall be  
102.16 revoked forthwith.

102.17 (c) Nothing in this subdivision shall be construed to require an owner of aircraft to  
102.18 maintain passenger seat liability coverage on aircraft for which an experimental certificate  
102.19 has been issued by the administrator of the Federal Aviation Administration pursuant to  
102.20 Code of Federal Regulations, title 14, sections 21.191 to 21.195 and 91.319, whereunder  
102.21 persons operating the aircraft are prohibited from carrying passengers in the aircraft or for  
102.22 an unmanned aircraft. Whenever the aircraft becomes certificated to carry passengers,  
102.23 passenger seat liability coverage shall be required as provided in this subdivision.

102.24 (d) The requirements of this subdivision shall not apply to any aircraft built by the  
102.25 original manufacturer prior to December 31, 1939, and owned and operated solely as a  
102.26 collector's item, if the owner files an affidavit with the commissioner. The affidavit shall  
102.27 state the owner's name and address, the name and address of the person from whom the  
102.28 aircraft was purchased, the make, year, and model number of the aircraft, the federal aircraft  
102.29 registration number, the manufacturer's identification number, and that the aircraft is owned  
102.30 and operated solely as a collector's item and not for general transportation purposes.

102.31 ~~(e) A small unmanned aircraft system that meets the requirements of section 360.55,~~  
102.32 ~~subdivision 9, is not subject to the requirements under paragraphs (a) and (b). Owners of~~  
102.33 ~~small unmanned aircraft systems that meet the requirements of section 360.55, subdivision~~  
102.34 ~~9, must, at the time of registration, provide proof of insurability in a form acceptable to the~~

103.1 ~~commissioner. Additionally, such operators must maintain records and proof that each flight~~  
 103.2 ~~was insured for the limits established in paragraph (a).~~

103.3 Sec. 22. LEGISLATIVE ROUTE NO. 274 REMOVED.

103.4 (a) Minnesota Statutes, section 161.115, subdivision 205, is repealed effective the day  
 103.5 after the commissioner of transportation receives a copy of the agreement between the  
 103.6 commissioner and the governing body of Yellow Medicine County to transfer jurisdiction  
 103.7 of Legislative Route No. 274 and notifies the revisor of statutes under paragraph (b).

103.8 (b) The revisor of statutes shall delete the route identified in paragraph (a) from Minnesota  
 103.9 Statutes when the commissioner of transportation sends notice to the revisor electronically  
 103.10 or in writing that the conditions required to transfer the route have been satisfied.

103.11 Sec. 23. LEGISLATIVE ROUTE NO. 301 REMOVED.

103.12 (a) Minnesota Statutes, section 161.115, subdivision 232, is repealed effective the day  
 103.13 after the commissioner of transportation receives a copy of the agreement between the  
 103.14 commissioner and the governing body of the city of St. Cloud to transfer jurisdiction of  
 103.15 Legislative Route No. 301 and notifies the revisor of statutes under paragraph (b).

103.16 (b) The revisor of statutes shall delete the route identified in paragraph (a) from Minnesota  
 103.17 Statutes when the commissioner of transportation sends notice to the revisor electronically  
 103.18 or in writing that the conditions required to transfer the route have been satisfied.

103.19 Sec. 24. REPEALER.

103.20 (a) Minnesota Statutes 2020, sections 168B.15; and 169.829, subdivision 2, are repealed.

103.21 (b) Minnesota Rules, part 8835.0350, subpart 2, is repealed.

103.22 (c) Laws 2000, chapter 479, article 2, section 1, as amended by Laws 2000, chapter 499,  
 103.23 section 41, and by Laws 2001, First Special Session chapter 5, article 20, section 20, is  
 103.24 repealed.

103.25

## ARTICLE 8

103.26

### METROPOLITAN COUNCIL

103.27 Section 1. Minnesota Statutes 2020, section 297A.993, is amended by adding a subdivision  
 103.28 to read:

103.29 Subd. 2a. **Guideway uses, reporting.** By August 15 of each even-numbered year, a  
 103.30 metropolitan area county that uses, or proposes to use, the proceeds of the transportation

104.1 sales taxes to fund the planning, construction, operation, or maintenance of guideways as  
 104.2 defined in section 473.4485, subdivision 1, must submit a report to the legislative committees  
 104.3 with jurisdiction over transportation policy and finance. At a minimum, the report must  
 104.4 include:

104.5 (1) actual transportation sales tax collections by the county over the previous five calendar  
 104.6 years;

104.7 (2) an estimation of the total sales tax revenues that will be collected by the county in  
 104.8 the current year and estimated collections for the next ten calendar years;

104.9 (3) for each of the previous five calendar years, the current calendar year, and for the  
 104.10 next ten calendar years:

104.11 (i) the amount of sales tax revenues expended or proposed to be expended for guideway  
 104.12 planning, construction, operation, or maintenance;

104.13 (ii) the total expenditures or proposed expenditures of sales tax revenues for nonguideway  
 104.14 uses; and

104.15 (iii) an estimated balance of unspent or undesignated county sales tax revenues.

104.16 **EFFECTIVE DATE.** This section is effective the day following final enactment.

104.17 Sec. 2. Minnesota Statutes 2020, section 473.375, is amended by adding a subdivision to  
 104.18 read:

104.19 **Subd. 9b. Safe accessibility training.** (a) The council must ensure that vehicle operators  
 104.20 who provide bus service receive training on assisting persons with disabilities and mobility  
 104.21 limitations to enter and leave the vehicle. The training must cover assistance in circumstances  
 104.22 where regular access to or from the vehicle is unsafe due to snow, ice, or other obstructions.  
 104.23 This subdivision applies to vehicle operators employed by the Metropolitan Council or by  
 104.24 a replacement service provider.

104.25 (b) The council must consult with the Transportation Accessibility Advisory Committee  
 104.26 on the training.

104.27 **EFFECTIVE DATE; APPLICATION.** This section is effective the day following  
 104.28 final enactment and applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey,  
 104.29 Scott, and Washington.

105.1 Sec. 3. Minnesota Statutes 2020, section 473.375, is amended by adding a subdivision to  
105.2 read:

105.3 Subd. 19. **Statistics; reports.** (a) The Metropolitan Council must post on the council's  
105.4 website a monthly report including ridership statistics for each guideway and busway in  
105.5 revenue operation. In each report, the council must also include the ridership projections  
105.6 made at the time of the full funding grant agreement for each guideway and busway. Within  
105.7 60 days after the end of a month, the council must post the report for that month. The council  
105.8 must ensure that a report is available on the council's website for a minimum of five years  
105.9 after the report is posted.

105.10 (b) The council must post on the council's website a quarterly report including crime  
105.11 statistics for crimes occurring on a light rail transit vehicle, bus, commuter rail car, or at  
105.12 any transit platform, stop, or facility. The report must break down the data by type of crime.  
105.13 The council must ensure that a report is available on the council's website for a minimum  
105.14 of five years after the report is posted.

105.15 **EFFECTIVE DATE; APPLICATION.** This section is effective July 1, 2022, and  
105.16 applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

105.17 Sec. 4. Minnesota Statutes 2020, section 473.39, subdivision 7, is amended to read:

105.18 **Subd. 7. Limitation on certain debt obligations.** The council is prohibited from issuing  
105.19 certificates of participation for ~~light rail transit~~ guideways secured in whole or in part by  
105.20 (1) a pledge of motor vehicle sales tax revenue received under sections 16A.88 and 297B.09,  
105.21 or (2) a pledge of any earnings from the council's investment of motor vehicle sales tax  
105.22 revenues.

105.23 **EFFECTIVE DATE; APPLICATION.** This section is effective July 1, 2022, and  
105.24 applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

105.25 Sec. 5. Minnesota Statutes 2020, section 473.3993, subdivision 4, is amended to read:

105.26 **Subd. 4. Responsible authority.** "Responsible authority" means ~~either~~ the Metropolitan  
105.27 Council ~~or~~, the state of Minnesota acting through the commissioner of transportation, or a  
105.28 county board of a metropolitan county as designated by the governor under section 473.3994,  
105.29 subdivision 1a, for a particular light rail transit facility.

105.30 **EFFECTIVE DATE.** This section is effective the day following final enactment and  
105.31 applies to projects that enter into full funding grant agreements on or after that date.

106.1 Sec. 6. Minnesota Statutes 2020, section 473.3994, subdivision 1a, is amended to read:

106.2 Subd. 1a. **Designation of responsible authority.** For each proposed light rail transit  
 106.3 facility in the metropolitan area, the governor must designate ~~either~~ the Metropolitan Council  
 106.4 ~~or~~ the state of Minnesota acting through the commissioner of transportation, or a county  
 106.5 board of a metropolitan county as the entity responsible for planning, designing, acquiring,  
 106.6 constructing, and equipping the facility. If a proposed light rail transit facility will be entirely  
 106.7 located within a single metropolitan area county, the governor must designate the county  
 106.8 board of that county as the entity responsible for planning, designing, acquiring, constructing,  
 106.9 and equipping the facility. Notwithstanding such designation, the commissioner ~~and~~ the  
 106.10 council, and the county board may enter into one or more cooperative agreements with  
 106.11 respect to the planning, designing, acquiring, constructing, or equipping of a particular light  
 106.12 rail transit facility that provide for the parties to exercise their respective authorities in  
 106.13 support of the project in a manner that best serves the project and the public.

106.14 **EFFECTIVE DATE.** This section is effective the day following final enactment and  
 106.15 applies to projects that enter into full funding grant agreements on or after that date.

106.16 Sec. 7. **[473.4486] MUNICIPAL APPROVAL OF GUIDEWAY PLANS.**

106.17 Subdivision 1. **Application.** "Guideway" has the meaning given in section 473.4485,  
 106.18 subdivision 1, paragraph (d), except that this section does not apply to light rail transit.

106.19 Subd. 2. **Preliminary design plans; public hearing.** Before final design plans are  
 106.20 prepared for a guideway in the metropolitan area, the council must hold a public hearing  
 106.21 on the physical design component of the preliminary design plans. The council must provide  
 106.22 appropriate public notice of the hearing and publicity to ensure that affected parties have  
 106.23 an opportunity to present their views at the hearing. The council must summarize the  
 106.24 proceedings and testimony and maintain the record of a hearing held under this section,  
 106.25 including any written statements submitted.

106.26 Subd. 3. **Preliminary design plans; local approval.** At least 30 days before the hearing  
 106.27 under subdivision 2, the council must submit the physical design component of the  
 106.28 preliminary design plans to the governing body of each statutory and home rule charter city,  
 106.29 county, and town in which the route is proposed to be located. The city, county, or town  
 106.30 must hold a public hearing. Within 45 days after the hearing under subdivision 2, the city,  
 106.31 county, or town must review and approve or disapprove the plans for the route to be located  
 106.32 in the city, county, or town. A local unit of government that disapproves the plans must  
 106.33 describe specific amendments to the plans that, if adopted, would cause the local unit to  
 106.34 withdraw its disapproval. Failure to approve or disapprove the plans in writing within 45

107.1 days after the hearing is deemed to be an approval unless an extension of time is agreed to  
107.2 by the city, county, or town and the council.

107.3 Subd. 4. **Preliminary design plans; council hearing.** If the governing body of one or  
107.4 more cities, counties, or towns disapproves the preliminary design plans within the period  
107.5 allowed under subdivision 3, the council must hold a hearing on the plans, giving any  
107.6 disapproving local governmental units and other persons an opportunity to present their  
107.7 views on the plans. The council may conduct an independent study as it deems desirable  
107.8 and may mediate and attempt to resolve disagreements about the plans. Within 60 days after  
107.9 the hearing, the council must review the plans and must decide what amendments to the  
107.10 plans, if any, must be made to accommodate the objections presented by the disapproving  
107.11 local governmental units. Amendments to the plans as decided by the council must be made  
107.12 before continuing the planning and designing process.

107.13 Subd. 5. **Final design plans.** (a) If the final design plans incorporate a substantial change  
107.14 from the preliminary design plans with respect to location, length, or termini of routes;  
107.15 general dimension, elevation, or alignment of routes and crossings; or shelters or stops,  
107.16 before beginning construction, the council must submit the changed component of the final  
107.17 design plans to the governing body of each statutory and home rule charter city, county,  
107.18 and town in which the changed component is proposed to be located. Within 60 days after  
107.19 the submission of the plans, the city, county, or town must review and approve or disapprove  
107.20 the changed component located in the city, county, or town. A local unit of government that  
107.21 disapproves the change must describe specific amendments to the plans that, if adopted,  
107.22 would cause the local unit to withdraw its disapproval. Failure to approve or disapprove the  
107.23 changed plans in writing within the time period is deemed to be an approval, unless an  
107.24 extension is agreed to by the city, county, or town.

107.25 (b) If the governing body of one or more cities, counties, or towns disapproves the  
107.26 changed plans within the period allowed under paragraph (a), the council must review the  
107.27 final design plans under the same procedure and with the same effect as provided in  
107.28 subdivision 4 for preliminary design plans.

107.29 Subd. 6. **Revocation.** A city, county, or town that has approved the plan as provided by  
107.30 this section may revoke its approval of the plan at any point prior to the council securing  
107.31 federal funding for the project. The city, county, or town must notify the council of the  
107.32 revocation. Upon receipt of the notification, the council must review the final design plans  
107.33 under the same procedure and with the same effect as provided in subdivision 4 for  
107.34 preliminary design plans.

108.1 Subd. 7. **Prohibition.** The council must not apply for or request any federal funds for a  
108.2 guideway project until each city, county, or town in which the route is proposed to be located  
108.3 has approved of the plan as provided by this section.

108.4 **EFFECTIVE DATE.** This section is effective the day following final enactment and  
108.5 applies to all current and future guideways excluding the Gold Line bus rapid transit project.

108.6 Sec. 8. **[473.4487] GUIDEWAY COST-BENEFIT ANALYSIS.**

108.7 Subdivision 1. **Definitions.** (a) For purposes of this section, the following terms have  
108.8 the meanings given.

108.9 (b) "Commissioner" means the commissioner of transportation.

108.10 (c) "Project options" means the proposed guideway and each alternative identified  
108.11 pursuant to subdivision 2, paragraph (b).

108.12 (d) "Responsible governmental unit" means the unit of government responsible for the  
108.13 environmental analysis of the project.

108.14 Subd. 2. **Analysis required.** (a) Prior to the selection of a locally preferred alternative,  
108.15 the responsible governmental unit must perform a cost-benefit analysis as described by this  
108.16 section. The responsible governmental unit must submit the analysis to the commissioner  
108.17 and the Metropolitan Council within 30 days of completing the analysis. The commissioner  
108.18 must post the final analysis on the Department of Transportation website. The chair of the  
108.19 Metropolitan Council must post the final analysis on the council's website. The commissioner  
108.20 and the chair must jointly submit a copy of the final report to the legislative auditor and to  
108.21 the chairs and ranking minority members of the legislative committees with jurisdiction  
108.22 over transportation finance and policy.

108.23 (b) The responsible governmental unit must determine alternatives that would serve  
108.24 substantially the same area as the proposed guideway but would provide service in a different  
108.25 manner. At a minimum, the alternatives must include an arterial bus rapid transit line, a  
108.26 regular route bus service line, and a nontransit option that expands capacity of the road.

108.27 (c) At a minimum, the analysis must include the following information:

108.28 (1) for guideway and busway project options, the estimated ridership numbers;

108.29 (2) for the capacity expansion option, the number of additional vehicles accommodated  
108.30 by the expansion;

108.31 (3) for each project option, an estimate of the increase or decrease of the number of  
108.32 vehicles on the road;

109.1 (4) the amount of revenue derived from or attributable to each project option, including  
109.2 but not limited to fares, tax on gasoline, and motor vehicle sales tax;

109.3 (5) for each project option, the estimated ongoing maintenance costs, which entity will  
109.4 pay for the costs, and the percentage of the costs to be paid by each entity;

109.5 (6) for each project option, the estimated future capital costs, which entity will pay for  
109.6 the costs, and the percentage of the costs to be paid by each entity;

109.7 (7) the estimated economic benefit attributable to each project option, including but not  
109.8 limited to new or expanded housing units or businesses, increased freight movement, and  
109.9 reduction of supply chain issues;

109.10 (8) for each project option, the estimated timeline for construction, road closures, and  
109.11 detours and an estimate on how that timeline affects the surrounding areas;

109.12 (9) for each project option, an estimate of whether vehicle collisions will increase or  
109.13 decrease due to a change in the projected number of vehicles on the road;

109.14 (10) for each project option, an analysis of whether each project option could be altered  
109.15 or stopped once construction is started and the estimated costs related to alteration or  
109.16 stopping;

109.17 (11) for each project option, travel time along the route from end to end and for various  
109.18 points of interest in between, including time spent waiting for transit, changing modes of  
109.19 transportation, and other time spent directly related to travel but not inside of a vehicle;

109.20 (12) for busway and guideway project options, how travel time for vehicles would be  
109.21 affected by any estimated reduction in vehicle traffic; and

109.22 (13) for each project option, the estimated increase or decrease in carbon emissions or  
109.23 other environmental pollutants.

109.24 (d) The analysis must also determine how many miles of arterial bus rapid transit, regular  
109.25 route bus service, or congestion mitigation construction could be funded for the amount  
109.26 proposed to be spent on the guideway.

109.27 (e) A responsible governmental unit may request assistance from the commissioner or  
109.28 Metropolitan Council. The commissioner or Metropolitan Council must provide the requested  
109.29 assistance and may bill the responsible governmental unit for reasonable expenses incurred  
109.30 in providing the assistance.

109.31 **EFFECTIVE DATE.** This section is effective the day following final enactment and  
109.32 applies to all guideways seeking state or federal funding on or after that date, except this

110.1 section does not apply to the Gold Line bus rapid transit project. This section applies in the  
110.2 counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

110.3 **Sec. 9. [473.4488] COUNTY RESPONSIBILITY FOR GUIDEWAY FUNDING.**

110.4 **Subdivision 1. Definitions.** (a) The following terms have the meanings given for purposes  
110.5 of this section.

110.6 (b) "Guideway" has the meaning given in section 473.4485, subdivision 1, paragraph  
110.7 (d).

110.8 (c) "Host county" means the county where the guideway is located.

110.9 **Subd. 2. Host county responsibility.** A host county is responsible for funding all aspects  
110.10 of guideways using nonstate sources. This includes but is not limited to costs for:

110.11 (1) planning, design, engineering, construction, prerevenue operations, and other costs  
110.12 associated with guideway development that exceed federal, state, local government, or other  
110.13 funds dedicated to the guideway. This requirement pertains to all costs associated with  
110.14 guideway development, including associated costs not eligible for federal funding;

110.15 (2) operating costs of guideway services determined by the service operator to be  
110.16 necessary to meet reasonable standards for access, safety, and reliability and that exceed  
110.17 fare revenues and federal, state, local government, or other funds dedicated to the guideway;  
110.18 and

110.19 (3) capital maintenance, replacement, and modernization costs determined by the operator  
110.20 of guideway services to be necessary to meet reasonable standards for access, safety,  
110.21 reliability, and upkeep of the guideway and that exceed federal, state, local government, or  
110.22 other funds dedicated to the guideway.

110.23 **Subd. 3. Prohibition.** (a) The state must not provide any funding for guideways or  
110.24 contribute in any manner to any costs related to guideways.

110.25 (b) The council must not impose any tax or fee to pay for any costs related to guideways,  
110.26 including any costs for which a host county is responsible pursuant to subdivision 2.

110.27 **EFFECTIVE DATE; APPLICATION.** This section is effective July 1, 2022, and  
110.28 applies to existing and future guideways in the counties of Anoka, Carver, Dakota, Hennepin,  
110.29 Ramsey, Scott, and Washington, except this section does not apply to the Gold Line bus  
110.30 rapid transit project.

111.1 Sec. 10. Laws 2021, First Special Session chapter 5, article 4, section 143, is amended to  
111.2 read:

111.3 Sec. 143. **STUDY ON POST-COVID PANDEMIC PUBLIC TRANSPORTATION.**

111.4 (a) ~~From funds specified under Minnesota Statutes, section 161.53, paragraph (b), the~~  
111.5 ~~commissioner of transportation~~ Using existing resources, the Metropolitan Council must  
111.6 arrange and pay for a study by the Center for Transportation Studies at the University of  
111.7 Minnesota that examines public transportation after the COVID-19 pandemic is substantially  
111.8 curtailed in the United States. At a minimum, the study must:

111.9 (1) focus primarily on transit service for commuters in the metropolitan area, as defined  
111.10 in Minnesota Statutes, section 473.121, subdivision 2;

111.11 (2) specifically review Northstar Commuter Rail and commuter-oriented transit service  
111.12 by the Metropolitan Council and by the suburban transit providers; and

111.13 (3) provide analysis and projections on anticipated changes in:

111.14 (i) ridership;

111.15 (ii) demand for different modes and forms of active and public transportation;

111.16 (iii) transit service levels and features;

111.17 (iv) revenue and expenditures; and

111.18 (v) long-term impacts.

111.19 (b) By ~~February~~ October 1, 2023, the ~~commissioner~~ chair of the Metropolitan Council  
111.20 must provide a copy of the study to the members of the legislative committees with  
111.21 jurisdiction over transportation policy and finance.

111.22 **EFFECTIVE DATE.** This section is effective the day following final enactment. This  
111.23 section applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and  
111.24 Washington.

111.25 Sec. 11. **GUIDEWAY COST-BENEFIT ANALYSIS; TRANSITION.**

111.26 (a) This section applies to a guideway for which a locally preferred alternative has been  
111.27 selected prior to the effective date of this section but is not in revenue operation on the  
111.28 effective date of this section, except this section does not apply to the gold line bus rapid  
111.29 transit project.

112.1 (b) For each guideway subject to this section, the commissioner of transportation and  
 112.2 the Metropolitan Council must perform a cost-benefit analysis as required by Minnesota  
 112.3 Statutes, section 473.4487, subdivision 2, paragraphs (b), (c), and (d). Within 30 days of  
 112.4 completing a cost-benefit analysis required by this section, the commissioner must post the  
 112.5 final analysis on the Department of Transportation's website and the Metropolitan Council  
 112.6 must post the final analysis on the council's website. The commissioner and the council  
 112.7 must jointly submit a copy of the final report to the legislative auditor and to the chairs and  
 112.8 ranking minority members of legislative committees with jurisdiction over transportation  
 112.9 finance and policy.

112.10 **EFFECTIVE DATE.** This section is effective the day following final enactment and  
 112.11 applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

112.12 **Sec. 12. REQUEST TO TERMINATE NORTHSTAR COMMUTER RAIL**  
 112.13 **OPERATIONS.**

112.14 Subdivision 1. **Definitions.** (a) For purposes of this section, the following terms have  
 112.15 the meanings given.

112.16 (b) "Commissioner" means the commissioner of transportation.

112.17 (c) "Council" means the Metropolitan Council.

112.18 (d) "FTA" means the Federal Transit Administration.

112.19 (e) "Northstar" means the Northstar Commuter Rail line that provides rail passenger  
 112.20 service between downtown Minneapolis and Big Lake, including stops in Fridley, Coon  
 112.21 Rapids, Anoka, Ramsey, and Elk River.

112.22 Subd. 2. **Federal approval.** Within 30 days of the enactment of this section, the council  
 112.23 and the commissioner must request approval from the FTA to discontinue Northstar  
 112.24 operations. As part of the request, the council and commissioner must specify that the state  
 112.25 will not reimburse the FTA or any other federal agency for federal funds spent on Northstar.  
 112.26 Within seven days of receiving a response to the request, the council and commissioner  
 112.27 must report to the chairs and ranking minority members of the legislative committees with  
 112.28 jurisdiction over transportation policy and finance on the outcome of the request. The report  
 112.29 must include a copy of the request submitted to the FTA and a copy of the FTA's response.  
 112.30 If the FTA grants the request, the commissioner and council must submit to the chairs and  
 112.31 ranking minority members of the legislative committees with jurisdiction over transportation  
 112.32 policy and finance a proposed plan to terminate Northstar operations. The plan must be  
 112.33 submitted within 90 days after the FTA grants the request.

113.1 **EFFECTIVE DATE.** This section is effective the day following final enactment. This  
113.2 section applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and  
113.3 Washington.

113.4 Sec. 13. **SUSPENSION OF GUIDEWAY ACTIVITIES.**

113.5 The Metropolitan Council must not take any action or spend any money for study,  
113.6 planning, preliminary engineering, final design, or construction for any proposed guideway.  
113.7 This does not apply to the Gold Line bus rapid transit project or the Green Line Extension  
113.8 light rail transit line, also known as the Southwest Light Rail project. This section expires  
113.9 when the Green Line Extension light rail transit line begins revenue operations.

113.10 **EFFECTIVE DATE.** This section is effective the day following final enactment. This  
113.11 section applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and  
113.12 Washington.

**168.345 USE OF VEHICLE REGISTRATION INFORMATION.**

Subdivision 1. **Information by telephone.** Information about vehicle registrations shall not be furnished on the telephone to any person except the personnel of law enforcement agencies and the personnel of governmental motor vehicle and registration offices.

**168A.01 DEFINITIONS.**

Subd. 17a. **Salvage title.** "Salvage title" means a certificate of title that is issued to a vehicle declared a repairable total loss vehicle under section 168A.151 and includes an existing certificate of title that has been stamped with the legend "salvage certificate of title" in accordance with section 168A.151.

**168B.15 TOW TRUCK PERMIT.**

The commissioner of transportation may issue permits to an applicant who pays a single \$300 annual fee to cover all tow trucks and towing vehicles owned by the applicant and meets any other conditions prescribed by the commissioner. The permit authorizes the tow truck or towing vehicle, when towing a disabled or damaged vehicle to a place of repair or to a place of safekeeping, to exceed the length and weight limitations of chapter 169.

**169.829 WEIGHT LIMITS NOT APPLICABLE TO CERTAIN VEHICLES.**

Subd. 2. **Tow truck.** Sections 169.823 to 169.828 do not apply to a tow truck or towing vehicle when towing a disabled or damaged vehicle, when the movement is urgent, and when the movement is for the purpose of removing the disabled vehicle from the roadway to a place of safekeeping or to a place of repair.

**325F.6644 APPLICATION.**

Subdivision 1. **Damage disclosure.** Section 325F.6641 does not apply to commercial motor vehicles with a gross vehicle weight rating of 16,000 pounds or more or to motorcycles.

Subd. 2. **Title branding.** Section 325F.6642 does not apply to (1) commercial motor vehicles with a gross vehicle weight rating of 16,000 pounds or more or to motorcycles, other than reconstructed vehicles, as defined in section 168A.01, subdivision 16; and (2) restored pioneer vehicles, as defined in section 168A.01, subdivision 16a.

APPENDIX  
Repealed Minnesota Session Laws: S1154-1

*Laws 2000, chapter 479, article 2, section 1, as amended by Laws 2000, chapter 499, section 41; as amended by Laws 2001, First Special Session chapter 5, article 20, section 20*

Sec. 41. [CORRECTION 27A.] Laws 2000, chapter 479, article 2, section 1, is amended to read:

Section 1. **PROHIBITION AGAINST APPROPRIATIONS FROM TRUNK HIGHWAY FUND.**

To ensure compliance with the Minnesota Constitution, article XIV, sections 2, 5, and 6, the commissioner of finance, agency directors, and legislative commission personnel may not include in the biennial budget for fiscal years 2002 and 2003, or in any budget thereafter, expenditures from the trunk highway fund for a nonhighway purpose as jointly determined by the commissioner of finance and the attorney general. For purposes of this section, an expenditure for a nonhighway purpose is any expenditure not for construction, improvement, or maintenance of highways. At the time of submission of the biennial budget proposal to the legislature, the commissioner of finance and the attorney general shall report to the senate and house of representatives transportation committees concerning any expenditure that is proposed to be appropriated from the trunk highway fund, if that expenditure is similar to those reduced or eliminated in sections 5 to 20. The report must explain the highway purpose of, and recommend a fund to be charged for, the proposed expenditure.

**7410.6180 COMMERCIAL MOTOR VEHICLE TESTING PROGRAM.**

A public, postsecondary educational institution or school as described in part 7410.6100 applying to be a third-party testing program for commercial motor vehicles shall offer a training course for commercial motor vehicle operation that consists of at least 180 hours of training.

**7410.6420 THIRD-PARTY TESTER QUALIFICATIONS.**

Subp. 3. **Driver education instructor.** Except for an instructor in a licensed or approved motorcycle driver education program, a third-party tester may not simultaneously be an instructor in a licensed or approved driver education program.

**7410.6520 DENIAL, CANCELLATION, OR SUSPENSION OF PROGRAM OR TESTER CERTIFICATE.**

Subp. 3. **Commissioner's discretion.** The existence of grounds for cancellation or suspension under subpart 2 is determined at the sole discretion of the commissioner. If the commissioner determines that grounds for cancellation or suspension exist for failure to comply with or satisfy any requirement in parts 7410.6000 to 7410.6520, the commissioner may immediately cancel or suspend the third-party testing program or third-party tester from administering any further tests.

**7411.0535 ONLINE CLASSROOM INSTRUCTION; ADULT ONLY.**

Classroom instruction via the Internet may be provided by a program to any student who is at least 18 years old.

A. The course of study must provide a means for the student to measure performance outcomes.

B. There must be a pool of rotating quiz questions.

C. The course must have accountability features to ensure the age and identity of the student taking the course.

D. Technical designs must have features that measure the amount of time a student spends on each section of the course.

E. Customer support access must be made available through a toll-free telephone number.

F. The course must have a secure server and be backed up by a second unit.

G. The program must have preventives in place to protect against the access of private information.

H. The course must have the ability to update course content uniformly throughout the state.

I. The course must have a location in Minnesota where program and student records are accessible.

**8835.0350 FINANCIAL RECORDS.**

Subp. 2. **Reports.** At the end of each month of operation, a recipient shall provide the department with a report summarizing cost allocations and operating statistics for the period. Reports must be completed on forms provided or approved by the department and must be submitted no later than the last day of the month following the reporting period. The recipient shall submit to the department the final report for the contract period no later than 90 days after the contract period ends.