

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

**S.F. No. 1159**

(SENATE AUTHORS: NEWMAN)

DATE	D-PG	OFFICIAL STATUS
02/18/2021	455	Introduction and first reading Referred to Transportation Finance and Policy
04/12/2021	1981a 2086	Comm report: To pass as amended and re-refer to Taxes Rule 12.10: report of votes in committee
04/14/2021	2775a	Comm report: To pass as amended and re-refer to Finance
04/19/2021		Comm report: To pass as amended Second reading

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; appropriating money for

1.5 specific projects; limiting uses of the highway user tax distribution fund and trunk

1.6 highway fund; amending various provisions relating to bicycles; amending project

1.7 selection processes; amending procedures for disposing of property; amending

1.8 regulation of small unmanned aircraft; dedicating a percentage of the auto parts

1.9 sales taxes for transportation purposes; authorizing special vehicle permits; making

1.10 various changes to vehicle registration, vehicle titles, license plates, and drivers'

1.11 licenses procedures and fees; amending laws relating to animal-drawn vehicles;

1.12 modifying school bus inspection criteria; authorizing online driver education;

1.13 authorizing third-party driver's license testing; amending funding for guideways

1.14 and busways; requiring Metro Mobility to be included in the forecast; establishing

1.15 a process to terminate Northstar commuter rail; making various policy, technical,

1.16 and conforming changes; amending Minnesota Statutes 2020, sections 16E.15,

1.17 subdivision 2; 84.787, subdivision 7; 84.797, subdivision 7; 84.92, subdivision 8;

1.18 117.075, subdivisions 2, 3; 160.02, by adding subdivisions; 160.262, subdivision

1.19 1; 160.263, subdivision 3; 160.264; 160.266, by adding a subdivision; 160.93,

1.20 subdivisions 1, 2, 4; 161.088, subdivision 5; 161.11, subdivision 2; 161.115,

1.21 subdivision 27; 161.14, by adding subdivisions; 161.167; 161.19; 161.20,

1.22 subdivision 3; 161.23, subdivisions 2, 2a; 161.44, subdivisions 6a, 6b; 161.465;

1.23 162.145, subdivisions 2, 3; 163.07, subdivision 2; 167.45; 168.002, subdivision

1.24 18; 168.013, subdivision 1m, by adding subdivisions; 168.12, subdivisions 1, 5;

1.25 168.183; 168.187, subdivision 17; 168.301, subdivision 1; 168.31, subdivision 4;

1.26 168.327, subdivision 6, by adding subdivisions; 168.33, subdivision 7; 168.63,

1.27 subdivision 5; 168A.11, subdivisions 1, 2; 168A.151, subdivision 1; 169.011,

1.28 subdivisions 27, 42, by adding subdivisions; 169.035, subdivision 3; 169.09,

1.29 subdivision 13; 169.18, subdivision 10; 169.222, subdivisions 4, 6a, by adding a

1.30 subdivision; 169.451, subdivision 3; 169.522, subdivision 1; 169.58, by adding a

1.31 subdivision; 169.812, subdivision 2; 169.864, subdivision 4; 169.866, subdivision

1.32 3; 169.869, subdivision 1; 171.05, subdivision 2; 171.06, subdivisions 2a, 3;

1.33 171.061, subdivision 4; 171.071, by adding a subdivision; 171.12, subdivision 7b;

1.34 171.13, subdivisions 1, 6, 7, 9; 171.27; 171.29, subdivision 2; 174.03, subdivisions

1.35 1b, 8; 174.185, subdivision 3; 174.24, subdivision 7; 174.285, subdivision 5;

1.36 174.40, subdivision 5; 174.50, subdivisions 6d, 7, by adding a subdivision; 174.52,

1.37 subdivision 5; 174.56, subdivision 1; 174.70, subdivision 3; 174.75, by adding a

1.38 subdivision; 221.83; 296A.083, subdivision 2; 297A.94; 297A.993, by adding a

2.1 subdivision; 299D.03, subdivision 2a; 325E.15; 360.012, by adding a subdivision;  
 2.2 360.013, by adding subdivisions; 360.55, by adding a subdivision; 360.59,  
 2.3 subdivision 10; 473.386, by adding subdivisions; proposing coding for new law  
 2.4 in Minnesota Statutes, chapters 161; 168; 169; 171; 174; 345; 473; 476; repealing  
 2.5 Minnesota Statutes 2020, sections 16A.60; 160.93, subdivisions 2a, 3; 168.327,  
 2.6 subdivision 5; 169.09, subdivision 7; 473.13, subdivision 1b; 473.4051, subdivisions  
 2.7 2, 3; Laws 2000, chapter 479, article 2, section 1, as amended; Minnesota Rules,  
 2.8 parts 7410.2610, subparts 1, 2, 3, 3a, 5a, 5b, 6; 7411.0535; 7414.1490; 7470.0300;  
 2.9 7470.0400; 7470.0500; 7470.0600; 7470.0700.

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

2.11 **ARTICLE 1**

2.12 **TRANSPORTATION FINANCE**

2.13 Section 1. **TRANSPORTATION APPROPRIATIONS.**

2.14 The sums shown in the columns marked "Appropriations" are appropriated to the agencies  
 2.15 and for the purposes specified in this article. The appropriations are from the trunk highway  
 2.16 fund, or another named fund, and are available for the fiscal years indicated for each purpose.  
 2.17 Amounts for "Total Appropriation" and sums shown in the corresponding columns marked  
 2.18 "Appropriations by Fund" are summary only and do not have legal effect. Unless specified  
 2.19 otherwise, the amounts in the second year under "Appropriations by Fund" show the base  
 2.20 within the meaning of Minnesota Statutes, section 16A.11, subdivision 3, by fund. The  
 2.21 figures "2022" and "2023" used in this article mean that the appropriations listed under them  
 2.22 are available for the fiscal year ending June 30, 2022, or June 30, 2023, respectively. "The  
 2.23 first year" is fiscal year 2022. "The second year" is fiscal year 2023. "The biennium" is  
 2.24 fiscal years 2022 and 2023. "C.S.A.H." is the county state-aid highway fund. "M.S.A.S."  
 2.25 is the municipal state-aid street fund. "H.U.T.D." is the highway user tax distribution fund.

2.26 **APPROPRIATIONS**  
 2.27 **Available for the Year**  
 2.28 **Ending June 30**  
 2.29 **2022** **2023**

2.30 **Sec. 2. DEPARTMENT OF**  
 2.31 **TRANSPORTATION**

2.32 **Subdivision 1. Total Appropriation** **\$** **3,193,754,000** **\$** **3,291,227,000**

2.33 **Appropriations by Fund**

	<u>2022</u>	<u>2023</u>
2.34 <u>General</u>	<u>77,009,000</u>	<u>76,009,000</u>
2.35 <u>Airports</u>	<u>25,360,000</u>	<u>25,368,000</u>
2.36 <u>C.S.A.H.</u>	<u>871,805,000</u>	<u>895,463,000</u>
2.37 <u>M.S.A.S.</u>	<u>214,301,000</u>	<u>220,437,000</u>
2.38 <u>Trunk Highway</u>	<u>2,005,279,000</u>	<u>2,073,950,000</u>

3.1 The appropriations in this section are to the  
 3.2 commissioner of transportation. The amounts  
 3.3 that may be spent for each purpose are  
 3.4 specified in the following subdivisions.

3.5 The commissioner must not spend  
 3.6 appropriations from the trunk highway fund  
 3.7 in this section for transit and active  
 3.8 transportation; aeronautics; passenger rail;  
 3.9 statewide radio communication; government  
 3.10 affairs; tourist centers; parades, events, or  
 3.11 sponsorship of events; public electric vehicle  
 3.12 infrastructure; the labor compliance unit; the  
 3.13 Office of Communication and Public  
 3.14 Engagement; the Office of Environmental  
 3.15 Stewardship; the Office of Civil Rights; or the  
 3.16 Office of Equity and Diversity. Appropriations  
 3.17 from the trunk highway fund for all other  
 3.18 purposes in this section are made  
 3.19 notwithstanding Minnesota Statutes, section  
 3.20 161.20.

3.21 **Subd. 2. Multimodal Systems**

3.22 **(a) Aeronautics**

3.23 **(1) Airport Development and Assistance** 18,598,000 18,598,000

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

3.28 Notwithstanding Minnesota Statutes, section  
 3.29 16A.28, subdivision 6, this appropriation is  
 3.30 available for five years after the year of the  
 3.31 appropriation. If the appropriation for either  
 3.32 year is insufficient, the appropriation for the  
 3.33 other year is available for it.

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

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

	<u>Appropriations by Fund</u>	
	<u>2022</u>	<u>2023</u>
4.26 <u>Airports</u>	<u>6,682,000</u>	<u>6,690,000</u>
4.27 <u>General</u>	<u>1,650,000</u>	<u>1,650,000</u>

4.28 \$28,000 in the first year and \$36,000 in the  
 4.29 second year is from the state airports fund for  
 4.30 costs related to regulating unmanned aircraft  
 4.31 systems.

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

4.33 This appropriation is from the state airports  
 4.34 fund for the Civil Air Patrol.

5.1	<b><u>(b) Transit</u></b>		<u>18,181,000</u>	<u>18,181,000</u>
5.2	<u>This appropriation is from the general fund.</u>			
5.3	<b><u>(c) Safe Routes to School</u></b>		<u>500,000</u>	<u>500,000</u>
5.4	<u>This appropriation is from the general fund</u>			
5.5	<u>for the safe routes to school program under</u>			
5.6	<u>Minnesota Statutes, section 174.40.</u>			
5.7	<b><u>(d) Freight</u></b>		<u>7,857,000</u>	<u>6,857,000</u>
5.8	<u>Appropriations by Fund</u>			
5.9		<u>2022</u>	<u>2023</u>	
5.10	<u>General</u>	<u>2,069,000</u>	<u>1,069,000</u>	
5.11	<u>Trunk Highway</u>	<u>5,788,000</u>	<u>5,788,000</u>	
5.12	<u>The commissioner must not spend this</u>			
5.13	<u>appropriation for passenger rail system</u>			
5.14	<u>planning, alternatives analysis, environmental</u>			
5.15	<u>analysis, design, or preliminary engineering</u>			
5.16	<u>under Minnesota Statutes, sections 174.632</u>			
5.17	<u>to 174.636.</u>			
5.18	<u>\$1,000,000 in the first year is from the general</u>			
5.19	<u>fund for procurement costs of a statewide</u>			
5.20	<u>freight network optimization tool. This is a</u>			
5.21	<u>onetime appropriation and is available in the</u>			
5.22	<u>second year.</u>			
5.23	<b><u>Subd. 3. State Roads</u></b>			
5.24	<b><u>(a) Operations and Maintenance</u></b>		<u>364,300,000</u>	<u>362,806,000</u>
5.25	<b><u>(b) Program Planning and Delivery</u></b>			
5.26	<b><u>(1) Planning and Research</u></b>		<u>30,950,000</u>	<u>30,950,000</u>
5.27	<u>The commissioner may use any balance</u>			
5.28	<u>remaining in this appropriation for program</u>			
5.29	<u>delivery under clause (2).</u>			
5.30	<b><u>(2) Program Delivery</u></b>		<u>219,938,000</u>	<u>219,938,000</u>
5.31	<u>Appropriations by Fund</u>			
5.32		<u>2022</u>	<u>2023</u>	

6.1	<u>Trunk Highway</u>	<u>219,485,000</u>	<u>219,485,000</u>
6.2	<u>General</u>	<u>453,000</u>	<u>453,000</u>

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

6.6 \$1,000,000 in each year is available from the  
 6.7 trunk highway fund for management of  
 6.8 contaminated and regulated material on  
 6.9 property owned by the Department of  
 6.10 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. This appropriation is  
 6.18 notwithstanding the prohibition on trunk  
 6.19 highway fund spending by the Office of  
 6.20 Environmental Stewardship in subdivision 2  
 6.21 of this section, and notwithstanding Minnesota  
 6.22 Statutes, section 161.20.

6.23	<u>(c) State Road Construction</u>	<u>924,282,000</u>	<u>939,282,000</u>
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6.24 This appropriation is for the actual  
 6.25 construction, reconstruction, and improvement  
 6.26 of trunk highways, including design-build  
 6.27 contracts, internal department costs associated  
 6.28 with delivering the construction program,  
 6.29 consultant usage to support these activities,  
 6.30 and the cost of actual payments to landowners  
 6.31 for lands acquired for highway rights-of-way,  
 6.32 payment to lessees, interest subsidies, and  
 6.33 relocation expenses.

6.34 The commissioner of transportation must  
 6.35 notify the chairs, ranking minority members,

7.1 and staff of the legislative committees with  
 7.2 jurisdiction over transportation finance of any  
 7.3 significant events that cause the estimates of  
 7.4 federal aid to change.

7.5 This appropriation includes federal highway  
 7.6 aid.

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 The base is \$954,282,000 in fiscal year 2024,  
 7.21 \$1,004,282,000 in fiscal year 2025, and  
 7.22 \$924,282,000 in each fiscal year thereafter.

7.23 **(d) Corridors of Commerce** 156,550,000 177,500,000

7.24 This appropriation is for the corridors of  
 7.25 commerce program under Minnesota Statutes,  
 7.26 section 161.088. The commissioner may use  
 7.27 up to 17 percent of the amount each year for  
 7.28 program delivery.

7.29 The base is \$127,500,000 in each of fiscal  
 7.30 years 2024 and 2025 and \$25,000,000 in each  
 7.31 fiscal year thereafter.

7.32 **(e) Highway Debt Service** 229,449,000 264,164,000

8.1 \$219,949,000 in fiscal year 2022 and  
 8.2 \$254,664,000 in fiscal year 2023 are for  
 8.3 transfer to the state bond fund. If this  
 8.4 appropriation is insufficient to make all  
 8.5 transfers required in the year for which it is  
 8.6 made, the commissioner of management and  
 8.7 budget must transfer the deficiency amount  
 8.8 under the statutory open appropriation and  
 8.9 notify the chairs, ranking minority members,  
 8.10 and staff of the legislative committees with  
 8.11 jurisdiction over transportation finance and  
 8.12 the chairs of the senate Finance Committee  
 8.13 and the house of representatives Ways and  
 8.14 Means Committee of the amount of the  
 8.15 deficiency. Any excess appropriation cancels  
 8.16 to the trunk highway fund.

8.17 **(f) Statewide Radio Communications** 6,159,000 6,159,000

8.18 This appropriation is from the general fund.  
 8.19 \$3,000 in each year is to equip and operate the  
 8.20 Roosevelt signal tower for Lake of the Woods  
 8.21 weather broadcasting.

8.22 **Subd. 4. Local Roads**

8.23 **(a) County State-Aid Roads** 871,805,000 895,463,000

8.24 This appropriation is from the county state-aid  
 8.25 highway fund under Minnesota Statutes,  
 8.26 sections 161.081, 297A.815, subdivision 3,  
 8.27 and 297A.94, paragraph (g), and chapter 162,  
 8.28 and is available until June 30, 2031.

8.29 If the commissioner of transportation  
 8.30 determines that a balance remains in the  
 8.31 county state-aid highway fund following the  
 8.32 appropriations and transfers made in this  
 8.33 paragraph and that the appropriations made  
 8.34 are insufficient for advancing county state-aid



9.1 highway projects, an amount necessary to  
 9.2 advance the projects, not to exceed the balance  
 9.3 in the county state-aid highway fund, is  
 9.4 appropriated in each year to the commissioner.  
 9.5 Within two weeks of a determination under  
 9.6 this contingent appropriation, the  
 9.7 commissioner of transportation must notify  
 9.8 the commissioner of management and budget  
 9.9 and the chairs, ranking minority members, and  
 9.10 staff of the legislative committees with  
 9.11 jurisdiction over transportation finance  
 9.12 concerning funds appropriated. The  
 9.13 commissioner must identify in the next budget  
 9.14 submission to the legislature under Minnesota  
 9.15 Statutes, section 16A.11, any amount that is  
 9.16 appropriated under this paragraph.

9.17 **(b) Municipal State-Aid Roads** 214,301,000 220,437,000

9.18 This appropriation is from the municipal  
 9.19 state-aid street fund under Minnesota Statutes,  
 9.20 chapter 162, and is available until June 30,  
 9.21 2031.

9.22 If the commissioner of transportation  
 9.23 determines that a balance remains in the  
 9.24 municipal state-aid street fund following the  
 9.25 appropriations and transfers made in this  
 9.26 paragraph and that the appropriations made  
 9.27 are insufficient for advancing municipal  
 9.28 state-aid street projects, an amount necessary  
 9.29 to advance the projects, not to exceed the  
 9.30 balance in the municipal state-aid street fund,  
 9.31 is appropriated in each year to the  
 9.32 commissioner. Within two weeks of a  
 9.33 determination under this contingent  
 9.34 appropriation, the commissioner of  
 9.35 transportation must notify the commissioner

10.1 of management and budget and the chairs,  
 10.2 ranking minority members, and staff of the  
 10.3 legislative committees with jurisdiction over  
 10.4 transportation finance concerning funds  
 10.5 appropriated. The commissioner must identify  
 10.6 in the next budget submission to the legislature  
 10.7 under Minnesota Statutes, section 16A.11, any  
 10.8 amount that is appropriated under this  
 10.9 paragraph.

10.10 **(c) Other Local Roads**

10.11 **(1) Local Bridges**

30,000,000

30,000,000

10.12 This appropriation is from the general fund to  
 10.13 replace or rehabilitate local deficient bridges  
 10.14 as provided in Minnesota Statutes, section  
 10.15 174.50. These are onetime appropriations and  
 10.16 are available until June 30, 2025.

10.17 **(2) Local Roads**

9,242,000

9,242,000

10.18 This appropriation is from the general fund  
 10.19 for construction and reconstruction of local  
 10.20 roads under Minnesota Statutes, section  
 10.21 174.52. These are onetime appropriations and  
 10.22 are available until June 30, 2025.

10.23 **Subd. 5. Agency Management**

10.24 **(a) Agency Services**

50,008,000

50,008,000

10.25 Appropriations by Fund

	<u>2022</u>	<u>2023</u>
10.26		
10.27 <u>General</u>	<u>8,706,000</u>	<u>8,706,000</u>
10.28 <u>Trunk Highway</u>	<u>41,302,000</u>	<u>41,302,000</u>

10.29 \$1,320,000 in each year is from the general  
 10.30 fund for the Office of Human Resources. This  
 10.31 appropriation is intended as replacement of  
 10.32 an equal amount from the trunk highway fund  
 10.33 for this purpose.

11.1	<b><u>(b) Buildings</u></b>		<u>32,622,000</u>	<u>32,122,000</u>
11.2		<u>Appropriations by Fund</u>		
11.3		<u>2022</u>	<u>2023</u>	
11.4	<u>General</u>	<u>49,000</u>	<u>49,000</u>	
11.5	<u>Trunk Highway</u>	<u>32,573,000</u>	<u>32,073,000</u>	
11.6	<u>Any money appropriated to the commissioner</u>			
11.7	<u>of transportation for building construction for</u>			
11.8	<u>any fiscal year before the first year is available</u>			
11.9	<u>to the commissioner during the biennium to</u>			
11.10	<u>the extent that the commissioner spends the</u>			
11.11	<u>money on the building construction projects</u>			
11.12	<u>for which the money was originally</u>			
11.13	<u>encumbered during the fiscal year for which</u>			
11.14	<u>it was appropriated. If the appropriation for</u>			
11.15	<u>either year is insufficient, the appropriation</u>			
11.16	<u>for the other year is available for it.</u>			
11.17	<b><u>(c) Tort Claims</u></b>		<u>600,000</u>	<u>600,000</u>
11.18	<u>If the appropriation for either year is</u>			
11.19	<u>insufficient, the appropriation for the other</u>			
11.20	<u>year is available for it.</u>			
11.21	<b><u>Subd. 6. Transfers</u></b>			
11.22	<u>(a) With the approval of the commissioner of</u>			
11.23	<u>management and budget, the commissioner</u>			
11.24	<u>of transportation may transfer unencumbered</u>			
11.25	<u>balances among the appropriations from the</u>			
11.26	<u>trunk highway fund and the state airports fund</u>			
11.27	<u>made in this section. Transfers under this</u>			
11.28	<u>paragraph must not be made: (1) between</u>			
11.29	<u>funds; (2) from the appropriations for state</u>			
11.30	<u>road construction or debt service; or (3) from</u>			
11.31	<u>the appropriations for operations and</u>			
11.32	<u>maintenance or program delivery, except for</u>			
11.33	<u>a transfer to state road construction or debt</u>			
11.34	<u>service.</u>			

- 12.1 (b) The commissioner of transportation must  
 12.2 immediately report transfers under paragraph  
 12.3 (a) to the chairs, ranking minority members,  
 12.4 and staff of the legislative committees with  
 12.5 jurisdiction over transportation finance. The  
 12.6 authority for the commissioner of  
 12.7 transportation to make transfers under  
 12.8 Minnesota Statutes, section 16A.285, is  
 12.9 superseded by the authority and requirements  
 12.10 under this subdivision.
- 12.11 (c) The commissioner of transportation must  
 12.12 transfer from the flexible highway account in  
 12.13 the county state-aid highway fund:
- 12.14 (1) \$10,000,000 in the first year to the trunk  
 12.15 highway fund;
- 12.16 (2) \$5,000,000 in the first year to the  
 12.17 municipal turnback account in the municipal  
 12.18 state-aid street fund; and
- 12.19 (3) the remainder in each year to the county  
 12.20 turnback account in the county state-aid  
 12.21 highway fund.
- 12.22 The funds transferred are for highway  
 12.23 turnback purposes as provided under  
 12.24 Minnesota Statutes, section 161.081,  
 12.25 subdivision 3.
- 12.26 **Subd. 7. Previous State Road Construction**  
 12.27 **Appropriations**
- 12.28 Any money appropriated to the commissioner  
 12.29 of transportation for state road construction  
 12.30 for any fiscal year before the first year is  
 12.31 available to the commissioner during the  
 12.32 biennium to the extent that the commissioner  
 12.33 spends the money on the state road  
 12.34 construction project for which the money was



14.1 amounts that may be spent for each purpose

14.2 are specified in the following subdivisions.

14.3 **Subd. 2. Transit System Operations** 5,000 5,000

14.4 This appropriation is for transit system

14.5 operations under Minnesota Statutes, sections

14.6 473.371 to 473.449.

14.7 The base is \$5,000 in fiscal year 2024 and

14.8 \$32,654,000 in fiscal year 2025.

14.9 **Subd. 3. Metro Mobility** 5,000 5,000

14.10 This appropriation is for Metro Mobility under

14.11 Minnesota Statutes, section 473.386.

14.12 The base is \$5,000 in fiscal year 2024 and

14.13 \$55,976,000 in fiscal year 2025.

14.14 **Sec. 4. DEPARTMENT OF PUBLIC SAFETY**

14.15 **Subdivision 1. Total Appropriation** **\$ 248,757,000** **\$ 237,585,000**

14.16 Appropriations by Fund

14.17 2022 2023

14.18 General 44,382,000 44,238,000

14.19 H.U.T.D. 980,000 976,000

14.20 Special Revenue 79,262,000 72,415,000

14.21 Trunk Highway 124,133,000 119,956,000

14.22 The appropriations in this section are to the

14.23 commissioner of public safety. The amounts

14.24 that may be spent for each purpose are

14.25 specified in the following subdivisions. The

14.26 commissioner must spend appropriations from

14.27 the trunk highway fund in subdivision 3 of

14.28 this section only for state patrol purposes.

14.29 Appropriations from the trunk highway fund

14.30 for all other purposes in this section are made

14.31 notwithstanding Minnesota Statutes, section

14.32 161.20.

14.33 **Subd. 2. Administration and Related Services**

15.1	<b><u>(a) Office of Communications</u></b>	<u>575,000</u>	<u>575,000</u>
15.2	<u>This appropriation is from the general fund.</u>		
15.3	<b><u>(b) Public Safety Support</u></b>	<u>5,662,000</u>	<u>5,588,000</u>
15.4	<u>This appropriation is from the general fund.</u>		
15.5	<u>The commissioner must not spend this</u>		
15.6	<u>appropriation on additional full- or part-time</u>		
15.7	<u>permanent or temporary employees for the</u>		
15.8	<u>Public Information Center in the Division of</u>		
15.9	<u>Driver and Vehicle Services.</u>		
15.10	<b><u>(c) Public Safety Officer Survivor Benefits</u></b>	<u>640,000</u>	<u>640,000</u>
15.11	<u>This appropriation is from the general fund</u>		
15.12	<u>for payment of public safety officer survivor</u>		
15.13	<u>benefits under Minnesota Statutes, section</u>		
15.14	<u>299A.44. If the appropriation for either year</u>		
15.15	<u>is insufficient, the appropriation for the other</u>		
15.16	<u>year is available for it.</u>		
15.17	<b><u>(d) Public Safety Officer Reimbursements</u></b>	<u>1,367,000</u>	<u>1,367,000</u>
15.18	<u>This appropriation is from the general fund</u>		
15.19	<u>for transfer to the public safety officer's benefit</u>		
15.20	<u>account. This money is available for</u>		
15.21	<u>reimbursements under Minnesota Statutes,</u>		
15.22	<u>section 299A.465.</u>		
15.23	<b><u>(e) Soft Body Armor Reimbursements</u></b>	<u>745,000</u>	<u>745,000</u>
15.24	<u>This appropriation is from the general fund</u>		
15.25	<u>for soft body armor reimbursements under</u>		
15.26	<u>Minnesota Statutes, section 299A.38.</u>		
15.27	<b><u>(f) Technology and Support Service</u></b>	<u>6,299,000</u>	<u>6,299,000</u>
15.28	<u>This appropriation is from the general fund.</u>		
15.29	<b><u>Subd. 3. State Patrol</u></b>		
15.30	<b><u>(a) Patrolling Highways</u></b>	<u>113,588,000</u>	<u>109,545,000</u>

16.1	<u>Appropriations by Fund</u>	
16.2	<u>2022</u>	<u>2023</u>
16.3	<u>General</u>	<u>37,000</u> <u>37,000</u>
16.4	<u>H.U.T.D.</u>	<u>92,000</u> <u>92,000</u>
16.5	<u>Trunk Highway</u>	<u>113,459,000</u> <u>109,416,000</u>
16.6	<u>\$1,718,000 in the first year is from the trunk</u>	
16.7	<u>highway fund for costs associated with the</u>	
16.8	<u>2021 State Patrol Trooper Academy. This is</u>	
16.9	<u>a onetime appropriation.</u>	
16.10	<u>\$3,524,000 in the first year and \$2,822,000 in</u>	
16.11	<u>the second year are from the trunk highway</u>	
16.12	<u>fund for the purchase, deployment, and</u>	
16.13	<u>management of body-worn cameras.</u>	
16.14	<u>\$5,765,000 in the first year and \$4,142,000 in</u>	
16.15	<u>the second year are from the trunk highway</u>	
16.16	<u>fund for staff and equipment costs of an</u>	
16.17	<u>additional 25 patrol troopers.</u>	
16.18	<b><u>(b) Commercial Vehicle Enforcement</u></b>	<u>10,180,000</u> <u>10,046,000</u>
16.19	<u>\$494,000 in the first year and \$360,000 in the</u>	
16.20	<u>second year are for the purchase, deployment,</u>	
16.21	<u>and management of body-worn cameras.</u>	
16.22	<b><u>(c) Capitol Security</u></b>	<u>10,977,000</u> <u>10,923,000</u>
16.23	<u>This appropriation is from the general fund.</u>	
16.24	<u>\$449,000 in the first year and \$395,000 in the</u>	
16.25	<u>second year are for the purchase, deployment,</u>	
16.26	<u>and management of body-worn cameras.</u>	
16.27	<u>The commissioner must not:</u>	
16.28	<u>(1) spend any money from the trunk highway</u>	
16.29	<u>fund for capitol security; or</u>	
16.30	<u>(2) permanently transfer any state trooper from</u>	
16.31	<u>the patrolling highways activity to capitol</u>	
16.32	<u>security.</u>	



17.1 The commissioner must not transfer any  
 17.2 money appropriated to the commissioner under  
 17.3 this section:

17.4 (1) to capitol security; or

17.5 (2) from capitol security.

17.6 **(d) Vehicle Crimes Unit**

888,000

884,000

17.7 This appropriation is from the highway user  
 17.8 tax distribution fund to investigate:

17.9 (1) registration tax and motor vehicle sales tax  
 17.10 liabilities from individuals and businesses that  
 17.11 currently do not pay all taxes owed; and

17.12 (2) illegal or improper activity related to the  
 17.13 sale, transfer, titling, and registration of motor  
 17.14 vehicles.

17.15 \$22,000 in the first year and \$18,000 in the  
 17.16 second year are for the purchase, deployment,  
 17.17 and management of body-worn cameras.

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

17.19 **(a) Vehicle Services**

37,979,000

34,179,000

17.20 This appropriation is from the vehicle services  
 17.21 operating account under Minnesota Statutes,  
 17.22 section 299A.705, subdivision 1.

17.23 \$2,390,000 in the first year is for staff and  
 17.24 operating costs to hire temporary or contract  
 17.25 employees to process and issue drivers'  
 17.26 licenses and Minnesota identification cards.

17.27 This is a onetime appropriation and must not  
 17.28 be spent for permanent state employees.

17.29 \$326,000 in the first year and \$391,000 in the  
 17.30 second year are for costs to establish, equip,  
 17.31 and staff two additional vehicle inspection  
 17.32 sites.

18.1 \$250,000 in the first year is for programming  
 18.2 costs related to the implementation of  
 18.3 self-service kiosks for vehicle registration  
 18.4 renewal. This is a onetime appropriation and  
 18.5 is available in the second year.

18.6 \$8,000 in the first year is for FastDS  
 18.7 programming costs to allow for inclusion of  
 18.8 additional veterans plates in the lifetime  
 18.9 issuance category.

18.10 \$16,000 in the first year is for FastDS  
 18.11 programming costs to change temporary  
 18.12 permit fees for out-of-state carriers.

18.13 \$16,000 in the first year is for FastDS  
 18.14 programming costs related to motor vehicle  
 18.15 data subscriptions.

18.16 **(b) Driver Services** 39,840,000 36,793,000

18.17 This appropriation is from the driver services  
 18.18 operating account in the special revenue fund  
 18.19 under Minnesota Statutes, section 299A.705,  
 18.20 subdivision 2.

18.21 \$2,229,000 in the first year and \$155,000 in  
 18.22 the second year are for costs of a pilot project  
 18.23 for same-day issuance of drivers' licenses and  
 18.24 state identification cards.

18.25 \$425,000 in the first year and \$369,000 in the  
 18.26 second year are for costs of administration of  
 18.27 the third-party commercial driver's license  
 18.28 road test program.

18.29 \$108,000 in the first year and \$49,000 in the  
 18.30 second year are for staff costs to support  
 18.31 online driver education programs.

18.32 \$24,000 in the first year is for FastDS  
 18.33 programming costs related to no-show fees

19.1 for driver examinations. This is a onetime  
 19.2 appropriation.

19.3 **Subd. 5. Traffic Safety** 18,574,000 18,558,000

19.4 Appropriations by Fund

19.5	<u>2022</u>	<u>2023</u>
19.6 <u>General</u>	<u>18,080,000</u>	<u>18,064,000</u>
19.7 <u>Trunk Highway</u>	<u>494,000</u>	<u>494,000</u>

19.8 \$17,500,000 in each year is from the general  
 19.9 fund for grants to school districts, nonpublic  
 19.10 schools, charter schools, and companies that  
 19.11 provide school bus services, for the purchase  
 19.12 and installation of school bus stop-signal arm  
 19.13 camera systems. In awarding grants, the  
 19.14 commissioner must prioritize: regular route  
 19.15 type A, B, C, and D buses; newer buses; and  
 19.16 buses that do not already have a stop-signal  
 19.17 arm or forward-facing camera. Cameras  
 19.18 purchased with grants awarded pursuant to  
 19.19 this section must be used within the state. If  
 19.20 the money in the account is sufficient to fund  
 19.21 all requests, the commissioner must not require  
 19.22 a local match. The commissioner may seek  
 19.23 assistance from the commissioner of education  
 19.24 in administering the grants. This is a onetime  
 19.25 appropriation and is available until June 30,  
 19.26 2025.

19.27 \$110,000 in the first year and \$94,000 in the  
 19.28 second year are from the general fund for staff  
 19.29 costs to administer grants for school bus  
 19.30 stop-signal arm cameras. These are onetime  
 19.31 appropriations.

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

20.1 This appropriation is from the pipeline safety  
20.2 account in the special revenue fund under  
20.3 Minnesota Statutes, section 299J.18.

20.4 **Sec. 5. METROPOLITAN COUNCIL; USE OF FEDERAL FUNDS.**

20.5 To the extent allowable under federal law and the guidance of the Federal Transit  
20.6 Administration, the Metropolitan Council must use funds received from the Coronavirus  
20.7 Response and Relief Supplemental Appropriations Act of 2021 (CRRSAA) and the American  
20.8 Rescue Plan (ARP) to fully fund, in this priority order:

20.9 (1) Metro Mobility operating costs in fiscal years 2022 through 2025;

20.10 (2) transportation planning in fiscal years 2022 through 2025;

20.11 (3) regular route bus service operating costs in fiscal years 2022 and 2023; and

20.12 (4) operating costs of all other transit services in fiscal years 2022 and 2023.

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

20.14 **Sec. 6. PUBLIC SAFETY; USE OF HIGHWAY FUNDS.**

20.15 Payment of expenses related to forensic science services and other activities of the  
20.16 Bureau of Criminal Apprehension do not further a highway purpose under Minnesota  
20.17 Statutes, section 161.20, subdivision 3, and Minnesota Constitution, article XIV, section 6.  
20.18 The commissioner of public safety must not expend money from the trunk highway fund  
20.19 for any purpose of the Bureau of Criminal Apprehension.

20.20 **Sec. 7. RAIL SERVICE IMPROVEMENT; TRANSFER.**

20.21 \$15,000,000 in fiscal year 2022 and \$15,000,000 in fiscal year 2023 are transferred from  
20.22 the general fund to the rail service improvement account in the special revenue fund under  
20.23 Minnesota Statutes, section 222.49. These are onetime transfers.

20.24 **Sec. 8. SMALL CITIES ASSISTANCE; TRANSFER.**

20.25 \$6,150,000 in fiscal year 2022 and \$5,750,000 in fiscal year 2023 are transferred from  
20.26 the general fund to the small cities assistance account under Minnesota Statutes, section  
20.27 162.145. The base for this transfer is \$4,333,000 in fiscal year 2024, \$3,989,000 in fiscal  
20.28 year 2025, and \$0 thereafter.

21.1 **Sec. 9. TOWN ROADS; TRANSFER.**

21.2 \$6,150,000 in fiscal year 2022 and \$5,750,000 in fiscal year 2023 are transferred from  
21.3 the general fund to the town road account in the county state-aid highway fund under  
21.4 Minnesota Statutes, section 162.081. The base for this transfer is \$4,333,000 in fiscal year  
21.5 2024, \$3,989,000 in fiscal year 2025, and \$0 thereafter.

21.6 **Sec. 10. APPROPRIATION; AIRPORT INFRASTRUCTURE RENEWAL (AIR)**  
21.7 **GRANT PROGRAM.**

21.8 (a) \$2,000,000 in fiscal year 2022 and \$1,000,000 in fiscal year 2023 are appropriated  
21.9 from the general fund to the commissioner of employment and economic development for  
21.10 the airport infrastructure renewal (AIR) grant program under Minnesota Statutes, section  
21.11 116J.439. These are onetime appropriations.

21.12 (b) In awarding grants with this appropriation, the commissioner of employment and  
21.13 economic development must consult with the commissioner of transportation and prioritize  
21.14 eligible applicants that did not receive a grant pursuant to the appropriation in Laws 2019,  
21.15 First Special Session chapter 7, article 1, section 2, subdivision 2, paragraph (q).

21.16 **Sec. 11. APPROPRIATION CANCELLATION; PATROLLING HIGHWAYS.**

21.17 \$1,718,000 of the appropriation from the trunk highway fund in Laws 2019, First Special  
21.18 Session chapter 3, article 1, section 4, subdivision 3, paragraph (a), is canceled to the trunk  
21.19 highway fund on the effective date of this section.

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

21.21 **Sec. 12. APPROPRIATION CANCELLATION; PASSENGER RAIL.**

21.22 \$271,000 of the appropriation in fiscal year 2021 under Laws 2019, First Special Session  
21.23 chapter 3, article 1, section 2, subdivision 2, paragraph (d), is canceled to the general fund  
21.24 on the effective date of this section.

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

21.26 **Sec. 13. APPROPRIATION CANCELLATION; PUBLIC SAFETY SUPPORT.**

21.27 \$220,000 of the appropriation from the general fund in fiscal year 2021 under Laws  
21.28 2019, First Special Session chapter 3, article 1, section 4, subdivision 1, paragraph (b), is  
21.29 canceled to the general fund on the effective date of this section.

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

22.1 Sec. 14. **APPROPRIATION; DEPARTMENT OF EMPLOYMENT AND**  
22.2 **ECONOMIC DEVELOPMENT.**

22.3 \$15,000 in fiscal year 2022 and \$15,000 in fiscal year 2023 are appropriated from the  
22.4 general fund to the commissioner of employment and economic development for temporary  
22.5 staff costs related to the procurement of a statewide freight optimization tool for the  
22.6 Department of Transportation. These are onetime appropriations.

22.7 Sec. 15. **BECKER INTERCHANGE PROJECT; APPROPRIATION.**

22.8 (a) \$1,979,000 in fiscal year 2022 is appropriated from the general fund to the  
22.9 commissioner of transportation to prepare final design, conduct site preparation work, and  
22.10 acquire right-of-way for an interchange to be constructed at marked U.S. Highway 10,  
22.11 marked Trunk Highway 25, Sherburne County State-Aid Highway 8, and Sherburne County  
22.12 Road 52 in the city of Becker and Becker Township. This appropriation is for expenses not  
22.13 eligible to be paid from the trunk highway fund. This is a onetime appropriation and is  
22.14 available until June 30, 2025.

22.15 (b) \$1,869,000 in fiscal year 2022 is appropriated from the trunk highway fund to prepare  
22.16 final design, conduct site preparation work, and acquire right-of-way for an interchange to  
22.17 be constructed at marked U.S. Highway 10, marked Trunk Highway 25, Sherburne County  
22.18 State-Aid Highway Road 8, and Sherburne County Road 52 in the city of Becker and Becker  
22.19 Township. This appropriation is for expenses eligible to be paid from the trunk highway  
22.20 fund. This is a onetime appropriation and is available until June 30, 2025.

22.21 Sec. 16. **BLAINE; 99TH AVENUE AT MARKED TRUNK HIGHWAY 65;**  
22.22 **APPROPRIATION.**

22.23 (a) \$7,000,000 is appropriated from the general fund to the commissioner of transportation  
22.24 for one or more grants to the city of Blaine for a local road intersection at 99th Avenue  
22.25 Northeast and marked Trunk Highway 65 and associated local road improvements. This  
22.26 appropriation does not require a nonstate contribution. For purposes of this section, "local  
22.27 road intersection" means a grade-separated intersection if that is the preferred alternative  
22.28 following completion of the environmental analysis. This is a onetime appropriation and is  
22.29 available until June 30, 2025.

22.30 (b) \$2,000,000 of this appropriation is for environmental analysis and design of local  
22.31 road intersections along marked Trunk Highway 65 from north of 93rd Lane Northeast to  
22.32 north of 117th Avenue Northeast and associated local road improvements.

23.1 (c) \$5,000,000 of this appropriation is for acquisition of right-of-way associated with  
23.2 the improvements on 99th Avenue Northeast and adjacent frontage roads at marked Trunk  
23.3 Highway 65.

23.4 Sec. 17. **CULVERT UNDER MARKED TRUNK HIGHWAY 29; DOUGLAS**  
23.5 **COUNTY; APPROPRIATION.**

23.6 \$2,000,000 in fiscal year 2022 is appropriated from the general fund to the commissioner  
23.7 of transportation for a grant to Douglas County to install a new box culvert under marked  
23.8 Trunk Highway 29 between Lake Le Homme Dieu and Lake Geneva and to regrade and  
23.9 reconstruct a portion of marked Trunk Highway 29 to accommodate the new culvert. This  
23.10 appropriation does not require a nonstate match. This is a onetime appropriation and is  
23.11 available until June 30, 2025.

23.12 Sec. 18. **DULUTH AERIAL LIFT BRIDGE; APPROPRIATION.**

23.13 \$12,000,000 in fiscal year 2022 is appropriated from the general fund to the commissioner  
23.14 of transportation for a grant to the city of Duluth for capital repairs and restoration of the  
23.15 Aerial Lift Bridge. This is a onetime appropriation and is available until June 30, 2025.

23.16 Sec. 19. **IMPROVED ACCESS AND SAFETY STUDY; MARKED U.S. HIGHWAY**  
23.17 **10 IN ST. CLOUD; APPROPRIATIONS.**

23.18 (a) \$400,000 in fiscal year 2022 is appropriated from the trunk highway fund to the  
23.19 commissioner of transportation to study options to improve access to and safety on marked  
23.20 U.S. Highway 10 from 45th Avenue SE to 32nd Street SE in St. Cloud. At a minimum, the  
23.21 study must (1) evaluate options and costs for improving access and safety, including  
23.22 increasing or improving the lighting at intersections, installation of traffic-control signals  
23.23 at intersections, increasing the number or length of bypass lanes, increasing the number or  
23.24 length of acceleration and deceleration lanes, and J-turns or other methods of reduced conflict  
23.25 intersections; and (2) provide specific recommendations on how to best reduce high-speed  
23.26 collisions and create improved access for slower moving vehicles entering marked U.S.  
23.27 Highway 10 and cost estimates for each recommended improvement. By January 31, 2022,  
23.28 the commissioner must transmit a copy of the study to the chairs and ranking minority  
23.29 members of the legislative committees with jurisdiction over transportation policy finance.  
23.30 This is a onetime appropriation.

23.31 (b) \$600,000 in fiscal year 2022 is appropriated from the trunk highway fund to the  
23.32 commissioner of transportation for a grant to the St. Cloud Area Planning Organization to

24.1 be used for projects in the transportation improvement program or the regional infrastructure  
24.2 investment plan. This is a onetime appropriation.

24.3 **Sec. 20. INTERSTATE HIGHWAY 35 AT COUNTY STATE-AID HIGHWAY 9**  
24.4 **IN RICE COUNTY INTERCHANGE FEASIBILITY STUDY; APPROPRIATION.**

24.5 \$500,000 in fiscal year 2022 is appropriated from the trunk highway fund to the  
24.6 commissioner of transportation to conduct a study on the feasibility of an interchange at  
24.7 marked Interstate Highway 35 and County State-Aid Highway 9 in Rice County. At a  
24.8 minimum, the commissioner's study must include estimated construction costs, traffic  
24.9 modeling, an environmental analysis, and a potential design layout for an interchange. This  
24.10 is a onetime appropriation and is available until June 30, 2025.

24.11 **Sec. 21. INTERSTATE 35 STUDY AND INTERCHANGE PROJECT;**  
24.12 **APPROPRIATION.**

24.13 \$700,000 in fiscal year 2022 is appropriated from the trunk highway fund to the  
24.14 commissioner of transportation to study corridor mobility and safety improvement needs  
24.15 along marked Interstate 35 from approximately the Dakota County State-Aid Highway 50  
24.16 interchange in Lakeville to Dakota County State-Aid Highway 42 in Burnsville. This  
24.17 appropriation is also for preliminary engineering of the mobility and safety improvements  
24.18 and a redesign of the interchange at marked Interstate 35 and Dakota County State-Aid  
24.19 Highway 50 in Lakeville, including development of a geometric layout and environmental  
24.20 documentation for the corridor. This is a onetime appropriation and is available until June  
24.21 30, 2025.

24.22 **Sec. 22. INTERSTATE 35 STUDY; LAKEVILLE; APPROPRIATION.**

24.23 \$700,000 in fiscal year 2022 is appropriated from the trunk highway fund to the  
24.24 commissioner of transportation to study corridor mobility and safety improvement needs  
24.25 along marked Interstate 35 from approximately the Dakota County State-Aid Highway 50  
24.26 interchange in Lakeville to Dakota County State-Aid Highway 70 in Lakeville. This  
24.27 appropriation is also for preliminary engineering of the mobility and safety improvements.  
24.28 This is a onetime appropriation and is available until June 30, 2025.

24.29 **Sec. 23. KARLSTAD AIRPORT RUNWAY; APPROPRIATION.**

24.30 \$5,600,000 in fiscal year 2022 is appropriated from the general fund to the commissioner  
24.31 of transportation for a grant to the city of Karlstad for the acquisition of land, predesign,



25.1 design, engineering, and construction of a primary airport runway. This is a onetime  
25.2 appropriation and is available until June 30, 2025.

25.3 **Sec. 24. MARKED U.S. HIGHWAY 8 RECONSTRUCTION; APPROPRIATION.**

25.4 \$10,000,000 in fiscal year 2022 is appropriated from the general fund to the commissioner  
25.5 of transportation for a grant to Chisago County to design, engineer, and construct a  
25.6 reconstruction of marked U.S. Highway 8 from Karmel Avenue in Chisago City to Interstate  
25.7 35 and pedestrian and bike trails along and crossings of this portion of U.S. Highway 8.  
25.8 This reconstruction may include expanding segments of U.S. Highway 8 to four lanes,  
25.9 constructing or reconstructing frontage roads and backage roads, and realigning local roads  
25.10 to consolidate, remove, and relocate access onto and off of U.S. Highway 8. This is a onetime  
25.11 appropriation and is available until June 30, 2025.

25.12 **Sec. 25. MARKED U.S. HIGHWAY 10 STRATEGIC CONGESTION MITIGATION;**  
25.13 **APPROPRIATION.**

25.14 \$23,550,000 in fiscal year 2022 is appropriated from the trunk highway fund to the  
25.15 commissioner of transportation for a grant to Anoka County to complete the preliminary  
25.16 engineering, environmental documentation, final design, right-of-way acquisition,  
25.17 construction, and construction administration of a third travel lane in each direction of  
25.18 marked U.S. Highway 10 from east of the interchange with Hanson Boulevard to Round  
25.19 Lake Boulevard in the city of Coon Rapids. This appropriation does not require a nonstate  
25.20 contribution. This is a onetime appropriation and is available until June 30, 2025.

25.21 **Sec. 26. MARKED U.S. HIGHWAY 61 LIGHTING PROJECT; APPROPRIATION.**

25.22 \$3,500,000 in fiscal year 2022 is appropriated from the general fund to the commissioner  
25.23 of transportation to install lighting along the entire marked U.S. Highway 61 corridor from  
25.24 its interchange with Washington County State-Aid Highway 22 to its interchange with  
25.25 marked Trunk Highway 95 in the city of Cottage Grove. This is a onetime appropriation  
25.26 and is available until June 30, 2023.

25.27 **Sec. 27. OLMSTED COUNTY; TRUNK HIGHWAY 14 AND COUNTY ROAD 104**  
25.28 **INTERCHANGE; APPROPRIATION.**

25.29 \$11,060,000 in fiscal year 2022 is appropriated from the trunk highway fund to the  
25.30 commissioner of transportation to acquire property and to predesign, design, engineer,  
25.31 construct, furnish, and equip an interchange at marked Trunk Highway 14 and County Road

26.1 104, including the flyover at 7th Street NW, in Olmsted County. This is a onetime  
26.2 appropriation and is available until June 30, 2025.

26.3 **Sec. 28. RAMSEY GATEWAY PROJECT; APPROPRIATION.**

26.4 \$12,000,000 in fiscal year 2022 is appropriated from the general fund to the commissioner  
26.5 of transportation for one or more grants to Anoka County, the city of Ramsey, or both for  
26.6 acquisition of right-of-way associated with the local road portions of the Ramsey Gateway  
26.7 Project, which includes local road interchanges by marked U.S. Highway 10/169 at County  
26.8 State-Aid Highway 56 (Ramsey Boulevard) and County State-Aid Highway 57 (Sunfish  
26.9 Lake Boulevard) and the associated railroad grade separations, frontage roads, backage  
26.10 roads, connecting local streets, and any associated water and sanitary sewer infrastructure  
26.11 improvements, if necessary or required for the construction of the local road improvements  
26.12 of the Ramsey Gateway Project in the city of Ramsey. This appropriation does not require  
26.13 a nonstate contribution. This is a onetime appropriation and is available until June 30, 2025.

26.14 **Sec. 29. SCOTT COUNTY INTERCHANGE PROJECT; APPROPRIATION.**

26.15 \$2,500,000 in fiscal year 2022 is appropriated from the general fund to the commissioner  
26.16 of transportation for a grant to Scott County to complete preliminary and final design,  
26.17 environmental documentation, and right-of-way acquisition for construction of an interchange  
26.18 located at the intersections of marked U.S. Highway 169, marked Trunk Highway 282, and  
26.19 Scott County State-Aid Highway 9 in the city of Jordan. This is a onetime appropriation  
26.20 and is available until June 30, 2025.

26.21 **Sec. 30. SCOTT COUNTY; LOCAL ROAD IMPROVEMENTS; APPROPRIATION.**

26.22 \$20,650,000 in fiscal year 2022 is appropriated from the general fund to the commissioner  
26.23 of transportation for a grant to Scott County to design and construct local road improvements,  
26.24 including accommodations for bicycles and pedestrians, to support a programmed interchange  
26.25 at the intersection of marked Trunk Highway 13 and Dakota Avenue in Savage. This is a  
26.26 onetime appropriation and is available until June 30, 2025.

26.27 **Sec. 31. STREET AND UTILITY RECONSTRUCTION; SHERBURN;**  
26.28 **APPROPRIATION.**

26.29 \$3,030,000 in fiscal year 2022 is appropriated from the general fund to the commissioner  
26.30 of transportation for a grant to the city of Sherburn to acquire property or easements,  
26.31 predesign, design, construct, and equip the reconstruction of the city streets of Osborne

27.1 Street, between West 1st Street and West 5th Street and one block to the west and east of  
27.2 Osborne Street on West 2nd Street, West 3rd Street, and West 4th Street, and the storm  
27.3 water and sanitary sewer systems along those streets. This is a onetime appropriation and  
27.4 is available until June 30, 2025.

27.5 **Sec. 32. TELEWORK ACTIVITIES; APPROPRIATION.**

27.6 \$300,000 in fiscal year 2022 is appropriated from the general fund to the commissioner  
27.7 of transportation for a grant to the 494 Corridor Commission. The commissioner must not  
27.8 retain any portion of the funds appropriated under this section. The commissioner must  
27.9 make grant payments in full by June 30, 2022. Funds under this grant are for programming  
27.10 and service expansion to assist companies and commuters in telecommuting efforts and  
27.11 promotion of best practices. A grant recipient must provide telework resources, assistance,  
27.12 information, and related activities on a statewide basis. This is a onetime appropriation.

27.13 **Sec. 33. TRUNK HIGHWAY 3; APPROPRIATION.**

27.14 \$500,000 in fiscal year 2022 is appropriated from the trunk highway fund to the  
27.15 commissioner of transportation for a grant to Dakota County to complete preliminary  
27.16 engineering for corridor mobility and safety improvements on marked Trunk Highway 3,  
27.17 from approximately 142nd Street West in Rosemount to marked Interstate Highway 494 in  
27.18 Inver Grove Heights. This appropriation does not require a nonstate contribution. This is a  
27.19 onetime appropriation and is available until June 30, 2025.

27.20 **Sec. 34. TRUNK HIGHWAY 41 ROUNDABOUT IN CHANHASSEN;**  
27.21 **APPROPRIATION.**

27.22 \$1,500,000 in fiscal year 2022 is appropriated from the trunk highway fund to the  
27.23 commissioner of transportation to design and construct a roundabout on Trunk Highway  
27.24 41 at the intersection with the entrance and exit of Minnetonka Middle School West in  
27.25 Chanhasen. This is a onetime appropriation and is available until June 30, 2025.

27.26 **Sec. 35. TRUNK HIGHWAY 55; APPROPRIATION.**

27.27 \$4,500,000 in fiscal year 2022 is appropriated from the trunk highway fund to the  
27.28 commissioner of transportation for preliminary design, final design, and right-of-way  
27.29 acquisition to establish marked Trunk Highway 55 as a four-lane divided highway from a  
27.30 point near Hennepin County Road 118, known as Arrowhead Drive, in Medina to Hennepin

28.1 County State-Aid Highway 19 in Corcoran. This is a onetime appropriation and is available  
28.2 until June 30, 2025.

28.3 **Sec. 36. TRUNK HIGHWAY 55; APPROPRIATION.**

28.4 \$1,000,000 in fiscal year 2022 is appropriated from the trunk highway fund to the  
28.5 commissioner of transportation for a grant to Dakota County to complete preliminary  
28.6 engineering for corridor mobility and safety improvements on marked Trunk Highway 55  
28.7 from approximately marked U.S. Highway 52 to General Sieben Drive in Hastings. This  
28.8 appropriation does not require a nonstate contribution. This is a onetime appropriation and  
28.9 is available until June 30, 2025.

28.10 **Sec. 37. TRUNK HIGHWAY 77; APPROPRIATION.**

28.11 \$1,000,000 in fiscal year 2022 is appropriated from the trunk highway fund to the  
28.12 commissioner of transportation for a grant to Dakota County to complete preliminary  
28.13 engineering for corridor mobility and safety improvements on marked Trunk Highway 77  
28.14 from approximately 140th Street West in Apple Valley to marked Interstate 494 in  
28.15 Bloomington. This appropriation does not require a nonstate contribution. This is a onetime  
28.16 appropriation and is available until June 30, 2025.

28.17 **Sec. 38. U.S. HIGHWAY 169; APPROPRIATION.**

28.18 \$95,000 in fiscal year 2022 is appropriated from the general fund to the commissioner  
28.19 of transportation to be used for cost estimating, environmental permitting, and preliminary  
28.20 engineering for the improvement of marked U.S. Highway 169 from a two-lane undivided  
28.21 highway to a four-lane divided highway for the remaining eight-mile segment of Cross  
28.22 Range Expressway from Taconite to Pengilly. This is a onetime appropriation and is available  
28.23 until June 30, 2023.

28.24 **Sec. 39. U.S. HIGHWAY 169 AND SHERBURNE COUNTY STATE-AID HIGHWAY**  
28.25 **4; ZIMMERMAN; APPROPRIATION.**

28.26 \$16,400,000 in fiscal year 2022 is appropriated from the trunk highway fund to the  
28.27 commissioner of transportation for property acquisition, engineering, and construction of  
28.28 the trunk highway portions of an interchange at marked U.S. Highway 169 and Sherburne  
28.29 County State-Aid Highway 4 in the city of Zimmerman. This is a onetime appropriation  
28.30 and is available until June 30, 2025.

29.1 **Sec. 40. U.S. HIGHWAY 212 EXPANSION TO FOUR LANES BETWEEN**  
 29.2 **NORWOOD YOUNG AMERICA AND COLOGNE; APPROPRIATION.**

29.3 \$34,080,000 in fiscal year 2022 is appropriated from the trunk highway fund to the  
 29.4 commissioner of transportation to acquire property or permanent easements for, and to  
 29.5 design, engineer, construct, furnish, and equip an expansion of U.S. Highway 212 to four  
 29.6 lanes from Tacoma Avenue North in Norwood Young America to Lake Street West in  
 29.7 Cologne. Of this amount, up to \$10,000,000 is for safety improvements to the intersection  
 29.8 of U.S. Highway 212 and Carver County State-Aid Highway 51. This is a onetime  
 29.9 appropriation and is available until June 30, 2025.

29.10 **Sec. 41. WADENA; U.S. HIGHWAY 10; APPROPRIATION.**

29.11 \$25,000,000 in fiscal year 2022 is appropriated from the trunk highway fund to the  
 29.12 commissioner of transportation for design, preliminary and final engineering, environmental  
 29.13 analysis, and reconstruction of marked U.S. Highway 10 as a four-lane highway in Wadena.  
 29.14 This is a onetime appropriation and is available until June 30, 2025.

29.15 **Sec. 42. WASHINGTON COUNTY; BRIDGE OVER I-694; APPROPRIATION.**

29.16 \$3,500,000 in fiscal year 2022 is appropriated from the general fund to the commissioner  
 29.17 of transportation for a grant to Washington County to predesign, design, engineer, construct,  
 29.18 and equip the reconstruction of the 4th Street Bridge over Interstate 694 in the city of  
 29.19 Oakdale. This appropriation is not available until the commissioner of management and  
 29.20 budget determines that a sufficient amount has been committed from nonstate sources to  
 29.21 complete the project. This is a onetime appropriation and is available until June 30, 2025.

29.22 **ARTICLE 2**

29.23 **DEPARTMENT OF TRANSPORTATION**

29.24 Section 1. Minnesota Statutes 2020, section 16E.15, subdivision 2, is amended to read:

29.25 **Subd. 2. Software sale fund.** (a) Except as provided in paragraphs (b) and (c), proceeds  
 29.26 from the sale or licensing of software products or services by the chief information officer  
 29.27 must be credited to the MN.IT services revolving fund. If a state agency other than the  
 29.28 Office of MN.IT Services has contributed to the development of software sold or licensed  
 29.29 under this section, the chief information officer may reimburse the agency by discounting  
 29.30 computer services provided to that agency.

30.1 (b) Proceeds from the sale or licensing of software products or services developed by  
30.2 the Pollution Control Agency, or custom developed by a vendor for the agency, must be  
30.3 credited to the environmental fund.

30.4 (c) If the Department of Transportation develops software products or services using  
30.5 trunk highway funds, proceeds from the subsequent sale or licensing of the software products  
30.6 or services must be credited to the trunk highway fund. This paragraph also applies to  
30.7 software products or services custom developed by a vendor for the department using trunk  
30.8 highway funds. This paragraph does not authorize the use of trunk highway funds for  
30.9 development of software products or services in violation of section 161.20.

30.10 Sec. 2. Minnesota Statutes 2020, section 117.075, subdivision 2, is amended to read:

30.11 Subd. 2. **Appoint commissioners for damages.** (a) If the proposed taking shall appear  
30.12 to be necessary and such as is authorized by law, the court by an order shall appoint three  
30.13 disinterested commissioners, and at least two alternates, to ascertain and report the amount  
30.14 of damages that will be sustained by the several owners on account of such taking.

30.15 (b) All disinterested commissioners or alternates appointed under this subdivision must  
30.16 reside in Minnesota.

30.17 Sec. 3. Minnesota Statutes 2020, section 117.075, subdivision 3, is amended to read:

30.18 Subd. 3. **Commissioner qualifications.** ~~Before appointing a commissioner,~~ The court  
30.19 shall inquire whether each prospective commissioner has any relationship, business or  
30.20 otherwise, to any of the parties in the proceeding, or any interest in the proceeding which  
30.21 may constitute a conflict of interest, or which may create the appearance of impropriety  
30.22 should that person be appointed. Responses to this inquiry must be either written or on the  
30.23 record and made available by the court to any party in the proceeding ~~before and after~~  
30.24 ~~appointment.~~ No person who might have difficulty in rendering an unbiased decision may  
30.25 be appointed to serve. The court, in its discretion, may appoint one registered, practicing  
30.26 attorney to the commission who is knowledgeable in eminent domain matters. All other  
30.27 commissioners appointed must be persons actively engaged in the occupation of real estate  
30.28 sales or real estate appraising or persons knowledgeable in real estate values.

30.29 Sec. 4. Minnesota Statutes 2020, section 160.02, is amended by adding a subdivision to  
30.30 read:

30.31 Subd. 1b. **Bicycle lane.** "Bicycle lane" means a portion of a roadway or shoulder designed  
30.32 for exclusive or preferential use by persons using bicycles. Bicycle lanes are to be

31.1 distinguished from the portion of the roadway or shoulder used for motor vehicle traffic by  
31.2 physical barrier, striping, marking, or other similar device.

31.3 Sec. 5. Minnesota Statutes 2020, section 160.02, is amended by adding a subdivision to  
31.4 read:

31.5 Subd. 1c. **Bicycle route.** "Bicycle route" means a roadway or shoulder signed to  
31.6 encourage bicycle use.

31.7 Sec. 6. Minnesota Statutes 2020, section 160.262, subdivision 1, is amended to read:

31.8 Subdivision 1. **Bikeways; powers and duties; design guidelines.** (a) The legislature  
31.9 determines that it is in the interests of the public health, safety and welfare, to provide for  
31.10 the addition of bikeways to proposed and existing public highways without converting  
31.11 vehicle travel lanes into bicycle lanes or bicycle routes. The commissioner of transportation  
31.12 is authorized to plan, design, establish, and maintain bikeways on the right-of-way of any  
31.13 trunk highway. The commissioner is responsible for the design and construction of all  
31.14 bikeway projects within the right-of-way of any trunk highway. The commissioner must  
31.15 consider the development of bikeways during the planning, design, construction,  
31.16 reconstruction, or improvement of any trunk highway, or allow the establishment of such  
31.17 bikeways within trunk highway right-of-way. The commissioner must not convert vehicle  
31.18 travel lanes on the trunk highway system into a bicycle lane or bicycle route.

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

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

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

31.26 Sec. 7. Minnesota Statutes 2020, section 160.263, subdivision 3, is amended to read:

31.27 Subd. 3. **Designation.** (a) A governing body designating a bikeway under this section  
31.28 may:

31.29 (1) designate the type and character of vehicles or other modes of travel which may be  
31.30 operated on a bikeway, provided that the operation of such vehicle or other mode of travel  
31.31 is not inconsistent with the safe use and enjoyment of the bikeway by bicycle traffic;

32.1 (2) establish priority of right-of-way on the bicycle lane or bicycle path and otherwise  
 32.2 regulate the use of bikeways as it deems necessary; and

32.3 (3) paint lines or construct curbs or establish other physical separations to exclude the  
 32.4 use of the bikeways by vehicles other than those specifically permitted to operate thereon.

32.5 (b) The designating governing body may, after public hearing, prohibit through traffic  
 32.6 on any highway or portion thereof designated as a bicycle lane or bicycle route, except that  
 32.7 through traffic may not be prohibited on a trunk highway. The designating governing body  
 32.8 shall erect and maintain official signs giving notice of the regulations and priorities  
 32.9 established under this subdivision and shall mark all bikeways with appropriate signs.  
 32.10 Marking and signing of bikeways by the designating governing body shall be in conformance  
 32.11 with the Minnesota Manual on Uniform Traffic Control Devices.

32.12 (c) When a disability parking space is designated pursuant to section 169.346, subdivision  
 32.13 2, on a segment of road on which the governing body is considering designating a bikeway,  
 32.14 the governing body must work with the primary user of the disability parking space to  
 32.15 determine if the space may be relocated to a mutually agreeable location. At the request of  
 32.16 the primary user, the governing body must meet with the primary user at the primary user's  
 32.17 chosen location. Any agreement to relocate a disability parking space must be in writing  
 32.18 and signed by the primary user and an appropriate representative of the governing body. If  
 32.19 there is no agreement on relocating the disability parking space, the governing body must  
 32.20 designate the bikeway in a manner that does not eliminate or interfere with the space.

32.21 (d) For purposes of this subdivision, "primary user" means the person who will primarily  
 32.22 use the disability parking space. If the disability parking space will not be used primarily  
 32.23 by one person, the primary user is the owner of the property that abuts the segment of road  
 32.24 where the disability parking space is located.

32.25 Sec. 8. Minnesota Statutes 2020, section 160.264, is amended to read:

32.26 **160.264 REPLACING BIKEWAYS AND PEDESTRIAN WAYS.**

32.27 Whenever an existing bikeway, pedestrian way, or roadway used by bicycles or  
 32.28 pedestrians or the sole access to such is destroyed by any new, reconstructed, or relocated  
 32.29 federal, state, or local highway, the road authority responsible shall replace the destroyed  
 32.30 facility or access with a comparable facility or access. Replacement is not required where  
 32.31 it would be contrary to public safety or when sparsity of population, other available ways  
 32.32 or other factors indicate an absence of need for such facility or access. When the road



33.1 authority is the commissioner, the commissioner must not convert vehicle travel lanes on  
 33.2 the trunk highway system into a bicycle lane or bicycle route.

33.3 Sec. 9. Minnesota Statutes 2020, section 160.266, is amended by adding a subdivision to  
 33.4 read:

33.5 Subd. 1c. **Prohibition on lane conversion.** The commissioner must not convert vehicle  
 33.6 travel lanes on the trunk highway system into a bicycle lane or bicycle route.

33.7 Sec. 10. Minnesota Statutes 2020, section 160.93, subdivision 1, is amended to read:

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

33.17 (b) Fees collected pursuant to this section must vary in amount based on the level of  
 33.18 traffic congestion within the corridor. The commissioner must collect fees based on traffic  
 33.19 congestion levels. The commissioner must adopt a policy that specifies the traffic congestion  
 33.20 threshold that will initiate the collection of fees. The policy must also identify what fee will  
 33.21 be collected for each specified traffic congestion threshold. The commissioner must not  
 33.22 collect fees based solely on the time of day. The commissioner must not collect fees if the  
 33.23 minimum traffic congestion threshold is not met. The commissioner must post the policy  
 33.24 adopted pursuant to this section on the department's website. The commissioner must ensure  
 33.25 that signage is posted in dynamic shoulder lanes and high-occupancy vehicle lanes to indicate  
 33.26 in real time when fees are being collected and the amount of the fee.

33.27 (c) The commissioner must establish fees in an amount that will, at a minimum, pay for  
 33.28 all of the costs described in subdivision 2, paragraph (b), clauses 1 and 2.

33.29 **EFFECTIVE DATE.** This section is effective August 1, 2021.

33.30 Sec. 11. Minnesota Statutes 2020, section 160.93, subdivision 2, is amended to read:

33.31 Subd. 2. **Deposit of revenues; appropriation.** (a) ~~Except as provided in subdivision~~  
 33.32 ~~2a,~~ Money collected from fees authorized under subdivision 1 must be deposited in a

34.1 high-occupancy vehicle lane user fee account in the special revenue fund. A separate account  
 34.2 must be established for each trunk highway corridor. Money in the account is appropriated  
 34.3 to the commissioner.

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

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

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

34.9 ~~(c) The commissioner shall spend remaining money in the account as follows:~~

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

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

34.13 ~~(2) one-half must be transferred~~ (5) fifth, transfer any funds not spent according to clauses  
 34.14 (1) to (4) to the Metropolitan Council for expansion and improvement of bus transit services  
 34.15 within the corridor beyond the level of service provided on the date of implementation of  
 34.16 subdivision 1.

34.17 **EFFECTIVE DATE.** This section is effective August 1, 2021.

34.18 Sec. 12. Minnesota Statutes 2020, section 160.93, subdivision 4, is amended to read:

34.19 Subd. 4. **Prohibition.** No person may operate a single-occupant vehicle in a designated  
 34.20 high-occupancy vehicle lane or dynamic shoulder lane except in compliance with the  
 34.21 requirements of ~~the commissioner~~ this section. A person who violates this subdivision is  
 34.22 guilty of a petty misdemeanor and is subject to sections 169.89, subdivisions 1, 2, and 4,  
 34.23 and 169.891 and any other provision of chapter 169 applicable to the commission of a petty  
 34.24 misdemeanor traffic offense. Upon approval of the Federal Highway Administration, this  
 34.25 subdivision does not apply on New Year's Day, Memorial Day, Independence Day, Labor  
 34.26 Day, Thanksgiving, and Christmas.

34.27 **EFFECTIVE DATE.** This section is effective August 1, 2021.

34.28 Sec. 13. **[161.0815] RESTRICTIONS ON FUNDING FOR BICYCLE LANES AND**  
 34.29 **ROUTES.**

34.30 Notwithstanding any law to the contrary, the commissioner is prohibited from spending  
 34.31 funds from the highway user tax distribution fund or the trunk highway fund to create,

35.1 construct, expand, mark, or maintain bicycle lanes or bicycle routes on the trunk highway  
35.2 system.

35.3 Sec. 14. Minnesota Statutes 2020, section 161.088, subdivision 5, is amended to read:

35.4 Subd. 5. **Project selection process; criteria.** (a) The commissioner must establish a  
35.5 process to identify, evaluate, and select projects under the program. The process must be  
35.6 consistent with the requirements of this subdivision and must not include any additional  
35.7 evaluation criteria.

35.8 (b) As part of the project selection process, the commissioner must annually accept  
35.9 recommendations on candidate projects from area transportation partnerships and other  
35.10 interested stakeholders in each Department of Transportation district. The commissioner  
35.11 must determine the eligibility for each candidate project identified under this paragraph.  
35.12 For each eligible project, the commissioner must classify and evaluate the project for the  
35.13 program, using all of the criteria established under paragraph (c).

35.14 (c) Projects must be evaluated using all of the following criteria:

35.15 (1) a return on investment measure that provides for comparison across eligible projects;

35.16 (2) measurable impacts on commerce and economic competitiveness;

35.17 (3) efficiency in the movement of freight, including but not limited to:

35.18 (i) measures of annual average daily traffic and commercial vehicle miles traveled, which  
35.19 may include data near the project location on that trunk highway or on connecting trunk  
35.20 and local highways; and

35.21 (ii) measures of congestion or travel time reliability, which may be within or near the  
35.22 project limits, or both;

35.23 (4) improvements to traffic safety;

35.24 (5) connections to regional trade centers, local highway systems, and other transportation  
35.25 modes;

35.26 (6) the extent to which the project addresses multiple transportation system policy  
35.27 objectives and principles;

35.28 (7) support and consensus for the project among members of the surrounding community;

35.29 ~~and~~

35.30 (8) the time and work needed before construction may begin on the project; and

35.31 (9) regional balance throughout the state.

36.1 The commissioner must give the criteria in clauses (1) to (8) equal weight in the selection  
 36.2 process.

36.3 (d) The list of all projects evaluated must be made public and must include the score of  
 36.4 each project.

36.5 (e) As part of the project selection process, the commissioner may divide funding to be  
 36.6 separately available among projects within each classification under subdivision 3, and may  
 36.7 apply separate or modified criteria among those projects falling within each classification.

36.8 Sec. 15. [161.0895] HIGHWAY PURPOSE; REPORT.

36.9 (a) To ensure compliance with the Minnesota Constitution, article XIV, sections 2, 5,  
 36.10 and 6, commissioners of state agencies must not include in a biennial budget any expenditures  
 36.11 from the trunk highway fund or the highway user tax distribution fund for a nonhighway  
 36.12 purpose or for any purpose prohibited by section 161.20.

36.13 (b) No later than 45 days following the submission of the governor's biennial budget to  
 36.14 the legislature under section 16A.11, the commissioner of management and budget and the  
 36.15 attorney general must jointly submit a report to the chairs and ranking minority members  
 36.16 of the legislative committees with jurisdiction over transportation policy and finance. The  
 36.17 report must examine proposed appropriations from the trunk highway fund and the highway  
 36.18 user tax distribution fund, explain the highway purpose of the proposed appropriations,  
 36.19 determine if any proposed appropriation is for a nonhighway purpose, and, for nonhighway  
 36.20 purposes, recommend the fund to be used.

36.21 (c) For the purposes of this section, an appropriation for a nonhighway purpose is any  
 36.22 appropriation not for construction, improvement, or maintenance of highways or for any  
 36.23 purpose prohibited by section 161.20.

36.24 Sec. 16. Minnesota Statutes 2020, section 161.11, subdivision 2, is amended to read:

36.25 Subd. 2. **Payment of premium and reimbursement.** ~~The commissioner may pay the~~  
 36.26 ~~premiums for any said policy of insurance out of the trunk highway fund.~~ The political  
 36.27 subdivision or agency of the state for whom work is performed by employees of the  
 36.28 Department of Transportation pursuant to any agreement therefor made with the  
 36.29 commissioner shall pay to the trunk highway fund that portion of the premium for said  
 36.30 policy of insurance directly attributable to the work performed for it. The commissioner  
 36.31 may pay the premiums of any said policy of insurance out of the trunk highway fund only  
 36.32 in the amount deposited into the fund by the political subdivision or agency. If any additional

37.1 amount is due on said policy, the remaining amount must not be paid out of the trunk  
37.2 highway fund.

37.3 Sec. 17. Minnesota Statutes 2020, section 161.115, subdivision 27, is amended to read:

37.4 Subd. 27. **Route No. 96.** Beginning at a point on Route No. ~~95~~ 244 as herein established  
37.5 at or near ~~Stillwater~~ Dellwood City, thence extending in a westerly direction to a point on  
37.6 Route No. ~~63~~ 1 at or near ~~New Brighton~~ White Bear Lake.

37.7 **EFFECTIVE DATE.** This section is effective the day after the commissioner of  
37.8 transportation receives a copy of the agreement between the commissioner and the governing  
37.9 body of Washington County to transfer jurisdiction of Legislative Route No. 96 and after  
37.10 the commissioner sends notice to the revisor of statutes electronically or in writing that the  
37.11 conditions required to transfer the route have been satisfied.

37.12 Sec. 18. Minnesota Statutes 2020, section 161.14, is amended by adding a subdivision to  
37.13 read:

37.14 Subd. 97. **Chief Daryl "Taddy" Drusch Memorial Highway.** The segment of marked  
37.15 U.S. Highway 12 within the city limits of Howard Lake is designated as "Chief Daryl  
37.16 "Taddy" Drusch Memorial Highway." Subject to section 161.139, the commissioner must  
37.17 adopt a suitable design to mark this highway and erect appropriate signs.

37.18 Sec. 19. Minnesota Statutes 2020, section 161.14, is amended by adding a subdivision to  
37.19 read:

37.20 Subd. 98. **Deputy Richard K. Magnuson Memorial Highway.** The segment of marked  
37.21 Trunk Highway 310 from Roseau to the border with Canada is designated as "Deputy  
37.22 Richard K. Magnuson Memorial Highway." Subject to section 161.139, the commissioner  
37.23 must adopt a suitable design to mark this highway and erect appropriate signs.

37.24 Sec. 20. Minnesota Statutes 2020, section 161.14, is amended by adding a subdivision to  
37.25 read:

37.26 Subd. 99. **Patrol Inspector Robert H. Lobdell Memorial Highway.** The segment of  
37.27 marked Trunk Highway 11 from Roseau to Warroad is designated as "Patrol Inspector  
37.28 Robert H. Lobdell Memorial Highway." Subject to section 161.139, the commissioner must  
37.29 adopt a suitable design to mark this highway and erect appropriate signs.

38.1 Sec. 21. Minnesota Statutes 2020, section 161.14, is amended by adding a subdivision to  
38.2 read:

38.3 Subd. 100. **Corporal Caleb L. Erickson Memorial Highway.** That segment of marked  
38.4 Trunk Highway 13 in Waseca County from the southern border of Woodville Township to  
38.5 the northern border of Blooming Grove Township is designated as "Corporal Caleb L.  
38.6 Erickson Memorial Highway." Subject to section 161.139, the commissioner must adopt a  
38.7 suitable design to mark this highway and erect appropriate signs.

38.8 Sec. 22. Minnesota Statutes 2020, section 161.167, is amended to read:

38.9 **161.167 REIMBURSEMENT OF EXPENSES.**

38.10 Members of the appeal board shall submit to the commissioner an itemized list of the  
38.11 expenses incurred in disposing of matters presented to them. The appeal board members  
38.12 shall be reimbursed for all reasonable expenses incurred by them in the performance of their  
38.13 duties. ~~The commissioner shall pay these costs out of the trunk highway fund.~~ An amount  
38.14 sufficient to make reimbursements required under this section is appropriated from the  
38.15 general fund to the commissioner for this purpose.

38.16 Sec. 23. Minnesota Statutes 2020, section 161.19, is amended to read:

38.17 **161.19 CERTAIN RECORDS OBTAINED AND FILED.**

38.18 Upon the written request of the commissioner the court administrator of any court, the  
38.19 auditor of any county, the clerk of any town, or the recorder or clerk of any city shall furnish  
38.20 a copy of the proceedings, documents, and plats, if any, relating to the establishment of any  
38.21 road or the procuring of the right-of-way of any road which has been or may be taken over  
38.22 by the state of Minnesota as a trunk highway. The copy shall be filed in the records of the  
38.23 commissioner and shall be prima facie evidence of the existence of the road as described  
38.24 therein. The legal fee for the copies ~~shall~~ must not be paid from the trunk highway fund.  
38.25 An amount sufficient to pay the legal fee for the copies is appropriated from the general  
38.26 fund to the commissioner for these costs.

38.27 Sec. 24. Minnesota Statutes 2020, section 161.20, subdivision 3, is amended to read:

38.28 Subd. 3. Highway user tax distribution fund appropriations; trunk highway fund  
38.29 appropriations. The commissioner may expend highway user tax distribution funds only  
38.30 for highway purposes and may expend trunk highway funds only for trunk highway purposes.  
38.31 ~~Payment of expenses related to~~ The following must not be funded out of the highway user  
38.32 tax distribution fund or the trunk highway fund:

- 39.1 (1) Bureau of Criminal Apprehension laboratory;  
 39.2 (2) Explore Minnesota Tourism kiosks;  
 39.3 (3) tourist information centers;  
 39.4 (4) Minnesota Safety Council;  
 39.5 (5) driver education programs;  
 39.6 (6) Emergency Medical Services Board;  
 39.7 (7) Mississippi River Parkway Commission;  
 39.8 (8) payments to MN.IT Services in excess of actual costs incurred for trunk highway  
 39.9 purposes, and;  
 39.10 (9) personnel costs incurred on behalf of the Governor's Office do not further a highway  
 39.11 purpose and do not aid in the construction, improvement, or maintenance of the highway  
 39.12 system;  
 39.13 (10) parades, events, or sponsorships of events;  
 39.14 (11) the creation, construction, expansion, or maintenance of bikeways;  
 39.15 (12) administration and related services for the Department of Public Safety, the  
 39.16 commissioner's office, fiscal services, human resources, communications, and technology  
 39.17 services;  
 39.18 (13) the statewide notification center for excavation services pursuant to chapter 216D;  
 39.19 (14) rent and utility expenses for the department's central office building;  
 39.20 (15) the cost of manufacturing license plates;  
 39.21 (16) the installation, construction, expansion, or maintenance of public electric vehicle  
 39.22 infrastructure; and  
 39.23 (17) the following entities within the department: site development unit; labor compliance  
 39.24 efforts in the Office of Project Management and Technical Support; Environmental  
 39.25 Stewardship Office; Office of Transit and Active Transportation; Office of Aeronautics;  
 39.26 Passenger Rail Office; Modal Planning & Program Management Division; Statewide Radio  
 39.27 Communications within the department's state aid division; Workforce and Agency Services  
 39.28 Division; Office of Financial Management; Human Resources; commissioner's staff offices;  
 39.29 Office of Audit; Office of Chief Counsel; Office of Civil Rights; Communications and  
 39.30 Public Engagement; Office of Equity and Diversity; Government Affairs Office; and Office  
 39.31 of Freight and Commercial Vehicle Operations.

40.1 The prohibition on funding includes all expenses for the named entity or program, including  
40.2 but not limited to payroll, purchased services, supplies, repairs, and equipment. This  
40.3 prohibition on spending applies to any successor entities or programs that are substantially  
40.4 similar to the entity or program named here.

40.5 Sec. 25. Minnesota Statutes 2020, section 161.23, subdivision 2, is amended to read:

40.6 Subd. 2. **Conveyance of excess.** (a) On acquiring real estate in excess of what is needed  
40.7 for trunk highway purposes as authorized in subdivision 1, the commissioner of transportation  
40.8 shall, within one year after the completion of the construction, reconstruction, or improvement  
40.9 of the highway for which a portion of the real estate was needed and required, convey and  
40.10 quitclaim the excess real estate.

40.11 (b) The excess real estate may be sold and conveyed to the owner of the land abutting  
40.12 upon the excess real estate in the same manner and under the same terms provided under  
40.13 section 161.44, subdivision 2, or to the highest responsible bidder, after receipt of sealed  
40.14 bids following mailed notice to adjacent landowners and published notice of the sale for  
40.15 three successive weeks in a newspaper or trade journal of general circulation in the territory  
40.16 from which bids are likely to be received. All bids may be rejected and new bids received  
40.17 upon like advertisement.

40.18 (c) If the lands remain unsold after being offered for sale, the commissioner may offer  
40.19 the remaining lands to any person who agrees to pay the minimum bid established for the  
40.20 public sale. The sale must continue until all eligible lands have been sold or the commissioner  
40.21 withdraws the remaining lands from the sale. The lands to be sold must be listed on the  
40.22 department's unsold property inventory list.

40.23 (d) The deed may contain restrictive clauses limiting the use of such real estate in the  
40.24 interests of safety and convenient public travel when the commissioner finds that the  
40.25 restrictions are reasonably necessary.

40.26 Sec. 26. Minnesota Statutes 2020, section 161.23, subdivision 2a, is amended to read:

40.27 Subd. 2a. **Services of licensed real estate broker.** If the lands remain unsold after being  
40.28 offered for sale to the highest bidder, the commissioner may retain the services of a licensed  
40.29 real estate broker to find a buyer. The sale price may be negotiated by the broker, but must  
40.30 not be less than ~~90~~ 80 percent of the appraised market value as determined by the  
40.31 commissioner. The broker's fee must be established by prior agreement between the  
40.32 commissioner and the broker, and must not exceed ten percent of the sale price for sales of  
40.33 \$10,000 or more. The broker's fee must be paid to the broker from the proceeds of the sale.



41.1 Sec. 27. Minnesota Statutes 2020, section 161.44, subdivision 6a, is amended to read:

41.2 Subd. 6a. **Services of licensed real estate broker.** If the lands are withdrawn from sale  
 41.3 under subdivision 6b, the commissioner may retain the services of a licensed real estate  
 41.4 broker to find a buyer. The sale price may be negotiated by the broker, but must not be less  
 41.5 than ~~90~~ 80 percent of the appraised market value as determined by the commissioner. The  
 41.6 broker's fee must be established by prior agreement between the commissioner and the  
 41.7 broker, and must not exceed ten percent of the sale price for sales of \$10,000 or more. The  
 41.8 broker's fee must be paid to the broker from the proceeds of the sale.

41.9 Sec. 28. Minnesota Statutes 2020, section 161.44, subdivision 6b, is amended to read:

41.10 Subd. 6b. **Unsold lands.** If lands remain unsold after being offered for sale to the highest  
 41.11 bidder, the commissioner may offer the remaining lands to any person who agrees to pay  
 41.12 at least 80 percent of the minimum bid established for the public sale. Any offers less than  
 41.13 100 percent of the minimum bid must be approved by the commissioner prior to a sale. The  
 41.14 sale must continue until all eligible lands have been sold or the commissioner withdraws  
 41.15 the remaining lands from sale. The lands to be sold must be listed on the department's Unsold  
 41.16 Property Inventory list.

41.17 Sec. 29. Minnesota Statutes 2020, section 161.465, is amended to read:

41.18 **161.465 REIMBURSEMENT FOR FIRE SERVICES.**

41.19 (a) Ordinary expenses incurred by a municipal or volunteer fire department in  
 41.20 extinguishing a grass fire within the right-of-way of a trunk highway must be reimbursed  
 41.21 upon certification to the commissioner of transportation ~~from the trunk highway fund.~~ In  
 41.22 addition, ordinary expenses incurred by a municipal or volunteer fire department in  
 41.23 extinguishing a fire outside the right-of-way of any trunk highway if the fire originated  
 41.24 within the right-of-way, upon approval of a police officer or an officer or employee of the  
 41.25 Department of Public Safety must, upon certification to the commissioner of transportation  
 41.26 by the proper official of the municipality or fire department within 60 days after the  
 41.27 completion of the service, be reimbursed to the municipality or fire department ~~from funds~~  
 41.28 ~~in the trunk highway fund.~~ The commissioner must not make reimbursements authorized  
 41.29 by this section from the trunk highway fund. An amount sufficient to pay the reimbursement  
 41.30 costs is appropriated from the general fund to the commissioner for this purpose. The  
 41.31 commissioner of transportation shall take action practicable to secure reimbursement to the  
 41.32 ~~trunk highway~~ general fund of money expended under this section from the person, firm,  
 41.33 or corporation responsible for the fire or danger of fire.

42.1 (b) The provisions of this section shall not be construed to admit state liability for damage  
42.2 or destruction to private property or for injury to persons resulting from a fire originating  
42.3 within a trunk highway right-of-way.

42.4 Sec. 30. Minnesota Statutes 2020, section 162.145, subdivision 2, is amended to read:

42.5 Subd. 2. **Small cities assistance account.** A small cities assistance account is created  
42.6 in the special revenue fund. The account consists of funds as provided by law, and any other  
42.7 money donated, allotted, transferred, or otherwise provided to the account. Money in the  
42.8 account is annually appropriated to the commissioner and may only be expended as provided  
42.9 under this section.

42.10 Sec. 31. Minnesota Statutes 2020, section 162.145, subdivision 3, is amended to read:

42.11 Subd. 3. **Administration.** (a) ~~Subject to funds made available by law,~~ The commissioner  
42.12 ~~shall~~ must allocate all funds as provided in subdivision 4 and ~~shall~~ must, by June 1, certify  
42.13 to the commissioner of revenue the amounts to be paid.

42.14 (b) Following certification from the commissioner, the commissioner of revenue ~~shall~~  
42.15 must distribute the specified funds to cities in the same manner as local government aid  
42.16 under chapter 477A. ~~An~~ The appropriation to the commissioner under this section is available  
42.17 to the commissioner of revenue for the purposes specified in this paragraph.

42.18 (c) Notwithstanding other law to the contrary, in order to receive distributions under  
42.19 this section, a city must conform to the standards in section 477A.017, subdivision 2. A city  
42.20 that receives funds under this section must make and preserve records necessary to show  
42.21 that the funds are spent in compliance with subdivision ~~4~~ 5.

42.22 Sec. 32. Minnesota Statutes 2020, section 163.07, subdivision 2, is amended to read:

42.23 Subd. 2. **Qualifications, salary, and term.** The county highway engineer shall be a  
42.24 registered highway or civil engineer, registered under the laws of the state of Minnesota.  
42.25 The county board may appoint a new county engineer for a term of only one year. All  
42.26 reappointments shall be for a term of four years, and shall be made in May of the year in  
42.27 which the term expires. ~~The county highway engineer shall be a citizen and resident of this~~  
42.28 ~~state.~~ The county highway engineer's salary shall be fixed by the county board and shall be  
42.29 payable the same as other county officers are paid. The salary shall not be reduced during  
42.30 the county highway engineer's term of office.

43.1 Sec. 33. Minnesota Statutes 2020, section 167.45, is amended to read:

43.2 **167.45 OPERATION COSTS FOR CENTRAL OFFICE BUILDING, PAYMENT.**

43.3 The cost of operation and maintenance of the ~~new~~ central office building for the  
 43.4 Department of Transportation, or so much thereof as is properly attributable to the  
 43.5 Department of Transportation, ~~shall~~ must not be paid out of the trunk highway fund. An  
 43.6 amount sufficient to pay these costs is appropriated from the general fund to the commissioner  
 43.7 for this purpose.

43.8 Sec. 34. Minnesota Statutes 2020, section 169.812, subdivision 2, is amended to read:

43.9 Subd. 2. **Escort vehicles required; width.** (a) Except as provided in paragraphs (d) and  
 43.10 (e), no escort vehicle is required if the width of an overdimensional load is 15 feet or less  
 43.11 as measured at the bottom of the load or is 16 feet or less as measured at the top of the load.

43.12 (b) Only one rear escort vehicle is required on a multilane divided roadway if the width  
 43.13 of an overdimensional load is more than 15 feet as measured at the bottom of the load or is  
 43.14 more than 16 feet as measured at the top of the load.

43.15 (c) Only one lead escort vehicle and one rear escort vehicle is required on any undivided  
 43.16 roadway if the width of an overdimensional load is more than 15 feet as measured at the  
 43.17 bottom of the load or is more than 16 feet as measured at the top of the load.

43.18 (d) ~~Only~~ One lead escort vehicle, one rear escort vehicle, and one lead licensed peace  
 43.19 officer is required when any part of an overdimensional load or a vehicle transporting an  
 43.20 overdimensional load extends beyond the left of the centerline on an undivided roadway.

43.21 (e) The commissioner may require additional escorts when deemed necessary to protect  
 43.22 public safety or to ensure against undue damage to the road foundations, surfaces, or  
 43.23 structures. The commissioner must specify in the permit (1) the number of additional escorts  
 43.24 required; and (2) whether the operators of the escort vehicles must be licensed peace officers  
 43.25 or may be escort drivers, as defined in subdivision 1.

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

43.27 Sec. 35. **[169.8665] SPECIAL SOYBEAN MEAL-HAULING VEHICLE PERMIT.**

43.28 **Subdivision 1. Special three-unit vehicle permit.** The commissioner may issue a permit  
 43.29 for a vehicle that transports soybean meal and meets the following requirements:

44.1 (1) is a combination of vehicles, including a truck-tractor and a semitrailer drawing one  
44.2 additional semitrailer, and no semitrailer used in the three-vehicle combination has an overall  
44.3 length in excess of 28-1/2 feet;

44.4 (2) does not exceed a maximum gross vehicle weight of 106,000 pounds; and

44.5 (3) is operated only in this state on marked U.S. Highway 75 in Crookston to marked  
44.6 U.S. Highway 2, and on marked U.S. Highway 2 from Crookston to the North Dakota  
44.7 border.

44.8 Subd. 2. **Special two-unit vehicle permit.** The commissioner may issue a permit for a  
44.9 vehicle that transports soybean meal and meets the following requirements:

44.10 (1) is a combination of vehicles consisting of a truck-tractor and a single semitrailer that  
44.11 may exceed 48 feet, but not 53 feet, if the distance from the kingpin to the centerline of the  
44.12 rear axle group of the semitrailer does not exceed 43 feet;

44.13 (2) does not exceed a maximum gross vehicle weight of 106,000 pounds; and

44.14 (3) is operated only on the highways specified in subdivision 1, clause (3).

44.15 Subd. 3. **Restrictions.** (a) A vehicle issued a permit under subdivision 1 or 2:

44.16 (1) is subject to the axle weight limits in section 169.824;

44.17 (2) is subject to bridge load limits posted pursuant to section 169.84;

44.18 (3) is subject to seasonal load restrictions under section 169.87;

44.19 (4) may not be operated with a load that exceeds the tire manufacturer's recommended  
44.20 load under section 169.823, the manufacturer's gross vehicle weight rating as affixed to the  
44.21 vehicle, or other certification of gross weight rating under Code of Federal Regulations,  
44.22 title 49, sections 567.4 to 567.7;

44.23 (5) may not be operated on the interstate highway system; and

44.24 (6) may be operated on streets or highways under the control of a local authority only  
44.25 upon the approval of the local authority. However, vehicles may have reasonable access to  
44.26 terminals and facilities for food, fuel, repairs, and rest, and for continuity of route within  
44.27 one mile of the national network as provided by section 169.81, subdivision 3, and Code  
44.28 of Federal Regulations, title 23, section 658.19.

44.29 (b) The seasonal weight increases authorized under section 169.829 do not apply to  
44.30 permits issued under this section.

45.1 Subd. 4. **Permit fee; appropriation.** Vehicle permits issued under subdivision 1 must  
 45.2 be annual permits. The fee is \$850 for each vehicle, or a proportional amount as provided  
 45.3 in section 169.86, subdivision 5, and must be deposited in the trunk highway fund. An  
 45.4 amount sufficient to administer the permit program is appropriated from the trunk highway  
 45.5 fund to the commissioner for the costs of administering the permit program.

45.6 Subd. 5. **Expiration date.** Upon request of the permit applicant, the expiration date for  
 45.7 a permit issued under this section must be the same as the expiration date of the permitted  
 45.8 vehicle's registration.

45.9 **EFFECTIVE DATE.** This section is effective January 1, 2022.

45.10 Sec. 36. Minnesota Statutes 2020, section 174.03, subdivision 1b, is amended to read:

45.11 **Subd. 1b. Statewide freight and passenger rail plan.** (a) The commissioner shall  
 45.12 develop a comprehensive statewide freight and passenger rail plan to be ~~included and revised~~  
 45.13 ~~as a part~~ within two years of each update to the statewide multimodal transportation plan  
 45.14 that prioritizes future passenger rail capital improvement projects based on a scoring system.  
 45.15 The plan must identify the criteria, weight of each criterion, and process used to score each  
 45.16 project based on the weighted criteria. The plan must list the candidate projects evaluated,  
 45.17 the score assigned, and any other reasons for prioritizing a project other than the score. The  
 45.18 commissioner shall publish the plan on the department's website.

45.19 ~~(b) Before the initial version of the plan is adopted, the commissioner shall provide a~~  
 45.20 ~~copy for review and comment to the chairs and ranking minority members of the senate and~~  
 45.21 ~~house of representatives committees with jurisdiction over transportation policy and finance.~~  
 45.22 ~~Notwithstanding paragraph (a), the commissioner may adopt the next revision of the statewide~~  
 45.23 ~~transportation plan, scheduled to be completed in calendar year 2009, prior to completion~~  
 45.24 ~~of the initial version of the comprehensive statewide freight and passenger rail plan. The~~  
 45.25 commissioner shall spend all funds for passenger rail on projects listed in the plan in order  
 45.26 of priority unless the appropriation authorizing the funding explicitly designates the funding  
 45.27 for a specific project.

45.28 Sec. 37. Minnesota Statutes 2020, section 174.03, subdivision 8, is amended to read:

45.29 **Subd. 8. Salaries and expenses.** Salaries and expenses of the department relating to  
 45.30 highway purposes shall be paid from moneys available in the trunk highway fund, except  
 45.31 as provided in section 161.20, subdivision 3. The funds provided in sections 360.011 to  
 45.32 360.076 and 360.305 to 360.91 shall be expended by the commissioner of transportation in  
 45.33 accordance with the purposes prescribed by those sections. Funds appropriated pursuant to

46.1 the authority conferred by any constitutional article shall be expended in conformity with  
46.2 the purposes and uses authorized thereby.

46.3 Sec. 38. [174.13] TRANSPORTATION PROGRAMMING AND INVESTMENT  
46.4 COMMITTEE.

46.5 Subdivision 1. Establishment; duties. (a) The Transportation Programming and  
46.6 Investment Committee is established in the department. The committee must provide policy  
46.7 direction for the department's capital investments on the transportation system and must  
46.8 make programmatic capital investment decisions and recommendations to the commissioner.

46.9 At a minimum, the committee must:

46.10 (1) make, approve, or confirm major policy and spending decisions related to construction  
46.11 on trunk highways;

46.12 (2) select projects pursuant to state law and department policies;

46.13 (3) make decisions on trunk highway programming;

46.14 (4) distribute uncommitted funds;

46.15 (5) direct state road construction funds to specific projects, programs, and studies; and

46.16 (6) create and maintain the investment opportunity plan and select projects from that  
46.17 list for funding as funds allow.

46.18 (b) In making programming decisions, the Transportation Programming and Investment  
46.19 Committee must follow state and federal law and any policy or procedure established by  
46.20 the commissioner. The committee and the commissioner must not override or contradict  
46.21 state or federal law or any policy or procedure adopted by the commissioner.

46.22 Subd. 2. Members. (a) The Transportation Programming and Investment Committee  
46.23 consists of the following ten voting members:

46.24 (1) the department's assistant commissioner for modal planning and program management;

46.25 (2) the department's assistant commissioner for state aid;

46.26 (3) the department's assistant commissioner for engineering services;

46.27 (4) the department's assistant commissioner for operations;

46.28 (5) the department's assistant commissioner for sustainability and public health;

46.29 (6) the department's chief financial officer;

47.1 (7) two members of the house of representatives, one appointed by the speaker of the  
47.2 house and one appointed by the minority leader of the house; and

47.3 (8) two members of the senate, one appointed by the senate majority leader and one  
47.4 appointed by the senate minority leader.

47.5 (b) In addition to the voting members specified in paragraph (a), the Transportation  
47.6 Programming and Investment Committee consists of the following six nonvoting members:

47.7 (1) the department's assistant division director for modal planning and program  
47.8 management;

47.9 (2) the department's two assistant division directors for operations;

47.10 (3) the department's assistant division director for engineering services;

47.11 (4) the department's controller or office director for financial management; and

47.12 (5) the department's deputy engineer for state aid.

47.13 (c) Any decision or recommendation made by the committee must be made by six or  
47.14 more of the voting members described in paragraph (a), including at least one legislator  
47.15 from each party represented by a legislator on the committee.

47.16 (d) The assistant commissioner for modal planning and program management, or the  
47.17 assistant commissioner's designee, serves as the chair of the Transportation Programming  
47.18 and Investment Committee.

47.19 Subd. 3. **Meetings.** (a) The Transportation Programming and Investment Committee  
47.20 must meet at least once each calendar month.

47.21 (b) The chair must designate a person to take minutes for each meeting. At a minimum,  
47.22 the minutes must include the following information:

47.23 (1) the members and anyone else present for the meeting;

47.24 (2) the issues considered by the committee;

47.25 (3) a summary of the discussion for each issue; and

47.26 (4) the number of yes and no votes for each vote taken.

47.27 The minutes must be posted on the department's website within three calendar days after  
47.28 the meeting. The minutes must remain available on the department's website for two calendar  
47.29 years after the minutes were posted.

48.1 Subd. 4. **Commissioner response.** If the commissioner does not follow a decision or  
 48.2 recommendation made by the Transportation Programming and Investment Committee, the  
 48.3 commissioner must notify the committee, in writing, that the commissioner did not follow  
 48.4 the decision or recommendation and explain the reasons for the decision. The commissioner  
 48.5 must post the notification on the department's website within three calendar days of  
 48.6 submitting it to the committee. The notification must remain available on the department's  
 48.7 website for two calendar years after the notification was posted.

48.8 Subd. 5. **Investment opportunity plan.** The Transportation Programming and Investment  
 48.9 Committee must establish and maintain an investment opportunity plan that includes projects  
 48.10 with an identified need but are not funded by or cannot be funded by the standard  
 48.11 programming process. The plan must set forth a process to be used when determining how  
 48.12 to allocate funding. The commissioner must publish the plan on the department's website.  
 48.13 The committee must publish on the department's website a list of all projects that the  
 48.14 committee considers for funding. The list must identify the projects that were selected and  
 48.15 the projects that were not selected. For each project that was not selected, the commissioner  
 48.16 must include the reason it was not selected.

48.17 Sec. 39. Minnesota Statutes 2020, section 174.185, subdivision 3, is amended to read:

48.18 Subd. 3. **Report.** The commissioner shall report annually to the chairs and ranking  
 48.19 minority members of the senate and house of representatives committees with jurisdiction  
 48.20 over transportation finance ~~beginning on January 1, 2012,~~ the results of the analyses required  
 48.21 in subdivision 2.

48.22 Sec. 40. **[174.20] PAVEMENT SELECTION GUIDELINES.**

48.23 (a) The commissioner must develop, implement, and adhere to a pavement investment  
 48.24 guide.

48.25 (b) The commissioner must review and approve all pavement selections made by district  
 48.26 offices for construction, reconstruction, rehabilitation, or preservation projects to ensure  
 48.27 that the pavement selection is consistent with the pavement investment guide. Nothing in  
 48.28 this section allows the commissioner to alter projects selected by district offices, except for  
 48.29 the type of pavement to be used.

48.30 Sec. 41. Minnesota Statutes 2020, section 174.24, subdivision 7, is amended to read:

48.31 Subd. 7. **Transit service for disabled veterans.** ~~On and after July 1, 2009,~~ An eligible  
 48.32 recipient of operating assistance under this section, who contracts or has contracted to



49.1 provide fixed route public transit, shall provide fixed route public transit service free of  
 49.2 charge for veterans, as defined in section 197.447, certified as disabled. For purposes of  
 49.3 this section, "certified as disabled" means certified in writing by the United States Department  
 49.4 of Veterans Affairs or the state commissioner of veterans affairs as having a permanent  
 49.5 service-connected disability.

49.6 Sec. 42. Minnesota Statutes 2020, section 174.285, subdivision 5, is amended to read:

49.7 Subd. 5. **Report.** By January 15 of each year, ~~beginning in 2012,~~ the council shall report  
 49.8 its findings, recommendations, and activities to the governor's office and to the chairs and  
 49.9 ranking minority members of the legislative committees with jurisdiction over transportation,  
 49.10 health, and human services, and to the legislature as provided under section 3.195.

49.11 Sec. 43. Minnesota Statutes 2020, section 174.40, subdivision 5, is amended to read:

49.12 Subd. 5. **Program administration.** (a) The commissioner shall establish general program  
 49.13 requirements and a competitive process for financial assistance, including but not limited  
 49.14 to eligibility requirements for grant recipients and projects; procedures for solicitation of  
 49.15 grants; application requirements; procedures for payment of financial assistance awards;  
 49.16 and a schedule for application, evaluation, and award of financial assistance. The  
 49.17 commissioner shall publish the program requirements and the competitive process on the  
 49.18 department's website.

49.19 (b) An application must include:

49.20 (1) a detailed and specific description of the project;

49.21 (2) an estimate, along with necessary supporting evidence, of the total costs for the  
 49.22 project and the allocation of identified and proposed funding sources for the project;

49.23 (3) an assessment of the need for and benefits of the project;

49.24 (4) a resolution adopted by the governing body of the school for which a safe routes to  
 49.25 school grant is requested, certifying that: (i) the governing body of the school supports the  
 49.26 project; and (ii) funds, if any, required to be supplied by the school to complete the project  
 49.27 are available and committed;

49.28 (5) a timeline indicating the major milestones of the project and their anticipated  
 49.29 completion dates; and

49.30 (6) any additional information or material the commissioner prescribes.

49.31 (c) The commissioner shall ~~make reasonable efforts to:~~

50.1 (1) publicize each solicitation for applications among all eligible recipients, ~~and;~~

50.2 (2) provide technical and informational assistance in creating and submitting applications;

50.3 and

50.4 (3) publish on the department's website a list of all projects that were considered for

50.5 funding. The list must identify the projects that were selected and the projects that were not

50.6 selected. For each project that was not selected, the commissioner must include the reason

50.7 it was not selected. This clause does not apply when there is no funding from any source

50.8 for the program in a fiscal year.

50.9 (d) ~~By January 1, 2013,~~ The commissioner of transportation shall publish and maintain

50.10 a manual on the safe routes to school program that assists applicants for and recipients of

50.11 financial assistance. The commissioner must publish the manual on the department's website.

50.12 The manual must include a list of eligibility and general program requirements, an

50.13 explanation of the application process, and a review of the criteria used to evaluate projects.

50.14 Sec. 44. Minnesota Statutes 2020, section 174.50, subdivision 6d, is amended to read:

50.15 Subd. 6d. **Major local bridges.** ~~For an appropriation made specifically for purposes of~~

50.16 ~~this subdivision,~~ The commissioner may make grants pursuant to this subdivision only if

50.17 an enacted appropriation specifically references this specific subdivision. The commissioner

50.18 must not make grants pursuant to this subdivision if an enacted appropriation references

50.19 this section generally. When authorized by this subdivision, the commissioner may make

50.20 a grant ~~under this section~~ to any political subdivision for replacement or rehabilitation of a

50.21 major local bridge ~~in which the grant award is~~ with a total bridge cost estimate of \$7,000,000

50.22 or more. If in any year money appropriated for local bridge replacement and rehabilitation

50.23 projects under this subdivision remains available after all identified and eligible projects

50.24 under this subdivision have been funded, the commissioner may use remaining funds to

50.25 make grants under this section for replacement or rehabilitation projects with a total bridge

50.26 cost estimate of less than \$7,000,000.

50.27 **EFFECTIVE DATE.** This section is effective July 1, 2021, and applies to grants made

50.28 on or after that date.

50.29 Sec. 45. Minnesota Statutes 2020, section 174.50, subdivision 7, is amended to read:

50.30 Subd. 7. **Bridge grant program; rulemaking.** (a) The commissioner of transportation

50.31 shall develop rules, procedures for application for grants, conditions of grant administration,

50.32 standards, and criteria as provided under subdivision 6, including bridge specifications, in

51.1 cooperation with road authorities of political subdivisions, for use in the administration of  
 51.2 funds appropriated to the commissioner and for the administration of grants to subdivisions.  
 51.3 The commissioner must publish all rules, procedures, conditions, standards, and criteria on  
 51.4 the department's website. Grants under this section are subject to the procedures and criteria  
 51.5 established in this subdivision and in subdivisions 5 and 6.

51.6 (b) The maximum use of standardized bridges is encouraged. Regardless of the size of  
 51.7 the existing bridge, a bridge or replacement bridge is eligible for assistance from the state  
 51.8 transportation fund if a hydrological survey indicates that the bridge or replacement bridge  
 51.9 must be ten feet or more in length.

51.10 (c) As part of the standards or rules, the commissioner shall, in consultation with local  
 51.11 road authorities, establish a minimum distance between any two bridges that cross over the  
 51.12 same river, stream, or waterway, so that only one of the bridges is eligible for a grant under  
 51.13 this section. As appropriate, the commissioner may establish exceptions from the minimum  
 51.14 distance requirement or procedures for obtaining a variance.

51.15 (d) Political subdivisions may use grants made under this section to construct or  
 51.16 reconstruct bridges, including but not limited to:

51.17 (1) matching federal aid grants to construct or reconstruct key bridges;

51.18 (2) paying the costs to abandon an existing bridge that is deficient and in need of  
 51.19 replacement but where no replacement will be made; and

51.20 (3) paying the costs to construct a road or street to facilitate the abandonment of an  
 51.21 existing bridge if the commissioner determines that the bridge is deficient, and that  
 51.22 construction of the road or street is more economical than replacement of the existing bridge.

51.23 (e) Funds appropriated to the commissioner from the Minnesota state transportation  
 51.24 fund shall be segregated from the highway tax user distribution fund and other funds created  
 51.25 by article XIV of the Minnesota Constitution.

51.26 (f) ~~Except as provided in subdivision 6d, the commissioner is prohibited from awarding~~  
 51.27 ~~a grant under this section for a local bridge replacement or rehabilitation project with a total~~  
 51.28 ~~project cost estimate of \$7,000,000 or more.~~ The commissioner must maintain a local bridge  
 51.29 project list that includes every project that is a local bridge replacement or rehabilitation  
 51.30 project which has approved plans. The list must include the total bridge cost estimate for  
 51.31 each project. The commissioner must update this list annually. The commissioner must  
 51.32 publish the list on the department's website.

52.1 ~~(g) Notwithstanding paragraph (f), the commissioner may award a grant under this~~  
 52.2 ~~section for a portion of a local bridge replacement or rehabilitation project with a total~~  
 52.3 ~~project cost estimate of \$7,000,000 or more if every other local bridge replacement or~~  
 52.4 ~~rehabilitation project on the commissioner's priority list with a total project cost estimate~~  
 52.5 ~~of less than \$7,000,000 has been fully funded. The commissioner is prohibited from awarding~~  
 52.6 ~~a grant of \$7,000,000 or more under this section for a local bridge replacement or~~  
 52.7 ~~rehabilitation project, except:~~

52.8 (1) for major local bridges as provided in subdivision 6d; or

52.9 (2) if every other local bridge replacement or rehabilitation project with a total bridge  
 52.10 cost estimate of \$7,000,000 or less on the local bridge project list required by paragraph (f)  
 52.11 has been fully funded.

52.12 (h) The commissioner must publish on the department's website a list of all projects that  
 52.13 were considered for funding. The list must identify the projects that were selected and the  
 52.14 projects that were not selected. For each project that was not selected, the commissioner  
 52.15 must include the reason it was not selected. This paragraph does not apply when there is no  
 52.16 funding from any source for the program in a fiscal year.

52.17 **EFFECTIVE DATE.** This section is effective July 1, 2021, and applies to grants made  
 52.18 on or after that date.

52.19 Sec. 46. Minnesota Statutes 2020, section 174.50, is amended by adding a subdivision to  
 52.20 read:

52.21 Subd. 8. **Total bridge cost estimate; definition.** For purposes of this section, a "total  
 52.22 bridge cost estimate" includes the costs for the work directly relating only to the bridge  
 52.23 itself.

52.24 Sec. 47. Minnesota Statutes 2020, section 174.52, subdivision 5, is amended to read:

52.25 Subd. 5. **Grant procedures and criteria.** (a) The commissioner shall establish procedures  
 52.26 for statutory or home rule charter cities, towns, and counties to apply for grants or loans  
 52.27 from the fund and criteria to be used to select projects for funding. The commissioner must  
 52.28 publish the procedures on the department's website. The commissioner shall establish these  
 52.29 procedures and criteria in consultation with representatives appointed by the Association  
 52.30 of Minnesota Counties, League of Minnesota Cities, Minnesota Association of Townships,  
 52.31 and the appropriate state agency as needed. The criteria for determining project priority and  
 52.32 the amount of a grant or loan must be based upon consideration of:

- 53.1 (1) the availability of other state, federal, and local funds;
- 53.2 (2) the regional significance of the route;
- 53.3 (3) effectiveness of the proposed project in eliminating a transportation system deficiency;
- 53.4 (4) the number of persons who will be positively impacted by the project;
- 53.5 (5) the project's contribution to other local, regional, or state economic development or
- 53.6 redevelopment efforts including livestock and other agricultural operations permitted after
- 53.7 the effective date of this section; and
- 53.8 (6) ability of the local unit of government to adequately provide for the safe operation
- 53.9 and maintenance of the facility upon project completion.

53.10 (b) The commissioner must publish on the department's website a list of all projects that

53.11 were considered for funding. The list must identify the projects that were selected and the

53.12 projects that were not selected. For each project that was not selected, the commissioner

53.13 must include the reason it was not selected. This paragraph does not apply when there is no

53.14 funding from any source for the program in a fiscal year.

53.15 Sec. 48. Minnesota Statutes 2020, section 174.56, subdivision 1, is amended to read:

53.16 Subdivision 1. **Report required.** (a) The commissioner of transportation shall submit

53.17 a report by December 15 of each year on (1) the status of major highway projects completed

53.18 during the previous two years or under construction or planned during the year of the report

53.19 and for the ensuing 15 years, (2) trunk highway fund expenditures, and (3) ~~beginning with~~

53.20 ~~the report due in 2016~~, efficiencies achieved during the previous two fiscal years.

53.21 (b) For purposes of this section, a "major highway project" is a highway project that has

53.22 a total cost for all segments that the commissioner estimates at the time of the report to be

53.23 at least (1) \$15,000,000 in the metropolitan highway construction district, or (2) \$5,000,000

53.24 in any nonmetropolitan highway construction district.

53.25 Sec. 49. Minnesota Statutes 2020, section 174.70, subdivision 3, is amended to read:

53.26 Subd. 3. **Deposit of fees; appropriation.** Fees collected under subdivision 2 must be

53.27 deposited in the trunk highway fund. The fees collected are appropriated to the commissioner

53.28 to pay for developing and maintaining the communications systems that serve state agencies.

53.29 This appropriation is notwithstanding prohibitions on trunk highway funding for statewide

53.30 radio communication under section 161.20.

54.1 Sec. 50. Minnesota Statutes 2020, section 174.75, is amended by adding a subdivision to  
54.2 read:

54.3 Subd. 6. **Prohibition on lane conversion.** The complete streets policy must not allow  
54.4 for the conversion of a vehicle travel lane on the trunk highway system into a bicycle lane  
54.5 or bicycle route.

54.6 Sec. 51. Minnesota Statutes 2020, section 221.83, is amended to read:

54.7 **221.83 COSTS PAID FROM TRUNK HIGHWAY FUND.**

54.8 The costs of administering the provisions of this chapter ~~shall~~ must not be paid from the  
54.9 trunk highway fund.

54.10 Sec. 52. Minnesota Statutes 2020, section 296A.083, subdivision 2, is amended to read:

54.11 Subd. 2. **Debt service forecast.** On ~~June 30, 2008, and each March 1 thereafter~~ April 1  
54.12 each year, the commissioner of management and budget shall report to the commissioner  
54.13 of revenue on trunk highway debt service. The report must include the annual amount of  
54.14 revenue from the surcharge previously deposited in the trunk highway fund, and a forecast  
54.15 of the total and annual amounts necessary to pay the remaining debt service.

54.16 Sec. 53. Minnesota Statutes 2020, section 297A.94, is amended to read:

54.17 **297A.94 DEPOSIT OF REVENUES.**

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

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

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

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

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

55.1 (c) The commissioner shall deposit the revenues, including interest and penalties, derived  
55.2 from the taxes imposed on sales and purchases included in section 297A.61, subdivision 3,  
55.3 paragraph (g), clauses (1) and (4), in the state treasury, and credit them as follows:

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

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

55.7 (d) Beginning with sales taxes remitted after July 1, 2017, the commissioner shall deposit  
55.8 in the state treasury the revenues collected under section 297A.64, subdivision 1, including  
55.9 interest and penalties and minus refunds, and credit them to the highway user tax distribution  
55.10 fund.

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

55.16 (f) Beginning with sales taxes remitted after July 1, 2017, in conjunction with the deposit  
55.17 of revenues under paragraph (d), the commissioner shall deposit into the state treasury and  
55.18 credit to the highway user tax distribution fund an amount equal to the estimated revenues  
55.19 derived from the tax rate imposed under section 297A.62, subdivision 1, on the lease or  
55.20 rental for not more than 28 days of rental motor vehicles subject to section 297A.64. The  
55.21 commissioner shall estimate the amount of sales tax revenue deposited under this paragraph  
55.22 based on the amount of revenue deposited under paragraph (d).

55.23 ~~(g) Starting after July 1, 2017, the commissioner shall deposit an amount of the~~  
55.24 ~~remittances monthly into the state treasury and credit them to the highway user tax~~  
55.25 ~~distribution fund as a portion of the estimated amount of taxes collected from the sale and~~  
55.26 ~~purchase of motor vehicle repair parts in that month. For the remittances between July 1,~~  
55.27 ~~2017, and June 30, 2019, the monthly deposit amount is \$2,628,000. For remittances in~~  
55.28 ~~each subsequent fiscal year, the monthly deposit amount is \$12,137,000. The commissioner~~  
55.29 ~~must deposit the revenues derived from the taxes imposed on the sale and purchase of motor~~  
55.30 ~~vehicle repair and replacement parts in the state treasury and credit:~~

55.31 (1) 54 percent to the highway user tax distribution fund;

55.32 (2) three percent to the small cities assistance account in the special revenue fund  
55.33 established under section 162.145;

- 56.1 (3) three percent to the town road account in the county state-aid highway fund established  
56.2 under section 162.081; and
- 56.3 (4) the remainder to the general fund.

56.4 For purposes of this paragraph, "motor vehicle" has the meaning given in section 297B.01,  
56.5 subdivision 11, and "motor vehicle repair and replacement parts" includes (i) all parts, tires,  
56.6 accessories, and equipment incorporated into or affixed to the motor vehicle as part of the  
56.7 motor vehicle maintenance and repair, and (ii) paint, oil, and other fluids that remain on or  
56.8 in the motor vehicle as part of the motor vehicle maintenance or repair. For purposes of this  
56.9 paragraph, "tire" means any tire of the type used on highway vehicles, if wholly or partially  
56.10 made of rubber and if marked according to federal regulations for highway use.

56.11 (h) 72.43 percent of the revenues, including interest and penalties, transmitted to the  
56.12 commissioner under section 297A.65, must be deposited by the commissioner in the state  
56.13 treasury as follows:

56.14 (1) 50 percent of the receipts must be deposited in the heritage enhancement account in  
56.15 the game and fish fund, and may be spent only on activities that improve, enhance, or protect  
56.16 fish and wildlife resources, including conservation, restoration, and enhancement of land,  
56.17 water, and other natural resources of the state;

56.18 (2) 22.5 percent of the receipts must be deposited in the natural resources fund, and may  
56.19 be spent only for state parks and trails;

56.20 (3) 22.5 percent of the receipts must be deposited in the natural resources fund, and may  
56.21 be spent only on metropolitan park and trail grants;

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

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

56.27 (i) The revenue dedicated under paragraph (h) may not be used as a substitute for  
56.28 traditional sources of funding for the purposes specified, but the dedicated revenue shall  
56.29 supplement traditional sources of funding for those purposes. Land acquired with money  
56.30 deposited in the game and fish fund under paragraph (h) must be open to public hunting  
56.31 and fishing during the open season, except that in aquatic management areas or on lands  
56.32 where angling easements have been acquired, fishing may be prohibited during certain times  
56.33 of the year and hunting may be prohibited. At least 87 percent of the money deposited in



57.1 the game and fish fund for improvement, enhancement, or protection of fish and wildlife  
57.2 resources under paragraph (h) must be allocated for field operations.

57.3 (j) The commissioner must deposit the revenues, including interest and penalties minus  
57.4 any refunds, derived from the sale of items regulated under section 624.20, subdivision 1,  
57.5 that may be sold to persons 18 years old or older and that are not prohibited from use by  
57.6 the general public under section 624.21, in the state treasury and credit:

57.7 (1) 25 percent to the volunteer fire assistance grant account established under section  
57.8 88.068;

57.9 (2) 25 percent to the fire safety account established under section 297I.06, subdivision  
57.10 3; and

57.11 (3) the remainder to the general fund.

57.12 For purposes of this paragraph, the percentage of total sales and use tax revenue derived  
57.13 from the sale of items regulated under section 624.20, subdivision 1, that are allowed to be  
57.14 sold to persons 18 years old or older and are not prohibited from use by the general public  
57.15 under section 624.21, is a set percentage of the total sales and use tax revenues collected in  
57.16 the state, with the percentage determined under Laws 2017, First Special Session chapter  
57.17 1, article 3, section 39.

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

57.22 Sec. 54. Minnesota Statutes 2020, section 297A.993, is amended by adding a subdivision  
57.23 to read:

57.24 Subd. 5. Reporting. (a) A metropolitan county, as defined in section 473.121, subdivision  
57.25 4, that imposes the transportation sales and use tax under this section must annually submit  
57.26 to the commissioner of transportation the following information for each of the county's  
57.27 three most recently completed fiscal years:

57.28 (1) a brief overview of the projects or improvements funded under this section, whether  
57.29 wholly or in part;

57.30 (2) a summary of any future funding commitments or dedications;

57.31 (3) total revenues, expenditures, encumbrances or dedications, and unexpended balances  
57.32 from the sales tax;

58.1 (4) expenditure breakdowns for (i) capital and operating costs, and (ii) transportation  
58.2 mode; and

58.3 (5) a summary of any bonds, notes, or other obligations under subdivision 4 that includes  
58.4 identification of total outstanding debt obligations and debt that is authorized but unissued.

58.5 (b) The information under paragraph (a) must be submitted in the form, manner, and  
58.6 schedule prescribed by the commissioner of transportation. The information must be  
58.7 structured to provide financial information in six-month increments corresponding to state  
58.8 and local fiscal years.

58.9 (c) By February 15 annually, the commissioner of transportation must submit a report  
58.10 to the members of the legislative committees with jurisdiction over transportation policy  
58.11 and finance that compiles the information received under paragraph (a).

58.12 Sec. 55. Minnesota Statutes 2020, section 360.012, is amended by adding a subdivision  
58.13 to read:

58.14 Subd. 1a. **Ordinances of political subdivisions.** A political subdivision must: (1) allow  
58.15 the commissioner to review a proposed ordinance affecting the operation of an unmanned  
58.16 aircraft; and (2) notify the commissioner whenever the political subdivision adopts an  
58.17 ordinance affecting the operation of unmanned aircraft.

58.18 Sec. 56. Minnesota Statutes 2020, section 360.013, is amended by adding a subdivision  
58.19 to read:

58.20 Subd. 57a. **Small unmanned aircraft.** "Small unmanned aircraft" means an aircraft, as  
58.21 defined in subdivision 37, that weighs less than 55 pounds and is operated without the  
58.22 possibility of human intervention from within or on the aircraft.

58.23 Sec. 57. Minnesota Statutes 2020, section 360.013, is amended by adding a subdivision  
58.24 to read:

58.25 Subd. 57b. **Small unmanned aircraft system.** "Small unmanned aircraft system" means  
58.26 a small unmanned aircraft and all of its associated elements, including components and  
58.27 communication links, that are required to control and operate the aircraft.

59.1 Sec. 58. Minnesota Statutes 2020, section 360.55, is amended by adding a subdivision to  
59.2 read:

59.3 Subd. 9. **Small unmanned aircraft systems.** (a) Any small unmanned aircraft system  
59.4 in which the unmanned aircraft weighs less than 55 pounds at takeoff, including payload  
59.5 and anything affixed to the aircraft, either:

59.6 (1) must be registered in the state for an annual fee of \$25; or

59.7 (2) is not subject to registration or an annual fee if the unmanned aircraft system is owned  
59.8 and operated solely for recreational purposes.

59.9 (b) An unmanned aircraft system that meets the requirements under paragraph (a) is  
59.10 exempt from aircraft registration tax under sections 360.511 to 360.67.

59.11 Sec. 59. Minnesota Statutes 2020, section 360.59, subdivision 10, is amended to read:

59.12 Subd. 10. **Certificate of insurance.** (a) Every owner of aircraft in this state when applying  
59.13 for registration, reregistration, or transfer of ownership shall supply any information the  
59.14 commissioner reasonably requires to determine that the aircraft during the period of its  
59.15 contemplated operation is covered by an insurance policy with limits of not less than  
59.16 \$100,000 per passenger seat liability both for passenger bodily injury or death and for  
59.17 property damage; not less than \$100,000 for bodily injury or death to each nonpassenger  
59.18 in any one accident; and not less than \$300,000 per occurrence for bodily injury or death  
59.19 to nonpassengers in any one accident. The insurance must comply with section 60A.081,  
59.20 unless that section is inapplicable under section 60A.081, subdivision 3.

59.21 The information supplied to the commissioner must include but is not limited to the  
59.22 name and address of the owner, the period of contemplated use or operation, if any, and, if  
59.23 insurance coverage is then presently required, the name of the insurer, the insurance policy  
59.24 number, the term of the coverage, policy limits, and any other data the commissioner requires.  
59.25 No certificate of registration shall be issued pursuant to subdivision 3 in the absence of the  
59.26 information required by this subdivision.

59.27 (b) In the event of cancellation of aircraft insurance by the insurer, the insurer shall  
59.28 notify the Department of Transportation at least ten days prior to the date on which the  
59.29 insurance coverage is to be terminated. Unless proof of a new policy of insurance is filed  
59.30 with the department meeting the requirements of this subdivision during the period of the  
59.31 aircraft's contemplated use or operation, the registration certificate for the aircraft shall be  
59.32 revoked forthwith.

60.1 (c) Nothing in this subdivision shall be construed to require an owner of aircraft to  
 60.2 maintain passenger seat liability coverage on aircraft for which an experimental certificate  
 60.3 has been issued by the administrator of the Federal Aviation Administration pursuant to  
 60.4 Code of Federal Regulations, title 14, sections 21.191 to 21.195 and ~~91.42~~ 91.319,  
 60.5 whereunder persons operating the aircraft are prohibited from carrying passengers in the  
 60.6 aircraft or for an unmanned aircraft. Whenever the aircraft becomes certificated to carry  
 60.7 passengers, passenger seat liability coverage shall be required as provided in this subdivision.

60.8 (d) The requirements of this subdivision shall not apply to any aircraft built by the  
 60.9 original manufacturer prior to December 31, 1939, and owned and operated solely as a  
 60.10 collector's item, if the owner files an affidavit with the commissioner. The affidavit shall  
 60.11 state the owner's name and address, the name and address of the person from whom the  
 60.12 aircraft was purchased, the make, year, and model number of the aircraft, the federal aircraft  
 60.13 registration number, the manufacturer's identification number, and that the aircraft is owned  
 60.14 and operated solely as a collector's item and not for general transportation purposes.

60.15 (e) A small unmanned aircraft system that meets the requirements of section 360.55,  
 60.16 subdivision 9, is not subject to the requirements under paragraphs (a) and (b). Owners of  
 60.17 small unmanned aircraft systems that meet the requirements of section 360.55, subdivision  
 60.18 9, must, at the time of registration, provide proof of insurability in a form acceptable to the  
 60.19 commissioner. Additionally, such operators must maintain records and proof that each flight  
 60.20 was insured for the limits established in paragraph (a).

60.21 Sec. 60. **APPOINTMENTS; TRANSPORTATION PROGRAMMING AND**  
 60.22 **INVESTMENT COMMITTEE.**

60.23 The speaker the house, the minority leader of the house, the senate majority leader, and  
 60.24 the senate minority leader must make the appointments to the Transportation Programming  
 60.25 and Investment Committee by June 30, 2021.

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

60.27 Sec. 61. **FREIGHT NETWORK OPTIMIZATION TOOL CREATION.**

60.28 (a) The commissioner of transportation, in consultation with the commissioner of  
 60.29 employment and economic development, must procure a statewide freight network  
 60.30 optimization tool. The tool, at a minimum, must be able to:

60.31 (1) use data and mathematical models to reduce transportation inefficiencies for lowering  
 60.32 supply chain costs to Minnesota businesses;

61.1 (2) develop return on investment metrics to promote public-private partnerships that  
61.2 result in network investments that address supply chain bottlenecks;

61.3 (3) analyze site locations for economic development that help to lower the cost of moving  
61.4 goods;

61.5 (4) improve the state's capabilities for transportation network planning and creating an  
61.6 efficient multimodal network for moving goods and people;

61.7 (5) identify investments that relieve freight bottlenecks which reduce costs for freight  
61.8 transportation system users and generate public benefits; and

61.9 (6) develop strategic supply chain information to help identify economic development  
61.10 opportunities for business expansion or relocation in Minnesota.

61.11 (b) The commissioner of transportation, in consultation with the commissioner of  
61.12 employment and economic development and the Minnesota Freight Advisory Committee,  
61.13 must establish a process that allows public or private entities to access and use the tool.

61.14 Sec. 62. **LEGISLATIVE ROUTE NO. 263 REMOVED.**

61.15 (a) Minnesota Statutes, section 161.115, subdivision 194, is repealed effective the day  
61.16 after the commissioner of transportation receives a copy of the agreement between the  
61.17 commissioner and the governing body of Martin County to transfer jurisdiction of Legislative  
61.18 Route No. 263 and notifies the revisor of statutes under paragraph (b).

61.19 (b) The revisor of statutes shall delete the route identified in paragraph (a) from Minnesota  
61.20 Statutes when the commissioner of transportation sends notice to the revisor electronically  
61.21 or in writing that the conditions required to transfer the route have been satisfied.

61.22 Sec. 63. **LEGISLATIVE ROUTE NO. 267 REMOVED.**

61.23 (a) Minnesota Statutes, section 161.115, subdivision 198, is repealed effective the day  
61.24 after the commissioner of transportation receives a copy of the agreement between the  
61.25 commissioner and the governing body of Murray County to transfer jurisdiction of Legislative  
61.26 Route No. 267 and notifies the revisor of statutes under paragraph (b).

61.27 (b) The revisor of statutes shall delete the route identified in paragraph (a) from Minnesota  
61.28 Statutes when the commissioner of transportation sends notice to the revisor electronically  
61.29 or in writing that the conditions required to transfer the route have been satisfied.

62.1 Sec. 64. MNPASS LANES; REQUEST TO FEDERAL HIGHWAY

62.2 ADMINISTRATION.

62.3 The commissioner of transportation must request approval from the Federal Highway  
 62.4 Administration to allow MnPASS lanes to be used by any vehicle on New Year's Day,  
 62.5 Memorial Day, Independence Day, Labor Day, Thanksgiving, and Christmas.

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

62.7 Sec. 65. TRAFFIC-CONTROL SIGNAL REQUIRED.

62.8 If left turn lanes are constructed on marked Trunk Highway 47 at the intersection with  
 62.9 McKinley Street in Anoka, the commissioner of transportation must install a traffic-control  
 62.10 signal at the intersection.

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

62.12 Sec. 66. TRANSPORTATION PROJECT SELECTION PROCESS.

62.13 Subdivision 1. Adoption of policy. (a) The commissioner of transportation must develop,  
 62.14 adopt, and implement a policy for every program or process the commissioner uses to  
 62.15 evaluate, prioritize, or select capital projects; award grants for capital projects; or allocate  
 62.16 funding or resources for capital projects, including trunk highway and general obligation  
 62.17 bonds. At a minimum, the commissioner must adopt a policy for capital project selections  
 62.18 and programs for each of the following: rail grade separation program; greater Minnesota  
 62.19 transit capital program; safety improvements on crude oil corridors; facilities capital  
 62.20 improvement program; Minnesota rail service improvement program; port development  
 62.21 assistance program; and airport projects funded entirely with state or local funds. Prior to  
 62.22 developing, adopting, or implementing a policy for a program or selection process, the  
 62.23 commissioner must consult with the following entities, where appropriate: the Federal  
 62.24 Highway Administration; metropolitan planning organizations; regional development  
 62.25 commissions; area transportation partnerships; local governments; the Metropolitan Council;  
 62.26 transportation stakeholders; or other appropriate federal, state, or local government agencies.  
 62.27 The commissioner must develop, adopt, and implement the policy no later than November  
 62.28 1, 2022, and may update the policy as appropriate. The commissioner must publish the  
 62.29 policy and updates on the department's website and through other effective means selected  
 62.30 by the commissioner.

62.31 (b) For each selection process, the policy adopted under this section must:

63.1 (1) establish a process that identifies criteria, the weight of each criterion, and a process  
 63.2 to score each project based on the weighted criteria. The scoring system may consider project  
 63.3 readiness as a criterion for evaluation, but project readiness must not be a major factor in  
 63.4 determining the final score;

63.5 (2) identify and apply all relevant criteria contained in enacted Minnesota or federal law  
 63.6 or added by the commissioner;

63.7 (3) identify for stakeholders and the general public the candidate project selected under  
 63.8 each selection process and every project considered that was not selected;

63.9 (4) involve area transportation partnerships and other local authorities, as appropriate,  
 63.10 in the process of scoring and ranking candidate projects under consideration;

63.11 (5) publicize scoring and decision outcomes concerning each candidate project, including  
 63.12 the projects that were considered but not selected, and the reason each project was not  
 63.13 selected; and

63.14 (6) require that the projects in the state transportation improvement program include the  
 63.15 score assigned to the project.

63.16 (c) This section does not apply to the following: the safe routes to school program under  
 63.17 Minnesota Statutes, section 174.40; the local bridge replacement program under Minnesota  
 63.18 Statutes, section 174.50; the local road improvement program under Minnesota Statutes,  
 63.19 section 174.52; highway railroad grade crossing-warning devices replacement; statewide  
 63.20 freight safety improvements; the airport capital improvement program; or high priority  
 63.21 bridges for the trunk highway system. This section does not apply to any programs or  
 63.22 processes for which the commissioner has already established a project selection process  
 63.23 pursuant to Laws 2017, First Special Session chapter 3, article 3, section 124.

63.24 (d) For purposes of this section, a capital project means a project to purchase, replace,  
 63.25 or recondition the physical assets that make up the transportation system.

63.26 Subd. 2. **Report to legislature.** By February 1, 2023, the commissioner must submit a  
 63.27 report to the chairs and ranking minority members of the legislative committees with  
 63.28 jurisdiction over transportation policy and finance concerning the adopted policy and how  
 63.29 the policy is anticipated to improve the consistency, objectivity, and transparency of the  
 63.30 selection process. The report must include information on input from members of the public  
 63.31 and the organizations identified in subdivision 1.

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

64.1 **Sec. 67. TRANSPORTATION REVENUE AND EXPENDITURES; REPORT.**

64.2 (a) The commissioner of transportation, in collaboration with the commissioners of  
64.3 revenue and management and budget, must submit a report to the chairs and ranking minority  
64.4 members of the legislative committees with jurisdiction over transportation policy and  
64.5 finance on transportation revenues and expenditures in Minnesota.

64.6 (b) At a minimum, the report must include analysis regarding:

64.7 (1) revenue sources for transportation activities, including detailed information on how  
64.8 much revenue is generated on both a geographic and a per-capita basis;

64.9 (2) the various constitutional and statutory formulas used to distribute transportation  
64.10 funding, including detailed information on the amounts spent under each formula over the  
64.11 past five years;

64.12 (3) expenditures for transportation-related activities, including detailed information on  
64.13 how transportation funds are distributed and expended on both a geographic and a per-capita  
64.14 basis;

64.15 (4) the current number of roadways with two or more paved lanes on a per-county basis;  
64.16 and

64.17 (5) the projected cost to meet Minnesota's transportation needs, taking into account  
64.18 specific factors that include but are not limited to (i) action needed to achieve meaningful  
64.19 congestion relief, and (ii) labor costs to both maintain existing transportation assets and  
64.20 expand to meet future needs.

64.21 (c) The report under this section must be submitted no later than January 1, 2022.

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

64.23 **Sec. 68. REPEALER.**

64.24 (a) Minnesota Statutes 2020, sections 16A.60; and 160.93, subdivisions 2a and 3, are  
64.25 repealed.

64.26 (b) Laws 2000, chapter 479, article 2, section 1, as amended by Laws 2000, chapter 499,  
64.27 section 41, and Laws 2001, First Special Session chapter 5, article 20, section 20, is repealed.

64.28 **EFFECTIVE DATE.** Paragraph (a) is effective July 1, 2021. Paragraph (b) is effective  
64.29 August 1, 2021.



65.1 Sec. 69. **EFFECTIVE DATE.**

65.2 Except where otherwise provided, this article is effective July 1, 2021.

65.3 **ARTICLE 3**

65.4 **DEPARTMENT OF PUBLIC SAFETY**

65.5 Section 1. Minnesota Statutes 2020, section 84.787, subdivision 7, is amended to read:

65.6 Subd. 7. **Off-highway motorcycle.** (a) "Off-highway motorcycle" means a motorized,  
65.7 off-highway vehicle traveling on two wheels and having a seat or saddle designed to be  
65.8 straddled by the operator and handlebars for steering control, including a vehicle that is  
65.9 registered under chapter 168 for highway use if it is also used for off-highway operation on  
65.10 trails or unimproved terrain.

65.11 (b) Off-highway motorcycle does not include an electric-assisted bicycle as defined in  
65.12 section 169.011, subdivision 27.

65.13 **EFFECTIVE DATE.** This section is effective August 1, 2021.

65.14 Sec. 2. Minnesota Statutes 2020, section 84.797, subdivision 7, is amended to read:

65.15 Subd. 7. **Off-road vehicle.** (a) "Off-road vehicle" or "vehicle" means a motor-driven  
65.16 recreational vehicle capable of cross-country travel on natural terrain without benefit of a  
65.17 road or trail.

65.18 (b) Off-road vehicle does not include a snowmobile; an all-terrain vehicle; a motorcycle;  
65.19 an electric-assisted bicycle as defined in section 169.011, subdivision 27; a watercraft; a  
65.20 farm vehicle being used for farming; a vehicle used for military, fire, emergency, or law  
65.21 enforcement purposes; a construction or logging vehicle used in the performance of its  
65.22 common function; a motor vehicle owned by or operated under contract with a utility,  
65.23 whether publicly or privately owned, when used for work on utilities; a commercial vehicle  
65.24 being used for its intended purpose; snow-grooming equipment when used for its intended  
65.25 purpose; or an aircraft.

65.26 **EFFECTIVE DATE.** This section is effective August 1, 2021.

65.27 Sec. 3. Minnesota Statutes 2020, section 84.92, subdivision 8, is amended to read:

65.28 Subd. 8. **All-terrain vehicle or vehicle.** (a) "All-terrain vehicle" or "vehicle" means a  
65.29 motorized vehicle with: (1) not less than three, but not more than six low pressure or  
65.30 non-pneumatic tires; (2) a total dry weight of 2,000 pounds or less; and (3) a total width

66.1 from outside of tire rim to outside of tire rim that is 65 inches or less. All-terrain vehicle  
66.2 includes a class 1 all-terrain vehicle and class 2 all-terrain vehicle.

66.3 (b) All-terrain vehicle does not include a an electric-assisted bicycle as defined in section  
66.4 169.011, subdivision 27, golf cart, mini-truck, dune buggy, or go-cart or a vehicle designed  
66.5 and used specifically for lawn maintenance, agriculture, logging, or mining purposes.

66.6 **EFFECTIVE DATE.** This section is effective August 1, 2021.

66.7 Sec. 4. Minnesota Statutes 2020, section 168.002, subdivision 18, is amended to read:

66.8 Subd. 18. **Motor vehicle.** (a) "Motor vehicle" means any self-propelled vehicle designed  
66.9 and originally manufactured to operate primarily on highways, and not operated exclusively  
66.10 upon railroad tracks. It includes any vehicle propelled or drawn by a self-propelled vehicle  
66.11 and includes vehicles known as trackless trolleys that are propelled by electric power obtained  
66.12 from overhead trolley wires but not operated upon rails. ~~It does not include snowmobiles,~~  
66.13 ~~manufactured homes, or park trailers.~~

66.14 (b) "Motor vehicle" includes an all-terrain vehicle only if the all-terrain vehicle (1) has  
66.15 at least four wheels, (2) is owned and operated by a physically disabled person, and (3)  
66.16 displays both disability plates and a physically disabled certificate issued under section  
66.17 169.345.

66.18 (c) "Motor vehicle" does not include an all-terrain vehicle except (1) an all-terrain vehicle  
66.19 described in paragraph (b), or (2) an all-terrain vehicle licensed as a motor vehicle before  
66.20 August 1, 1985. The owner may continue to license an all-terrain vehicle described in clause  
66.21 (2) as a motor vehicle until it is conveyed or otherwise transferred to another owner, is  
66.22 destroyed, or fails to comply with the registration and licensing requirements of this chapter.

66.23 (d) "Motor vehicle" does not include a snowmobile; a manufactured home; a park trailer;  
66.24 an electric personal assistive mobility device as defined in section 169.011, subdivision 26;

66.25 ~~(e) "Motor vehicle" does not include~~ a motorized foot scooter as defined in section  
66.26 169.011, subdivision 46; or an electric-assisted bicycle as defined in section 169.011,  
66.27 subdivision 27.

66.28 ~~(f)~~ (e) "Motor vehicle" includes an off-highway motorcycle modified to meet the  
66.29 requirements of chapter 169 according to section 84.788, subdivision 12.

66.30 **EFFECTIVE DATE.** This section is effective August 1, 2021.

67.1 Sec. 5. Minnesota Statutes 2020, section 168.013, subdivision 1m, is amended to read:

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

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

67.11 Sec. 6. Minnesota Statutes 2020, section 168.013, is amended by adding a subdivision to  
67.12 read:

67.13 Subd. 1n. **Plug-in hybrid electric vehicle.** (a) In addition to the tax under subdivision  
67.14 1a, a surcharge of \$114.50 is imposed for a plug-in hybrid electric vehicle as defined in  
67.15 section 169.011, subdivision 54a. Notwithstanding subdivision 8, revenue from the fee  
67.16 imposed under this subdivision must be deposited in the highway user tax distribution fund.

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

67.22 Sec. 7. Minnesota Statutes 2020, section 168.013, is amended by adding a subdivision to  
67.23 read:

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

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

68.1 Sec. 8. Minnesota Statutes 2020, section 168.013, is amended by adding a subdivision to  
68.2 read:

68.3 Subd. 1p. **Plug-in hybrid electric motorcycle.** (a) In addition to the tax under subdivision  
68.4 1b, a surcharge of \$23 is imposed for a plug-in hybrid electric motorcycle as defined in  
68.5 section 169.011, subdivision 54c. Notwithstanding subdivision 8, revenue from the fee  
68.6 imposed under this subdivision must be deposited in the highway user tax distribution fund.

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

68.12 Sec. 9. **[168.0135] MOTOR VEHICLE REGISTRATION SELF-SERVICE KIOSKS.**

68.13 Subdivision 1. **Authorization.** (a) The commissioner, in consultation with deputy  
68.14 registrars, must establish a process to implement, locate, and install self-service kiosks that  
68.15 may be used for passenger vehicle and motorcycle registration renewals. The commissioner  
68.16 must establish reasonable performance, security, technical, and financial standards to approve  
68.17 a vendor. Self-service kiosks authorized by this section must:

68.18 (1) allow a customer to renew a passenger vehicle or motorcycle registration pursuant  
68.19 to section 168.013, without assistance of a deputy registrar;

68.20 (2) collect the appropriate annual contribution for a special license plate;

68.21 (3) process requests for duplicate license plates, except that the self-service kiosk must  
68.22 not process any request for a special plate that requires documentation to prove eligibility  
68.23 to receive that type of plate;

68.24 (4) dispense license plate registration renewal stickers to the applicant at the time of the  
68.25 application; and

68.26 (5) display the contact phone number and e-mail address of the deputy registrar's office  
68.27 that is responsible for the self-service kiosk.

68.28 (b) A self-service kiosk may dispense license plates, except that a kiosk must not dispense  
68.29 any type of special license plate that requires documentation to prove eligibility to receive  
68.30 that type of plate.

68.31 (c) This section only applies to deputy registrars appointed pursuant to section 168.33,  
68.32 subdivision 2.

69.1 Subd. 2. Administration. (a) The commissioner must contract with a vendor to provide  
69.2 the hardware and software necessary to implement the self-service kiosk program. The  
69.3 commissioner must provide fair and reasonable access to department facilities, staff, and  
69.4 technology. The vendor is responsible for the maintenance and installation of all self-service  
69.5 kiosks. The vendor must provide training to deputy registrars on how to operate and  
69.6 troubleshoot issues with a self-service kiosk.

69.7 (b) In order to have a self-service kiosk placed in a deputy registrar's service area, the  
69.8 deputy registrar must make a request to the commissioner. The commissioner must review  
69.9 the request. If the request is approved, the commissioner must place a self-service kiosk in  
69.10 the requesting deputy registrar's service area.

69.11 (c) The deputy registrar that requested the placement of the self-service kiosk is  
69.12 responsible for the kiosk. The deputy registrar must coordinate with the vendor for  
69.13 administration and to ensure that all registration materials contained within the self-service  
69.14 kiosks are properly handled and accounted for.

69.15 Subd. 3. Fees. (a) The commissioner may assess a convenience fee of \$5 or less for each  
69.16 transaction completed using a self-service kiosk. The vendor must collect and retain the  
69.17 revenue from any convenience fee that is assessed.

69.18 (b) The filing fees in section 168.33, subdivision 7, apply to transactions conducted at  
69.19 a self-service kiosk. The deputy registrar must retain the filing fees.

69.20 (c) The fees authorized in this subdivision are in addition to any transaction fees,  
69.21 convenience fees, or other fees charged by a financial institution for use of a debit or credit  
69.22 card.

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

69.24 Sec. 10. Minnesota Statutes 2020, section 168.12, subdivision 1, is amended to read:

69.25 **Subdivision 1. Plates; design, visibility, periods of issuance.** (a) The commissioner,  
69.26 upon approval and payment, shall issue to the applicant the plates required by this chapter,  
69.27 bearing the state name and an assigned vehicle registration number. The number assigned  
69.28 by the commissioner may be a combination of a letter or sign with figures. The color of the  
69.29 plates and the color of the abbreviation of the state name and the number assigned must be  
69.30 in marked contrast. The plates must be lettered, spaced, or distinguished to suitably indicate  
69.31 the registration of the vehicle according to the rules of the commissioner.

70.1 (b) When a vehicle is registered on the basis of total gross weight, the plates issued must  
70.2 clearly indicate by letters or other suitable insignia the maximum gross weight for which  
70.3 the tax has been paid.

70.4 (c) Plates issued to a noncommercial vehicle must bear the inscription "noncommercial"  
70.5 unless the vehicle is displaying a special plate authorized and issued under this chapter.

70.6 (d) A one-ton pickup truck that is used for commercial purposes and is subject to section  
70.7 168.185, is eligible to display special plates as authorized and issued under this chapter.

70.8 (e) The plates must be so treated as to be at least 100 times brighter than the conventional  
70.9 painted number plates. When properly mounted on an unlighted vehicle, the plates, when  
70.10 viewed from a vehicle equipped with standard headlights, must be visible for a distance of  
70.11 not less than 1,500 feet and readable for a distance of not less than 110 feet.

70.12 (f) The commissioner shall issue plates for the following periods:

70.13 (1) New plates issued pursuant to section 168.012, subdivision 1, must be issued to a  
70.14 vehicle for as long as the vehicle is owned by the exempt agency and the plate shall not be  
70.15 transferable from one vehicle to another but the plate may be transferred with the vehicle  
70.16 from one tax-exempt agency to another.

70.17 (2) Plates issued for passenger automobiles must be issued for a seven-year period. All  
70.18 plates issued under this paragraph must be replaced if they are seven years old or older at  
70.19 the time of registration renewal or will become so during the registration period.

70.20 (3) Plates issued under sections 168.053 and 168.27, subdivisions 16 and 17, must be  
70.21 for a seven-year period.

70.22 (4) Plates issued under subdivisions 2c and 2d and ~~section~~ sections 168.123, 168.1235,  
70.23 and 168.1255 must be issued for the life of the veteran under section 169.79.

70.24 (5) Plates for any vehicle not specified in clauses (1) to (3) must be issued for the life  
70.25 of the vehicle.

70.26 (g) In a year in which plates are not issued, the commissioner shall issue for each  
70.27 registration a sticker to designate the year of registration. This sticker must show the year  
70.28 or years for which the sticker is issued, and is valid only for that period. The plates and  
70.29 stickers issued for a vehicle may not be transferred to another vehicle during the period for  
70.30 which the sticker is issued, except when issued for a vehicle registered under section 168.187.

70.31 (h) Despite any other provision of this subdivision, plates issued to a vehicle used for  
70.32 behind-the-wheel instruction in a driver education course in a public school may be

71.1 transferred to another vehicle used for the same purpose without payment of any additional  
 71.2 fee. The public school shall notify the commissioner of each transfer of plates under this  
 71.3 paragraph. The commissioner may prescribe a format for notification.

71.4 Sec. 11. Minnesota Statutes 2020, section 168.12, subdivision 5, is amended to read:

71.5 Subd. 5. **Additional fee.** (a) In addition to any fee otherwise authorized or any tax  
 71.6 otherwise imposed upon any vehicle, the payment of which is required as a condition to the  
 71.7 issuance of any plate or plates, the commissioner shall impose the fee specified in paragraph  
 71.8 (b) that is calculated to cover the cost of manufacturing and issuing the plate or plates,  
 71.9 except for plates issued to disabled veterans as defined in section 168.031 and plates issued  
 71.10 pursuant to section 168.124, 168.125, or 168.27, subdivisions 16 and 17, for passenger  
 71.11 automobiles. The commissioner shall issue graphic design plates only for vehicles registered  
 71.12 pursuant to section 168.017 and recreational vehicles registered pursuant to section 168.013,  
 71.13 subdivision 1g.

71.14 (b) Unless otherwise specified or exempted by statute, the following plate and validation  
 71.15 sticker fees apply for the original, duplicate, or replacement issuance of a plate in a plate  
 71.16 year:

71.17 License Plate	Single	Double
71.18 Regular and Disability	\$ <del>5.25</del> <u>13.50</u>	\$ <del>7.00</del> <u>15.50</u>
71.19	<del>10.00</del>	<del>11.50</del>
71.20 Special	\$ <u>13.50</u>	\$ <u>15.50</u>
71.21	<del>11.50</del>	
71.22 Personalized (Replacement)	\$ <u>13.50</u>	\$ 15.50
71.23	<del>15.00</del>	<del>16.50</del>
71.24 Collector Category	\$ <u>13.50</u>	\$ <u>15.50</u>
71.25 Emergency Vehicle Display	\$ 3.00	\$ 6.00
71.26 Utility Trailer Self-Adhesive	\$ 2.50	
71.27 Vertical Motorcycle Plate	\$ 100.00	NA
71.28 Replacement Dealer Plates	\$ 5.25	
71.29 Replacement Tax Exempt Plates	\$ 5.25	
71.30 Stickers		
71.31 Duplicate year	\$ <del>1.25</del> <u>1.50</u>	\$ <del>1.25</del> <u>1.50</u>
71.32 International Fuel Tax Agreement	\$ 2.50	

71.33 (c) Notwithstanding paragraph (b), for plates issued on and after August 1, 2019, and  
 71.34 before July 1, 2022, the following plate and validation sticker fees apply for the original,  
 71.35 duplicate, or replacement issuance of a plate in a plate year:

		Single	Double
72.1	License Plate		
72.2	Regular and Disability	\$ 6.00	\$ 8.00
72.3	Special	\$ 11.00	\$ 12.50
72.4	Personalized (Replacement)	\$ 12.50	\$ 16.50
72.5	Collector Category	\$ 16.00	\$ 17.50
72.6	Emergency Vehicle Display	\$ 3.00	\$ 6.00
72.7	Utility Trailer Self-Adhesive	\$ 2.50	
72.8	Vertical Motorcycle Plate	\$ 100.00	NA
72.9	Replacement Dealer Plates	\$ 5.25	
72.10	Replacement Tax Exempt Plates	\$ 5.25	
72.11	Stickers		
72.12	Duplicate year	\$ 1.50	\$ 1.50
72.13	International Fuel Tax Agreement	\$ 2.50	

72.14 (d) For vehicles that require two of the categories in paragraph (b) or (c), the registrar  
72.15 shall only charge the higher of the two fees and not a combined total.

72.16 Sec. 12. **168.1258] MINNESOTA 100 CLUB PLATES.**

72.17 Subdivision 1. **Issuance of plates.** The commissioner must issue Minnesota 100 Club  
72.18 special plates or a single motorcycle plate to an applicant who:

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

72.21 (2) pays the registration tax as required under section 168.013;

72.22 (3) pays a fee in the amount specified under section 168.12, subdivision 5, for each set  
72.23 of plates, along with any other fees required by this chapter;

72.24 (4) contributes a minimum of \$40 annually to the Minnesota 100 Club account; and

72.25 (5) complies with this chapter and rules governing registration of motor vehicles and  
72.26 licensing of drivers.

72.27 Subd. 2. **Design.** The commissioner must adopt a suitable design for the plate, in  
72.28 consultation with representatives from the Minnesota 100 Club.

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

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



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

73.2 Subd. 4. **Exemption.** Special plates issued under this section are not subject to section  
73.3 168.1293, subdivision 2.

73.4 Subd. 5. **Contributions; account; appropriation.** Contributions collected under  
73.5 subdivision 1, clause (4), must be deposited in the Minnesota 100 Club account, which is  
73.6 established in the special revenue fund. Money in the account is annually appropriated to  
73.7 the commissioner. This appropriation is first for the annual cost of administering the account  
73.8 funds, and the remaining funds are for distribution to the Minnesota 100 Club to further the  
73.9 organization's mission and purpose of providing charitable gifts and contributions.

73.10 **EFFECTIVE DATE.** This section is effective July 1, 2021, for Minnesota 100 Club  
73.11 special plates issued on or after that date.

73.12 Sec. 13. **[168.1283] MINNESOTA AGRICULTURE SPECIAL PLATES.**

73.13 Subdivision 1. **Issuance of plates.** The commissioner must issue Minnesota agriculture  
73.14 special plates or a single motorcycle plate to an applicant who:

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

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

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

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

73.21 (5) contributes a minimum of \$20 annually to the Minnesota agriculture account; and

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

73.24 Subd. 2. **Design.** In consultation with the commissioner of agriculture, the commissioner  
73.25 must adopt a suitable plate design that includes a depiction of lands and activity related to  
73.26 agriculture.

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

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

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

74.1 Subd. 4. **Exemption.** Special plates issued under this section are not subject to section  
 74.2 168.1293, subdivision 2.

74.3 Subd. 5. **Contributions; account; appropriation.** Contributions collected under  
 74.4 subdivision 1, clause (5), must be deposited in the Minnesota agriculture account, which is  
 74.5 established in the special revenue fund. Money in the account is appropriated to the  
 74.6 commissioner of public safety. This appropriation is first for the annual cost of administering  
 74.7 the account funds, and the remaining funds are for distribution to (1) the Minnesota FFA  
 74.8 Foundation to support the mission of the foundation, and (2) the University of Minnesota  
 74.9 Extension Service to support Minnesota 4-H programming and activities. The commissioner  
 74.10 must annually consult with the Minnesota FFA Foundation and the University of Minnesota  
 74.11 Extension Service for recommendations regarding how to allocate funds.

74.12 **EFFECTIVE DATE.** This section is effective January 1, 2022, for Minnesota agriculture  
 74.13 special plates issued on or after that date.

74.14 Sec. 14. Minnesota Statutes 2020, section 168.183, is amended to read:

74.15 **168.183 MOTOR VEHICLES OF CERTAIN NONRESIDENTS.**

74.16 Subdivision 1. **Payment of taxes.** All trucks, truck-tractors, trucks using combination,  
 74.17 and buses which comply with all of the provisions of section 168.181, subdivision 1, clause  
 74.18 (6), but are excluded from the exemptions solely because of the temporary nature of their  
 74.19 movement in this state, shall be required to comply with all laws and rules as to the payment  
 74.20 of taxes applicable to like vehicles owned by Minnesota residents, except that nonresidents  
 74.21 may make application to pay the tax for each vehicle proportionate to the number of months  
 74.22 or fraction thereof the vehicles are in this state. For the purposes of this subdivision, buses  
 74.23 do not include charter buses that are considered proratable vehicles under section 168.187,  
 74.24 subdivision 4. Fees are determined by section 168.013, subdivision 1e.

74.25 Subd. 2. **Contents of application.** The application shall contain such information and  
 74.26 shall be executed in such manner as the registrar may require and shall include a complete  
 74.27 itinerary of the applicant and shall be accompanied by such evidence of ownership as the  
 74.28 registrar shall deem necessary.

74.29 Subd. 3. **Permit.** Upon payment of the required tax the registrar shall issue, in lieu of  
 74.30 registration plates, a permit for each vehicle so taxed. The permit shall contain the name  
 74.31 and address of the owner, the make, type, serial number and year model of the vehicle, the  
 74.32 expiration date and any other information deemed necessary by the registrar. The permit

75.1 must be ~~carried in the vehicle at all times~~ available in a format prescribed by the registrar  
75.2 while the vehicle is being operated in this state.

75.3 Sec. 15. Minnesota Statutes 2020, section 168.187, subdivision 17, is amended to read:

75.4 Subd. 17. **Trip permit.** Subject to agreements or arrangements made or entered into  
75.5 pursuant to subdivision 7, the commissioner may issue trip permits for use of Minnesota  
75.6 highways by individual vehicles, on an occasional basis, for periods not to exceed 120 hours  
75.7 in compliance with rules promulgated pursuant to subdivision 23 ~~and upon payment of a~~  
75.8 ~~fee of \$15.~~ The fee for the trip permit is calculated as one-twelfth of the amount determined  
75.9 under section 168.013, subdivision 1e, rounded to the nearest whole dollar. For the purposes  
75.10 of this subdivision, "on an occasional basis" means no more than one permit per vehicle  
75.11 within a 30-day period, which begins the day a permit is effective.

75.12 Sec. 16. Minnesota Statutes 2020, section 168.301, subdivision 1, is amended to read:

75.13 Subdivision 1. **Surrender plates and credit tax paid.** (a) On transferring a motor  
75.14 vehicle, the transferor shall surrender the registration plates and assign the registration tax  
75.15 paid to the credit of the transferee.

75.16 (b) A fee of \$10 shall be charged on each transfer of title within the state, other than  
75.17 transfers for resale purposes, of every motor vehicle weighing more than 1,000 pounds, as  
75.18 specified in section 115A.908.

75.19 Sec. 17. Minnesota Statutes 2020, section 168.31, subdivision 4, is amended to read:

75.20 Subd. 4. **Installments; registration generally.** (a) If the tax for a vehicle assessed under  
75.21 section 168.013, subdivision 1c, 1d, 1e, or 1g, amounts to more than \$400, the owner may  
75.22 pay the tax by installments.

75.23 (b) The owner shall tender with the application for registration one-third of the annual  
75.24 tax due or \$400, whichever is greater, plus any penalties or arrears, plus a fee of \$10. Instead  
75.25 of this fee, the applicant may furnish a bond, bank letter of credit, or certificate of deposit  
75.26 approved by the registrar of motor vehicles, for the total of the tax still due. The amount of  
75.27 the bond, letter of credit, or certificate of deposit may include any penalties assessed. The  
75.28 bond, letter of credit, or certificate of deposit must be for the benefit of the state for monetary  
75.29 loss caused by failure of the vehicle owner to pay delinquent license fees and penalties.

75.30 (c) The remainder of the tax due must be paid in two equal installments; ~~The due date~~  
75.31 ~~of the first installment is the first day of the fifth month of the registration period for which~~

76.1 ~~the tax is assessed July 1, and the second installment is due on the first day of the ninth~~  
 76.2 ~~month of the registration period for which the tax is assessed~~ November 1.

76.3 (d) When the applicant elects to pay the administrative fee, the registrar shall issue to  
 76.4 the applicant validation stickers indicating the expiration date of a registration. When the  
 76.5 applicant elects to furnish a bond, bank letter, or letter of deposit, the registrar shall issue  
 76.6 regular validation stickers for the registration year.

76.7 (e) If an owner of a vehicle fails to pay an installment on or before its due date, the  
 76.8 vehicle must not be used on the public streets or highways in this state until the installment  
 76.9 or installments of the tax remaining due on the vehicle have been paid in full for the licensed  
 76.10 year together with a penalty at the rate of \$1 per day for the remainder of the month in which  
 76.11 the balance of the tax becomes due and \$4 a month for each succeeding month or fraction  
 76.12 of a month during which the balance of the tax remains unpaid. Upon the payment of the  
 76.13 balance of the tax and the penalties, the registrar shall issue a registration certificate to the  
 76.14 owner of the vehicle in the manner provided by law. The registrar shall deny installment  
 76.15 payment privileges provided in this subdivision in the subsequent year to any owner on any  
 76.16 or all vehicles of the owner who during the current year fails to pay any installment due  
 76.17 within one month after the due date.

76.18 Sec. 18. Minnesota Statutes 2020, section 168.327, is amended by adding a subdivision  
 76.19 to read:

76.20 Subd. 5a. **Vehicle records subscription service.** (a) The commissioner may implement  
 76.21 a vehicle records subscription service to provide information concerning access to motor  
 76.22 vehicle records, including regular notice of records that have changed, to subscribers who:

76.23 (1) pay applicable fees; and

76.24 (2) are approved by the commissioner in accordance with section 168.346 and United  
 76.25 States Code, title 18, section 2721.

76.26 (b) If a vehicle records subscription service is implemented, the commissioner must  
 76.27 establish a fee that does not exceed \$3,680 per month for a subscription to the service. Fees  
 76.28 collected under this paragraph must be credited to the vehicle services operating account  
 76.29 under section 299A.705, subdivision 1, and are appropriated to the commissioner for the  
 76.30 purposes in this paragraph and paragraph (a).

76.31 (c) If a motor vehicle records subscription service is implemented, the commissioner  
 76.32 must charge a fee of \$0.02 per motor vehicle record requested. Of the fees collected, 20  
 76.33 percent must be credited to the vehicle services operating account under section 299A.705,

77.1 subdivision 1, and is appropriated to the commissioner for the purposes of this subdivision;  
 77.2 30 percent must be credited to the data security account in the special revenue fund under  
 77.3 section 3.9741, subdivision 5; and 50 percent must be credited to the driver and vehicle  
 77.4 services technology account under section 299A.705, subdivision 3.

77.5 Sec. 19. Minnesota Statutes 2020, section 168.327, subdivision 6, is amended to read:

77.6 Subd. 6. **Review and audit of ~~purchases of bulk driver license and motor vehicle~~**  
 77.7 **records subscription service.** ~~Each subscriber and each requester of bulk vehicle records~~  
 77.8 subscription of vehicle records or driver's license records shall annually engage an  
 77.9 independent professional organization to audit its uses of bulk data and its information  
 77.10 technology security procedures, including the methods and practices employed in the  
 77.11 processing and use of driver and vehicle services data. Within 30 days of the date of the  
 77.12 audit report, each subscriber and requester must submit each report to the legislative auditor  
 77.13 and the commissioner.

77.14 Sec. 20. Minnesota Statutes 2020, section 168.327, is amended by adding a subdivision  
 77.15 to read:

77.16 Subd. 7. **Custom data request record fee.** (a) For purposes of this subdivision, "custom  
 77.17 data request records" means a total of 1,000 or more vehicle title records and vehicle  
 77.18 registration records or a total of 1,000 or more driver's license records.

77.19 (b) The commissioner must charge a fee of \$0.02 per record for custom data request  
 77.20 vehicle records and custom data request vehicle registration records or custom data request  
 77.21 driver's license records.

77.22 (c) Of the vehicle record fees collected, 20 percent must be credited to the vehicle services  
 77.23 operating account under section 299A.705, subdivision 1, and is appropriated to the  
 77.24 commissioner for the purposes of this subdivision; 30 percent must be credited to the data  
 77.25 security account in the special revenue fund under section 3.9741, subdivision 5; and 50  
 77.26 percent must be credited to the driver and vehicle services technology account under section  
 77.27 299A.705, subdivision 3.

77.28 (d) Of the driver's license record fees collected, 20 percent must be credited to the driver  
 77.29 services operating account under section 299A.705, subdivision 2, and is appropriated to  
 77.30 the commissioner for the purposes of this subdivision; 30 percent must be credited to the  
 77.31 data security account in the special revenue fund under section 3.9741, subdivision 5; and  
 77.32 50 percent must be credited to the driver and vehicle services technology account under  
 77.33 section 299A.705, subdivision 3.

78.1 (e) Additional fees apply for technical staff to create the custom set of data.

78.2 Sec. 21. Minnesota Statutes 2020, section 168.33, subdivision 7, is amended to read:

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

78.5 (1) \$7 is imposed on every vehicle registration renewal, excluding pro rate transactions;  
78.6 and

78.7 (2) \$11 is imposed on every other type of vehicle transaction, including motor carrier  
78.8 fuel licenses under sections 168D.05 and 168D.06, and pro rate transactions.

78.9 (b) Notwithstanding paragraph (a):

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

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

78.14 (c) For every transaction where a deputy registrar collects a fee pursuant to paragraph  
78.15 (a), clause (1), the commissioner must transmit a payment of \$1 to the deputy registrar that  
78.16 collected the fee. For every transaction where a deputy registrar collects a fee pursuant to  
78.17 paragraph (a), clause (2), the commissioner must transmit a payment of \$3 to the deputy  
78.18 registrar that collected the fee. The commissioner must make the payments required by this  
78.19 paragraph on a quarterly basis. An amount sufficient to make the payments required by this  
78.20 paragraph is appropriated to the commissioner from the vehicle services operating account  
78.21 in the special revenue fund.

78.22 (d) The filing fee must be shown as a separate item on all registration renewal notices  
78.23 sent out by the commissioner.

78.24 ~~(d)~~ (e) The statutory fees and taxes, and the filing fees imposed under paragraph (a) may  
78.25 be paid by credit card or debit card. The deputy registrar may collect a surcharge on the  
78.26 statutory fees, taxes, and filing fee not greater than the cost of processing a credit card or  
78.27 debit card transaction, in accordance with emergency rules established by the commissioner  
78.28 of public safety. The surcharge must be used to pay the cost of processing credit and debit  
78.29 card transactions.

78.30 ~~(e)~~ (f) The fees collected under this subdivision by the department must be allocated as  
78.31 follows:

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

- 79.1 (i) \$5.50 must be deposited in the vehicle services operating account; and
- 79.2 (ii) \$1.50 must be deposited in the driver and vehicle services technology account; and
- 79.3 (2) of the fees collected under paragraph (a), clause (2):
- 79.4 (i) \$3.50 must be deposited in the general fund;
- 79.5 (ii) \$6.00 must be deposited in the vehicle services operating account; and
- 79.6 (iii) \$1.50 must be deposited in the driver and vehicle services technology account.

79.7 **EFFECTIVE DATE.** This section is effective July 1, 2021, and applies to transactions

79.8 completed on or after that date.

79.9 Sec. 22. Minnesota Statutes 2020, section 168.63, subdivision 5, is amended to read:

79.10 Subd. 5. **Annual recomputation and tax adjustment.** At the close of each calendar

79.11 year and not later than February 15th of the next succeeding year, beginning with 1959, the

79.12 registrar of motor vehicles shall recompute and redetermine the number of intercity buses

79.13 required to have been registered in Minnesota for the prior year and the actual amount of

79.14 tax liability for such previous year shall likewise be redetermined. Any additional tax which

79.15 may be due by any owner or operator of intercity buses shall be paid forthwith. If it is

79.16 determined as a result of such recomputation that there has been an overpayment of tax, the

79.17 amount of such overpayment shall be credited to the amount of tax which may be due by

79.18 the owner or operator of intercity buses in any subsequent year. In the event any owner or

79.19 operator of intercity buses discontinues operations in Minnesota and has a tax credit due as

79.20 a result of overpayment of motor vehicle taxes for any year, the amount of such overpayment

79.21 shall be refunded. Such sums as are necessary to make the refunds herein are hereby

79.22 appropriated annually from the ~~highway user tax distribution~~ general fund.

79.23 Sec. 23. Minnesota Statutes 2020, section 168A.11, subdivision 1, is amended to read:

79.24 Subdivision 1. **Requirements upon subsequent transfer; service fee.** (a) A dealer who

79.25 buys a vehicle and holds it for resale need not apply for a certificate of title. Upon transferring

79.26 the vehicle to another person, other than by the creation of a security interest, the dealer

79.27 shall promptly execute the assignment and warranty of title by a dealer, showing the names

79.28 and addresses of the transferee and of any secured party holding a security interest created

79.29 or reserved at the time of the resale, and the date of the security agreement in the spaces

79.30 provided therefor on the certificate of title or secure reassignment.

80.1 (b) If a dealer elects to apply for a certificate of title on a vehicle held for resale, the  
80.2 dealer need not register the vehicle but shall pay one month's registration tax. If a dealer  
80.3 elects to apply for a certificate of title on a vehicle held for resale, the department shall not  
80.4 place any legend on the title that no motor vehicle sales tax was paid by the dealer, but may  
80.5 indicate on the title whether the vehicle is a new or used vehicle.

80.6 (c) With respect to motor vehicles subject to the provisions of section 325E.15, the dealer  
80.7 shall also, in the space provided therefor on the certificate of title or secure reassignment,  
80.8 state the true cumulative mileage registered on the odometer or that the exact mileage is  
80.9 unknown if the odometer reading is known by the transferor to be different from the true  
80.10 mileage.

80.11 (d) The transferee shall complete the application for title section on the certificate of  
80.12 title or separate title application form prescribed by the department. The dealer shall mail  
80.13 or deliver the certificate to the registrar or deputy registrar with the transferee's application  
80.14 for a new certificate and appropriate taxes and fees, within ten business days.

80.15 (e) With respect to vehicles sold to buyers who will remove the vehicle from this state,  
80.16 the dealer shall remove any license plates from the vehicle, issue a 31-day temporary permit  
80.17 pursuant to section 168.091, and notify the registrar within 48 hours of the sale that the  
80.18 vehicle has been removed from this state. The notification must be made in an electronic  
80.19 format prescribed by the registrar. The dealer may contract with a deputy registrar for the  
80.20 notification of sale to an out-of-state buyer. The deputy registrar may charge a fee ~~not to~~  
80.21 ~~exceed~~ of \$7 per transaction to provide this service.

80.22 Sec. 24. Minnesota Statutes 2020, section 168A.11, subdivision 2, is amended to read:

80.23 Subd. 2. **Notification on vehicle held for resale; service fee.** Within 48 hours of  
80.24 acquiring a vehicle titled and registered in Minnesota, a dealer shall notify the registrar that  
80.25 the dealership is holding the vehicle for resale. The notification must be made electronically  
80.26 as prescribed by the registrar. The dealer may contract this service to a deputy registrar and  
80.27 the registrar may charge a fee ~~not to exceed~~ of \$7 per transaction to provide this service.

80.28 Sec. 25. Minnesota Statutes 2020, section 168A.151, subdivision 1, is amended to read:

80.29 Subdivision 1. **Salvage titles.** (a) When an insurer, licensed to conduct business in  
80.30 Minnesota, acquires ownership of a ~~late-model or high-value~~ vehicle through payment of  
80.31 damages, the insurer shall immediately apply for a salvage certificate of title or shall stamp  
80.32 the existing certificate of title with the legend "SALVAGE CERTIFICATE OF TITLE" in  
80.33 a manner prescribed by the department. Within ten days of obtaining the title of a vehicle



81.1 through payment of damages, an insurer must notify the department in a manner prescribed  
81.2 by the department.

81.3 (b) A person shall immediately apply for a salvage certificate of title if the person acquires  
81.4 a damaged ~~late-model or high-value~~ vehicle with an out-of-state title and the vehicle:

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

81.6 (2) is a vehicle for which the cost of repairs exceeds the value of the damaged vehicle;

81.7 or

81.8 (3) has an out-of-state salvage certificate of title as proof of ownership.

81.9 (c) A self-insured owner of a ~~late-model or high-value~~ vehicle that sustains damage by  
81.10 collision or other occurrence which exceeds 80 percent of its actual cash value shall  
81.11 immediately apply for a salvage certificate of title.

81.12 (d) A person who retains ownership of a late-model or high-value motor vehicle and  
81.13 receives a total loss settlement from an insurance company shall immediately apply for a  
81.14 salvage certificate of title.

81.15 **EFFECTIVE DATE.** This section is effective January 1, 2023, and applies to: (1) a  
81.16 vehicle subject to this section that is acquired on or after that date; (2) a vehicle that sustains  
81.17 damage by collision as described in paragraph (c) on or after that date; or (3) a vehicle for  
81.18 which a person receives a total loss settlement as described in paragraph (d) on or after that  
81.19 date.

81.20 Sec. 26. Minnesota Statutes 2020, section 169.011, is amended by adding a subdivision  
81.21 to read:

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

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

81.26 Sec. 27. Minnesota Statutes 2020, section 169.011, is amended by adding a subdivision  
81.27 to read:

81.28 Subd. 15a. **Class 1 electric-assisted bicycle.** "Class 1 electric-assisted bicycle" means  
81.29 an electric-assisted bicycle equipped with an electric motor that provides assistance only  
81.30 when the rider is pedaling and ceases to provide assistance when the bicycle reaches the  
81.31 speed of 20 miles per hour.

82.1 **EFFECTIVE DATE.** This section is effective August 1, 2021.

82.2 Sec. 28. Minnesota Statutes 2020, section 169.011, is amended by adding a subdivision  
82.3 to read:

82.4 Subd. 15b. **Class 2 electric-assisted bicycle.** "Class 2 electric-assisted bicycle" means  
82.5 an electric-assisted bicycle equipped with an electric motor that is capable of propelling the  
82.6 bicycle without the rider pedaling and ceases to provide assistance when the bicycle reaches  
82.7 the speed of 20 miles per hour.

82.8 **EFFECTIVE DATE.** This section is effective August 1, 2021.

82.9 Sec. 29. Minnesota Statutes 2020, section 169.011, is amended by adding a subdivision  
82.10 to read:

82.11 Subd. 15c. **Class 3 electric-assisted bicycle.** "Class 3 electric-assisted bicycle" means  
82.12 an electric-assisted bicycle equipped with an electric motor that provides assistance only  
82.13 when the rider is pedaling and ceases to provide assistance when the bicycle reaches the  
82.14 speed of 28 miles per hour.

82.15 **EFFECTIVE DATE.** This section is effective August 1, 2021.

82.16 Sec. 30. Minnesota Statutes 2020, section 169.011, subdivision 27, is amended to read:

82.17 Subd. 27. **Electric-assisted bicycle.** "Electric-assisted bicycle" means a bicycle with  
82.18 two or three wheels that:

82.19 (1) has a saddle and fully operable pedals for human propulsion;

82.20 (2) meets the requirements:

82.21 ~~(i) of federal motor vehicle safety standards for a motor-driven cycle in Code of Federal~~  
82.22 ~~Regulations, title 49, sections 571.1 et seq.; or~~

82.23 ~~(ii) for bicycles under Code of Federal Regulations, title 16, part 1512, or successor~~  
82.24 ~~requirements; and~~

82.25 (3) ~~has~~ is equipped with an electric motor that ~~(i) has a power output of not more than~~  
82.26 ~~1,000~~ 750 watts, ~~(ii) is incapable of propelling the vehicle at a speed of more than 20 miles~~  
82.27 ~~per hour, (iii) is incapable of further increasing the speed of the device when human power~~  
82.28 ~~alone is used to propel the vehicle at a speed of more than 20 miles per hour, and (iv)~~  
82.29 ~~disengages or ceases to function when the vehicle's brakes are applied; and~~ and

82.30 (4) meets the requirements of a class 1, class 2, or class 3 electric-assisted bicycle.

83.1 **EFFECTIVE DATE.** This section is effective August 1, 2021.

83.2 Sec. 31. Minnesota Statutes 2020, section 169.011, subdivision 42, is amended to read:

83.3 Subd. 42. **Motor vehicle.** (a) "Motor vehicle" means every vehicle which is self-propelled  
83.4 and every vehicle which is propelled by electric power obtained from overhead trolley wires.

83.5 (b) Motor vehicle does not include an electric-assisted bicycle, an electric personal  
83.6 assistive mobility device, or a vehicle moved solely by human power.

83.7 **EFFECTIVE DATE.** This section is effective August 1, 2021.

83.8 Sec. 32. Minnesota Statutes 2020, section 169.011, is amended by adding a subdivision  
83.9 to read:

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

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

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

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

83.17 Sec. 33. Minnesota Statutes 2020, section 169.035, subdivision 3, is amended to read:

83.18 Subd. 3. **Transportation by animal.** ~~Every~~ A person riding an animal or ~~driving any~~  
83.19 ~~animal drawing a~~ operating an animal-drawn vehicle upon a roadway ~~shall be~~ is subject to  
83.20 the provisions of this chapter applicable to the driver of a vehicle, except those provisions  
83.21 which by their nature can have no application. A person operating an animal-drawn vehicle  
83.22 must comply with sections 169.18, subdivision 10; 169.522; and 169.58, subdivision 6.

83.23 Sec. 34. Minnesota Statutes 2020, section 169.09, subdivision 13, is amended to read:

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

83.28 (1) upon written request, the commissioner of public safety or any law enforcement  
83.29 agency shall disclose the report required under subdivision 8 to:

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

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

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

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

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

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

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

84.15 (4) the commissioner of public safety shall provide the commissioner of transportation  
84.16 the information obtained for each traffic accident involving a commercial motor vehicle,  
84.17 for purposes of administering commercial vehicle safety regulations;

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

84.22 (6) the commissioner of public safety may give to the United States Department of  
84.23 Transportation commercial vehicle accident information in connection with federal grant  
84.24 programs relating to safety.

84.25 (b) Accident reports and data contained in the reports are not discoverable under any  
84.26 provision of law or rule of court. No report shall be used as evidence in any trial, civil or  
84.27 criminal, or any action for damages or criminal proceedings arising out of an accident.  
84.28 However, the commissioner of public safety shall furnish, upon the demand of any person  
84.29 who has or claims to have made a report or upon demand of any court, a certificate showing  
84.30 that a specified accident report has or has not been made to the commissioner solely to prove  
84.31 compliance or failure to comply with the requirements that the report be made to the  
84.32 commissioner.

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

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

85.9 (e) The commissioner of public safety shall charge authorized persons as described in  
85.10 paragraph (a) a \$5 fee for a copy of an accident report. Ninety percent of the \$5 fee collected  
85.11 under this paragraph must be deposited in the special revenue fund and credited to the driver  
85.12 services operating account established in section 299A.705 and ten percent must be deposited  
85.13 in the general fund. The commissioner may also furnish an electronic copy of the database  
85.14 of accident records, which must not contain personal or private data on an individual, to  
85.15 private agencies as provided in paragraph (g), for not less than the cost of preparing the  
85.16 copies on a bulk basis as provided in section 13.03, subdivision 3.

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

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

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

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

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

86.5 Sec. 35. Minnesota Statutes 2020, section 169.18, subdivision 10, is amended to read:

86.6 Subd. 10. **Slower vehicles.** (a) Upon a roadway with one lane in the direction of travel,  
86.7 a person proceeding at a speed that is sufficiently low as to create a traffic hazard, including  
86.8 when operating an animal-drawn vehicle upon a roadway or shoulder of a roadway, must  
86.9 operate the vehicle as close as practicable to the right-hand curb or edge of the roadway.

86.10 (b) Upon a roadway with more than one lane in the same direction of travel, a person  
86.11 must move out of the left-most lane to allow another vehicle to pass, when practicable under  
86.12 existing conditions. A left-most lane under this paragraph is the lane adjacent to one  
86.13 designated and posted for a specific type of traffic, including as provided under section  
86.14 160.93. This paragraph does not apply when:

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

86.16 (2) preparing for a left turn at an intersection or into a private road or driveway;

86.17 (3) preparing to exit a controlled-access highway on the left side of the road;

86.18 (4) the lane is designated and posted for a specific type of traffic; or

86.19 (5) the vehicle is an authorized emergency vehicle.

86.20 Sec. 36. Minnesota Statutes 2020, section 169.222, subdivision 4, is amended to read:

86.21 Subd. 4. **Riding rules.** (a) Every person operating a bicycle upon a roadway shall ride  
86.22 as close as practicable to the right-hand curb or edge of the roadway except under any of  
86.23 the following situations:

86.24 (1) when overtaking and passing another vehicle proceeding in the same direction;

86.25 (2) when preparing for a left turn at an intersection or into a private road or driveway;

86.26 (3) when reasonably necessary to avoid conditions, including fixed or moving objects,  
86.27 vehicles, pedestrians, animals, surface hazards, or narrow width lanes, that make it unsafe  
86.28 to continue along the right-hand curb or edge; or

86.29 (4) when operating on the shoulder of a roadway or in a bicycle lane.

87.1 (b) If a bicycle is traveling on a shoulder of a roadway, the bicycle shall travel in the  
87.2 same direction as adjacent vehicular traffic.

87.3 (c) Persons riding bicycles upon a roadway or shoulder shall not ride more than two  
87.4 abreast and shall not impede the normal and reasonable movement of traffic and, on a laned  
87.5 roadway, shall ride within a single lane.

87.6 (d) A person operating a bicycle upon a sidewalk, or across a roadway or shoulder on a  
87.7 crosswalk, shall yield the right-of-way to any pedestrian and shall give an audible signal  
87.8 when necessary before overtaking and passing any pedestrian. No person shall ride a bicycle  
87.9 upon a sidewalk within a business district unless permitted by local authorities. Local  
87.10 authorities may prohibit the operation of bicycles on any sidewalk or crosswalk under their  
87.11 jurisdiction.

87.12 (e) An individual operating a bicycle or other vehicle on a bikeway shall leave a safe  
87.13 distance when overtaking a bicycle or individual proceeding in the same direction on the  
87.14 bikeway, and shall maintain clearance until safely past the overtaken bicycle or individual.

87.15 (f) A person lawfully operating a bicycle on a sidewalk, or across a roadway or shoulder  
87.16 on a crosswalk, shall have all the rights and duties applicable to a pedestrian under the same  
87.17 circumstances.

87.18 ~~(g) A person may operate an electric-assisted bicycle on the shoulder of a roadway, on~~  
87.19 ~~a bikeway, or on a bicycle trail if not otherwise prohibited under section 85.015, subdivision~~  
87.20 ~~1d; 85.018, subdivision 2, paragraph (d); or 160.263, subdivision 2, paragraph (b), as~~  
87.21 ~~applicable.~~

87.22 **EFFECTIVE DATE.** This section is effective August 1, 2021.

87.23 Sec. 37. Minnesota Statutes 2020, section 169.222, subdivision 6a, is amended to read:

87.24 Subd. 6a. **Operator age Electric-assisted bicycle; riding rules.** (a) A person may  
87.25 operate an electric-assisted bicycle in the same manner as provided for operation of other  
87.26 bicycles, including but not limited to operation on the shoulder of a roadway, a bicycle lane,  
87.27 and a bicycle route, and operation without the motor engaged on a bikeway or bicycle trail.

87.28 (b) A person may operate a class 1 or class 2 electric-assisted bicycle with the motor  
87.29 engaged on a bicycle path, bicycle trail, or shared use path unless prohibited under section  
87.30 85.015, subdivision 1d; 85.018, subdivision 2, paragraph (d); or 160.263, subdivision 2,  
87.31 paragraph (b), as applicable.

88.1 (c) A person may operate a class 3 electric-assisted bicycle with the motor engaged on  
88.2 a bicycle path, bicycle trail, or shared use path unless the local authority or state agency  
88.3 having jurisdiction over the bicycle path or trail prohibits the operation.

88.4 (d) The local authority or state agency having jurisdiction over a trail that is designated  
88.5 as nonmotorized and that has a natural surface tread made by clearing and grading the native  
88.6 soil with no added surfacing materials may regulate the operation of an electric-assisted  
88.7 bicycle.

88.8 (e) No person under the age of 15 shall operate an electric-assisted bicycle.

88.9 **EFFECTIVE DATE.** This section is effective August 1, 2021.

88.10 Sec. 38. Minnesota Statutes 2020, section 169.222, is amended by adding a subdivision  
88.11 to read:

88.12 Subd. 6b. **Electric-assisted bicycle; equipment.** (a) The manufacturer or distributor of  
88.13 an electric-assisted bicycle must apply a label to the bicycle that is permanently affixed in  
88.14 a prominent location. The label must contain the classification number, top assisted speed,  
88.15 and motor wattage of the electric-assisted bicycle, and must be printed in a legible font with  
88.16 at least 9-point type.

88.17 (b) A person must not modify an electric-assisted bicycle to change the motor-powered  
88.18 speed capability or motor engagement unless the person replaces the label required in  
88.19 paragraph (a) with revised information.

88.20 (c) An electric-assisted bicycle must operate in a manner so that the electric motor is  
88.21 disengaged or ceases to function when the rider stops pedaling or when the brakes are  
88.22 applied.

88.23 (d) A class 3 electric-assisted bicycle must be equipped with a speedometer that displays  
88.24 the speed at which the bicycle is traveling in miles per hour.

88.25 **EFFECTIVE DATE.** Paragraph (a) is effective January 1, 2022. Paragraphs (b) to (d)  
88.26 are effective August 1, 2021.

88.27 Sec. 39. Minnesota Statutes 2020, section 169.451, subdivision 3, is amended to read:

88.28 Subd. 3. ~~Rules of commissioner~~ **Inspection criteria.** (a) ~~The commissioner of public~~  
88.29 ~~safety shall provide by rule for the issuance and display of distinctive inspection certificates.~~



89.1 ~~(b) The commissioner of public safety shall provide by rule a point system for evaluating~~  
 89.2 ~~the effect on safety operation of any variance from law detected during inspections conducted~~  
 89.3 ~~pursuant to subdivision 1.~~

89.4 (a) The Department of Public Safety shall inspect school buses in accordance with the  
 89.5 School Bus Inspection Manual as prescribed in section 169.4501, subdivision 3. Upon  
 89.6 completion of an inspection, a printed or electronic vehicle examination report must be  
 89.7 provided to the carrier or school district.

89.8 (b) A school bus displaying a defect as defined in the "School Bus Recommended  
 89.9 Out-of-Service Criteria" in the most recent edition of the "National School Transportation  
 89.10 Specification and Procedures" adopted by the National Congress on School Transportation  
 89.11 is deemed unsafe for student transportation. A rejection sticker shall be affixed to the lower  
 89.12 left corner of the windshield. The sticker shall be removed only upon authorization from a  
 89.13 member of the State Patrol who has determined that all defects have been corrected. Pending  
 89.14 reinspection and certification of the vehicle by a member of the State Patrol, a bus bearing  
 89.15 a rejection sticker may be used to transport students if the defects have been corrected and  
 89.16 the vehicle examination report is signed by the owner or a designee certifying that all defects  
 89.17 have been corrected. The signed report shall be carried in the first aid kit on the bus. For  
 89.18 purposes of this paragraph, a member of the State Patrol means a trooper or an employee  
 89.19 of the Department of Public Safety described in section 299D.06.

89.20 (c) A school bus that has had an inspection completed in which no out-of-service defects  
 89.21 were identified is deemed to have passed the inspection and an inspection certificate shall  
 89.22 be affixed to the lower left corner of the windshield. All defects identified must be repaired  
 89.23 within 14 days of the inspection. The person completing the repairs shall sign and date the  
 89.24 inspection report indicating the repairs were made. The inspection report must be retained  
 89.25 at the principle place of business of the carrier or school district for 12 months following  
 89.26 the inspection and must be available for review by a representative of the commissioner of  
 89.27 public safety.

89.28 (d) A defect discovered during an inspection that was identified during a previous  
 89.29 inspection but has not been corrected results in a failed inspection. A rejection sticker shall  
 89.30 be affixed to the lower left corner of the windshield.

89.31 Sec. 40. Minnesota Statutes 2020, section 169.522, subdivision 1, is amended to read:

89.32 Subdivision 1. **Displaying emblem; rules.** (a) All animal-drawn vehicles, motorized  
 89.33 golf carts when operated on designated roadways pursuant to section 169.045, implements  
 89.34 of husbandry, and other machinery, including all road construction machinery, which are

90.1 designed for operation at a speed of 30 miles per hour or less, must display a triangular  
90.2 slow-moving vehicle emblem, except (1) when being used in actual construction and  
90.3 maintenance work and traveling within the limits of a construction area marked in accordance  
90.4 with the Manual on Uniform Traffic Control Devices, as set forth in section 169.06, or (2)  
90.5 for a towed implement of husbandry that is empty and that is not self-propelled, in which  
90.6 case it may be towed at lawful speeds greater than 30 miles per hour without removing the  
90.7 slow-moving vehicle emblem. The emblem must consist of a fluorescent or illuminated  
90.8 red-orange triangle with a dark red reflective border and be mounted so as to be visible from  
90.9 a distance of not less than 600 feet to the rear. When a primary power unit towing an  
90.10 implement of husbandry or other machinery displays a slow-moving vehicle emblem visible  
90.11 from a distance of 600 feet to the rear, it is not necessary to display a similar emblem on  
90.12 the secondary unit. All slow-moving vehicle emblems sold in this state must be so designed  
90.13 that when properly mounted they are visible from a distance of not less than 600 feet to the  
90.14 rear when directly in front of lawful lower beam of headlamps on a motor vehicle. The  
90.15 commissioner of public safety shall adopt standards and specifications for the design and  
90.16 position of mounting the slow-moving vehicle emblem. Such standards and specifications  
90.17 must be adopted by rule in accordance with the Administrative Procedure Act.

90.18 (b) An alternate slow-moving vehicle emblem consisting of a dull black triangle with a  
90.19 white reflective border may be used after obtaining a permit from the commissioner under  
90.20 rules of the commissioner. A person with a permit to use an alternate slow-moving vehicle  
90.21 emblem must:

90.22 (1) carry in the vehicle a regular slow-moving vehicle emblem and display the emblem  
90.23 when operating a vehicle between sunset and sunrise, and at any other time when visibility  
90.24 is impaired by weather, smoke, fog, or other conditions; and

90.25 (2) permanently affix to the rear of the slow-moving vehicle at least 72 square inches  
90.26 of reflective tape that reflects the color red.

90.27 (c) In addition to the emblem requirement under this subdivision, an animal-drawn  
90.28 vehicle must comply with section 169.58, subdivision 6.

90.29 Sec. 41. Minnesota Statutes 2020, section 169.58, is amended by adding a subdivision to  
90.30 read:

90.31 Subd. 6. **Animal-drawn vehicles.** (a) An animal-drawn vehicle must be equipped with  
90.32 an identification lamp or lamps that indicate the vehicle's presence and are visible from a  
90.33 distance of at least 500 feet from both the front and the rear. The lighting requirement under

91.1 this subdivision may be met using a lamp powered by energy generated from the vehicle's  
 91.2 movement.

91.3 (b) This subdivision does not apply to an animal-drawn vehicle that: (1) operates  
 91.4 exclusively between the hours of sunrise and sunset and never during periods of reduced  
 91.5 visibility, inclement weather, or insufficient light; or (2) never operates on a public roadway.

91.6 Sec. 42. Minnesota Statutes 2020, section 169.864, subdivision 4, is amended to read:

91.7 Subd. 4. **Permit fee; appropriation.** Vehicle permits issued under subdivision 1, clause  
 91.8 (1), must be annual permits. The fee is \$850 for each vehicle combination and must be  
 91.9 deposited in the trunk highway fund. The fee for annual permits issued under subdivision  
 91.10 2 is \$300 for a 90,000-pound vehicle combination or \$500 for a 97,000-pound vehicle  
 91.11 combination. The fee for annual permits issued under subdivision 2a is \$850. An amount  
 91.12 sufficient to administer the permit program is appropriated from the ~~trunk highway~~ general  
 91.13 fund to the commissioner for the costs of administering the permit program.

91.14 Sec. 43. Minnesota Statutes 2020, section 169.866, subdivision 3, is amended to read:

91.15 Subd. 3. **Permit fee; appropriation.** Vehicle permits issued under subdivision 1 must  
 91.16 be annual permits. The fee is \$850 for each vehicle, or a proportional amount as provided  
 91.17 in section 169.86, subdivision 5, and must be deposited in the trunk highway fund. An  
 91.18 amount sufficient to administer the permit program is appropriated from the ~~trunk highway~~  
 91.19 general fund to the commissioner for the costs of administering the permit program.

91.20 Sec. 44. Minnesota Statutes 2020, section 169.869, subdivision 1, is amended to read:

91.21 Subdivision 1. **Definition.** For purposes of this section, "road construction materials"  
 91.22 means street or highway construction materials, including ~~but not limited to:~~

91.23 (1) aggregate material as defined in section 298.75, subdivision 1, paragraph (a);

91.24 (2) hot mix asphalt, plastic concrete, cementitious materials, concrete admixtures, asphalt  
 91.25 cement, and recycled road materials; and

91.26 (3) those bulk materials used in road construction or delivered directly to a plant or  
 91.27 production facility.

91.28 Sec. 45. Minnesota Statutes 2020, section 171.05, subdivision 2, is amended to read:

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

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

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

92.4 (ii) has completed:

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

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

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

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

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

92.21 ~~(3)~~ (2) has passed a test of the applicant's eyesight;

92.22 ~~(4)~~ (3) has passed a department-administered test of the applicant's knowledge of traffic  
 92.23 laws;

92.24 ~~(5)~~ (4) has completed the required application, which must be approved by (i) either  
 92.25 parent when both reside in the same household as the minor applicant or, if otherwise, then  
 92.26 (ii) the parent or spouse of the parent having custody or, in the event there is no court order  
 92.27 for custody, then (iii) the parent or spouse of the parent with whom the minor is living or,  
 92.28 if items (i) to (iii) do not apply, then (iv) the guardian having custody of the minor, (v) the  
 92.29 foster parent or the director of the transitional living program in which the child resides or,  
 92.30 in the event a person under the age of 18 has no living father, mother, or guardian, or is  
 92.31 married or otherwise legally emancipated, then (vi) the applicant's adult spouse, adult close  
 92.32 family member, or adult employer; provided, that the approval required by this clause

93.1 contains a verification of the age of the applicant and the identity of the parent, guardian,  
93.2 adult spouse, adult close family member, or adult employer; and

93.3 ~~(6)~~ (5) has paid all fees required in section 171.06, subdivision 2.

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

93.9 (c) For the purposes of determining compliance with the certification of paragraph (a),  
93.10 clause (1), item (ii), subitem (C), the commissioner may request verification of a student's  
93.11 ~~homeschool~~ home school status from the superintendent of the school district in which the  
93.12 student resides and the superintendent shall provide that verification.

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

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

93.18 Sec. 46. Minnesota Statutes 2020, section 171.06, subdivision 2a, is amended to read:

93.19 Subd. 2a. **Two-wheeled vehicle endorsement fee.** (a) In addition to the appropriate fee  
93.20 under subdivision 2, the fee for any duplicate driver's license obtained for the purpose of  
93.21 adding a two-wheeled vehicle endorsement on a driver's license is increased by \$18.50:

93.22 (1) \$26.50 for each first such an initial endorsement or a duplicate license obtained for  
93.23 the purpose of adding the endorsement; and

93.24 ~~\$13~~ (2) \$17 for each license renewal thereof with the endorsement.

93.25 (b) The additional fee must be paid into the state treasury and credited as follows:

93.26 (1) \$11 ~~\$14~~ \$19 of the additional fee for each first duplicate license under paragraph (a),  
93.27 clause (1), and \$7 ~~\$11~~ \$11 of the additional fee for each renewal under paragraph (a), clause  
93.28 (2), must be credited to the motorcycle safety fund, which is hereby created; and

93.29 (2) the remainder of the additional fee must be credited to the general fund.

94.1 ~~(b)~~ (c) All application forms prepared by the commissioner for two-wheeled vehicle  
 94.2 endorsements must clearly state the amount of the total fee that is dedicated to the motorcycle  
 94.3 safety fund.

94.4 **EFFECTIVE DATE.** This section is effective August 1, 2021, for driver's license  
 94.5 application and issuance on or after that date.

94.6 Sec. 47. Minnesota Statutes 2020, section 171.06, subdivision 3, is amended to read:

94.7 Subd. 3. **Contents of application; other information.** (a) An application must:

94.8 (1) state the full name, date of birth, sex, and either (i) the residence address of the  
 94.9 applicant, or (ii) designated address under section 5B.05;

94.10 (2) as may be required by the commissioner, contain a description of the applicant and  
 94.11 any other facts pertaining to the applicant, the applicant's driving privileges, and the  
 94.12 applicant's ability to operate a motor vehicle with safety;

94.13 (3) state:

94.14 (i) the applicant's Social Security number; or

94.15 (ii) if the applicant does not have a Social Security number and is applying for a  
 94.16 Minnesota identification card, instruction permit, or class D provisional or driver's license,  
 94.17 that the applicant certifies that the applicant is not eligible for a Social Security number;

94.18 (4) contain a notification to the applicant of the availability of a living will/health care  
 94.19 directive designation on the license under section 171.07, subdivision 7; and

94.20 (5) include a method for the applicant to:

94.21 (i) request a veteran designation on the license under section 171.07, subdivision 15,  
 94.22 and the driving record under section 171.12, subdivision 5a;

94.23 (ii) indicate a desire to make an anatomical gift under ~~paragraph (d)~~ subdivision 3b,  
 94.24 paragraph (e);

94.25 (iii) as applicable, designate document retention as provided under section 171.12,  
 94.26 subdivision 3c; and

94.27 (iv) indicate emergency contacts as provided under section 171.12, subdivision 5b.

94.28 (b) Applications must be accompanied by satisfactory evidence demonstrating:

94.29 (1) identity, date of birth, and any legal name change if applicable; and

95.1 (2) for driver's licenses and Minnesota identification cards that meet all requirements of  
95.2 the REAL ID Act:

95.3 (i) principal residence address in Minnesota, including application for a change of address,  
95.4 unless the applicant provides a designated address under section 5B.05;

95.5 (ii) Social Security number, or related documentation as applicable; and

95.6 (iii) lawful status, as defined in Code of Federal Regulations, title 6, section 37.3.

95.7 (c) An application for an enhanced driver's license or enhanced identification card must  
95.8 be accompanied by:

95.9 (1) satisfactory evidence demonstrating the applicant's full legal name and United States  
95.10 citizenship; and

95.11 (2) a photographic identity document.

95.12 Sec. 48. Minnesota Statutes 2020, section 171.061, subdivision 4, is amended to read:

95.13 Subd. 4. **Fee; equipment.** (a) The agent may charge and retain a filing fee of \$8 for each  
95.14 application. Except as provided in paragraph (c), the fee shall cover all expenses involved  
95.15 in receiving, accepting, or forwarding to the department the applications and fees required  
95.16 under sections 171.02, subdivision 3; 171.06, subdivisions 2 and 2a; and 171.07, subdivisions  
95.17 3 and 3a.

95.18 (b) The statutory fees and the filing fees imposed under paragraph (a) may be paid by  
95.19 credit card or debit card. The driver's license agent may collect a convenience fee on the  
95.20 statutory fees and filing fees not greater than the cost of processing a credit card or debit  
95.21 card transaction. The convenience fee must be used to pay the cost of processing credit card  
95.22 and debit card transactions. The commissioner shall adopt rules to administer this paragraph  
95.23 using the exempt procedures of section 14.386, except that section 14.386, paragraph (b),  
95.24 does not apply.

95.25 (c) The department shall maintain the photo identification equipment for all agents  
95.26 appointed as of January 1, 2000. Upon the retirement, resignation, death, or discontinuance  
95.27 of an existing agent, and if a new agent is appointed in an existing office pursuant to  
95.28 Minnesota Rules, chapter 7404, and notwithstanding the above or Minnesota Rules, part  
95.29 7404.0400, the department shall provide and maintain photo identification equipment without  
95.30 additional cost to a newly appointed agent in that office if the office was provided the  
95.31 equipment by the department before January 1, 2000. All photo identification equipment  
95.32 must be compatible with standards established by the department.

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

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

96.10 (f) For every transaction where an agent collects a fee pursuant to paragraph (a), the  
96.11 commissioner must transmit a payment of \$3 to the agent that collected the fee. The  
96.12 commissioner must make the payments required by this paragraph on a quarterly basis.  
96.13 Payments made to an agent employed by a county board must be paid into the county  
96.14 treasury and credited to the general revenue fund of the county. An amount sufficient to  
96.15 make the payments required by this paragraph is appropriated to the commissioner from  
96.16 the driver services operating account in the special revenue fund.

96.17 Sec. 49. Minnesota Statutes 2020, section 171.071, is amended by adding a subdivision  
96.18 to read:

96.19 Subd. 4. **Variance for homebound individuals.** (a) Notwithstanding section 171.07 or  
96.20 Minnesota Rules, part 7410.1810, the commissioner may grant a variance from the  
96.21 photograph requirements for a noncompliant identification card if: (1) the individual is  
96.22 homebound as defined in paragraph (b); (2) the individual has submitted proof of homebound  
96.23 status; and (3) the department has a photograph of the applicant on file that was taken within  
96.24 the last four years or during the most recent renewal cycle or the applicant has submitted a  
96.25 photograph to the department that meets the requirements of section 171.07, Minnesota  
96.26 Rules, part 7410.1810, subpart 1, and other technical requirements established by the  
96.27 commissioner such as background color and electronic file size to ensure the image can be  
96.28 used on a credential and conforms with images taken by the department. Applicants granted  
96.29 a photograph variance under this subdivision are not required to appear in person to have  
96.30 a new photograph taken.

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



97.1 Sec. 50. Minnesota Statutes 2020, section 171.12, subdivision 7b, is amended to read:

97.2 Subd. 7b. **Data privacy; noncompliant license or identification card.** (a) With respect  
97.3 to noncompliant licenses or identification cards, the commissioner is prohibited from:

97.4 (1) electronically disseminating outside the state data that is not disseminated as of May  
97.5 19, 2017; or

97.6 (2) utilizing any electronic validation or verification system accessible from or maintained  
97.7 outside the state that is not in use as of May 19, 2017.

97.8 (b) The limitations in paragraph (a) do not apply to the extent necessary to: (1) maintain  
97.9 compliance with the driver's license compact under section 171.50 and applicable federal  
97.10 law governing commercial driver's licenses; and (2) perform identity verification as part of  
97.11 an application for a replacement Social Security card issued by the Social Security  
97.12 Administration.

97.13 (c) For purposes of this subdivision, "outside the state" includes federal agencies, states  
97.14 other than Minnesota, organizations operating under agreement among the states, and private  
97.15 entities.

97.16 **EFFECTIVE DATE.** This section is effective February 1, 2022, or upon completion  
97.17 of the necessary programming changes to the driver and vehicle services information system,  
97.18 whichever is earlier.

97.19 Sec. 51. Minnesota Statutes 2020, section 171.13, subdivision 1, is amended to read:

97.20 Subdivision 1. **Examination subjects and locations; provisions for color blindness,**  
97.21 **disabled veterans.** (a) Each applicant for a driver's license must pass the examination  
97.22 required by this section before being issued a driver's license. Except as otherwise provided  
97.23 in this section by sections 171.83 or 171.70 to 171.82, the commissioner shall examine each  
97.24 applicant for a driver's license by such agency as the commissioner directs must conduct  
97.25 the examination. This examination must include:

97.26 (1) a test of the applicant's eyesight;

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

97.29 (3) a test of the applicant's knowledge of (i) traffic laws; (ii) the effects of alcohol and  
97.30 drugs on a driver's ability to operate a motor vehicle safely and legally, and of the legal  
97.31 penalties and financial consequences resulting from violations of laws prohibiting the  
97.32 operation of a motor vehicle while under the influence of alcohol or drugs; (iii) railroad

98.1 grade crossing safety; (iv) slow-moving vehicle safety; (v) laws relating to pupil  
 98.2 transportation safety, including the significance of school bus lights, signals, stop arm, and  
 98.3 passing a school bus; (vi) traffic laws related to bicycles; and (vii) the circumstances and  
 98.4 dangers of carbon monoxide poisoning;

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

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

98.9 (b) Notwithstanding paragraph (a), ~~no~~ the commissioner must not deny an application  
 98.10 for a driver's license may be denied an applicant based on the exclusive grounds that the  
 98.11 applicant's eyesight is deficient in color perception or that the applicant has been diagnosed  
 98.12 with diabetes mellitus. War veterans operating motor vehicles especially equipped for  
 98.13 disabled persons, if otherwise entitled to a license, must be granted such license.

98.14 (c) The commissioner shall make provision for giving the examinations under this  
 98.15 subdivision either in the county where the applicant resides or at a place adjacent thereto  
 98.16 reasonably convenient to the applicant.

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

98.21 **EFFECTIVE DATE.** Paragraph (a) is effective August 1, 2021. Paragraph (b) is effective  
 98.22 July 1, 2021.

98.23 Sec. 52. Minnesota Statutes 2020, section 171.13, subdivision 6, is amended to read:

98.24 Subd. 6. ~~Initial motorcycle~~ **Two-wheeled vehicle endorsement examination fee.** A  
 98.25 person applying for an initial ~~motorcycle~~ two-wheeled vehicle endorsement on a driver's  
 98.26 license shall pay at the place of examination a total fee of \$21, which includes the a \$2.50  
 98.27 examination fee and, an endorsement fee, but does not include the fee for a duplicate driver's  
 98.28 license as prescribed in section 171.06, subdivision 2a, and the appropriate driver's license  
 98.29 fee as prescribed in section 171.06, subdivision 2. Of this amount, \$11 must be credited as  
 98.30 provided in section 171.06, subdivision 2a, paragraph (a), clause (1), \$2.50 must be credited  
 98.31 to the driver services operating account in the special revenue fund specified under section  
 98.32 299A.705, and the remainder must be credited to the general fund.

99.1 **EFFECTIVE DATE.** This section is effective August 1, 2021, for driver's license  
 99.2 application and issuance on or after that date.

99.3 Sec. 53. Minnesota Statutes 2020, section 171.13, subdivision 7, is amended to read:

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

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

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

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

99.15 **EFFECTIVE DATE.** This section is effective July 1, 2021.

99.16 Sec. 54. Minnesota Statutes 2020, section 171.13, subdivision 9, is amended to read:

99.17 Subd. 9. **Online driver's license knowledge testing authorization.** (a) The commissioner  
 99.18 must implement online knowledge testing as provided in this subdivision. The commissioner  
 99.19 must not charge a fee to a driver education program or an authorized entity for access to  
 99.20 the online knowledge testing system or for administering the online knowledge test. The  
 99.21 commissioner must administer the fourth or subsequent knowledge test for a person.

99.22 (b) Upon written request from a driver education program licensed by the department,  
 99.23 the commissioner must grant access to the department's web-based knowledge testing system  
 99.24 to the driver education program. Once granted access to the online knowledge testing system,  
 99.25 a driver education program may administer the online knowledge test to a student of the  
 99.26 program.

99.27 (c) An entity other than a driver education program may apply to the commissioner for  
 99.28 authority to administer online knowledge tests. The commissioner may approve or disapprove  
 99.29 an application for administering the online knowledge tests under this paragraph. Upon  
 99.30 approving an application of an entity, the commissioner must grant access to the department's  
 99.31 web-based knowledge testing system to that authorized entity. Once granted access to the

100.1 online knowledge testing system, the authorized entity may administer the online knowledge  
100.2 test.

100.3 (d) A driver education program or authorized entity:

100.4 (1) must provide all computers and equipment for persons that take the online knowledge  
100.5 test;

100.6 (2) must provide appropriate proctors to monitor persons taking the online knowledge  
100.7 test; and

100.8 (3) may charge a fee of no more than \$10 for administering the online knowledge test.

100.9 (e) For purposes of paragraph (d), clause (2), a proctor must be:

100.10 (1) an employee of the driver education program, authorized entity, or a state or local  
100.11 government;

100.12 (2) a driver's license agent; or

100.13 (3) a classroom teacher, school administrator, or paraprofessional at a public or private  
100.14 school, excluding a home school.

100.15 The proctor must be physically present at the location where the test is being administered.

100.16 A proctor must not be a relative of the person taking the test. For purposes of this paragraph,  
100.17 a relative is a spouse, fiancée, fiancé, grandparent, parent, child, sibling, or legal guardian,  
100.18 including adoptive, half, step, and in-law relationships.

100.19 **EFFECTIVE DATE.** This section is effective on the earlier of August 1, 2021, or the  
100.20 day following the expiration of the peacetime emergency declared in Executive Order 20-01  
100.21 and extended by subsequent executive orders.

100.22 Sec. 55. Minnesota Statutes 2020, section 171.27, is amended to read:

100.23 **171.27 EXPIRATION OF LICENSE EXPIRATION AND RENEWAL; MILITARY**  
100.24 **EXCEPTION EXCEPTIONS.**

100.25 (a) Except as otherwise provided in this section, the expiration date for each driver's  
100.26 license is the birthday of the driver in the fourth year following the date of issuance of the  
100.27 license. The birthday of the driver shall be as indicated on the application for a driver's  
100.28 license. A license may be renewed on or before expiration or within one year after expiration  
100.29 upon application, payment of the required fee, and passing the examination required of all  
100.30 drivers for renewal. Driving privileges shall be extended or renewed on or preceding the

101.1 expiration date of an existing driver's license unless the commissioner believes that the  
 101.2 licensee is no longer qualified as a driver.

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

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

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

101.13 (e) ~~Any~~ A valid Minnesota driver's license issued to:

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

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

101.19 (3) the person's spouse; of a person in clause (1) or (2);

101.20 ~~shall continue~~ continues in full force and effect without requirement for renewal until the  
 101.21 date one year following the ~~service member's~~ person's separation or discharge from active  
 101.22 military or volunteer service, and until the license holder's birthday in the fourth full year  
 101.23 following the person's most recent license renewal or, in the case of a provisional license,  
 101.24 until the person's birthday in the third full year following the renewal.

101.25 **EFFECTIVE DATE.** Paragraph (a) is effective August 1, 2021. Paragraph (b) is effective  
 101.26 July 1, 2021.

101.27 Sec. 56. Minnesota Statutes 2020, section 171.29, subdivision 2, is amended to read:

101.28 Subd. 2. **Reinstatement fees and surcharges allocated and appropriated.** (a) An  
 101.29 individual whose driver's license has been revoked as provided in subdivision 1, except  
 101.30 under section 169A.52, 169A.54, 171.177, 609.2112, 609.2113, or 609.2114, or Minnesota  
 101.31 Statutes 2012, section 609.21, must pay a \$30 fee before the driver's license is reinstated.

102.1 (b) A person whose driver's license has been revoked as provided in subdivision 1 under  
102.2 section 169A.52, 169A.54, 171.177, 609.2112, 609.2113, or 609.2114, or Minnesota Statutes  
102.3 2012, section 609.21, must pay a \$250 fee plus a \$430 surcharge before the driver's license  
102.4 is reinstated, except as provided in paragraph (f). The \$250 fee is to be credited as follows:

102.5 (1) Twenty percent must be credited to the driver services operating account in the  
102.6 special revenue fund as specified in section 299A.705.

102.7 (2) Sixty-seven percent must be credited to the general fund.

102.8 (3) Eight percent must be credited to a separate account to be known as the Bureau of  
102.9 Criminal Apprehension account. Money in this account is annually appropriated to the  
102.10 commissioner of public safety and the appropriated amount must be apportioned 80 percent  
102.11 for laboratory costs and 20 percent for carrying out the provisions of section 299C.065.

102.12 (4) Five percent must be credited to a separate account to be known as the vehicle  
102.13 forfeiture account, which is created in the special revenue fund. The money in the account  
102.14 is annually appropriated to the commissioner for costs of handling vehicle forfeitures.

102.15 (c) The revenue from \$50 of the surcharge must be credited to a separate account to be  
102.16 known as the traumatic brain injury and spinal cord injury account. The revenue from \$50  
102.17 of the surcharge on a reinstatement under paragraph (f) is credited from the first installment  
102.18 payment to the traumatic brain injury and spinal cord injury account. The money in the  
102.19 account is annually appropriated to the commissioner of health to be used as follows: 83  
102.20 percent for contracts with a qualified community-based organization to provide information,  
102.21 resources, and support to assist persons with traumatic brain injury and their families to  
102.22 access services, and 17 percent to maintain the traumatic brain injury and spinal cord injury  
102.23 registry created in section 144.662. For the purposes of this paragraph, a "qualified  
102.24 community-based organization" is a private, not-for-profit organization of consumers of  
102.25 traumatic brain injury services and their family members. The organization must be registered  
102.26 with the United States Internal Revenue Service under section 501(c)(3) as a tax-exempt  
102.27 organization and must have as its purposes:

102.28 (1) the promotion of public, family, survivor, and professional awareness of the incidence  
102.29 and consequences of traumatic brain injury;

102.30 (2) the provision of a network of support for persons with traumatic brain injury, their  
102.31 families, and friends;

102.32 (3) the development and support of programs and services to prevent traumatic brain  
102.33 injury;

103.1 (4) the establishment of education programs for persons with traumatic brain injury; and

103.2 (5) the empowerment of persons with traumatic brain injury through participation in its  
103.3 governance.

103.4 A patient's name, identifying information, or identifiable medical data must not be disclosed  
103.5 to the organization without the informed voluntary written consent of the patient or patient's  
103.6 guardian or, if the patient is a minor, of the parent or guardian of the patient.

103.7 (d) The remainder of the surcharge must be credited to a separate account to be known  
103.8 as the remote electronic alcohol-monitoring program account. The commissioner shall  
103.9 transfer the balance of this account to the commissioner of management and budget on a  
103.10 monthly basis for deposit in the general fund.

103.11 (e) When these fees are collected by a licensing agent, appointed under section 171.061,  
103.12 a handling charge is imposed in the amount specified under section 171.061, subdivision  
103.13 4. The reinstatement fees and surcharge must be deposited in an approved depository as  
103.14 directed under section 171.061, subdivision 4.

103.15 (f) A person whose driver's license has been revoked as provided in subdivision 1 under  
103.16 section 169A.52, 169A.54, or 171.177 ~~and who the court certifies as being financially~~  
103.17 ~~eligible for a public defender under section 611.17,~~ may choose to pay 50 percent and an  
103.18 additional \$25 of the total amount of the surcharge and 50 percent of the fee required under  
103.19 paragraph (b) to reinstate the person's driver's license, provided the person meets all other  
103.20 requirements of reinstatement. If a person chooses to pay 50 percent of the total and an  
103.21 additional \$25, the driver's license must expire after two years. The person must pay an  
103.22 additional 50 percent less \$25 of the total to extend the license for an additional two years,  
103.23 provided the person is otherwise still eligible for the license. After this final payment of the  
103.24 surcharge and fee, the license may be renewed on a standard schedule, as provided under  
103.25 section 171.27. A handling charge may be imposed for each installment payment. Revenue  
103.26 from the handling charge is credited to the driver services operating account in the special  
103.27 revenue fund and is appropriated to the commissioner.

103.28 (g) Any person making installment payments under paragraph (f), whose driver's license  
103.29 subsequently expires, or is canceled, revoked, or suspended before payment of 100 percent  
103.30 of the surcharge and fee, must pay the outstanding balance due for the initial reinstatement  
103.31 before the driver's license is subsequently reinstated. Upon payment of the outstanding  
103.32 balance due for the initial reinstatement, the person may pay any new surcharge and fee  
103.33 imposed under paragraph (b) in installment payments as provided under paragraph (f).

104.1 **Sec. 57. [171.395] ONLINE DRIVER EDUCATION PROGRAM.**

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

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

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

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

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

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

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

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

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

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

104.21 (10) provide online interactive supplemental parental curriculum consistent with section  
104.22 171.0701, subdivision 1a.

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

104.26 **Sec. 58. [171.70] DEFINITIONS.**

104.27 (a) For purposes of sections 171.70 to 171.82, the following terms have the meanings  
104.28 given.

104.29 (b) "Applicant" means an entity applying for approval to be a third-party testing program.



105.1 (c) "Entity" includes an individual, natural person, and a legal or corporate person,  
105.2 however organized unless otherwise expressly described or limited.

105.3 (d) "Letter of approval" means the document issued by the commissioner to the third-party  
105.4 testing program authorizing the program to administer road tests for class D drivers' licenses.

105.5 (e) "Road test" means the actual physical demonstration of the ability to exercise ordinary  
105.6 and reasonable control in the operation of a motor vehicle as required by section 171.13,  
105.7 subdivision 1, paragraph (a), clause (4).

105.8 (f) "Third-party tester" means an individual who is an employee of a third-party testing  
105.9 program who has qualified for a third-party tester certificate issued by the commissioner  
105.10 granting the individual authorization to conduct road tests for class D drivers' licenses.

105.11 (g) "Third-party tester certificate" means a certificate issued by the commissioner to the  
105.12 third-party tester authorizing the third-party tester to administer road tests for class D drivers'  
105.13 licenses on behalf of a specified third-party testing program.

105.14 (h) "Third-party testing program" means a program authorized by the commissioner to  
105.15 administer to an individual the road test for class D drivers' licenses.

105.16 **EFFECTIVE DATE.** This section is effective August 1, 2021.

105.17 Sec. 59. **[171.71] THIRD-PARTY TESTER; AUTHORIZATION.**

105.18 The commissioner must allow a third-party tester that complies with the requirements  
105.19 of sections 171.70 to 171.82 to conduct road tests for people applying for class D drivers'  
105.20 licenses.

105.21 **EFFECTIVE DATE.** This section is effective August 1, 2021.

105.22 Sec. 60. **[171.72] PROGRAM APPLICATION; APPROVAL.**

105.23 Subdivision 1. **Application.** The applicant shall apply to the commissioner for approval  
105.24 to be a third-party testing program authorized to administer road tests for class D drivers'  
105.25 licenses. The applicant must submit the application to the commissioner and provide the  
105.26 information in subdivision 2. A third-party testing program or a third-party tester employed  
105.27 by the program must not conduct road tests until the program is approved by the  
105.28 commissioner.

105.29 Subd. 2. **Application contents.** To apply for approval as a third-party testing program,  
105.30 an applicant must complete an application containing the information specified in this  
105.31 section:

- 106.1 (1) business name;
- 106.2 (2) business registration number if a business, or tax identification number if a nonprofit
- 106.3 entity;
- 106.4 (3) address of the business's administrative office;
- 106.5 (4) telephone number and e-mail address of the administrative office;
- 106.6 (5) name of an authorized official responsible for the program and application, and the
- 106.7 official's title and telephone number;
- 106.8 (6) a map, drawing, or written description of the test route to be used for road tests;
- 106.9 (7) the name, birth date, home address, and driver's license number of all individuals
- 106.10 the applicant wants to employ as a certified third-party tester;
- 106.11 (8) attestation that the applicant carries the required insurance, as described in chapter
- 106.12 65B, for all vehicles used for testing; and
- 106.13 (9) attestation by the authorized official that the information submitted is true and
- 106.14 accurate.
- 106.15 Subd. 3. **Location requirement.** To qualify as a third-party testing program, the applicant
- 106.16 must be located in the state and must maintain an administrative office in at least one
- 106.17 permanent, regularly occupied building with a permanent address.
- 106.18 Subd. 4. **Employment of certified tester.** The applicant must employ one or more
- 106.19 certified third-party testers who meet the qualifications in section 171.75.
- 106.20 Subd. 5. **Evaluation.** The commissioner shall evaluate the application submitted by the
- 106.21 third-party testing program applicant. If the application is satisfactory, the commissioner
- 106.22 must approve the application.
- 106.23 Subd. 6. **Limitation.** The commissioner is prohibited from imposing any criteria or
- 106.24 requirements that are not specified by this section.
- 106.25 Subd. 7. **Commissioner's letter of approval.** Upon approval of an application submitted
- 106.26 pursuant to this section, the commissioner shall issue a letter of approval to designate a
- 106.27 third-party testing program. The letter of approval constitutes an agreement between the
- 106.28 state and the third-party testing program administering road tests for a class D driver's
- 106.29 license. A letter of approval to operate a third-party testing program is not transferable.
- 106.30 **EFFECTIVE DATE.** This section is effective August 1, 2021.

107.1 Sec. 61. **[171.73] INDEMNIFICATION.**

107.2 An applicant shall agree to indemnify and hold harmless the state and all state officers,  
107.3 employees, and agents of the state from and against all claims, losses, damages, costs, and  
107.4 other proceedings made, sustained, brought, or prosecuted in any manner based on or  
107.5 occasioned by or attributive to any injury, infringement, or damage rising from any act or  
107.6 omission of the third-party testing program or the program's employees in the performance  
107.7 of testing duties.

107.8 **EFFECTIVE DATE.** This section is effective August 1, 2021.

107.9 Sec. 62. **[171.74] USE OF CERTIFIED THIRD-PARTY TESTERS.**

107.10 The third-party testing program shall allow only individuals who have been certified by  
107.11 the commissioner as third-party testers under sections 171.75 to 171.76 to administer road  
107.12 tests. The program shall maintain, on file in the program's administrative office, a copy of  
107.13 the valid certificate of each third-party tester employed by the program.

107.14 **EFFECTIVE DATE.** This section is effective August 1, 2021.

107.15 Sec. 63. **[171.75] THIRD-PARTY TESTER QUALIFICATIONS.**

107.16 Subdivision 1. **Generally.** To be certified as a third-party tester, an individual must make  
107.17 application to, and be approved by, the commissioner as provided in this section. The  
107.18 individual must:

107.19 (1) possess a valid driver's license;

107.20 (2) be 21 years of age or older;

107.21 (3) have been a licensed driver in a United States state for the past three years;

107.22 (4) before the date of application, have maintained continuous valid driving privileges  
107.23 for the past year;

107.24 (5) successfully pass a prequalifying tester examination;

107.25 (6) be an employee of a third-party testing program;

107.26 (7) successfully complete the test administration training required of state-employed  
107.27 examiners; and

107.28 (8) have the class of driver's license and endorsements to operate the type of vehicles  
107.29 for which the road tests are administered.

108.1 The examination and training required by clauses (5) and (7) must be identical for  
108.2 state-employed examiners and third-party testers.

108.3 Subd. 2. **State employee.** A certified third-party tester must not be an employee of the  
108.4 department.

108.5 Subd. 3. **Employment.** A certified third-party tester must have a certificate for each  
108.6 third-party testing program that employs the tester. The tester must reapply and be approved  
108.7 for a new certificate to conduct tests on behalf of a new third-party testing program. The  
108.8 tester may be simultaneously employed by more than one program.

108.9 Subd. 4. **Maintaining certification.** To maintain certification as a third-party tester, an  
108.10 individual must:

108.11 (1) conduct at least 12 road tests annually from the date of initial issuance of a third-party  
108.12 tester certificate;

108.13 (2) be evaluated at least annually on the administration of tests and record keeping;

108.14 (3) attend annual in-service training, workshops, or seminars provided by the  
108.15 commissioner, provided that the requirements are the same as for testers employed by the  
108.16 department;

108.17 (4) submit monthly testing reports in a format specified by the commissioner; and

108.18 (5) account for all records of examination issued by the commissioner to a third-party  
108.19 tester and submit the record of examination immediately to the commissioner after completing  
108.20 a road test.

108.21 Subd. 5. **Limitation.** The commissioner is prohibited from imposing any criteria or  
108.22 requirements on third-party testing programs or third-party testers that are not specified by  
108.23 this section.

108.24 **EFFECTIVE DATE.** This section is effective August 1, 2021.

108.25 Sec. 64. **[171.76] CERTIFICATES AND LETTER OF APPROVAL.**

108.26 Subdivision 1. **Tester certificates.** The commissioner shall issue a certificate to each  
108.27 approved third-party tester of a third-party testing program. The third-party testing program  
108.28 must keep a copy of the certificate of each third-party tester employed by the program on  
108.29 file in the office of the program. A third-party tester's certificate is effective on the date of  
108.30 issuance by the commissioner and expires four years after issuance. A third-party tester  
108.31 may not conduct road tests without a valid third-party tester certificate. A certificate issued  
108.32 to a third-party tester is not transferable.

109.1 Subd. 2. **Certificate renewal time frame.** A third-party tester must submit an application  
109.2 for renewal of the tester's certificate to the commissioner no less than 30 days before the  
109.3 date the previously issued certificate expires.

109.4 **EFFECTIVE DATE.** This section is effective August 1, 2021.

109.5 Sec. 65. **[171.77] TEST PROOF.**

109.6 The third-party testing program shall provide a record of examination, on a format  
109.7 obtained from or approved by the commissioner, to an individual who has passed a road  
109.8 test for a class D driver's license. The record of examination, which must be presented at  
109.9 the time of application for a class D driver's license, must specify that the individual has  
109.10 passed the required test or tests administered by the third-party testing program.

109.11 **EFFECTIVE DATE.** This section is effective August 1, 2021.

109.12 Sec. 66. **[171.78] AUDITS.**

109.13 Subdivision 1. **Random examinations, inspections, and audits.** A third-party testing  
109.14 program shall agree to allow representatives of the commissioner, on behalf of the state, to  
109.15 conduct random examinations, inspections, and audits of the testing operation without prior  
109.16 notice.

109.17 Subd. 2. **On-site inspections.** A third-party testing program shall permit on-site  
109.18 inspections by agents of the commissioner as necessary to determine compliance with  
109.19 sections 171.70 to 171.82.

109.20 Subd. 3. **Examination of test administration.** On at least an annual basis, agents of the  
109.21 commissioner who are state employees must be permitted to:

109.22 (1) take the tests actually administered by the third-party testing program as if the state  
109.23 employees were test applicants;

109.24 (2) test a sample of drivers who were tested by the third-party testing program to compare  
109.25 passing and failing results; or

109.26 (3) conduct a road test simultaneously with the third-party tester to compare test results.

109.27 Subd. 4. **Notice of test schedule.** Upon request, no less than 48 hours in advance, the  
109.28 third-party testing program shall provide the commissioner with the scheduled times and  
109.29 dates that skill tests and road tests are to be given.

109.30 **EFFECTIVE DATE.** This section is effective August 1, 2021.

110.1 **Sec. 67. [171.79] TEST ADMINISTRATION.**

110.2 Subdivision 1. **Generally.** Road tests conducted by a third-party tester must meet the  
110.3 requirements in Minnesota Rules, parts 7410.4800 to 7410.5380. The commissioner is  
110.4 prohibited from imposing additional test administration criteria or requirements on third-party  
110.5 testers.

110.6 Subd. 2. **Third-party tester restrictions.** A third-party tester shall not:

110.7 (1) delegate any portion of testing to another individual;

110.8 (2) be the spouse, fiancée, fiancé, grandparent, parent, child, sibling, or legal guardian,  
110.9 including adoptive, half, step, and in-law relationships, of the person taking the test;

110.10 (3) test anyone with a physical disability who may need an individualized restriction  
110.11 added to the person's driver's license; or

110.12 (4) test anyone who has not completed all coursework and training before administering  
110.13 a road test.

110.14 **EFFECTIVE DATE.** This section is effective August 1, 2021.

110.15 **Sec. 68. [171.80] RECORD KEEPING; REPORTING REQUIREMENTS.**

110.16 Subdivision 1. **Records of administered tests.** An approved third-party testing program  
110.17 shall maintain at the program's administrative offices, for a minimum of three years, the  
110.18 tester's copy of the record of examination of any driver for whom the third-party testing  
110.19 program conducts a test, whether or not the driver passes or fails the test. Each record of  
110.20 examination must include:

110.21 (1) the full name of the driver;

110.22 (2) the date the driver took the test; and

110.23 (3) the name and certificate number of the third-party tester conducting the test.

110.24 Subd. 2. **Records of third-party testers.** The third-party testing program shall maintain,  
110.25 at the program's administrative offices, a record of each third-party tester in the employ of  
110.26 the third-party testing program at that location. Each record must include:

110.27 (1) a valid and complete tester certificate indicating the third-party tester has met all  
110.28 qualifications;

110.29 (2) a copy of the third-party tester's current driving record, which must be updated  
110.30 annually; and

111.1 (3) evidence that the third-party tester is an employee of the third-party testing program.

111.2 Subd. 3. **Record retention.** The third-party testing program shall retain all third-party  
 111.3 tester records for three years after a third-party tester leaves the employ of the third-party  
 111.4 testing program.

111.5 Subd. 4. **Reporting requirements.** The third-party testing program shall report the  
 111.6 number of road tests administered annually by all third-party testers employed by the  
 111.7 program. The report must be in writing or in an electronic format approved by the  
 111.8 commissioner and must be received by the commissioner within 45 days of the end of each  
 111.9 calendar year.

111.10 Subd. 5. **Data Practices Act.** All third-party testing programs and third-party testers are  
 111.11 subject to section 13.05, subdivision 11.

111.12 **EFFECTIVE DATE.** This section is effective August 1, 2021.

111.13 Sec. 69. **[171.81] NOTIFICATION REQUIREMENTS.**

111.14 Subdivision 1. **Generally.** The third-party testing program shall ensure that the  
 111.15 commissioner is notified in writing or by electronic means:

111.16 (1) 30 days before any change in the third-party testing program's name or address;

111.17 (2) ten days before any change in the third-party tester employed by the third-party  
 111.18 testing program;

111.19 (3) within ten days of a change in a third-party tester's driving status;

111.20 (4) within ten days of the third-party testing program ceasing business operations in  
 111.21 Minnesota; or

111.22 (5) within ten days of a third-party tester:

111.23 (i) receiving notice from any state that the tester's driving privileges have been withdrawn;  
 111.24 or

111.25 (ii) failing to comply with the third-party testing program or third-party tester  
 111.26 requirements in sections 171.70 to 171.82.

111.27 Subd. 2. **Test route change.** Before changing a test route, a third-party testing program  
 111.28 must submit a written request and obtain written approval from the commissioner for any  
 111.29 proposed change in the road test route. The request may be submitted by facsimile or e-mail.

111.30 Subd. 3. **Tester change.** A third-party tester shall notify the commissioner within ten  
 111.31 days of leaving the employ of a third-party testing program.

112.1 **EFFECTIVE DATE.** This section is effective August 1, 2021.

112.2 Sec. 70. **[171.82] DENIAL, CANCELLATION, OR SUSPENSION OF PROGRAM**  
112.3 **OR TESTER; APPEAL.**

112.4 Subdivision 1. **Denial.** The commissioner may deny an application for a third-party  
112.5 testing program or tester certificate if the applicant does not qualify for approval or  
112.6 certification under sections 171.70 to 171.81. In addition, a misstatement or misrepresentation  
112.7 is grounds for denying a letter of approval or tester certificate.

112.8 Subd. 2. **Cancellation or suspension.** The commissioner may cancel the approval of a  
112.9 third-party testing program or third-party tester or may suspend a program or tester for:

112.10 (1) failure to comply with or satisfy any provision of sections 171.70 to 171.81;

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

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

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

112.16 Subd. 3. **Commissioner's discretion.** (a) The existence of grounds for cancellation or  
112.17 suspension under subdivision 2 is determined at the sole discretion of the commissioner. If  
112.18 the commissioner determines that grounds for cancellation or suspension exist for failure  
112.19 to comply with or satisfy any requirement in sections 171.70 to 171.81, the commissioner  
112.20 may immediately cancel or suspend the third-party testing program or third-party tester  
112.21 from administering any further tests.

112.22 (b) When an application to be a third-party testing program or third-party tester  
112.23 application is denied, or when individual program approval or a tester's certificate is canceled,  
112.24 a notice must be mailed to the subject indicating the reasons for the denial or cancellation  
112.25 and that the third-party testing program or third-party tester may appeal the decision as  
112.26 provided in subdivision 5.

112.27 Subd. 4. **Correction order.** If an audit by the commissioner identifies a situation that  
112.28 needs correction but does not merit suspension or cancellation, the commissioner may issue  
112.29 a correction order to a third-party tester or program for 30 days to correct a deficiency before  
112.30 the program or tester becomes subject to suspension or cancellation. The notice must include  
112.31 the basis for requiring the correction. The notice must notify the individual of the ability to



113.1 appeal the correction order as provided in subdivision 5. The third-party testing program  
 113.2 or third-party tester is permitted 30 days to correct the deficiency without having to reapply.

113.3 Subd. 5. **Notice of denial or cancellation; request for reconsideration and hearing.** (a)  
 113.4 Within 20 calendar days of receiving a notice of cancellation or denial issued pursuant to  
 113.5 subdivision 3 or correction order issued pursuant to subdivision 4, the third-party testing  
 113.6 program or third-party tester may submit a request for reconsideration in writing to the  
 113.7 commissioner. The commissioner shall review the request for reconsideration and issue a  
 113.8 decision within 30 days of receipt of the request. Upon receipt of the commissioner's decision,  
 113.9 the affected party may initiate a contested case proceeding under chapter 14.

113.10 (b) As an alternative to the process in paragraph (a), the affected party may initiate a  
 113.11 contested case proceeding within 20 calendar days of receiving a notice of cancellation or  
 113.12 denial issued pursuant to subdivision 3 or a correction order issued pursuant to subdivision  
 113.13 4.

113.14 (c) If a correction order issued pursuant to subdivision 4 is contested as provided in  
 113.15 paragraph (a) or (b), the commissioner must not enforce the correction order until a final  
 113.16 decision has been made following the contested case proceeding.

113.17 **EFFECTIVE DATE.** This section is effective August 1, 2021.

113.18 Sec. 71. **[171.83] THIRD-PARTY COMMERCIAL DRIVER'S LICENSE ROAD**  
 113.19 **TESTS.**

113.20 Subdivision 1. **Definitions.** (a) For purposes of this section, the following terms have  
 113.21 the meanings given.

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

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

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

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

114.1 Subd. 2. **Third-party testing program; application.** (a) A third-party testing program  
114.2 applicant must apply in the manner specified by the commissioner for approval to administer  
114.3 the road test. A third-party testing program may administer the road test under this section  
114.4 if the program is approved by the commissioner.

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

114.6 (1) the business or entity name;

114.7 (2) a business registration number if a business or tax identification number if a nonprofit  
114.8 entity;

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

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

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

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

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

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

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

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

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

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

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

114.31 (1) is a third-party tester;

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

115.2 (3) meets the requirements under Minnesota Rules, chapter 7410, and Code of Federal  
115.3 Regulations, title 49, part 383.

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

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

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

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

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

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

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

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

115.23 (2) the method of scoring and evaluating the applicant;

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

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

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

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

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

116.7 (d) The commissioner must administer the fourth or subsequent road test for a person.

116.8 Subd. 9. **Prohibited road tests.** A third-party tester must not conduct a road test for a  
116.9 person who is required to be examined by the commissioner under section 171.13, subdivision  
116.10 3, and Minnesota Rules, part 7410.2400.

116.11 Subd. 10. **Indemnification.** The department shall be held harmless for any claims, losses,  
116.12 damages, costs, and other proceedings made, sustained, brought, or prosecuted in any manner  
116.13 based on or occasioned by or attributive to any injury, infringement, or damage rising from  
116.14 any act or omission of the third-party tester or the third-party testing program in the  
116.15 performance of testing duties.

116.16 Subd. 11. **Application.** This section does not apply to the commissioner or employees  
116.17 of the state that conduct the road test.

116.18 Subd. 12. **Oversight; investigations.** (a) The commissioner must monitor and audit the  
116.19 road tests conducted by third-party testers.

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

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

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

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

- 117.1 (2) falsification of any records or information relating to the third-party testing program;  
117.2 (3) performance in a manner that compromises the integrity of the third-party testing  
117.3 program. The commissioner must use the same standards of integrity for state-employed  
117.4 testers and third-party testers; or  
117.5 (4) the withdrawal of a third-party tester's driving privileges.

117.6 Subd. 14. **Commissioner's discretion.** (a) The existence of grounds for cancellation or  
117.7 suspension under subdivision 13 is determined at the sole discretion of the commissioner.  
117.8 If the commissioner determines that grounds for cancellation or suspension exist for failure  
117.9 to comply with or satisfy any requirement in this section or Minnesota Rules, parts 7410.6000  
117.10 to 7410.6540, the commissioner may immediately cancel or suspend the third-party testing  
117.11 program or third-party tester from administering any further tests.

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

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

117.24 Subd. 16. **Notice of denial or cancellation; request for reconsideration and**  
117.25 **hearing.** (a) Within 20 calendar days of receiving a notice of cancellation or denial issued  
117.26 pursuant to subdivision 14 or correction order issued pursuant to subdivision 15, the  
117.27 third-party testing program or third-party tester may submit a request for reconsideration  
117.28 in writing to the commissioner. The commissioner shall review the request for reconsideration  
117.29 and issue a decision within 30 days of receipt of the request. Upon receipt of the  
117.30 commissioner's decision, the affected party may request a contested case hearing under  
117.31 chapter 14.

117.32 (b) As an alternative to the process in paragraph (a), the affected party may initiate a  
117.33 contested case proceeding within 20 calendar days of receiving a notice of cancellation or

118.1 denial issued pursuant to subdivision 14 or a correction order issued pursuant to subdivision  
118.2 15.

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

118.5 Subd. 17. **Rulemaking.** The commissioner must not adopt new rules or amend existing  
118.6 rules to implement the requirements of this section. Except where otherwise provided by  
118.7 this section, the commissioner shall apply applicable provisions from Minnesota Rules,  
118.8 parts 7410.6000 to 7410.6540, to third-party testing of commercial drivers' licenses.

118.9 Sec. 72. Minnesota Statutes 2020, section 299D.03, subdivision 2a, is amended to read:

118.10 Subd. 2a. **Salary and benefits survey.** (a) By January 1 of 2021, ~~2023, 2027~~ 2024,  
118.11 2027, and ~~2031~~ 2030, the legislative auditor must conduct a compensation and benefit survey  
118.12 of law enforcement officers in every police department:

118.13 (1) in a city with a population in excess of 25,000, located in a metropolitan county, as  
118.14 defined in section 473.121, subdivision 4, that is represented by a union certified by the  
118.15 Bureau of Mediation Services; or

118.16 (2) in a city of the first class.

118.17 The State Patrol must also be included in the survey.

118.18 (b) The legislative auditor must base the survey on compensation and benefits for the  
118.19 past completed calendar year. The survey must be based on full-time equivalent employees.  
118.20 The legislative auditor must calculate compensation using base salary, overtime wages, and  
118.21 premium pay. Premium pay is payment that is received by a majority of employees and  
118.22 includes but is not limited to education pay and longevity pay. The legislative auditor must  
118.23 not include any payments made to officers or troopers for work performed for an entity  
118.24 other than the agency that employs the officer or trooper, regardless of who makes the  
118.25 payment. The legislative auditor must also include in the survey all benefits, including  
118.26 insurance, retirement, and pension benefits. The legislative auditor must include contributions  
118.27 from both the employee and employer when determining benefits.

118.28 (c) The legislative auditor must compile the survey results into a report. The report must  
118.29 show each department separately. For each department, the survey must include:

118.30 (1) an explanation of the salary structure, and include minimum and maximum salaries  
118.31 for each range or step; and

119.1 (2) an explanation of benefits offered, including the options that are offered and the  
119.2 employee and employer contribution for each option.

119.3 Wherever possible, the report must be designed so that the data for each department is in  
119.4 the same table or grid format to facilitate easy comparison.

119.5 (d) By January 15 of 2021, 2023, 2027, and 2031, the legislative auditor must transmit  
119.6 the survey report to the chairs and ranking minority members of the house of representatives  
119.7 and senate committees with jurisdiction over the State Patrol budget.

119.8 (e) It is the legislature's intent to use the information in this study to compare salaries  
119.9 between the identified police departments and the State Patrol and to make appropriate  
119.10 increases to patrol trooper salaries. For purposes of this paragraph, "patrol troopers" has the  
119.11 meaning given in subdivision 2, paragraph (a).

119.12 Sec. 73. Minnesota Statutes 2020, section 325E.15, is amended to read:

119.13 **325E.15 TRANSFER OF MOTOR VEHICLE; MILEAGE DISCLOSURE.**

119.14 No person shall transfer a motor vehicle without disclosing ~~in writing~~ to the transferee  
119.15 the true mileage registered on the odometer reading or that the actual mileage is unknown  
119.16 if the odometer reading is known by the transferor to be different from the true mileage.  
119.17 The regulations contained in Code of Federal Regulations, title 49, sections 580.1 to 580.17,  
119.18 ~~as amended through October 1, 1998, implementing title IV of the Federal Motor Vehicle~~  
119.19 ~~Information and Cost Savings Act~~ that implement odometer disclosure requirements and  
119.20 prescribe the manner in which electronic or written disclosure must be made in this state  
119.21 ~~and~~, are adopted by reference. No transferor shall violate any regulations adopted under  
119.22 this section or knowingly give a false statement to a transferee in making any disclosure  
119.23 required by the regulations.

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

119.25 Sec. 74. **[345.16] STATE; UNCLAIMED PROPERTY; DISPOSITION; DUTY OF**  
119.26 **STATE PATROL.**

119.27 **Subdivision 1. State Patrol seizure.** A State Patrol trooper may seize and retain any  
119.28 personal property abandoned upon any public highway right-of-way, other public premises,  
119.29 or other state-owned property.

119.30 **Subd. 2. Notice.** Notice by the State Patrol of lost or abandoned property in its possession  
119.31 must be made to the rightful owner, if the owner is known, by certified mail. The rightful

120.1 owner may reclaim the property within 90 days of notice after paying any expenses incurred  
120.2 by the agency for processing and retaining such property.

120.3 Subd. 3. **Disposal.** Unclaimed property may be sold at public sale, disposed of as state  
120.4 surplus property, or destroyed based on the agency's judgment of the property's condition  
120.5 and value.

120.6 Subd. 4. **Money.** All lost or abandoned money and the proceeds from the sale of other  
120.7 abandoned or lost property retained by the State Patrol pursuant to this section must be  
120.8 deposited into the general fund.

120.9 Sec. 75. **ADDITIONAL FUNDING FOR STATE PATROL FOR CIVIL UNREST**  
120.10 **OR RIOTING.**

120.11 Any request to the legislature for additional State Patrol funding for trooper response to  
120.12 civil unrest or rioting must include:

120.13 (1) a complete explanation of the need for additional troopers for the response; and

120.14 (2) an explanation of why the response was a higher priority than patrolling highways.

120.15 This section applies to the governor's proposed budget and to any request by the Department  
120.16 of Public Safety. Additional funding includes funding from any source.

120.17 Sec. 76. **ANIMAL-DRAWN VEHICLES; SAFETY MANUAL.**

120.18 (a) The commissioner of public safety, in collaboration with the Department of  
120.19 Transportation, State Patrol, traffic safety organizations, and other interested parties, must  
120.20 develop and publish an animal-drawn vehicles safety manual. When developing the manual,  
120.21 the commissioner must evaluate similar manuals already published by other states.

120.22 (b) At a minimum, the safety manual must discuss and provide specific guidance with  
120.23 respect to:

120.24 (1) animal-drawn vehicle courtesy and conduct;

120.25 (2) relevant traffic regulations, including traffic signs, traffic signals, pavement markings,  
120.26 driving rules, and equipment requirements;

120.27 (3) an overview of how other vehicles and motorists interact with animal-drawn vehicles  
120.28 on the roadway;

120.29 (4) safety best practices;

120.30 (5) travel information; and



121.1 (6) any other information the commissioner deems necessary.

121.2 (c) The commissioner must publish the manual under this section on or before January  
121.3 1, 2022.

121.4 (d) The manual under this section is not an administrative rule under Minnesota Statutes,  
121.5 chapter 14, including section 14.386. The commissioner is exempt from provisions of  
121.6 Minnesota Statutes, chapter 14, with respect to any activities taken under this section.

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

121.8 Sec. 77. **DRIVER'S LICENSE SAME-DAY ISSUANCE PILOT PROJECT.**

121.9 (a) The commissioner of public safety must conduct a same-day driver's license pilot  
121.10 project as described in this section. The pilot project must be in the cities of Lakeville and  
121.11 Moorhead and include any driver's license agent in either city that requests to participate  
121.12 in the pilot project. This section applies to driver's license agents participating in the pilot  
121.13 project.

121.14 (b) An applicant who submits a properly completed application for a noncompliant  
121.15 driver's license, instruction permit, or identification card must be provided with the license  
121.16 or card at the time of the application. The license or card must be processed and produced  
121.17 at the site of the application. The applicant must not be required to go to another location  
121.18 to receive the license or card. The applicant must not be provided with a temporary license  
121.19 or card.

121.20 (c) The commissioner must provide the participating driver's license agents with any  
121.21 necessary equipment to process and produce the driver's licenses and identification cards  
121.22 on site.

121.23 (d) By January 1, 2024, the commissioner must submit a report on the pilot project to  
121.24 the chairs and ranking minority members of the legislative committees with jurisdiction  
121.25 over transportation policy and finance. At a minimum, the report must include the following:

121.26 (1) a description of the pilot project and the locations that participated in the pilot project;

121.27 (2) how many noncompliant drivers' licenses, instruction permits, or identification cards  
121.28 were processed during the pilot project;

121.29 (3) any information or feedback from the driver's license agents about the pilot project;

121.30 (4) a recommendation on whether the issuance of same-day noncompliant drivers'  
121.31 licenses, instruction permits, or identification cards should be expanded statewide.

122.1 **EFFECTIVE DATE.** This section is effective on October 1, 2022, and applies to  
122.2 applications received on or after that date.

122.3 Sec. 78. **IMPLEMENTATION.**

122.4 The commissioner of public safety must implement the requirements of Minnesota  
122.5 Statutes, sections 171.70 to 171.82, with existing resources. The commissioner must not  
122.6 hire additional staff to implement the requirements of Minnesota Statutes, sections 171.70  
122.7 to 171.82, or to conduct audits as required by Minnesota Statutes, section 171.78.

122.8 **EFFECTIVE DATE.** This section is effective August 1, 2021.

122.9 Sec. 79. **PAYABLE OFFENSES; BEST PRACTICES.**

122.10 The Office of Traffic Safety, in consultation with the state court administrator's office  
122.11 and the State Patrol, shall confer with law enforcement officers and prosecutors to determine  
122.12 best practices for law enforcement agencies and prosecutorial offices to employ when  
122.13 processing cases where a citation is issued to ensure that the citation does not inadvertently  
122.14 fail to require a court appearance when one is warranted under the circumstances. The best  
122.15 practices must address proper levels of review for these cases and encourage cooperation  
122.16 between law enforcement agencies and prosecutorial offices. The office shall disseminate  
122.17 the best practices upon completion.

122.18 Sec. 80. **SCHOOL BUS AND COMMERCIAL DRIVER'S LICENSE KNOWLEDGE**  
122.19 **TEST AVAILABILITY.**

122.20 The commissioner of public safety must ensure adequate availability of time slots for  
122.21 knowledge tests for commercial driver's licenses and school bus endorsements. These tests  
122.22 must be readily available across the state. Where necessary to provide adequate time slots,  
122.23 the commissioner must prioritize these tests above class D driver's license knowledge tests.

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

122.25 Sec. 81. **VEHICLE REGISTRATION SELF-SERVICE KIOSK REPORT.**

122.26 By December 1, 2022, the commissioner of public safety must submit to the legislative  
122.27 committees with jurisdiction over transportation policy and finance a report on self-service  
122.28 kiosks authorized in Minnesota Statutes, section 168.0135. At a minimum, the report must  
122.29 include the following information:

122.30 (1) the number of completed transactions at self-service kiosks;

- 123.1 (2) the number of failed or canceled transactions at self-service kiosks; and
- 123.2 (3) the location of each self-service kiosk and the name of the business or entity that is
- 123.3 operating at that address; and
- 123.4 (4) any recommendations to the legislature to improve the use of self-service kiosks,
- 123.5 including proposed legislation.

123.6 **Sec. 82. REVISOR INSTRUCTION.**

- 123.7 (a) The revisor of statutes must renumber the subdivisions in Minnesota Statutes, section
- 123.8 169.011, so that the terms appear in alphabetical order. The revisor must make necessary
- 123.9 cross-reference changes in Minnesota Statutes consistent with the renumbering.

- 123.10 (b) The revisor of statutes must correct cross references to the paragraphs in Minnesota
- 123.11 Statutes, section 168.33, subdivision 7, as necessitated by the relettering of paragraphs in
- 123.12 section 20.

123.13 **Sec. 83. REPEALER.**

- 123.14 (a) Minnesota Statutes 2020, sections 168.327, subdivision 5; and 169.09, subdivision
- 123.15 7, are repealed.
- 123.16 (b) Minnesota Rules, parts 7410.2610, subparts 1, 2, 3, 3a, 5a, 5b, and 6; 7411.0535;
- 123.17 7414.1490; 7470.0300; 7470.0400; 7470.0500; 7470.0600; and 7470.0700, are repealed.

123.18 **Sec. 84. EFFECTIVE DATE.**

- 123.19 Except where otherwise provided, this article is effective July 1, 2021.

123.20

**ARTICLE 4**

123.21

**METROPOLITAN COUNCIL**

- 123.22 Section 1. Minnesota Statutes 2020, section 473.386, is amended by adding a subdivision
- 123.23 to read:

- 123.24 Subd. 9. **Fares.** The council must establish fares for special transportation services in
- 123.25 accordance with federal law. The council must use all fares collected for special transportation
- 123.26 services exclusively for purposes related to special transportation services.

124.1 Sec. 2. Minnesota Statutes 2020, section 473.386, is amended by adding a subdivision to  
124.2 read:

124.3 Subd. 10. **Forecasted funding.** (a) For purposes of this subdivision, "biennium" and  
124.4 "fiscal year" have the meanings given in section 16A.011, subdivisions 6 and 14, respectively.

124.5 (b) In each February and November forecast of state revenues and expenditures under  
124.6 section 16A.103, the commissioner of management and budget must incorporate a state  
124.7 obligation from the general fund for the annual net costs to the council to implement the  
124.8 special transportation service under this section. Notwithstanding section 16A.11, subdivision  
124.9 3, the appropriation base in each fiscal year of the upcoming biennium is as determined in  
124.10 this subdivision.

124.11 (c) The commissioner must determine net costs under paragraph (b) as:

124.12 (1) the amount necessary to:

124.13 (i) maintain service levels accounting for expected demand, including service area, hours  
124.14 of service, ride scheduling requirements, and fares per council policy;

124.15 (ii) maintain the general existing condition of the special transportation service bus fleet,  
124.16 including bus maintenance and replacement; and

124.17 (iii) meet the requirements of this section; plus

124.18 (2) the amount of forecast adjustments, as determined by the commissioner of  
124.19 management and budget in consultation with the council, necessary to match (i) actual  
124.20 special transportation service program costs in the prior fiscal year, and (ii) adjusted program  
124.21 costs forecasted for the second year of the current biennium, for a forecast prepared in the  
124.22 first year of the biennium; less

124.23 (3) funds identified for the special transportation service from nonstate sources.

124.24 (d) In conjunction with each February and November forecast, the council must submit  
124.25 a financial review of the special transportation service to the chairs and ranking minority  
124.26 members of the legislative committees with jurisdiction over transportation policy and  
124.27 finance and to the commissioner of management and budget. At a minimum, the financial  
124.28 review must include:

124.29 (1) a summary of special transportation service sources of funds and expenditures for  
124.30 the prior two fiscal years and each fiscal year of the forecast period, which must include:

124.31 (i) a breakout by expenditures categories; and

125.1 (ii) information that is sufficient to identify a conversion between state fiscal years and  
 125.2 the fiscal years of the council;

125.3 (2) details on cost assumptions used in the forecast;

125.4 (3) information on ridership and farebox recovery rates for the prior two fiscal years  
 125.5 and each fiscal year of the forecast period;

125.6 (4) identification of the amount of appropriations necessary for any forecast adjustments  
 125.7 as identified under paragraph (d); and

125.8 (5) information as prescribed by the commissioner.

125.9 **EFFECTIVE DATE; APPLICATION.** This section is effective July 1, 2021, and  
 125.10 applies beginning with the November 2022 forecast for each biennium beginning on or after  
 125.11 July 1, 2023. This section applies in the counties of Anoka, Carver, Dakota, Hennepin,  
 125.12 Ramsey, Scott, and Washington.

125.13 **Sec. 3. [473.4487] COUNTY RESPONSIBILITY FOR GUIDEWAY FUNDING.**

125.14 (a) Counties shall fund guideways, as defined in section 473.4485, subdivision 1,  
 125.15 including current and future guideways pursuant to the requirements in this section.

125.16 (b) A host county or counties must fund:

125.17 (1) planning, design, engineering, construction, pre-revenue operations, and other costs  
 125.18 associated with guideway development that exceed federal, state, local government, or other  
 125.19 funds dedicated to the guideway. This requirement pertains to all costs associated with  
 125.20 guideway development, including associated costs not eligible for federal funding;

125.21 (2) operating costs of guideway services determined by the service operator to be  
 125.22 necessary to meet reasonable standards for access, safety, and reliability and that exceed  
 125.23 fare revenues and federal, state, local government, or other funds dedicated to the guideway;  
 125.24 and

125.25 (3) capital maintenance, replacement, and modernization costs determined by the operator  
 125.26 of guideway services to be necessary to meet reasonable standards for access, safety,  
 125.27 reliability, and upkeep of the guideway and that exceed federal, state, local government, or  
 125.28 other funds dedicated to the guideway.

125.29 (c) For purposes of this section, "host county or counties" means those counties where  
 125.30 the guideway is located.

126.1 (d) The distribution of costs among host counties must be delineated through a  
126.2 proportional methodology agreed to by the host counties.

126.3 **EFFECTIVE DATE; APPLICATION.** This section is effective July 1, 2021. This  
126.4 section applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and  
126.5 Washington.

126.6 **Sec. 4. [473.452] TRANSIT OPERATING RESERVES; REPORT.**

126.7 (a) By February 1 each year, each replacement service provider under section 473.388  
126.8 must report to the council its projected total operating expenses for the current calendar  
126.9 year and its projected operating reserve fund balance as of the previous December 31.

126.10 (b) By March 1 each year, the council must submit a report to the chairs and ranking  
126.11 minority members of the legislative committees with jurisdiction over transportation policy  
126.12 and finance. The report must include:

126.13 (1) the information from each provider received under paragraph (a); and

126.14 (2) the council's projected total operating expenses for the current calendar year and its  
126.15 projected operating reserve fund balance as of the previous December 31.

126.16 **EFFECTIVE DATE; APPLICATION.** This section is effective July 1, 2021. This  
126.17 section applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and  
126.18 Washington.

126.19 **Sec. 5. [476.4058] BUSWAY OPERATION.**

126.20 Money from a local governmental unit, as defined in section 473.121, subdivision 6,  
126.21 must not be used to pay costs of operation or maintenance for a busway, as defined in section  
126.22 473.4485, subdivision 1.

126.23 **EFFECTIVE DATE; APPLICATION.** This section is effective July 1, 2021, and  
126.24 applies to busways that begin revenue operations before January 1, 2023.

126.25 **Sec. 6. DISTRIBUTION OF FUNDS; METROPOLITAN COUNCIL.**

126.26 (a) The Metropolitan Council must distribute funds received from the Coronavirus  
126.27 Response and Relief Supplemental Appropriations Act of 2021 (CRRSAA) and the American  
126.28 Rescue Plan (ARP) to replacement services providers according to the urbanized area  
126.29 formula as provided in United States Code, title 49, section 5307.

127.1 (b) The Metropolitan Council must distribute any future federal funds received pursuant  
127.2 to a federal coronavirus relief act to replacement service providers according to the urbanized  
127.3 area formula as provided in United States Code, title 49, section 5307.

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

127.5 **Sec. 7. FEDERAL FUNDS REPORTING REQUIREMENTS; REPLACEMENT**  
127.6 **SERVICE PROVIDERS.**

127.7 (a) For purposes of this section, "federal funds" means any funding received by the  
127.8 Metropolitan Council, and allocated to replacement service providers under Minnesota  
127.9 Statutes, section 473.388, from the federal government pursuant to any federal law, rule,  
127.10 grant, or loan relating to the infectious disease known as COVID-19. This includes but is  
127.11 not limited to the Coronavirus Aid, Relief, and Economic Security (CARES) Act, Public  
127.12 Law 116-136.

127.13 (b) Replacement service providers must report all expenditures of federal funds to the  
127.14 chairs and ranking minority members of the legislative committees with jurisdiction over  
127.15 transportation finance and policy by February 15, 2022, and annually thereafter until all  
127.16 federal funds are expended. The report must include the total amount of each expenditure,  
127.17 the purpose of each expenditure, and any additional information necessary to properly  
127.18 document each expenditure.

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

127.20 **Sec. 8. TERMINATION OF NORTHSTAR COMMUTER RAIL SERVICE.**

127.21 Subdivision 1. **Definitions.** (a) For purposes of this section, the following terms have  
127.22 the meanings given.

127.23 (b) "Commissioner" means the commissioner of transportation.

127.24 (c) "Council" means the Metropolitan Council.

127.25 (d) "FTA" means the Federal Transit Administration.

127.26 (e) "Northstar" means the Northstar Commuter Rail line that provides rail passenger  
127.27 service between downtown Minneapolis and Big Lake, including stops in Fridley, Coon  
127.28 Rapids, Anoka, Ramsey, and Elk River.

127.29 Subd. 2. **Federal approval.** Within 30 days of the enactment of this section, the council  
127.30 and the commissioner must request approval from the FTA to discontinue operations of the  
127.31 Northstar commuter rail. As part of the request, the council and commissioner must specify

128.1 that the state will not reimburse the FTA or any other federal agency for federal funds spent  
128.2 on Northstar. Within seven days of receiving a response to the request, the council and  
128.3 commissioner must report to the chairs and ranking minority members of the legislative  
128.4 committees with jurisdiction over transportation policy and finance on the outcome of the  
128.5 request. The report must include a copy of the request submitted to the FTA and a copy of  
128.6 the FTA's response. If the FTA grants the request, the report must include the plans for  
128.7 terminating Northstar services and how the council and commissioner will comply with  
128.8 subdivisions 3 to 5 of this section.

128.9 Subd. 3. **Service terminated.** Upon receiving approval from the FTA, the council shall  
128.10 immediately terminate all services related to Northstar, including stopping all passenger  
128.11 service, closing all stations, and ending law enforcement services provided by the  
128.12 Metropolitan Transit Police along the route.

128.13 Subd. 4. **Agreements terminated.** (a) Upon receiving approval from the FTA, the  
128.14 commissioner and the council shall immediately terminate all memorandums of  
128.15 understanding, joint powers agreements, contracts, or any other agreement entered into with  
128.16 any public or private entity pursuant to Minnesota Statutes, sections 174.82 and 473.4057,  
128.17 for the planning, development, construction, operation, or maintenance of Northstar.

128.18 (b) Upon receiving approval from the FTA and pursuant to Minnesota Statutes, section  
128.19 473.4057, subdivision 5, the commissioner shall immediately terminate any lease, license,  
128.20 assignment, right of access, or other agreement provided to the council to develop, operate,  
128.21 and maintain Northstar.

128.22 Subd. 5. **Assets sold; disposition of proceeds.** (a) Upon receiving approval from the  
128.23 FTA, the council shall immediately convey ownership in any real or personal property  
128.24 related to Northstar that was previously owned and conveyed by the commissioner or  
128.25 Department of Transportation under Minnesota Statutes, section 473.4075, subdivision 5,  
128.26 back to the commissioner.

128.27 (b) Upon receiving approval from the FTA, the council and the commissioner shall  
128.28 immediately sell or otherwise dispose of all assets related to Northstar, including but not  
128.29 limited to equipment, supplies, materials, rolling stock, facilities, improvements, personal  
128.30 property, and real property.

128.31 (c) All sales and disposition of real and personal property under this subdivision shall  
128.32 be conducted pursuant to Minnesota Statutes, section 16B.2975.

128.33 Subd. 6. **Report to legislature.** If the FTA grants the request to terminate Northstar  
128.34 service as described in subdivision 2, the council and commissioner must report to the chairs



129.1 and ranking minority members of the legislative committees with jurisdiction over  
129.2 transportation policy and finance by January 1, 2022, on how subdivisions 2 to 5 were  
129.3 implemented.

129.4 Subd. 7. **Appropriation cancellation.** If the FTA grants the request to terminate Northstar  
129.5 service as described in subdivision 2, any unspent funds remaining from the appropriation  
129.6 under Laws 2019, First Special Session chapter 3, article 1, section 2, subdivision 2,  
129.7 paragraph (b), shall immediately cancel to the general fund.

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

129.9 Sec. 9. **REPEALER.**

129.10 Minnesota Statutes 2020, sections 473.13, subdivision 1b; and 473.4051, subdivisions  
129.11 2 and 3, are repealed.

129.12 **EFFECTIVE DATE; APPLICATION.** This section is effective the day following  
129.13 final enactment. This section applies in the counties of Anoka, Carver, Dakota, Hennepin,  
129.14 Ramsey, Scott, and Washington.

**16A.60 COST TO COLLECT HIGHWAY TAXES TO GENERAL FUND.**

The commissioner, when authorized from time to time by law, shall transfer money from the highway user tax distribution fund to the general fund. The transfer is to reimburse the general fund for the cost of collecting the taxes mentioned in the constitution, article XIV.

**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.

**168.327 DRIVER AND VEHICLE RECORD FEES.**

Subd. 5. **Bulk vehicle records requests.** (a) "Bulk vehicle records" in this section is a total of 1,000 or more vehicle title records and vehicle registration records.

(b) The commissioner shall charge a fee of \$0.02 per record for a request of bulk vehicle records.

(c) Of the fees collected, 20 percent must be credited to the vehicle services operating account under section 299A.705 and is appropriated to the commissioner for the purposes in this subdivision; 30 percent must be credited to the data security account in the special revenue fund under section 3.9741, subdivision 5; and 50 percent must be credited to the driver and vehicle services technology account under section 299A.705.

**169.09 COLLISIONS.**

Subd. 7. **Accident report to commissioner.** (a) The driver of a vehicle involved in an accident resulting in bodily injury to or death of any individual or total property damage to an apparent extent of \$1,000 or more, shall forward a written report of the accident to the commissioner of public safety within ten days of the accident. On the required report, the driver shall provide the commissioner with the name and policy number of the insurer providing vehicle liability insurance coverage at the time of the accident.

(b) On determining that the original report of any driver of a vehicle involved in an accident of which report must be made as provided in this section is insufficient, the commissioner of public safety may require the driver to file supplementary information.

**473.13 BUDGET, FINANCIAL AID.**

Subd. 1b. **Light rail transit operating costs.** If the council submits to the legislature or governor a budget that includes proposed operating assistance for one or more light rail transit lines operated by the council, the budget must show the proposed operating assistance for each light rail transit line separately from all other transit operating assistance in that budget.

**473.4051 LIGHT RAIL TRANSIT CONSTRUCTION AND OPERATION.**

Subd. 2. **Operating costs.** (a) After operating revenue and federal money have been used to pay for light rail transit operations, 50 percent of the remaining operating costs must be paid by the state.

(b) Notwithstanding paragraph (a), all operating and ongoing capital maintenance costs must be paid from nonstate sources for a segment of a light rail transit line or line extension project that formally entered the engineering phase of the Federal Transit Administration's "New Starts" capital investment grant program between August 1, 2016, and December 31, 2016.

Subd. 3. **Capital costs.** State money may not be used to pay more than ten percent of the total capital cost of a light rail transit project.

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*Laws 2000, chapter 479, article 2, section 1, as amended by Laws 2000, chapter 499, section 41; as amended by Laws 2001, First Special Session chapter 5, article 20, section 20*

Sec. 41. [CORRECTION 27A.] Laws 2000, chapter 479, article 2, section 1, is amended to read:

Section 1. **PROHIBITION AGAINST APPROPRIATIONS FROM TRUNK HIGHWAY FUND.**

To ensure compliance with the Minnesota Constitution, article XIV, sections 2, 5, and 6, the commissioner of finance, agency directors, and legislative commission personnel may not include in the biennial budget for fiscal years 2002 and 2003, or in any budget thereafter, expenditures from the trunk highway fund for a nonhighway purpose as jointly determined by the commissioner of finance and the attorney general. For purposes of this section, an expenditure for a nonhighway purpose is any expenditure not for construction, improvement, or maintenance of highways. At the time of submission of the biennial budget proposal to the legislature, the commissioner of finance and the attorney general shall report to the senate and house of representatives transportation committees concerning any expenditure that is proposed to be appropriated from the trunk highway fund, if that expenditure is similar to those reduced or eliminated in sections 5 to 20. The report must explain the highway purpose of, and recommend a fund to be charged for, the proposed expenditure.

**7410.2610 INSULIN-TREATED DIABETES MELLITUS.**

Subpart 1. **Scope.** This part applies to drivers and applicants for drivers' licenses who have diabetes and are treated with insulin.

Subp. 2. **Definitions.** The terms in this part have the meanings given them in this subpart.

A. "Applying" means the completion of a department initial application, renewal, or duplicate driver's license form.

B. "Commissioner" means the commissioner of the Department of Public Safety, acting directly or through authorized officers and agents.

C. "Department" means the Department of Public Safety.

D. "Driving-related episode" means an episode that occurs while a person is driving, operating, or in physical control of a motor vehicle.

E. "Episode" means loss of consciousness or voluntary control due to hypoglycemia or hyperglycemia.

F. "Loss of consciousness or voluntary control" means the inability to assume and retain an upright posture without support or the inability to overcome diabetic symptoms without the assistance of another.

Subp. 3. **Reporting diagnosis of insulin-treated diabetes or episode.** A person shall report a diagnosis of insulin-treated diabetes or an episode, in writing, to the department as follows:

A. after a diagnosis of insulin-treated diabetes:

- (1) at the time of applying for a driver's license; and
- (2) within 30 days after the diagnosis;

B. for a driving-related episode:

- (1) within 30 days after the episode; and
- (2) on a regularly scheduled physician's statement as required in subpart 3a;

and

C. for a non-driving-related episode, on a regularly scheduled physician's statement as required in subpart 3a.

If a person has reason to know the requirements of items A and B, and willfully fails to report or willfully makes a material misrepresentation to the department concerning the person's diabetic condition, the commissioner shall suspend the person's driver's license for six months. The six-month suspension period will begin within 30 days from the date the department discovers the failure to report or misrepresentation.

Subp. 3a. **Physician's statement required.** A physician's statement, on a form prescribed by the commissioner, is required:

A. after the person:

- (1) is diagnosed as having insulin-treated diabetes; or
- (2) has a driving-related episode under subpart 3; and

B. every six months until the person has been episode free for a year; and then

C. annually until the person has been episode free for four years; and then

D. every four years; and additionally

E. as recommended by the physician or by the department.

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The six-month, one-year, or four-year period will begin from the date the most recent physician's statement has been received and approved by the department. During a period of cancellation or suspension under this part, the department shall not require a physician's statement until the end of the cancellation or suspension period.

If a person fails to return a physician's statement to the department within 30 days from the date of mailing, the commissioner shall cancel the person's driver's license until the physician's statement is submitted to the department and accepted.

The physician's statement must indicate, at least, the date of each of the person's episodes since the previous physician's statement, whether the person is cooperating in the treatment of the condition, the person's prognosis for control of the person's diabetic condition, and whether the person is medically qualified to exercise reasonable and ordinary control over a motor vehicle on the public roads.

Subp. 5a. **Cancellation or denial.** After a review of a person's physician's statement, the commissioner shall cancel or deny a person's driver's license under the conditions and for the periods stated as follows:

A. If the commissioner receives a physician's statement that indicates that the person is not medically qualified to exercise reasonable and ordinary control over a motor vehicle, the period of cancellation or denial will be based on the recommendation of the physician and the department unless the cancellation period in item B or C applies. If the department and the treating physician do not agree on the cancellation period, the physician's statement and the person's medical history will be submitted to the Medical Review Board for its recommendation upon the request of the individual, the physician, or the department.

B. If a person has a driving-related episode, the person's driver's license will be canceled for a period of six months from the date of the episode.

C. If a person has a driving-related episode that resulted from the use of alcohol or a controlled substance, the person's driver's license will be canceled for a period of one year from the date of the episode.

Subp. 5b. **Notice.** The commissioner shall notify a person whose driver's license has been or is subject to cancellation, suspension, or denial. The notification must be in writing and be personally served or sent by first-class mail to the person's last known address shown on department records. The notice must contain:

- A. the reason for the cancellation, suspension, or denial;
- B. the length of withdrawal;
- C. a statement that a person has a right to an administrative review; and
- D. the requirements for reinstatement of the person's driver's license.

The notice is deemed received three days after mailing by the department to the last known address of the person shown on department records.

Subp. 6. **Reinstatement or issuance.** The commissioner shall reinstate or issue the driver's license of a person whose license has been suspended, canceled, or denied when:

- A. the period of suspension, if any, has expired;
- B. the person has paid the suspension reinstatement fee as required by statute;
- C. no withdrawal of the person's driver's license is outstanding;
- D. the requirements that resulted in suspension, cancellation, or denial have been completed; and
- E. the person submits a physician's statement, on a form prescribed by the commissioner, indicating:

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(1) the date of each of the person's episodes since the previous physician's statement;

(2) the person is cooperating in the treatment of the condition;

(3) a favorable prognosis for the control of the person's diabetic condition;  
and

(4) the person is medically qualified to exercise reasonable and ordinary control over a motor vehicle on the public roads.

**7411.0535 ONLINE CLASSROOM INSTRUCTION; ADULT ONLY.**

Classroom instruction via the Internet may be provided by a program to any student who is at least 18 years old.

A. The course of study must provide a means for the student to measure performance outcomes.

B. There must be a pool of rotating quiz questions.

C. The course must have accountability features to ensure the age and identity of the student taking the course.

D. Technical designs must have features that measure the amount of time a student spends on each section of the course.

E. Customer support access must be made available through a toll-free telephone number.

F. The course must have a secure server and be backed up by a second unit.

G. The program must have preventives in place to protect against the access of private information.

H. The course must have the ability to update course content uniformly throughout the state.

I. The course must have a location in Minnesota where program and student records are accessible.

**7414.1490 GRANTING WAIVER FOR DIABETES MELLITUS.**

A waiver that is granted to the applicant who fails to meet the physical requirement in Code of Federal Regulations, title 49, section 391.41, paragraph (b)(3), relating to diabetes mellitus currently requiring insulin for control, must require the applicant to:

A. carry, use, and record in a log the readings from a portable, self-monitoring blood glucose device equipped with a computerized memory or, if the device is capable of printing paper tape reports, the paper tape reports may be used instead of a log;

B. monitor blood glucose one hour before going on duty and approximately every four hours while on duty;

C. make log records or tapes available to any authorized enforcement official on request;

D. carry and use when on duty a source of rapidly absorbable glucose;

E. carry insulin and the equipment of materials necessary to administer this medication;

F. report in writing within 15 calendar days to the Minnesota Department of Public Safety, Driver and Vehicle Services Division:

(1) any citation for a moving traffic violation involving the operation of a school bus along with a photocopy of the citation;

(2) the judicial or administrative disposition of a citation for a moving violation involving a school bus along with a photocopy of the notice of disposition; and

(3) the involvement in any accident whatever while operating a school bus and include any state, insurance company, or motor carrier accident reports and any attending physician's and laboratory reports of treatment arising from the accident;

G. submit a signed statement from an ophthalmologist no later than 15 days before the renewal date of the waiver and endorsement that indicates the applicant:

(1) was examined within the six-week period immediately preceding the renewal date of the waiver;

(2) was found not to have unstable proliferative diabetic retinopathy; and

(3) has a stable visual acuity of at least 20/40 Snellen in each eye, corrected or uncorrected; and

H. comply with the provisions of part 7410.2610 for reporting a diabetes-related episode involving the loss of consciousness or voluntary control due to hypoglycemia or hyperglycemia.

#### **7470.0300 ISSUANCE OF CERTIFICATE.**

The certificate shall be issued for an individual bus on an annual basis when the state patrol has inspected the vehicle and the inspection indicates that the school bus adequately complies with laws and rules relating to construction, design, equipment, and color of school bus.

#### **7470.0400 DISPLAY OF CERTIFICATE.**

Subpart 1. **Certificate to be affixed.** The certificate issued for each individual school bus shall be immediately affixed to the school bus by the inspecting state patrol trooper or LCR II.

Subp. 2. **Certificate must be current.** Only the certificate that is valid for the current time period may be displayed.

Subp. 3. **Where displayed.** The certificate shall be affixed in the lower left corner of the main windshield of the school bus.

Subp. 4. **Rejection sticker; display; removal.** A rejection sticker shall be affixed to the lower left corner of the windshield of a school bus that fails a school bus inspection. The sticker shall be removed only upon authorization from an LCR II or trooper who has determined that the defects that caused the rejection have been corrected.

#### **7470.0500 TIMES OF INSPECTION.**

Subpart 1. **Scheduled inspection.** All school buses shall be inspected for compliance with applicable laws and with rules of the Department of Public Safety.

Subp. 2. **Other inspections.** In addition to scheduled annual inspections and reinspections scheduled for the purpose of verifying that deficiencies have been corrected, a trooper or LCR II may conduct an unannounced inspection of any school bus at the location where the bus is kept when not in operation. This subpart shall not be construed to limit the right or duty of any law enforcement officer to inspect any vehicle upon reasonable cause.

#### **7470.0600 SCORING FOR INSPECTIONS.**

Subpart 1. **Point system.** The point system contained in part 7470.0700 shall be used to assess the safety operation of all types of school buses. Each bus will start with 100 points and each defect shall be cause for points to be deducted in accordance with point values established in part 7470.0700.



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Subp. 2. **Score of 96 to 100.** Any school bus with an inspection score of 96 to 100 shall be identified by affixing a distinctive school bus inspection certificate to the windshield. Where an inspection score of 96 is achieved, no inspection certificate shall be affixed to the bus at the next annual inspection unless the inadequacies from the previous inspection have been corrected.

Subp. 3. **Score of 80 to 95.** Any school bus with an inspection score of 80 to 95 points shall pass the inspection and receive a temporary bus inspection certificate of contrasting color or design or both. This temporary certificate will be valid for 14 days following inspection and all defects must be corrected. Pending reinspection and certification of the bus by a trooper or LCR II, a bus bearing a temporary certificate may be used to transport pupils beyond the 14-day period if the inspection sheet is signed by the owner or a designee certifying that all of the defects are corrected. The signed inspection sheet shall be carried in the first aid kit in the bus.

Subp. 4. **Score below 80.** Any school bus with less than 80 points shall be deemed unsafe for the transportation of school children. Any school bus which fails the inspection shall not be used to transport school children until the defects are corrected and an inspection certificate is issued and affixed to the bus. Pending reinspection and certification of the bus by a trooper or LCR II, a bus bearing a rejection sticker may be used to transport pupils if the inspection sheet is signed by the owner or a designee certifying that all of the defects are corrected. The signed inspection sheet shall be carried in the first aid kit in the bus.

**7470.0700 TABLE OF POINTS TO BE DEDUCTED.**

In accordance with part 7470.0600, subparts 1 to 3, defects in the equipment of a school bus listed in the left column will cause the number of points specified in the right column to be deducted from the starting score of 100.

Equipment Defect	Points
Tires, front	each 25
Tires, rear	each 25
Exhaust	
Inadequate pipe	25
Leak in system	5
Muffler defective (treat like leak in system)	5
School bus color (multifunctional school activity buses are exempt)	
Not basic yellow	25
Improper trim color	2
Required lettering	
No school bus sign (type A, B, C, or D)	25
Other lettering - nicknames	2
Stop arm (octagonal)	25
Reflective material cracked, scratched, or separated	5
Optional lamps on stop arm	2
Crossover mirror	
Missing or inoperable	25

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If only line of vision is distorted, flaking or cracked	5
Headlamps out of adjustment (allow mechanic time to adjust)	5
Headlamp out	5
Both low beams out	25
One low beam out or either or both high beams out	each 5
Dimmer switch inoperable	5
Turn signals inoperable	25
Eight lamp warning lamp system	
Lamp system not working	25
Eight lamp indicator malfunctioning	10
Indicator lamps	
High beam	2
Turn signals	5
Clearance lamps or optional white strobe lamp	each 1
Rear lamps	
One out	5
Both out	25
Stop lamps (minimum of 2 required)	
Not working	each 15
Auxiliary stop lamp not working	each 2
Backup lamps	5
Brakes - service (foot)	
Not working	25
Hose blistered but no fluid leakage	each hose 5
Brakes - emergency (auxiliary)	25
Defective or no warning horn	25
Rear view mirror	
Interior	15
Exterior	25
Slight crack, discolored or flaking	5
Windshield wipers (not working at all)	25
Wiper blade only	5
One speed not working on left side or the right side not working	10
Windshield glass	10
Steering	25
One kingpin bad (more than 1/2 inch)	15

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Two kingpins bad (more than 1/2 inch)	25
Driver seat belt, missing or not usable	25
Entrance door, out of adjustment	5
Interior lamps	
Step-well	2
Other interior lamps (mention only)	0
First aid kit	
Missing	25
Short supply - per unit missing	1
Fire extinguisher, missing or in inoperable range	15
Flags and flares (electric or reflector) (for up to three missing)	5
Side glass and rear glass - each defect	5
Loose objects interior	each 2
Seats loose (floor mount)	each 5
Seat condition	each 2
Bus interior (cleanliness)	2
Carbon monoxide	25
Emergency exit, inoperable	25
Emergency lettering missing	2
Bad door gasket	5
Speedometer	10
Suspension, main leaf	25
Other than main leaf, 25 percent or more of the remaining leaves broken	25
Other than main leaf, less than 25 percent broken	10
Loose or leaking shocks	10
Wheels	25
One stud nut missing if less than 20 percent of stud nuts on wheel	10
20 percent or more of stud nuts are missing on wheel	25
Body condition	2
Hazardous protuberance or sharp edge	25
Two cross members bad, must be replaced	2
Cross members rusted, to be written up	0
Drive shaft guard	25
Frame	25
Defroster fan or heaters in excess of one in multiple heater buses	each 5
Battery	10

APPENDIX  
Repealed Minnesota Rules: S1159-2

Body mounting	10
Fuel system	10