

SENATE

STATE OF MINNESOTA

EIGHTY-EIGHTH SESSION

S.F. No. 2738

(SENATE AUTHORS: LIMMER)

| DATE       | D-PG | OFFICIAL STATUS                                                                |
|------------|------|--------------------------------------------------------------------------------|
| 03/17/2014 | 6284 | Introduction and first reading<br>Referred to Transportation and Public Safety |

1.1 A bill for an act  
1.2 relating to transportation; highways; establishing requirements governing  
1.3 marked Interstate Highway 494 rehabilitation work; allocating rental motor  
1.4 vehicle tax revenue; appropriating money; amending Minnesota Statutes 2012,  
1.5 section 297A.94.

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

1.7 Section 1. Minnesota Statutes 2012, section 297A.94, is amended to read:

1.8 **297A.94 DEPOSIT OF REVENUES.**

1.9 (a) Except as provided in this section, the commissioner shall deposit the revenues,  
1.10 including interest and penalties, derived from the taxes imposed by this chapter in the state  
1.11 treasury and credit them to the general fund.

1.12 (b) The commissioner shall deposit taxes in the Minnesota agricultural and economic  
1.13 account in the special revenue fund if:

1.14 (1) the taxes are derived from sales and use of property and services purchased for  
1.15 the construction and operation of an agricultural resource project; and

1.16 (2) the purchase was made on or after the date on which a conditional commitment  
1.17 was made for a loan guaranty for the project under section 41A.04, subdivision 3.

1.18 The commissioner of management and budget shall certify to the commissioner the date  
1.19 on which the project received the conditional commitment. The amount deposited in  
1.20 the loan guaranty account must be reduced by any refunds and by the costs incurred by  
1.21 the Department of Revenue to administer and enforce the assessment and collection of  
1.22 the taxes.

1.23 (c) The commissioner shall deposit the revenues, including interest and penalties,  
1.24 derived from the taxes imposed on sales and purchases included in section 297A.61,

subdivision 3, paragraph (g), clauses (1) and (4), in the state treasury, and credit them as follows:

(1) first to the general obligation special tax bond debt service account in each fiscal year the amount required by section 16A.661, subdivision 3, paragraph (b); and

(2) after the requirements of clause (1) have been met, the balance to the general fund.

(d) The commissioner shall deposit the revenues, including interest and penalties, collected under section 297A.64, subdivision 5, in the state treasury and credit them to the general fund. By July 15 of each year the commissioner shall transfer to the highway user tax distribution fund an amount equal to the excess fees collected under section 297A.64, subdivision 5, for the previous calendar year.

(e) For fiscal year 2001, 97 percent; for fiscal years 2002 and 2003, 87 percent; and for fiscal year 2004 and thereafter, 72.43 percent of the revenues, including interest and penalties, transmitted to the commissioner under section 297A.65, must be deposited by the commissioner in the state treasury as follows:

(1) 50 percent of the receipts must be deposited in the heritage enhancement account in the game and fish fund, and may be spent only on activities that improve, enhance, or protect fish and wildlife resources, including conservation, restoration, and enhancement of land, water, and other natural resources of the state;

(2) 22.5 percent of the receipts must be deposited in the natural resources fund, and may be spent only for state parks and trails;

(3) 22.5 percent of the receipts must be deposited in the natural resources fund, and may be spent only on metropolitan park and trail grants;

(4) three percent of the receipts must be deposited in the natural resources fund, and may be spent only on local trail grants; and

(5) two percent of the receipts must be deposited in the natural resources fund, and may be spent only for the Minnesota Zoological Garden, the Como Park Zoo and Conservatory, and the Duluth Zoo.

(f) The revenue dedicated under paragraph (e) may not be used as a substitute for traditional sources of funding for the purposes specified, but the dedicated revenue shall supplement traditional sources of funding for those purposes. Land acquired with money deposited in the game and fish fund under paragraph (e) must be open to public hunting and fishing during the open season, except that in aquatic management areas or on lands where angling easements have been acquired, fishing may be prohibited during certain times of the year and hunting may be prohibited. At least 87 percent of the money deposited in the game and fish fund for improvement, enhancement, or protection of fish and wildlife resources under paragraph (e) must be allocated for field operations.

(g) The commissioner shall deposit the revenues, including interest and penalties, collected under section 297A.64, subdivision 1, as follows:

(1) for fiscal year 2014, \$1,400,000 in the trunk highway fund and the remainder in the general fund;

(2) for fiscal year 2015: (i) the lesser of the amount collected or \$23,600,000, in the trunk highway fund; and (ii) the remainder in the general fund;

(3) for fiscal year 2016: (i) an amount necessary, if any, to ensure the total deposited in the trunk highway fund under this paragraph for fiscal years 2014 to 2016 equals \$25,000,000; and (ii) the remainder in the general fund; and

(4) for fiscal year 2017 and thereafter, in the general fund.

(h) The revenues deposited under paragraphs (a) to (f) (g) do not include the revenues, including interest and penalties, generated by the sales tax imposed under section 297A.62, subdivision 1a, which must be deposited as provided under the Minnesota Constitution, article XI, section 15.

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

## **Sec. 2. INTERSTATE HIGHWAY 494 REHABILITATION PROJECT.**

**Subdivision 1. Definition.** For purposes of this section, "I-494 rehabilitation project" means the trunk highway project programmed on the effective date of this section to reconstruct marked Interstate Highway 494, maintain associated bridges from the interchange with marked Interstate Highway 394 to the interchange with marked Interstate Highways 94 and 694, and establish dynamic shoulder lanes along the segment of marked Interstate Highway 494 from the interchange with marked Trunk Highway 55 to the overpass at East Fish Lake Road.

**Subd. 2. Project requirements.** The commissioner of transportation shall continue the I-494 rehabilitation project, but shall modify the project by replacing the planned dynamic shoulder lanes with an additional general purpose lane in each direction of travel. The additional general purpose lanes shall be constructed for the entire segment over which dynamic shoulder lanes had been planned.

**Subd. 3. Appropriations.** The amounts deposited in the trunk highway fund under Minnesota Statutes, section 297A.94, are appropriated in the fiscal year of the deposit to the commissioner of transportation for the I-494 rehabilitation project. Appropriations under this subdivision are onetime appropriations. Notwithstanding Minnesota Statutes, section 16A.28, the appropriations are available for five years after the year of appropriation.

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