

1.1 A bill for an act

1.2 relating to transportation; establishing a budget for transportation; appropriating

1.3 money for transportation purposes, including Department of Transportation,

1.4 Metropolitan Council, and Department of Public Safety activities; modifying

1.5 various provisions governing transportation policy and finance; modifying various

1.6 provisions relating to motor vehicles; requiring reports; establishing working

1.7 groups; making technical changes; amending Minnesota Statutes 2018, sections

1.8 3.972, by adding subdivisions; 3.9741, subdivision 5; 13.46, subdivision 2; 13.72,

1.9 subdivision 10; 80E.13; 160.262, subdivision 1; 160.263, subdivision 2; 160.264;

1.10 160.266, subdivision 5; 160.93, subdivisions 1, 2, 4, 5, by adding a subdivision;

1.11 161.04, by adding a subdivision; 161.14, subdivision 16, by adding subdivisions;

1.12 161.162, subdivision 2; 161.164, subdivision 3; 161.166, by adding a subdivision;

1.13 168.002, subdivision 8; 168.013, subdivisions 1a, 1m, 6, by adding a subdivision;

1.14 168.10, subdivision 1h; 168.1294, subdivision 6; 168.27, by adding subdivisions;

1.15 168.301, subdivision 3; 168.33, subdivision 8a; 168A.02, subdivision 1; 168A.12,

1.16 subdivision 2; 168A.17, by adding a subdivision; 169.011, subdivision 46, by

1.17 adding subdivisions; 169.06, subdivision 4a; 169.14, subdivisions 2a, 5; 169.18,

1.18 subdivisions 1, 7, 8, 11; 169.20, subdivision 7, by adding a subdivision; 169.26,

1.19 subdivisions 1, 4; 169.28; 169.29; 169.443, subdivision 2; 169.4503, subdivision

1.20 5; 169.58, by adding a subdivision; 169.64, subdivision 9; 169.71, subdivisions

1.21 1, 4; 169.829, by adding a subdivision; 169.864, subdivision 1; 169.865,

1.22 subdivisions 1, 2, by adding a subdivision; 169.87, subdivision 6; 171.01, by adding

1.23 subdivisions; 174.37, subdivision 1; 174.38, subdivision 3; 174.75, by adding a

1.24 subdivision; 360.013, by adding a subdivision; 360.017, subdivision 1; 360.021,

1.25 subdivision 1; 360.024; 360.062; 360.063, subdivisions 1, 3; 360.064, subdivision

1.26 1; 360.065, subdivision 1; 360.066, subdivision 1; 360.067, by adding a subdivision;

1.27 360.071, subdivision 2; 360.305, subdivision 6; 394.22, by adding a subdivision;

1.28 394.23; 394.231; 394.25, subdivision 3; 462.352, by adding a subdivision; 462.355,

1.29 subdivision 1; 462.357, subdivision 9, by adding a subdivision; 473.121, by adding

1.30 subdivisions; 473.386, subdivision 3; 473.388, subdivision 4a; 473.4051,

1.31 subdivisions 2, 3; Laws 2018, chapter 165, section 1; proposing coding for new

1.32 law in Minnesota Statutes, chapters 161; 168A; 169; 171; 174; 296A; 299D; 360;

1.33 repealing Minnesota Statutes 2018, sections 160.93, subdivisions 2a, 3; 161.1419,

1.34 subdivision 8; 169.18, subdivisions 10, 12; 360.063, subdivision 4; 360.065,

1.35 subdivision 2; 360.066, subdivisions 1a, 1b.

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

2.2 **ARTICLE 1**

2.3 **TRANSPORTATION APPROPRIATIONS**

2.4 Section 1. **TRANSPORTATION APPROPRIATIONS.**

2.5 The sums shown in the columns marked "Appropriations" are appropriated to the agencies  
 2.6 and for the purposes specified in this article. The appropriations are from the trunk highway  
 2.7 fund, or another named fund, and are available for the fiscal years indicated for each purpose.  
 2.8 Amounts for "Total Appropriation" and sums shown in the corresponding columns marked  
 2.9 "Appropriations by Fund" are summary only and do not have legal effect. Unless specified  
 2.10 otherwise, the amounts in the second year under "Appropriations by Fund" show the base  
 2.11 within the meaning of Minnesota Statutes, section 16A.11, subdivision 3, by fund. The  
 2.12 figures "2020" and "2021" used in this article mean that the appropriations listed under them  
 2.13 are available for the fiscal year ending June 30, 2020, or June 30, 2021, respectively. "The  
 2.14 first year" is fiscal year 2020. "The second year" is fiscal year 2021. "The biennium" is  
 2.15 fiscal years 2020 and 2021.

2.16 **APPROPRIATIONS**  
 2.17 **Available for the Year**  
 2.18 **Ending June 30**  
 2.19 **2020                      2021**

2.20 **Sec. 2. DEPARTMENT OF**  
 2.21 **TRANSPORTATION**

2.22 **Subdivision 1. Total Appropriation**                      \$ **3,050,750,000** \$ **3,017,437,000**

2.23 **Appropriations by Fund**

	<u>2020</u>	<u>2021</u>
2.24 <u>General</u>	19,285,000	19,375,000
2.25 <u>Airports</u>	20,632,000	20,632,000
2.26 <u>C.S.A.H.</u>	832,949,000	846,298,000
2.27 <u>M.S.A.S.</u>	208,516,000	211,528,000
2.28 <u>Trunk Highway</u>	1,968,710,000	1,919,152,000

2.29 The appropriations in this section are to the  
 2.30 commissioner of transportation. The amounts  
 2.31 that may be spent for each purpose are  
 2.32 specified in the following subdivisions.

2.33 **Subd. 2. Multimodal Systems**

2.34 **(a) Aeronautics**

3.1	<b><u>(1) Airport Development and Assistance</u></b>	<b><u>15,298,000</u></b>	<b><u>15,298,000</u></b>
3.2	<u>This appropriation is from the state airports</u>		
3.3	<u>fund and must be spent according to</u>		
3.4	<u>Minnesota Statutes, section 360.305,</u>		
3.5	<u>subdivision 4.</u>		
3.6	<u>Notwithstanding Minnesota Statutes, section</u>		
3.7	<u>16A.28, subdivision 6, this appropriation is</u>		
3.8	<u>available for five years after the year of the</u>		
3.9	<u>appropriation. If the appropriation for either</u>		
3.10	<u>year is insufficient, the appropriation for the</u>		
3.11	<u>other year is available for it.</u>		
3.12	<u>If the commissioner of transportation</u>		
3.13	<u>determines that a balance remains in the state</u>		
3.14	<u>airports fund following the appropriations</u>		
3.15	<u>made in this article and that the appropriations</u>		
3.16	<u>made are insufficient for advancing airport</u>		
3.17	<u>development and assistance projects, an</u>		
3.18	<u>amount necessary to advance the projects, not</u>		
3.19	<u>to exceed the balance in the state airports fund,</u>		
3.20	<u>is appropriated in each year to the</u>		
3.21	<u>commissioner and must be spent according to</u>		
3.22	<u>Minnesota Statutes, section 360.305,</u>		
3.23	<u>subdivision 4. Within two weeks of a</u>		
3.24	<u>determination under this contingent</u>		
3.25	<u>appropriation, the commissioner of</u>		
3.26	<u>transportation must notify the commissioner</u>		
3.27	<u>of management and budget and the chairs,</u>		
3.28	<u>ranking minority members, and staff of the</u>		
3.29	<u>legislative committees with jurisdiction over</u>		
3.30	<u>transportation finance concerning the funds</u>		
3.31	<u>appropriated. Funds appropriated under this</u>		
3.32	<u>contingent appropriation do not adjust the base</u>		
3.33	<u>for fiscal years 2022 and 2023.</u>		
3.34	<b><u>(2) Aviation Support and Services</u></b>	<b><u>6,877,000</u></b>	<b><u>6,877,000</u></b>

4.1	<u>Appropriations by Fund</u>		
4.2		<u>2020</u>	<u>2021</u>
4.3	<u>Airports</u>	<u>5,254,000</u>	<u>5,254,000</u>
4.4	<u>Trunk Highway</u>	<u>1,623,000</u>	<u>1,623,000</u>
4.5	<b><u>(3) Civil Air Patrol</u></b>		<u>80,000</u>
4.6	<u>This appropriation is from the state airports</u>		
4.7	<u>fund for the Civil Air Patrol.</u>		
4.8	<b><u>(b) Transit</u></b>		<u>18,126,000</u>
4.9	<u>Appropriations by Fund</u>		
4.10		<u>2020</u>	<u>2021</u>
4.11	<u>General</u>	<u>17,249,000</u>	<u>17,249,000</u>
4.12	<u>Trunk Highway</u>	<u>877,000</u>	<u>877,000</u>
4.13	<b><u>(c) Safe Routes to School</u></b>		<u>500,000</u>
4.14	<u>This appropriation is from the general fund</u>		
4.15	<u>for the safe routes to school program under</u>		
4.16	<u>Minnesota Statutes, section 174.40.</u>		
4.17	<b><u>(d) Freight</u></b>		
4.18	<b><u>Freight and Commercial Vehicle Operations</u></b>		<u>6,775,000</u>
4.19	<u>Appropriations by Fund</u>		
4.20		<u>2020</u>	<u>2021</u>
4.21	<u>General</u>	<u>1,229,000</u>	<u>1,069,000</u>
4.22	<u>Trunk Highway</u>	<u>5,546,000</u>	<u>5,546,000</u>
4.23	<u>\$160,000 in the first year is from the general</u>		
4.24	<u>fund for port development assistance grants</u>		
4.25	<u>under Minnesota Statutes, chapter 457A, to</u>		
4.26	<u>the Port Authority of Winona. Any</u>		
4.27	<u>improvements made with the proceeds of the</u>		
4.28	<u>grants must be publicly owned. This is a</u>		
4.29	<u>onetime appropriation and is available in the</u>		
4.30	<u>second year.</u>		
4.31	<u>\$800,000 in each year is from the general fund</u>		
4.32	<u>for additional rail safety and rail service</u>		
4.33	<u>activities.</u>		

5.1 The commissioner must not spend this  
 5.2 appropriation for passenger rail system  
 5.3 planning, alternatives analysis, environmental  
 5.4 analysis, design, or preliminary engineering  
 5.5 under Minnesota Statutes, sections 174.632  
 5.6 to 174.636.

5.7 **Subd. 3. State Roads**

5.8 **(a) Operations and Maintenance** 318,145,000 311,932,000

5.9 **(b) Program Planning and Delivery**

5.10 **(1) Planning and Research** 31,467,000 30,950,000

5.11 If a balance remains of this appropriation, the  
 5.12 commissioner may transfer up to that amount  
 5.13 for program delivery under clause (2).

5.14 \$130,000 in each year is available for  
 5.15 administrative costs of the targeted group  
 5.16 business program.

5.17 \$266,000 in each year is available for grants  
 5.18 to metropolitan planning organizations outside  
 5.19 the seven-county metropolitan area.

5.20 \$900,000 in each year is available for grants  
 5.21 for transportation studies outside the  
 5.22 metropolitan area to identify critical concerns,  
 5.23 problems, and issues. These grants are  
 5.24 available:

5.25 (1) to regional development commissions;  
 5.26 (2) in regions where no regional development  
 5.27 commission is functioning, to joint powers  
 5.28 boards established under agreement of two or  
 5.29 more political subdivisions in the region to  
 5.30 exercise the planning functions of a regional  
 5.31 development commission; and

5.32 (3) in regions where no regional development  
 5.33 commission or joint powers board is

6.1 functioning, to the Department of  
6.2 Transportation district office for that region.

6.3 **(2) Program Delivery** 241,016,000 236,874,000

6.4 This appropriation includes use of consultants  
6.5 to support development and management of  
6.6 projects.

6.7 \$1,000,000 in each year is available for  
6.8 management of contaminated and regulated  
6.9 material on property owned by the Department  
6.10 of Transportation, including mitigation of  
6.11 property conveyances, facility acquisition or  
6.12 expansion, chemical release at maintenance  
6.13 facilities, and spills on the trunk highway  
6.14 system where there is no known responsible  
6.15 party. If the appropriation for either year is  
6.16 insufficient, the appropriation for the other  
6.17 year is available for it.

6.18 **(c) State Road Construction** 1,052,295,000 999,282,000

6.19 This appropriation is for the actual  
6.20 construction, reconstruction, and improvement  
6.21 of trunk highways, including design-build  
6.22 contracts, internal department costs associated  
6.23 with delivering the construction program,  
6.24 consultant usage to support these activities,  
6.25 and the cost of actual payments to landowners  
6.26 for lands acquired for highway rights-of-way,  
6.27 payment to lessees, interest subsidies, and  
6.28 relocation expenses.

6.29 This appropriation includes federal highway  
6.30 aid.

6.31 \$38,000,000 in the first year is appropriated  
6.32 to acquire property or permanent easements  
6.33 for, and to design, engineer, construct, furnish,  
6.34 and equip an expansion of U.S. Highway 212

7.1 to four lanes from Tacoma Ave. N. in  
7.2 Norwood Young America to Lake Street West  
7.3 in Cologne. Of this amount, up to \$10,000,000  
7.4 is for safety improvements to the intersection  
7.5 of Trunk Highway 212 and Carver County  
7.6 Road 51. This is a onetime appropriation.

7.7 The commissioner may expend up to one-half  
7.8 of one percent of the federal appropriations  
7.9 under this paragraph as grants to opportunity  
7.10 industrialization centers and other nonprofit  
7.11 job training centers for job training programs  
7.12 related to highway construction.

7.13 The commissioner may transfer up to  
7.14 \$15,000,000 each year to the transportation  
7.15 revolving loan fund.

7.16 The commissioner may receive money  
7.17 covering other shares of the cost of partnership  
7.18 projects. These receipts are appropriated to  
7.19 the commissioner for these projects.

7.20 **(d) Highway Debt Service** 236,439,000 250,766,000

7.21 \$226,939,000 in fiscal year 2020 and  
7.22 \$241,266,000 in fiscal year 2021 are for  
7.23 transfer to the state bond fund. If this  
7.24 appropriation is insufficient to make all  
7.25 transfers required in the year for which it is  
7.26 made, the commissioner of management and  
7.27 budget must transfer the deficiency amount  
7.28 under the statutory open appropriation and  
7.29 notify the chairs, ranking minority members,  
7.30 and staff of the legislative committees with  
7.31 jurisdiction over transportation finance and  
7.32 the chairs of the senate Finance Committee  
7.33 and the house of representatives Ways and  
7.34 Means Committee of the amount of the

8.1 deficiency. Any excess appropriation cancels  
8.2 to the trunk highway fund.

8.3 **(e) Statewide Radio Communications** 5,851,000 5,851,000

8.4	<u>Appropriations by Fund</u>		
8.5		<u>2020</u>	<u>2021</u>
8.6	<u>General</u>	<u>3,000</u>	<u>3,000</u>
8.7	<u>Trunk Highway</u>	<u>5,848,000</u>	<u>5,848,000</u>

8.8 \$3,000 in each year is from the general fund  
8.9 to equip and operate the Roosevelt signal  
8.10 tower for Lake of the Woods weather  
8.11 broadcasting.

8.12 **Subd. 4. Local Roads**

8.13 **(a) County State-Aid Roads** 832,949,000 846,298,000

8.14 This appropriation is from the county state-aid  
8.15 highway fund under Minnesota Statutes,  
8.16 sections 161.081 and 297A.815, subdivision  
8.17 3, and chapter 162, and is available until June  
8.18 30, 2029.

8.19 If the commissioner of transportation  
8.20 determines that a balance remains in the  
8.21 county state-aid highway fund following the  
8.22 appropriations and transfers made in this  
8.23 paragraph, and that the appropriations made  
8.24 are insufficient for advancing county state-aid  
8.25 highway projects, an amount necessary to  
8.26 advance the projects, not to exceed the balance  
8.27 in the county state-aid highway fund, is  
8.28 appropriated in each year to the commissioner.  
8.29 Within two weeks of a determination under  
8.30 this contingent appropriation, the  
8.31 commissioner of transportation shall notify  
8.32 the commissioner of management and budget  
8.33 and the chairs, ranking minority members, and  
8.34 staff of the legislative committees with



9.1 jurisdiction over transportation finance  
9.2 concerning funds appropriated. The  
9.3 commissioner shall identify in the next budget  
9.4 submission to the legislature under Minnesota  
9.5 Statutes, section 16A.11, any amount that is  
9.6 appropriated under this paragraph.

9.7 **(b) Municipal State-Aid Roads** 208,516,000 211,528,000

9.8 This appropriation is from the municipal  
9.9 state-aid street fund under Minnesota Statutes,  
9.10 chapter 162, and is available until June 30,  
9.11 2029.

9.12 If the commissioner of transportation  
9.13 determines that a balance remains in the  
9.14 municipal state-aid street fund following the  
9.15 appropriations and transfers made in this  
9.16 paragraph, and that the appropriations made  
9.17 are insufficient for advancing municipal  
9.18 state-aid street projects, an amount necessary  
9.19 to advance the projects, not to exceed the  
9.20 balance in the municipal state-aid street fund,  
9.21 is appropriated in each year to the  
9.22 commissioner. Within two weeks of a  
9.23 determination under this contingent  
9.24 appropriation, the commissioner of  
9.25 transportation shall notify the commissioner  
9.26 of management and budget and the chairs,  
9.27 ranking minority members, and staff of the  
9.28 legislative committees with jurisdiction over  
9.29 transportation finance concerning funds  
9.30 appropriated. The commissioner shall identify  
9.31 in the next budget submission to the legislature  
9.32 under Minnesota Statutes, section 16A.11, any  
9.33 amount that is appropriated under this  
9.34 paragraph.

9.35 **(c) Small Cities Assistance** 250,000 500,000

10.1 This appropriation is from the general fund  
 10.2 for the small cities assistance program under  
 10.3 Minnesota Statutes, section 162.145.

10.4 **Subd. 5. Agency Management**

10.5 **(a) Agency Services** 45,447,000 45,447,000

10.6 **(b) Buildings** 29,461,000 29,461,000

10.7 Appropriations by Fund

10.8 2020 2021

10.9 General 54,000 54,000

10.10 Trunk Highway 29,407,000 29,407,000

10.11 Any money appropriated to the commissioner  
 10.12 of transportation for building construction for  
 10.13 any fiscal year before the first year is available  
 10.14 to the commissioner during the biennium to  
 10.15 the extent that the commissioner spends the  
 10.16 money on the building construction projects  
 10.17 for which the money was originally  
 10.18 encumbered during the fiscal year for which  
 10.19 it was appropriated. If the appropriation for  
 10.20 either year is insufficient, the appropriation  
 10.21 for the other year is available for it.

10.22 **(c) Tort Claims** 600,000 600,000

10.23 If the appropriation for either year is  
 10.24 insufficient, the appropriation for the other  
 10.25 year is available for it.

10.26 **Subd. 6. Transfers**

10.27 (a) With the approval of the commissioner of  
 10.28 management and budget, the commissioner  
 10.29 of transportation may transfer unencumbered  
 10.30 balances among the appropriations from the  
 10.31 trunk highway fund and the state airports fund  
 10.32 made in this section. Transfers under this  
 10.33 paragraph must not be made:

- 11.1 (1) between funds;
- 11.2 (2) from the appropriations for state road
- 11.3 construction or debt service; or
- 11.4 (3) from the appropriations for operations and
- 11.5 maintenance or program delivery, except for
- 11.6 a transfer to state road construction or debt
- 11.7 service.
- 11.8 (b) The commissioner of transportation must
- 11.9 immediately report transfers under paragraph
- 11.10 (a) to the chairs, ranking minority members,
- 11.11 and staff of the legislative committees with
- 11.12 jurisdiction over transportation finance. The
- 11.13 authority for the commissioner of
- 11.14 transportation to make transfers under
- 11.15 Minnesota Statutes, section 16A.285, is
- 11.16 superseded by the authority and requirements
- 11.17 under this paragraph.
- 11.18 (c) The commissioner of transportation must
- 11.19 transfer from the flexible highway account in
- 11.20 the county state-aid highway fund the entire
- 11.21 amount in each year to the county turnback
- 11.22 account in the county state-aid highway fund.
- 11.23 The funds transferred are for highway
- 11.24 turnback purposes under Minnesota Statutes,
- 11.25 section 161.081, subdivision 3.
- 11.26 **Subd. 7. Previous State Road Construction**
- 11.27 **Appropriations**
- 11.28 Any money appropriated to the commissioner
- 11.29 of transportation for state road construction
- 11.30 for any fiscal year before the first year is
- 11.31 available to the commissioner during the
- 11.32 biennium to the extent that the commissioner
- 11.33 spends the money on the state road
- 11.34 construction project for which the money was

12.1 originally encumbered during the fiscal year  
12.2 for which it was appropriated.

12.3 **Subd. 8. Contingent Appropriations**

12.4 The commissioner of transportation, with the  
12.5 approval of the governor and the written  
12.6 approval of at least five members of a group  
12.7 consisting of the members of the Legislative  
12.8 Advisory Commission under Minnesota  
12.9 Statutes, section 3.30, and the ranking minority  
12.10 members of the legislative committees with  
12.11 jurisdiction over transportation finance, may  
12.12 transfer all or part of the unappropriated  
12.13 balance in the trunk highway fund to an  
12.14 appropriation:

12.15 (1) for trunk highway design, construction, or  
12.16 inspection that takes advantage of an  
12.17 unanticipated receipt of income to the trunk  
12.18 highway fund or federal advanced construction  
12.19 funding;

12.20 (2) for emergency trunk highway maintenance;  
12.21 or

12.22 (3) to pay tort or environmental claims.

12.23 Nothing in this subdivision authorizes the  
12.24 commissioner to increase the use of federal  
12.25 advanced construction funding beyond  
12.26 amounts specifically authorized. Any transfer  
12.27 as a result of the use of federal advanced  
12.28 construction funding must include an analysis  
12.29 of the effects on the long-term trunk highway  
12.30 fund balance. The amount transferred is  
12.31 appropriated for the purpose of the account to  
12.32 which it is transferred.

12.33 **Sec. 3. METROPOLITAN COUNCIL                    \$            89,775,000 \$            89,775,000**

13.1 This appropriation is from the general fund  
13.2 for transit system operations under Minnesota  
13.3 Statutes, sections 473.371 to 473.449.

13.4 Sec. 4. DEPARTMENT OF PUBLIC SAFETY

13.5 Subdivision 1. Total Appropriation                             \$       192,452,000 \$       193,380,000

13.6                     Appropriations by Fund

13.7		<u>2020</u>	<u>2021</u>
13.8	<u>General</u>	<u>14,511,000</u>	<u>14,554,000</u>
13.9	<u>Special Revenue</u>	<u>57,275,000</u>	<u>57,275,000</u>
13.10	<u>H.U.T.D.</u>	<u>9,140,000</u>	<u>9,149,000</u>
13.11	<u>Trunk Highway</u>	<u>111,526,000</u>	<u>112,402,000</u>

13.12 The appropriations in this section are to the  
13.13 commissioner of public safety. The amounts  
13.14 that may be spent for each purpose are  
13.15 specified in the following subdivisions. The  
13.16 commissioner must spend appropriations from  
13.17 the trunk highway fund in subdivisions 2 and  
13.18 3 of this section only for state patrol purposes.

13.19 Subd. 2. Administration and Related Services

13.20 (a) Office of Communications                                     575,000                     575,000

13.21                     Appropriations by Fund

13.22		<u>2020</u>	<u>2021</u>
13.23	<u>General</u>	<u>130,000</u>	<u>130,000</u>
13.24	<u>Trunk Highway</u>	<u>445,000</u>	<u>445,000</u>

13.25 (b) Public Safety Support                                     5,224,000                     5,224,000

13.26                     Appropriations by Fund

13.27		<u>2020</u>	<u>2021</u>
13.28	<u>General</u>	<u>1,238,000</u>	<u>1,238,000</u>
13.29	<u>Trunk Highway</u>	<u>3,986,000</u>	<u>3,986,000</u>

13.30 The commissioner must not spend this  
13.31 appropriation on additional full- or part-time  
13.32 permanent or temporary employees for the  
13.33 Public Information Center in the Division of  
13.34 Driver and Vehicle Services.

14.1	<b><u>(c) Public Safety Officer Survivor Benefits</u></b>	<u>640,000</u>	<u>640,000</u>
14.2	<u>This appropriation is from the general fund</u>		
14.3	<u>for payment of public safety officer survivor</u>		
14.4	<u>benefits under Minnesota Statutes, section</u>		
14.5	<u>299A.44.</u>		
14.6	<u>If the appropriation for either year is</u>		
14.7	<u>insufficient, the appropriation for the other</u>		
14.8	<u>year is available for it.</u>		
14.9	<b><u>(d) Public Safety Officer Reimbursements</u></b>	<u>1,367,000</u>	<u>1,367,000</u>
14.10	<u>This appropriation is from the general fund to</u>		
14.11	<u>be deposited in the public safety officer's</u>		
14.12	<u>benefit account. This money is available for</u>		
14.13	<u>reimbursements under Minnesota Statutes,</u>		
14.14	<u>section 299A.465.</u>		
14.15	<b><u>(e) Soft Body Armor Reimbursements</u></b>	<u>745,000</u>	<u>745,000</u>
14.16	<u>Appropriations by Fund</u>		
14.17		<u>2020</u>	<u>2021</u>
14.18	<u>General</u>	<u>645,000</u>	<u>645,000</u>
14.19	<u>Trunk Highway</u>	<u>100,000</u>	<u>100,000</u>
14.20	<u>\$645,000 in each year is from the general fund</u>		
14.21	<u>and \$100,000 in each year is from the trunk</u>		
14.22	<u>highway fund for soft body armor</u>		
14.23	<u>reimbursements under Minnesota Statutes,</u>		
14.24	<u>section 299A.38.</u>		
14.25	<b><u>(f) Technology and Support Service</u></b>	<u>3,814,000</u>	<u>3,814,000</u>
14.26	<u>Appropriations by Fund</u>		
14.27		<u>2020</u>	<u>2021</u>
14.28	<u>General</u>	<u>1,365,000</u>	<u>1,365,000</u>
14.29	<u>H.U.T.D.</u>	<u>19,000</u>	<u>19,000</u>
14.30	<u>Trunk Highway</u>	<u>2,430,000</u>	<u>2,430,000</u>
14.31	<b><u>Subd. 3. State Patrol</u></b>		
14.32	<b><u>(a) Patrolling Highways</u></b>	<u>95,252,000</u>	<u>96,083,000</u>

15.1	<u>Appropriations by Fund</u>		
15.2		<u>2020</u>	<u>2021</u>
15.3	<u>General</u>	<u>37,000</u>	<u>37,000</u>
15.4	<u>H.U.T.D.</u>	<u>92,000</u>	<u>92,000</u>
15.5	<u>Trunk Highway</u>	<u>95,123,000</u>	<u>95,954,000</u>

15.6 From this appropriation, State Patrol trainee  
 15.7 salaries as provided under Minnesota Statutes,  
 15.8 section 299D.03, subdivision 6, must be  
 15.9 provided as follows: (1) for trainees in the Law  
 15.10 Enforcement Training Opportunity program,  
 15.11 80 percent of the basic salary for patrol  
 15.12 officers; and (2) for all other trainees, 100  
 15.13 percent of the basic salary.

15.14 To account for base adjustments provided in  
 15.15 Laws 2018, chapter 211, article 21, section 2,  
 15.16 paragraph (a), the base appropriation from the  
 15.17 trunk highway fund for fiscal years 2022 and  
 15.18 2023 is \$96,784,000.

15.19 **(b) Commercial Vehicle Enforcement** 8,948,000 8,993,000

15.20 To account for base adjustments provided in  
 15.21 Laws 2018, chapter 211, article 21, section 2,  
 15.22 paragraph (a), the base appropriation from the  
 15.23 trunk highway fund for fiscal years 2022 and  
 15.24 2023 is \$9,038,000.

15.25 **(c) Capitol Security** 8,664,000 8,707,000

15.26 This appropriation is from the general fund.

15.27 To account for base adjustments provided in  
 15.28 Laws 2018, chapter 211, article 21, section 2,  
 15.29 paragraph (a), the base appropriation from the  
 15.30 general fund for fiscal years 2022 and 2023 is  
 15.31 \$8,750,000.

15.32 The commissioner must not:

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

16.3 (2) permanently transfer any state trooper from  
16.4 the patrolling highways activity to capitol  
16.5 security.

16.6 The commissioner must not transfer any  
16.7 money appropriated to the commissioner under  
16.8 this section:

16.9 (1) to capitol security; or

16.10 (2) from capitol security.

16.11 **(d) Vehicle Crimes Unit**

793,000

802,000

16.12 This appropriation is from the highway user  
16.13 tax distribution fund.

16.14 This appropriation is to investigate:

16.15 (1) registration tax and motor vehicle sales tax  
16.16 liabilities from individuals and businesses that  
16.17 currently do not pay all taxes owed; and

16.18 (2) illegal or improper activity related to the  
16.19 sale, transfer, titling, and registration of motor  
16.20 vehicles.

16.21 To account for base adjustments provided in  
16.22 Laws 2018, chapter 211, article 21, section 2,  
16.23 paragraph (a), the base appropriation from the  
16.24 highway user tax distribution fund for fiscal  
16.25 years 2022 and 2023 is \$811,000.

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

16.27 **(a) Vehicle Services**

31,226,000

31,226,000

16.28 Appropriations by Fund

16.29 2020 2021

16.30 Special Revenue 22,990,000 22,990,000

16.31 H.U.T.D. 8,236,000 8,236,000



17.1 The special revenue fund appropriation is from  
17.2 the vehicle services operating account.

17.3 **(b) Driver Services** 32,842,000 32,842,000

17.4 \$156,000 in each year is to maintain the  
17.5 automated knowledge test system.

17.6 **Subd. 5. Traffic Safety** 964,000 964,000

17.7 Appropriations by Fund

17.8 2020 2021

17.9 General 470,000 470,000

17.10 Trunk Highway 494,000 494,000

17.11 The appropriation from the general fund in  
17.12 each year is for maintenance of the crash  
17.13 record system.

17.14 **Subd. 6. Pipeline Safety** 1,443,000 1,443,000

17.15 This appropriation is from the pipeline safety  
17.16 account in the special revenue fund.

17.17 **Sec. 5. APPROPRIATION CANCELLATION.**

17.18 \$160,000 of the appropriation for port development assistance under Laws 2017, First  
17.19 Special Session chapter 3, article 1, section 2, subdivision 2, paragraph (e), is canceled to  
17.20 the general fund on June 30, 2019.

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

17.22 **Sec. 6. ACTIVE TRANSPORTATION; TRANSFER.**

17.23 \$5,000,000 in the first year is transferred from the federal fund to the active transportation  
17.24 account in the special revenue fund. This is a onetime transfer. The commissioner of  
17.25 transportation must reduce appropriations in fiscal year 2020 from the federal fund under  
17.26 the Federal Transportation Alternatives Program in the amount of \$5,000,000.

17.27 **Sec. 7. OFFICE OF THE LEGISLATIVE AUDITOR; APPROPRIATION.**

17.28 \$400,000 in the first year is appropriated from the general fund to the legislative auditor  
17.29 to carry out the audits under Minnesota Statutes, section 3.972, subdivisions 2c and 2d. This  
17.30 is a onetime appropriation and is available in the second year.

18.1 Sec. 8. **OFFICE OF THE STATE AUDITOR; APPROPRIATION.**

18.2 \$50,000 in the first year is appropriated from the general fund to the state auditor to  
18.3 conduct the compensation survey in article 2, section 136. This is a onetime appropriation.

18.4 Sec. 9. **APPROPRIATIONS BUDGET.**

18.5 (a) In the budget submission to the legislature under Minnesota Statutes, section 16A.11,  
18.6 for fiscal years 2022 and 2023, the commissioner of transportation, and the commissioner  
18.7 of public safety with respect to the transportation portion of the public safety budget, must  
18.8 present budget narratives and proposed appropriations for each appropriation established  
18.9 in sections 2 and 4.

18.10 (b) In the budget submission to the legislature under Minnesota Statutes, section 16A.11,  
18.11 for fiscal years 2022 and 2023, the metropolitan council must present budget narratives and  
18.12 the proposed appropriations, if any, for each of the following categories: metro mobility,  
18.13 contracted bus service, regular route bus service, light rail transit, commuter rail,  
18.14 transportation planning, and allocation to the regional administration.

18.15 **ARTICLE 2**

18.16 **TRANSPORTATION POLICY**

18.17 Section 1. Minnesota Statutes 2018, section 3.972, is amended by adding a subdivision  
18.18 to read:

18.19 Subd. 2c. **Audits of the Department of Transportation.** The legislative auditor must  
18.20 audit, as resources permit, the programs and services administered by the Department of  
18.21 Transportation.

18.22 Sec. 2. Minnesota Statutes 2018, section 3.972, is amended by adding a subdivision to  
18.23 read:

18.24 Subd. 2d. **Audits of the Department of Public Safety.** The legislative auditor must  
18.25 audit, as resources permit, the programs and services administered by the Department of  
18.26 Public Safety.

18.27 Sec. 3. Minnesota Statutes 2018, section 3.9741, subdivision 5, is amended to read:

18.28 Subd. 5. **State data security; account, appropriation.** (a) The data security account is  
18.29 created in the special revenue fund. Money in the account is appropriated to the legislative  
18.30 auditor for the oversight purposes provided in paragraph (b).

19.1 (b) Subject to available funds appropriated under paragraph (a), the legislative auditor  
19.2 shall:

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

19.5 (2) in collaboration with the commissioner and affected subscribers and requesters,  
19.6 recommend corrective action plans to remediate any deficiencies identified under clause  
19.7 (1); and

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

19.11 (c) The legislative auditor shall submit any reports, findings, and recommendations  
19.12 under this subdivision to the legislative commission on data practices.

19.13 Sec. 4. Minnesota Statutes 2018, section 13.46, subdivision 2, is amended to read:

19.14 Subd. 2. **General.** (a) Data on individuals collected, maintained, used, or disseminated  
19.15 by the welfare system are private data on individuals, and shall not be disclosed except:

19.16 (1) according to section 13.05;

19.17 (2) according to court order;

19.18 (3) according to a statute specifically authorizing access to the private data;

19.19 (4) to an agent of the welfare system and an investigator acting on behalf of a county,  
19.20 the state, or the federal government, including a law enforcement person or attorney in the  
19.21 investigation or prosecution of a criminal, civil, or administrative proceeding relating to the  
19.22 administration of a program;

19.23 (5) to personnel of the welfare system who require the data to verify an individual's  
19.24 identity; determine eligibility, amount of assistance, and the need to provide services to an  
19.25 individual or family across programs; coordinate services for an individual or family;  
19.26 evaluate the effectiveness of programs; assess parental contribution amounts; and investigate  
19.27 suspected fraud;

19.28 (6) to administer federal funds or programs;

19.29 (7) between personnel of the welfare system working in the same program;

19.30 (8) to the Department of Revenue to assess parental contribution amounts for purposes  
19.31 of section 252.27, subdivision 2a, administer and evaluate tax refund or tax credit programs

20.1 and to identify individuals who may benefit from these programs. The following information  
20.2 may be disclosed under this paragraph: an individual's and their dependent's names, dates  
20.3 of birth, Social Security numbers, income, addresses, and other data as required, upon  
20.4 request by the Department of Revenue. Disclosures by the commissioner of revenue to the  
20.5 commissioner of human services for the purposes described in this clause are governed by  
20.6 section 270B.14, subdivision 1. Tax refund or tax credit programs include, but are not limited  
20.7 to, the dependent care credit under section 290.067, the Minnesota working family credit  
20.8 under section 290.0671, the property tax refund and rental credit under section 290A.04,  
20.9 and the Minnesota education credit under section 290.0674;

20.10 (9) between the Department of Human Services, the Department of Employment and  
20.11 Economic Development, and when applicable, the Department of Education, for the following  
20.12 purposes:

20.13 (i) to monitor the eligibility of the data subject for unemployment benefits, for any  
20.14 employment or training program administered, supervised, or certified by that agency;

20.15 (ii) to administer any rehabilitation program or child care assistance program, whether  
20.16 alone or in conjunction with the welfare system;

20.17 (iii) to monitor and evaluate the Minnesota family investment program or the child care  
20.18 assistance program by exchanging data on recipients and former recipients of food support,  
20.19 cash assistance under chapter 256, 256D, 256J, or 256K, child care assistance under chapter  
20.20 119B, medical programs under chapter 256B or 256L, or a medical program formerly  
20.21 codified under chapter 256D; and

20.22 (iv) to analyze public assistance employment services and program utilization, cost,  
20.23 effectiveness, and outcomes as implemented under the authority established in Title II,  
20.24 Sections 201-204 of the Ticket to Work and Work Incentives Improvement Act of 1999.  
20.25 Health records governed by sections 144.291 to 144.298 and "protected health information"  
20.26 as defined in Code of Federal Regulations, title 45, section 160.103, and governed by Code  
20.27 of Federal Regulations, title 45, parts 160-164, including health care claims utilization  
20.28 information, must not be exchanged under this clause;

20.29 (10) to appropriate parties in connection with an emergency if knowledge of the  
20.30 information is necessary to protect the health or safety of the individual or other individuals  
20.31 or persons;

20.32 (11) data maintained by residential programs as defined in section 245A.02 may be  
20.33 disclosed to the protection and advocacy system established in this state according to Part  
20.34 C of Public Law 98-527 to protect the legal and human rights of persons with developmental

21.1 disabilities or other related conditions who live in residential facilities for these persons if  
21.2 the protection and advocacy system receives a complaint by or on behalf of that person and  
21.3 the person does not have a legal guardian or the state or a designee of the state is the legal  
21.4 guardian of the person;

21.5 (12) to the county medical examiner or the county coroner for identifying or locating  
21.6 relatives or friends of a deceased person;

21.7 (13) data on a child support obligor who makes payments to the public agency may be  
21.8 disclosed to the Minnesota Office of Higher Education to the extent necessary to determine  
21.9 eligibility under section 136A.121, subdivision 2, clause (5);

21.10 (14) participant Social Security numbers and names collected by the telephone assistance  
21.11 program may be disclosed to the Department of Revenue to conduct an electronic data  
21.12 match with the property tax refund database to determine eligibility under section 237.70,  
21.13 subdivision 4a;

21.14 (15) the current address of a Minnesota family investment program participant may be  
21.15 disclosed to law enforcement officers who provide the name of the participant and notify  
21.16 the agency that:

21.17 (i) the participant:

21.18 (A) is a fugitive felon fleeing to avoid prosecution, or custody or confinement after  
21.19 conviction, for a crime or attempt to commit a crime that is a felony under the laws of the  
21.20 jurisdiction from which the individual is fleeing; or

21.21 (B) is violating a condition of probation or parole imposed under state or federal law;

21.22 (ii) the location or apprehension of the felon is within the law enforcement officer's  
21.23 official duties; and

21.24 (iii) the request is made in writing and in the proper exercise of those duties;

21.25 (16) the current address of a recipient of general assistance may be disclosed to probation  
21.26 officers and corrections agents who are supervising the recipient and to law enforcement  
21.27 officers who are investigating the recipient in connection with a felony level offense;

21.28 (17) information obtained from food support applicant or recipient households may be  
21.29 disclosed to local, state, or federal law enforcement officials, upon their written request, for  
21.30 the purpose of investigating an alleged violation of the Food Stamp Act, according to Code  
21.31 of Federal Regulations, title 7, section 272.1(c);

22.1 (18) the address, Social Security number, and, if available, photograph of any member  
22.2 of a household receiving food support shall be made available, on request, to a local, state,  
22.3 or federal law enforcement officer if the officer furnishes the agency with the name of the  
22.4 member and notifies the agency that:

22.5 (i) the member:

22.6 (A) is fleeing to avoid prosecution, or custody or confinement after conviction, for a  
22.7 crime or attempt to commit a crime that is a felony in the jurisdiction the member is fleeing;

22.8 (B) is violating a condition of probation or parole imposed under state or federal law;

22.9 or

22.10 (C) has information that is necessary for the officer to conduct an official duty related  
22.11 to conduct described in subitem (A) or (B);

22.12 (ii) locating or apprehending the member is within the officer's official duties; and

22.13 (iii) the request is made in writing and in the proper exercise of the officer's official duty;

22.14 (19) the current address of a recipient of Minnesota family investment program, general  
22.15 assistance, or food support may be disclosed to law enforcement officers who, in writing,  
22.16 provide the name of the recipient and notify the agency that the recipient is a person required  
22.17 to register under section 243.166, but is not residing at the address at which the recipient is  
22.18 registered under section 243.166;

22.19 (20) certain information regarding child support obligors who are in arrears may be  
22.20 made public according to section 518A.74;

22.21 (21) data on child support payments made by a child support obligor and data on the  
22.22 distribution of those payments excluding identifying information on obligees may be  
22.23 disclosed to all obligees to whom the obligor owes support, and data on the enforcement  
22.24 actions undertaken by the public authority, the status of those actions, and data on the income  
22.25 of the obligor or obligee may be disclosed to the other party;

22.26 (22) data in the work reporting system may be disclosed under section 256.998,  
22.27 subdivision 7;

22.28 (23) to the Department of Education for the purpose of matching Department of Education  
22.29 student data with public assistance data to determine students eligible for free and  
22.30 reduced-price meals, meal supplements, and free milk according to United States Code,  
22.31 title 42, sections 1758, 1761, 1766, 1766a, 1772, and 1773; to allocate federal and state

23.1 funds that are distributed based on income of the student's family; and to verify receipt of  
23.2 energy assistance for the telephone assistance plan;

23.3 (24) the current address and telephone number of program recipients and emergency  
23.4 contacts may be released to the commissioner of health or a community health board as  
23.5 defined in section 145A.02, subdivision 5, when the commissioner or community health  
23.6 board has reason to believe that a program recipient is a disease case, carrier, suspect case,  
23.7 or at risk of illness, and the data are necessary to locate the person;

23.8 (25) to other state agencies, statewide systems, and political subdivisions of this state,  
23.9 including the attorney general, and agencies of other states, interstate information networks,  
23.10 federal agencies, and other entities as required by federal regulation or law for the  
23.11 administration of the child support enforcement program;

23.12 (26) to personnel of public assistance programs as defined in section 256.741, for access  
23.13 to the child support system database for the purpose of administration, including monitoring  
23.14 and evaluation of those public assistance programs;

23.15 (27) to monitor and evaluate the Minnesota family investment program by exchanging  
23.16 data between the Departments of Human Services and Education, on recipients and former  
23.17 recipients of food support, cash assistance under chapter 256, 256D, 256J, or 256K, child  
23.18 care assistance under chapter 119B, medical programs under chapter 256B or 256L, or a  
23.19 medical program formerly codified under chapter 256D;

23.20 (28) to evaluate child support program performance and to identify and prevent fraud  
23.21 in the child support program by exchanging data between the Department of Human Services,  
23.22 Department of Revenue under section 270B.14, subdivision 1, paragraphs (a) and (b),  
23.23 without regard to the limitation of use in paragraph (c), Department of Health, Department  
23.24 of Employment and Economic Development, and other state agencies as is reasonably  
23.25 necessary to perform these functions;

23.26 (29) counties operating child care assistance programs under chapter 119B may  
23.27 disseminate data on program participants, applicants, and providers to the commissioner of  
23.28 education;

23.29 (30) child support data on the child, the parents, and relatives of the child may be  
23.30 disclosed to agencies administering programs under titles IV-B and IV-E of the Social  
23.31 Security Act, as authorized by federal law;

23.32 (31) to a health care provider governed by sections 144.291 to 144.298, to the extent  
23.33 necessary to coordinate services;

24.1 (32) to the chief administrative officer of a school to coordinate services for a student  
24.2 and family; data that may be disclosed under this clause are limited to name, date of birth,  
24.3 gender, and address; ~~or~~

24.4 (33) to county correctional agencies to the extent necessary to coordinate services and  
24.5 diversion programs; data that may be disclosed under this clause are limited to name, client  
24.6 demographics, program, case status, and county worker information; or

24.7 (34) between the Department of Human Services and the Metropolitan Council for the  
24.8 following purposes:

24.9 (i) to coordinate special transportation service provided under section 473.386 with  
24.10 services for people with disabilities and elderly individuals funded by or through the  
24.11 Department of Human Services; and

24.12 (ii) to provide for reimbursement of special transportation service provided under section  
24.13 473.386.

24.14 The data that may be shared under this clause are limited to the individual's first, last, and  
24.15 middle names; date of birth; residential address; and program eligibility status with expiration  
24.16 date for the purposes of informing the other party of program eligibility.

24.17 (b) Information on persons who have been treated for drug or alcohol abuse may only  
24.18 be disclosed according to the requirements of Code of Federal Regulations, title 42, sections  
24.19 2.1 to 2.67.

24.20 (c) Data provided to law enforcement agencies under paragraph (a), clause (15), (16),  
24.21 (17), or (18), or paragraph (b), are investigative data and are confidential or protected  
24.22 nonpublic while the investigation is active. The data are private after the investigation  
24.23 becomes inactive under section 13.82, subdivision 5, paragraph (a) or (b).

24.24 (d) Mental health data shall be treated as provided in subdivisions 7, 8, and 9, but are  
24.25 not subject to the access provisions of subdivision 10, paragraph (b).

24.26 For the purposes of this subdivision, a request will be deemed to be made in writing if  
24.27 made through a computer interface system.

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

24.29 Sec. 5. Minnesota Statutes 2018, section 13.72, subdivision 10, is amended to read:

24.30 Subd. 10. **Transportation service data.** (a) Personal, medical, financial, familial, or  
24.31 locational information data pertaining to applicants for or users of services providing



25.1 transportation for ~~the disabled~~ people with disabilities or elderly individuals are private data  
25.2 on individuals.

25.3 (b) Private transportation service data may be disclosed between the Department of  
25.4 Human Services and the Metropolitan Council for purposes of administering and coordinating  
25.5 human services programs and transportation services for people with disabilities and elderly  
25.6 individuals. The data that may be shared under this paragraph are limited to the individual's  
25.7 first, last, and middle names; date of birth; residential address; and program eligibility status  
25.8 with expiration date for the purposes of informing the other party of program eligibility.

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

25.10 Sec. 6. Minnesota Statutes 2018, section 80E.13, is amended to read:

25.11 **80E.13 UNFAIR PRACTICES BY MANUFACTURERS, DISTRIBUTORS,**  
25.12 **FACTORY BRANCHES.**

25.13 It is unlawful and an unfair practice for a manufacturer, distributor, or factory branch  
25.14 to engage in any of the following practices:

25.15 (a) delay, refuse, or fail to deliver new motor vehicles or new motor vehicle parts or  
25.16 accessories in reasonable time and in reasonable quantity relative to the new motor vehicle  
25.17 dealer's facilities and sales potential in the dealer's relevant market area, after having accepted  
25.18 an order from a new motor vehicle dealer having a franchise for the retail sale of any new  
25.19 motor vehicle sold or distributed by the manufacturer or distributor, if the new motor vehicle  
25.20 or new motor vehicle parts or accessories are publicly advertised as being available for  
25.21 delivery or actually being delivered. This clause is not violated, however, if the failure is  
25.22 caused by acts or causes beyond the control of the manufacturer;

25.23 (b) refuse to disclose to any new motor vehicle dealer handling the same line make, the  
25.24 manner and mode of distribution of that line make within the relevant market area;

25.25 (c) obtain money, goods, service, or any other benefit from any other person with whom  
25.26 the dealer does business, on account of, or in relation to, the transaction between the dealer  
25.27 and the other person, other than for compensation for services rendered, unless the benefit  
25.28 is promptly accounted for, and transmitted to, the new motor vehicle dealer;

25.29 (d) increase prices of new motor vehicles which the new motor vehicle dealer had ordered  
25.30 for private retail consumers prior to the dealer's receiving the written official price increase  
25.31 notification. A sales contract signed by a private retail consumer shall constitute evidence  
25.32 of each order if the vehicle is in fact delivered to that customer. In the event of manufacturer  
25.33 price reductions, the amount of any reduction received by a dealer shall be passed on to the

26.1 private retail consumer by the dealer if the retail price was negotiated on the basis of the  
26.2 previous higher price to the dealer;

26.3 (e) offer any refunds or other types of inducements to any new motor vehicle dealer for  
26.4 the purchase of new motor vehicles of a certain line make without making the same offer  
26.5 to all other new motor vehicle dealers in the same line make within geographic areas  
26.6 reasonably determined by the manufacturer;

26.7 (f) release to any outside party, except under subpoena or in an administrative or judicial  
26.8 proceeding involving the manufacturer or dealer, any business, financial, or personal  
26.9 information which may be provided by the dealer to the manufacturer, without the express  
26.10 written consent of the dealer or unless pertinent to judicial or governmental administrative  
26.11 proceedings or to arbitration proceedings of any kind;

26.12 (g) deny any new motor vehicle dealer the right of free association with any other new  
26.13 motor vehicle dealer for any lawful purpose;

26.14 (h) unfairly discriminate among its new motor vehicle dealers with respect to warranty  
26.15 reimbursement or authority granted its new vehicle dealers to make warranty adjustments  
26.16 with retail customers;

26.17 (i) compete with a new motor vehicle dealer in the same line make operating under an  
26.18 agreement or franchise from the same manufacturer, distributor, or factory branch. A  
26.19 manufacturer, distributor, or factory branch is considered to be competing when it has an  
26.20 ownership interest, other than a passive interest held for investment purposes, in a dealership  
26.21 of its line make located within the state. A manufacturer, distributor, or factory branch shall  
26.22 not, however, be deemed to be competing when operating a dealership, either temporarily  
26.23 or for a reasonable period, which is for sale to any qualified independent person at a fair  
26.24 and reasonable price, or when involved in a bona fide relationship in which an independent  
26.25 person has made a significant investment subject to loss in the dealership and can reasonably  
26.26 expect to acquire full ownership and full management and operational control of the  
26.27 dealership within a reasonable time on reasonable terms and conditions;

26.28 (j) prevent a new motor vehicle dealer from transferring or assigning a new motor vehicle  
26.29 dealership to a qualified transferee. There shall be no transfer, assignment of the franchise,  
26.30 or major change in the executive management of the dealership, except as is otherwise  
26.31 provided in sections 80E.01 to 80E.17, without consent of the manufacturer, which shall  
26.32 not be withheld without good cause. In determining whether good cause exists for  
26.33 withholding consent to a transfer or assignment, the manufacturer, distributor, factory  
26.34 branch, or importer has the burden of proving that the transferee is a person who is not of

27.1 good moral character or does not meet the franchisor's existing and reasonable capital  
27.2 standards and, considering the volume of sales and service of the new motor vehicle dealer,  
27.3 reasonable business experience standards in the market area. Denial of the request must be  
27.4 in writing and delivered to the new motor vehicle dealer within 60 days after the manufacturer  
27.5 receives the completed application customarily used by the manufacturer, distributor, factory  
27.6 branch, or importer for dealer appointments. If a denial is not sent within this period, the  
27.7 manufacturer shall be deemed to have given its consent to the proposed transfer or change.  
27.8 In the event of a proposed sale or transfer of a franchise, the manufacturer, distributor,  
27.9 factory branch, or importer shall be permitted to exercise a right of first refusal to acquire  
27.10 the franchisee's assets or ownership if:

27.11 (1) the franchise agreement permits the manufacturer, distributor, factory branch, or  
27.12 importer to exercise a right of first refusal to acquire the franchisee's assets or ownership  
27.13 in the event of a proposed sale or transfer;

27.14 (2) the proposed transfer of the dealership or its assets is of more than 50 percent of the  
27.15 ownership or assets;

27.16 (3) the manufacturer, distributor, factory branch, or importer notifies the dealer in writing  
27.17 within 60 days of its receipt of the complete written proposal for the proposed sale or transfer  
27.18 on forms generally utilized by the manufacturer, distributor, factory branch, or importer for  
27.19 such purposes and containing the information required therein and all documents and  
27.20 agreements relating to the proposed sale or transfer;

27.21 (4) the exercise of the right of first refusal will result in the dealer and dealer's owners  
27.22 receiving the same or greater consideration with equivalent terms of sale as is provided in  
27.23 the documents and agreements submitted to the manufacturer, distributor, factory branch,  
27.24 or importer under clause (3);

27.25 (5) the proposed change of 50 percent or more of the ownership or of the dealership  
27.26 assets does not involve the transfer or sale of assets or the transfer or issuance of stock by  
27.27 the dealer or one or more dealer owners to a family member, including a spouse, child,  
27.28 stepchild, grandchild, spouse of a child or grandchild, brother, sister, or parent of the dealer  
27.29 owner; to a manager who has been employed in the dealership for at least four years and is  
27.30 otherwise qualified as a dealer operator; or to a partnership or corporation owned and  
27.31 controlled by one or more of such persons; and

27.32 (6) the manufacturer, distributor, factory branch, or importer agrees to pay the reasonable  
27.33 expenses, including reasonable attorney fees, which do not exceed the usual customary and  
27.34 reasonable fees charged for similar work done for other clients incurred by the proposed

28.1 new owner and transferee before the manufacturer, distributor, factory branch, or importer  
28.2 exercises its right of first refusal, in negotiating and implementing the contract for the  
28.3 proposed change of ownership or transfer of dealership assets. However, payment of such  
28.4 expenses and attorney fees shall not be required if the dealer has not submitted or caused  
28.5 to be submitted an accounting of those expenses within 20 days after the dealer's receipt of  
28.6 the manufacturer, distributor, factory branch, or importer's written request for such an  
28.7 accounting. The manufacturer, distributor, factory branch, or importer may request such an  
28.8 accounting before exercising its right of first refusal. The obligation created under this clause  
28.9 is enforceable by the transferee;

28.10 (k) threaten to modify or replace or modify or replace a franchise with a succeeding  
28.11 franchise that would adversely alter the rights or obligations of a new motor vehicle dealer  
28.12 under an existing franchise or that substantially impairs the sales or service obligations or  
28.13 investments of the motor vehicle dealer;

28.14 (l) unreasonably deny the right to acquire factory program vehicles to any dealer holding  
28.15 a valid franchise from the manufacturer to sell the same line make of vehicles, provided  
28.16 that the manufacturer may impose reasonable restrictions and limitations on the purchase  
28.17 or resale of program vehicles to be applied equitably to all of its franchised dealers. For the  
28.18 purposes of this paragraph, "factory program vehicle" has the meaning given the term in  
28.19 section 80E.06, subdivision 2;

28.20 (m) fail or refuse to offer to its same line make franchised dealers all models manufactured  
28.21 for that line make, other than alternative fuel vehicles as defined in section 216C.01,  
28.22 subdivision 1b. Failure to offer a model is not a violation of this section if the failure is not  
28.23 arbitrary and is due to a lack of manufacturing capacity, a strike, labor difficulty, or other  
28.24 cause over which the manufacturer, distributor, or factory branch has no control;

28.25 (n) require a dealer to pay an extra fee, or remodel, renovate, or recondition the dealer's  
28.26 existing facilities, or purchase unreasonable advertising displays, training, tools, or other  
28.27 materials, or to require the dealer to establish exclusive facilities or dedicated personnel as  
28.28 a prerequisite to receiving a model or a series of vehicles;

28.29 (o) require a dealer by program, incentive provision, or otherwise to adhere to  
28.30 performance standards that are not applied uniformly to other similarly situated dealers.

28.31 A performance standard, sales objective, or program for measuring dealership performance  
28.32 that may have a material effect on a dealer, including the dealer's right to payment under  
28.33 any incentive or reimbursement program, and the application of the standard or program  
28.34 by a manufacturer, distributor, or factory branch must be fair, reasonable, equitable, and

29.1 based on accurate information. Upon written request by any of its franchised dealers located  
29.2 within Minnesota, a manufacturer, distributor, or factory branch must provide the method  
29.3 or formula used by the manufacturer in establishing the sales volumes for receiving a rebate  
29.4 or incentive and the specific calculations for determining the required sales volumes of the  
29.5 inquiring dealer and any of the manufacturer's other Minnesota-franchised new motor vehicle  
29.6 dealers of the same line-make located within 75 miles of the inquiring dealer. Nothing  
29.7 contained in this section requires a manufacturer, distributor, or factory branch to disclose  
29.8 confidential business information of any of its franchised dealers or the required numerical  
29.9 sales volumes that any of its franchised dealers must attain to receive a rebate or incentive.  
29.10 An inquiring dealer may file a civil action as provided in section 80E.17 without a showing  
29.11 of injury if a manufacturer, distributor, or factory branch fails to make the disclosure required  
29.12 by this section.

29.13 A manufacturer, distributor, or factory branch has the burden of proving that the performance  
29.14 standard, sales objective, or program for measuring dealership performance is fair, reasonable,  
29.15 and uniformly applied under this section;

29.16 (p) assign or change a dealer's area of sales effectiveness arbitrarily or without due regard  
29.17 to the present pattern of motor vehicle sales and registrations within the dealer's market.  
29.18 The manufacturer, distributor, or factory branch must provide at least 90 days' notice of the  
29.19 proposed change. The change may not take effect if the dealer commences a civil action  
29.20 within the 90 days' notice period to determine whether the manufacturer, distributor, or  
29.21 factory branch met its obligations under this section. The burden of proof in such an action  
29.22 shall be on the manufacturer or distributor. In determining at the evidentiary hearing whether  
29.23 a manufacturer, distributor, or factory branch has assigned or changed the dealer's area of  
29.24 sales effectiveness or is proposing to assign or change the dealer's area of sales effectiveness  
29.25 arbitrarily or without due regard to the present pattern of motor vehicle sales and registrations  
29.26 within the dealer's market, the court may take into consideration the relevant circumstances,  
29.27 including, but not limited to:

29.28 (1) the traffic patterns between consumers and the same line-make franchised dealers  
29.29 of the affected manufacturer, distributor, or factory branch who are located within the  
29.30 market;

29.31 (2) the pattern of new vehicle sales and registrations of the affected manufacturer,  
29.32 distributor, or factory branch within various portions of the area of sales effectiveness and  
29.33 within the market as a whole;

30.1 (3) the growth or decline in population, density of population, and new car registrations  
30.2 in the market;

30.3 (4) the presence or absence of natural geographical obstacles or boundaries, such as  
30.4 rivers;

30.5 (5) the proximity of census tracts or other geographic units used by the affected  
30.6 manufacturer, factory branch, distributor, or distributor branch in determining the same  
30.7 line-make dealers' respective areas of sales effectiveness; and

30.8 (6) the reasonableness of the change or proposed change to the dealer's area of sales  
30.9 effectiveness, considering the benefits and harm to the petitioning dealer, other same  
30.10 line-make dealers, and the manufacturer, distributor, or factory branch;

30.11 (q) to charge back, withhold payment, deny vehicle allocation, or take any other adverse  
30.12 action against a dealer when a new vehicle sold by the dealer has been exported to a foreign  
30.13 country, unless the manufacturer, distributor, or factory branch can show that at the time  
30.14 of sale, the customer's information was listed on a known or suspected exporter list made  
30.15 available to the dealer, or the dealer knew or reasonably should have known of the purchaser's  
30.16 intention to export or resell the motor vehicle in violation of the manufacturer's export  
30.17 policy. There is a rebuttable presumption that the dealer did not know or should not have  
30.18 reasonably known that the vehicle would be exported or resold in violation of the  
30.19 manufacturer's export policy if the vehicle is titled and registered in any state of the United  
30.20 States; ~~or~~

30.21 (r) to implement a charge back or withhold payment to a dealer that is solely due to an  
30.22 unreasonable delay by the registrar, as defined in section 168.002, subdivision 29, in the  
30.23 transfer or registration of a new motor vehicle. The dealer must give the manufacturer notice  
30.24 of the state's delay in writing. Within 30 days of any notice of a charge back, withholding  
30.25 of payments, or denial of a claim, the dealer must transmit to the manufacturer (1)  
30.26 documentation to demonstrate the vehicle sale and delivery as reported, and (2) a written  
30.27 attestation signed by the dealer operator or general manager stating that the delay is  
30.28 attributable to the state. This clause expires on June 30, 2022; or

30.29 ~~(s)~~ (s) to require a dealer or prospective dealer by program, incentive provision, or  
30.30 otherwise to construct improvements to its or a predecessor's facilities or to install new signs  
30.31 or other franchisor image elements that replace or substantially alter improvements, signs,  
30.32 or franchisor image elements completed within the preceding ten years that were required  
30.33 and approved by the manufacturer, distributor, or factory branch, including any such  
30.34 improvements, signs, or franchisor image elements that were required as a condition of the

31.1 dealer or predecessor dealer receiving an incentive or other compensation from the  
31.2 manufacturer, distributor, or factory branch.

31.3 This paragraph shall not apply to a program or agreement that provides lump sum payments  
31.4 to assist dealers in making facility improvements or to pay for signs or franchisor image  
31.5 elements when such payments are not dependent on the dealer selling or purchasing specific  
31.6 numbers of new vehicles and shall not apply to a program that is in effect with more than  
31.7 one Minnesota dealer on August 1, 2018, nor to any renewal of such program, nor to a  
31.8 modification that is not a substantial modification of a material term or condition of such  
31.9 program.

31.10 **EFFECTIVE DATE.** This section is effective August 1, 2019.

31.11 Sec. 7. Minnesota Statutes 2018, section 160.262, subdivision 1, is amended to read:

31.12 Subdivision 1. **Bikeways; powers and duties; design guidelines.** (a) The legislature  
31.13 determines that it is in the interests of the public health, safety and welfare, to provide for  
31.14 the addition of bikeways to proposed and existing public highways. The commissioner of  
31.15 transportation is authorized to plan, design, establish, and maintain bikeways on the  
31.16 right-of-way of any trunk highway. The commissioner is responsible for the design and  
31.17 construction of all bikeway projects within the right-of-way of any trunk highway. The  
31.18 commissioner must consider the development of bikeways during the planning, design,  
31.19 construction, reconstruction, or improvement of any trunk highway, or allow the  
31.20 establishment of such bikeways within trunk highway right-of-way.

31.21 (b) The commissioner must maintain bikeway design guidelines consistent with the state  
31.22 transportation goals in section 174.01.

31.23 (c) The commissioner must compile and maintain a map of bikeways in the state and  
31.24 must publish and distribute the map's information at least once every two years in a form  
31.25 and manner suitable to assist persons wishing to use the bikeways.

31.26 (d) The commissioner must maintain bikeways within the limits of trunk highway  
31.27 right-of-way unless a written agreement or limited use permit provides otherwise.

31.28 (e) The commissioner must not spend any money from the trunk highway fund on  
31.29 creating, constructing, expanding, marking, or maintaining bicycle lanes or routes.

31.30 Sec. 8. Minnesota Statutes 2018, section 160.263, subdivision 2, is amended to read:

31.31 Subd. 2. **Powers of political subdivisions.** (a) The governing body of any political  
31.32 subdivision may by ordinance or resolution:

32.1 (1) designate any roadway or shoulder or portion thereof under its jurisdiction as a  
32.2 bicycle lane or bicycle route;

32.3 (2) designate any sidewalk or portion thereof under its jurisdiction as a bicycle path  
32.4 provided that the designation does not destroy a pedestrian way or pedestrian access;

32.5 (3) develop and designate bicycle paths;

32.6 (4) designate as bikeways all bicycle lanes, bicycle routes, and bicycle paths.

32.7 (b) A governing body may not prohibit or otherwise restrict operation of an  
32.8 electric-assisted bicycle, as defined in section 169.011, subdivision 27, on any bikeway,  
32.9 roadway, or shoulder, unless the governing body determines that operation of the  
32.10 electric-assisted bicycle is not consistent with (1) the safety or general welfare of bikeway,  
32.11 roadway, or shoulder users; or (2) the terms of any property conveyance.

32.12 (c) A governing body is prohibited from establishing a bikeway in a segment of public  
32.13 road right-of-way that results in the elimination or relocation of any disability parking that  
32.14 is designated under section 169.346, subdivision 2.

32.15 **EFFECTIVE DATE.** This section is effective June 1, 2019.

32.16 Sec. 9. Minnesota Statutes 2018, section 160.264, is amended to read:

32.17 **160.264 REPLACING BIKEWAYS AND PEDESTRIAN WAYS.**

32.18 Whenever an existing bikeway, pedestrian way, or roadway used by bicycles or  
32.19 pedestrians or the sole access to such is destroyed by any new, reconstructed, or relocated  
32.20 federal, state, or local highway, the road authority responsible shall replace the destroyed  
32.21 facility or access with a comparable facility or access. Replacement is not required where  
32.22 it would be contrary to public safety or when sparsity of population, other available ways  
32.23 or other factors indicate an absence of need for such facility or access. Replacement is  
32.24 prohibited where money from the trunk highway fund would be used for the replacement.

32.25 Sec. 10. Minnesota Statutes 2018, section 160.266, subdivision 5, is amended to read:

32.26 Subd. 5. **Funding.** (a) Shared use paths included within state bicycle routes and not  
32.27 administered by the commissioner of natural resources are eligible for funding from the  
32.28 environment and natural resources trust fund under chapter 116P, from the parks and trails  
32.29 grant program under section 85.535, from the local recreation grants program under section  
32.30 85.019, subdivision 4b, and from other sources.



33.1 (b) The commissioner must not spend any money from the trunk highway fund on  
33.2 creating, constructing, expanding, marking, or maintaining a state bicycle route.

33.3 Sec. 11. Minnesota Statutes 2018, section 160.93, subdivision 1, is amended to read:

33.4 Subdivision 1. **Fees authorized.** To improve efficiency and provide more options to  
33.5 individuals traveling in a trunk highway corridor, the commissioner of transportation may  
33.6 charge user fees to owners or operators of ~~single-occupant~~ low-occupancy vehicles using  
33.7 dynamic shoulder lanes as designated by the commissioner and any designated  
33.8 high-occupancy vehicle lanes. The fees may be collected using electronic or other  
33.9 toll-collection methods and may vary in amount with the time of day and level of traffic  
33.10 congestion within the corridor. The commissioner shall consult with the Metropolitan  
33.11 Council and obtain necessary federal authorizations before implementing user fees on a  
33.12 high-occupancy vehicle lane or dynamic shoulder lane. Fees under this section are not  
33.13 subject to section 16A.1283.

33.14 Sec. 12. Minnesota Statutes 2018, section 160.93, subdivision 2, is amended to read:

33.15 Subd. 2. **Deposit of revenues; appropriation.** ~~(a) Except as provided in subdivision~~  
33.16 ~~2a,~~ Money collected from fees authorized under subdivision 1 must be deposited in a  
33.17 high-occupancy vehicle lane user fee account in the special revenue fund. A separate account  
33.18 must be established for each trunk highway corridor. Money in the account is appropriated  
33.19 to the commissioner.

33.20 (b) From this appropriation the commissioner shall ~~first~~:

33.21 (1) first, repay the trunk highway fund and any other fund source for money spent to  
33.22 install, equip, or modify the corridor for the purposes of subdivision 1, ~~and then shall;~~

33.23 (2) second, pay all the costs of implementing and administering the fee collection system  
33.24 for that corridor;

33.25 ~~(e) The commissioner shall spend remaining money in the account as follows:~~

33.26 ~~(1) one-half must be spent~~ (3) third, pay for transportation capital improvements within  
33.27 the corridor; ~~and~~

33.28 (4) fourth, pay for maintenance of the corridor; ~~and~~

33.29 ~~(2) one-half must be transferred~~ (5) fifth, transfer any funds not spent according to clauses  
33.30 (1) to (4) to the Metropolitan Council for expansion and improvement of bus transit services

34.1 within the corridor beyond the level of service provided on the date of implementation of  
34.2 subdivision 1.

34.3 Sec. 13. Minnesota Statutes 2018, section 160.93, subdivision 4, is amended to read:

34.4 Subd. 4. **Prohibition.** No person may operate a ~~single-occupant~~ low-occupancy vehicle  
34.5 in a designated high-occupancy vehicle lane or dynamic shoulder lane except in compliance  
34.6 with the requirements of ~~the commissioner~~ this section. A person who violates this  
34.7 subdivision is guilty of a petty misdemeanor and is subject to sections 169.89, subdivisions  
34.8 1, 2, and 4, and 169.891 and any other provision of chapter 169 applicable to the commission  
34.9 of a petty misdemeanor traffic offense.

34.10 Sec. 14. Minnesota Statutes 2018, section 160.93, subdivision 5, is amended to read:

34.11 Subd. 5. **Dynamic shoulder lanes.** (a) The commissioner may designate dynamic  
34.12 shoulder lanes on freeways. The commissioner may operate dynamic shoulder lanes as  
34.13 priced lanes, general purpose lanes, high-occupancy vehicle lanes, or as shoulders as defined  
34.14 in section 169.011, subdivision 74. The commissioner may prescribe the conditions under  
34.15 which the lanes may be used.

34.16 (b) The commissioner may not operate a dynamic shoulder lane on marked Trunk  
34.17 Highway 35W from its intersection with marked Trunk Highway 94 to its intersection with  
34.18 marked Trunk Highway 62 as a general purpose lane. A dynamic shoulder lane along this  
34.19 portion of marked Trunk Highway 35W may only be used by:

34.20 (1) a vehicle with more than one occupant;

34.21 (2) a ~~single-occupant~~ low-occupancy vehicle if the fee under subdivision 1 is paid;

34.22 (3) a transit bus providing public transit, as defined in section 174.22, subdivision 7;

34.23 and

34.24 (4) an authorized emergency vehicle, as defined in section 169.011, subdivision 3.

34.25 (c) The commissioner shall erect signs to indicate when the lanes may be used.

34.26 Sec. 15. Minnesota Statutes 2018, section 160.93, is amended by adding a subdivision to  
34.27 read:

34.28 Subd. 6. **Low-occupancy vehicle.** For purposes of this section, a "low-occupancy vehicle"  
34.29 is a motor vehicle with an occupancy of one or two individuals.

35.1 Sec. 16. Minnesota Statutes 2018, section 161.04, is amended by adding a subdivision to  
35.2 read:

35.3 Subd. 7. **Prohibition on use for bicycle lanes or routes.** No money from the trunk  
35.4 highway fund may be spent on creating, constructing, expanding, marking, or maintaining  
35.5 bicycle lanes or routes. Money from the trunk highway fund must not be spent to convert  
35.6 a vehicle travel lane to a bicycle lane or route.

35.7 Sec. 17. **[161.089] REPORT ON DEDICATED FUND EXPENDITURES.**

35.8 By January 15 of each odd-numbered year, the commissioners of transportation and  
35.9 public safety, in consultation with the commissioner of management and budget, must jointly  
35.10 submit a report to the chairs and ranking minority members of the legislative committees  
35.11 with jurisdiction over transportation finance. The report must list detailed expenditures and  
35.12 transfers from the trunk highway fund and highway user tax distribution fund for the previous  
35.13 two fiscal years and must include information on the purpose of each expenditure.

35.14 Sec. 18. Minnesota Statutes 2018, section 161.14, subdivision 16, is amended to read:

35.15 Subd. 16. **Eisenhower Memorial Bridge of Valor.** The bridge over the Mississippi  
35.16 River at the city of Red Wing, being part of Legislative Route No. 161, is ~~hereby named~~  
35.17 ~~and~~ designated the "Eisenhower Memorial Bridge of Valor." ~~Any plaques or signs~~  
35.18 ~~memorializing this bridge should be furnished by other than the Minnesota Department of~~  
35.19 ~~Transportation and approved by the commissioner of transportation.~~ Subject to section  
35.20 161.139, the commissioner must adopt a suitable design to mark this bridge and erect  
35.21 appropriate signs.

35.22 Sec. 19. Minnesota Statutes 2018, section 161.14, is amended by adding a subdivision to  
35.23 read:

35.24 Subd. 88. **Captain Jeffrey Vollmer Memorial Highway.** That segment of marked  
35.25 Trunk Highway 25 from marked Trunk Highway 7 to Carver County Road 30 is designated  
35.26 as "Captain Jeffrey Vollmer Memorial Highway." Subject to section 161.139, the  
35.27 commissioner shall adopt a suitable design to mark this highway and erect appropriate signs.

35.28 Sec. 20. Minnesota Statutes 2018, section 161.14, is amended by adding a subdivision to  
35.29 read:

35.30 Subd. 89. **Corrections Officer Joseph Gomm Memorial Highway.** That segment of  
35.31 marked Trunk Highway 95 in West Lakeland Township, Bayport, and Oak Park Heights

36.1 from the intersection with signed Interstate Highway 94 to the intersection with marked  
36.2 Trunk Highway 36 is designated "Corrections Officer Joseph Gomm Memorial Highway."  
36.3 Subject to section 161.139, the commissioner shall adopt a suitable design to mark this  
36.4 highway and erect appropriate signs.

36.5 Sec. 21. Minnesota Statutes 2018, section 161.14, is amended by adding a subdivision to  
36.6 read:

36.7 Subd. 90. **Kenneth E. Sellon and Eugene B. Schlotfeldt Memorial Highway.** That  
36.8 segment of marked Interstate Highway 94 from Sauk Centre to Alexandria is designated as  
36.9 "Kenneth E. Sellon and Eugene B. Schlotfeldt Memorial Highway." Subject to section  
36.10 161.139, the commissioner shall adopt a suitable design to mark this highway and erect  
36.11 appropriate signs.

36.12 Sec. 22. Minnesota Statutes 2018, section 161.14, is amended by adding a subdivision to  
36.13 read:

36.14 Subd. 91. **Richard J. Ames Memorial Highway.** (a) The following route between the  
36.15 city of Jordan and marked U.S. Highway 61 shall be known as the "Richard J. Ames  
36.16 Memorial Highway":

36.17 Beginning at a point at the eastern city limits of Jordan; thence extending easterly along  
36.18 marked Trunk Highway 282 to its junction with marked Trunk Highway 13; thence extending  
36.19 northerly along marked Trunk Highway 13 to its junction with Eagle Creek Avenue in the  
36.20 city limits of Prior Lake; thence extending easterly along Eagle Creek Avenue and 185th  
36.21 Street East to its junction with Kenwood Trail and Dakota County State-Aid Highway 50;  
36.22 thence extending easterly and southerly along Kenwood Trail and Dakota County State-Aid  
36.23 Highway 50 to its junction with marked Trunk Highway 3 in the city limits of Farmington;  
36.24 thence extending southerly along marked Trunk Highway 3 to its junction with marked  
36.25 Trunk Highway 50; thence extending easterly along marked Trunk Highway 50 to its  
36.26 terminus at its junction with marked Trunk Highway 20 and marked U.S. Highway 61 near  
36.27 Miesville.

36.28 (b) Subject to section 161.139, the commissioner shall adopt a suitable design to mark  
36.29 this highway and erect appropriate signs along U.S. and trunk highways. The appropriate  
36.30 local road authority shall erect appropriate signs on local roads, once the local road authority  
36.31 is assured of the availability of funds from nonstate sources as provided in section 161.139.

37.1 Sec. 23. Minnesota Statutes 2018, section 161.14, is amended by adding a subdivision to  
37.2 read:

37.3 Subd. 92. **Ryane Clark Memorial Highway.** That segment of marked Trunk Highway  
37.4 23 in Kandiyohi County between New London and Spicer is designated as "Ryane Clark  
37.5 Memorial Highway." Subject to section 161.139, the commissioner shall adopt a suitable  
37.6 design to mark this highway and erect appropriate signs.

37.7 Sec. 24. Minnesota Statutes 2018, section 161.14, is amended by adding a subdivision to  
37.8 read:

37.9 Subd. 92a. **Specialist Noah Pierce Bridge.** The bridge on marked Trunk Highway 37  
37.10 over marked U.S. Highway 53 in the city of Eveleth is designated as "Specialist Noah Pierce  
37.11 Bridge." Subject to section 161.139, the commissioner shall adopt a suitable design to mark  
37.12 this bridge and erect appropriate signs.

37.13 Sec. 25. Minnesota Statutes 2018, section 161.14, is amended by adding a subdivision to  
37.14 read:

37.15 Subd. 93. **State Trooper Ray Krueger Memorial Highway.** That segment of marked  
37.16 Trunk Highway 210 within Cass County is designated as "State Trooper Ray Krueger  
37.17 Memorial Highway." Subject to section 161.139, the commissioner shall adopt a suitable  
37.18 design to mark this highway and erect appropriate signs in the vicinity of the location where  
37.19 Trooper Krueger died.

37.20 Sec. 26. Minnesota Statutes 2018, section 161.14, is amended by adding a subdivision to  
37.21 read:

37.22 Subd. 94. **Tom Rukavina Memorial Bridge.** The bridge on marked U.S. Highway 53  
37.23 over a mining area easterly of 2nd Avenue West in the city of Virginia is designated as  
37.24 "Tom Rukavina Memorial Bridge." Subject to section 161.139, the commissioner shall  
37.25 adopt a suitable design to mark this bridge and erect appropriate signs.

37.26 Sec. 27. Minnesota Statutes 2018, section 161.14, is amended by adding a subdivision to  
37.27 read:

37.28 Subd. 95. **Warrant Officer Dennis A. Groth Memorial Bridge.** The bridge on marked  
37.29 U.S. Highway 52 over Dakota County State-Aid Highway 42, known as 145th Street within  
37.30 the city of Rosemount, is designated as "Warrant Officer Dennis A. Groth Memorial Bridge."

38.1 Subject to section 161.139, the commissioner shall adopt a suitable design to mark the  
38.2 bridge and erect appropriate signs.

38.3 Sec. 28. Minnesota Statutes 2018, section 161.162, subdivision 2, is amended to read:

38.4 Subd. 2. **Final layout.** (a) "Final layout" means geometric layouts and supplemental  
38.5 drawings that show the location, character, dimensions, access, and explanatory information  
38.6 about the highway construction or improvement work being proposed. "Final layout"  
38.7 includes, where applicable, traffic lanes, shoulders, trails, intersections, signals, bridges,  
38.8 approximate right-of-way limits, existing ground line and proposed grade line of the highway,  
38.9 turn lanes, access points and closures, sidewalks, proposed design speed, noise walls, transit  
38.10 considerations, auxiliary lanes, interchange locations, interchange types, sensitive areas,  
38.11 existing right-of-way, traffic volume and turning movements, location of storm water  
38.12 drainage, location of municipal utilities, project timeline, project schedule and estimated  
38.13 cost, detour routes, and the name of the project manager.

38.14 (b) "Final layout" does not include a cost participation agreement. For purposes of this  
38.15 subdivision "cost participation agreement" means a document signed by the commissioner  
38.16 and the governing body of a municipality that states the costs of a highway construction  
38.17 project that will be paid by the municipality.

38.18 Sec. 29. Minnesota Statutes 2018, section 161.164, subdivision 3, is amended to read:

38.19 Subd. 3. **Appeal board.** (a) Within 30 days after referral of the final layout, the appeal  
38.20 board shall hold a hearing at which the commissioner and the governing body may present  
38.21 the case for or against approval of the final layout referred. Not later than 60 days after the  
38.22 hearing, the appeal board shall recommend approval, recommend approval with  
38.23 modifications, or recommend disapproval of the final layout, making additional  
38.24 recommendations consistent with state and federal requirements as it deems appropriate. It  
38.25 shall submit a written report containing its findings and recommendations to the  
38.26 commissioner and the governing body.

38.27 (b) If the municipality does not approve the final layout of a project because a substantial  
38.28 portion of the road has at least two years of remaining service life and therefore the project  
38.29 would be premature, then the appeal board must make a determination of whether a  
38.30 substantial portion of the road has more or less than two years of remaining service life.  
38.31 The board must consider evidence presented by the municipality and the department in  
38.32 making the determination. The length of remaining service life is calculated beginning on  
38.33 the start date of construction on the project.

39.1 Sec. 30. Minnesota Statutes 2018, section 161.166, is amended by adding a subdivision  
39.2 to read:

39.3 Subd. 3a. **Local cost share.** If a project with a final layout approved by the appeal board  
39.4 proceeds pursuant to subdivision 2 or 3, notwithstanding any law to the contrary, the  
39.5 municipality must not be required to pay any portion of the project cost if:

39.6 (1) the municipality did not approve the final layout because a substantial portion of the  
39.7 road has at least two years of remaining service life and therefore the project would be  
39.8 premature; and

39.9 (2) the appeal board determined that a substantial portion of the road has at least two  
39.10 years of remaining service life.

39.11 Sec. 31. [161.1675] **SERVICE LIFE OF ROAD REVIEW; DETOUR ROUTE**  
39.12 **REVIEW.**

39.13 Subdivision 1. **Service life of road review.** Before proceeding with a project in a statutory  
39.14 or home rule charter city that is not subject to sections 161.162 to 161.167, the commissioner  
39.15 must submit the proposed project timeline to the city council. If the city objects to the  
39.16 timeline for the project because a substantial portion of the road at issue has at least two  
39.17 years of remaining service life and the project would therefore be premature, the city may  
39.18 appeal the timeline to an appeal board as established in section 161.164. The appeal board  
39.19 must make a determination as provided in section 161.164, subdivision 3, paragraph (b). If  
39.20 the appeal board determines that the road has at least two years of remaining service life,  
39.21 the city must not be required to pay any portion of the project cost notwithstanding any law  
39.22 to the contrary.

39.23 Subd. 2. **Detour route review.** Before proceeding with a project in a statutory or home  
39.24 rule charter city that is not subject to sections 161.162 to 161.167, the commissioner must  
39.25 submit the proposed detour routes to the city council. If the city objects to the detour routes,  
39.26 the city may appeal the detour routes to an appeal board as established in section 161.164.  
39.27 The city must submit an alternate detour route or routes as part of the appeal. The appeal  
39.28 board must determine the detour route that will be used. The department and the city must  
39.29 abide by the board's selected detour route.

39.30 Sec. 32. Minnesota Statutes 2018, section 168.002, subdivision 8, is amended to read:

39.31 Subd. 8. **Farm truck.** (a) "Farm truck" means all single-unit trucks, pickup trucks,  
39.32 truck-tractors, tractors, semitrailers, and trailers used by the owner thereof to transport

40.1 agricultural, horticultural, dairy, and other farm products, including livestock, produced or  
40.2 finished by the owner of the truck, and any other personal property owned by the farmer to  
40.3 whom the license for the truck is issued, from the farm to market, and to transport property  
40.4 and supplies to the farm of the owner. Trucks, pickup trucks, truck-tractors, tractors,  
40.5 semitrailers, and trailers registered as "farm trucks" may be used by the owner thereof to  
40.6 occasionally transport unprocessed and raw farm products, not produced by the owner of  
40.7 the truck, from the place of production to market when the transportation constitutes the  
40.8 first haul of the products, and may be used by the owner thereof, either farmer or logger  
40.9 who harvests and hauls forest products only, to transport logs, pulpwood, lumber, chips,  
40.10 railroad ties and other raw and unfinished forest products from the place of production to  
40.11 an intermediate or final assembly point or transfer yard or railhead, which transportation  
40.12 may be continued by another farm truck to a place for final processing or manufacture  
40.13 located within 200 miles of the place of production and all of which is deemed to constitute  
40.14 the first haul of unfinished wood products; provided that the owner and operator of the  
40.15 vehicle transporting planed lumber shall have in immediate possession a statement signed  
40.16 by the producer of the lumber designating the governmental subdivision, section, and  
40.17 township where the lumber was produced and that this haul, indicating the date, is the first  
40.18 haul thereof. The licensed vehicles may also be used by the owner thereof to transport, to  
40.19 and from timber-harvesting areas, equipment and appurtenances incidental to timber  
40.20 harvesting, and gravel and other road-building materials for timber haul roads.

40.21 (b) "Farm trucks" shall also include only single-unit trucks that, because of their  
40.22 construction, cannot be used for any other purpose and are used exclusively to transport  
40.23 milk and cream en route from a farm to an assembly point or place for final manufacture,  
40.24 and for transporting milk and cream from an assembly point to a place for final processing  
40.25 or manufacture. This section shall not be construed to mean that the owner or operator of  
40.26 the truck cannot carry on usual accommodation services for patrons on regular return trips,  
40.27 such as butter, cream, cheese, and other dairy supplies.

40.28 Sec. 33. Minnesota Statutes 2018, section 168.013, subdivision 1a, is amended to read:

40.29 Subd. 1a. **Passenger automobile; hearse.** (a) On passenger automobiles as defined in  
40.30 section 168.002, subdivision 24, and hearses, except as otherwise provided, the tax is \$10  
40.31 plus an additional tax equal to 1.25 percent of the base value.

40.32 (b) Subject to the classification provisions herein, "base value" means the manufacturer's  
40.33 suggested retail price of the vehicle including destination charge using list price information  
40.34 published by the manufacturer or determined by the registrar if no suggested retail price



41.1 exists, and shall not include the cost of each accessory or item of optional equipment  
 41.2 separately added to the vehicle and the suggested retail price. In the case of the first  
 41.3 registration of a new vehicle sold or leased by a licensed dealer, the dealer may elect to  
 41.4 individually determine the base value of the vehicle using suggested retail price information  
 41.5 provided by the manufacturer. The registrar must use the base value determined by the  
 41.6 dealer to properly classify the vehicle. A dealer that elects to make the determination must  
 41.7 retain a copy of the suggested retail price label or other supporting documentation with the  
 41.8 vehicle transaction records maintained under Minnesota Rules, part 7400.5200.

41.9 (c) If the manufacturer's list price information contains a single vehicle identification  
 41.10 number followed by various descriptions and suggested retail prices, the registrar shall  
 41.11 select from those listings only the lowest price for determining base value.

41.12 (d) If unable to determine the base value because the vehicle is specially constructed,  
 41.13 or for any other reason, the registrar may establish such value upon the cost price to the  
 41.14 purchaser or owner as evidenced by a certificate of cost but not including Minnesota sales  
 41.15 or use tax or any local sales or other local tax.

41.16 (e) The registrar shall classify every vehicle in its proper base value class as follows:

41.17	FROM	TO
41.18	\$ 0	\$ 199.99
41.19	\$ 200	\$ 399.99

41.20 and thereafter a series of classes successively set in brackets having a spread of \$200  
 41.21 consisting of such number of classes as will permit classification of all vehicles.

41.22 (f) The base value for purposes of this section shall be the middle point between the  
 41.23 extremes of its class.

41.24 (g) The registrar shall establish the base value, when new, of every passenger automobile  
 41.25 and hearse registered prior to the effective date of Extra Session Laws 1971, chapter 31,  
 41.26 using list price information published by the manufacturer or any nationally recognized  
 41.27 firm or association compiling such data for the automotive industry. If unable to ascertain  
 41.28 the base value of any registered vehicle in the foregoing manner, the registrar may use any  
 41.29 other available source or method. The registrar shall calculate tax using base value  
 41.30 information available to dealers and deputy registrars at the time the application for  
 41.31 registration is submitted. The tax on all previously registered vehicles shall be computed  
 41.32 upon the base value thus determined taking into account the depreciation provisions of  
 41.33 paragraph (h).

42.1 (h) The annual additional tax must be computed upon a percentage of the base value as  
42.2 follows: during the first year of vehicle life, upon 100 percent of the base value; for the  
42.3 second year, 90 percent of such value; for the third year, 80 percent of such value; for the  
42.4 fourth year, 70 percent of such value; for the fifth year, 60 percent of such value; for the  
42.5 sixth year, 50 percent of such value; for the seventh year, 40 percent of such value; for the  
42.6 eighth year, 30 percent of such value; for the ninth year, 20 percent of such value; for the  
42.7 tenth year, ten percent of such value; for the 11th and each succeeding year, the sum of \$25.

42.8 (i) In no event shall the annual additional tax be less than \$25.

42.9 (j) For any vehicle previously registered in Minnesota and regardless of prior ownership,  
42.10 the total amount due under this subdivision and ~~subdivision 1m~~ subdivisions 1m and 1n  
42.11 must not exceed the smallest total amount previously paid or due on the vehicle.

42.12 **EFFECTIVE DATE.** This section is effective August 1, 2019.

42.13 Sec. 34. Minnesota Statutes 2018, section 168.013, subdivision 1m, is amended to read:

42.14 Subd. 1m. **Electric vehicle.** In addition to the tax under subdivision 1a, a surcharge of  
42.15 ~~\$75~~ \$200 is imposed for an all-electric vehicle, as defined in section 169.011, subdivision  
42.16 1a. Notwithstanding subdivision 8, revenue from the fee imposed under this subdivision  
42.17 must be deposited in the highway user tax distribution fund.

42.18 Sec. 35. Minnesota Statutes 2018, section 168.013, is amended by adding a subdivision  
42.19 to read:

42.20 Subd. 1n. **Plug-in hybrid electric vehicle.** In addition to the tax under subdivision 1a,  
42.21 a surcharge of \$100 is imposed for a plug-in hybrid electric vehicle as defined in section  
42.22 169.011, subdivision 54a. Notwithstanding subdivision 8, revenue from the fee imposed  
42.23 under this subdivision must be deposited in the highway user tax distribution fund.

42.24 Sec. 36. Minnesota Statutes 2018, section 168.013, subdivision 6, is amended to read:

42.25 Subd. 6. **Listing by dealers.** The owner of every motor vehicle not exempted by section  
42.26 168.012 or 168.28, ~~shall~~ must, so long as it is subject to taxation within the state, annually  
42.27 list and register the same and pay the tax herein provided annually under this section;  
42.28 provided, however, that any dealer in motor vehicles, to whom dealer's plates have been  
42.29 issued as provided in this chapter, coming into the possession of ~~any such~~ a motor vehicle  
42.30 to be held solely for the purpose of sale or demonstration or both, ~~shall be~~ is entitled to  
42.31 withhold the tax due on the vehicle from the prior registration period or becoming due on  
42.32 ~~such vehicle~~ for the following year and no lien for registration tax as provided in section

43.1 168.31, subdivision 6, shall attach. When, thereafter, ~~such~~ the vehicle is otherwise used or  
43.2 is sold, leased, or rented to another person, firm, corporation, or association, the tax for the  
43.3 remainder of the year, prorated on a monthly basis, ~~shall become~~ becomes payable  
43.4 immediately.

43.5 **EFFECTIVE DATE.** This section is effective August 1, 2019.

43.6 Sec. 37. Minnesota Statutes 2018, section 168.10, subdivision 1h, is amended to read:

43.7 Subd. 1h. **Collector military vehicle.** (a) A motor vehicle, including a truck, shall be  
43.8 listed and registered under this section if it meets the following conditions:

43.9 (1) it is at least 20 years old;

43.10 (2) its first owner following its manufacture was a branch of the armed forces of the  
43.11 United States and it presently conforms to the vehicle specifications required during the  
43.12 time of military ownership, or it has been restored and presently conforms to the  
43.13 specifications required by a branch of the armed forces for the model year that the restored  
43.14 vehicle could have been owned by that branch of the armed forces; and

43.15 (3) it is owned by a nonprofit organization and operated solely as a collector's vehicle.  
43.16 For purposes of this subdivision, "nonprofit organization" means a corporation, society,  
43.17 association, foundation, or institution organized and operated exclusively for historical or  
43.18 educational purposes, no part of the net earnings of which inures to the benefit of a private  
43.19 individual.

43.20 (b) The owner of the vehicle shall execute an affidavit stating the name and address of  
43.21 the person from whom purchased and of the new owner; the make, year, and model number  
43.22 of the motor vehicle; the manufacturer's identification number; and the collector military  
43.23 vehicle identification number, if any, located on the exterior of the vehicle. The affidavit  
43.24 must affirm that the vehicle is owned by a nonprofit organization and is operated solely as  
43.25 a collector's item and not for general transportation purposes. If the commissioner is satisfied  
43.26 that the affidavit is true and correct and the owner pays a \$25 tax and the plate fee authorized  
43.27 under section 168.12, the commissioner shall list the vehicle for taxation and registration  
43.28 and shall issue number plates. The number plates shall bear the inscriptions "Collector" and  
43.29 "Minnesota" and the registration number, but no date. The number plates are valid without  
43.30 renewal as long as the vehicle is in existence in Minnesota. The commissioner may revoke  
43.31 the plates for failure to comply with this subdivision.

43.32 (c) Notwithstanding section 168.09, 168.12, or other law to the contrary, the owner of  
43.33 a registered collector military vehicle is not required to display registration plates on the

44.1 exterior of the vehicle if the vehicle has an exterior number identification that conforms to  
44.2 the identifying system for military vehicles in effect when the vehicle was last owned by  
44.3 the branch of the armed forces of the United States or in effect in the year to which the  
44.4 collector military vehicle has been restored. However, the state registration plates must be  
44.5 carried in or on the collector military vehicle at all times.

44.6 (d) The owner of a registered collector military vehicle that is not required to display  
44.7 registration plates under paragraph (c) may tow a registered trailer behind it. The trailer is  
44.8 not required to display registration plates if the trailer:

44.9 (1) does not exceed a gross weight of 15,000 pounds;

44.10 (2) otherwise conforms to registration, licensing, and safety laws and specifications;

44.11 (3) conforms to military specifications for appearance and identification;

44.12 (4) is intended to represent and does represent a military trailer; and

44.13 (5) carries registration plates on or in the trailer or the collector military vehicle towing  
44.14 the trailer.

44.15 (e) This subdivision does not apply to a decommissioned military vehicle that (1) was  
44.16 also manufactured and sold as a comparable civilian vehicle, and (2) has the same size  
44.17 dimensions and vehicle weight as the comparable civilian vehicle. A decommissioned  
44.18 military vehicle under this paragraph is eligible for a motor vehicle title under chapter 168A  
44.19 and is subject to the same registration, insurance, equipment, and operating requirements  
44.20 as a motor vehicle.

44.21 Sec. 38. Minnesota Statutes 2018, section 168.1294, subdivision 6, is amended to read:

44.22 Subd. 6. **Contributions; memorial account; appropriation.** Contributions collected  
44.23 under subdivision 1, clause (4), must be deposited in the Minnesota law enforcement  
44.24 memorial account, which is established in the special revenue fund. Money in the account  
44.25 is appropriated to the commissioner of public safety. This appropriation is first for the annual  
44.26 cost of administering the account funds, and the remaining funds are for distribution to the  
44.27 Minnesota Law Enforcement Memorial Association, ~~to be used.~~ By August 15 of each year,  
44.28 the commissioner must distribute all funds remaining to the association. The association  
44.29 must use the funds to further the mission of the association in assisting the families and  
44.30 home agencies of Minnesota law enforcement officers who have died in the line of duty.  
44.31 By January 15 of each year, the association must report to the commissioner of public safety  
44.32 and to the chairs and ranking minority members of the legislative committees with jurisdiction  
44.33 over transportation policy and finance. The report must include an itemized list of each

45.1 expenditure the association made with the funds received under this section for the previous  
45.2 calendar year.

45.3 Sec. 39. Minnesota Statutes 2018, section 168.27, is amended by adding a subdivision to  
45.4 read:

45.5 Subd. 32. **Multiple licenses.** If a single legal entity holds more than one new or used  
45.6 vehicle dealer license, new and used vehicles owned by the entity may be held and offered  
45.7 for sale at any of the licensed dealership locations without assigning vehicle ownership or  
45.8 title from one licensee to another. This subdivision does not authorize the sale or offering  
45.9 for sale of new vehicles by a licensee that is not authorized by the manufacturer to sell that  
45.10 make of new vehicles.

45.11 **EFFECTIVE DATE.** This section is effective August 1, 2019.

45.12 Sec. 40. Minnesota Statutes 2018, section 168.27, is amended by adding a subdivision to  
45.13 read:

45.14 Subd. 33. **Designated dealer title and registration liaison.** The registrar must designate  
45.15 by name and provide contact information for one or more registrar employees as needed to  
45.16 (1) promptly and effectively respond to questions from licensed dealers, and (2) troubleshoot  
45.17 dealer issues related to vehicle titling and registration.

45.18 **EFFECTIVE DATE.** This section is effective August 1, 2019.

45.19 Sec. 41. Minnesota Statutes 2018, section 168.301, subdivision 3, is amended to read:

45.20 Subd. 3. **Late fee.** In addition to any fee or tax otherwise authorized or imposed upon  
45.21 the transfer of title for a motor vehicle, the commissioner of public safety shall impose a  
45.22 \$2 additional fee for failure to deliver a title transfer within ten business days. This  
45.23 subdivision does not apply to transfers from licensed vehicle dealers.

45.24 **EFFECTIVE DATE.** This section is effective July 1, 2020, or upon completion of the  
45.25 necessary programming changes to the driver and vehicle services information system,  
45.26 whichever is earlier.

45.27 Sec. 42. Minnesota Statutes 2018, section 168.33, subdivision 8a, is amended to read:

45.28 Subd. 8a. **Electronic transmission.** (a) If the commissioner accepts electronic  
45.29 transmission of a motor vehicle transfer and registration by a new or used motor vehicle  
45.30 dealer, a deputy registrar who is equipped with electronic transmission technology and

46.1 trained in its use shall receive the filing fee provided for in subdivision 7 and review the  
46.2 transfer of each new or used motor vehicle to determine its genuineness and regularity  
46.3 before issuance of a certificate of title, and shall receive and retain the filing fee under  
46.4 subdivision 7, paragraph (a), clause ~~(ii)~~ (2).

46.5 (b) The commissioner must establish reasonable performance, security, technical, and  
46.6 financial standards to approve companies that provide computer software and services to  
46.7 motor vehicle dealers to electronically transmit vehicle title transfer and registration  
46.8 information. An approved company must be offered access to department facilities, staff,  
46.9 and technology on a fair and reasonable basis.

46.10 **EFFECTIVE DATE.** This section is effective August 1, 2019.

46.11 Sec. 43. Minnesota Statutes 2018, section 168A.02, subdivision 1, is amended to read:

46.12 Subdivision 1. **Application for certificate of title.** (a) Except as provided in section  
46.13 168A.03, every owner of a vehicle which is in this state and for which no currently effective  
46.14 certificate of title has been issued in this state ~~shall make application~~ must apply to the  
46.15 department for a certificate of title of the vehicle, pursuant to rules adopted by the department  
46.16 under section 168A.24, subdivision 2, clause ~~3~~ (3).

46.17 (b) A decommissioned military vehicle that (1) was also manufactured and sold as a  
46.18 comparable civilian vehicle, and (2) has the same size dimensions and vehicle weight as  
46.19 the comparable civilian vehicle, is eligible for a certificate of title under this chapter.

46.20 Sec. 44. Minnesota Statutes 2018, section 168A.12, subdivision 2, is amended to read:

46.21 Subd. 2. **Owner's interest terminated or vehicle sold by secured party.** If the interest  
46.22 of the owner is terminated or the vehicle is sold under a security agreement by a secured  
46.23 party named in the certificate of title or an assignee of the secured party, the transferee shall  
46.24 promptly mail or deliver to the department the last certificate of title, if available, an  
46.25 application for a new certificate in the format the department prescribes, and an affidavit  
46.26 made by or on behalf of the secured party or assignee that the interest of the owner was  
46.27 lawfully terminated or the vehicle sold pursuant to the terms of the security agreement. If  
46.28 the secured party or assignee succeeds to the interest of the owner and holds the vehicle for  
46.29 resale, the secured party or assignee need not secure a new certificate of title provided that  
46.30 a notice thereof in a format designated by the department is mailed or delivered by the  
46.31 secured party or assignee to the department in duplicate within 48 hours, but upon transfer  
46.32 to another person the secured party or assignee shall promptly execute assignment and  
46.33 warranty of title and mail or deliver to the transferee or the department the certificate, if

47.1 available, the affidavit, and other documents required to be sent to the department by the  
47.2 transferee.

47.3 **EFFECTIVE DATE.** This section is effective August 1, 2019.

47.4 Sec. 45. Minnesota Statutes 2018, section 168A.17, is amended by adding a subdivision  
47.5 to read:

47.6 Subd. 4. **Notice of perfection by dealer.** When a security interest in a vehicle sold by  
47.7 a dealer licensed under section 168.27 is perfected under subdivision 2, the dealer may  
47.8 provide a statement of perfection to the secured party on a form provided by the department.  
47.9 The statement must certify compliance with subdivision 2 and contain the date of delivery  
47.10 to the department. The information provided in the dealer's statement is considered prima  
47.11 facie evidence of the facts contained in it.

47.12 **EFFECTIVE DATE.** This section is effective August 1, 2019.

47.13 Sec. 46. **[168A.241] DRIVER AND VEHICLE SERVICES EXECUTIVE STEERING**  
47.14 **COMMITTEE.**

47.15 Subdivision 1. **Definition.** For purposes of this section, "committee" means the Driver  
47.16 and Vehicle Services Executive Steering Committee established in this section.

47.17 Subd. 2. **Members.** The committee consists of 22 members, appointed as follows:

47.18 (1) five members appointed by the commissioner of public safety who are employees  
47.19 who work in the Driver and Vehicle Services Division;

47.20 (2) five members appointed by the chief information officer who are employees who  
47.21 work in the Office of MN.IT Services, which must include leadership staff for the driver  
47.22 and vehicle services information system;

47.23 (3) two members appointed by the executive director of the Minnesota Automobile  
47.24 Dealers Association;

47.25 (4) one member appointed by the executive director of the Northland Independent  
47.26 Automobile Dealer Association;

47.27 (5) one member who performs auctions exclusively for dealers licensed under section  
47.28 168.27 and not for the general public, appointed by the commissioner following consultation  
47.29 with eligible auto auctions;

47.30 (6) six members appointed by the board of directors of the Minnesota Deputy Registrars  
47.31 Association; and

48.1 (7) two members appointed by the board of directors of the Minnesota Deputy Registrar  
48.2 Business Owners Association.

48.3 Subd. 3. **Terms; vacancies.** Section 15.059 governs the committee, except that committee  
48.4 members must not receive compensation for serving on the committee.

48.5 Subd. 4. **Chair.** The committee must elect a chair from among its members. The chair  
48.6 serves for a term of four years and may not serve more than two full consecutive terms. If  
48.7 a chair ceases to be a member of the committee, the committee shall select a chair to serve  
48.8 the remainder of the vacated term and that partial term shall not count toward the chair's  
48.9 term limit.

48.10 Subd. 5. **Meetings.** (a) The chair must convene the committee at least two times per  
48.11 year.

48.12 (b) The committee is subject to chapter 13D. A committee meeting occurs when a quorum  
48.13 is present and the members receive information, discuss, or take action on any matter relating  
48.14 to the committee's duties. The committee may conduct meetings as provided in section  
48.15 13D.015 or 13D.02. The committee may conduct meetings at any location in the state that  
48.16 is appropriate for the purposes of the committee, provided the location is open and accessible  
48.17 to the public. Enforcement of this paragraph is governed by section 13D.06, subdivisions  
48.18 1 and 2.

48.19 Subd. 6. **Administrative support.** The commissioner must provide support staff, office  
48.20 space, and administrative services for the committee.

48.21 Subd. 7. **Duties.** The committee's duties include, but are not limited to:

48.22 (1) serving in an advisory capacity to the commissioner of public safety and the director  
48.23 of driver and vehicle services on matters relevant to oversight and accountability of projects  
48.24 within driver and vehicle services that impact the information systems used to issue  
48.25 identification cards and motor vehicle titles and registrations by reviewing status reports  
48.26 from Independent Verification and Validation (IV&V) services for projects and audits that  
48.27 impact driver and vehicle services information systems;

48.28 (2) reviewing and making recommendations with respect to work plans, policy initiatives,  
48.29 major activities, and strategic planning, with regard to the issuance of identification cards  
48.30 and providing motor vehicle title and registration services; and

48.31 (3) reviewing and making recommendations on information system changes used for  
48.32 the issuance of identification cards and motor vehicle titles and registrations.



49.1 Subd. 8. **Report and recommendations.** By February 15 each year, the commissioner  
49.2 must submit to the chairs and ranking minority members of the committees in the house of  
49.3 representatives and the senate with jurisdiction over motor vehicle title and registration a  
49.4 report that summarizes the committee's activities in the previous calendar year, the issues  
49.5 identified by the committee, methods taken or suggested to address the issues, and  
49.6 recommendations for legislative action, if needed. The report must include draft legislation  
49.7 to implement recommended legislative action.

49.8 Subd. 9. **Expiration.** The committee expires June 30, 2022.

49.9 Sec. 47. Minnesota Statutes 2018, section 169.011, is amended by adding a subdivision  
49.10 to read:

49.11 Subd. 3b. **Automated driving system.** "Automated driving system" means hardware  
49.12 and software that allow a motor vehicle to perform the functions of a human driver within  
49.13 the conditions for which the system is designed.

49.14 Sec. 48. Minnesota Statutes 2018, section 169.011, is amended by adding a subdivision  
49.15 to read:

49.16 Subd. 29a. **Federal motor vehicle safety standards automated vehicle**  
49.17 **exemption.** "Federal motor vehicle safety standards automated vehicle exemption" means  
49.18 an exemption from the United States secretary of transportation from the motor vehicle  
49.19 safety standards under the National Traffic and Motor Vehicle Safety Act.

49.20 Sec. 49. Minnesota Statutes 2018, section 169.011, is amended by adding a subdivision  
49.21 to read:

49.22 Subd. 34a. **Highly automated vehicle.** (a) "Highly automated vehicle" means a motor  
49.23 vehicle equipped with automated technology with the capability to function without a human  
49.24 operator being in physical control of the vehicle. A highly automated vehicle must be  
49.25 equipped so that a human operator is able to immediately assume control of the vehicle.

49.26 (b) A highly automated vehicle does not include a vehicle enabled with active safety  
49.27 systems or operator assistance systems, including but not limited to a system to provide  
49.28 electronic blind spot assistance, crash avoidance, emergency braking, parking assistance,  
49.29 adaptive cruise control, lane-keeping assistance, lane departure warning, or traffic jam and  
49.30 queuing assistance, unless these technologies alone or in combination with other systems  
49.31 enable the vehicle to test without any control by an operator.

50.1 Sec. 50. Minnesota Statutes 2018, section 169.011, is amended by adding a subdivision  
50.2 to read:

50.3 Subd. 40b. **Minimal risk condition.** "Minimal risk condition" means a low risk operating  
50.4 mode in a highly automated vehicle that allows the vehicle to reach a reasonably safe state  
50.5 such as bringing the vehicle to a complete stop or activating the hazard lamps if the automated  
50.6 driving system experiences failures or operates outside of its design parameters.

50.7 Sec. 51. Minnesota Statutes 2018, section 169.011, is amended by adding a subdivision  
50.8 to read:

50.9 Subd. 50a. **Operator.** "Operator" means the person who drives or is in actual physical  
50.10 control, or the person who engages the automated driving system.

50.11 Sec. 52. Minnesota Statutes 2018, section 169.011, subdivision 46, is amended to read:

50.12 Subd. 46. **Motorized foot scooter.** "Motorized foot scooter" means a device with  
50.13 handlebars designed to be stood or sat upon by the operator, and powered by an internal  
50.14 combustion engine or electric motor that is capable of propelling the device with or without  
50.15 human propulsion, and that has no more than two ~~12-inch~~ 16-inch or smaller diameter  
50.16 wheels and has an engine or motor that is capable of a maximum speed of 15 miles per hour  
50.17 on a flat surface with not more than one percent grade in any direction when the motor is  
50.18 engaged. An electric personal assistive mobility device, a motorized bicycle, an  
50.19 electric-assisted bicycle, or a motorcycle is not a motorized foot scooter.

50.20 **EFFECTIVE DATE.** This section is effective January 1, 2020.

50.21 Sec. 53. Minnesota Statutes 2018, section 169.011, is amended by adding a subdivision  
50.22 to read:

50.23 Subd. 54b. **Platooning system.** "Platooning system" means driver-assisted  
50.24 vehicle-to-vehicle technology that integrates electronic communications between and among  
50.25 multiple vehicles to synchronize speed, acceleration, and braking while leaving system  
50.26 monitoring and intervention in the control of each vehicle's human operator.

50.27 Sec. 54. Minnesota Statutes 2018, section 169.011, is amended by adding a subdivision  
50.28 to read:

50.29 Subd. 62a. **Recycling vehicle.** "Recycling vehicle" means a vehicle hauling recyclable  
50.30 materials as authorized by section 115A.93, subdivision 1.

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

51.2 Sec. 55. Minnesota Statutes 2018, section 169.011, is amended by adding a subdivision  
51.3 to read:

51.4 Subd. 76a. **Solid waste vehicle.** "Solid waste vehicle" means a vehicle hauling solid  
51.5 waste as authorized by section 115A.93, subdivision 1.

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

51.7 Sec. 56. Minnesota Statutes 2018, section 169.011, is amended by adding a subdivision  
51.8 to read:

51.9 Subd. 92a. **Vehicle platoon.** "Vehicle platoon" means a group of not more than three  
51.10 commercial vehicles traveling in a unified manner through use of a platooning system or  
51.11 systems. A vehicle platoon consists of a lead vehicle and following vehicles. A vehicle  
51.12 platoon is not a combination vehicle under this chapter.

51.13 Sec. 57. **[169.023] AUTONOMOUS VEHICLE OPERATORS.**

51.14 For purposes of Minnesota law, an operator, as defined in section 169.011, subdivision  
51.15 50a, is equal in responsibility and penalty to a driver, as defined in section 169.011,  
51.16 subdivision 24.

51.17 Sec. 58. Minnesota Statutes 2018, section 169.06, subdivision 4a, is amended to read:

51.18 Subd. 4a. **Obedience to work zone flagger; violation, penalty.** (a) A flagger in a work  
51.19 zone may stop vehicles and hold vehicles in place until it is safe for the vehicles to proceed.  
51.20 ~~A person operating a motor vehicle that has been stopped by a flagger in a work zone may~~  
51.21 ~~proceed after stopping only on instruction by the flagger or a police officer, and direct~~  
51.22 vehicles to proceed when it is safe.

51.23 (b) A person convicted of operating a motor vehicle in violation of a speed limit in a  
51.24 work zone, or any other provision of this section while in a work zone, shall be required to  
51.25 pay a fine of \$300. This fine is in addition to the surcharge under section 357.021, subdivision  
51.26 6.

51.27 (c) If a motor vehicle is operated in violation of paragraph (a), the owner of the vehicle,  
51.28 or for a leased motor vehicle the lessee of the vehicle, is guilty of a petty misdemeanor and  
51.29 is subject to a fine as provided in paragraph (b). The owner or lessee may not be fined under  
51.30 this paragraph if (1) another person is convicted for that violation, or (2) the motor vehicle

52.1 was stolen at the time of the violation. This paragraph does not apply to a lessor of a motor  
52.2 vehicle if the lessor keeps a record of the name and address of the lessee.

52.3 (d) Paragraph (c) does not prohibit or limit the prosecution of a motor vehicle operator  
52.4 for violating paragraph (a).

52.5 (e) A violation under paragraph (c) does not constitute grounds for revocation or  
52.6 suspension of a driver's license.

52.7 (f) A peace officer may issue a citation to the operator of a motor vehicle if the peace  
52.8 officer has probable cause to believe that the person has operated the vehicle in violation  
52.9 of paragraph (a). A citation may be issued even though the violation did not occur in the  
52.10 officer's presence. In addition to other evidentiary elements or factors, a peace officer has  
52.11 probable cause under this subdivision if:

52.12 (1) a qualified work zone flagger has provided a report of a violation of paragraph (a)  
52.13 that includes a description and the license plate number of the vehicle used to commit the  
52.14 offense, and the time of the incident;

52.15 (2) the person is operating the vehicle described in the report; and

52.16 (3) it is within the four-hour period following the time of the incident, as specified in  
52.17 the report.

52.18 (g) A work zone flagger is qualified to provide a report under paragraph (f) if each  
52.19 flagger involved in the reporting has completed training that includes information on flagging  
52.20 operations, equipment, traffic laws, observation and accurate identification of motor vehicles,  
52.21 and delegation of duties involving a report under paragraph (f).

52.22 **EFFECTIVE DATE.** This section is effective August 1, 2019, and applies to violations  
52.23 that occur on or after that date.

52.24 Sec. 59. Minnesota Statutes 2018, section 169.14, subdivision 2a, is amended to read:

52.25 Subd. 2a. **Increased speed limit when passing.** (a) Notwithstanding subdivision 2, the  
52.26 speed limit is increased by ten miles per hour over the posted speed limit when the driver:

52.27 (1) is on a two-lane highway having one lane for each direction of travel;

52.28 (2) is on a highway with a posted speed limit that is equal to or higher than 55 miles per  
52.29 hour;

52.30 (3) is overtaking and passing another vehicle proceeding in the same direction of travel;  
52.31 and

53.1 (4) meets the requirements in section 169.18.

53.2 (b) Notwithstanding subdivision 2, the speed limit is increased by five miles per hour  
53.3 over the posted speed limit when the driver:

53.4 (1) is on a highway having two or more lanes for each direction of travel;

53.5 (2) is on a highway with a posted speed limit that is equal to or higher than 55 miles per  
53.6 hour;

53.7 (3) is overtaking and passing another vehicle proceeding in the same direction of travel;  
53.8 and

53.9 (4) meets the requirements in section 169.18.

53.10 Sec. 60. Minnesota Statutes 2018, section 169.14, subdivision 5, is amended to read:

53.11 Subd. 5. **Zoning within local area.** (a) When local authorities believe that the existing  
53.12 speed limit upon any street or highway, or part thereof, within their respective jurisdictions  
53.13 and not a part of the trunk highway system is greater or less than is reasonable or safe under  
53.14 existing conditions, they may request the commissioner to authorize, upon the basis of an  
53.15 engineering and traffic investigation, the erection of appropriate signs designating what  
53.16 speed is reasonable and safe, and the commissioner may authorize the erection of appropriate  
53.17 signs designating a reasonable and safe speed limit thereat, which speed limit shall be  
53.18 effective when such signs are erected. Any speeds in excess of these speed limits shall be  
53.19 prima facie evidence that the speed is not reasonable or prudent and that it is unlawful;  
53.20 except that any speed limit within any municipality shall be a maximum limit and any speed  
53.21 in excess thereof shall be unlawful. Alteration of speed limits on streets and highways shall  
53.22 be made only upon authority of the commissioner except as provided in paragraph (b) and  
53.23 subdivision 5a.

53.24 (b) Notwithstanding paragraph (a), a city may establish speed limits for city streets under  
53.25 the city's jurisdiction other than the limits provided in subdivision 2. This paragraph does  
53.26 not apply to town roads, county highways, or trunk highways in the city. A city that  
53.27 establishes speed limits pursuant to this section must implement speed limit changes in a  
53.28 consistent and understandable manner. The city must erect appropriate signs to display the  
53.29 speed limit. A city that uses the authority under this paragraph must develop procedures to  
53.30 set speed limits based on the city's safety, engineering, and traffic analysis. At a minimum,  
53.31 the safety, engineering, and traffic analysis must consider national urban speed limit guidance  
53.32 and studies, local traffic crashes, and methods to effectively communicate the change to the  
53.33 public.

54.1 Sec. 61. Minnesota Statutes 2018, section 169.18, subdivision 1, is amended to read:

54.2 Subdivision 1. **Keep to the right.** (a) Upon all roadways of sufficient width a vehicle  
54.3 shall be driven upon the right half of the roadway, except as follows:

54.4 (1) when overtaking and passing another vehicle proceeding in the same direction under  
54.5 the rules governing such movement;

54.6 (2) when the right half of a roadway is closed to traffic while under construction or  
54.7 repair;

54.8 (3) upon a roadway divided into three marked lanes for traffic under the rules applicable  
54.9 thereon;

54.10 (4) upon a roadway designated and signposted for one-way traffic as a one-way roadway;

54.11 (5) as necessary to comply with subdivision 11 when approaching an authorized  
54.12 emergency vehicle parked or stopped on the roadway; or

54.13 (6) as necessary to comply with subdivision 12 when approaching a road maintenance  
54.14 or construction vehicle parked or stopped on the roadway.

54.15 (b) Upon a roadway with two or more lanes in the same direction, a person must not  
54.16 drive a vehicle in the left-most lane if another vehicle is immediately behind the first vehicle,  
54.17 except if:

54.18 (1) the vehicle is overtaking and passing another vehicle proceeding in the same direction;

54.19 (2) the vehicle is preparing to turn left at an intersection or into a private road or driveway;

54.20 (3) a specific lane is designated and posted for a specific type of traffic;

54.21 (4) the vehicle is preparing to exit a controlled-access highway by using an exit on the  
54.22 left side of the road or the vehicle is entering a controlled-access highway by using an  
54.23 on-ramp that enters on the left side of the road;

54.24 (5) when traffic conditions, congestion, inclement weather, or hazards make it impractical;

54.25 (6) the vehicle is a law enforcement vehicle, ambulance, or other emergency vehicle  
54.26 engaged in official duties; or

54.27 (7) the vehicle is engaged in highway maintenance or construction operations.

54.28 If a person is driving a vehicle in the left-most lane to overtake or pass a vehicle as provided  
54.29 in clause (1) and another vehicle approaches the first vehicle in the same lane from behind,  
54.30 the first vehicle must exit the left-most lane as soon as possible.

55.1 (c) A person who violates this subdivision must pay a fine of not less than \$100.

55.2 Sec. 62. Minnesota Statutes 2018, section 169.18, subdivision 7, is amended to read:

55.3 Subd. 7. **Laned highway.** When any roadway has been divided into two or more clearly  
55.4 marked lanes for traffic, the following rules, in addition to all others consistent ~~herewith,~~  
55.5 ~~shall~~ with this subdivision, apply:

55.6 ~~(a)~~ (1) A vehicle shall be driven as nearly as practicable entirely within a single lane  
55.7 and shall not be moved from ~~such~~ the lane until the driver has first ascertained that ~~such~~ the  
55.8 movement can be made with safety.;

55.9 ~~(b)~~ (2) Upon a roadway which is not a one-way roadway and which is divided into three  
55.10 lanes, a vehicle shall not be driven in the center lane except when overtaking and passing  
55.11 another vehicle where the roadway is clearly visible and ~~such~~ the center lane is clear of  
55.12 traffic within a safe distance, or in preparation for a left turn or where ~~such~~ the center lane  
55.13 is at the time allocated exclusively to traffic moving in the direction the vehicle is proceeding,  
55.14 and is signposted to give notice of ~~such~~ the allocation. The left lane of a three-lane roadway  
55.15 which is not a one-way roadway shall not be used for overtaking and passing another vehicle.;

55.16 ~~(c)~~ (3) Official signs may be erected directing slow-moving traffic to use a designated  
55.17 lane or allocating specified lanes to traffic moving in the same direction, and drivers of  
55.18 vehicles shall obey the ~~directions of every such~~ sign.;

55.19 ~~(d)~~ (4) Whenever a bicycle lane has been established on a roadway, any person operating  
55.20 a motor vehicle on ~~such~~ the roadway shall not drive in the bicycle lane except to perform  
55.21 parking maneuvers in order to park where parking is permitted, to enter or leave the highway,  
55.22 to prepare for a turn as provided in section 169.19, subdivision 1, or to stop a school bus  
55.23 for the purpose of receiving or discharging any person provided the school bus is equipped  
55.24 and identified as provided in sections 169.441 and 169.442, subdivision 1, and the flashing  
55.25 red signals are activated and stop-signal arm is extended.;

55.26 (5) notwithstanding clause (1), the operator of a vehicle with a total length in excess of  
55.27 40 feet, a total width exceeding ten feet, or any combination of vehicles may, with due  
55.28 regard for all other traffic, deviate from the lane in which the operator is driving to the extent  
55.29 necessary to approach and drive through a roundabout.

56.1 Sec. 63. Minnesota Statutes 2018, section 169.18, subdivision 8, is amended to read:

56.2 Subd. 8. **Following vehicle too closely.** (a) The driver of a motor vehicle shall not follow  
56.3 another vehicle more closely than is reasonable and prudent, having due regard for the speed  
56.4 of such vehicles and the traffic upon and the conditions of the highway.

56.5 (b) The driver of any motor vehicle drawing another vehicle, or the driver of any motor  
56.6 truck or bus, when traveling upon a roadway outside of a business or residence district, shall  
56.7 not follow within 500 feet of another vehicle. The provisions of this paragraph shall not be  
56.8 construed to prevent overtaking and passing nor shall the same apply upon any lane specially  
56.9 designated for use by motor trucks. This paragraph does not apply to following vehicles in  
56.10 a vehicle platoon if the operator has an approved plan in compliance with section 169.881.

56.11 (c) The driver of a motor vehicle shall not follow within 500 feet of an authorized  
56.12 emergency vehicle that is traveling in response to an emergency.

56.13 Sec. 64. Minnesota Statutes 2018, section 169.18, subdivision 11, is amended to read:

56.14 Subd. 11. **Passing parked ~~emergency authorized~~ vehicle; citation; probable cause.** (a)  
56.15 For purposes of this subdivision, "authorized vehicle" means an authorized emergency  
56.16 vehicle, as defined under section 169.011, subdivision 3; a tow truck or towing vehicle, as  
56.17 defined under section 168B.011, subdivision 12a; a freeway service patrol vehicle; a road  
56.18 maintenance vehicle; a utility company vehicle; a construction vehicle; a solid waste vehicle;  
56.19 or a recycling vehicle.

56.20 (b) When approaching and before passing an authorized ~~emergency~~ vehicle with its  
56.21 emergency, flashing, or warning lights activated that is parked or otherwise stopped on or  
56.22 next to a street or highway having two lanes in the same direction, the driver of a vehicle  
56.23 shall safely move the vehicle to the lane farthest away from the ~~emergency~~ authorized  
56.24 vehicle, if it is possible to do so.

56.25 ~~(b)~~ (c) When approaching and before passing an authorized ~~emergency~~ vehicle with its  
56.26 emergency, flashing, or warning lights activated that is parked or otherwise stopped on or  
56.27 next to a street or highway having more than two lanes in the same direction, the driver of  
56.28 a vehicle shall safely move the vehicle so as to leave a full lane vacant between the driver  
56.29 and any lane in which the ~~emergency~~ authorized vehicle is completely or partially parked  
56.30 or otherwise stopped, if it is possible to do so.

56.31 ~~(c)~~ (d) If a lane change under paragraph ~~(a)~~ (b) or ~~(b)~~ (c) is impossible, or when  
56.32 approaching and before passing an authorized ~~emergency~~ vehicle with its emergency,  
56.33 flashing, or warning lights activated that is parked or otherwise stopped on or next to a street



57.1 or highway having only one lane in the same direction, the driver of a vehicle must reduce  
57.2 the speed of the motor vehicle to a speed that is reasonable and prudent under the conditions  
57.3 until the motor vehicle has completely passed the parked or stopped ~~emergency~~ authorized  
57.4 vehicle, if it is possible to do so.

57.5 ~~(d)~~ (e) A peace officer may issue a citation to the driver of a motor vehicle if the peace  
57.6 officer has probable cause to believe that the driver has operated the vehicle in violation of  
57.7 this subdivision within the four-hour period following the termination of the incident or a  
57.8 receipt of a report under paragraph ~~(e)~~ (f). The citation may be issued even though the  
57.9 violation was not committed in the presence of the peace officer.

57.10 ~~(e)~~ (f) Although probable cause may be otherwise satisfied by other evidentiary elements  
57.11 or factors, probable cause is sufficient for purposes of this subdivision when the person  
57.12 cited is operating the vehicle described by a member of the crew of an authorized emergency  
57.13 vehicle or a towing vehicle as defined in section 168B.011, subdivision 12a, responding to  
57.14 an incident in a timely report of the violation of this subdivision, which includes a description  
57.15 of the vehicle used to commit the offense and the vehicle's license plate number. For the  
57.16 purposes of issuance of a citation under paragraph ~~(d)~~ (e), "timely" means that the report  
57.17 must be made within a four-hour period following the termination of the incident.

57.18 ~~(f) For purposes of paragraphs (a) to (e) only, "authorized emergency vehicle" and~~  
57.19 ~~"emergency vehicle" include a towing vehicle defined in section 168B.011, subdivision~~  
57.20 ~~12a, that has activated flashing lights authorized under section 169.64, subdivision 3, in~~  
57.21 ~~addition to the vehicles described in the definition for "authorized emergency vehicle" in~~  
57.22 ~~section 169.011, subdivision 3.~~

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

57.24 Sec. 65. Minnesota Statutes 2018, section 169.20, subdivision 7, is amended to read:

57.25 Subd. 7. **Transit bus; school bus.** (a) The driver of a vehicle traveling in the right-hand  
57.26 lane of traffic shall yield the right-of-way to any transit bus attempting to enter that lane  
57.27 from a bus stop or shoulder, as indicated by a flashing left turn signal.

57.28 (b) The driver of a vehicle traveling in the right-hand lane of traffic shall yield the  
57.29 right-of-way to any school bus attempting to enter that lane from a shoulder, right-turn lane,  
57.30 or other location where the school bus has stopped to load or unload passengers. The school  
57.31 bus must indicate the intent to enter the right-hand lane of traffic by activating a flashing  
57.32 left turn signal.

58.1 Sec. 66. Minnesota Statutes 2018, section 169.20, is amended by adding a subdivision to  
58.2 read:

58.3 Subd. 8. **Roundabouts.** If two vehicles with a total length in excess of 40 feet, a total  
58.4 width in excess of ten feet, or any combination of vehicles, approach or drive through a  
58.5 roundabout at approximately the same time or so closely as to constitute a hazard of collision,  
58.6 the operator of the vehicle or combination of vehicles on the right must yield the right-of-way  
58.7 to the vehicle or combination of vehicles on the left and, if necessary, must reduce speed  
58.8 or stop in order to so yield.

58.9 Sec. 67. Minnesota Statutes 2018, section 169.26, subdivision 1, is amended to read:

58.10 Subdivision 1. **Requirements.** (a) Except as provided in section 169.28, subdivision 1,  
58.11 when any person driving a vehicle approaches a railroad grade crossing under any of the  
58.12 circumstances stated in this paragraph, the driver shall stop the vehicle not less than ten feet  
58.13 from the nearest railroad track and shall not proceed until safe to do so and until the roadway  
58.14 is clear of traffic so that the vehicle can proceed without stopping until the rear of the vehicle  
58.15 is at least ten feet past the farthest railroad track. These requirements apply when:

58.16 (1) a clearly visible electric or mechanical signal device warns of the immediate approach  
58.17 of a railroad train or other on-track equipment; or

58.18 (2) an approaching railroad train or other on-track equipment is plainly visible and is in  
58.19 hazardous proximity.

58.20 (b) The fact that a moving railroad train or other on-track equipment approaching a  
58.21 railroad grade crossing is visible from the crossing is prima facie evidence that it is not safe  
58.22 to proceed.

58.23 (c) The driver of a vehicle shall stop and remain stopped and not traverse the grade  
58.24 crossing when (1) a human flagger signals the approach or passage of a railroad train or  
58.25 other on-track equipment or ~~when~~ (2) a crossing gate is lowered warning of the immediate  
58.26 approach or passage of a railroad train or other on-track equipment. No person may drive  
58.27 a vehicle past a flagger at a railroad crossing until the flagger signals that the way is clear  
58.28 to proceed or drive a vehicle past a lowered crossing gate.

58.29 Sec. 68. Minnesota Statutes 2018, section 169.26, subdivision 4, is amended to read:

58.30 Subd. 4. **Pedestrians; penalty.** (a) A pedestrian shall not pass through, around, over,  
58.31 or under any crossing gate or barrier at a railroad grade crossing while the gate or barrier  
58.32 is closed or is being opened or closed.

59.1 (b) A pedestrian shall not enter, remain upon, or traverse over a railroad track, grade  
59.2 crossing, or pedestrian walkway crossing a railroad track when an audible bell or clearly  
59.3 visible electric or mechanical signal device is operational and warning of the presence,  
59.4 approach, passage, or departure of a railroad train or other on-track equipment.

59.5 (c) A person who violates this subdivision is subject to a fine of up to \$100.

59.6 Sec. 69. Minnesota Statutes 2018, section 169.28, is amended to read:

59.7 **169.28 CERTAIN VEHICLES TO STOP AT RAILROAD CROSSING.**

59.8 Subdivision 1. **Requirements.** (a) The driver of any motor vehicle carrying passengers  
59.9 for hire, or of any school bus whether carrying passengers or not, or of any Head Start bus  
59.10 whether carrying passengers or not, or of any vehicle that is required to stop at railroad  
59.11 grade crossings under Code of Federal Regulations, title 49, section 392.10, before crossing  
59.12 at grade any track or tracks of a railroad, shall stop the vehicle not less than 15 feet nor more  
59.13 than 50 feet from the nearest rail of the railroad and while so stopped shall listen and look  
59.14 in both directions along the track for any approaching railroad train or other on-track  
59.15 equipment, and for signals indicating the approach of a railroad train or other on-track  
59.16 equipment, except as ~~hereinafter~~ otherwise provided, and shall in this section. The driver  
59.17 must not proceed until safe to do so and until the roadway is clear of traffic so that the  
59.18 vehicle can proceed without stopping until the rear of the vehicle is at least ten feet past the  
59.19 farthest railroad track. The driver must not shift gears while crossing the railroad tracks.

59.20 (b) A school bus or Head Start bus shall not be flagged across railroad grade crossings  
59.21 except at those railroad grade crossings that the local school administrative officer may  
59.22 designate.

59.23 (c) A type III vehicle, as defined in section 169.011, is exempt from the requirement of  
59.24 school buses to stop at railroad grade crossings.

59.25 (d) The requirements of this subdivision do not apply to the crossing of light rail vehicle  
59.26 track or tracks that are located in a public street when:

59.27 (1) the crossing occurs within the intersection of two or more public streets;

59.28 (2) the intersection is controlled by a traffic-control signal; and

59.29 (3) the intersection is marked with signs indicating to drivers that the requirements of  
59.30 this subdivision do not apply. Notwithstanding any other provision of law, the owner or  
59.31 operator of the track or tracks is authorized to place, maintain, and display the signs upon  
59.32 and in the view of the public street or streets.

60.1 Subd. 2. **Exempt crossing.** (a) The commissioner may designate a crossing as an exempt  
60.2 crossing:

60.3 (1) if the crossing is on a rail line on which service has been abandoned;

60.4 (2) if the crossing is on a rail line that carries fewer than five railroad trains each year,  
60.5 traveling at speeds of ten miles per hour or less; or

60.6 (3) as agreed to by the operating railroad and the Department of Transportation, following  
60.7 a diagnostic review of the crossing.

60.8 (b) The commissioner shall direct the railroad to erect at the crossing signs bearing the  
60.9 word "Exempt" that conform to section 169.06. The installation or presence of an exempt  
60.10 sign does not relieve a driver of the duty to use due care.

60.11 (c) A railroad train or other on-track equipment must not proceed across an exempt  
60.12 crossing unless a police officer is present to direct traffic or a railroad employee is on the  
60.13 ground to warn traffic until the railroad train enters the crossing.

60.14 ~~(e)~~ (d) A vehicle that must stop at grade crossings under subdivision 1 is not required  
60.15 to stop at a marked exempt crossing unless directed otherwise by a police officer or a railroad  
60.16 employee.

60.17 Sec. 70. Minnesota Statutes 2018, section 169.29, is amended to read:

60.18 **169.29 CROSSING RAILROAD TRACKS WITH CERTAIN EQUIPMENT.**

60.19 (a) No person shall operate or move any caterpillar tractor, steam shovel, derrick, roller,  
60.20 or any equipment or structure having a normal operating speed of six or less miles per hour  
60.21 or a vertical body or load clearance of less than nine inches above the level surface of a  
60.22 roadway upon or across any tracks at a railroad grade crossing without first complying with  
60.23 this section.

60.24 (b) Before making any crossing, the person operating or moving any vehicle or equipment  
60.25 set forth in this section shall first stop the same not less than ten, nor more than 50, feet  
60.26 from the nearest rail of the railway, and while so stopped shall listen and look in both  
60.27 directions along the track for any approaching railroad train or other on-track equipment  
60.28 and for signals indicating the approach of a railroad train or other on-track equipment, and  
60.29 shall not proceed until the crossing can be made safely.

60.30 (c) No crossing shall be made when warning is given by automatic signal or crossing  
60.31 gates or a flagger or otherwise of the immediate approach of a railroad train or other on-track  
60.32 equipment or car.

61.1 (d) ~~No~~ A stop need be made is not required at a crossing on a rail line on which service  
61.2 has been abandoned and where a sign erected in conformance with section 169.06 and  
61.3 bearing the word "Exempt" has been installed, unless directed otherwise by a flagger. The  
61.4 installation or presence of an exempt sign shall not relieve any driver of the duty to use due  
61.5 care.

61.6 Sec. 71. Minnesota Statutes 2018, section 169.443, subdivision 2, is amended to read:

61.7 Subd. 2. **Use of stop-signal arm.** (a) The stop-signal arm system of a school bus must  
61.8 be used in conjunction with the flashing red signals only when the school bus is stopped on  
61.9 a street or highway to load or unload school children.

61.10 (b) A local authority, including the governing body of an Indian tribe, may by ordinance  
61.11 require that a school bus activate the stop-signal arm system and flashing red signals while  
61.12 stopped to unload school children at a location other than a location on a street or highway.  
61.13 The ordinance must designate each location where the requirement is imposed. The  
61.14 requirement is effective only if the local authority has erected signs at or near the location  
61.15 to provide adequate notice that other vehicles are required to obey section 169.444,  
61.16 subdivision 1, when those signals are activated.

61.17 (c) A school bus driver is prohibited from loading or unloading passengers in a designated  
61.18 right-turn lane or in a lane immediately adjacent to a designated right-turn lane unless:

61.19 (1) a school bus stop designated by the district transportation safety director is located  
61.20 in the right-turn lane;

61.21 (2) the driver stops the bus at the extreme right side of the right-turn lane; and

61.22 (3) the driver activates the prewarning flashing amber signals, flashing red signals, and  
61.23 stop-signal arm, unless the school board or its designee, based on safety considerations,  
61.24 provides written direction to the driver not to do so.

61.25 After loading or unloading passengers, the school bus driver may re-enter the right-hand  
61.26 lane of traffic without turning right. The school bus must indicate the intent to enter the  
61.27 right-hand lane of traffic by activating a flashing left turn signal.

61.28 Sec. 72. Minnesota Statutes 2018, section 169.4503, subdivision 5, is amended to read:

61.29 Subd. 5. **Colors.** Fenderettes may be black. The beltline may be painted yellow over  
61.30 black or black over yellow. The rub rails ~~shall~~ adjacent to the beltline may be black or  
61.31 yellow. All other rub rails must be black. The area around the lenses of alternately flashing  
61.32 signal lamps extending outward from the edge of the lamp three inches, plus or minus

62.1 one-quarter inch, to the sides and top and at least one inch to the bottom, ~~shall~~ must be  
62.2 black. Visors or hoods, black in color, with a minimum of four inches may be provided.

62.3 Sec. 73. Minnesota Statutes 2018, section 169.58, is amended by adding a subdivision to  
62.4 read:

62.5 Subd. 5. **Transportation network company vehicle.** (a) For purposes of this subdivision,  
62.6 the definitions in section 65B.472, subdivision 1, apply except that "transportation network  
62.7 company vehicle" has the meaning given to "personal vehicle" in section 65B.472,  
62.8 subdivision 1, paragraph (c).

62.9 (b) A transportation network company vehicle may be equipped with no more than two  
62.10 removable, interior-mounted, trade dress identifying devices as provided by the transportation  
62.11 network company that are designed to assist riders in identifying and communicating with  
62.12 drivers. The identifying device may be illuminated and emit a steady beam of solid colored  
62.13 light in any direction when the driver is logged into the digital network. The identifying  
62.14 device must not: (1) display the colors red, amber, or blue; (2) project a flashing, oscillating,  
62.15 alternating, or rotating light; or (3) project a glaring or dazzling light.

62.16 Sec. 74. Minnesota Statutes 2018, section 169.64, subdivision 9, is amended to read:

62.17 Subd. 9. **Warning lamp on vehicles collecting solid waste or recycling.** A ~~vehicle~~  
62.18 ~~used to collect~~ solid waste vehicle or recycling vehicle may be equipped with a single amber  
62.19 ~~gaseous discharge~~ warning lamp that meets the most current Society of Automotive Engineers  
62.20 standard ~~J-1318~~ for authorized maintenance and service vehicles, Class 2. The lamp may  
62.21 be operated only when the collection vehicle is in the process of collecting solid waste or  
62.22 recycling and is either:

62.23 (1) stopped at an establishment where solid waste or recycling is to be collected; or

62.24 (2) traveling at a speed that is at least ten miles per hour below the posted speed limit  
62.25 and moving between establishments where solid waste or recycling is to be collected.

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

62.27 Sec. 75. Minnesota Statutes 2018, section 169.71, subdivision 1, is amended to read:

62.28 Subdivision 1. **Prohibitions generally; exceptions.** (a) A person shall not drive or  
62.29 operate any motor vehicle with:

62.30 (1) a windshield cracked or discolored to an extent to limit or obstruct proper vision;

62.31 (2) any objects suspended between the driver and the windshield, other than:

- 63.1 (i) sun visors;
- 63.2 (ii) rearview mirrors;
- 63.3 (iii) driver feedback and safety monitoring equipment when mounted immediately behind,
- 63.4 slightly above, or slightly below the rearview mirror;
- 63.5 (iv) global positioning systems or navigation systems when mounted or located near the
- 63.6 bottommost portion of the windshield; ~~and~~
- 63.7 (v) electronic toll collection devices; ~~or~~ and
- 63.8 (vi) an identifying device as provided in section 169.58, subdivision 5, when the device
- 63.9 is mounted or located near the bottommost portion of the windshield; or
- 63.10 (3) any sign, poster, or other nontransparent material upon the front windshield,
- 63.11 sidewings, or side or rear windows of the vehicle, other than a certificate or other paper
- 63.12 required to be so displayed by law or authorized by the state director of the Division of
- 63.13 Emergency Management or the commissioner of public safety.
- 63.14 (b) Paragraph (a), clauses (2) and (3), do not apply to law enforcement vehicles.
- 63.15 (c) Paragraph (a), clause (2), does not apply to authorized emergency vehicles.
- 63.16 Sec. 76. Minnesota Statutes 2018, section 169.71, subdivision 4, is amended to read:
- 63.17 Subd. 4. **Glazing material; prohibitions and exceptions.** ~~(a) No~~ A person shall must
- 63.18 not drive or operate any motor vehicle required to be registered in the state of Minnesota
- 63.19 upon any street or highway under the following conditions:
- 63.20 (1) when the windshield is composed of, covered by, or treated with any material which
- 63.21 has the effect of making the windshield more reflective or in any other way reducing light
- 63.22 transmittance through the windshield;
- 63.23 (2) when any window on the vehicle is composed of, covered by, or treated with any
- 63.24 material that has a highly reflective or mirrored appearance;
- 63.25 (3) when any side window or rear window is composed of or treated with any material
- 63.26 so as to obstruct or substantially reduce the driver's clear view through the window or has
- 63.27 a light transmittance of less than 50 percent plus or minus three percent in the visible light
- 63.28 range or a luminous reflectance of more than 20 percent plus or minus three percent; or
- 63.29 (4) when any material has been applied after August 1, 1985, to any motor vehicle
- 63.30 window without an accompanying permanent marking which indicates the percent of

64.1 transmittance and the percent of reflectance afforded by the material. The marking must be  
64.2 in a manner so as not to obscure vision and be readable when installed on the vehicle.

64.3 Subd. 4a. Glazing material; exceptions. ~~(b)~~ This (a) Subdivision 4 does not apply to  
64.4 glazing materials ~~which~~ that:

64.5 (1) have not been modified since the original installation, nor to original replacement  
64.6 windows and windshields, that were originally installed or replaced in ~~conformance~~  
64.7 conformity with Federal Motor Vehicle Safety Standard 205;

64.8 (2) are required to satisfy prescription or medical needs ~~of the driver of the vehicle or a~~  
64.9 passenger if, provided:

64.10 (i) the vehicle's driver or a passenger ~~is in possession of the~~ possesses a prescription or  
64.11 a physician's statement of medical need;

64.12 (ii) the prescription or statement specifically states the minimum percentage that light  
64.13 transmittance may be reduced to satisfy the prescription or medical needs of the patient;  
64.14 and

64.15 (iii) the prescription or statement contains an expiration date, which must be no more  
64.16 than two years after the date the prescription or statement was issued; or

64.17 (3) are applied to:

64.18 (i) the rear windows of a pickup truck as defined in section 168.002, subdivision 26;

64.19 (ii) the rear windows or the side windows on either side behind the driver's seat of a van  
64.20 as defined in section 168.002, subdivision 40;

64.21 (iii) the side and rear windows of a vehicle used to transport human remains by a funeral  
64.22 establishment holding a license under section 149A.50;

64.23 (iv) the side and rear windows of a limousine as defined in section 168.002, subdivision  
64.24 15; or

64.25 (v) the rear and side windows of a police vehicle.

64.26 (b) For the purposes of paragraph (a), clause (2), a driver of a vehicle may rely on a  
64.27 prescription or physician's statement of medical need issued to a person not present in the  
64.28 vehicle if:

64.29 (1) the prescription or physician's statement of medical need is issued to the driver's  
64.30 parent, child, grandparent, sibling, or spouse;



65.1 (2) the prescription or physician's statement of medical need specifies the make, model,  
65.2 and license plate of one or two vehicles that will have tinted windows; and

65.3 (3) the driver is in possession of the prescription or physician's statement of medical  
65.4 need.

65.5 **EFFECTIVE DATE.** Paragraph (b) is effective on November 1, 2019.

65.6 Sec. 77. Minnesota Statutes 2018, section 169.829, is amended by adding a subdivision  
65.7 to read:

65.8 **Subd. 5. Sewage septic tank trucks.** (a) Sections 169.823 and 169.826 to 169.828 do  
65.9 not apply to a sewage septic tank truck used exclusively to transport sewage from septic or  
65.10 holding tanks.

65.11 (b) The weight limitations under section 169.824 are increased by ten percent for a  
65.12 single-unit vehicle transporting sewage from the point of service to (1) another point of  
65.13 service, or (2) the point of unloading.

65.14 (c) Notwithstanding sections 169.824, subdivision 1, paragraph (d); 169.826, subdivision  
65.15 3; or any other law to the contrary, a permit is not required to operate a vehicle under this  
65.16 subdivision.

65.17 (d) The seasonal weight increases under section 169.826, subdivision 1, do not apply to  
65.18 a vehicle operated under this subdivision, except that the vehicle may not exceed 20,000  
65.19 pounds per single axle.

65.20 (e) A vehicle operated under this subdivision is subject to bridge load limits posted under  
65.21 section 169.84.

65.22 (f) A vehicle operated under this section must not be operated with a load that exceeds  
65.23 the tire manufacturer's recommended load, the manufacturer's gross vehicle weight rating  
65.24 as affixed to the vehicle, or other certification of gross vehicle weight rating under Code of  
65.25 Federal Regulations, title 49, sections 567.4 to 567.7.

65.26 **EFFECTIVE DATE.** This section is effective June 1, 2019.

65.27 Sec. 78. Minnesota Statutes 2018, section 169.864, subdivision 1, is amended to read:

65.28 Subdivision 1. **Special three-unit vehicle permit.** The commissioner may issue a permit  
65.29 for a vehicle that meets the following requirements:

66.1 (1) is a combination of vehicles, including a truck-tractor and a semitrailer drawing one  
66.2 additional semitrailer, which may be equipped with an auxiliary dolly, and no semitrailer  
66.3 used in the three-vehicle combination has an overall length in excess of 28-1/2 feet;

66.4 (2) has a maximum gross vehicle weight of 108,000 pounds;

66.5 (3) complies with the axle weight limits in section 169.824;

66.6 (4) complies with the tire weight limits in section 169.823 or the tire manufacturers'  
66.7 recommended load, whichever is less;

66.8 (5) is operated only in this state on Trunk Highway marked 2 between Grand Rapids  
66.9 and the port of Duluth; on Trunk Highway marked 169 between Grand Rapids and its  
66.10 junction with Trunk Highway marked 53; on Trunk Highway marked 194 between Trunk  
66.11 Highway marked 2 and Trunk Highway marked 53; and on Trunk Highway marked 53  
66.12 ~~between Virginia and the port of Duluth~~; and

66.13 (6) the seasonal weight increases authorized under section 169.826, subdivision 1, do  
66.14 not apply.

66.15 Sec. 79. Minnesota Statutes 2018, section 169.865, subdivision 1, is amended to read:

66.16 Subdivision 1. **Six-axle vehicles.** (a) A road authority may issue an annual permit  
66.17 authorizing a vehicle or combination of vehicles with a total of six or more axles to haul  
66.18 ~~raw or unprocessed~~ qualifying agricultural products and be operated with a gross vehicle  
66.19 weight of up to:

66.20 (1) 90,000 pounds; and

66.21 (2) 99,000 pounds during the period set by the commissioner under section 169.826,  
66.22 subdivision 1.

66.23 (b) Notwithstanding subdivision 3, paragraph (a), clause (4), a vehicle or combination  
66.24 of vehicles operated under this subdivision and transporting only sealed intermodal containers  
66.25 may be operated on an interstate highway if allowed by the United States Department of  
66.26 Transportation.

66.27 (c) The fee for a permit issued under this subdivision is \$300, or a proportional amount  
66.28 as provided in section 169.86, subdivision 5.

67.1 Sec. 80. Minnesota Statutes 2018, section 169.865, subdivision 2, is amended to read:

67.2 Subd. 2. **Seven-axle vehicles.** (a) A road authority may issue an annual permit authorizing  
67.3 a vehicle or combination of vehicles with a total of seven or more axles to haul ~~raw or~~  
67.4 ~~unprocessed~~ qualifying agricultural products and be operated with a gross weight of up to:

67.5 (1) 97,000 pounds; and

67.6 (2) 99,000 pounds during the period set by the commissioner under section 169.826,  
67.7 subdivision 1.

67.8 (b) Drivers of vehicles operating under this subdivision must comply with driver  
67.9 qualification requirements adopted under section 221.0314, subdivisions 2 to 5, and Code  
67.10 of Federal Regulations, title 49, parts 40 and 382, unless exempt under section 221.031,  
67.11 subdivision 2c.

67.12 (c) The fee for a permit issued under this subdivision is \$500, or a proportional amount  
67.13 as provided in section 169.86, subdivision 5.

67.14 Sec. 81. Minnesota Statutes 2018, section 169.865, is amended by adding a subdivision  
67.15 to read:

67.16 Subd. 6. **Definition.** For purposes of this section, "qualifying agricultural products"  
67.17 means:

67.18 (1) agricultural crops, including but not limited to corn, soybeans, oats, grain and  
67.19 by-products of agricultural crops;

67.20 (2) livestock, including but not limited to cattle, hogs, and poultry;

67.21 (3) food crops, including but not limited to, sugar beets, potatoes, carrots, and onions;

67.22 (4) fluid milk;

67.23 (5) seed and material used for or in livestock and poultry feed; and

67.24 (6) natural and commercial fertilizers, potash and agricultural lime, not including those  
67.25 materials that require the vehicle to be marked or placarded in accordance with section  
67.26 221.033 and Code of Federal Regulations, title 49, part 172.

67.27 Sec. 82. Minnesota Statutes 2018, section 169.87, subdivision 6, is amended to read:

67.28 Subd. 6. **Recycling and garbage vehicles.** (a) ~~Except as provided in paragraph (b)~~ While  
67.29 a vehicle is engaged in the type of collection the vehicle was designed to perform, weight  
67.30 restrictions imposed under subdivisions 1 and 2 do not apply to:

68.1 (1) a vehicle that does not exceed 20,000 pounds per single axle and is designed and  
68.2 used exclusively for recycling, while ~~engaged in recycling~~ operating in a political subdivision  
68.3 that mandates curbside recycling pickup;

68.4 ~~(b) Weight restrictions imposed under subdivisions 1 and 2 do not apply to:~~ (1) (2) a  
68.5 vehicle that does not exceed 14,000 pounds per single axle and is used exclusively for  
68.6 recycling ~~as described in paragraph (a)~~;

68.7 ~~(2) (3)~~ a vehicle that does not exceed 14,000 pounds per single axle and is designed and  
68.8 used exclusively for collecting mixed municipal solid waste, as defined in section 115A.03,  
68.9 subdivision 21, ~~while engaged in such collection~~; or

68.10 ~~(3) (4)~~ a portable toilet service vehicle that does not exceed 14,000 pounds per single  
68.11 axle or 26,000 pounds gross vehicle weight, and is designed and used exclusively for  
68.12 collecting liquid waste from portable toilets, ~~while engaged in such collection~~; or

68.13 (5) a sewage septic tank truck that does not exceed 20,000 pounds per single axle and  
68.14 is designed and used exclusively to haul sewage from septic or holding tanks.

68.15 ~~(e) (b)~~ Notwithstanding section 169.80, subdivision 1, ~~a violation of the owner or operator~~  
68.16 of a vehicle that violates the weight restrictions imposed under subdivisions 1 and 2 by a  
68.17 ~~vehicle designed and used exclusively for recycling while engaged in recycling in a political~~  
68.18 ~~subdivision that mandates curbside recycling pickup while engaged in such collection, by~~  
68.19 ~~a vehicle that is designed and used exclusively for collecting mixed municipal solid waste~~  
68.20 ~~as defined in section 115A.03, subdivision 21, while engaged in such collection, or by a~~  
68.21 ~~portable toilet service vehicle that is designed and used exclusively for collecting liquid~~  
68.22 ~~waste from portable toilets, while engaged in such collection,~~ is not subject to criminal  
68.23 penalties but is subject to a civil penalty for excess weight under section 169.871 if the  
68.24 vehicle (1) meets the requirements under paragraph (a), and (2) is engaged in the type of  
68.25 collection the vehicle was designed to perform.

68.26 **EFFECTIVE DATE.** This section is effective June 1, 2019.

68.27 Sec. 83. **[169.881] VEHICLE PLATOONS.**

68.28 Subdivision 1. **Vehicle platoon plan.** A person may apply to the commissioner for  
68.29 approval of a plan to use a platooning system on freeways and expressways under the  
68.30 jurisdiction of the commissioner. A platooning system may only be used if a plan has been  
68.31 approved by the commissioner. The commissioner must consult with the commissioner of  
68.32 public safety prior to approving the plan, regarding identifiable public safety concerns. A

69.1 plan is valid for one year from the date of issuance, unless the plan is for a shorter period  
69.2 of time, in which case the plan is valid for the shorter time period.

69.3 Subd. 2. **Required information.** The plan must include but is not limited to the following  
69.4 information on a form prescribed by the commissioner:

69.5 (1) total length of the vehicle platoon;

69.6 (2) the configuration of the vehicle platoon, including spacing between vehicles;

69.7 (3) proposed route and section of freeway or expressway;

69.8 (4) proposed time frames the vehicle platoon will be operating;

69.9 (5) certification that each human driver in the vehicle platoon has a valid driver's license  
69.10 for the type or class of vehicle being driven;

69.11 (6) certification that the vehicle height, width, and load limits conform to this chapter;

69.12 and

69.13 (7) vehicle identification information.

69.14 Subd. 3. **Authority to approve plan.** (a) The commissioner may grant or deny a vehicle  
69.15 platoon plan. The approved plan may include reasonable conditions and restrictions to  
69.16 ensure public safety, minimize congestion, or prevent undue damage to roads or structures.

69.17 (b) The commissioner must provide written notice to the applicant and to the  
69.18 commissioner of public safety if a plan is denied and lists the reasons for the denial. The  
69.19 commissioner must approve or deny a plan within 60 days.

69.20 Subd. 4. **Requirements.** Vehicle platoons must meet the following requirements:

69.21 (1) must not include more than three vehicles;

69.22 (2) each vehicle in the vehicle platoon must have a platooning system installed;

69.23 (3) while platooning, each vehicle must have the platooning system engaged;

69.24 (4) each vehicle in the vehicle platoon must have a human driver present and in the  
69.25 driver seat who is monitoring performance of the vehicle at all times and who holds a valid  
69.26 driver's license for the type or class of vehicle being driven;

69.27 (5) each vehicle in the vehicle platoon must meet the vehicle height, width, and load  
69.28 limits under this chapter;

69.29 (6) each vehicle in the platoon must possess minimum liability insurance; and

70.1 (7) each vehicle in the platoon must have a paper or electronic copy of the approved  
70.2 plan in the vehicle.

70.3 Subd. 5. **Operations.** Notwithstanding any other law to the contrary, a vehicle platoon  
70.4 must allow reasonable access for the movement of other motor vehicles to change lanes  
70.5 and enter or exit the roadway.

70.6 Subd. 6. **Violations.** Each vehicle and each driver within the vehicle platoon must comply  
70.7 with all applicable traffic laws under this chapter. Each driver and each vehicle within the  
70.8 vehicle platoon must comply with any lawful order or direction of any peace officer.

70.9 Sec. 84. Minnesota Statutes 2018, section 171.01, is amended by adding a subdivision to  
70.10 read:

70.11 Subd. 48c. **Third-party tester.** "Third-party tester" means an individual who is an  
70.12 employee of a third-party testing program who has qualified for a third-party tester certificate  
70.13 issued by the commissioner granting the individual authorization to conduct road tests or  
70.14 skills tests.

70.15 Sec. 85. Minnesota Statutes 2018, section 171.01, is amended by adding a subdivision to  
70.16 read:

70.17 Subd. 48d. **Third-party testing program.** "Third-party testing program" means a  
70.18 program authorized by the commissioner to administer to an individual the road test or skills  
70.19 test.

70.20 Sec. 86. **[171.3213] THIRD-PARTY TESTING OF SCHOOL BUS DRIVERS.**

70.21 A school district that is a third-party testing program and owns or operates school buses  
70.22 may enter into an agreement with other school districts to test the other districts' school bus  
70.23 driver employees. A school bus company that is a third-party testing program and owns or  
70.24 operates school buses may enter into an agreement with other school bus companies to test  
70.25 the other companies' school bus driver employees. A third-party testing program may be  
70.26 reimbursed by the tested driver's school district or company. The agreement must be  
70.27 submitted to the commissioner for approval. A certified third-party tester must be employed  
70.28 by a school district or a school bus company providing the testing services.

70.29 Sec. 87. **[174.20] PAVEMENT SELECTION GUIDELINES.**

70.30 (a) The commissioner of transportation shall develop, implement, and adhere to a  
70.31 pavement investment guide.

71.1 (b) Each department district office, in collaboration with the central office, must choose  
71.2 priority roads for construction, reconstruction, rehabilitation, or preservation within each  
71.3 district. The central office pavement engineer shall review and approve all pavement  
71.4 selections for construction, reconstruction, rehabilitation, or preservation and ensure that  
71.5 the pavement selection is consistent with the pavement investment guide.

71.6 Sec. 88. Minnesota Statutes 2018, section 174.37, subdivision 1, is amended to read:

71.7 Subdivision 1. **Purpose.** (a) The commissioner of transportation shall establish an  
71.8 advisory committee on nonmotorized transportation. The committee shall make  
71.9 recommendations to the commissioner on items related to nonmotorized transportation,  
71.10 including safety, education, and development programs. The committee shall review and  
71.11 analyze issues and needs relating to operating nonmotorized transportation on public  
71.12 rights-of-way, and identify solutions and goals for addressing identified issues and needs.  
71.13 The committee must not make any recommendations that would spend money from the  
71.14 trunk highway fund on bicycle lanes or routes.

71.15 (b) For purposes of this section, "nonmotorized transportation" includes bicycling,  
71.16 pedestrian activities, and other forms of nonmotorized transportation.

71.17 Sec. 89. Minnesota Statutes 2018, section 174.38, subdivision 3, is amended to read:

71.18 Subd. 3. **Active transportation account.** An active transportation account is established  
71.19 in the special revenue fund. The account consists of funds provided by law and any other  
71.20 money donated, allotted, transferred, or otherwise provided to the account. Money in the  
71.21 account is appropriated to the commissioner and must be expended only on a project that  
71.22 receives financial assistance under this section.

71.23 Sec. 90. [174.46] AUTOMATED VEHICLE TESTING.

71.24 Subdivision 1. Definitions. The definitions in section 169.011 apply to this section.

71.25 Subd. 2. License and vehicle registration requirements. (a) A license to lawfully  
71.26 operate a motor vehicle is required.

71.27 (b) Commercial vehicles, as defined in section 169.011, subdivision 16, must have a  
71.28 human operator present in the highly automated vehicle able to immediately assume control  
71.29 of the vehicle.

71.30 (c) The highly automated vehicle must be registered in accordance with state law or  
71.31 lawfully registered outside of this state.

72.1 Subd. 3. Permit to test. (a) A permit is required to engage an automated driving system  
72.2 of a highly automated vehicle on the public roads of this state. The commissioner may grant  
72.3 or deny a permit application for the testing of a highly automated vehicle. The commissioner  
72.4 may include reasonable conditions and restrictions on the permit to ensure safety. To obtain  
72.5 a permit for the testing of a highly automated vehicle a person must submit an application  
72.6 on a form prescribed by the commissioner. An application must include:

72.7 (1) dates and locations of the proposed test;

72.8 (2) certification that the highly automated vehicle meets federal safety standards, received  
72.9 a federal motor vehicle safety standards automated vehicle exemption, or is otherwise in  
72.10 compliance with federal safety regulations;

72.11 (3) a description of safety procedures to be used during testing;

72.12 (4) certification that operators meet the license requirements of subdivision 2;

72.13 (5) identification of the owner on the proof of insurance of the highly automated vehicle  
72.14 to determine liability;

72.15 (6) proof that the highly automated vehicle is lawfully registered under chapter 168 or  
72.16 the vehicle registration laws of another state;

72.17 (7) a description of previous testing experience and results of previous tests, including  
72.18 any collisions that occurred and the cause of each collision;

72.19 (8) certification that a human driver will be present in the vehicle to immediately assume  
72.20 control of the vehicle if necessary;

72.21 (9) whether an exemption from any state law is being requested; and

72.22 (10) proof of valid and sufficient insurance, surety bond, or self-insurance of at least  
72.23 \$10,000,000 per occurrence.

72.24 (b) If an application does not include all the information required in paragraph (a), the  
72.25 commissioner must not grant the permit.

72.26 (c) A permit is valid for one year from the date the permit is issued. A tester may reapply  
72.27 for a permit in the same manner as for the initial permit.

72.28 (d) Nothing in this section authorizes the commissioner or the commissioner of public  
72.29 safety to waive or modify any law in the state for purposes of a test.



73.1 (e) Before granting a permit, the commissioner must consult with the commissioner of  
73.2 public safety. If the commissioner of public safety notifies the commissioner, in writing, of  
73.3 an identifiable public safety risk, the commissioner must not grant the permit.

73.4 (f) Before driving or operating a highly automated vehicle on public roads, the applicant  
73.5 must first successfully test at a closed facility. The test must be conducted so that controlled  
73.6 conditions simulate, as closely as practicable, the road conditions that may affect the  
73.7 operation of the vehicle. The applicant must demonstrate that the highly automated vehicle  
73.8 can transition to a minimal risk condition. After successfully completing a test at a closed  
73.9 facility, the applicant must successfully complete a test on public roads with minimal traffic  
73.10 and within a geographically fenced area that does not allow the vehicle to operate outside  
73.11 of the area. The applicant must again demonstrate that the highly automated vehicle can  
73.12 transition to a minimal risk condition. The commissioner may waive the requirements of  
73.13 this paragraph if the applicant has successfully completed a substantially similar test in  
73.14 another state and can provide proof of that successful test.

73.15 (g) If there are any material changes to the information provided in the permit application,  
73.16 the applicant must immediately provide those changes to the commissioner.

73.17 (h) The commissioner may deny an application. The commissioner must notify the  
73.18 applicant and the commissioner of public safety if a permit is denied and the notice must  
73.19 include the reasons for denying an application. The notice must be provided in writing. The  
73.20 commissioner must grant or deny the permit within 60 days of receiving the application.

73.21 Subd. 4. **Restrictions.** A highly automated vehicle may be tested with the automated  
73.22 driving system engaged if:

73.23 (1) the owner or operator has been granted a permit under this section;

73.24 (2) the vehicle has the capability to meet the applicable requirements of traffic and motor  
73.25 vehicle safety laws and regulations of this state; and

73.26 (3) the operator must continuously monitor the vehicle's performance while it is being  
73.27 operated and, if necessary, immediately take control of the vehicle's movements. If the  
73.28 operator does not or is unable to take control of the vehicle, the vehicle must transition to  
73.29 a minimal risk condition.

73.30 Subd. 5. **Collision reporting and data.** In the event of a collision, the driver, operator,  
73.31 or owner of a highly automated vehicle must promptly contact law enforcement to report  
73.32 the accident, and the highly automated vehicle and its driver or operator must remain at the  
73.33 scene of the accident as otherwise required by law. The driver, operator, or owner must

74.1 comply with collision reporting requirements as otherwise required by law. In the event of  
74.2 a collision, the operator must submit information on whether the automated driving system  
74.3 was engaged at the time of the collision and what specific component of the automated  
74.4 driving system failed at the time of the collision, if known.

74.5 Subd. 6. **Compliance with laws; misdemeanor; public safety.** (a) Testing a highly  
74.6 automated vehicle without a permit constitutes a misdemeanor. Upon issuing a citation, law  
74.7 enforcement may impound or immobilize the vehicle. The vehicle may not be used until  
74.8 the operator has obtained the required permit in accordance with this section.

74.9 (b) The commissioners of public safety or transportation may immediately prohibit  
74.10 testing of a highly automated vehicle if it poses a risk to public safety or fails to comply  
74.11 with the conditions of the approved permit.

74.12 Subd. 7. **Data; reporting.** (a) Data related to highly automated vehicles is governed by  
74.13 the requirements of chapter 13. Trade secret data provided by the industry is protected under  
74.14 section 13.37.

74.15 (b) No later than October 31 of each year, the commissioner must submit a report to the  
74.16 chairs and ranking minority members of the senate and house of representatives transportation  
74.17 committees on highly automated vehicle testing. The report must include, at a minimum,  
74.18 the number of highly automated vehicles tested; testing locations; whether any collisions  
74.19 occurred; how many permits were granted; and how many permits were denied and the  
74.20 reasons for denial.

74.21 Subd. 8. **Uniform laws.** Unless otherwise provided in this section, highly automated  
74.22 vehicles, automated driving systems, and any commercial use or operation of highly  
74.23 automated vehicles shall be governed by this section, notwithstanding any other provision  
74.24 of law or rule to the contrary. No administrative rules or local ordinances relative to the  
74.25 operation of highly automated vehicles or automated driving systems shall be adopted which  
74.26 limit the authority to operate such vehicles or systems conferred by this section or which  
74.27 conflict with this section. This section does not limit a local unit of government's authority  
74.28 to enforce local parking, traffic, and land use ordinances, if a local unit of government's  
74.29 traffic ordinance would otherwise apply to a vehicle other than a highly automated vehicle.

74.30 Sec. 91. Minnesota Statutes 2018, section 174.75, is amended by adding a subdivision to  
74.31 read:

74.32 Subd. 6. **Bicycle lane or route funding limitation.** Notwithstanding any complete street  
74.33 policy or plan, the commissioner is prohibited from spending any money from the trunk

75.1 highway fund on creating, constructing, expanding, marking, or maintaining bicycle lanes  
75.2 or routes.

75.3 **Sec. 92. [296A.075] TAX ON USE OF ELECTRIC VEHICLE CHARGING**  
75.4 **STATION.**

75.5 Subdivision 1. **Definitions.** For the purposes of this section, "electric vehicle charging  
75.6 station" or "charging station" means any facility or equipment that is used to charge a battery  
75.7 or other energy storage device of an electric vehicle at any location where a vehicle may  
75.8 park at any public or private location, except parking spaces for single-family or multifamily  
75.9 dwellings.

75.10 Subd. 2. **Tax on kilowatt hours; electric vehicle charging stations.** (a) Beginning  
75.11 January 1, 2020, a tax of five cents is imposed on each kilowatt hour of electricity delivered  
75.12 or placed into the battery or other energy source of an electric vehicle at an electric vehicle  
75.13 charging station. The tax must be collected at the time the charging station is used for each  
75.14 electric vehicle that uses the charging station.

75.15 (b) The owner of the charging station must remit the tax required under this subdivision  
75.16 to the commissioner of revenue in the same manner as required under sections 289A.18 and  
75.17 289A.20. The commissioner of revenue must deposit the proceeds of the tax collected under  
75.18 this paragraph into the highway user tax distribution fund.

75.19 Subd. 3. **Annual fee for charging stations.** Notwithstanding subdivision 2, the owner  
75.20 of a charging station installed prior to January 1, 2020, must pay an annual fee of \$200 per  
75.21 charging station for each charging station that does not have the functional capability to  
75.22 collect the tax required by subdivision 2. The fee must be paid in a form and manner  
75.23 prescribed by the commissioner of revenue by December 31 of each year. The commissioner  
75.24 of revenue may also prescribe a method for filing returns of the fees due under this  
75.25 subdivision. The commissioner of revenue must deposit the funds collected under this  
75.26 paragraph into the highway user tax distribution fund.

75.27 Subd. 4. **Failure to comply; interest and penalties.** The interest provisions under  
75.28 section 289A.55 and the penalty provisions under sections 289A.60 and 289A.63 apply to  
75.29 the tax and fee due under this section.

75.30 **Sec. 93. [299D.11] VEHICLE CRIMES UNIT ANNUAL REPORT.**

75.31 By January 15 of each year, the commissioner must submit a report to the chairs and  
75.32 ranking minority members of the house of representatives and senate committees having

76.1 jurisdiction over transportation finance on the vehicle crimes unit. At a minimum, the report  
76.2 must specify the following for the previous calendar year: total revenues generated by the  
76.3 unit; revenues deposited into state funds, listed by fund; the number of cases assigned to  
76.4 the unit; and the number of cases closed.

76.5 Sec. 94. Minnesota Statutes 2018, section 360.013, is amended by adding a subdivision  
76.6 to read:

76.7 Subd. 46a. **Comprehensive plan.** "Comprehensive plan" has the meaning given in  
76.8 section 394.22, subdivision 9, or 462.352, subdivision 5.

76.9 Sec. 95. Minnesota Statutes 2018, section 360.017, subdivision 1, is amended to read:

76.10 Subdivision 1. **Creation; authorized disbursements.** (a) There is hereby created a fund  
76.11 to be known as the state airports fund. The fund shall consist of all money appropriated to  
76.12 it, or directed to be paid into it, by the legislature.

76.13 (b) The state airports fund shall be paid out on authorization of the commissioner and  
76.14 shall be used:

76.15 (1) to acquire, construct, improve, maintain, and operate airports and other air navigation  
76.16 facilities;

76.17 (2) to assist municipalities in the planning, acquisition, construction, improvement, and  
76.18 maintenance of airports and other air navigation facilities;

76.19 (3) to assist municipalities to initiate, enhance, and market scheduled air service at their  
76.20 airports;

76.21 (4) to promote interest and safety in aeronautics through education and information; and

76.22 (5) to pay the salaries and expenses of the Department of Transportation related to  
76.23 aeronautic planning, administration, and operation. All allotments of money from the state  
76.24 airports fund for salaries and expenses shall be approved by the commissioner of management  
76.25 and budget.

76.26 ~~(c) A municipality that adopts a comprehensive plan that the commissioner finds is~~  
76.27 ~~incompatible with the state aviation plan is not eligible for assistance from the state airports~~  
76.28 ~~fund.~~

77.1 Sec. 96. Minnesota Statutes 2018, section 360.021, subdivision 1, is amended to read:

77.2 Subdivision 1. **Authority to establish.** The commissioner is authorized and empowered,  
77.3 on behalf of and in the name of this state, within the limitation of available appropriations,  
77.4 to acquire, by purchase, gift, devise, lease, condemnation proceedings, or otherwise, property,  
77.5 real or personal, for the purpose of establishing and constructing restricted landing areas  
77.6 and other air navigation facilities and to acquire in like manner, own, control, establish,  
77.7 construct, enlarge, improve, maintain, equip, operate, regulate, and police such restricted  
77.8 landing areas and other air navigation facilities, either within or without this state; and to  
77.9 make, prior to any such acquisition, investigations, surveys, and plans. The commissioner  
77.10 may maintain, equip, operate, regulate, and police airports, either within or without this  
77.11 state. The operation and maintenance of airports is an essential public service. The  
77.12 commissioner may maintain at such airports facilities for the servicing of aircraft and for  
77.13 the comfort and accommodation of air travelers. The commissioner may dispose of any  
77.14 such property, airport, restricted landing area, or any other air navigation facility, by sale,  
77.15 lease, or otherwise, in accordance with the laws of this state governing the disposition of  
77.16 other like property of the state. The commissioner may not acquire or take over any restricted  
77.17 landing area, or other air navigation facility without the consent of the owner. The  
77.18 commissioner shall not acquire any additional state airports nor establish any additional  
77.19 state-owned airports. The commissioner may erect, equip, operate, and maintain on any  
77.20 airport buildings and equipment necessary and proper to maintain, and conduct such airport  
77.21 and air navigation facilities connected therewith. The commissioner shall not expend money  
77.22 for land acquisition, or for the construction, improvement, or maintenance of airports, or  
77.23 for air navigation facilities for an airport, unless the ~~governmental unit~~ municipality, county,  
77.24 or joint airport zoning board involved has or is establishing a zoning authority for that  
77.25 airport, and the authority has made a good-faith showing that it is in the process of and will  
77.26 complete with due diligence, an airport zoning ordinance in accordance with sections 360.061  
77.27 to 360.074. The commissioner may provide funds to support airport safety projects that  
77.28 maintain existing infrastructure, regardless of a zoning authority's efforts to complete a  
77.29 zoning regulation. The commissioner may withhold funding from only the airport subject  
77.30 to the proposed zoning ordinance. Notwithstanding the foregoing prohibition, the  
77.31 commissioner may continue to maintain the state-owned airport at Pine Creek.

78.1 Sec. 97. Minnesota Statutes 2018, section 360.024, is amended to read:

78.2 **360.024 AIR TRANSPORTATION SERVICE CHARGE.**

78.3 Subdivision 1. Charges. (a) The commissioner ~~shall~~ must charge users of air  
78.4 transportation services provided by the commissioner for direct operating costs, excluding  
78.5 pilot salary ~~and~~.

78.6 (b) The commissioner must charge users for a portion of aircraft acquisition, replacement,  
78.7 or leasing costs.

78.8 Subd. 2. Accounts; appropriation. (a) An air transportation services account is  
78.9 established in the state airports fund. The account consists of money collected under  
78.10 subdivision 1, paragraph (a), and any other money donated, allotted, transferred, or otherwise  
78.11 provided to the account. All receipts for these services shall be deposited in the air  
78.12 transportation services account in the state airports fund and are Money in the account is  
78.13 annually appropriated to the commissioner to pay these direct air service operating costs.

78.14 (b) An aircraft capital account is established in the state airports fund. The account  
78.15 consists of collections under subdivision 1, paragraph (b), proceeds from the sale of aircraft  
78.16 under jurisdiction of the department, and any other money donated, allotted, transferred, or  
78.17 otherwise provided to the account. Money in the account must be used for aircraft acquisition,  
78.18 replacement, or leasing costs. Except as provided by law, the commissioner must not transfer  
78.19 money into or out of the account.

78.20 Sec. 98. Minnesota Statutes 2018, section 360.062, is amended to read:

78.21 **360.062 AIRPORT HAZARD PREVENTION; PROTECTING EXISTING**  
78.22 **NEIGHBORHOOD LAND USES.**

78.23 (a) It is hereby found that an airport hazard endangers the lives and property of users of  
78.24 the airport and of occupants of land in its vicinity, and may reduce the size of the area  
78.25 available for the landing, takeoff, and maneuvering of aircraft, thereby impairing the utility  
78.26 of the airport and the public investment therein. It is also found that the social and financial  
78.27 costs of disrupting existing land uses around airports ~~in built-up urban areas, particularly~~  
78.28 ~~established residential neighborhoods~~, often outweigh the benefits of a reduction in airport  
78.29 hazards that might result from the elimination or removal of those uses.

78.30 (b) Accordingly, it is hereby declared: (1) ~~that~~ the creation or establishment of an airport  
78.31 hazard is a public nuisance and an injury to the community served by the airport in question;  
78.32 (2) ~~that~~ it is ~~therefor~~ necessary in the interest of the public health, public safety, and general  
78.33 welfare that the creation or establishment of airport hazards be prevented and that this should

79.1 be accomplished to the extent legally possible, by exercise of the police power, without  
79.2 compensation; and (3) ~~that the elimination or removal of existing land uses, particularly~~  
79.3 ~~established residential neighborhoods in built-up urban areas,~~ or their designation as  
79.4 nonconforming uses is not in the public interest and should be avoided whenever possible  
79.5 consistent with reasonable standards of safety.

79.6 (c) It is further declared that the prevention of the creation or establishment of airport  
79.7 hazards and the elimination, removal, alteration, mitigation, or marking and lighting of  
79.8 existing airport hazards are essential public purposes services for which political subdivisions  
79.9 may raise and expend public funds and acquire land or property interests therein.

79.10 Sec. 99. Minnesota Statutes 2018, section 360.063, subdivision 1, is amended to read:

79.11 Subdivision 1. **Enforcement under police power.** (a) In order to prevent the creation  
79.12 or establishment of airport hazards, every municipality having an airport hazard area within  
79.13 its territorial limits may, unless a joint airport zoning board is permitted under subdivision  
79.14 3, adopt, amend from time to time, administer, and enforce, under the police power and in  
79.15 the manner and upon the conditions hereinafter prescribed, airport zoning regulations for  
79.16 such airport hazard area, which regulations may divide such area into zones, and, within  
79.17 such zones, specify the land uses permitted and regulate and restrict the height to which  
79.18 structures and trees may be erected or allowed to grow.

79.19 (b) ~~For the purpose of promoting~~ In order to promote health, safety, order, convenience,  
79.20 prosperity, and general welfare and for conserving to conserve property values and  
79.21 ~~encouraging~~ encourage the most appropriate use of land, the municipality may regulate ~~the~~  
79.22 ~~location, size and use of buildings and the density of population in that portion of an airport~~  
79.23 ~~hazard area under approach zones for a distance not to exceed two miles from the airport~~  
79.24 ~~boundary and in other portions of an~~ in airport hazard area may regulate by land use zoning  
79.25 ~~for a distance not to exceed one mile from the airport boundary, and by height restriction~~  
79.26 ~~zoning for a distance not to exceed 1-1/2 miles from the airport boundary~~ areas: (1) land  
79.27 use; (2) height restrictions; (3) the location, size, and use of buildings; and (4) the density  
79.28 of population.

79.29 (c) The powers granted by this subdivision may be exercised by metropolitan airports  
79.30 commissions in contiguous cities of the first class in and for which they have been created.

79.31 (d) In the case of airports owned or operated by the state of Minnesota such powers shall  
79.32 be exercised by the state airport zoning boards or by the commissioner of transportation as  
79.33 authorized herein.

80.1 Sec. 100. Minnesota Statutes 2018, section 360.063, subdivision 3, is amended to read:

80.2 Subd. 3. **Joint airport zoning board.** (a) Where an airport is owned or controlled by a  
80.3 municipality and an airport hazard area appertaining to the airport is located within the  
80.4 territorial limits of another county or municipality, the municipality owning or controlling  
80.5 the airport may request a county or municipality in which an airport hazard area is located:

80.6 (1) to adopt and enforce airport zoning regulations for the area in question ~~that conform~~  
80.7 ~~to standards prescribed by the commissioner pursuant to subdivision 4~~ under sections  
80.8 360.0655 and 360.0656; or

80.9 (2) to join in creating a joint airport zoning board pursuant to paragraph (b). The owning  
80.10 or controlling municipality shall determine which of these actions it shall request, except  
80.11 as provided in paragraph (e) for the Metropolitan Airports Commission. The request shall  
80.12 be made by certified mail to the governing body of each county and municipality in which  
80.13 an airport hazard area is located.

80.14 (b) Where an airport is owned or controlled by a municipality and an airport hazard area  
80.15 appertaining to the airport is located within the territorial limits of another county or  
80.16 municipality, the municipality owning or controlling the airport and the county or other  
80.17 municipality within which the airport hazard area is located may, by ordinance or resolution  
80.18 duly adopted, create a joint airport zoning board, which board shall have the same power  
80.19 to adopt, administer, and enforce airport zoning regulations applicable to the airport hazard  
80.20 area in question as that vested by subdivision 1 in the municipality within which the area  
80.21 is located. A joint board shall have as members two representatives appointed by the  
80.22 municipality owning or controlling the airport and two from the county or municipality, or  
80.23 in case more than one county or municipality is involved two from each county or  
80.24 municipality, in which the airport hazard is located, and in addition a chair elected by a  
80.25 majority of the members so appointed. All members shall serve at the pleasure of their  
80.26 respective appointing authority. Notwithstanding any other provision of law to the contrary,  
80.27 if the owning and controlling municipality is a city of the first class it shall appoint four  
80.28 members to the board, and the chair of the board shall be elected from the membership of  
80.29 the board.

80.30 (c) If a county or municipality, within 60 days of receiving a request from an owning  
80.31 or controlling municipality pursuant to paragraph (a), fails to adopt, or thereafter fails to  
80.32 enforce, the zoning regulations or fails to join in creating a joint airport zoning board, the  
80.33 owning or controlling municipality, or a joint airport zoning board created without  
80.34 participation by the subdivisions which fail to join the board, may itself adopt, administer,



81.1 and enforce airport zoning regulations for the airport hazard area in question. In the event  
81.2 of conflict between the regulations and airport zoning regulations adopted by the county or  
81.3 municipality within which the airport hazard area is located, section 360.064, subdivision  
81.4 2, applies.

81.5 (d) "Owning or controlling municipality," as used in this subdivision, includes:

81.6 (1) a joint airport operating board created pursuant to section 360.042 that has been  
81.7 granted all the powers of a municipality in zoning matters under the agreement creating the  
81.8 board;

81.9 (2) a joint airport operating board created pursuant to section 360.042 that has not been  
81.10 granted zoning powers under the agreement creating the board; provided that the board shall  
81.11 not itself adopt zoning regulations nor shall a joint airport zoning board created at its request  
81.12 adopt zoning regulations unless all municipalities that created the joint operating board join  
81.13 to create the joint zoning board; and

81.14 (3) the Metropolitan Airports Commission established and operated pursuant to chapter  
81.15 473.

81.16 (e) The Metropolitan Airports Commission shall request creation of one joint airport  
81.17 zoning board for each airport operated under its authority.

81.18 Sec. 101. Minnesota Statutes 2018, section 360.064, subdivision 1, is amended to read:

81.19 Subdivision 1. **Comprehensive regulations.** In the event that a municipality has adopted,  
81.20 or hereafter adopts, a comprehensive zoning ordinance regulating, among other things the  
81.21 height of buildings, any airport zoning regulations applicable to the same area or portion  
81.22 thereof ~~may~~ must be incorporated by reference or incorporated in and made a part of such  
81.23 comprehensive zoning regulations and be administered and enforced in connection therewith.

81.24 Sec. 102. Minnesota Statutes 2018, section 360.065, subdivision 1, is amended to read:

81.25 Subdivision 1. **Notice of proposed zoning regulations, hearing.** (a) No airport zoning  
81.26 regulations shall be adopted, amended, or changed under sections 360.011 to 360.076,  
81.27 except by action of the governing body of the municipality ~~or~~ county in question, or joint  
81.28 airport zoning board under section 360.0655 or 360.0656, or the boards provided for in  
81.29 section 360.063, subdivisions 3 and 7, or by the commissioner as provided in subdivisions  
81.30 6 and 8, ~~after public hearings, at which parties in interest and citizens shall have an~~  
81.31 ~~opportunity to be heard.~~

82.1 (b) A public hearing shall ~~must~~ be held on the ~~proposed~~ airport zoning regulations  
 82.2 proposed by a municipality, county, or joint airport zoning board before they are submitted  
 82.3 for approval to the commissioner and after that approval but before final adoption by the  
 82.4 local zoning authority for approval. If any changes that alter the regulations placed on a  
 82.5 parcel of land are made to the proposed airport zoning regulations after the initial public  
 82.6 hearing, the municipality, county, or joint airport zoning board must hold a second public  
 82.7 hearing before final adoption of the regulation. The commissioner may require a second  
 82.8 hearing as determined necessary.

82.9 (c) Notice of a hearing required pursuant to this subdivision shall ~~must~~ be published by  
 82.10 the ~~local zoning authority~~ municipality, county, or joint airport zoning board at least three  
 82.11 times during the period between 15 days and five days before the hearing in an official  
 82.12 newspaper and in a second newspaper designated by that authority which has a wide general  
 82.13 circulation in the area affected by the proposed regulations and posted on the municipality's,  
 82.14 county's, or joint airport zoning board's website. If there is not a second newspaper of wide  
 82.15 general circulation in the area that the municipality, county, or joint airport zoning board  
 82.16 can designate for the notice, the municipality, county, or joint airport zoning board is only  
 82.17 required to publish the notice once in the official newspaper of the jurisdiction. The notice  
 82.18 shall not be published in the legal notice section of a newspaper. The notice must specify  
 82.19 the time, location, and purpose of the hearing, and must identify any additional location and  
 82.20 time the proposed regulations will be available for public inspection. A copy of the published  
 82.21 notice must be added to the record of the proceedings.

82.22 (d) Notice of a hearing shall also be mailed to the governing body of each political  
 82.23 subdivision in which property affected by the regulations is located. Notice shall ~~must~~ be  
 82.24 given by mail at least ~~15~~ ten days before each hearing to any persons in municipalities that  
 82.25 own land proposed to be included in safety zone A or B as provided in the rules of the  
 82.26 Department of Transportation and landowners where the location or size of a building, or  
 82.27 the density of population, will be regulated. Mailed notice must also be provided at least  
 82.28 ten days before each hearing to persons or municipalities that have previously requested  
 82.29 such notice from the authority municipality, county, or joint airport zoning board. The notice  
 82.30 must specify the time, location, and purpose of the hearing, and must identify any additional  
 82.31 location and time the proposed regulations will be made available for public inspection.  
 82.32 Mailed notice must also identify the property affected by the regulations. For the purpose  
 82.33 of ~~giving~~ providing mailed notice, the authority municipality, county, or joint airport zoning  
 82.34 board may use any appropriate records to determine the names and addresses of owners. A  
 82.35 copy of the notice and a list of the owners and addresses to which the notice was sent shall

83.1 ~~be attested to by the responsible person and shall must be made a part of added to the records~~  
83.2 ~~of the proceedings. The Failure to give provide mailed notice to individual property owners;~~  
83.3 ~~or defects a defect in the notice, shall does not invalidate the proceedings; provided if a~~  
83.4 ~~bona fide attempt to comply with this subdivision has been was made. A notice shall describe~~  
83.5 ~~the property affected by the proposed regulations and the restrictions to be imposed on the~~  
83.6 ~~property by the regulations and shall state the place and time at which the proposed~~  
83.7 ~~regulations are available for public inspection.~~

83.8 Sec. 103. **[360.0655] AIRPORT ZONING REGULATIONS BASED ON**  
83.9 **COMMISSIONER'S STANDARDS; SUBMISSION PROCESS.**

83.10 Subdivision 1. **Submission to commissioner; review.** (a) Except as provided in section  
83.11 360.0656, prior to adopting zoning regulations, the municipality, county, or joint airport  
83.12 zoning board must submit the proposed regulations to the commissioner for the commissioner  
83.13 to determine whether the regulations conform to the standards prescribed by the  
83.14 commissioner. The municipality, county, or joint airport zoning board may elect to complete  
83.15 custom airport zoning under section 360.0656 instead of using the commissioner's standard,  
83.16 but only after providing written notice to the commissioner.

83.17 (b) Notwithstanding section 15.99, the commissioner must examine the proposed  
83.18 regulations within 90 days of receipt of the regulations and report to the municipality, county,  
83.19 or joint airport zoning board the commissioner's approval or objections, if any. Failure to  
83.20 respond within 90 days is deemed an approval. The commissioner may request additional  
83.21 information from the municipality, county, or joint airport zoning board within the 90-day  
83.22 review period. If the commissioner requests additional information, the 90-day review period  
83.23 is tolled until the commissioner receives information and deems the information satisfactory.

83.24 (c) If the commissioner objects on the grounds that the regulations do not conform to  
83.25 the standards prescribed by the commissioner, the municipality, county, or joint airport  
83.26 zoning board must make amendments necessary to resolve the objections or provide written  
83.27 notice to the commissioner that the municipality, county, or joint airport zoning board will  
83.28 proceed with zoning under section 360.0656.

83.29 (d) If the municipality, county, or joint airport zoning board makes revisions to the  
83.30 proposed regulations after its initial public hearing, the municipality, county, or joint airport  
83.31 zoning board must conduct a second public hearing on the revisions and resubmit the revised  
83.32 proposed regulations to the commissioner for review. The commissioner must examine the  
83.33 revised proposed regulations within 90 days of receipt to determine whether the revised  
83.34 proposed regulations conform to the standards prescribed by the commissioner.

84.1 (e) If, after a second review period, the commissioner determines that the municipality,  
84.2 county, or joint airport zoning board failed to submit proposed regulations that conform to  
84.3 the commissioner's standards, the commissioner must provide a final written decision to  
84.4 the municipality, county, or joint airport zoning board.

84.5 (f) The municipality, county, or joint airport zoning board must not adopt regulations  
84.6 or take other action until the proposed regulations are approved by the commissioner.

84.7 (g) The commissioner may approve local zoning ordinances that are more stringent than  
84.8 the commissioner's standards.

84.9 (h) If the commissioner approves the proposed regulations, the municipality, county, or  
84.10 joint airport zoning board may adopt the regulations.

84.11 (i) A copy of the adopted regulations must be filed with the county recorder in each  
84.12 county that contains a zoned area subject to the regulations.

84.13 (j) Substantive rights that existed and had been exercised prior to August 1, 2019, are  
84.14 not affected by the filing of the regulations.

84.15 Subd. 2. **Protection of existing land uses.** (a) In order to ensure minimum disruption  
84.16 of existing land uses, the commissioner's airport zoning standards and local airport zoning  
84.17 ordinances or regulations adopted under this section must distinguish between the creation  
84.18 or establishment of a use and the elimination of an existing use, and must avoid the  
84.19 elimination, removal, or reclassification of existing uses to the extent consistent with  
84.20 reasonable safety standards. The commissioner's standards must include criteria for  
84.21 determining when an existing land use may constitute an airport hazard so severe that public  
84.22 safety considerations outweigh the public interest in preventing disruption to that land use.

84.23 (b) Airport zoning regulations that classify as a nonconforming use or require  
84.24 nonconforming use classification with respect to any existing low-density structure or  
84.25 existing isolated low-density building lots must be adopted under sections 360.061 to  
84.26 360.074.

84.27 (c) A local airport zoning authority may classify a land use described in paragraph (b)  
84.28 as an airport hazard if the authority finds that the classification is justified by public safety  
84.29 considerations and is consistent with the commissioner's airport zoning standards. Any land  
84.30 use described in paragraph (b) that is classified as an airport hazard must be acquired, altered,  
84.31 or removed at public expense.

84.32 (d) This subdivision must not be construed to affect the classification of any land use  
84.33 under any zoning ordinances or regulations not adopted under sections 360.061 to 360.074.

85.1 Sec. 104. [360.0656] CUSTOM AIRPORT ZONING STANDARDS.

85.2 Subdivision 1. Custom airport zoning standards; factors. (a) Notwithstanding section  
85.3 360.0655, a municipality, county, or joint airport zoning board must provide notice to the  
85.4 commissioner when the municipality, county, or joint airport zoning board intends to establish  
85.5 and adopt custom airport zoning regulations under this section.

85.6 (b) Airport zoning regulations submitted to the commissioner under this subdivision are  
85.7 not subject to the commissioner's zoning regulations under section 360.0655 or Minnesota  
85.8 Rules, part 8800.2400.

85.9 (c) When developing and adopting custom airport zoning regulations under this section,  
85.10 the municipality, county, or joint airport zoning board must include in the record a detailed  
85.11 analysis that explains how the proposed custom airport zoning regulations addressed the  
85.12 following factors to ensure a reasonable level of safety:

85.13 (1) the location of the airport, the surrounding land uses, and the character of  
85.14 neighborhoods in the vicinity of the airport, including:

85.15 (i) the location of vulnerable populations, including schools, hospitals, and nursing  
85.16 homes, in the airport hazard area;

85.17 (ii) the location of land uses that attract large assemblies of people in the airport hazard  
85.18 area;

85.19 (iii) the availability of contiguous open spaces in the airport hazard area;

85.20 (iv) the location of wildlife attractants in the airport hazard area;

85.21 (v) airport ownership or control of the federal Runway Protection Zone and the  
85.22 department's Clear Zone;

85.23 (vi) land uses that create or cause interference with the operation of radio or electronic  
85.24 facilities used by the airport or aircraft;

85.25 (vii) land uses that make it difficult for pilots to distinguish between airport lights and  
85.26 other lights, result in glare in the eyes of pilots using the airport, or impair visibility in the  
85.27 vicinity of the airport;

85.28 (viii) land uses that otherwise inhibit a pilot's ability to land, take off, or maneuver the  
85.29 aircraft;

85.30 (ix) airspace protection to prevent the creation of air navigation hazards in the airport  
85.31 hazard area; and

- 86.1 (x) the social and economic costs of restricting land uses;
- 86.2 (2) the airport's type of operations and how the operations affect safety surrounding the  
86.3 airport;
- 86.4 (3) the accident rate at the airport compared to a statistically significant sample, including  
86.5 an analysis of accident distribution based on the rate with a higher accident incidence;
- 86.6 (4) the planned land uses within an airport hazard area, including any applicable platting,  
86.7 zoning, comprehensive plan, or transportation plan; and
- 86.8 (5) any other information relevant to safety or the airport.

86.9 Subd. 2. **Submission to commissioner; review.** (a) Except as provided in section  
86.10 360.0655, prior to adopting zoning regulations, the municipality, county, or joint airport  
86.11 zoning board must submit its proposed regulations and the supporting record to the  
86.12 commissioner for review. The commissioner must determine whether the proposed custom  
86.13 airport zoning regulations and supporting record (1) evaluate the criteria under subdivision  
86.14 1, and (2) provide a reasonable level of safety.

86.15 (b) Notwithstanding section 15.99, the commissioner must examine the proposed  
86.16 regulations within 90 days of receipt of the regulations and report to the municipality, county,  
86.17 or joint airport zoning board the commissioner's approval or objections, if any. Failure to  
86.18 respond within 90 days is deemed an approval. The commissioner may request additional  
86.19 information from the municipality, county, or joint airport zoning board within the 90-day  
86.20 review period.

86.21 (c) If the commissioner objects on the grounds that the regulations do not provide a  
86.22 reasonable level of safety, the municipality, county, or joint airport zoning board must  
86.23 review, consider, and provide a detailed explanation demonstrating how it evaluated the  
86.24 objections and what action it took or did not take in response to the objections. If the  
86.25 municipality, county, or joint airport zoning board submits amended regulations after its  
86.26 initial public hearing, the municipality, county, or joint airport zoning board must conduct  
86.27 a second public hearing on the revisions and resubmit the revised proposed regulations to  
86.28 the commissioner for review. The commissioner must examine the revised proposed  
86.29 regulations within 90 days of receipt of the regulations. If the commissioner requests  
86.30 additional information, the 90-day review period is tolled until satisfactory information is  
86.31 received by the commissioner. Failure to respond within 90 days is deemed an approval.

86.32 (d) If, after the second review period, the commissioner determines that the municipality,  
86.33 county, or joint airport zoning board failed to submit proposed regulations that provide a

87.1 reasonable level of safety, the commissioner must provide a final written decision to the  
87.2 municipality, county, or joint airport zoning board.

87.3 (e) A municipality, county, or joint airport zoning board is prohibited from adopting  
87.4 custom regulations or taking other action until the proposed regulations are approved by  
87.5 the commissioner.

87.6 (f) If the commissioner approves the proposed regulations, the municipality, county, or  
87.7 joint airport zoning board may adopt the regulations.

87.8 (g) A copy of the adopted regulations must be filed with the county recorder in each  
87.9 county that contains a zoned area subject to the regulations.

87.10 (h) Substantive rights that existed and had been exercised prior to August 1, 2019, are  
87.11 not affected by the filing of the regulations.

87.12 Sec. 105. Minnesota Statutes 2018, section 360.066, subdivision 1, is amended to read:

87.13 Subdivision 1. **Reasonableness.** ~~Standards of the commissioner~~ Zoning standards defining  
87.14 airport hazard areas and the categories of uses permitted and airport zoning regulations  
87.15 adopted under sections 360.011 to 360.076, shall be reasonable, and none shall impose a  
87.16 requirement or restriction which is not reasonably necessary to effectuate the purposes of  
87.17 sections 360.011 to 360.076. ~~In determining what minimum airport zoning regulations may~~  
87.18 ~~be adopted, the commissioner and a local airport zoning authority shall consider, among~~  
87.19 ~~other things, the character of the flying operations expected to be conducted at the airport,~~  
87.20 ~~the location of the airport, the nature of the terrain within the airport hazard area, the existing~~  
87.21 ~~land uses and character of the neighborhood around the airport, the uses to which the property~~  
87.22 ~~to be zoned are planned and adaptable, and the social and economic costs of restricting land~~  
87.23 ~~uses versus the benefits derived from a strict application of the standards of the commissioner.~~

87.24 Sec. 106. Minnesota Statutes 2018, section 360.067, is amended by adding a subdivision  
87.25 to read:

87.26 Subd. 5. **Federal no hazard determination.** (a) Notwithstanding subdivisions 1 and 2,  
87.27 a municipality, county, or joint airport zoning board may include in its custom airport zoning  
87.28 regulations adopted under section 360.0656 an option to permit construction of a structure,  
87.29 an increase or alteration of the height of a structure, or the growth of an existing tree without  
87.30 a variance from height restrictions if the Federal Aviation Administration has analyzed the  
87.31 proposed construction, alteration, or growth under Code of Federal Regulations, title 14,  
87.32 part 77, and has determined the proposed construction, alteration, or growth does not:

- 88.1 (1) pose a hazard to air navigation;  
88.2 (2) require changes to airport or aircraft operations; or  
88.3 (3) require any mitigation conditions by the Federal Aviation Administration that cannot  
88.4 be satisfied by the landowner.

88.5 (b) A municipality, county, or joint airport zoning board that permits an exception to  
88.6 height restrictions under this subdivision must require the applicant to file the Federal  
88.7 Aviation Administration's no hazard determination with the applicable zoning administrator.  
88.8 The applicant must obtain written approval of the zoning administrator before construction,  
88.9 alteration, or growth may occur. Failure of the administrator to respond within 60 days to  
88.10 a filing under this subdivision is deemed a denial. The Federal Aviation Administration's  
88.11 no hazard determination does not apply to requests for variation from land use, density, or  
88.12 any other requirement unrelated to the height of structures or the growth of trees.

88.13 Sec. 107. Minnesota Statutes 2018, section 360.071, subdivision 2, is amended to read:

88.14 Subd. 2. **Membership.** (a) Where a zoning board of appeals or adjustment already exists,  
88.15 it may be appointed as the board of adjustment. Otherwise, the board of adjustment shall  
88.16 consist of five members, each to be appointed for a term of three years by the authority  
88.17 adopting the regulations and to be removable by the appointing authority for cause, upon  
88.18 written charges and after public hearing. The length of initial appointments may be staggered.

88.19 (b) In the case of a Metropolitan Airports Commission, five members shall be appointed  
88.20 by the commission chair from the area in and for which the commission was created, any  
88.21 of whom may be members of the commission. In the case of an airport owned or operated  
88.22 by the state of Minnesota, the board of commissioners of the county, or counties, in which  
88.23 the airport hazard area is located shall constitute the airport board of adjustment and shall  
88.24 exercise the powers and duties of such board as provided herein.

88.25 Sec. 108. Minnesota Statutes 2018, section 360.305, subdivision 6, is amended to read:

88.26 Subd. 6. **Zoning required.** The commissioner ~~shall~~ must not expend money for planning  
88.27 or land acquisition, ~~or~~ for the construction, improvement, or maintenance of airports, or for  
88.28 air navigation facilities for an airport, unless the ~~governmental unit~~ municipality, county,  
88.29 or joint airport zoning board involved has or is establishing a zoning authority for that  
88.30 airport, and the authority has made a good-faith showing that it is in the process of and will  
88.31 complete with due diligence, an airport zoning ordinance in accordance with sections 360.061  
88.32 to 360.074. The commissioner may provide funds to support airport safety projects that



89.1 maintain existing infrastructure, regardless of a zoning authority's efforts to complete a  
89.2 zoning regulation. The commissioner ~~shall~~ must make maximum use of zoning and easements  
89.3 to eliminate runway and other potential airport hazards rather than land acquisition in fee.

89.4 Sec. 109. Minnesota Statutes 2018, section 394.22, is amended by adding a subdivision  
89.5 to read:

89.6 Subd. 1a. **Airport safety zone.** "Airport safety zone" means an area subject to land use  
89.7 zoning controls adopted under sections 360.061 to 360.074 if the zoning controls regulate  
89.8 (1) the size or location of buildings, or (2) the density of population.

89.9 Sec. 110. Minnesota Statutes 2018, section 394.23, is amended to read:

89.10 **394.23 COMPREHENSIVE PLAN.**

89.11 The board has the power and authority to prepare and adopt by ordinance, a  
89.12 comprehensive plan. A comprehensive plan or plans when adopted by ordinance must be  
89.13 the basis for official controls adopted under the provisions of sections 394.21 to 394.37.  
89.14 The commissioner of natural resources must provide the natural heritage data from the  
89.15 county biological survey, if available, to each county for use in the comprehensive plan.  
89.16 When adopting or updating the comprehensive plan, the board must, if the data is available  
89.17 to the county, consider natural heritage data resulting from the county biological survey. In  
89.18 a county that is not a greater than 80 percent area, as defined in section 103G.005, subdivision  
89.19 10b, the board must consider adopting goals and objectives that will protect open space and  
89.20 the environment. The board must consider the location and dimensions of airport safety  
89.21 zones in any portion of the county, and of any airport improvements, identified in the airport's  
89.22 most recent approved airport layout plan.

89.23 Sec. 111. Minnesota Statutes 2018, section 394.231, is amended to read:

89.24 **394.231 COMPREHENSIVE PLANS IN GREATER MINNESOTA; OPEN SPACE.**

89.25 A county adopting or updating a comprehensive plan in a county outside the metropolitan  
89.26 area as defined by section 473.121, subdivision 2, and that is not a greater than 80 percent  
89.27 area, as defined in section 103G.005, subdivision 10b, shall consider adopting goals and  
89.28 objectives for the preservation of agricultural, forest, wildlife, and open space land, and  
89.29 minimizing development in sensitive shoreland areas. Within three years of updating the  
89.30 comprehensive plan, the county shall consider adopting ordinances as part of the county's  
89.31 official controls that encourage the implementation of the goals and objectives. The county  
89.32 shall consider the following goals and objectives:

90.1 (1) minimizing the fragmentation and development of agricultural, forest, wildlife, and  
90.2 open space lands, including consideration of appropriate minimum lot sizes;

90.3 (2) minimizing further development in sensitive shoreland areas;

90.4 (3) minimizing development near wildlife management areas, scientific and natural  
90.5 areas, and nature centers;

90.6 (4) encouraging land uses in airport safety zones that are compatible with the safe  
90.7 operation of the airport and the safety of people in the vicinity of the airport;

90.8 ~~(4)~~ (5) identification of areas of preference for higher density, including consideration  
90.9 of existing and necessary water and wastewater services, infrastructure, other services, and  
90.10 to the extent feasible, encouraging full development of areas previously zoned for  
90.11 nonagricultural uses;

90.12 ~~(5)~~ (6) encouraging development close to places of employment, shopping centers,  
90.13 schools, mass transit, and other public and private service centers;

90.14 ~~(6)~~ (7) identification of areas where other developments are appropriate; and

90.15 ~~(7)~~ (8) other goals and objectives a county may identify.

90.16 Sec. 112. Minnesota Statutes 2018, section 394.25, subdivision 3, is amended to read:

90.17 Subd. 3. **In district zoning, maps.** Within each such district zoning ordinances or maps  
90.18 may also be adopted designating or limiting the location, height, width, bulk, type of  
90.19 foundation, number of stories, size of, and the specific uses for which dwellings, buildings,  
90.20 and structures may be erected or altered; the minimum and maximum size of yards, courts,  
90.21 or other open spaces; setback from existing roads and highways and roads and highways  
90.22 designated on an official map; protective measures necessary to protect the public interest  
90.23 including but not limited to controls relating to appearance, signs, lighting, hours of operation  
90.24 and other aesthetic performance characteristics including but not limited to noise, heat,  
90.25 glare, vibrations and smoke; the area required to provide for off street loading and parking  
90.26 facilities; heights of trees and structures near airports; and to avoid too great concentration  
90.27 or scattering of the population. All such provisions shall be uniform for each class of land  
90.28 or building throughout each district, but the provisions in one district may differ from those  
90.29 in other districts. No provision may prohibit earth sheltered construction as defined in section  
90.30 216C.06, subdivision 14, or manufactured homes built in conformance with sections 327.31  
90.31 to 327.35 that comply with all other zoning ordinances promulgated pursuant to this section.  
90.32 Airport safety zones must be included on maps that illustrate boundaries of zoning districts  
90.33 and that are adopted as official controls.

91.1 **EFFECTIVE DATE.** This section is effective August 1, 2019, and applies to maps  
91.2 created or updated under this section on or after that date.

91.3 Sec. 113. Minnesota Statutes 2018, section 462.352, is amended by adding a subdivision  
91.4 to read:

91.5 Subd. 1a. **Airport safety zone.** "Airport safety zone" has the meaning given in section  
91.6 394.22, subdivision 1a.

91.7 Sec. 114. Minnesota Statutes 2018, section 462.355, subdivision 1, is amended to read:

91.8 Subdivision 1. **Preparation and review.** The planning agency shall prepare the  
91.9 comprehensive municipal plan. In discharging this duty the planning agency shall consult  
91.10 with and coordinate the planning activities of other departments and agencies of the  
91.11 municipality to insure conformity with and to assist in the development of the comprehensive  
91.12 municipal plan. In its planning activities the planning agency shall take due cognizance of  
91.13 the planning activities of adjacent units of government and other affected public agencies.  
91.14 The planning agency shall periodically review the plan and recommend amendments  
91.15 whenever necessary. When preparing or recommending amendments to the comprehensive  
91.16 plan, the planning agency of a municipality located within a county that is not a greater than  
91.17 80 percent area, as defined in section 103G.005, subdivision 10b, must consider adopting  
91.18 goals and objectives that will protect open space and the environment. When preparing or  
91.19 recommending amendments to the comprehensive plan, the planning agency must consider  
91.20 (1) the location and dimensions of airport safety zones in any portion of the municipality,  
91.21 and (2) any airport improvements identified in the airport's most recent approved airport  
91.22 layout plan.

91.23 Sec. 115. Minnesota Statutes 2018, section 462.357, is amended by adding a subdivision  
91.24 to read:

91.25 Subd. 1i. **Airport safety zones on zoning maps.** Airport safety zones must be included  
91.26 on maps that illustrate boundaries of zoning districts and that are adopted as official controls.

91.27 **EFFECTIVE DATE.** This section is effective August 1, 2019, and applies to maps  
91.28 created or updated under this section on or after that date.

91.29 Sec. 116. Minnesota Statutes 2018, section 462.357, subdivision 9, is amended to read:

91.30 Subd. 9. **Development goals and objectives.** In adopting official controls after July 1,  
91.31 2008, in a municipality outside the metropolitan area, as defined by section 473.121,

92.1 subdivision 2, the municipality shall consider restricting new residential, commercial, and  
92.2 industrial development so that the new development takes place in areas subject to the  
92.3 following goals and objectives:

92.4 (1) minimizing the fragmentation and development of agricultural, forest, wildlife, and  
92.5 open space lands, including consideration of appropriate minimum lot sizes;

92.6 (2) minimizing further development in sensitive shoreland areas;

92.7 (3) minimizing development near wildlife management areas, scientific and natural  
92.8 areas, and nature centers;

92.9 (4) encouraging land uses in airport safety zones that are compatible with the safe  
92.10 operation of the airport and the safety of people in the vicinity of the airport;

92.11 ~~(4)~~ (5) identification of areas of preference for higher density, including consideration  
92.12 of existing and necessary water and wastewater services, infrastructure, other services, and  
92.13 to the extent feasible, encouraging full development of areas previously zoned for  
92.14 nonagricultural uses;

92.15 ~~(5)~~ (6) encouraging development close to places of employment, shopping centers,  
92.16 schools, mass transit, and other public and private service centers;

92.17 ~~(6)~~ (7) identification of areas where other developments are appropriate; and

92.18 ~~(7)~~ (8) other goals and objectives a municipality may identify.

92.19 Sec. 117. Minnesota Statutes 2018, section 473.121, is amended by adding a subdivision  
92.20 to read:

92.21 Subd. 37. **Light rail transit.** "Light rail transit" means an electrically powered passenger  
92.22 train that operates on a fixed two-rail route. Light rail transit operates in a dedicated  
92.23 right-of-way that is not shared with motor vehicles except for intersections where vehicles  
92.24 may cross the tracks. Light rail transit does not include streetcars.

92.25 **EFFECTIVE DATE; APPLICATION.** This section is effective June 1, 2019, and  
92.26 applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

92.27 Sec. 118. Minnesota Statutes 2018, section 473.121, is amended by adding a subdivision  
92.28 to read:

92.29 Subd. 38. **Streetcar.** "Streetcar" means a passenger car, other than light rail transit or  
92.30 rail cars, that operates on a fixed two-rail route. Streetcars operate primarily in mixed traffic,  
92.31 but may also operate in a dedicated right-of-way for a portion of a route.

93.1 **EFFECTIVE DATE; APPLICATION.** This section is effective June 1, 2019, and  
93.2 applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

93.3 Sec. 119. Minnesota Statutes 2018, section 473.386, subdivision 3, is amended to read:

93.4 Subd. 3. **Duties of council.** In implementing the special transportation service, the council  
93.5 shall:

93.6 (a) encourage participation in the service by public, private, and private nonprofit  
93.7 providers of special transportation currently receiving capital or operating assistance from  
93.8 a public agency;

93.9 (b) when feasible and cost-efficient, contract with public, private, and private nonprofit  
93.10 providers that have demonstrated their ability to effectively provide service at a reasonable  
93.11 cost;

93.12 (c) encourage individuals using special transportation to use the type of service most  
93.13 appropriate to their particular needs;

93.14 (d) encourage shared rides to the greatest extent practicable;

93.15 (e) encourage public agencies that provide transportation to eligible individuals as a  
93.16 component of human services and educational programs to coordinate with this service and  
93.17 to allow reimbursement for transportation provided through the service at rates that reflect  
93.18 the public cost of providing that transportation;

93.19 (f) establish criteria to be used in determining individual eligibility for special  
93.20 transportation services;

93.21 (g) consult with the Transportation Accessibility Advisory Committee in a timely manner  
93.22 before changes are made in the provision of special transportation services;

93.23 (h) provide for effective administration and enforcement of council policies and standards;  
93.24 and

93.25 (i) ensure that, taken as a whole including contracts with public, private, and private  
93.26 nonprofit providers, the geographic coverage area of the special transportation service is  
93.27 continuous within the boundaries of the transit taxing district, as defined as of March 1,  
93.28 2006, in section 473.446, subdivision 2, and within the boundaries of any city that pays into  
93.29 the transit taxing district that is not included in section 473.446, subdivision 2.

93.30 **EFFECTIVE DATE; APPLICATION.** This section is effective July 1, 2019, and  
93.31 applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

94.1 Sec. 120. Minnesota Statutes 2018, section 473.388, subdivision 4a, is amended to read:

94.2 Subd. 4a. **Financial assistance; regional allocation.** (a) In addition to the assistance  
94.3 under subdivision 4, paragraph (c), ~~for fiscal years 2018 and 2019~~ the council must annually  
94.4 provide financial assistance through regional allocation to replacement service municipalities.  
94.5 The amount of financial assistance under this paragraph must equal at least 0.35 percent of  
94.6 the total state revenues generated from the taxes imposed under chapter 297B for the current  
94.7 fiscal year.

94.8 (b) The council must establish a process to regionally allocate financial assistance under  
94.9 this subdivision. At a minimum, the council must:

94.10 (1) adopt and implement a regional allocation policy that specifies funding priorities,  
94.11 identifies decision-making procedures, and establishes criteria to determine the amount  
94.12 allocated to a replacement service municipality; and

94.13 (2) ensure transparency and stakeholder input, which must include publishing on the  
94.14 council's website the policy adopted under clause (1), a summary of the regional allocation  
94.15 process, and financial information on the allocations.

94.16 (c) The regional allocation policy may specify eligibility requirements based on a  
94.17 replacement service municipality's transit service operating reserves.

94.18 (d) The council must provide financial assistance under this subdivision using funds  
94.19 appropriated to the council from the metropolitan area transit account in the transit assistance  
94.20 fund.

94.21 **EFFECTIVE DATE; APPLICATION.** This section is effective the day following  
94.22 final enactment and applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey,  
94.23 Scott, and Washington.

94.24 Sec. 121. Minnesota Statutes 2018, section 473.4051, subdivision 2, is amended to read:

94.25 Subd. 2. **Operating costs.** (a) After operating revenue and federal money have been  
94.26 used to pay for light rail transit operations, 50 percent of the remaining operating costs must  
94.27 be paid by the state-

94.28 ~~(b) Notwithstanding paragraph (a),~~ for light rail transit lines in operation prior to July  
94.29 1, 2019. For all light rail lines or line extensions that begin operations on or after July 1,  
94.30 2019, all operating and ongoing capital maintenance costs must be paid from nonstate  
94.31 sources for a segment of a light rail transit line or line extension project that formally entered

95.1 ~~the engineering phase of the Federal Transit Administration's "New Starts" capital investment~~  
95.2 ~~grant program between August 1, 2016, and December 31, 2016.~~

95.3 (b) For purposes of this subdivision, operating costs consist of the costs associated with  
95.4 light rail system daily operations and the maintenance costs associated with keeping light  
95.5 rail services and facilities operating. Operating costs do not include costs incurred to construct  
95.6 new buildings or facilities, purchase new vehicles, or make technology improvements.

95.7 **EFFECTIVE DATE; APPLICATION.** This section is effective July 1, 2019, and  
95.8 applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

95.9 Sec. 122. Minnesota Statutes 2018, section 473.4051, subdivision 3, is amended to read:

95.10 Subd. 3. **Capital costs.** State money ~~may~~ must not be used to pay more than ten percent  
95.11 ~~of~~ for the ~~total~~ capital cost of a light rail transit project.

95.12 **EFFECTIVE DATE; APPLICATION.** This section is effective July 1, 2019, for  
95.13 appropriations encumbered on or after that date and applies in the counties of Anoka, Carver,  
95.14 Dakota, Hennepin, Ramsey, Scott, and Washington.

95.15 Sec. 123. Laws 2018, chapter 165, section 1, is amended to read:

95.16 Section 1. **TRUNK HIGHWAY MOWING OR HAYING; PERMIT MORATORIUM.**

95.17 (a) Except as provided in paragraph (b), the commissioner of transportation must  
95.18 implement a moratorium until April 30, ~~2019~~ 2020, on enforcing permits under Minnesota  
95.19 Statutes, sections 160.232 and 160.2715, or any other Minnesota statute or administrative  
95.20 rule, to mow or bale hay in the right-of-way of a trunk highway.

95.21 (b) This section applies regardless of the date of any permit issuance. This section does  
95.22 not apply to a right-of-way adjacent to land under the jurisdiction of the state or a political  
95.23 subdivision.

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

95.25 Sec. 124. **DEDICATED FUND EXPENDITURES REPORT; TRANSITION.**

95.26 By January 15, 2020, the commissioners of transportation and public safety, in  
95.27 consultation with the commissioner of management and budget, must jointly submit a report  
95.28 to the chairs and ranking minority members of the legislative committees with jurisdiction  
95.29 over transportation finance. The report must list detailed expenditures and transfers from

96.1 the trunk highway fund and highway user tax distribution fund for fiscal years 2018 and  
96.2 2019. The report must include information on the purpose of each expenditure.

96.3 **Sec. 125. DRIVER AND VEHICLE SERVICES EXECUTIVE STEERING**  
96.4 **COMMITTEE FIRST APPOINTMENTS; FIRST MEETING; FIRST REPORT.**

96.5 (a) Appointing authorities must make initial appointments to the Driver and Vehicle  
96.6 Services Executive Steering Committee under Minnesota Statutes, section 168A.241, by  
96.7 August 1, 2019.

96.8 (b) The commissioner of public safety must convene the first meeting of the Driver and  
96.9 Vehicle Services Executive Steering Committee by September 15, 2019.

96.10 (c) Notwithstanding Minnesota Statutes, section 168A.241, subdivision 5, paragraph  
96.11 (a), the Driver and Vehicle Services Executive Steering Committee must meet one time in  
96.12 2019.

96.13 (d) Notwithstanding Minnesota Statutes, section 168A.241, subdivision 8, the Driver  
96.14 and Vehicle Services Executive Steering Committee must submit its first report under  
96.15 subdivision 8 by February 15, 2020.

96.16 (e) By September 15, 2019, the commissioner of public safety must identify 11 of the  
96.17 members who shall serve terms coterminous with the governor. The other 11 members shall  
96.18 serve terms that end on the first Monday in January one year after the terms of the other  
96.19 members.

96.20 **Sec. 126. ENGINE BRAKES; REGULATION BY BURNSVILLE.**

96.21 Notwithstanding any other law or ordinance, the governing body of the city of Burnsville  
96.22 may by ordinance restrict or prohibit the use of an engine brake on motor vehicles along  
96.23 Legislative Route No. 117, also known as marked Trunk Highway 13, between Nicollet  
96.24 Avenue and Portland Avenue. Upon notification by the city of Burnsville to the commissioner  
96.25 of transportation of the city's adoption of the ordinance, the commissioner of transportation  
96.26 shall erect the appropriate signs, with the cost of the signs to be paid by the city. For purposes  
96.27 of this section, "engine brake" means any device that uses the engine and transmission to  
96.28 impede the forward motion of the motor vehicle by compression of the engine.

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



97.1 **Sec. 127. ENGINE BRAKES; REGULATION BY MINNEAPOLIS.**

97.2 Notwithstanding any other law or charter provision, the governing body of the city of  
97.3 Minneapolis may by ordinance restrict or prohibit the use of an engine brake on motor  
97.4 vehicles along Legislative Route No. 392, also known as marked Interstate Highway 94, in  
97.5 the westbound lanes beginning at LaSalle Avenue and extending west to the Lowry Tunnel.  
97.6 Upon notification by the city of Minneapolis to the commissioner of transportation of the  
97.7 city's adoption of the ordinance, the commissioner of transportation shall erect the appropriate  
97.8 signs, with the cost of the signs to be paid by the city. For purposes of this section, "engine  
97.9 brake" means any device that uses the engine and transmission to impede the forward motion  
97.10 of the motor vehicle by compression of the engine.

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

97.12 **Sec. 128. MARKED INTERSTATE HIGHWAY 35 SIGNS.**

97.13 The commissioner of transportation must erect signs that identify and direct motorists  
97.14 to the campuses of Minnesota State Academy for the Deaf and Minnesota State Academy  
97.15 for the Blind under Minnesota Statutes, sections 125A.61 to 125A.73. At least one sign in  
97.16 each direction of travel must be placed on marked Interstate Highway 35, located as near  
97.17 as practical to exits that reasonably access the campuses. The commissioner must pay for  
97.18 the signs within existing appropriations. The commissioner is prohibited from removing  
97.19 signs for the campuses posted on marked Trunk Highway 60.

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

97.21 **Sec. 129. MARKED TRUNK HIGHWAY 47 RAIL CROSSING.**

97.22 (a) The commissioner of transportation must erect warning signs on each side of the  
97.23 Burlington Northern Santa Fe railroad crossing at marked Trunk Highway 47, also known  
97.24 as Ferry Street, in the city of Anoka. The warning signs must read "Warning! Dangerous  
97.25 Rail Crossing! This crossing is not currently scheduled for repair. Call Governor Walz with  
97.26 your concerns at 800-657-3717." The font on the signs must be large enough for a motorist  
97.27 to read while passing the signs while going the speed limit. The commissioner must pay for  
97.28 the signs within existing appropriations.

97.29 (b) The commissioner of transportation must make it a priority to attempt to secure  
97.30 funding from any available source to construct a highway-rail grade separation on marked  
97.31 Trunk Highway 47, also known as Ferry Street, at the Burlington Northern Santa Fe railroad

98.1 crossing in the city of Anoka. The commissioner must take a leadership role in ensuring  
98.2 the project is completed as soon as possible.

98.3 Sec. 130. **METROPOLITAN COUNCIL AND CALHOUN ISLES CONDOMINIUM**  
98.4 **ASSOCIATION FACILITATED MEETING.**

98.5 The Office of Collaboration and Dispute Resolution must facilitate a meeting or series  
98.6 of meetings with the Metropolitan Council and the Calhoun Isles Condominium Association  
98.7 to discuss issues related to vibration impacts to the Calhoun Isles property in Minneapolis,  
98.8 including the high-rise building, townhomes, and parking ramp, due to Southwest light rail  
98.9 transit project construction activities and operations. The council and the association must  
98.10 both be allowed to present any evidence or research on the issue. The goal of the meeting  
98.11 is to agree on how to avoid damage to the buildings due to the vibrations from the project.

98.12 Sec. 131. **METROPOLITAN COUNCIL REIMBURSEMENT TO CALHOUN ISLES**  
98.13 **CONDOMINIUM ASSOCIATION.**

98.14 By July 1, 2019, the Metropolitan Council must pay \$250,000 to the Calhoun Isles  
98.15 Condominium Association in Minneapolis for reimbursement of the association's engineering  
98.16 and legal costs. The Metropolitan Council must absorb the cost of the payment within  
98.17 existing project resources for the Southwest light rail transit project.

98.18 Sec. 132. **PRESCRIPTION FOR GLAZED WINDOWS.**

98.19 Until November 1, 2019, for the purposes of Minnesota Statutes, section 169.71,  
98.20 subdivision 4a, paragraph (a), clause (2), a driver of a vehicle may rely on a prescription or  
98.21 physician's statement of medical need issued to a person not present in the vehicle if:

98.22 (1) the prescription or physician's statement of medical need is issued to a family member  
98.23 of the driver; and

98.24 (2) the driver is in possession of the prescription or physician's statement of medical  
98.25 need.

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

98.27 Sec. 133. **PUBLIC AWARENESS CAMPAIGN.**

98.28 The commissioner of public safety must conduct a public awareness campaign to inform  
98.29 the public about the prohibition on driving in the left-most lane, as provided in Minnesota  
98.30 Statutes, section 169.18, subdivision 1.

99.1 Sec. 134. **REDUCING APPROPRIATIONS FOR UNFILLED POSITIONS.**

99.2 Subdivision 1. **Reduction required.** The commissioner of management and budget must  
99.3 reduce general fund and nongeneral fund appropriations to the Department of Transportation  
99.4 and the Department of Public Safety for agency operations for the biennium ending June  
99.5 30, 2021, for salary and benefits savings that result from any positions that have not been  
99.6 filled within 180 days of the posting of the position. This section applies only to positions  
99.7 that are posted in fiscal years 2019, 2020, and 2021. Reductions made under this section  
99.8 must be reflected as reductions in agency base budgets for fiscal years 2022 and 2023. This  
99.9 section does not apply to seasonal employees and any positions that require law enforcement  
99.10 training.

99.11 Subd. 2. **Reporting.** The commissioner of management and budget must report to the  
99.12 chairs and ranking minority members of the senate and the house of representatives  
99.13 transportation committees regarding the amount of reductions in spending by each agency  
99.14 under this section.

99.15 Sec. 135. **REQUEST FOR INFORMATION FOR OPERATION OF MNPASS**  
99.16 **LANES.**

99.17 (a) No later than July 1, 2019, the commissioner of transportation must issue a request  
99.18 for information as described in this section. The request for information must obtain advice  
99.19 from qualified vendors regarding the feasibility of using a private entity to operate and  
99.20 administer MnPASS lanes.

99.21 (b) The request for information must be designed to obtain information that includes:

99.22 (1) feasibility, costs, and a preliminary estimated timeline or schedule for the private  
99.23 entity to assume responsibility for operating and administering MnPASS lanes; and

99.24 (2) capacity and experience of a potential entity.

99.25 (d) The request for information under this section must be published in the State Register  
99.26 and on the Department of Administration's website at least 14 days prior to closing. The  
99.27 request must otherwise be administered according to the requirements of Minnesota Statutes,  
99.28 chapter 16C, to the extent applicable, except that a vendor's submission does not constitute  
99.29 a response to a solicitation, as defined in Minnesota Statutes, section 16C.02, subdivision  
99.30 14. The commissioner is prohibited from using a vendor submission in response to a request  
99.31 for information under this section to enter a contract unless the terms of the submission are  
99.32 later included in a vendor's response to a formal solicitation, as defined in Minnesota Statutes,  
99.33 section 16C.02, subdivision 7.

100.1 (e) No later than January 1, 2020, the commissioner must submit a report to the chairs  
100.2 and ranking minority members of the house of representatives and senate committees with  
100.3 jurisdiction over transportation finance. The report must summarize the responses and  
100.4 information received from qualified entities under this section.

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

100.6 **Sec. 136. STATE PATROL SALARY SURVEY.**

100.7 By February 15, 2020, the state auditor must conduct a compensation survey of law  
100.8 enforcement officers in every police department:

100.9 (1) in a city with a population in excess of 25,000, located in a metropolitan county, as  
100.10 defined in section 473.121, subdivision 4, that is represented by a union certified by the  
100.11 Bureau of Mediation Services; or

100.12 (2) in a city of the first class.

100.13 The survey must report on calendar year 2019. The survey must be based on full-time  
100.14 equivalent employees. The state auditor must calculate compensation using base salary and  
100.15 premium pay. Premium pay is payment that is received by a majority of employees and  
100.16 includes, but is not limited to, education pay and longevity pay. The state auditor must not  
100.17 include pension contributions and benefits when determining compensation. The survey  
100.18 must identify the seven highest paid police departments in the state and the average  
100.19 compensation of the seven departments. The state auditor must prescribe the format of the  
100.20 survey.

100.21 (b) By February 15, 2020, the state auditor must transmit a copy of the survey to the  
100.22 chairs and ranking minority members of the house of representatives and senate committees  
100.23 with jurisdiction over the State Patrol budget, the exclusive representative for members of  
100.24 the State Patrol, and the commissioner of management and budget.

100.25 **Sec. 137. TEMPORARY MOTOR VEHICLE PERMITS.**

100.26 (a) Notwithstanding Minnesota Statutes, sections 168.09, subdivision 7; 168.091,  
100.27 subdivision 1; and 168.092, subdivision 1, a temporary permit under any of those sections  
100.28 may be issued for a period of up to 180 days, in consultation with the commissioner of  
100.29 public safety.

100.30 (b) A temporary permit may only be issued under this section due to the inability of the  
100.31 driver and vehicle information system to complete a motor vehicle transaction in a timely  
100.32 manner.

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

101.2 Sec. 138. **TRANSFER OF JURISDICTION OF THE STONE ARCH BRIDGE IN**  
101.3 **MINNEAPOLIS.**

101.4 Notwithstanding any law to the contrary, by July 1, 2019, the commissioner of  
101.5 transportation must transfer legal title to the James J. Hill Stone Arch Bridge to the city of  
101.6 Minneapolis. This transfer does not affect a planned repair project to be paid for with funds  
101.7 from the federal Nontraditional Transportation Alternatives Program and the required local  
101.8 match paid for with funds from the Minnesota rail service improvement program. This  
101.9 repair project is deemed to be the consideration for the transfer of legal title.

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

101.11 Sec. 139. **VEHICLE REGISTRATION TASK FORCE.**

101.12 Subdivision 1. **Membership.** (a) The Vehicle Registration Task Force consists of the  
101.13 following 20 members:

101.14 (1) four senators, including two senators appointed by the senate majority leader and  
101.15 two senators appointed by the senate minority leader;

101.16 (2) four members of the house of representatives, including two members appointed by  
101.17 the speaker of the house and two members appointed by the minority leader of the house  
101.18 of representatives;

101.19 (3) one member appointed by the governor from the Office of the Governor;

101.20 (4) the commissioner of transportation or a designee;

101.21 (5) the chief financial officer of the Department of Transportation or a designee;

101.22 (6) the commissioner of public safety or a designee;

101.23 (7) the director of Driver and Vehicle Services Division of the Department of Public  
101.24 Safety or a designee;

101.25 (8) the chief financial officer of the Department of Public Safety or a designee;

101.26 (9) the state chief information officer or a designee;

101.27 (10) the chief financial officer of MN.IT Services or a designee;

101.28 (11) one deputy registrar appointed by the Minnesota Deputy Registrar Association;

102.1 (12) one deputy registrar appointed by the Minnesota Deputy Registrar Business Owners  
102.2 Association; and

102.3 (13) two members, one of whom is familiar with the title and registration process,  
102.4 appointed by the Minnesota Automobile Dealers Association.

102.5 (b) Appointing authorities must make initial appointments to the Vehicle Registration  
102.6 Task Force by June 1, 2019.

102.7 Subd. 2. **Duties.** The Vehicle Registration Task Force is established to study various  
102.8 methods of vehicle registration and the corresponding fee structures. At a minimum, the  
102.9 task force must study how each of the following methods could be implemented in Minnesota  
102.10 in a revenue neutral manner: flat rate, weight-based, value-based, and age-based.

102.11 Subd. 3. **Report.** By January 15, 2020, the task force shall report to the chairs and ranking  
102.12 minority members of the legislative committees with jurisdiction over transportation policy  
102.13 and finance. The report must:

102.14 (1) summarize the activities of the task force;

102.15 (2) provide an explanation of how each method examined could be implemented in  
102.16 Minnesota in a revenue neutral manner;

102.17 (3) provide recommendations by the task force on which method is preferable and why;  
102.18 and

102.19 (4) include any draft legislation needed to implement the recommendations.

102.20 Subd. 4. **First meeting; chair.** The chair of the Legislative Coordinating Commission  
102.21 must convene the first meeting of the Vehicle Registration Task Force by July 1, 2019. At  
102.22 the first meeting, the task force shall elect a chair by a majority vote of those members  
102.23 present.

102.24 Subd. 5. **Meetings.** The meetings of the commission are subject to Minnesota Statutes,  
102.25 chapter 13D.

102.26 Subd. 6. **Administration.** (a) The Legislative Coordinating Commission shall provide  
102.27 administrative services for the commission.

102.28 (b) The Department of Transportation, the Department of Public Safety, and MN.IT  
102.29 Services must provide the task force with general informational and technical support.

102.30 Subd. 7. **Compensation.** Public members are compensated as provided in Minnesota  
102.31 Statutes, section 15.059, subdivision 3.

103.1 Subd. 8. **Expiration.** This section expires the day after submitting the report required  
103.2 in subdivision 3 or on January 16, 2020, whichever is later.

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

103.4 Sec. 140. **VIBRATION SUSCEPTIBILITY STUDY ON CALHOUN ISLES**  
103.5 **PROPERTY.**

103.6 (a) Within 21 days from the effective date of this act, the Metropolitan Council must  
103.7 enter into a contract with an engineering group for the engineering group to conduct a  
103.8 vibration susceptibility study on Calhoun Isles property in Minneapolis, including the  
103.9 high-rise building, townhomes, and parking ramp. The study must:

103.10 (1) evaluate the susceptibility of the Calhoun Isles property to vibration during operations  
103.11 of a light rail train;

103.12 (2) categorize the Calhoun Isles property based on the susceptibility evaluation; and

103.13 (3) address mitigation measures and operational changes required to protect the Calhoun  
103.14 Isles property from vibratory damage.

103.15 (b) The selected engineering group must provide its research, testing, findings, and all  
103.16 other work product to the Calhoun Isles Condominium Association. The Metropolitan  
103.17 Council must pay for the study.

103.18 **EFFECTIVE DATE; APPLICATION.** This section is effective the day following  
103.19 final enactment and applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey,  
103.20 Scott, and Washington.

103.21 Sec. 141. **ZONE PASS.**

103.22 The University of Minnesota shall expand the Campus Zone Pass program to include  
103.23 four contiguous stops. The university may not impose any additional cost for this expansion  
103.24 on students. The Metropolitan Council must pay for the expansion of service with existing  
103.25 resources.

103.26 Sec. 142. **REPEALER.**

103.27 (a) Minnesota Statutes 2018, section 169.18, subdivision 12, is repealed.

103.28 (b) Minnesota Statutes 2018, section 169.18, subdivision 10, is repealed.

103.29 (c) Minnesota Statutes 2018, sections 360.063, subdivision 4; 360.065, subdivision 2;  
103.30 and 360.066, subdivisions 1a and 1b, are repealed.

104.1 (d) Minnesota Statutes 2018, section 160.93, subdivisions 2a and 3, are repealed.

104.2 (e) Minnesota Statutes 2018, section 161.1419, subdivision 8, is repealed.

104.3 **EFFECTIVE DATE.** Paragraphs (a) and (d) are effective the day following final  
104.4 enactment. Paragraph (b) is effective July 1, 2019. Paragraph (c) and (e) are effective August  
104.5 1, 2019, and applies to airport sponsors that make or plan to make changes to runway lengths  
104.6 or configurations on or after that date.

104.7 Sec. 143. **EFFECTIVE DATE; APPLICATION.**

104.8 (a) Sections 94 to 96, 98 to 111, 113, 114, and 116 are effective August 1, 2019, and  
104.9 applies to airport sponsors that make or plan to make changes to runway lengths or  
104.10 configurations on or after that date.

104.11 (b) Sections 94 to 96, 98 to 111, 113, 114, 116, and 142, paragraph (c), do not apply to  
104.12 airports that: (1) have airport safety zoning ordinances approved by the commissioner in  
104.13 effect on August 1, 2019; (2) have not made and are not planning to make changes to runway  
104.14 lengths or configurations; and (3) are not required to update airport safety zoning ordinances.



**160.93 USER FEES; HIGH-OCCUPANCY VEHICLE AND DYNAMIC SHOULDER LANES.**

Subd. 2a. **I-35W high-occupancy vehicle and dynamic shoulder lane account.** (a) An I-35W high-occupancy vehicle and dynamic shoulder lane account is established in the special revenue fund. Money collected from fees authorized under subdivision 1 for the marked Interstate Highway 35W (I-35W) corridor must be deposited in the account and used as described in this subdivision. Money in the account is appropriated to the commissioner.

(b) During the first year of revenue operations, the commissioner shall use the money received in that year to pay the costs of operating and administering the fee collection system within the corridor, up to \$1,000,000. Any remaining money must be transferred to the Metropolitan Council for improvement of bus transit services within the I-35W corridor including transit capital expenses.

(c) During the second and subsequent years of revenue operations, the commissioner shall use money in the account as follows:

(1) each year, allocate the lesser amount of \$1,000,000 or 75 percent of the revenues for operating and administering the fee collection system within the corridor;

(2) transfer the remaining amount up to the amount allocated under clause (1) to the Metropolitan Council for improvement of bus transit within the corridor including capital expenses; and

(3) allocate any remaining amount as follows: (i) 25 percent to the commissioner for operating and administering the fee collection system within the corridor and for transportation capital improvements that are consistent with the goals of the urban partnership agreement and that are located within the corridor and (ii) 75 percent to the Metropolitan Council for improvement of bus transit services within the corridor including transit capital expenses.

Subd. 3. **Rules exemption.** With respect to this section, the commissioner is exempt from statutory rulemaking requirements, including section 14.386, and from sections 160.84 to 160.92 and 161.162 to 161.167.

**161.1419 MISSISSIPPI RIVER PARKWAY COMMISSION.**

Subd. 8. **Expiration.** The commission expires on June 30, 2020.

**169.18 DRIVING RULES.**

Subd. 10. **Slow-moving vehicle.** Upon all roadways any vehicle proceeding at less than the normal speed of traffic at the time and place and under the conditions then existing shall be driven in the right-hand lane then available for traffic, or as close as practicable to the right-hand curb or edge of the roadway, except when overtaking and passing another vehicle proceeding in the same direction, or when preparing for a left turn at an intersection or into a private road or driveway, or when a specific lane is designated and posted for a specific type of traffic.

Subd. 12. **Passing certain parked vehicles.** (a) When approaching and before passing a freeway service patrol vehicle, road maintenance vehicle, utility company vehicle, or construction vehicle with its warning lights activated that is parked or otherwise stopped on or next to a street or highway having two lanes in the same direction, the driver of a vehicle shall safely move the vehicle to the lane farthest away from the parked or stopped vehicle, if it is possible to do so.

(b) When approaching and before passing a freeway service patrol vehicle, road maintenance vehicle, utility company vehicle, or construction vehicle with its warning lights activated that is parked or otherwise stopped on or next to a street or highway having more than two lanes in the same direction, the driver of a vehicle shall safely move the vehicle so as to leave a full lane vacant between the driver and any lane in which the vehicle is completely or partially parked or otherwise stopped, if it is possible to do so.

(c) If a lane change under paragraph (a) or (b) is impossible, or when approaching and before passing a freeway service patrol vehicle, road maintenance vehicle, utility company vehicle, or construction vehicle with its warning lights activated that is parked or otherwise stopped on or next to a street or highway having only one lane in the same direction, the driver of a vehicle must reduce the speed of the motor vehicle to a speed that is reasonable and prudent under the conditions until the motor vehicle has completely passed the parked or stopped freeway service patrol vehicle, road maintenance vehicle, utility company vehicle, or construction vehicle, if it is possible to do so.

**360.063 AIRPORT ZONING; AUTHORITY, PROCEDURE.**

Subd. 4. **Airport approach.** The commissioner may recommend an airport approach plan for each publicly owned airport in the state and for each privately owned airport of the publicly owned

APPENDIX  
Repealed Minnesota Statutes: UEH1555-1

class and from time to time recommend revisions of the plan. A plan shall indicate the circumstances in which structures or trees are or would be airport hazards, the airport hazard area, and what measures should be taken to eliminate airport hazards. The commissioner shall prescribe airport approach and turning standards for airports of various classes, and airport zoning regulations adopted by a municipality, county, or joint airport zoning board shall conform to the standards, except as provided in sections 360.065 and 360.066.

**360.065 AIRPORT ZONING; ADOPTION AND APPROVAL OF PROPOSED REGULATIONS.**

Subd. 2. **Regulations submitted to commissioner.** Prior to adopting zoning regulations for an airport hazard area under sections 360.011 to 360.076, the municipality, county, or joint airport zoning board which is to adopt the regulations shall submit its proposed regulations to the commissioner in order that the commissioner may determine whether it conforms to the standards prescribed by the commissioner. The commissioner shall immediately examine the proposed regulations and report to the municipality, county, or joint airport zoning board the commissioner's approval, or objections, if any. If objections are made by the commissioner on the ground that the regulations do not conform to the standards prescribed by the commissioner for the class of airport involved, the municipality, county, or joint zoning board shall make amendments as are necessary to meet the objections unless it demonstrates that the social and economic costs of restricting land uses in accordance with the standards outweigh the benefits of a strict application of the standards. The governing body of the municipality or county or the joint airport zoning board shall not adopt the regulations or take other action until the proposed regulations are approved by the commissioner. The commissioner may approve local zoning ordinances that are more stringent than the standards. A copy of the regulations as adopted shall be filed with the county recorder in each county in which the zoned area is located.

Substantive rights existing prior to the passage of this subdivision and previously exercised are not affected by the filing of the regulations.

**360.066 AIRPORT ZONING; MINIMUM STANDARDS, LAND USES.**

Subd. 1a. **Protection of existing neighborhood.** (a) In order to ensure the minimum disruption of existing land uses, particularly established residential neighborhoods in built-up urban areas, the airport zoning standards of the commissioner and the local airport zoning ordinances or regulations adopted under sections 360.061 to 360.074 shall distinguish between the creation or establishment of a use and the elimination of an existing use, and shall avoid the elimination, removal, or reclassification of existing uses to the extent consistent with reasonable standards of safety. The standards of the commissioner shall include criteria for determining when an existing land use may constitute an airport hazard so severe that considerations of public safety outweigh the public interest in preventing disruption to that land use.

(b) No airport zoning standards or local airport zoning ordinances or regulations shall be adopted pursuant to sections 360.061 to 360.074 that classify as a nonconforming use or require such classification with respect to any low-density residential structure or isolated low-density residential building lots existing on January 1, 1978, in an established residential neighborhood.

(c) A local airport zoning authority may classify a land use described in paragraph (b) as an airport hazard if that authority finds that this classification is justified by considerations of public safety and is consistent with the airport zoning standards of the commissioner. Any land use described in paragraph (b) which is classified as an airport hazard shall be acquired, altered, or removed at public expense.

(d) The provisions of this subdivision shall not be construed to affect the classification of any land use under any zoning ordinances or regulations not adopted pursuant to sections 360.061 to 360.074.

Subd. 1b. **Amendment of standards.** Within nine months after March 29, 1978, the commissioner shall amend the standards defining airport hazard areas and categories of uses permitted therein to conform with the requirements of Laws 1978, chapter 654. Until the commissioner adopts amended standards as required by this subdivision the unamended standards, insofar as they require classification of any residential property as a nonconforming use contrary to the provisions of subdivision 1a, paragraph (b), shall be without force or effect.