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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. 2765

04/01/2019 Authored by Brand
The bill was read for the first time and referred to the Committee on Ways and Means

1.1 A bill for an act
1.2 relating to transportation; amending certain requirements governing the corridors
1.3 of commerce program; appropriating money; authorizing the sale and issuance of
1.4 state bonds; amending Minnesota Statutes 2018, section 161.088, subdivision 5.

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

1.6 Section 1. Minnesota Statutes 2018, section 161.088, subdivision 5, is amended to read:

1.7 Subd. 5. Project selection process; criteria. (a) The commissioner must establish a
1.8 process to identify, evaluate, and select projects under the program. The process must be
1.9 consistent with the requirements of this subdivision section and must not include any
1.10 additional evaluation criteria.

1.11 (b) The commissioner must maintain an ongoing priority ranking list of projects that are
1.12 classified and evaluated. For all funds available under this section, the commissioner must
1.13 select projects in order based on the priority ranking.

1.14 (c) By January 15, 2020, and by January 15 of every five years thereafter, the
1.15 commissioner must perform a reevaluation of each project on the priority ranking list.
1.16 Annually by January 15, the commissioner must revise the priority ranking list to the extent
1.17 necessary to remove projects that are completed or no longer eligible. The commissioner
1.18 may reevaluate a project that is on the priority ranking list if the commissioner identifies a
1.19 change in circumstances that is reasonably likely to materially impact the project's ranking.

1.20 (d) As part of the project selection process each reevaluation under paragraph (c), the
1.21 commissioner must annually accept recommendations on candidate projects from area
1.22 transportation partnerships and other interested stakeholders in each Department of
1.23 Transportation district. The commissioner must determine the eligibility for each candidate

2.1 project identified under this paragraph. For each eligible project, the commissioner must
 2.2 classify and evaluate the project for the ~~program~~ priority ranking list, using all of the criteria
 2.3 established under ~~paragraph (e)~~ subdivision 5a.

2.4 (e) As part of the project selection process, the commissioner may divide funding to be
 2.5 separately available among projects within each classification under subdivision 3.

2.6 (f) The priority ranking list and all projects evaluated must be made public and must
 2.7 include the score of each project.

2.8 Subd. 5a. Evaluation criteria. ~~(e)~~ (a) Projects must be evaluated using all of the following
 2.9 criteria:

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

2.11 (2) ~~measurable impacts on commerce and economic competitiveness~~ weighting for a
 2.12 project that is:

2.13 (i) uncompleted and for which funds have previously been provided or awarded under
 2.14 this section; or

2.15 (ii) located adjacent or in close proximity to the project limits of a project previously
 2.16 funded under this section;

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

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

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

2.23 (iii) for projects located outside of the Department of Transportation metropolitan district,
 2.24 weighting based on a higher rate of heavy commercial annual average daily traffic as a
 2.25 percentage of annual average daily traffic;

2.26 (4) improvements to traffic safety;

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

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

3.1 (7) support and consensus for the project among members of the surrounding community;
 3.2 ~~and~~

3.3 (8) regional balance throughout the state; and

3.4 (9) project readiness.

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

3.7 ~~(e) As part of the project selection process, (b) The commissioner may divide funding~~
 3.8 ~~to be separately available among projects within each classification under subdivision 3,~~
 3.9 ~~and may apply separate or modified criteria among those projects falling within each~~
 3.10 ~~classification under subdivision 3.~~

3.11 **Sec. 2. CORRIDORS OF COMMERCE; PROJECT SELECTION.**

3.12 The project selection requirements under Minnesota Statutes, section 161.088, subdivision
 3.13 5, paragraph (b), do not apply to appropriations for the corridors of commerce program
 3.14 under Laws 2017, First Special Session chapter 3, article 2, section 2, subdivision 1, or
 3.15 under Laws 2018, chapter 214, article 1, section 16, subdivision 11, as amended by Laws
 3.16 2019, chapter 2, article 2, section 4.

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

3.18 **Sec. 3. CORRIDORS OF COMMERCE; APPROPRIATION AND BOND SALE**
 3.19 **AUTHORIZATION.**

3.20 Subdivision 1. **Appropriation.** \$300,000,000 is appropriated from the bond proceeds
 3.21 account in the trunk highway fund to the commissioner of transportation for the corridors
 3.22 of commerce program under Minnesota Statutes, section 161.088.

3.23 Subd. 2. **Bond sale.** To provide the money appropriated in subdivision 1 from the bond
 3.24 proceeds account in the trunk highway fund, the commissioner of management and budget
 3.25 shall sell and issue bonds of the state in an amount up to \$300,000,000 in the manner, upon
 3.26 the terms, and with the effect prescribed by Minnesota Statutes, sections 167.50 to 167.52,
 3.27 and by the Minnesota Constitution, article XIV, section 11, at the times and in the amounts
 3.28 requested by the commissioner of transportation. The proceeds of the bonds, except accrued
 3.29 interest and any premium received from the sale of the bonds, must be deposited in the bond
 3.30 proceeds account in the trunk highway fund.

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