

This Document can be made available in alternative formats upon request

State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-NINTH SESSION

H. F. No. 1656

03/09/2015 Authored by McNamara and Erhardt

The bill was read for the first time and referred to the Committee on Mining and Outdoor Recreation Policy

1.1 A bill for an act
1.2 relating to natural resources; establishing bicycle and roller blade pass
1.3 requirements; appropriating money; proposing coding for new law in Minnesota
1.4 Statutes, chapter 85.

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

1.6 Section 1. **[85.47] BICYCLE AND ROLLER BLADE PASS.**

1.7 Subdivision 1. **Pass in possession.** (a) While operating a bicycle or wearing roller
1.8 blades on state trails, a person age 16 or over shall carry in immediate possession a valid,
1.9 signed bicycle and roller blade pass.

1.10 (b) A valid bicycle and roller blade pass is not required under this section for a
1.11 person operating a bicycle or wearing roller blades on a trail located on property that is
1.12 owned by the person or the person's spouse, child, parent, or guardian.

1.13 Subd. 2. **License agents.** (a) The commissioner of natural resources may appoint
1.14 agents to issue and sell bicycle and roller blade passes. The commissioner may revoke
1.15 the appointment of an agent at any time.

1.16 (b) The commissioner may adopt additional rules as provided in section 97A.485,
1.17 subdivision 11. An agent shall observe all rules adopted by the commissioner for the
1.18 accounting and handling of passes according to section 97A.485, subdivision 11.

1.19 (c) An agent must promptly deposit and remit all money received from the sale of
1.20 passes, except issuing fees, to the commissioner.

1.21 Subd. 3. **Issuance.** The commissioner of natural resources and agents shall issue and
1.22 sell bicycle and roller blade passes. The pass shall include the applicant's signature and
1.23 other information deemed necessary by the commissioner. To be valid, a daily or annual

2.1 pass must be signed by the person operating the bicycle or wearing the roller blades, and a
2.2 commercial annual pass must be signed by the owner of the commercial facility.

2.3 Subd. 4. **Pass fees.** (a) The fee for an annual bicycle and roller blade pass is \$20
2.4 for an individual 16 years of age and over. The fee shall be collected at the time the
2.5 pass is purchased. Annual passes are valid for one year beginning January 1 and ending
2.6 December 31. A bicycle and roller blade pass is not transferable.

2.7 (b) The fee for a daily bicycle and roller blade pass is \$4 for an individual 16 years
2.8 of age and over. The fee shall be collected at the time the pass is purchased. The daily
2.9 pass is valid only for the date designated on the pass form.

2.10 (c) The fee for a commercial annual bicycle and roller blade pass is \$200 and
2.11 includes issuance of 15 passes. Additional or individual commercial annual bicycle and
2.12 roller blade passes may be purchased by the commercial facility owner at a fee of \$20
2.13 each. Commercial annual bicycle and roller blade passes are valid for one year beginning
2.14 January 1 and ending December 31 and may be affixed to a bicycle, roller blade, or person.
2.15 Commercial annual bicycle passes are not transferable to another commercial facility.
2.16 For the purposes of this section, a "commercial facility" is an operation where bicycles
2.17 or roller blades are provided for a fee for use by others.

2.18 Subd. 5. **Issuing fee.** In addition to the fee for a bicycle and roller blade pass, an
2.19 issuing fee of \$1 per pass shall be charged. The issuing fee shall be retained by the seller
2.20 of the pass. Issuing fees for passes sold by the commissioner of natural resources shall
2.21 be deposited in the bicycle and roller blade pass account and are appropriated to the
2.22 commissioner for the operation of the electronic licensing system. A pass shall indicate
2.23 the amount of the fee that is retained by the seller.

2.24 Subd. 6. **Account created; disposition of receipts.** A bicycle and roller blade
2.25 pass account is created in the natural resources fund. Fees collected under this section,
2.26 except for the issuing fee, shall be deposited in the bicycle and roller blade pass account.
2.27 Except for the electronic licensing system commission established by the commissioner
2.28 under section 84.027, subdivision 15, the fees are appropriated to the commissioner of
2.29 natural resources for bicycle trail maintenance and rehabilitation of bicycle trails or trails
2.30 authorized for bicycle use.

2.31 Subd. 7. **Duplicate bicycle passes.** The commissioner of natural resources and
2.32 agents shall issue a duplicate pass to a person or commercial riding facility owner whose
2.33 pass is lost or destroyed using the process established under section 97A.405, subdivision
2.34 3, and rules adopted thereunder. The fee for a duplicate bicycle and roller blade pass is \$2,
2.35 with an issuing fee of 50 cents.

3.1 Subd. 8. **Penalty.** A person who violates any provision of this section is guilty
3.2 of a petty misdemeanor.

3.3 Subd. 9. **County trails; local grant program.** (a) A county shall require a person
3.4 operating a bicycle or wearing roller blades on trails administered by the county to possess
3.5 a bicycle and roller blade pass under this section. The commissioner shall establish a local
3.6 grant program to provide grants to counties for bicycle trail maintenance and rehabilitation
3.7 of bicycle trails or trails authorized for bicycle or roller blade use.

3.8 (b) A county may opt out of the bicycle and roller blade pass requirements under this
3.9 section by majority vote of the county board. A county opting out of the requirements is
3.10 ineligible for grants under this subdivision.