

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

S.F. No. 3157

(SENATE AUTHORS: DIBBLE)

DATE	D-PG	OFFICIAL STATUS
03/27/2023	2726	Introduction and first reading Referred to Transportation
04/11/2023	3918a	Comm report: To pass as amended and re-refer to Taxes
04/14/2023		Comm report: To pass as amended and re-refer to Finance

1.1 A bill for an act

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

1.3 money for transportation purposes, including Department of Transportation,

1.4 Metropolitan Council, and Department of Public Safety activities; authorizing the

1.5 sale and issuance of state bonds; modifying various provisions governing

1.6 transportation finance, including vehicle registration, drivers' licenses, and the

1.7 motor vehicle sales tax; authorizing the Metropolitan Council to impose a

1.8 metropolitan region sales tax for roads, transit, and active transportation projects;

1.9 amending various provisions relating to transportation, motor vehicles, drivers,

1.10 driver's education, bicycle safety, traffic safety, transit safety, license plates, rail

1.11 safety, and the Metropolitan Council; requiring reports and studies; creating an

1.12 advisory council; establishing a Metropolitan Council governance commission;

1.13 making technical changes; amending Minnesota Statutes 2022, sections 3.9741,

1.14 subdivision 5; 13.69, subdivision 1; 13.6905, by adding a subdivision; 115E.042,

1.15 subdivisions 2, 3, 4, 5, 6; 123B.90, subdivision 2; 151.37, subdivision 12; 160.262,

1.16 subdivision 3; 160.266, subdivisions 1b, 6, by adding a subdivision; 161.045,

1.17 subdivision 3; 161.088, subdivisions 1, 2, 4, 5, by adding subdivisions; 161.45,

1.18 subdivisions 1, 2; 161.46, subdivision 2; 161.53; 162.145, subdivisions 2, 3, 4;

1.19 168.002, by adding a subdivision; 168.013, subdivisions 1a, 8; 168.1293,

1.20 subdivision 7; 168.1295, subdivision 5; 168.1296, subdivision 5; 168.1298,

1.21 subdivision 5; 168.27, subdivisions 11, 31; 168.326; 168.327, subdivisions 1, 2,

1.22 3, 5b, by adding a subdivision; 168.33, subdivision 7; 168.345, subdivision 2;

1.23 168.381, subdivision 4; 168A.152, subdivision 2; 168A.29, subdivision 1; 168A.31,

1.24 subdivision 2; 168D.06; 168D.07; 169.011, subdivision 27; 169.09, subdivision

1.25 13, by adding a subdivision; 169.14, by adding a subdivision; 169.18, subdivisions

1.26 3, 11; 169.222, subdivision 4, by adding a subdivision; 169.345, subdivision 2;

1.27 169.475, subdivisions 2, 3; 169A.60, subdivision 16; 171.01, by adding a

1.28 subdivision; 171.042; 171.05, subdivision 2; 171.06, subdivisions 2, 3, as amended,

1.29 by adding a subdivision; 171.061, subdivision 4; 171.07, subdivisions 11, 15;

1.30 171.0705, by adding a subdivision; 171.12, subdivision 1a; 171.13, subdivisions

1.31 1, 1a, 7; 171.26; 171.29, subdivision 2; 171.36; 174.01, by adding a subdivision;

1.32 174.03, subdivision 1c; 174.38, subdivisions 3, 6; 219.015, subdivision 2; 219.1651;

1.33 222.37, subdivision 1; 256.9752, by adding a subdivision; 270C.15; 297A.61,

1.34 subdivision 7; 297A.64, subdivisions 1, 2; 297A.94; 297A.99, subdivision 1;

1.35 297B.02, subdivision 1; 297B.09; 299A.01, by adding a subdivision; 299A.55;

1.36 299A.705, subdivisions 1, 3, by adding a subdivision; 357.021, subdivisions 6, 7;

1.37 360.915, subdivision 6; 473.146, subdivision 1, by adding a subdivision; 473.3994,

1.38 subdivisions 1a, 4, 7, 9, 14; 473.3995; 473.3997; 473.405, subdivision 4; 473.859,

3.1	<u>General</u>	<u>547,033,000</u>	<u>44,308,000</u>
3.2	<u>Airports</u>	<u>40,368,000</u>	<u>25,368,000</u>
3.3	<u>C.S.A.H.</u>	<u>966,020,000</u>	<u>1,064,766,000</u>
3.4	<u>M.S.A.S.</u>	<u>248,838,000</u>	<u>278,852,000</u>
3.5	<u>Trunk Highway</u>	<u>2,415,113,000</u>	<u>2,418,145,000</u>

3.6 The appropriations in this section are to the
 3.7 commissioner of transportation.

3.8 The amounts that may be spent for each
 3.9 purpose are specified in the following
 3.10 subdivisions.

3.11 Subd. 2. **Multimodal Systems**

3.12 (a) **Aeronautics**

3.13 (1) **Airport Development and Assistance** 59,598,000 18,598,000

3.14 Appropriations by Fund

3.15		<u>2024</u>	<u>2025</u>
3.16	<u>General</u>	<u>26,000,000</u>	<u>-0-</u>
3.17	<u>Airports</u>	<u>33,598,000</u>	<u>18,598,000</u>

3.18 This appropriation is from the state airports
 3.19 fund and must be spent according to
 3.20 Minnesota Statutes, section 360.305,
 3.21 subdivision 4.

3.22 \$15,000,000 in fiscal year 2024 is from the
 3.23 state airports fund for significantly delayed
 3.24 system maintenance of critical airport safety
 3.25 systems, equipment, and essential airfield
 3.26 technology.

3.27 \$26,000,000 in fiscal year 2024 is from the
 3.28 general fund for matching federal aid, related
 3.29 state investments, and appropriate costs
 3.30 incurred by the department to carry out the
 3.31 provisions of this section. This is a onetime
 3.32 appropriation and is available until June 30,
 3.33 2027.

4.1 Notwithstanding Minnesota Statutes, section
 4.2 16A.28, subdivision 6, this appropriation is
 4.3 available for five years after the year of the
 4.4 appropriation. If the appropriation for either
 4.5 year is insufficient, the appropriation for the
 4.6 other year is available for it.

4.7 If the commissioner of transportation
 4.8 determines that a balance remains in the state
 4.9 airports fund following the appropriations
 4.10 made in this article and that the appropriations
 4.11 made are insufficient for advancing airport
 4.12 development and assistance projects, an
 4.13 amount necessary to advance the projects, not
 4.14 to exceed the balance in the state airports fund,
 4.15 is appropriated in each year to the
 4.16 commissioner and must be spent according to
 4.17 Minnesota Statutes, section 360.305,
 4.18 subdivision 4. Within two weeks of a
 4.19 determination under this contingent
 4.20 appropriation, the commissioner of
 4.21 transportation must notify the commissioner
 4.22 of management and budget and the chairs,
 4.23 ranking minority members, and staff of the
 4.24 legislative committees with jurisdiction over
 4.25 transportation finance concerning the funds
 4.26 appropriated. Funds appropriated under this
 4.27 contingent appropriation do not adjust the base
 4.28 for fiscal years 2026 and 2027.

4.29 **(2) Aviation Support Services** 15,397,000 8,431,000

4.30	<u>Appropriations by Fund</u>		
4.31	<u>2024</u>	<u>2025</u>	
4.32 <u>General</u>	<u>8,707,000</u>	<u>1,741,000</u>	
4.33 <u>Airports</u>	<u>6,690,000</u>	<u>6,690,000</u>	

5.1 \$7,000,000 in fiscal year 2024 is from the
 5.2 general fund to purchase two utility aircraft
 5.3 for the Department of Transportation.

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

5.5 This appropriation is from the state airports
 5.6 fund for the Civil Air Patrol.

5.7 **(b) Transit and Active Transportation** 86,278,000 18,324,000

5.8 This appropriation is from the general fund.

5.9 \$68,000,000 in fiscal year 2024 is from the
 5.10 general fund for matching federal aid, related
 5.11 state investments, and appropriate costs
 5.12 incurred by the department to carry out the
 5.13 provisions of this section. This is a onetime
 5.14 appropriation and is available until June 30,
 5.15 2027.

5.16 **(c) Safe Routes to School** 10,500,000 10,500,000

5.17 This appropriation is from the general fund
 5.18 for the safe routes to school program under
 5.19 Minnesota Statutes, section 174.40.

5.20 If the appropriation for either year is
 5.21 insufficient, the appropriation for the other
 5.22 year is available for it. The appropriations in
 5.23 each year are available until June 30, 2027.

5.24 The base for this appropriation is \$1,500,000
 5.25 in each of fiscal years 2026 and 2027.

5.26 **(d) Passenger Rail** 52,455,000 3,860,000

5.27 This appropriation is from the general fund
 5.28 for passenger rail activities under Minnesota
 5.29 Statutes, sections 174.632 to 174.636.

5.30 \$1,955,000 in fiscal year 2024 and \$3,360,000
 5.31 in fiscal year 2025 are from the general fund
 5.32 to provide a match to federal aid for capital

6.1 and operating costs for expanded Amtrak
 6.2 service between the Twin Cities and Chicago.
 6.3 The base for this appropriation is \$4,876,000
 6.4 in each of fiscal years 2026 and 2027.
 6.5 \$50,000,000 in fiscal year 2024 is from the
 6.6 general fund for capital improvements and
 6.7 betterments, including preliminary
 6.8 engineering, design, engineering,
 6.9 environmental analysis and mitigation,
 6.10 acquisition of land and right-of-way, and
 6.11 construction of the Minneapolis-Duluth
 6.12 Northern Lights Express intercity passenger
 6.13 rail project. This appropriation may be used
 6.14 to maximize nonstate funding for the purposes
 6.15 of this paragraph. This is a onetime
 6.16 appropriation and is available until December
 6.17 31, 2027.

6.18 **(e) Freight** 9,596,000 8,566,000

6.19	<u>Appropriations by Fund</u>		
6.20		<u>2024</u>	<u>2025</u>
6.21	<u>General</u>	<u>3,229,000</u>	<u>1,900,000</u>
6.22	<u>Trunk Highway</u>	<u>6,367,000</u>	<u>6,666,000</u>

6.23 \$500,000 each year is from the general fund
 6.24 for weigh station operations and capital
 6.25 improvements.
 6.26 \$1,420,000 in fiscal year 2024 is from the
 6.27 general fund for matching federal aid grants
 6.28 for improvements, engineering, and
 6.29 administrative costs for the Stone Arch Bridge
 6.30 in Minneapolis. This is a onetime
 6.31 appropriation and is available until June 30,
 6.32 2027.

6.33 **Subd. 3. State Roads**

6.34 **(a) Operations and Maintenance** 432,137,000 442,258,000

7.1	<u>Appropriations by Fund</u>		
7.2		<u>2024</u>	<u>2025</u>
7.3	<u>General</u>	<u>3,000,000</u>	<u>-0-</u>
7.4	<u>Trunk Highway</u>	<u>429,137,000</u>	<u>442,258,000</u>

7.5 \$1,000,000 in fiscal year 2024 is from the
 7.6 general fund for the highways for habitat
 7.7 program under Minnesota Statutes, section
 7.8 160.2325.

7.9 \$1,000,000 in fiscal year 2024 is from the
 7.10 general fund for living snow fence
 7.11 implementation, including: acquiring and
 7.12 planting trees, shrubs, native grasses, and
 7.13 wildflowers that are climate adaptive to
 7.14 Minnesota; improvements; contracts;
 7.15 easements; rental agreements; and program
 7.16 delivery.

7.17 \$165,000 in each year is for living snow fence
 7.18 implementation and maintenance activities.

7.19 \$1,000,000 in fiscal year 2024 is from the
 7.20 general fund for safe road zones under
 7.21 Minnesota Statutes, section 169.065, including
 7.22 for development and delivery of public
 7.23 awareness and education campaigns about safe
 7.24 road zones.

7.25 The base for the appropriation from the trunk
 7.26 highway fund is \$436,258,000 in each of fiscal
 7.27 years 2026 and 2027.

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

7.29	<u>(1) Planning and Research</u>	<u>34,679,000</u>	<u>35,465,000</u>
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7.30 The commissioner may use any balance
 7.31 remaining in this appropriation for program
 7.32 delivery under clause (2).

8.1 \$130,000 in each year is available for
 8.2 administrative costs of the targeted group
 8.3 business program.

8.4 \$266,000 in each year is available for grants
 8.5 to metropolitan planning organizations outside
 8.6 the seven-county metropolitan area.

8.7 \$900,000 in each year is available for grants
 8.8 for transportation studies outside the
 8.9 metropolitan area to identify critical concerns,
 8.10 problems, and issues. These grants are
 8.11 available: (i) to regional development
 8.12 commissions; (ii) in regions where no regional
 8.13 development commission is functioning, to
 8.14 joint powers boards established under
 8.15 agreement of two or more political
 8.16 subdivisions in the region to exercise the
 8.17 planning functions of a regional development
 8.18 commission; and (iii) in regions where no
 8.19 regional development commission or joint
 8.20 powers board is functioning, to the Department
 8.21 of Transportation district office for that region.

8.22 The base for this appropriation is \$34,465,000
 8.23 in each of fiscal years 2026 and 2027.

8.24 **(2) Program Delivery** 295,751,000 284,985,000

	<u>Appropriations by Fund</u>	
	<u>2024</u>	<u>2025</u>
8.26 <u>General</u>	<u>23,743,000</u>	<u>2,000,000</u>
8.27 <u>Trunk Highway</u>	<u>272,008,000</u>	<u>282,985,000</u>

8.29 This appropriation includes use of consultants
 8.30 to support development and management of
 8.31 projects.

8.32 \$20,000,000 in fiscal year 2024 is from the
 8.33 general fund for roadway design and related
 8.34 improvements that reduce speeds and

9.1 eliminate intersection interactions on rural
9.2 high-risk roadways. The commissioner must
9.3 identify roadways based on crash information
9.4 and in consultation with Toward Zero Deaths
9.5 program representatives and local traffic safety
9.6 partners. This is a onetime appropriation and
9.7 is available until June 30, 2026.

9.8 \$2,000,000 in each year is from the general
9.9 fund for implementation of climate-related
9.10 programs as provided under the federal
9.11 Infrastructure Investment and Jobs Act, Public
9.12 Law 117-58.

9.13 \$1,193,000 in fiscal year 2024 is from the
9.14 general fund for costs related to the property
9.15 conveyance to the Upper Sioux Community
9.16 of state-owned land within the boundaries of
9.17 Upper Sioux Agency State Park, including fee
9.18 purchase, property purchase, appraisals, and
9.19 road and bridge demolition and related
9.20 engineering.

9.21 \$300,000 in fiscal year 2024 is from the
9.22 general fund for additions and modifications
9.23 to work zone design or layout to reduce
9.24 vehicle speeds in a work zone. This
9.25 appropriation is available following a
9.26 determination by the commissioner that the
9.27 initial work zone design or layout
9.28 insufficiently provides for reduced vehicle
9.29 speeds.

9.30 \$250,000 in fiscal year 2024 is from the
9.31 general fund for costs related to the Clean
9.32 Transportation Standard and Sustainable
9.33 Aviation Fuel Working Group established
9.34 under article 8, section 56.

10.1 \$1,000,000 in each year is available for
 10.2 management of contaminated and regulated
 10.3 material on property owned by the Department
 10.4 of Transportation, including mitigation of
 10.5 property conveyances, facility acquisition or
 10.6 expansion, chemical release at maintenance
 10.7 facilities, and spills on the trunk highway
 10.8 system where there is no known responsible
 10.9 party. If the appropriation for either year is
 10.10 insufficient, the appropriation for the other
 10.11 year is available for it.

10.12 The base for the appropriation from the trunk
 10.13 highway fund is \$278,985,000 in each of fiscal
 10.14 years 2026 and 2027.

10.15 **(c) State Road Construction**

1,253,813,000

1,188,845,000

10.16 This appropriation is for the actual
 10.17 construction, reconstruction, and improvement
 10.18 of trunk highways, including design-build
 10.19 contracts, internal department costs associated
 10.20 with delivering the construction program,
 10.21 consultant usage to support these activities,
 10.22 and the cost of actual payments to landowners
 10.23 for lands acquired for highway rights-of-way,
 10.24 payment to lessees, interest subsidies, and
 10.25 relocation expenses.

10.26 This appropriation includes federal highway
 10.27 aid. The commissioner of transportation must
 10.28 notify the chairs, ranking minority members,
 10.29 and staff of the legislative committees with
 10.30 jurisdiction over transportation finance of any
 10.31 significant events that cause the estimates of
 10.32 federal aid to change.

10.33 The commissioner may expend up to one-half
 10.34 of one percent of the federal appropriations

11.1 under this paragraph as grants to opportunity
 11.2 industrialization centers and other nonprofit
 11.3 job training centers for job training programs
 11.4 related to highway construction.

11.5 The commissioner may transfer up to
 11.6 \$15,000,000 in each year to the transportation
 11.7 revolving loan fund.

11.8 The commissioner may receive money
 11.9 covering other shares of the cost of partnership
 11.10 projects. These receipts are appropriated to
 11.11 the commissioner for these projects.

11.12 The base for this appropriation is
 11.13 \$1,176,613,000 in each of fiscal years 2026
 11.14 and 2027.

11.15 **(d) Corridors of Commerce** 25,000,000 35,000,000

11.16 This appropriation is for the corridors of
 11.17 commerce program under Minnesota Statutes,
 11.18 section 161.088. The commissioner may use
 11.19 up to 17 percent of the amount in each year
 11.20 for program delivery.

11.21 The base for this appropriation is \$60,000,000
 11.22 in fiscal year 2026 and \$125,000,000 in fiscal
 11.23 year 2027.

11.24 **(e) Highway Debt Service** 270,097,000 297,280,000

11.25 \$267,097,000 in fiscal year 2024 and
 11.26 \$294,280,000 in fiscal year 2025 are for
 11.27 transfer to the state bond fund. If this
 11.28 appropriation is insufficient to make all
 11.29 transfers required in the year for which it is
 11.30 made, the commissioner of management and
 11.31 budget must transfer the deficiency amount
 11.32 as provided under Minnesota Statutes, section
 11.33 16A.641, and notify the chairs, ranking

12.1 minority members, and staff of the legislative
 12.2 committees with jurisdiction over
 12.3 transportation finance and the chairs of the
 12.4 senate Finance Committee and the house of
 12.5 representatives Ways and Means Committee
 12.6 of the amount of the deficiency. Any excess
 12.7 appropriation cancels to the trunk highway
 12.8 fund.

12.9 **(f) Statewide Radio Communications** 6,653,000 6,907,000

12.10	<u>Appropriations by Fund</u>	
12.11	<u>2024</u>	<u>2025</u>
12.12 <u>General</u>	<u>3,000</u>	<u>3,000</u>
12.13 <u>Trunk Highway</u>	<u>6,650,000</u>	<u>6,904,000</u>

12.14 \$3,000 in each year is from the general fund
 12.15 to equip and operate the Roosevelt signal
 12.16 tower for Lake of the Woods weather
 12.17 broadcasting.

12.18 **Subd. 4. Local Roads**

12.19 **(a) County State-Aid Highways** 966,020,000 1,064,766,000

12.20 This appropriation is from the county state-aid
 12.21 highway fund under Minnesota Statutes,
 12.22 sections 161.081 and 297A.815, subdivision
 12.23 3, and chapter 162, and is available until June
 12.24 30, 2033.

12.25 If the commissioner of transportation
 12.26 determines that a balance remains in the
 12.27 county state-aid highway fund following the
 12.28 appropriations and transfers made in this
 12.29 paragraph and that the appropriations made
 12.30 are insufficient for advancing county state-aid
 12.31 highway projects, an amount necessary to
 12.32 advance the projects, not to exceed the balance
 12.33 in the county state-aid highway fund, is
 12.34 appropriated in each year to the commissioner.

13.1 Within two weeks of a determination under
 13.2 this contingent appropriation, the
 13.3 commissioner of transportation must notify
 13.4 the commissioner of management and budget
 13.5 and the chairs, ranking minority members, and
 13.6 staff of the legislative committees with
 13.7 jurisdiction over transportation finance
 13.8 concerning funds appropriated. The
 13.9 commissioner must identify in the next budget
 13.10 submission to the legislature under Minnesota
 13.11 Statutes, section 16A.11, any amount that is
 13.12 appropriated under this paragraph.

13.13 **(b) Municipal State-Aid Streets** 248,838,000 278,852,000

13.14 This appropriation is from the municipal
 13.15 state-aid street fund under Minnesota Statutes,
 13.16 chapter 162, and is available until June 30,
 13.17 2033.

13.18 If the commissioner of transportation
 13.19 determines that a balance remains in the
 13.20 municipal state-aid street fund following the
 13.21 appropriations and transfers made in this
 13.22 paragraph and that the appropriations made
 13.23 are insufficient for advancing municipal
 13.24 state-aid street projects, an amount necessary
 13.25 to advance the projects, not to exceed the
 13.26 balance in the municipal state-aid street fund,
 13.27 is appropriated in each year to the
 13.28 commissioner. Within two weeks of a
 13.29 determination under this contingent
 13.30 appropriation, the commissioner of
 13.31 transportation must notify the commissioner
 13.32 of management and budget and the chairs,
 13.33 ranking minority members, and staff of the
 13.34 legislative committees with jurisdiction over
 13.35 transportation finance concerning funds

14.1 appropriated. The commissioner must identify
 14.2 in the next budget submission to the legislature
 14.3 under Minnesota Statutes, section 16A.11, any
 14.4 amount that is appropriated under this
 14.5 paragraph.

14.6 **(c) Other Local Roads**

14.7 **(1) Local Bridges**

45,000,000

-0-

14.8 This appropriation is from the general fund to
 14.9 replace or rehabilitate local deficient bridges
 14.10 under Minnesota Statutes, section 174.50. This
 14.11 is a onetime appropriation and is available
 14.12 until June 30, 2027.

14.13 **(2) Local Road Improvement**

45,000,000

-0-

14.14 This appropriation is from the general fund
 14.15 for construction and reconstruction of local
 14.16 roads under Minnesota Statutes, section
 14.17 174.52. This is a onetime appropriation and
 14.18 is available until June 30, 2027.

14.19 **(3) Local Transportation Disaster Support**
 14.20 **Account**

4,300,000

1,000,000

14.21 This appropriation is from the general fund to
 14.22 provide a cost-share for federal assistance
 14.23 from the Federal Highway Administration for
 14.24 the emergency relief program under United
 14.25 States Code, title 23, section 125. Of the
 14.26 appropriation in fiscal year 2024, \$3,300,000
 14.27 is onetime and is available until June 30, 2027.

14.28 **Subd. 5. Agency Management**

14.29 **(a) Agency Services**

313,737,000

85,299,000

14.30 **Appropriations by Fund**

	<u>2024</u>	<u>2025</u>
14.31 <u>General</u>	<u>237,710,000</u>	<u>4,222,000</u>
14.32 <u>Trunk Highway</u>	<u>76,027,000</u>	<u>81,077,000</u>

15.1 \$216,400,000 in fiscal year 2024 is from the
15.2 general fund for match requirements for
15.3 federal formula and discretionary grant
15.4 programs. From this amount, the
15.5 commissioner may make grants to any eligible
15.6 applicant for match requirements and pay for
15.7 costs incurred by the department in providing
15.8 technical assistance to eligible applicants for
15.9 federal discretionary grant programs. Of this
15.10 amount, \$100,000,000 is for grants to local
15.11 governments to meet federal match
15.12 requirements. This is a onetime appropriation
15.13 and is available until June 30, 2027.

15.14 \$13,600,000 in fiscal year 2024 is from the
15.15 general fund for matching federal aid, related
15.16 state investments, and appropriate costs
15.17 incurred by the department to carry out the
15.18 electric vehicle infrastructure program under
15.19 Minnesota Statutes, section 174.47. This is a
15.20 onetime appropriation and is available until
15.21 June 30, 2027.

15.22 \$900,000 in each year is from the general fund
15.23 for the purpose of establishing a Tribal affairs
15.24 workforce training program related to the
15.25 construction industry. The commissioner may
15.26 enter into an agreement with any private,
15.27 public, or Tribal entity for the planning,
15.28 designing, developing, delivery, and hosting
15.29 of the program. The commissioner may use
15.30 this appropriation to pay for reasonable
15.31 administration costs of the program.

15.32 \$2,000,000 in fiscal year 2024 is from the
15.33 general fund for federal transportation grants
15.34 technical assistance under article 8, section

16.1 58. This is a onetime appropriation and is
 16.2 available until June 30, 2027.
 16.3 \$3,500,000 in fiscal year 2024 and \$2,000,000
 16.4 in fiscal year 2025 are from the general fund
 16.5 for investments in asset management
 16.6 technologies, document and data transfer
 16.7 programs, research project management, and
 16.8 other information technology projects.
 16.9 \$261,000 in each year is from the general fund
 16.10 for staffing to support the implementation and
 16.11 management of the federal National Electric
 16.12 Vehicle Infrastructure Formula Program.

16.13 **(b) Buildings** 40,790,000 41,120,000

	<u>Appropriations by Fund</u>	
	<u>2024</u>	<u>2025</u>
16.15		
16.16 <u>General</u>	<u>55,000</u>	<u>55,000</u>
16.17 <u>Trunk Highway</u>	<u>40,735,000</u>	<u>41,065,000</u>

16.18 Any money appropriated to the commissioner
 16.19 of transportation for building construction for
 16.20 any fiscal year before fiscal year 2024 is
 16.21 available to the commissioner during the
 16.22 biennium to the extent that the commissioner
 16.23 spends the money on the building construction
 16.24 projects for which the money was originally
 16.25 encumbered during the fiscal year for which
 16.26 it was appropriated. If the appropriation for
 16.27 either year is insufficient, the appropriation
 16.28 for the other year is available for it.

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

16.30 If the appropriation for either year is
 16.31 insufficient, the appropriation for the other
 16.32 year is available for it.

17.1 Subd. 6. Transfers

17.2 (a) With the approval of the commissioner of
17.3 management and budget, the commissioner
17.4 of transportation may transfer unencumbered
17.5 balances among the appropriations from the
17.6 trunk highway fund and the state airports fund
17.7 made in this section. Transfers under this
17.8 paragraph must not be made: (1) between
17.9 funds; (2) from the appropriations for state
17.10 road construction or debt service; or (3) from
17.11 the appropriations for operations and
17.12 maintenance or program delivery, except for
17.13 a transfer to state road construction or debt
17.14 service.

17.15 (b) The commissioner of transportation must
17.16 immediately report transfers under paragraph
17.17 (a) to the chairs, ranking minority members,
17.18 and staff of the legislative committees with
17.19 jurisdiction over transportation finance. The
17.20 authority for the commissioner of
17.21 transportation to make transfers under
17.22 Minnesota Statutes, section 16A.285, is
17.23 superseded by the authority and requirements
17.24 under this subdivision.

17.25 (c) The commissioner of transportation must
17.26 transfer from the flexible highway account in
17.27 the county state-aid highway fund:

17.28 (1) \$1,850,000 in fiscal year 2024 to the trunk
17.29 highway fund;

17.30 (2) \$5,000,000 in fiscal year 2024 to the
17.31 municipal turnback account in the municipal
17.32 state-aid street fund; and

- 18.1 (3) the remainder in each year to the county
18.2 turnback account in the county state-aid
18.3 highway fund.
- 18.4 The funds transferred are for highway
18.5 turnback purposes as provided under
18.6 Minnesota Statutes, section 161.081,
18.7 subdivision 3.
- 18.8 **Subd. 7. Contingent Appropriations**
- 18.9 The commissioner of transportation, with the
18.10 approval of the governor and the written
18.11 approval of at least five members of a group
18.12 consisting of the members of the Legislative
18.13 Advisory Commission under Minnesota
18.14 Statutes, section 3.30, and the ranking minority
18.15 members of the legislative committees with
18.16 jurisdiction over transportation finance, may
18.17 transfer all or part of the unappropriated
18.18 balance in the trunk highway fund to an
18.19 appropriation: (1) for trunk highway design,
18.20 construction, or inspection in order to take
18.21 advantage of an unanticipated receipt of
18.22 income to the trunk highway fund or to take
18.23 advantage of federal advanced construction
18.24 funding; (2) for trunk highway maintenance
18.25 in order to meet an emergency; or (3) to pay
18.26 tort or environmental claims. Nothing in this
18.27 subdivision authorizes the commissioner to
18.28 increase the use of federal advanced
18.29 construction funding beyond amounts
18.30 specifically authorized. Any transfer as a result
18.31 of the use of federal advanced construction
18.32 funding must include an analysis of the effects
18.33 on the long-term trunk highway fund balance.
18.34 The amount transferred is appropriated for the

20.1	<u>Appropriations by Fund</u>		
20.2		<u>2024</u>	<u>2025</u>
20.3	<u>General</u>	<u>51,796,000</u>	<u>31,672,000</u>
20.4	<u>H.U.T.D.</u>	<u>1,336,000</u>	<u>1,378,000</u>
20.5	<u>Special Revenue</u>	<u>69,380,000</u>	<u>70,434,000</u>
20.6	<u>Trunk Highway</u>	<u>165,066,000</u>	<u>170,948,000</u>
20.7	<u>The appropriations in this section are to the</u>		
20.8	<u>commissioner of public safety.</u>		
20.9	<u>The amounts that may be spent for each</u>		
20.10	<u>purpose are specified in the following</u>		
20.11	<u>subdivisions. The commissioner must spend</u>		
20.12	<u>appropriations from the trunk highway fund</u>		
20.13	<u>in subdivision 3 only for state patrol purposes.</u>		
20.14	<u>Subd. 2. Administration and Related Services</u>		
20.15	<u>(a) Office of Communications</u>	<u>786,000</u>	<u>928,000</u>
20.16	<u>This appropriation is from the general fund.</u>		
20.17	<u>(b) Public Safety Support</u>	<u>7,684,000</u>	<u>8,755,000</u>
20.18	<u>Appropriations by Fund</u>		
20.19		<u>2024</u>	<u>2025</u>
20.20	<u>General</u>	<u>2,757,000</u>	<u>3,546,000</u>
20.21	<u>Trunk Highway</u>	<u>4,927,000</u>	<u>5,209,000</u>
20.22	<u>(c) Public Safety Officer Survivor Benefits</u>	<u>640,000</u>	<u>640,000</u>
20.23	<u>This appropriation is from the general fund</u>		
20.24	<u>for payment of public safety officer survivor</u>		
20.25	<u>benefits under Minnesota Statutes, section</u>		
20.26	<u>299A.44. If the appropriation for either year</u>		
20.27	<u>is insufficient, the appropriation for the other</u>		
20.28	<u>year is available for it.</u>		
20.29	<u>(d) Public Safety Officer Reimbursements</u>	<u>1,367,000</u>	<u>1,367,000</u>
20.30	<u>This appropriation is from the general fund</u>		
20.31	<u>for transfer to the public safety officer's benefit</u>		
20.32	<u>account. This money is available for</u>		

21.1 reimbursements under Minnesota Statutes,
 21.2 section 299A.465.

21.3 **(e) Soft Body Armor Reimbursements** 745,000 745,000

21.4 This appropriation is from the general fund
 21.5 for soft body armor reimbursements under
 21.6 Minnesota Statutes, section 299A.38.

21.7 **(f) Technology and Support Services** 6,712,000 6,783,000

21.8 Appropriations by Fund

	<u>2024</u>	<u>2025</u>
21.9 <u>General</u>	<u>1,645,000</u>	<u>1,684,000</u>
21.10 <u>Trunk Highway</u>	<u>5,067,000</u>	<u>5,099,000</u>

21.11 Subd. 3. State Patrol

21.12 **(a) Patrolling Highways** 151,744,000 141,731,000

21.13 Appropriations by Fund

	<u>2024</u>	<u>2025</u>
21.14 <u>General</u>	<u>14,887,000</u>	<u>37,000</u>
21.15 <u>H.U.T.D.</u>	<u>92,000</u>	<u>92,000</u>
21.16 <u>Trunk Highway</u>	<u>136,765,000</u>	<u>141,602,000</u>

21.17 \$350,000 in fiscal year 2024 is from the
 21.18 general fund for predesign of a State Patrol
 21.19 headquarters building and related storage and
 21.20 training facilities. The commissioner of public
 21.21 safety must work with the commissioner of
 21.22 administration to complete the predesign. This
 21.23 is a onetime appropriation and is available
 21.24 until June 30, 2027.

21.25 \$14,500,000 in fiscal year 2024 is from the
 21.26 general fund to purchase a helicopter for the
 21.27 State Patrol. This is a onetime appropriation
 21.28 and is available until June 30, 2025.

21.29 \$611,000 in fiscal year 2024 and \$352,000 in
 21.30 fiscal year 2025 are from the trunk highway
 21.31 fund to support the State Patrol's accreditation

22.1	<u>process under the Commission on</u>		
22.2	<u>Accreditation for Law Enforcement Agencies.</u>		
22.3	<u>(b) Commercial Vehicle Enforcement</u>	<u>17,746,000</u>	<u>18,423,000</u>
22.4	<u>\$5,248,000 in each year is from the trunk</u>		
22.5	<u>highway fund to provide the required match</u>		
22.6	<u>for federal grants for additional troopers and</u>		
22.7	<u>nonsworn commercial vehicle inspectors.</u>		
22.8	<u>(c) Capitol Security</u>	<u>18,666,000</u>	<u>19,231,000</u>
22.9	<u>This appropriation is from the general fund.</u>		
22.10	<u>The commissioner must not:</u>		
22.11	<u>(1) spend any money from the trunk highway</u>		
22.12	<u>fund for capitol security; or</u>		
22.13	<u>(2) permanently transfer any state trooper from</u>		
22.14	<u>the patrolling highways activity to capitol</u>		
22.15	<u>security.</u>		
22.16	<u>The commissioner must not transfer any</u>		
22.17	<u>money appropriated to the commissioner under</u>		
22.18	<u>this section:</u>		
22.19	<u>(1) to capitol security; or</u>		
22.20	<u>(2) from capitol security.</u>		
22.21	<u>(d) Vehicle Crimes Unit</u>	<u>1,244,000</u>	<u>1,286,000</u>
22.22	<u>This appropriation is from the highway user</u>		
22.23	<u>tax distribution fund to investigate:</u>		
22.24	<u>(1) registration tax and motor vehicle sales tax</u>		
22.25	<u>liabilities from individuals and businesses that</u>		
22.26	<u>currently do not pay all taxes owed; and</u>		
22.27	<u>(2) illegal or improper activity related to the</u>		
22.28	<u>sale, transfer, titling, and registration of motor</u>		
22.29	<u>vehicles.</u>		
22.30	<u>Subd. 4. Driver and Vehicle Services</u>		
22.31	<u>(a) Driver Services</u>	<u>39,959,000</u>	<u>40,544,000</u>

23.1 This appropriation is from the driver and
 23.2 vehicle services operating account under
 23.3 Minnesota Statutes, section 299A.705.

23.4 \$750,000 in fiscal year 2024 is for
 23.5 reimbursement to driver's license agents for
 23.6 the purchase of equipment necessary for a
 23.7 full-service provider, as defined in Minnesota
 23.8 Statutes, section 171.01, subdivision 33a,
 23.9 following application to the commissioner.

23.10 The commissioner may provide no more than
 23.11 \$15,000 to each driver's license agent.

23.12 \$115,000 in fiscal year 2024 and \$109,000 in
 23.13 fiscal year 2025 are for staff costs to manage,
 23.14 review, and audit online driver education
 23.15 programs.

23.16 \$262,000 in fiscal year 2024 and \$81,000 in
 23.17 fiscal year 2025 are for implementation of race
 23.18 and ethnicity information collection from
 23.19 applicants for drivers' licenses and
 23.20 identification cards.

23.21 **(b) Vehicle Services**

23.22 This appropriation is from the driver and
 23.23 vehicle services operating account under
 23.24 Minnesota Statutes, section 299A.705.

23.25 \$1,600,000 in fiscal year 2024 and \$1,300,000
 23.26 in fiscal year 2025 are for staff and operating
 23.27 costs related to additional vehicle inspection
 23.28 sites.

23.29 \$101,000 in fiscal year 2024 and \$96,000 in
 23.30 fiscal year 2025 are for staff costs related to
 23.31 monitoring and auditing records issued by
 23.32 full-service providers.

28,093,00028,596,000

24.1 \$57,000 in fiscal year 2024 and \$51,000 in
 24.2 fiscal year 2025 are for an appeals process for
 24.3 information technology system data access
 24.4 revocations, including costs of staff and
 24.5 equipment.

24.6 Subd. 5. Traffic Safety 8,864,000 4,109,000

24.7 Appropriations by Fund

24.8	<u>2024</u>	<u>2025</u>
24.9 <u>General</u>	<u>8,303,000</u>	<u>3,494,000</u>
24.10 <u>Trunk Highway</u>	<u>561,000</u>	<u>615,000</u>

24.11 \$2,000,000 in each year is from the general
 24.12 fund for the administration of the Traffic
 24.13 Safety Advisory Council under Minnesota
 24.14 Statutes, section 4.076, including staff costs.

24.15 \$407,000 in fiscal year 2024 and \$813,000 in
 24.16 fiscal year 2025 are from the general fund for
 24.17 staff and operating costs to create a Traffic
 24.18 Safety Data Analytics Center.

24.19 \$50,000 in fiscal year 2024 is from the general
 24.20 fund for an education and awareness campaign
 24.21 on motor vehicles passing school buses,
 24.22 designed to: (1) help reduce occurrences of
 24.23 motor vehicles unlawfully passing school
 24.24 buses; and (2) inform drivers about the safety
 24.25 of pupils boarding and unloading from school
 24.26 buses, including laws requiring a motor
 24.27 vehicle to stop when a school bus has extended
 24.28 the stop-signal arm and is flashing red lights
 24.29 and penalties for violations. The commissioner
 24.30 must identify best practices, review effective
 24.31 communication methods to educate drivers,
 24.32 and consider multiple forms of media to
 24.33 convey the information.

- 25.1 \$100,000 in fiscal year 2024 is from the
25.2 general fund for a public awareness campaign
25.3 to promote understanding and compliance with
25.4 laws regarding the passing of parked
25.5 authorized vehicles.
- 25.6 \$98,000 in each year is from the general fund
25.7 to coordinate a statewide traffic safety equity
25.8 program, including staff costs.
- 25.9 \$2,000,000 in fiscal year 2024 is from the
25.10 general fund for grants to law enforcement
25.11 agencies to undertake targeted speed reduction
25.12 efforts on rural high-risk roadways.
- 25.13 \$2,000,000 in fiscal year 2024 is for grants to
25.14 local units of government to increase traffic
25.15 safety enforcement activities, including for
25.16 training, equipment, overtime, and related
25.17 costs for peace officers to perform duties that
25.18 are specifically related to traffic management
25.19 and traffic safety.
- 25.20 \$350,000 in fiscal year 2024 is from the
25.21 general fund for grants to local units of
25.22 government for safe ride programs that
25.23 provide safe transportation options for patrons
25.24 of hospitality and entertainment businesses
25.25 within a community.
- 25.26 \$500,000 in fiscal year 2024 is from the
25.27 general fund for grants to local units of
25.28 government to perform additional traffic safety
25.29 enforcement activities in safe road zones under
25.30 Minnesota Statutes, section 169.065.
- 25.31 \$250,000 in fiscal year 2024 is from the
25.32 general fund for the traffic safety violations
25.33 disposition analysis under article 8, section
25.34 62.

26.1 Subd. 6. Pipeline Safety 1,443,000 1,443,000

26.2 This appropriation is from the pipeline safety
 26.3 account in the special revenue fund under
 26.4 Minnesota Statutes, section 299J.18.

26.5 **Sec. 5. APPROPRIATION; SMALL COMMUNITY PARTNERSHIPS.**

26.6 (a) \$1,000,000 in fiscal year 2024 and \$1,000,000 in fiscal year 2025 are appropriated
 26.7 from the general fund to the Board of Regents of the University of Minnesota for small
 26.8 community partnerships on infrastructure project analysis and development as provided in
 26.9 this section. This is a onetime appropriation and is available until June 30, 2026.

26.10 (b) The appropriation under this section must be used for:

26.11 (1) partnership activities in the Regional Sustainable Development Partnerships, the
 26.12 Center for Transportation Studies, the Minnesota Design Center, the Humphrey School of
 26.13 Public Affairs, the Center for Urban and Regional Affairs, or other related entities;

26.14 (2) support and assistance to small communities that includes:

26.15 (i) methods to incorporate consideration of sustainability, resiliency, and adaptation to
 26.16 the impacts of climate change; and

26.17 (ii) identification and cross-sector analysis of any potential associated projects and
 26.18 efficiencies through coordinated investments in other infrastructure or assets; and

26.19 (3) prioritization of support and assistance to political subdivisions and federally
 26.20 recognized Tribal governments based on insufficiency of capacity to undertake project
 26.21 development and apply for state or federal infrastructure grants.

26.22 (c) The agreement may provide for project analysis and development activities that
 26.23 include but are not limited to planning, scoping, analysis, predesign, design, preengineering,
 26.24 and engineering.

26.25 **Sec. 6. APPROPRIATION; STATE PATROL OPERATING DEFICIENCY.**

26.26 (a) \$6,728,000 in fiscal year 2023 is appropriated from the trunk highway fund to the
 26.27 commissioner of public safety for State Patrol operating costs. This is a onetime appropriation
 26.28 and is available until December 31, 2023.

26.29 (b) \$106,000 in fiscal year 2023 is appropriated from the highway user tax distribution
 26.30 fund to the commissioner of public safety for the State Patrol Vehicle Crimes Unit. This is
 26.31 a onetime appropriation and is available until December 31, 2023.

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

27.2 Sec. 7. **APPROPRIATION; TRANSPORTATION MANAGEMENT**

27.3 **ORGANIZATIONS.**

27.4 (a) \$300,000 in fiscal year 2024 and \$300,000 in fiscal year 2025 are appropriated from
 27.5 the general fund to the commissioner of transportation for grants to the I-494 Corridor
 27.6 Commission to provide telework resources, assistance, information, and related activities
 27.7 on a statewide basis.

27.8 (b) \$300,000 in fiscal year 2024 and \$300,000 in fiscal year 2025 are appropriated from
 27.9 the general fund to the commissioner of transportation for grants to the St. Paul transportation
 27.10 management organization. The organization must provide public education and information
 27.11 to support a reduction in vehicle miles traveled throughout the metropolitan area.

27.12 (c) \$103,000 in fiscal year 2024 and \$103,000 in fiscal year 2025 are appropriated from
 27.13 the general fund to the commissioner of transportation for grants to the downtown
 27.14 Minneapolis transportation management organization. Programs funded with this
 27.15 appropriation must include but are not limited to a hybrid commuter education pilot program.

27.16 (d) \$350,000 in fiscal year 2024 is appropriated from the general fund to the commissioner
 27.17 of transportation for grants to the city of Chatfield to develop a transportation management
 27.18 organization in southeastern Minnesota. Funds under this paragraph are available for
 27.19 developing a comprehensive assessment and financial plan for a transportation management
 27.20 organization in the counties of Rice, Goodhue, Dodge, Steele, Wabasha, Olmsted, Winona,
 27.21 Freeborn, Mower, Fillmore, and Houston. The study must assess how the transportation
 27.22 management organization can develop resources to meet the region's growing and changing
 27.23 transportation needs and prioritize transportation-related challenges that affect the region's
 27.24 workforce, access to health care and postsecondary education, and quality of life.

27.25 (e) Funds under paragraphs (a) to (c) are available for programming and service expansion
 27.26 to assist companies and commuters with carpool, vanpool, bicycle commuting, telework,
 27.27 and transit.

27.28 (f) The commissioner must not retain any portion of the appropriations under this section.

27.29 Sec. 8. Laws 2018, chapter 214, article 1, section 16, subdivision 11, as amended by Laws
 27.30 2019, chapter 2, article 2, section 4, is amended to read:

27.31 Subd. 11. **Corridors of Commerce** 400,000,000

- 28.1 (a) From the bond proceeds account in the
28.2 trunk highway fund for the corridors of
28.3 commerce program under Minnesota Statutes,
28.4 section 161.088.
- 28.5 (b) This appropriation is available in the
28.6 amounts of:
- 28.7 (1) \$150,000,000 in fiscal year 2022;
28.8 (2) \$150,000,000 in fiscal year 2023; and
28.9 (3) \$100,000,000 in fiscal year 2024.
- 28.10 (c) The commissioner must select projects for
28.11 the corridors of commerce program solely
28.12 using the results of the spring 2018 evaluation
28.13 for the corridors of commerce program, in
28.14 order based on total score. In addition to the
28.15 projects selected for funding in the first round
28.16 from the spring 2018 evaluation, the
28.17 commissioner must select at least two projects
28.18 located outside the Department of
28.19 Transportation metropolitan district. If funds
28.20 are insufficient for an identified project, the
28.21 commissioner must either select the identified
28.22 project, or select one or more alternative
28.23 projects that are (1) for a segment within the
28.24 project limits of the identified project; and (2)
28.25 also identified and scored in the spring 2018
28.26 evaluation process. For projects located
28.27 outside the Department of Transportation
28.28 metropolitan district, the commissioner must
28.29 not select a project located in a county within
28.30 which a project was selected for funding in
28.31 the first round in the spring 2018 evaluation
28.32 for the corridors of commerce program.
- 28.33 (d) Notwithstanding the project selection
28.34 requirements under paragraph (c), any

29.1 remaining amount of this appropriation is for
 29.2 predesign, design, engineering, and
 29.3 construction of an overpass and associated
 29.4 safety improvements at the intersection of
 29.5 marked Trunk Highway 9 and marked Trunk
 29.6 Highway 23 in the city of New London.

29.7 (e) The appropriation in Laws 2017, First
 29.8 Special Session chapter 3, article 2, section 2,
 29.9 subdivision 1, is available for the projects
 29.10 selected under paragraph (c) that the
 29.11 commissioner determines are ready to proceed.

29.12 ~~(e)~~ (f) The appropriation in this subdivision is
 29.13 available for any projects selected by the
 29.14 commissioner using the results of the
 29.15 evaluation for the corridors of commerce
 29.16 program conducted in spring 2018.

29.17 ~~(f)~~ (g) This appropriation cancels as specified
 29.18 under Minnesota Statutes, section 16A.642,
 29.19 except that the commissioner of management
 29.20 and budget shall count the start of
 29.21 authorization for issuance of state bonds as
 29.22 the first day of the fiscal year during which
 29.23 the bonds are available to be issued, and not
 29.24 as the date of enactment of this section.

29.25 Sec. 9. Laws 2021, First Special Session chapter 5, article 1, section 2, subdivision 2, is
 29.26 amended to read:

29.27 **Subd. 2. Multimodal Systems**

29.28 **(a) Aeronautics**

29.29 **(1) Airport Development and Assistance** 24,198,000 18,598,000

29.30 Appropriations by Fund

29.31		2022	2023
29.32	General	5,600,000	-0-
29.33	Airports	18,598,000	18,598,000

30.1 This appropriation is from the state airports
30.2 fund and must be spent according to
30.3 Minnesota Statutes, section 360.305,
30.4 subdivision 4.

30.5 \$5,600,000 in fiscal year 2022 is from the
30.6 general fund for a grant to the city of Karlstad
30.7 for the acquisition of land, predesign, design,
30.8 engineering, and construction of a primary
30.9 airport runway.

30.10 Notwithstanding Minnesota Statutes, section
30.11 16A.28, subdivision 6, this appropriation is
30.12 available for five years after the year of the
30.13 appropriation. If the appropriation for either
30.14 year is insufficient, the appropriation for the
30.15 other year is available for it.

30.16 If the commissioner of transportation
30.17 determines that a balance remains in the state
30.18 airports fund following the appropriations
30.19 made in this article and that the appropriations
30.20 made are insufficient for advancing airport
30.21 development and assistance projects, an
30.22 amount necessary to advance the projects, not
30.23 to exceed the balance in the state airports fund,
30.24 is appropriated in each year to the
30.25 commissioner and must be spent according to
30.26 Minnesota Statutes, section 360.305,
30.27 subdivision 4. Within two weeks of a
30.28 determination under this contingent
30.29 appropriation, the commissioner of
30.30 transportation must notify the commissioner
30.31 of management and budget and the chairs,
30.32 ranking minority members, and staff of the
30.33 legislative committees with jurisdiction over
30.34 transportation finance concerning the funds
30.35 appropriated. Funds appropriated under this

31.1 contingent appropriation do not adjust the base
31.2 for fiscal years 2024 and 2025.

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

31.4 Appropriations by Fund

31.5 2022 2023

31.6 General 1,650,000 1,650,000

31.7 Airports 6,682,000 6,690,000

31.8 \$28,000 in fiscal year 2022 and \$36,000 in
31.9 fiscal year 2023 are from the state airports
31.10 fund for costs related to regulating unmanned
31.11 aircraft systems.

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

31.13 This appropriation is from the state airports
31.14 fund for the Civil Air Patrol.

31.15 **(b) Transit and Active Transportation** 23,501,000 18,201,000

31.16 This appropriation is from the general fund.
31.17 \$5,000,000 in fiscal year 2022 is for the active
31.18 transportation program under Minnesota
31.19 Statutes, section 174.38. This is a onetime
31.20 appropriation and is available until June 30,
31.21 2025.

31.22 \$300,000 in fiscal year 2022 is for a grant to
31.23 the 494 Corridor Commission. The
31.24 commissioner must not retain any portion of
31.25 the funds appropriated under this section. The
31.26 commissioner must make grant payments in
31.27 full by December 31, 2021. Funds under this
31.28 grant are for programming and service
31.29 expansion to assist companies and commuters
31.30 in telecommuting efforts and promotion of
31.31 best practices. A grant recipient must provide
31.32 telework resources, assistance, information,

32.1 and related activities on a statewide basis. This
32.2 is a onetime appropriation.

32.3 **(c) Safe Routes to School** 5,500,000 500,000

32.4 This appropriation is from the general fund
32.5 for the safe routes to school program under
32.6 Minnesota Statutes, section 174.40.

32.7 If the appropriation for either year is
32.8 insufficient, the appropriation for the other
32.9 year is available for it. Of this appropriation,
32.10 \$5,000,000 in fiscal year 2022 is available
32.11 until June 30, 2025.

32.12 **(d) Passenger Rail** 10,500,000 500,000

32.13 This appropriation is from the general fund
32.14 for passenger rail activities under Minnesota
32.15 Statutes, sections 174.632 to 174.636.

32.16 \$10,000,000 in fiscal year 2022 is for final
32.17 design and construction to provide for a
32.18 second daily Amtrak train service between
32.19 Minneapolis and St. Paul and Chicago. The
32.20 commissioner may expend funds for program
32.21 delivery and administration from this amount.

32.22 This is a onetime appropriation and is
32.23 available until June 30, 2025.

32.24 **(e) Freight** 8,342,000 7,323,000

32.25 Appropriations by Fund

32.26	2022	2023
32.27 General	2,464,000	1,445,000
32.28 Trunk Highway	5,878,000	5,878,000

32.29 \$1,000,000 in fiscal year 2022 is from the
32.30 general fund for procurement costs of a
32.31 statewide freight network optimization tool.

32.32 This is a onetime appropriation and is
32.33 available until June 30, ~~2023~~ 2025.

33.1 \$350,000 in fiscal year 2022 and \$287,000 in
 33.2 fiscal year 2023 are from the general fund for
 33.3 two additional rail safety inspectors in the state
 33.4 rail safety inspection program under
 33.5 Minnesota Statutes, section 219.015. In each
 33.6 year, the commissioner must not increase the
 33.7 total assessment amount under Minnesota
 33.8 Statutes, section 219.015, subdivision 2, from
 33.9 the most recent assessment amount.

33.10 Sec. 10. Laws 2021, First Special Session chapter 5, article 1, section 4, subdivision 5, is
 33.11 amended to read:

33.12 **Subd. 5. Traffic Safety** 8,477,000 8,464,000

33.13 Appropriations by Fund

33.14		2022	2023
33.15	General	7,983,000	7,970,000
33.16	Trunk Highway	494,000	494,000

33.17 \$7,398,000 in fiscal year 2022 and \$7,398,000
 33.18 in fiscal year 2023 are from the general fund
 33.19 for grants to school districts, nonpublic
 33.20 schools, charter schools, and companies that
 33.21 provide school bus services, for the purchase
 33.22 and installation of school bus stop-signal arm
 33.23 camera systems. In awarding grants, the
 33.24 commissioner must prioritize: regular route
 33.25 type A, B, C, and D buses; newer buses; and
 33.26 buses that do not already have a stop-signal
 33.27 arm or forward-facing camera. Cameras
 33.28 purchased with grants awarded pursuant to
 33.29 this section must be used within the state.
 33.30 When implementing the grant program, the
 33.31 commissioner must require grant recipients to
 33.32 submit an estimate of the recipient's
 33.33 anticipated ongoing costs associated with the
 33.34 use of the cameras, including but not limited

34.1 to costs for operating and maintaining the
34.2 cameras, identifying violations, and methods
34.3 for compiling video evidence of violations and
34.4 providing the evidence to law enforcement. If
34.5 the money in the account is sufficient to fund
34.6 all requests, the commissioner must not require
34.7 a local match. The commissioner may seek
34.8 assistance from the commissioner of education
34.9 in administering the grants. The base for this
34.10 appropriation is \$2,000,000 in fiscal year 2024
34.11 and \$0 in fiscal year 2025. This is a onetime
34.12 appropriation and is available until June 30,
34.13 2025.

34.14 \$110,000 in fiscal year 2022 and \$94,000 in
34.15 fiscal year 2023 are from the general fund for
34.16 staff costs to administer grants for school bus
34.17 stop-signal arm cameras. This is a onetime
34.18 appropriation and is available until June 30,
34.19 2025.

34.20 The base for the general fund is \$478,000 in
34.21 each of fiscal years 2024 and 2025.

34.22 Sec. 11. **TRANSFERS.**

34.23 (a) \$323,112,000 in fiscal year 2024 is transferred from the general fund to the trunk
34.24 highway fund for the state match for highway formula and discretionary grants under the
34.25 federal Infrastructure Investment and Jobs Act, Public Law 117-58, and for related state
34.26 investments.

34.27 (b) \$25,000,000 in each year is transferred from the general fund to the active
34.28 transportation account under Minnesota Statutes, section 174.38. The base for this transfer
34.29 is \$3,600,000 in each of fiscal years 2026 and 2027.

34.30 (c) \$500,000 in fiscal year 2024 is transferred from the general fund to the disadvantaged
34.31 communities carsharing grant account under Minnesota Statutes, section 174.46, for the
34.32 purposes of the grant program under that section.

35.1 (d) \$10,000,000 in fiscal year 2024 and \$10,000,000 in fiscal year 2025 are transferred
 35.2 from the general fund to the full-service provider account under Minnesota Statutes, section
 35.3 299A.705. This is a onetime transfer.

35.4 **ARTICLE 2**

35.5 **TRUNK HIGHWAY BONDS**

35.6 Section 1. **BOND APPROPRIATIONS.**

35.7 The sums shown in the column under "Appropriations" are appropriated from the bond
 35.8 proceeds account in the trunk highway fund to the state agencies or officials indicated to
 35.9 be spent for public purposes. Appropriations of bond proceeds must be spent as authorized
 35.10 by the Minnesota Constitution, articles XI and XIV. Unless otherwise specified, money
 35.11 appropriated in this article for a capital program or project may be used to pay state agency
 35.12 staff costs that are attributed directly to the capital program or project in accordance with
 35.13 accounting policies adopted by the commissioner of management and budget.

35.14 **SUMMARY**

35.15	<u>Department of Transportation</u>	\$	<u>550,000,000</u>
35.16	<u>Department of Management and Budget</u>	\$	<u>550,000</u>
35.17	<u>TOTAL</u>	\$	<u>550,550,000</u>

35.18 **APPROPRIATIONS**

35.19 **Sec. 2. DEPARTMENT OF**

35.20 **TRANSPORTATION**

35.21	<u>Subdivision 1. Corridors of Commerce</u>	\$	<u>300,000,000</u>
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35.22 This appropriation is to the commissioner of
 35.23 transportation for the corridors of commerce
 35.24 program under Minnesota Statutes, section
 35.25 161.088. The commissioner may use up to 17
 35.26 percent of the amount for program delivery.

35.27 The appropriation in this subdivision cancels
 35.28 as specified under Minnesota Statutes, section
 35.29 16A.642.

35.30	<u>Subd. 2. State Road Construction</u>		<u>250,000,000</u>
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35.31 (a) This appropriation is to the commissioner
 35.32 of transportation for construction,
 35.33 reconstruction, and improvement of trunk

36.1 highways, including design-build contracts,
 36.2 internal department costs associated with
 36.3 delivering the construction program, and
 36.4 consultant usage to support these activities.

36.5 The commissioner may use up to 17 percent
 36.6 of the amount for program delivery.

36.7 (b) This appropriation is available in the
 36.8 amounts of:

36.9 (1) \$150,000,000 in fiscal year 2024; and

36.10 (2) \$100,000,000 in fiscal year 2025.

36.11 (c) The appropriation in this subdivision
 36.12 cancel as specified under Minnesota Statutes,
 36.13 section 16A.642, except that the commissioner
 36.14 of management and budget must count the
 36.15 start of authorization for issuance of state
 36.16 bonds as the first day of the fiscal year during
 36.17 which the bonds are available to be issued as
 36.18 specified under paragraph (b), and not as the
 36.19 date of enactment of this section.

36.20 **Sec. 3. BOND SALE EXPENSES** **\$ 550,000**

36.21 (a) This appropriation is to the commissioner
 36.22 of management and budget for bond sale
 36.23 expenses under Minnesota Statutes, sections
 36.24 16A.641, subdivision 8, and 167.50,
 36.25 subdivision 4.

36.26 (b) This appropriation is available in the
 36.27 amounts of:

36.28 (1) \$450,000 in fiscal year 2024; and

36.29 (2) \$100,000 in fiscal year 2025.

36.30 **Sec. 4. BOND SALE AUTHORIZATION.**

36.31 To provide the money appropriated in this article from the bond proceeds account in the
 36.32 trunk highway fund, the commissioner of management and budget shall sell and issue bonds

37.1 of the state in an amount up to \$550,550,000 in the manner, upon the terms, and with the
 37.2 effect prescribed by Minnesota Statutes, sections 167.50 to 167.52, and by the Minnesota
 37.3 Constitution, article XIV, section 11, at the times and in the amounts requested by the
 37.4 commissioner of transportation. The proceeds of the bonds, except accrued interest and any
 37.5 premium received from the sale of the bonds, must be deposited in the bond proceeds account
 37.6 in the trunk highway fund.

37.7 **ARTICLE 3**

37.8 **TRANSPORTATION FINANCE**

37.9 Section 1. Minnesota Statutes 2022, section 162.145, subdivision 2, is amended to read:

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

37.15 Sec. 2. Minnesota Statutes 2022, section 162.145, subdivision 3, is amended to read:

37.16 Subd. 3. **Administration.** ~~(a) Subject to funds made available by law,~~ The commissioner
 37.17 must allocate all funds in the small cities assistance account as provided in subdivision 4
 37.18 and must, by June 1, certify to the commissioner of revenue the amounts to be paid.

37.19 (b) Following certification from the commissioner, the commissioner of revenue must
 37.20 distribute the specified funds to cities in the same manner as local government aid under
 37.21 chapter 477A. An appropriation to the commissioner under this section is available to the
 37.22 commissioner of revenue for the purposes specified in this paragraph.

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

37.27 Sec. 3. Minnesota Statutes 2022, section 162.145, subdivision 4, is amended to read:

37.28 Subd. 4. **Distribution formula.** ~~(a) In each fiscal year in which funds are available under~~
 37.29 ~~this section, the commissioner shall allocate funds to eligible cities.~~

37.30 ~~(b)~~ (a) The preliminary aid to each city is calculated as follows:

37.31 (1) five percent of funds allocated equally among all eligible cities;

38.1 (2) 35 percent of funds allocated proportionally based on each city's share of lane miles
38.2 of municipal streets compared to total lane miles of municipal streets of all eligible cities;

38.3 (3) 35 percent of funds allocated proportionally based on each city's share of population
38.4 compared to total population of all eligible cities; and

38.5 (4) 25 percent of funds allocated proportionally based on each city's share of state-aid
38.6 adjustment factor compared to the sum of state-aid adjustment factors of all eligible cities.

38.7 ~~(e)~~ (b) The final aid to each city is calculated as the lesser of:

38.8 (1) the preliminary aid to the city multiplied by an aid factor; or

38.9 (2) the maximum aid.

38.10 ~~(d)~~ (c) The commissioner shall set the aid factor under paragraph ~~(e)~~ (b), which must be
38.11 the same for all eligible cities, so that the total funds allocated under this subdivision equals
38.12 the total amount available for the fiscal year.

38.13 Sec. 4. **[162.146] LARGER CITIES ASSISTANCE ACCOUNT.**

38.14 Subdivision 1. **Larger cities assistance account.** A larger cities assistance account is
38.15 created as a special revenue account and established in the state treasury. The account
38.16 consists of money allotted, appropriated, or transferred through gift or grant to the account.
38.17 Money in the account is annually appropriated to the commissioner of transportation for
38.18 apportionment among all the cities that are eligible to receive municipal state aid under
38.19 sections 162.09 to 162.14.

38.20 Subd. 2. **Distribution formula.** The commissioner must apportion: (1) 50 percent of
38.21 the money so that of that amount, each city receives the percentage that its population bears
38.22 to the total population of all cities that are eligible to receive municipal state aid; and (2)
38.23 50 percent of the money so that of that amount, each city receives the percentage that its
38.24 money needs, as determined by the commissioner under section 162.13, subdivision 3, bears
38.25 to the total money needs of all cities that are eligible to receive municipal state aid under
38.26 sections 162.09 to 162.14.

38.27 Sec. 5. Minnesota Statutes 2022, section 168.013, subdivision 1a, is amended to read:

38.28 Subd. 1a. **Passenger automobile; hearse.** (a) On passenger automobiles as defined in
38.29 section 168.002, subdivision 24, and hearses, except as otherwise provided, the registration
38.30 tax is calculated as \$10 plus:

39.1 (1) for a vehicle initially registered in Minnesota prior to November 16, 2020, ~~1.25~~ 1.54
39.2 percent of the manufacturer's suggested retail price of the vehicle and the destination charge,
39.3 subject to the adjustments in paragraphs (f) and (g); or

39.4 (2) for a vehicle initially registered in Minnesota on or after November 16, 2020, ~~1.285~~
39.5 1.575 percent of the manufacturer's suggested retail price of the vehicle, subject to the
39.6 adjustments in paragraphs (f) and (g).

39.7 (b) The registration tax calculation must not include the cost of each accessory or item
39.8 of optional equipment separately added to the vehicle and the manufacturer's suggested
39.9 retail price. The registration tax calculation must not include a destination charge, except
39.10 for a vehicle previously registered in Minnesota prior to November 16, 2020.

39.11 (c) In the case of the first registration of a new vehicle sold or leased by a licensed dealer,
39.12 the dealer may elect to individually determine the registration tax on the vehicle using
39.13 manufacturer's suggested retail price information provided by the manufacturer. The registrar
39.14 must use the manufacturer's suggested retail price determined by the dealer as provided in
39.15 paragraph (d). A dealer that elects to make the determination must retain a copy of the
39.16 manufacturer's suggested retail price label or other supporting documentation with the
39.17 vehicle transaction records maintained under Minnesota Rules, part 7400.5200.

39.18 (d) The registrar must determine the manufacturer's suggested retail price:

39.19 (1) using list price information published by the manufacturer or any nationally
39.20 recognized firm or association compiling such data for the automotive industry;

39.21 (2) if the list price information is unavailable, using the amount determined by a licensed
39.22 dealer under paragraph (c);

39.23 (3) if a dealer does not determine the amount, using the retail price label as provided by
39.24 the manufacturer under United States Code, title 15, section 1232; or

39.25 (4) if the retail price label is not available, using the actual sales price of the vehicle.

39.26 If the registrar is unable to ascertain the manufacturer's suggested retail price of any registered
39.27 vehicle in the foregoing manner, the registrar may use any other available source or method.

39.28 (e) The registrar must calculate the registration tax using information available to dealers
39.29 and deputy registrars at the time the initial application for registration is submitted.

39.30 (f) The amount under paragraph (a), clauses (1) and (2), must be calculated based on a
39.31 percentage of the manufacturer's suggested retail price, as follows:

39.32 (1) during the first year of vehicle life, upon 100 percent of the price;

- 40.1 (2) for the second year, ~~90~~ 95 percent of the price;
- 40.2 (3) for the third year, ~~80~~ 90 percent of the price;
- 40.3 (4) for the fourth year, ~~70~~ 80 percent of the price;
- 40.4 (5) for the fifth year, ~~60~~ 70 percent of the price;
- 40.5 (6) for the sixth year, ~~50~~ 60 percent of the price;
- 40.6 (7) for the seventh year, ~~40~~ 50 percent of the price;
- 40.7 (8) for the eighth year, ~~30~~ 40 percent of the price;
- 40.8 (9) for the ninth year, ~~20~~ 25 percent of the price; and
- 40.9 (10) for the tenth year, ten percent of the price.
- 40.10 (g) For the 11th and each succeeding year, the amount under paragraph (a), clauses (1)
- 40.11 and (2), must be calculated as ~~\$25~~ \$20.
- 40.12 (h) Except as provided in subdivision 23, for any vehicle previously registered in
- 40.13 Minnesota and regardless of prior ownership, the total amount due under this subdivision
- 40.14 and subdivision 1m must not exceed the smallest total amount previously paid or due on
- 40.15 the vehicle.
- 40.16 **EFFECTIVE DATE.** This section is effective the day following final enactment and
- 40.17 applies to taxes payable for a registration period starting on or after January 1, 2024.
- 40.18 **Sec. 6. [168.1287] MINNESOTA BLACKOUT SPECIAL LICENSE PLATES.**
- 40.19 **Subdivision 1. Issuance of plates.** The commissioner must issue blackout special license
- 40.20 plates or a single motorcycle plate to an applicant who:
- 40.21 (1) is a registered owner of a passenger automobile, noncommercial one-ton pickup
- 40.22 truck, motorcycle, or recreational vehicle;
- 40.23 (2) pays an additional fee in the amount specified for special plates under section 168.12,
- 40.24 subdivision 5;
- 40.25 (3) pays the registration tax as required under section 168.013;
- 40.26 (4) pays the fees required under this chapter;
- 40.27 (5) contributes a minimum of \$30 annually to the trunk highway fund; and
- 40.28 (6) complies with this chapter and rules governing registration of motor vehicles and
- 40.29 licensing of drivers.

41.1 Subd. 2. **Design.** The commissioner must adopt a suitable plate design that includes a
41.2 black background with white text.

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

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

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

41.8 Subd. 4. **Exemption.** Special plates issued under this section are not subject to section
41.9 168.1293, subdivision 2.

41.10 Subd. 5. **Contributions; account.** Contributions collected under subdivision 1, clause
41.11 (5), must be deposited in the trunk highway fund.

41.12 **EFFECTIVE DATE.** This section is effective January 1, 2024, for blackout special
41.13 plates issued on or after that date.

41.14 Sec. 7. **[168E.01] DEFINITIONS.**

41.15 Subdivision 1. **Scope.** As used in this chapter, the following terms have the meanings
41.16 given.

41.17 Subd. 2. **Clothing.** "Clothing" has the meaning given in section 297A.67, subdivision
41.18 8.

41.19 Subd. 3. **Commissioner.** "Commissioner" means the commissioner of revenue.

41.20 Subd. 4. **Motor vehicle.** "Motor vehicle" has the meaning given in section 168.002,
41.21 subdivision 18.

41.22 Subd. 5. **Retail delivery.** "Retail delivery" means a retail sale of tangible personal
41.23 property by a retailer for delivery by a motor vehicle to the purchaser at a location in
41.24 Minnesota in which the sale contains at least one item of tangible personal property that is
41.25 subject to taxation under chapter 297A, including the retail sale of clothing notwithstanding
41.26 the exemption from taxation for clothing under chapter 297A.

41.27 Subd. 6. **Retail delivery fee.** "Retail delivery fee" means the fee imposed under section
41.28 168E.03 on retail deliveries.

41.29 Subd. 7. **Retail sale.** "Retail sale" has the meaning given in section 297A.61, subdivision
41.30 4.

42.1 Subd. 8. **Retailer.** "Retailer" means any person making sales, leases, or rental of personal
42.2 property or services within or into the state of Minnesota. Retailer includes a:

42.3 (1) retailer maintaining a place of business in this state;

42.4 (2) marketplace provider maintaining a place of business in this state, as defined in
42.5 section 297A.66, subdivision 1, paragraph (a);

42.6 (3) retailer not maintaining a place of business in this state; and

42.7 (4) marketplace provider not maintaining a place of business in this state, as defined in
42.8 section 297A.66, subdivision 1, paragraph (b).

42.9 Subd. 9. **Tangible personal property.** "Tangible personal property" has the meaning
42.10 given in section 297A.61, subdivision 10.

42.11 **EFFECTIVE DATE.** This section is effective July 1, 2024.

42.12 Sec. 8. **[168E.03] FEE IMPOSED.**

42.13 Subdivision 1. **Rate.** (a) A retailer who makes a retail delivery must add to the price of
42.14 the retail delivery a retail delivery fee of 75 cents per delivery to be collected from the
42.15 purchaser. The retailer must remit the fee to the commissioner in the time and manner
42.16 prescribed by the commissioner in accordance with this chapter.

42.17 (b) The retail delivery fee must not be included in the sales price for purposes of
42.18 calculating tax owed under chapter 297A.

42.19 (c) The retail delivery fee must be charged in addition to any other delivery fee. The
42.20 retailer must show the total of the retail delivery fee and other delivery fees as separate
42.21 items and distinct from the sales price and any other taxes or fees imposed on the retail
42.22 delivery on the purchaser's receipt, invoice, or other bill of sale.

42.23 Subd. 2. **Delivery.** Each retail sale is a single retail delivery regardless of the number
42.24 of shipments necessary to deliver the items of tangible personal property purchased.

42.25 **EFFECTIVE DATE.** This section is effective July 1, 2024.

42.26 Sec. 9. **[168E.05] EXEMPTIONS.**

42.27 Subdivision 1. **Certain transactions.** A retail delivery that includes only tangible personal
42.28 property that is exempt from taxation under chapter 297A, except tangible personal property
42.29 that is exempt as clothing under chapter 297A, is exempt from the retail delivery fee.

43.1 Subd. 2. **Certain entities.** A purchaser who is exempt from tax under chapter 297A is
43.2 exempt from the retail delivery fee.

43.3 **EFFECTIVE DATE.** This section is effective July 1, 2024.

43.4 Sec. 10. **[168E.07] COLLECTION AND ADMINISTRATION.**

43.5 Subdivision 1. **Returns; payment of fees.** A retailer must report the fee on a return
43.6 prescribed by the commissioner and must remit the fee with the return. The return and fee
43.7 must be filed and paid using the filing cycle and due dates provided for taxes imposed under
43.8 chapter 297A.

43.9 Subd. 2. **Administration.** Unless specifically provided otherwise by this section, the
43.10 audit, assessment, refund, penalty, interest, enforcement, collection remedies, appeal, and
43.11 administrative provisions of chapters 270C and 289A, that are applicable to taxes imposed
43.12 under chapter 297A, apply to the fee imposed under this chapter.

43.13 Subd. 3. **Interest on overpayments.** The commissioner must pay interest on an
43.14 overpayment refunded or credited to the retailer from the date of payment of the fee until
43.15 the date the refund is paid or credited. For purposes of this subdivision, the date of payment
43.16 is the due date of the return or the date of actual payment of the fee, whichever is later.

43.17 **EFFECTIVE DATE.** This section is effective July 1, 2024.

43.18 Sec. 11. **[168E.09] DEPOSIT OF PROCEEDS.**

43.19 Subdivision 1. **Costs deducted.** The commissioner must retain an amount that does not
43.20 exceed the total cost of collecting, administering, and enforcing the retail delivery fee and
43.21 must deposit the amount in the revenue department service and recovery special revenue
43.22 fund.

43.23 Subd. 2. **Deposits.** After deposits under subdivision 1, the commissioner must deposit
43.24 the balance of proceeds from the retail delivery fee as follows: (1) 70 percent to the highway
43.25 user tax distribution fund; (2) 20 percent to the county state-aid highway fund; (3) nine
43.26 percent to the municipal state-aid street fund; and (4) one percent to the food delivery support
43.27 account under section 256.9752, subdivision 1a.

43.28 **EFFECTIVE DATE.** This section is effective July 1, 2024.

43.29 Sec. 12. Minnesota Statutes 2022, section 174.38, subdivision 3, is amended to read:

43.30 Subd. 3. **Active transportation account.** An active transportation account is established
43.31 in the special revenue fund. The account consists of funds provided by law and any other

44.1 money donated, allotted, transferred, or otherwise provided to the account. Money in the
44.2 account is annually appropriated to the commissioner and must be expended only on a
44.3 ~~project~~ projects that receives receive financial assistance under this section.

44.4 Sec. 13. Minnesota Statutes 2022, section 256.9752, is amended by adding a subdivision
44.5 to read:

44.6 Subd. 1a. **Food delivery support account; appropriation.** (a) A food delivery support
44.7 account is established in the special revenue fund. The account consists of funds under
44.8 sections 168E.09, subdivision 2, and as provided by law and any other money donated,
44.9 allotted, transferred, or otherwise provided to the account.

44.10 (b) Money in the account is annually appropriated to the commissioner of human services
44.11 for grants to nonprofit organizations to provide transportation of home-delivered meals,
44.12 groceries, purchased food, or a combination, to Minnesotans who are experiencing food
44.13 insecurity and have difficulty obtaining or preparing meals due to limited mobility, disability,
44.14 age, or resources to prepare their own meals. A nonprofit organization must have a
44.15 demonstrated history of providing and distributing food customized for the population that
44.16 they serve.

44.17 (c) Grant funds under this subdivision must supplement, but not supplant, any state or
44.18 federal funding used to provide prepared meals to Minnesotans experiencing food insecurity.

44.19 Sec. 14. Minnesota Statutes 2022, section 270C.15, is amended to read:

44.20 **270C.15 REVENUE DEPARTMENT SERVICE AND RECOVERY SPECIAL**
44.21 **REVENUE FUND.**

44.22 A Revenue Department service and recovery special revenue fund is created for the
44.23 purpose of recovering the costs of furnishing government data and related services or
44.24 products, as well as recovering costs associated with collecting local taxes on sales and the
44.25 retail delivery fee established under chapter 168E. All money collected under this section
44.26 is deposited in the Revenue Department service and recovery special revenue fund. Money
44.27 in the fund is appropriated to the commissioner to reimburse the department for the costs
44.28 incurred in administering the tax law or providing the data, service, or product. Any money
44.29 paid to the department as a criminal fine for a violation of state revenue law that is designated
44.30 by the court to fund enforcement of state revenue law is appropriated to this fund.

44.31 **EFFECTIVE DATE.** This section is effective July 1, 2024.

45.1 Sec. 15. Minnesota Statutes 2022, section 297A.61, subdivision 7, is amended to read:

45.2 Subd. 7. **Sales price.** (a) "Sales price" means the measure subject to sales tax, and means
45.3 the total amount of consideration, including cash, credit, personal property, and services,
45.4 for which personal property or services are sold, leased, or rented, valued in money, whether
45.5 received in money or otherwise, without any deduction for the following:

45.6 (1) the seller's cost of the property sold;

45.7 (2) the cost of materials used, labor or service cost, interest, losses, all costs of
45.8 transportation to the seller, all taxes imposed on the seller, and any other expenses of the
45.9 seller;

45.10 (3) charges by the seller for any services necessary to complete the sale, other than
45.11 delivery and installation charges;

45.12 (4) delivery charges, except (i) the percentage of the delivery charge allocated to delivery
45.13 of tax exempt property, when the delivery charge is allocated by using either ~~(i)~~ (A) a
45.14 percentage based on the total sales price of the taxable property compared to the total sales
45.15 price of all property in the shipment, or ~~(ii)~~ (B) a percentage based on the total weight of
45.16 the taxable property compared to the total weight of all property in the shipment, and (ii)
45.17 the retail delivery fee imposed under chapter 168E; and

45.18 (5) installation charges.

45.19 (b) Sales price does not include:

45.20 (1) discounts, including cash, terms, or coupons, that are not reimbursed by a third party
45.21 and that are allowed by the seller and taken by a purchaser on a sale;

45.22 (2) interest, financing, and carrying charges from credit extended on the sale of personal
45.23 property or services, if the amount is separately stated on the invoice, bill of sale, or similar
45.24 document given to the purchaser; and

45.25 (3) any taxes legally imposed directly on the consumer that are separately stated on the
45.26 invoice, bill of sale, or similar document given to the purchaser.

45.27 (c) Sales price includes consideration received by the seller from third parties if:

45.28 (1) the seller actually receives consideration from a party other than the purchaser and
45.29 the consideration is directly related to a price reduction or discount on the sale;

45.30 (2) the seller has an obligation to pass the price reduction or discount through to the
45.31 purchaser;

46.1 (3) the amount of the consideration attributable to the sale is fixed and determinable by
46.2 the seller at the time of the sale of the item to the purchaser; and

46.3 (4) one of the following criteria is met:

46.4 (i) the purchaser presents a coupon, certificate, or other documentation to the seller to
46.5 claim a price reduction or discount when the coupon, certificate, or documentation is
46.6 authorized, distributed, or granted by a third party with the understanding that the third party
46.7 will reimburse any seller to whom the coupon, certificate, or documentation is presented;

46.8 (ii) the purchaser identifies himself or herself to the seller as a member of a group or
46.9 organization entitled to a price reduction or discount. A "preferred customer" card that is
46.10 available to any customer does not constitute membership in such a group; or

46.11 (iii) the price reduction or discount is identified as a third-party price reduction or discount
46.12 on the invoice received by the purchaser or on a coupon, certificate, or other documentation
46.13 presented by the purchaser.

46.14 **EFFECTIVE DATE.** This section is effective July 1, 2024.

46.15 Sec. 16. Minnesota Statutes 2022, section 297A.94, is amended to read:

46.16 **297A.94 DEPOSIT OF REVENUES.**

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

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

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

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

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

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

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

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

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

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

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

47.23 ~~(g) The commissioner shall deposit an amount of the remittances monthly into the state~~
47.24 ~~treasury and credit them to the highway user tax distribution fund as a portion of the estimated~~
47.25 ~~amount of taxes collected from the sale and purchase of motor vehicle repair and replacement~~
47.26 ~~parts in that month. The monthly deposit amount is \$12,137,000. For purposes of this~~
47.27 ~~paragraph, "motor vehicle" has the meaning given in section 297B.01, subdivision 11, and~~
47.28 ~~"motor vehicle repair and replacement parts" includes (i) all parts, tires, accessories, and~~
47.29 ~~equipment incorporated into or affixed to the motor vehicle as part of the motor vehicle~~
47.30 ~~maintenance and repair, and (ii) paint, oil, and other fluids that remain on or in the motor~~
47.31 ~~vehicle as part of the motor vehicle maintenance or repair. For purposes of this paragraph,~~
47.32 ~~"tire" means any tire of the type used on highway vehicles, if wholly or partially made of~~
47.33 ~~rubber and if marked according to federal regulations for highway use. The commissioner~~

48.1 must deposit the revenues derived from the taxes imposed on the sale and purchase of motor
48.2 vehicle repair and replacement parts in the state treasury and credit:

48.3 (1) 47.5 percent in each year to the highway user tax distribution fund;

48.4 (2) to the general fund as follows:

48.5 (i) in fiscal year 2024, 50 percent;

48.6 (ii) in fiscal year 2025, 48 percent;

48.7 (iii) in fiscal year 2026, 46 percent;

48.8 (iv) in fiscal year 2027, 44 percent;

48.9 (v) in fiscal year 2028, 35 percent;

48.10 (vi) in fiscal year 2029, 28 percent;

48.11 (vii) in fiscal year 2030, 21 percent;

48.12 (viii) in fiscal year 2031, 14 percent;

48.13 (ix) in fiscal year 2032, seven percent; and

48.14 (x) in fiscal year 2033 and thereafter, zero percent; and

48.15 (3) the remainder in each year as follows:

48.16 (i) 60 percent to the county state-aid highway fund;

48.17 (ii) 22 percent to the municipal state-aid street fund;

48.18 (iii) nine percent to the small cities assistance account under section 162.145; and

48.19 (iv) nine percent to the larger cities assistance account under section 162.146.

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

48.23 (1) 50 percent of the receipts must be deposited in the heritage enhancement account in
48.24 the game and fish fund, and may be spent only on activities that improve, enhance, or protect
48.25 fish and wildlife resources, including conservation, restoration, and enhancement of land,
48.26 water, and other natural resources of the state;

48.27 (2) 22.5 percent of the receipts must be deposited in the natural resources fund, and may
48.28 be spent only for state parks and trails;

49.1 (3) 22.5 percent of the receipts must be deposited in the natural resources fund, and may
49.2 be spent only on metropolitan park and trail grants;

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

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

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

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

49.21 (1) 25 percent to the volunteer fire assistance grant account established under section
49.22 88.068;

49.23 (2) 25 percent to the fire safety account established under section 297I.06, subdivision
49.24 3; and

49.25 (3) the remainder to the general fund.

49.26 For purposes of this paragraph, the percentage of total sales and use tax revenue derived
49.27 from the sale of items regulated under section 624.20, subdivision 1, that are allowed to be
49.28 sold to persons 18 years old or older and are not prohibited from use by the general public
49.29 under section 624.21, is a set percentage of the total sales and use tax revenues collected in
49.30 the state, with the percentage determined under Laws 2017, First Special Session chapter
49.31 1, article 3, section 39.

49.32 (k) The revenues deposited under paragraphs (a) to (j) do not include the revenues,
49.33 including interest and penalties, generated by the sales tax imposed under section 297A.62,

50.1 subdivision 1a, which must be deposited as provided under the Minnesota Constitution,
50.2 article XI, section 15.

50.3 Sec. 17. Minnesota Statutes 2022, section 297A.99, subdivision 1, is amended to read:

50.4 Subdivision 1. **Authorization; scope.** (a) A political subdivision of this state may impose
50.5 a general sales tax (1) under section 297A.992, (2) under section 297A.9925, (3) under
50.6 section 297A.993, ~~(3)~~ (4) if permitted by special law, or ~~(4)~~ (5) if the political subdivision
50.7 enacted and imposed the tax before January 1, 1982, and its predecessor provision.

50.8 (b) This section governs the imposition of a general sales tax by the political subdivision.
50.9 The provisions of this section preempt the provisions of any special law:

50.10 (1) enacted before June 2, 1997, or

50.11 (2) enacted on or after June 2, 1997, that does not explicitly exempt the special law
50.12 provision from this section's rules by reference.

50.13 (c) This section does not apply to or preempt a sales tax on motor vehicles. Beginning
50.14 July 1, 2019, no political subdivision may impose a special excise tax on motor vehicles
50.15 unless it is imposed under section 297A.993.

50.16 (d) A political subdivision may not advertise or expend funds for the promotion of a
50.17 referendum to support imposing a local sales tax and may only spend funds related to
50.18 imposing a local sales tax to:

50.19 (1) conduct the referendum;

50.20 (2) disseminate information included in the resolution adopted under subdivision 2, but
50.21 only if the disseminated information includes a list of specific projects and the cost of each
50.22 individual project;

50.23 (3) provide notice of, and conduct public forums at which proponents and opponents on
50.24 the merits of the referendum are given equal time to express their opinions on the merits of
50.25 the referendum;

50.26 (4) provide facts and data on the impact of the proposed local sales tax on consumer
50.27 purchases; and

50.28 (5) provide facts and data related to the individual programs and projects to be funded
50.29 with the local sales tax.

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

51.1 Sec. 18. [297A.9925] METROPOLITAN REGION SALES AND USE TAX.

51.2 Subdivision 1. Definitions. (a) For purposes of this section, the following terms have
51.3 the meanings given.

51.4 (b) "Metropolitan area" has the meaning given in section 473.121, subdivision 2.

51.5 (c) "Metropolitan Council" or "council" means the Metropolitan Council established by
51.6 section 473.123.

51.7 (d) "Metropolitan sales tax" means the metropolitan region sales and use tax imposed
51.8 under this section.

51.9 Subd. 2. Sales tax imposition; rate. The Metropolitan Council must impose a
51.10 metropolitan region sales and use tax at a rate of three-quarters of one percent on retail sales
51.11 and uses taxable under this chapter made in the metropolitan area or to a destination in the
51.12 metropolitan area.

51.13 Subd. 3. Administration; collection; enforcement. Except as otherwise provided in
51.14 this section, the provisions of section 297A.99, subdivisions 4, and 6 to 12a, govern the
51.15 administration, collection, and enforcement of the metropolitan sales tax.

51.16 Subd. 4. Deposit. Proceeds of the metropolitan sales tax must be deposited in the
51.17 metropolitan area transit account under section 16A.88.

51.18 Subd. 5. Revenue bonds. (a) In addition to other authority granted in this section, and
51.19 notwithstanding section 473.39, subdivision 7, or any other law to the contrary, the council
51.20 may, by resolution, authorize the sale and issuance of revenue bonds, notes, or obligations
51.21 to provide funds to (1) implement the council's transit capital improvement program, and
51.22 (2) refund bonds issued under this subdivision.

51.23 (b) The bonds are payable from and secured by a pledge of all or part of the revenue
51.24 received under subdivision 4 and associated investment earnings on debt proceeds. The
51.25 council may, by resolution, authorize the issuance of the bonds as general obligations of
51.26 the council. The bonds must be sold, issued, and secured in the manner provided in chapter
51.27 475, and the council has the same powers and duties as a municipality and its governing
51.28 body in issuing bonds under chapter 475, except that no election is required and the net debt
51.29 limitations in chapter 475 do not apply to such bonds. The proceeds of the bonds may also
51.30 be used to fund necessary reserves and to pay credit enhancement fees, issuance costs, and
51.31 other financing costs during the life of the debt.

51.32 (c) The bonds may be secured by a bond resolution, or a trust indenture entered into by
51.33 the council with a corporate trustee within or outside the state, which must define the

52.1 revenues and bond proceeds pledged for the payment and security of the bonds. The pledge
 52.2 must be a valid charge on the revenues received under section 297A.99, subdivision 11.
 52.3 Neither the state, nor any municipality or political subdivision except the council, nor any
 52.4 member or officer or employee of the council, is liable on the obligations. No mortgage or
 52.5 security interest in any tangible real or personal property is granted to the bondholders or
 52.6 the trustee, but they have a valid security interest in the revenues and bond proceeds received
 52.7 by the council and pledged to the payment of the bonds. In the bond resolution or trust
 52.8 indenture, the council may make such covenants as it determines to be reasonable for the
 52.9 protection of the bondholders.

52.10 **EFFECTIVE DATE; APPLICATION.** This section is effective the day following
 52.11 final enactment for sales and purchases made after October 1, 2023, and applies in the
 52.12 counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

52.13 Sec. 19. Minnesota Statutes 2022, section 297B.02, subdivision 1, is amended to read:

52.14 Subdivision 1. **Rate.** (a) There is imposed an excise tax of ~~6.5~~ 6.875 percent on the
 52.15 purchase price of any motor vehicle purchased or acquired, either in or outside of the state
 52.16 of Minnesota, which is required to be registered under the laws of this state.

52.17 (b) The excise tax is also imposed on the purchase price of motor vehicles purchased or
 52.18 acquired on Indian reservations when the tribal council has entered into a sales tax on motor
 52.19 vehicles refund agreement with the state of Minnesota.

52.20 **EFFECTIVE DATE.** This section is effective for sales and purchases on or after July
 52.21 1, 2023.

52.22 Sec. 20. Minnesota Statutes 2022, section 297B.09, is amended to read:

52.23 **297B.09 ALLOCATION OF REVENUE.**

52.24 Subdivision 1. **Deposit of revenues.** (a) Money collected and received under this chapter
 52.25 must be deposited as ~~provided in this subdivision.~~ as follows:

52.26 ~~(b) (1) 60 percent of the money collected and received must be deposited in the highway~~
 52.27 ~~user tax distribution fund, 36 percent must be deposited;~~

52.28 (2) 34.5 percent in the metropolitan area transit account under section 16A.88; ~~and four~~
 52.29 ~~percent must be deposited~~

52.30 (3) 5.5 percent in the greater Minnesota transit account under section 16A.88.

53.1 (e) (b) It is the intent of the legislature that the allocations under paragraph (b) remain
 53.2 unchanged for fiscal year ~~2012~~ 2024 and all subsequent fiscal years.

53.3 **EFFECTIVE DATE.** This section is effective July 1, 2023.

53.4 Sec. 21. **[473.4465] METROPOLITAN REGION SALES AND USE TAX**
 53.5 **ALLOCATION.**

53.6 **Subdivision 1. Definition.** For purposes of this section, "sales tax revenue" means
 53.7 revenue from the metropolitan region sales and use tax under section 297A.9925 that is
 53.8 deposited in the metropolitan area transit account under section 16A.88.

53.9 **Subd. 2. Distribution.** Sales tax revenue is allocated:

53.10 (1) five-sixths to the council; and

53.11 (2) one-sixth to the commissioner of management and budget for deposit into the county
 53.12 state-aid highway fund.

53.13 **Subd. 3. Use of funds; Metropolitan Council.** (a) Sales tax revenue allocated to the
 53.14 council under subdivision 2, clause (1), is available as follows:

53.15 (1) five percent for the metropolitan area active transportation program under section
 53.16 473.248; and

53.17 (2) 95 percent for transit system purposes under sections 473.371 to 473.452, including
 53.18 but not limited to operations, maintenance, and capital projects.

53.19 (b) The council must annually expend a portion of sales tax revenue in each of the
 53.20 following categories:

53.21 (1) improvements to regular route bus service levels;

53.22 (2) improvements related to transit safety, including additional transit officials, as defined
 53.23 under section 473.4075;

53.24 (3) maintenance and improvements to bus accessibility at transit stops and transit centers;

53.25 (4) transit shelter replacement and improvements under section 473.41;

53.26 (5) planning and project development for expansion of arterial bus rapid transit lines;

53.27 (6) operations and capital maintenance of arterial bus rapid transit;

53.28 (7) planning and project development for expansion of highway bus rapid transit and
 53.29 bus guideway lines;

53.30 (8) operations and capital maintenance of highway bus rapid transit and bus guideways;

54.1 (9) zero-emission bus procurement and associated costs in conformance with the
 54.2 zero-emission and electric transit vehicle transition plan under section 473.3927;

54.3 (10) demand response microtransit service provided by the council;

54.4 (11) financial assistance to replacement service providers under section 473.388, to
 54.5 provide for service, vehicle purchases, and capital investments related to demand response
 54.6 microtransit service; and

54.7 (12) financial assistance to political subdivisions and tax-exempt organizations under
 54.8 section 501(c)(3) of the Internal Revenue Code for the metropolitan area active transportation
 54.9 program established in section 473.248.

54.10 Subd. 4. Use of funds; Department of Transportation. (a) Notwithstanding any other
 54.11 law to the contrary, the commissioner of transportation must allocate the funds deposited
 54.12 under subdivision 2, clause (2), to the metropolitan counties, as defined in section 473.121,
 54.13 subdivision 4, as follows:

54.14 (1) 50 percent apportioned among the counties so that each county receives of such
 54.15 amount the percentage that its population, as defined in section 477A.011, subdivision 3,
 54.16 bears to the total population of the counties receiving funds under this paragraph; and

54.17 (2) 50 percent apportioned among the counties so that each county receives of such
 54.18 amount the percentage that its money needs, as defined under section 162.07, subdivision
 54.19 2, bears to the sum of the money needs of all of the individual counties receiving funds
 54.20 under this paragraph.

54.21 Subd. 5. Tracking and information. (a) The council must maintain separate financial
 54.22 information on sales tax revenue that includes:

54.23 (1) a summary of annual revenue and expenditures, including but not limited to balances
 54.24 and anticipated revenue in the forecast period under section 16A.103; and

54.25 (2) for each of the categories specified under subdivision 2 in the most recent prior three
 54.26 fiscal years:

54.27 (i) specification of annual expenditures; and

54.28 (ii) an overview of the projects or services.

54.29 (b) The council must publish the information required under paragraph (a) on the council's
 54.30 website.

54.31 **EFFECTIVE DATE; APPLICATION.** This section is effective October 1, 2023, and
 54.32 applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

55.1 **ARTICLE 4**
 55.2 **DRIVER AND VEHICLE SERVICES, DRIVER'S LICENSE AGENTS, AND DEPUTY**
 55.3 **REGISTRARS (INDEPENDENT EXPERT REVIEW PROVISIONS)**

55.4 Section 1. Minnesota Statutes 2022, section 168.002, is amended by adding a subdivision
 55.5 to read:

55.6 Subd. 12a. **Full-service provider.** "Full-service provider" means a person who is
 55.7 appointed by the commissioner as both a deputy registrar under this chapter and a driver's
 55.8 license agent under chapter 171 who provides all driver services, excluding International
 55.9 Registration Plan and International Fuel Tax Agreement transactions. The commissioner is
 55.10 not a full-service provider.

55.11 Sec. 2. Minnesota Statutes 2022, section 168.327, subdivision 1, is amended to read:

55.12 Subdivision 1. **Records and fees.** (a) Upon request by any person authorized in this
 55.13 section, the commissioner ~~shall~~ or full-service provider must furnish a certified copy of any
 55.14 driver's license record, instruction permit record, Minnesota identification card record,
 55.15 vehicle registration record, vehicle title record, or accident record.

55.16 (b) Except as provided in subdivisions 4, 5a, and 5b, and other than accident records
 55.17 governed under section 169.09, subdivision 13, the requester ~~shall~~ must pay a fee of \$10
 55.18 for each certified record specified in paragraph (a) or a fee of \$9 for each record that is not
 55.19 certified.

55.20 (c) Except as provided in subdivisions 4, 5a, and 5b, in addition to the record fee in
 55.21 paragraph (b), the fee for a copy of the history of any vehicle title not in electronic format
 55.22 is \$1 for each page of the historical record.

55.23 (d) ~~Fees~~ Of the fee collected by the commissioner under paragraph (b) for driver's license,
 55.24 instruction permit, and Minnesota identification card records, ~~must be paid into the state~~
 55.25 ~~treasury with 50 cents of each fee credited to~~ must be deposited in the general fund, and
 55.26 ~~the remainder of the fees collected must be credited to~~ must be deposited in the driver and
 55.27 vehicle services operating account in the special revenue fund under section 299A.705. Of
 55.28 the fee collected by a full-service provider under paragraph (b) for driver's license, instruction
 55.29 permit, and Minnesota identification card records, the provider must transmit 50 cents to
 55.30 the commissioner to be deposited in the general fund, and the provider must retain the
 55.31 remainder.

55.32 (e) ~~Fees~~ Of the fee collected by the commissioner under paragraphs (b) and (c) for vehicle
 55.33 registration or title records, ~~must be paid into the state treasury with 50 cents of each fee~~

56.1 ~~credited to~~ must be deposited in the general fund, and the remainder of the fees collected
 56.2 ~~must be credited to~~ must be deposited in the driver and vehicle services operating account
 56.3 ~~in the special revenue fund specified in~~ under section 299A.705. Of the fee collected by a
 56.4 full-service provider under paragraphs (b) and (c) for vehicle registration or title records,
 56.5 the provider must transmit 50 cents of each fee to the commissioner to be deposited in the
 56.6 general fund, and the provider must retain the remainder.

56.7 (f) Except as provided in subdivisions 4, 5a, and 5b, the commissioner ~~shall~~ must permit
 56.8 a person to inquire into a record by the person's own electronic means for a fee of \$4.50 for
 56.9 each inquiry, except that no fee may be charged when the requester is the subject of the
 56.10 data. Of the fee collected by the commissioner:

56.11 (1) \$2.70 must be deposited in the general fund;

56.12 (2) for driver's license, instruction permit, or Minnesota identification card records, the
 56.13 remainder ~~must be deposited in the driver and vehicle services operating account in the~~
 56.14 ~~special revenue fund~~ under section 299A.705; and

56.15 (3) for vehicle title or registration records, the remainder must be deposited in the driver
 56.16 and vehicle services operating account in the special revenue fund under section 299A.705.

56.17 (g) Fees and the deposit of the fees for accident records and reports are governed by
 56.18 section 169.09, subdivision 13.

56.19 **EFFECTIVE DATE.** This section is effective January 1, 2024, and applies to record
 56.20 requests made on or after that date.

56.21 Sec. 3. Minnesota Statutes 2022, section 168.327, subdivision 2, is amended to read:

56.22 Subd. 2. **Requests for information; surcharge on fee.** (a) Except as otherwise provided
 56.23 in subdivision 3, the commissioner ~~shall~~ or full-service provider must impose a surcharge
 56.24 of 50 cents on each fee charged by the commissioner or full-service provider under section
 56.25 13.03, subdivision 3, for copies or electronic transmittals of public information about the
 56.26 registration of a vehicle or an applicant, or holder of a driver's license, instruction permit,
 56.27 or Minnesota identification card.

56.28 (b) The surcharge only applies to a fee imposed in response to a request made in person
 56.29 ~~or,~~ by mail, or ~~to a request for transmittal through a computer modem~~ online. The surcharge
 56.30 does not apply to the request of an individual for information about that individual's driver's
 56.31 license, instruction permit, or Minnesota identification card or about vehicles registered or
 56.32 titled in the individual's name. The surcharges collected by a full-service provider must be
 56.33 transmitted to the commissioner to be deposited in the general fund.

57.1 (c) The surcharges collected by the commissioner under this subdivision must be credited
57.2 to the general fund. The surcharges collected by a full-service provider must be transmitted
57.3 to the commissioner to be deposited in the general fund.

57.4 **EFFECTIVE DATE.** This section is effective January 1, 2024, and applies to record
57.5 requests made on or after that date.

57.6 Sec. 4. Minnesota Statutes 2022, section 168.327, subdivision 3, is amended to read:

57.7 Subd. 3. **Exception to fee and surcharge.** (a) Notwithstanding subdivision 2 or section
57.8 13.03, a fee or surcharge may not be imposed in response to a request for public information
57.9 about the registration of a vehicle if the commissioner or full-service provider is satisfied
57.10 that:

57.11 (1) the requester seeks the information on behalf of a community-based, nonprofit
57.12 organization designated by a local law enforcement agency to be a requester; and

57.13 (2) the information is needed to identify suspected prostitution law violators, controlled
57.14 substance law violators, or health code violators.

57.15 (b) The commissioner ~~shall~~ or full-service provider must not require a requester under
57.16 paragraph (a) to make a minimum number of data requests or limit the requester to a
57.17 maximum number of data requests.

57.18 **EFFECTIVE DATE.** This section is effective January 1, 2024, and applies to record
57.19 requests made on or after that date.

57.20 Sec. 5. Minnesota Statutes 2022, section 168.327, is amended by adding a subdivision to
57.21 read:

57.22 Subd. 7. **Monitoring and auditing.** The commissioner must monitor and audit the
57.23 furnishing of records by full-service providers under this section to ensure full-service
57.24 providers are complying with this section, chapter 13, and United States Code, title 18,
57.25 section 2721, et seq.

57.26 **EFFECTIVE DATE.** This section is effective January 1, 2024.

57.27 Sec. 6. Minnesota Statutes 2022, section 168.33, subdivision 7, is amended to read:

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

58.1 (1) a \$7 filing fee is imposed on every vehicle registration renewal, excluding pro rate
58.2 transactions; ~~and~~

58.3 (2) a \$7.50 surcharge is imposed on the fee for every vehicle registration renewal,
58.4 excluding pro rate transactions; and

58.5 (3) an \$11 filing fee is imposed on every other type of vehicle transaction, including
58.6 motor carrier fuel licenses under sections 168D.05 and 168D.06, and pro rate transactions.

58.7 (b) Notwithstanding paragraph (a):

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

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

58.12 (c) The filing fee and surcharge must be shown as a separate item on all registration
58.13 renewal notices sent out by the commissioner.

58.14 (d) The statutory fees and taxes, and the filing fees and surcharge imposed under
58.15 paragraph (a) may be paid by credit card or debit card. The deputy registrar may collect a
58.16 surcharge on the statutory fees, taxes, statutory surcharge, and filing fee not greater than
58.17 the cost of processing a credit card or debit card transaction, in accordance with emergency
58.18 rules established by the commissioner of public safety. The surcharge authorized by this
58.19 paragraph must be used to pay the cost of processing credit and debit card transactions.

58.20 (e) The fees collected under ~~this subdivision~~ paragraph (a) by the department must be
58.21 allocated as follows:

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

58.23 (i) \$5.50 must be deposited in the driver and vehicle services operating account under
58.24 section 299A.705, subdivision 1; and

58.25 (ii) \$1.50 must be deposited in the driver and vehicle services technology account under
58.26 section 299A.705, subdivision 3; and

58.27 (2) of the fees collected under paragraph (a), clause ~~(2)~~ (3):

58.28 (i) \$3.50 must be deposited in the general fund;

58.29 (ii) ~~\$6.00~~ \$6 must be deposited in the driver and vehicle services operating account
58.30 under section 299A.705, subdivision 1; and

59.1 (iii) \$1.50 must be deposited in the driver and vehicle services technology account under
59.2 section 299A.705, subdivision 3.

59.3 (f) The surcharge collected under paragraph (a), clause (2), must be allocated as follows:

59.4 (1) one-third of the revenue must be deposited in the small cities assistance account
59.5 under section 162.145;

59.6 (2) one-third of the revenue must be deposited in the larger cities assistance account
59.7 under section 162.146; and

59.8 (3) one-third of the revenue must be deposited in the town road account under section
59.9 162.081.

59.10 (g) In addition to all other statutory fees and taxes, a \$1 surcharge is imposed on every
59.11 online transaction for which filing fees are collected under this subdivision. The proceeds
59.12 from the surcharge must be deposited in the full-service provider account under section
59.13 299A.705, subdivision 5.

59.14 (h) In addition to all other statutory fees and taxes, a deputy registrar must assess a \$0.50
59.15 surcharge on every transaction for which filing fees are collected under this subdivision.
59.16 The surcharge must be (1) deposited in the treasury of the place for which the deputy registrar
59.17 is appointed, or (2) if the deputy registrar is not a public official, retained by the deputy
59.18 registrar. For purposes of this paragraph, "deputy registrar" includes a deputy registrar who
59.19 is a full-service provider.

59.20 **EFFECTIVE DATE.** This section is effective July 1, 2023, except that paragraphs (g)
59.21 and (h) are effective July 1, 2025.

59.22 Sec. 7. Minnesota Statutes 2022, section 168.345, subdivision 2, is amended to read:

59.23 Subd. 2. **Lessees; information.** The commissioner may not furnish information about
59.24 registered owners of passenger automobiles who are lessees under a lease for a term of 180
59.25 days or more to any person except the owner of the vehicle, the lessee, personnel of law
59.26 enforcement agencies and trade associations performing a member service under section
59.27 604.15, subdivision 4a, and federal, state, and local governmental units, and, at the
59.28 commissioner's discretion, to persons who use the information to notify lessees of automobile
59.29 recalls. The commissioner may release information about lessees in the form of summary
59.30 data, as defined in section 13.02, to persons who use the information in conducting statistical
59.31 analysis and market research.

60.1 Sec. 8. Minnesota Statutes 2022, section 169.09, subdivision 13, is amended to read:

60.2 Subd. 13. **Reports confidential; evidence, fee, penalty, appropriation.** (a) All reports
60.3 and supplemental information required under this section must be for the use of the
60.4 commissioner of public safety and other appropriate state, federal, county, and municipal
60.5 governmental agencies for accident analysis purposes, except:

60.6 (1) upon written request, the commissioner of public safety, a full-service provider as
60.7 defined in section 171.01, subdivision 33a, or any law enforcement agency ~~shall~~ must
60.8 disclose the report required under subdivision 8 to:

60.9 (i) any individual involved in the accident, the representative of the individual's estate,
60.10 or the surviving spouse, or one or more surviving next of kin, or a trustee appointed under
60.11 section 573.02;

60.12 (ii) any other person injured in person, property, or means of support, or who incurs
60.13 other pecuniary loss by virtue of the accident;

60.14 (iii) legal counsel of a person described in item (i) or (ii);

60.15 (iv) a representative of the insurer of any person described in item (i) or (ii); or

60.16 (v) a city or county attorney or an attorney representing the state in an implied consent
60.17 action who is charged with the prosecution of a traffic or criminal offense that is the result
60.18 of a traffic crash investigation conducted by law enforcement;

60.19 ~~(2) the commissioner of public safety shall, upon written request, provide the driver~~
60.20 ~~filing a report under subdivision 7 with a copy of the report filed by the driver;~~

60.21 ~~(3)~~ (2) the commissioner of public safety may verify with insurance companies vehicle
60.22 insurance information to enforce sections 65B.48, 169.792, 169.793, 169.796, and 169.797;

60.23 ~~(4)~~ (3) the commissioner of public safety ~~shall~~ must provide the commissioner of
60.24 transportation the information obtained for each traffic accident involving a commercial
60.25 motor vehicle, for purposes of administering commercial vehicle safety regulations;

60.26 ~~(5)~~ (4) upon specific request, the commissioner of public safety ~~shall~~ must provide the
60.27 commissioner of transportation the information obtained regarding each traffic accident
60.28 involving damage to identified state-owned infrastructure, for purposes of debt collection
60.29 under section 161.20, subdivision 4; and

60.30 ~~(6)~~ (5) the commissioner of public safety may give to the United States Department of
60.31 Transportation commercial vehicle accident information in connection with federal grant
60.32 programs relating to safety.

61.1 (b) Accident reports and data contained in the reports are not discoverable under any
61.2 provision of law or rule of court. ~~No report shall~~ A report must not be used as evidence in
61.3 any trial, civil or criminal, or any action for damages or criminal proceedings arising out
61.4 of an accident. However, the commissioner of public safety ~~shall~~ must furnish, upon the
61.5 demand of any person who has or claims to have made a report or upon demand of any
61.6 court, a certificate showing that a specified accident report has or has not been made to the
61.7 commissioner solely to prove compliance or failure to comply with the requirements that
61.8 the report be made to the commissioner.

61.9 (c) Nothing in this subdivision prevents any individual who has made a report under
61.10 this section from providing information to any individuals involved in an accident or their
61.11 representatives or from testifying in any trial, civil or criminal, arising out of an accident,
61.12 as to facts within the individual's knowledge. It is intended by this subdivision to render
61.13 privileged the reports required, but it is not intended to prohibit proof of the facts to which
61.14 the reports relate.

61.15 (d) Disclosing any information contained in any accident report, except as provided in
61.16 this subdivision, section 13.82, subdivision 3 or 6, or other statutes, is a misdemeanor.

61.17 (e) The commissioner of public safety ~~shall~~ or full-service provider as defined in section
61.18 171.01, subdivision 33a, must charge authorized persons as described in paragraph (a) a \$5
61.19 fee for a copy of an accident report. Ninety percent of the \$5 fee collected by the
61.20 commissioner under this paragraph must be deposited in ~~the special revenue fund and~~
61.21 ~~credited to the driver and vehicle~~ services operating account established in section 299A.705
61.22 and ten percent must be deposited in the general fund. Of the \$5 fee collected by a full-service
61.23 provider, the provider must transmit 50 cents to the commissioner to be deposited into the
61.24 general fund, and the provider must retain the remainder. The commissioner may also furnish
61.25 an electronic copy of the database of accident records, which must not contain personal or
61.26 private data on an individual, to private agencies as provided in paragraph (g), for not less
61.27 than the cost of preparing the copies on a bulk basis as provided in section 13.03, subdivision
61.28 3.

61.29 (f) The fees specified in paragraph (e) notwithstanding, the commissioner and law
61.30 enforcement agencies ~~shall~~ must charge commercial users who request access to response
61.31 or incident data relating to accidents a fee not to exceed 50 cents per record. "Commercial
61.32 user" is a user who in one location requests access to data in more than five accident reports
61.33 per month, unless the user establishes that access is not for a commercial purpose. Of the
61.34 money collected by the commissioner under this paragraph, 90 percent must be deposited
61.35 in ~~the special revenue fund and credited to the driver and vehicle~~ services operating account

62.1 ~~established in~~ under section 299A.705 and ten percent must be deposited in the general
62.2 fund.

62.3 (g) The fees in paragraphs (e) and (f) notwithstanding, the commissioner ~~shall~~ must
62.4 provide an electronic copy of the accident records database to the public on a case-by-case
62.5 basis using the cost-recovery charges provided for under section 13.03, subdivision 3. The
62.6 database provided must not contain personal or private data on an individual. However,
62.7 unless the accident records database includes the vehicle identification number, the
62.8 commissioner ~~shall~~ must include the vehicle registration plate number if a private agency
62.9 certifies and agrees that the agency:

62.10 (1) is in the business of collecting accident and damage information on vehicles;

62.11 (2) will use the vehicle registration plate number only for identifying vehicles that have
62.12 been involved in accidents or damaged, to provide this information to persons seeking access
62.13 to a vehicle's history and not for identifying individuals or for any other purpose; and

62.14 (3) will be subject to the penalties and remedies under sections 13.08 and 13.09.

62.15 **EFFECTIVE DATE.** This section is effective January 1, 2024, and applies to record
62.16 requests made on or after that date.

62.17 Sec. 9. Minnesota Statutes 2022, section 169.09, is amended by adding a subdivision to
62.18 read:

62.19 **Subd. 20. Monitoring and auditing.** The commissioner must monitor and audit the
62.20 furnishing of records by full-service providers under this section to ensure full-service
62.21 providers are complying with this section, chapter 13, and United States Code, title 18,
62.22 section 2721, et seq.

62.23 **EFFECTIVE DATE.** This section is effective January 1, 2024.

62.24 Sec. 10. Minnesota Statutes 2022, section 171.01, is amended by adding a subdivision to
62.25 read:

62.26 **Subd. 33a. Full-service provider.** "Full-service provider" has the meaning given in
62.27 section 168.002, subdivision 12a.

62.28 Sec. 11. Minnesota Statutes 2022, section 171.06, is amended by adding a subdivision to
62.29 read:

62.30 **Subd. 12. Preapplication.** (a) The commissioner must establish a process for an applicant
62.31 to submit an electronic preapplication for a driver's license or identification card. The

63.1 commissioner must design the preapplication so that the applicant must enter information
 63.2 required for the application. The preapplication process must generate a list of documents
 63.3 the applicant is required to submit in person at the time of the application. At the time an
 63.4 individual schedules an appointment to apply for a driver's license or identification card,
 63.5 the commissioner, full-service provider, or driver's license agent who is scheduling the
 63.6 appointment must provide to the applicant a link to the preapplication website.

63.7 (b) An applicant who submitted a preapplication is required to appear in person before
 63.8 the commissioner, a full-service provider, or a driver's license agent to submit a completed
 63.9 application for the driver's license or identification card.

63.10 **EFFECTIVE DATE.** This section is effective August 1, 2023.

63.11 Sec. 12. Minnesota Statutes 2022, section 171.061, subdivision 4, is amended to read:

63.12 Subd. 4. **Fee; equipment.** (a) The agent may charge and retain a filing fee of \$8 for each
 63.13 application; as follows:

63.14 (1) New application for a noncompliant, REAL ID-compliant, or \$ 16.00
 63.15 enhanced driver's license or identification card

63.16 (2) Renewal application for a noncompliant, REAL ID-compliant, or \$ 11.00
 63.17 enhanced driver's license or identification card

63.18 Except as provided in paragraph (c), the fee ~~shall~~ must cover all expenses involved in
 63.19 receiving, accepting, or forwarding to the department the applications and fees required
 63.20 under sections 171.02, subdivision 3; 171.06, subdivisions 2 and 2a; and 171.07, subdivisions
 63.21 3 and 3a.

63.22 (b) The statutory fees and the filing fees imposed under paragraph (a) may be paid by
 63.23 credit card or debit card. The driver's license agent may collect a convenience fee on the
 63.24 statutory fees and filing fees not greater than the cost of processing a credit card or debit
 63.25 card transaction. The convenience fee must be used to pay the cost of processing credit card
 63.26 and debit card transactions. The commissioner ~~shall~~ must adopt rules to administer this
 63.27 paragraph using the exempt procedures of section 14.386, except that section 14.386,
 63.28 paragraph (b), does not apply.

63.29 (c) The department ~~shall~~ must maintain the photo identification and vision examination
 63.30 equipment for all agents ~~appointed as of January 1, 2000. Upon the retirement, resignation,~~
 63.31 ~~death, or discontinuance of an existing agent, and if a new agent is appointed in an existing~~
 63.32 ~~office pursuant to Minnesota Rules, chapter 7404, and notwithstanding the above or~~
 63.33 ~~Minnesota Rules, part 7404.0400, the department shall provide and maintain photo~~
 63.34 ~~identification equipment without additional cost to a newly appointed agent in that office~~

64.1 ~~if the office was provided the equipment by the department before January 1, 2000.~~ All
 64.2 photo identification and vision examination equipment must be compatible with standards
 64.3 established by the department.

64.4 (d) A filing fee retained by the agent employed by a county board must be paid into the
 64.5 county treasury and credited to the general revenue fund of the county. An agent who is not
 64.6 an employee of the county ~~shall~~ must retain the filing fee in lieu of county employment or
 64.7 salary and is considered an independent contractor for pension purposes, coverage under
 64.8 the Minnesota State Retirement System, or membership in the Public Employees Retirement
 64.9 Association.

64.10 (e) Before the end of the first working day following the final day of the reporting period
 64.11 established by the department, the agent must forward to the department all applications
 64.12 and fees collected during the reporting period except as provided in paragraph (d).

64.13 **EFFECTIVE DATE.** This section is effective October 1, 2023, and applies to
 64.14 applications made on or after that date.

64.15 Sec. 13. Minnesota Statutes 2022, section 171.0705, is amended by adding a subdivision
 64.16 to read:

64.17 Subd. 11. **Manual and study material availability.** The commissioner must publish
 64.18 the driver's manual and study support materials for the written exam and skills exam. The
 64.19 study support materials must focus on the subjects and skills that are most commonly failed
 64.20 by exam takers. The commissioner must ensure that the driver's manual and study support
 64.21 materials are easily located and are available for no cost.

64.22 **EFFECTIVE DATE.** This section is effective August 1, 2023.

64.23 Sec. 14. Minnesota Statutes 2022, section 171.12, subdivision 1a, is amended to read:

64.24 Subd. 1a. **Driver and vehicle services information system; security and auditing.** (a)
 64.25 The commissioner must establish written procedures to ensure that only individuals
 64.26 authorized by law may enter, update, or access not public data collected, created, or
 64.27 maintained by the driver and vehicle services information system. An authorized individual's
 64.28 ability to enter, update, or access data in the system must correspond to the official duties
 64.29 or training level of the individual and to the statutory authorization granting access for that
 64.30 purpose. All queries and responses, and all actions in which data are entered, updated,
 64.31 accessed, shared, or disseminated, must be recorded in a data audit trail. Data contained in
 64.32 the audit trail are public to the extent the data are not otherwise classified by law.

65.1 (b) ~~If the commissioner must immediately and permanently revoke the authorization of~~
 65.2 ~~any~~ determines that an individual who willfully entered, updated, accessed, shared, or
 65.3 disseminated data in violation of state or federal law, the commissioner must impose
 65.4 disciplinary action. If an individual willfully gained access to data without authorization by
 65.5 law, the commissioner must forward the matter to the appropriate prosecuting authority for
 65.6 prosecution. The commissioner must not impose disciplinary action against an individual
 65.7 who properly accessed data to complete an authorized transaction or to resolve an issue that
 65.8 did not result in a completed authorized transaction.

65.9 (c) The commissioner must establish a process that allows an individual who was subject
 65.10 to disciplinary action to appeal the action. If the commissioner imposes disciplinary action,
 65.11 the commissioner must notify the individual in writing of the action, explain the reason for
 65.12 the action, and explain how to appeal the action. The commissioner must transmit the
 65.13 notification within five calendar days of the action.

65.14 (d) The commissioner must arrange for an independent biennial audit of the driver and
 65.15 vehicle services information system to determine whether data currently in the system are
 65.16 classified correctly, how the data are used, and to verify compliance with this subdivision.
 65.17 The results of the audit are public. No later than 30 days following completion of the audit,
 65.18 the commissioner must provide a report summarizing the audit results to the commissioner
 65.19 of administration; the chairs and ranking minority members of the committees of the house
 65.20 of representatives and the senate with jurisdiction over transportation policy and finance,
 65.21 public safety, and data practices; and the Legislative Commission on Data Practices and
 65.22 Personal Data Privacy. The report must be submitted as required under section 3.195, except
 65.23 that printed copies are not required.

65.24 (e) For purposes of this subdivision, "disciplinary action" means a formal or informal
 65.25 disciplinary measure, including but not limited to requiring corrective action or suspending
 65.26 or revoking the individual's access to the driver and vehicle information system.

65.27 **EFFECTIVE DATE.** This section is effective October 1, 2023. Paragraphs (b), (c),
 65.28 and (e) apply to audits of data use that are open on or after October 1, 2023.

65.29 Sec. 15. Minnesota Statutes 2022, section 171.13, subdivision 1, is amended to read:

65.30 Subdivision 1. **Examination subjects and locations; provisions for color blindness,**
 65.31 **disabled veterans.** (a) Except as otherwise provided in this section, the commissioner ~~shall~~
 65.32 must examine each applicant for a driver's license by such agency as the commissioner
 65.33 directs. This examination must include:

66.1 (1) a test of the applicant's eyesight, provided that this requirement is met by submission
66.2 of a vision examination certificate under section 171.06, subdivision 7;

66.3 (2) a test of the applicant's ability to read and understand highway signs regulating,
66.4 warning, and directing traffic;

66.5 (3) a test of the applicant's knowledge of (i) traffic laws; (ii) the effects of alcohol and
66.6 drugs on a driver's ability to operate a motor vehicle safely and legally, and of the legal
66.7 penalties and financial consequences resulting from violations of laws prohibiting the
66.8 operation of a motor vehicle while under the influence of alcohol or drugs; (iii) railroad
66.9 grade crossing safety; (iv) slow-moving vehicle safety; (v) laws relating to pupil
66.10 transportation safety, including the significance of school bus lights, signals, stop arm, and
66.11 passing a school bus; (vi) traffic laws related to bicycles; and (vii) the circumstances and
66.12 dangers of carbon monoxide poisoning;

66.13 (4) an actual demonstration of ability to exercise ordinary and reasonable control in the
66.14 operation of a motor vehicle; and

66.15 (5) other physical and mental examinations as the commissioner finds necessary to
66.16 determine the applicant's fitness to operate a motor vehicle safely upon the highways.

66.17 (b) Notwithstanding paragraph (a), the commissioner must not deny an application for
66.18 a driver's license based on the exclusive grounds that the applicant's eyesight is deficient in
66.19 color perception or that the applicant has been diagnosed with diabetes mellitus. War veterans
66.20 operating motor vehicles especially equipped for disabled persons, if otherwise entitled to
66.21 a license, must be granted such license.

66.22 ~~(e) The commissioner shall make provision for giving the examinations under this~~
66.23 ~~subdivision either in the county where the applicant resides or at a place adjacent thereto~~
66.24 ~~reasonably convenient to the applicant.~~

66.25 ~~(d) The commissioner shall ensure that an applicant is able to obtain an appointment for~~
66.26 ~~an examination to demonstrate ability under paragraph (a), clause (4), within 14 days of the~~
66.27 ~~applicant's request if, under the applicable statutes and rules of the commissioner, the~~
66.28 ~~applicant is eligible to take the examination.~~

66.29 (c) The commissioner must ensure that no fewer than the following number of exam
66.30 station locations are available:

66.31 (1) after July 1, 2023, and before July 1, 2024, 93 exam stations;

66.32 (2) after July 1, 2024, and before July 1, 2025, 83 exam stations;

67.1 (3) after July 1, 2025, and before July 1, 2026, 73 exam stations; and

67.2 (4) after July 1, 2026, and thereafter, 60 exam stations.

67.3 The commissioner must ensure that an applicant may take an exam either in the county
67.4 where the applicant resides or in an adjacent county at a reasonably convenient location.

67.5 The schedule for each exam station must be posted on the department's website.

67.6 (d) A located exam station must be open a minimum of one day per week.

67.7 (e) The commissioner must provide real-time information on the department's website
67.8 about the availability and location of exam appointments. The website must show the next
67.9 available exam dates and times for each exam station. The website must also provide an
67.10 option for a person to enter an address to see the date and time of the next available exam
67.11 at each exam station sorted by distance from the address provided. The information must
67.12 be easily accessible and must not require a person to sign in or provide any other information,
67.13 except an address, in order to see available exam dates.

67.14 **EFFECTIVE DATE.** This section is effective July 1, 2023. Paragraph (d) is effective
67.15 July 1, 2026. Paragraph (e) is effective January 1, 2024.

67.16 Sec. 16. Minnesota Statutes 2022, section 171.13, subdivision 1a, is amended to read:

67.17 Subd. 1a. **Waiver when license issued by another jurisdiction.** (a) If the commissioner
67.18 determines that an applicant 21 years of age or older possesses a valid driver's license issued
67.19 by another state, United States territory, or jurisdiction that requires a comparable
67.20 examination for obtaining a driver's license, the commissioner ~~may~~ must waive the
67.21 requirement requirements that the applicant pass a written knowledge examination and
67.22 demonstrate ability to exercise ordinary and reasonable control in the operation of a motor
67.23 vehicle ~~on determining that the applicant possesses a valid driver's license issued by a~~
67.24 ~~jurisdiction that requires a comparable demonstration for license issuance.~~

67.25 (b) If the commissioner determines that an applicant 21 years of age or older possesses
67.26 a valid driver's license with a two-wheeled vehicle endorsement issued by another state,
67.27 United States territory, or jurisdiction that requires a comparable examination for obtaining
67.28 the endorsement, the commissioner must waive the requirements that the applicant for a
67.29 two-wheeled vehicle endorsement pass a written knowledge examination and demonstrate
67.30 the ability to exercise ordinary and reasonable control in the operation of a motor vehicle.

67.31 (c) For purposes of this subdivision, "jurisdiction" includes, but is not limited to, both
67.32 the active and reserve components of any branch or unit of the United States armed forces,
67.33 and "valid driver's license" includes any driver's license that is recognized by that branch

68.1 or unit as currently being valid, or as having been valid at the time of the applicant's
 68.2 separation or discharge from the military within a period of time deemed reasonable and
 68.3 fair by the commissioner, up to and including one year past the date of the applicant's
 68.4 separation or discharge.

68.5 **EFFECTIVE DATE.** This section is effective August 1, 2023, and applies to applications
 68.6 made on or after that date.

68.7 Sec. 17. **[171.375] STUDENT PASS RATE.**

68.8 (a) For each driver training school, the commissioner must determine the percentage of
 68.9 students from that school who pass the written exam or road test on the student's first attempt,
 68.10 second attempt, or third or subsequent attempt. The commissioner must publicly post the
 68.11 information collected under this section on the department's website. At a minimum, the
 68.12 commissioner must update this information on the department's website at least every six
 68.13 months. The information must be searchable by the name of a school or a location.

68.14 (b) By January 1 and July 1 of each year, each driver training school must provide to
 68.15 the commissioner a list of all students who completed coursework at the school during the
 68.16 previous six months.

68.17 **EFFECTIVE DATE.** Paragraph (a) is effective January 1, 2024. Paragraph (b) is
 68.18 effective July 1, 2024, and applies to lists submitted on or after that date.

68.19 Sec. 18. **[299A.704] DRIVER AND VEHICLE SERVICES FUND.**

68.20 A driver and vehicle services fund is created in the state treasury. The fund consists of
 68.21 accounts and money as specified by law and any other money otherwise donated, allotted,
 68.22 or transferred to the fund.

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

68.24 Sec. 19. Minnesota Statutes 2022, section 299A.705, subdivision 1, is amended to read:

68.25 Subdivision 1. **Driver and vehicle services operating account.** (a) The driver and
 68.26 vehicle services operating account is created in the ~~special revenue~~ driver and vehicle
 68.27 services fund, consisting of all money from the vehicle services fees specified in chapters
 68.28 168, 168A, and 168D, all money collected under chapter 171, and any other money donated,
 68.29 allotted, transferred, or otherwise provided to the account.

68.30 (b) Funds appropriated from the account must be used by the commissioner of public
 68.31 safety to administer:

69.1 (1) the vehicle services specified in chapters 168, 168A, and 168D, and section 169.345,
69.2 including:

69.3 ~~(1)~~ (i) designing, producing, issuing, and mailing vehicle registrations, plates, emblems,
69.4 and titles;

69.5 ~~(2)~~ (ii) collecting title and registration taxes and fees;

69.6 ~~(3)~~ (iii) transferring vehicle registration plates and titles;

69.7 ~~(4)~~ (iv) maintaining vehicle records;

69.8 ~~(5)~~ (v) issuing disability certificates and plates;

69.9 ~~(6)~~ (vi) licensing vehicle dealers;

69.10 ~~(7)~~ (vii) appointing, monitoring, and auditing deputy registrars; and

69.11 ~~(8)~~ (viii) inspecting vehicles when required by law; and

69.12 (2) the driver services specified in chapters 169A and 171, including the activities
69.13 associated with producing and mailing drivers' licenses and identification cards and notices
69.14 relating to issuance, renewal, or withdrawal of driving and identification card privileges for
69.15 any fiscal year or years and for the testing and examination of drivers.

69.16 Sec. 20. Minnesota Statutes 2022, section 299A.705, subdivision 3, is amended to read:

69.17 Subd. 3. **Driver and vehicle services technology account.** (a) The driver and vehicle
69.18 services technology account is created in the ~~special revenue~~ driver and vehicle services
69.19 fund, consisting of the technology surcharge collected as specified in chapters 168, 168A,
69.20 and 171; the filing fee revenue collected under section 168.33, subdivision 7; and any other
69.21 money donated, allotted, transferred, or otherwise provided to the account.

69.22 (b) Money in the account is annually appropriated to the commissioner of public safety
69.23 for the development, deployment, and maintenance of the driver and vehicle services
69.24 information systems.

69.25 (c) By January 15 of each year, the commissioner must submit a report to the chairs and
69.26 ranking minority members of the legislative committees with jurisdiction over transportation
69.27 policy and finance concerning the account, which must include information on (1) total
69.28 revenue deposited in the driver and vehicle services technology account, with a breakdown
69.29 by sources of funds; and (2) an estimate of ongoing system maintenance costs, including a
69.30 breakdown of the amounts spent by category.

70.1 Sec. 21. Minnesota Statutes 2022, section 299A.705, is amended by adding a subdivision
70.2 to read:

70.3 Subd. 5. **Full-service provider account.** (a) The full-service provider account is created
70.4 in the driver and vehicle services fund, consisting of surcharges described in section 168.33,
70.5 subdivision 7, and any other money donated, allotted, transferred, or otherwise provided to
70.6 the account.

70.7 (b) Money in the account is annually appropriated to the commissioner of public safety
70.8 to distribute to full-service providers, as defined in section 168.002, subdivision 12a, and
70.9 deputy registrars. The commissioner must distribute the money in the account as quarterly
70.10 payments to each full-service provider and deputy registrar that was in operation during the
70.11 previous quarter based proportionally on the total number of transactions completed by each
70.12 full-service provider and deputy registrar. For the purposes of the distribution calculation
70.13 in this paragraph, the number of transactions completed by a deputy registrar must first be
70.14 multiplied by 0.2.

70.15 **EFFECTIVE DATE.** This section is effective July 1, 2023, and the first quarterly
70.16 distribution must be made on or before October 15, 2023.

70.17 Sec. 22. **REPORT; DEPUTY REGISTRAR AND DRIVER'S LICENSE AGENT**
70.18 **FINANCIAL SUSTAINABILITY.**

70.19 By July 1, 2024, the commissioner of public safety must report to the chairs and ranking
70.20 minority members of the legislative committees with jurisdiction over transportation finance
70.21 and policy an evaluation of deputy registrar and driver's license agent operations in the
70.22 vehicle registration and driver's licensing system. The commissioner must engage with
70.23 stakeholders in preparing and developing the report. The report, at a minimum, must:

70.24 (1) evaluate the current performance and impact of the quality of services provided by
70.25 private deputy registrars and driver's license agents to the residents of Minnesota;

70.26 (2) evaluate and make recommendations on how to implement financial sustainability
70.27 for private deputy registrars;

70.28 (3) detail the amount of financial assistance necessary to sustain a permanent role for
70.29 private deputy registrars and driver's license agents;

70.30 (4) explain each proposed model of financial assistance or support for deputy registrars;

70.31 (5) detail a five-, ten-, and 20-year analysis on the role of deputy registrars and driver's
70.32 license agents in the vehicle registration and driver's licensing system;

71.1 (6) evaluate and make recommendations on the long-term and market-rate financial
 71.2 assistance necessary to transition away from private deputy registrars and driver's license
 71.3 agents;

71.4 (7) explain and make recommendations on proposed legislation on the Division of Driver
 71.5 and Vehicle Services assuming all of the services provided by private deputy registrars and
 71.6 driver's license agents;

71.7 (8) identify and evaluate whether the Division of Driver and Vehicle Services has
 71.8 sufficient financial resources to assume all the services provided by private deputy registrars
 71.9 and driver's license agents; and

71.10 (9) propose legislation and make recommendations on fees and appropriations needed
 71.11 for the Division of Driver and Vehicle Services to assume all services provided by deputy
 71.12 registrars and driver's license agents.

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

71.14 **Sec. 23. REPORT; DRIVER AND VEHICLE SERVICES RECOMMENDATIONS.**

71.15 (a) By January 15, 2024, the commissioner of public safety must report to the chairs and
 71.16 ranking minority members of the legislative committees with jurisdiction over transportation
 71.17 finance and policy on driver and vehicle services recommendations and operations. The
 71.18 report must:

71.19 (1) review recommendations from the independent expert review of driver and vehicle
 71.20 services issued January 12, 2022, as identified under paragraph (b);

71.21 (2) review the recommendations made to the commissioner in the legislative auditor's
 71.22 report on driver examination stations issued in March 2021;

71.23 (3) provide the commissioner's plan for exam station locations, including how many
 71.24 exam stations will remain open and the locations of the exam stations;

71.25 (4) identify whether any limited driver's license agents are unable to become full-service
 71.26 providers because of the restrictions in Minnesota Statutes, section 171.061, and Minnesota
 71.27 Rules, chapter 7404, and, if so, whether the commissioner would recommend any exceptions
 71.28 to allow the limited driver's license agent to participate in the fee-sharing provisions of this
 71.29 act; and

71.30 (5) propose any statutory changes necessary or beneficial in implementing
 71.31 recommendations under clauses (1) and (2).

- 72.1 (b) The report must include information on the independent expert review
72.2 recommendations to:
- 72.3 (1) revise the deputy registrar and driver's license agent contracts to encourage all deputy
72.4 registrars and driver's license agents to become or remain full-service providers as defined
72.5 in Minnesota Statutes, section 168.002, subdivision 12a;
- 72.6 (2) determine how best to utilize certified and impartial third parties for administration
72.7 of knowledge and road tests;
- 72.8 (3) implement data and reporting practices to assist the commissioner in making decisions
72.9 focused on the residents of the state;
- 72.10 (4) conduct a staffing review that balances staff quantity and quality, leverages technology
72.11 automations and configurations, and establishes performance standards and targets that
72.12 meet the needs of the state;
- 72.13 (5) identify performance and service standards and create a deputy registrar performance
72.14 scorecard and a driver's license agent performance scorecard that monitors user performance
72.15 to ensure a consistently positive experience for Minnesotans;
- 72.16 (6) provide a rapid response communication method for situations where deputy registrars
72.17 or driver's license agents need immediate support;
- 72.18 (7) explore ways to speed up background checks of new employees at the Division of
72.19 Driver and Vehicle Services offices and deputy registrar offices, including using a police
72.20 department or county sheriff;
- 72.21 (8) promote the preapplication process and expand the use of preapplications to all
72.22 possible, relevant areas;
- 72.23 (9) evaluate and make recommendations to the legislature on areas where it is appropriate
72.24 to make preapplications mandatory;
- 72.25 (10) adjust policies and practices to automate as many approval transactions as possible;
- 72.26 (11) determine the proper user level field needed by transaction type and explore
72.27 additional differentiated user levels in MNDRIVE;
- 72.28 (12) allow deputy registrars to have increased visibility to and influence on the
72.29 MNDRIVE enhancement process;
- 72.30 (13) engage a learning consultant and create a content strategy and communications
72.31 campaign to meet the needs of Minnesota residents, including a feedback loop for continuous
72.32 improvement and evolution;

- 73.1 (14) provide additional training and clear guidance regarding permissible use of records
73.2 and enable in-application notation of usage other than for paid transactions;
- 73.3 (15) consider what security measures are appropriate at each deputy registrar or driver's
73.4 license agent location, including the possible need for a security officer or for cameras with
73.5 recording capabilities;
- 73.6 (16) offer training in de-escalation and negotiation techniques to all public-facing staff;
- 73.7 (17) examine the potential of allowing online applications for replacement class D drivers'
73.8 licenses;
- 73.9 (18) conduct an analysis to determine whether extending the validity of a class D driver's
73.10 license would benefit the residents of the state and make recommendations to the legislature
73.11 on a renewal fee structure for renewal periods longer than four years but not more than nine
73.12 years;
- 73.13 (19) explore options to encourage people to conduct transactions online or in person
73.14 instead of by mail; and
- 73.15 (20) study the feasibility of splitting revenue from mail or online vehicle transactions
73.16 between the commissioner and deputy registrars and full-service providers.
- 73.17 (c) For each of the recommendations under paragraph (a), clauses (1) and (2), and
73.18 paragraph (b), the report must specify the status from one of the following categories:
- 73.19 (1) the recommendation is under ongoing active consideration or review, including to:
- 73.20 (i) describe the current state of the analysis; and
- 73.21 (ii) provide the anticipated timeline to conclude the review;
- 73.22 (2) the recommendation is in the process of being implemented, including to:
- 73.23 (i) describe how the recommendation is being implemented;
- 73.24 (ii) provide the anticipated timeline for implementation; and
- 73.25 (iii) provide an estimated cost of implementing the recommendation;
- 73.26 (3) the recommendation has been implemented, including to:
- 73.27 (i) describe when and how the recommendation was implemented;
- 73.28 (ii) describe the outcome of implementing the recommendation; and
- 73.29 (iii) provide an estimated cost of implementing the recommendation; or
- 73.30 (4) the recommendation will not be implemented, including to:

- 74.1 (i) provide a detailed explanation of why the recommendation will not be implemented;
 74.2 (ii) provide an estimated cost to implement the recommendation;
 74.3 (iii) provide an estimated timeline to implement the recommendation; and
 74.4 (iv) describe any unmet needs that, if met, would allow the commissioner to implement
 74.5 the recommendation.

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

74.7 **ARTICLE 5**
 74.8 **DRIVER AND VEHICLE SERVICES CONFORMING CHANGES**

74.9 Section 1. Minnesota Statutes 2022, section 168.013, subdivision 8, is amended to read:

74.10 Subd. 8. **Tax proceeds to highway user fund; fee proceeds to vehicle services**
 74.11 **account.** (a) Unless otherwise specified in this chapter, the net proceeds of the registration
 74.12 tax imposed under this chapter must be collected by the commissioner, paid into the state
 74.13 treasury, and credited to the highway user tax distribution fund.

74.14 (b) All fees collected under this chapter, unless otherwise specified, must be deposited
 74.15 in the driver and vehicle services operating account ~~in the special revenue fund~~ under section
 74.16 299A.705.

74.17 Sec. 2. Minnesota Statutes 2022, section 168.1293, subdivision 7, is amended to read:

74.18 Subd. 7. **Deposit of fee; appropriation.** The commissioner shall deposit the application
 74.19 fee under subdivision 2, paragraph (a), clause (3), in the driver and vehicle services operating
 74.20 account ~~of the special revenue fund~~ under section 299A.705. An amount sufficient to pay
 74.21 the department's cost in implementing and administering this section, including payment
 74.22 of refunds under subdivision 4, is appropriated to the commissioner from that account.

74.23 Sec. 3. Minnesota Statutes 2022, section 168.1295, subdivision 5, is amended to read:

74.24 Subd. 5. **Contribution and fees credited.** Contributions under subdivision 1, paragraph
 74.25 (a), clause (5), must be paid to the commissioner and credited to the state parks and trails
 74.26 donation account established in section 85.056. The other fees collected under this section
 74.27 must be deposited in the driver and vehicle services operating account ~~of the special revenue~~
 74.28 ~~fund~~ under section 299A.705.

75.1 Sec. 4. Minnesota Statutes 2022, section 168.1296, subdivision 5, is amended to read:

75.2 Subd. 5. **Contribution and fees credited.** Contributions under subdivision 1, paragraph
75.3 (a), clause (5), must be paid to the commissioner and credited to the Minnesota critical
75.4 habitat private sector matching account established in section 84.943. The fees collected
75.5 under this section must be deposited in the driver and vehicle services operating account of
75.6 ~~the special revenue fund~~ under section 299A.705.

75.7 Sec. 5. Minnesota Statutes 2022, section 168.1298, subdivision 5, is amended to read:

75.8 Subd. 5. **Contribution and fees credited.** Contributions under subdivision 1, paragraph
75.9 (a), clause (5), must be paid to the commissioner and credited to the Minnesota "Support
75.10 Our Troops" account established in section 190.19. The fees collected under this section
75.11 must be deposited in the driver and vehicle services operating account ~~in the special revenue~~
75.12 ~~fund~~ under section 299A.705.

75.13 Sec. 6. Minnesota Statutes 2022, section 168.27, subdivision 11, is amended to read:

75.14 Subd. 11. **Dealers' licenses; location change notice; fee.** (a) Application for a dealer's
75.15 license or notification of a change of location of the place of business on a dealer's license
75.16 must include a street address, not a post office box, and is subject to the commissioner's
75.17 approval.

75.18 (b) Upon the filing of an application for a dealer's license and the proper fee, unless the
75.19 application on its face appears to be invalid, the commissioner shall grant a 90-day temporary
75.20 license. During the 90-day period following issuance of the temporary license, the
75.21 commissioner shall inspect the place of business site and insure compliance with this section
75.22 and rules adopted under this section.

75.23 (c) The commissioner may extend the temporary license 30 days to allow the temporarily
75.24 licensed dealer to come into full compliance with this section and rules adopted under this
75.25 section.

75.26 (d) In no more than 120 days following issuance of the temporary license, the dealer
75.27 license must either be granted or denied.

75.28 (e) A license must be denied under the following conditions:

75.29 (1) The license must be denied if within the previous ten years the applicant was enjoined
75.30 due to a violation of section 325F.69 or convicted of violating section 325E.14, 325E.15,
75.31 325E.16, or 325F.69, or convicted under section 609.53 of receiving or selling stolen
75.32 vehicles, or convicted of violating United States Code, title 49, sections 32701 to 32711 or

76.1 pleaded guilty, entered a plea of nolo contendere or no contest, or has been found guilty in
 76.2 a court of competent jurisdiction of any charge of failure to pay state or federal income or
 76.3 sales taxes or felony charge of forgery, embezzlement, obtaining money under false pretenses,
 76.4 theft by swindle, extortion, conspiracy to defraud, or bribery.

76.5 (2) A license must be denied if the applicant has had a dealer license revoked within the
 76.6 previous ten years.

76.7 (f) If the application is approved, the commissioner shall license the applicant as a dealer
 76.8 for one year from the date the temporary license is granted and issue a certificate of license
 76.9 that must include a distinguishing number of identification of the dealer. The license must
 76.10 be displayed in a prominent place in the dealer's licensed place of business.

76.11 (g) Each initial application for a license must be accompanied by a fee of \$100 in addition
 76.12 to the annual fee. The annual fee is \$150. The initial fees and annual fees must be paid into
 76.13 the state treasury and credited to the general fund except that \$50 of each initial and annual
 76.14 fee must be paid into the driver and vehicle services operating account ~~in the special revenue~~
 76.15 ~~fund~~ under section 299A.705.

76.16 Sec. 7. Minnesota Statutes 2022, section 168.326, is amended to read:

76.17 **168.326 EXPEDITED DRIVER AND VEHICLE SERVICES; FEE.**

76.18 (a) When an applicant requests and pays an expedited service fee of \$20, in addition to
 76.19 other specified and statutorily mandated fees and taxes, the commissioner shall expedite
 76.20 the processing of an application for a driver's license, driving instruction permit, Minnesota
 76.21 identification card, or vehicle title transaction.

76.22 (b) A driver's license agent or deputy registrar may retain \$10 of the expedited service
 76.23 fee for each expedited service request processed by the licensing agent or deputy registrar.

76.24 (c) When expedited service is requested, materials must be mailed or delivered to the
 76.25 requester within three days of receipt of the expedited service fee excluding Saturdays,
 76.26 Sundays, or the holidays listed in section 645.44, subdivision 5. The requester shall comply
 76.27 with all relevant requirements of the requested document.

76.28 (d) The commissioner may decline to accept an expedited service request if it is apparent
 76.29 at the time it is made that the request cannot be granted.

76.30 (e) The expedited service fees collected under this section ~~for an application for a driver's~~
 76.31 ~~license, driving instruction permit, or Minnesota identification card~~ minus any portion
 76.32 retained by a licensing agent or deputy registrar under paragraph (b) must be paid into the

77.1 driver and vehicle services operating account ~~in the special revenue fund specified under~~
77.2 section 299A.705.

77.3 ~~(f) The expedited service fees collected under this section for a transaction for a vehicle~~
77.4 ~~service minus any portion retained by a licensing agent or deputy registrar under paragraph~~
77.5 ~~(b) must be paid into the vehicle services operating account in the special revenue fund~~
77.6 ~~specified under section 299A.705.~~

77.7 Sec. 8. Minnesota Statutes 2022, section 168.327, subdivision 5b, is amended to read:

77.8 Subd. 5b. **Custom data request record fees.** (a) For purposes of this subdivision,
77.9 "custom data request records" means a total of 1,000 or more (1) vehicle title records, (2)
77.10 vehicle registration records, or (3) driver's license records.

77.11 (b) The commissioner must charge a fee of \$0.02 per record for custom data request
77.12 records.

77.13 (c) Of the fees collected for custom data request records:

77.14 (1) 20 percent must be credited:

77.15 ~~(i) for vehicle title or registration records, to the~~ driver and vehicle services operating
77.16 account under section 299A.705, subdivision 1, and is appropriated to the commissioner
77.17 for the purposes of this subdivision; ~~and~~

77.18 ~~(ii) for driver's license records, to the driver services operating account under section~~
77.19 ~~299A.705, subdivision 2, and is appropriated to the commissioner for the purposes of this~~
77.20 ~~subdivision;~~

77.21 (2) 30 percent must be credited to the data security account in the special revenue fund
77.22 under section 3.9741, subdivision 5; and

77.23 (3) 50 percent must be credited to the driver and vehicle services technology account
77.24 under section 299A.705, subdivision 3.

77.25 (d) The commissioner may impose an additional fee for technical staff to create a custom
77.26 set of data under this subdivision.

77.27 Sec. 9. Minnesota Statutes 2022, section 168.381, subdivision 4, is amended to read:

77.28 Subd. 4. **Appropriations.** (a) Money appropriated to the Department of Public Safety
77.29 to procure the plates for any fiscal year or years is available for allotment, encumbrance,
77.30 and expenditure from and after the date of the enactment of the appropriation. Materials

78.1 and equipment used in the manufacture of plates are subject only to the approval of the
78.2 commissioner.

78.3 (b) This section contemplates that money to be appropriated to the Department of Public
78.4 Safety to carry out the terms and provisions of this section will be appropriated by the
78.5 legislature from the highway user tax distribution fund.

78.6 (c) A sum sufficient is appropriated annually from the driver and vehicle services
78.7 operating account ~~in the special revenue fund~~ under section 299A.705 to the commissioner
78.8 to pay the costs of purchasing, delivering, and mailing plates, registration stickers, and
78.9 registration notices.

78.10 Sec. 10. Minnesota Statutes 2022, section 168A.152, subdivision 2, is amended to read:

78.11 Subd. 2. **Inspection fee; proceeds allocated.** (a) A fee of \$35 must be paid to the
78.12 department before the department issues a certificate of title for a vehicle that has been
78.13 inspected and for which a certificate of inspection has been issued pursuant to subdivision
78.14 1. The only additional fee that may be assessed for issuing the certificate of title is the filing
78.15 fee imposed under section 168.33, subdivision 7.

78.16 (b) Of the fee collected by the department under this subdivision, for conducting
78.17 inspections under subdivision 1, \$20 must be deposited in the general fund and the remainder
78.18 of the fee collected must be deposited in the driver and vehicle services operating account
78.19 ~~in the special revenue fund as specified in~~ under section 299A.705.

78.20 Sec. 11. Minnesota Statutes 2022, section 168A.29, subdivision 1, is amended to read:

78.21 Subdivision 1. **Amounts.** (a) The department must be paid the following fees:

78.22 (1) for filing an application for and the issuance of an original certificate of title, \$8.25,
78.23 of which \$4.15 must be paid into the driver and vehicle services operating account under
78.24 section 299A.705, subdivision 1, and a surcharge of \$2.25 must be added to the fee and
78.25 credited to the driver and vehicle services technology account under section 299A.705,
78.26 subdivision 3;

78.27 (2) for each security interest when first noted upon a certificate of title, including the
78.28 concurrent notation of any assignment thereof and its subsequent release or satisfaction,
78.29 \$2, except that no fee is due for a security interest filed by a public authority under section
78.30 168A.05, subdivision 8;

78.31 (3) for each assignment of a security interest when first noted on a certificate of title,
78.32 unless noted concurrently with the security interest, \$1; and

79.1 (4) for issuing a duplicate certificate of title, \$7.25, of which \$3.25 must be paid into
79.2 the driver and vehicle services operating account under section 299A.705, subdivision 1,
79.3 and a surcharge of \$2.25 must be added to the fee and credited to the driver and vehicle
79.4 services technology account under section 299A.705, subdivision 3.

79.5 (b) In addition to the fee required under paragraph (a), clause (1), the department must
79.6 be paid \$3.50. The additional \$3.50 fee collected under this paragraph must be deposited
79.7 in the special revenue fund and credited to the public safety motor vehicle account established
79.8 in section 299A.70.

79.9 Sec. 12. Minnesota Statutes 2022, section 168A.31, subdivision 2, is amended to read:

79.10 Subd. 2. **Expenses; appropriation.** All necessary expenses incurred by the department
79.11 for the administration of sections 168A.01 to 168A.31 must be paid from money in the
79.12 driver and vehicle services operating account ~~of the special revenue fund as specified in~~
79.13 under section 299A.705, and such funds are hereby appropriated.

79.14 Sec. 13. Minnesota Statutes 2022, section 168D.06, is amended to read:

79.15 **168D.06 FUEL LICENSE FEES.**

79.16 License fees paid to the commissioner under the International Fuel Tax Agreement must
79.17 be deposited in the driver and vehicle services operating account ~~in the special revenue fund~~
79.18 under section 299A.705. The commissioner shall charge an annual fuel license fee of \$15,
79.19 an annual application filing fee of \$13 for quarterly reporting of fuel tax, and a reinstatement
79.20 fee of \$100 to reinstate a revoked International Fuel Tax Agreement license.

79.21 Sec. 14. Minnesota Statutes 2022, section 168D.07, is amended to read:

79.22 **168D.07 FUEL DECAL FEE.**

79.23 The commissioner shall issue a decal or other identification to indicate compliance with
79.24 the International Fuel Tax Agreement. The commissioner shall collect a fee for the decal
79.25 or other identification in the amount established in section 168.12, subdivision 5. Decal or
79.26 other identification fees paid to the commissioner under this section must be deposited in
79.27 the driver and vehicle services operating account ~~in the special revenue fund~~ under section
79.28 299A.705.

79.29 Sec. 15. Minnesota Statutes 2022, section 169A.60, subdivision 16, is amended to read:

79.30 Subd. 16. **Fees credited.** Fees collected from the sale or reinstatement of license plates
79.31 under this section must be paid into the state treasury and credited one-half to the driver

80.1 ~~and vehicle services operating account in the special revenue fund specified in~~ under section
80.2 299A.705 and one-half to the general fund.

80.3 Sec. 16. Minnesota Statutes 2022, section 171.07, subdivision 11, is amended to read:

80.4 Subd. 11. **Standby or temporary custodian.** (a) Upon the written request of the applicant
80.5 and upon payment of an additional fee of \$4.25, the department shall issue a driver's license
80.6 or Minnesota identification card bearing a symbol or other appropriate identifier indicating
80.7 that the license holder has appointed an individual to serve as a standby or temporary
80.8 custodian under chapter 257B.

80.9 (b) The request must be accompanied by a copy of the designation executed under section
80.10 257B.04.

80.11 (c) The department shall maintain a computerized records system of all individuals listed
80.12 as standby or temporary custodians by driver's license and identification card applicants.
80.13 This data must be released to appropriate law enforcement agencies under section 13.69.
80.14 Upon a parent's request and payment of a fee of \$4.25, the department shall revise its list
80.15 of standby or temporary custodians to reflect a change in the appointment.

80.16 (d) At the request of the license or cardholder, the department shall cancel the standby
80.17 or temporary custodian indication without additional charge. However, this paragraph does
80.18 not prohibit a fee that may be applicable for a duplicate or replacement license or card,
80.19 renewal of a license, or other service applicable to a driver's license or identification card.

80.20 (e) Notwithstanding sections 13.08, subdivision 1, and 13.69, the department and
80.21 department employees are conclusively presumed to be acting in good faith when employees
80.22 rely on statements made, in person or by telephone, by persons purporting to be law
80.23 enforcement and subsequently release information described in paragraph (b). When acting
80.24 in good faith, the department and department personnel are immune from civil liability and
80.25 not subject to suit for damages resulting from the release of this information.

80.26 (f) The department and its employees:

80.27 (1) have no duty to inquire or otherwise determine whether a designation submitted
80.28 under this subdivision is legally valid and enforceable; and

80.29 (2) are immune from all civil liability and not subject to suit for damages resulting from
80.30 a claim that the designation was not legally valid and enforceable.

80.31 (g) Of the fees received by the department under this subdivision:

80.32 (1) Up to \$61,000 received must be deposited in the general fund.

81.1 (2) All other fees must be deposited in the driver and vehicle services operating account
 81.2 ~~in the special revenue fund specified in~~ under section 299A.705.

81.3 Sec. 17. Minnesota Statutes 2022, section 171.13, subdivision 7, is amended to read:

81.4 Subd. 7. **Examination fees.** (a) A fee of \$10 must be paid by an individual to take a
 81.5 third and any subsequent knowledge test administered by the department if the individual
 81.6 has failed two previous consecutive knowledge tests on the subject.

81.7 (b) A fee of \$20 must be paid by an individual to take a third and any subsequent skills
 81.8 or road test administered by the department if the individual has previously failed two
 81.9 consecutive skill or road tests in a specified class of motor vehicle.

81.10 (c) A fee of \$20 must be paid by an individual who fails to appear for a scheduled skills
 81.11 or road test or who cancels a skills or road test within 24 hours of the appointment time.

81.12 (d) All fees received under this subdivision must be paid into the state treasury and
 81.13 credited to the driver and vehicle services operating account ~~in the special revenue fund~~
 81.14 ~~specified~~ under section 299A.705.

81.15 Sec. 18. Minnesota Statutes 2022, section 171.26, is amended to read:

81.16 **171.26 MONEY CREDITED TO FUNDS.**

81.17 Subdivision 1. **Driver and vehicle services operating account.** Unless otherwise
 81.18 specified, all money received under this chapter must be paid into the state treasury and
 81.19 credited to the driver and vehicle services operating account ~~in the special revenue fund~~
 81.20 ~~specified~~ under ~~sections~~ section 299A.705; ~~except as provided in subdivision 2 of that~~
 81.21 ~~section; 171.06, subdivision 2a; 171.07, subdivision 11, paragraph (g); 171.20, subdivision~~
 81.22 ~~4, paragraph (d); and 171.29, subdivision 2, paragraph (b).~~

81.23 Sec. 19. Minnesota Statutes 2022, section 171.29, subdivision 2, is amended to read:

81.24 Subd. 2. **Reinstatement fees and surcharges allocated and appropriated.** (a) An
 81.25 individual whose driver's license has been revoked by reason of one or more convictions,
 81.26 pleas of guilty, forfeitures of bail not vacated, or mandatory revocations under section
 81.27 169.791, 169.792, 169.797, 171.17, or 171.172, and who is otherwise eligible for
 81.28 reinstatement must pay a single \$30 fee before the driver's license is reinstated. An individual
 81.29 whose driver's license has been revoked under provisions specified in both this paragraph
 81.30 and paragraph (b) must pay the reinstatement fee as provided in paragraph (b).

82.1 (b) A person whose driver's license has been revoked under section 169A.52, 169A.54,
82.2 171.177, 609.2112, 609.2113, or 609.2114, or Minnesota Statutes 2012, section 609.21,
82.3 must pay a \$250 fee plus a \$430 surcharge for each instance of revocation before the driver's
82.4 license is reinstated, except as provided in paragraph (f). The \$250 fee must be credited as
82.5 follows:

82.6 (1) 20 percent to the driver and vehicle services operating account ~~in the special revenue~~
82.7 ~~fund as specified in~~ under section 299A.705;

82.8 (2) 67 percent to the general fund;

82.9 (3) eight percent to a separate account to be known as the Bureau of Criminal
82.10 Apprehension account. Money in this account is annually appropriated to the commissioner
82.11 of public safety and the appropriated amount must be apportioned 80 percent for laboratory
82.12 costs and 20 percent for carrying out the provisions of section 299C.065; and

82.13 (4) five percent to a separate account to be known as the vehicle forfeiture account,
82.14 which is created in the special revenue fund. The money in the account is annually
82.15 appropriated to the commissioner for costs of handling vehicle forfeitures.

82.16 (c) The revenue from \$50 of the surcharge must be credited to a separate account to be
82.17 known as the traumatic brain injury and spinal cord injury account. The revenue from \$50
82.18 of the surcharge on a reinstatement under paragraph (f) is credited from the first installment
82.19 payment to the traumatic brain injury and spinal cord injury account. The money in the
82.20 account is annually appropriated to the commissioner of health to be used as follows: 83
82.21 percent for contracts with a qualified community-based organization to provide information,
82.22 resources, and support to assist persons with traumatic brain injury and their families to
82.23 access services, and 17 percent to maintain the traumatic brain injury and spinal cord injury
82.24 registry created in section 144.662. For the purposes of this paragraph, a "qualified
82.25 community-based organization" is a private, not-for-profit organization of consumers of
82.26 traumatic brain injury services and their family members. The organization must be registered
82.27 with the United States Internal Revenue Service under section 501(c)(3) as a tax-exempt
82.28 organization and must have as its purposes:

82.29 (1) the promotion of public, family, survivor, and professional awareness of the incidence
82.30 and consequences of traumatic brain injury;

82.31 (2) the provision of a network of support for persons with traumatic brain injury, their
82.32 families, and friends;

83.1 (3) the development and support of programs and services to prevent traumatic brain
83.2 injury;

83.3 (4) the establishment of education programs for persons with traumatic brain injury; and

83.4 (5) the empowerment of persons with traumatic brain injury through participation in its
83.5 governance.

83.6 A patient's name, identifying information, or identifiable medical data must not be disclosed
83.7 to the organization without the informed voluntary written consent of the patient or patient's
83.8 guardian or, if the patient is a minor, of the parent or guardian of the patient.

83.9 (d) The remainder of the surcharge must be credited to a separate account to be known
83.10 as the remote electronic alcohol-monitoring program account. The commissioner shall
83.11 transfer the balance of this account to the commissioner of management and budget on a
83.12 monthly basis for deposit in the general fund.

83.13 (e) When these fees are collected by a driver's license agent, appointed under section
83.14 171.061, a filing fee is imposed in the amount specified under section 171.061, subdivision
83.15 4. The reinstatement fees, surcharge, and filing fee must be deposited in an approved
83.16 depository as directed under section 171.061, subdivision 4.

83.17 (f) A person whose driver's license has been revoked as provided in subdivision 1 under
83.18 section 169A.52, 169A.54, or 171.177 may choose to pay 50 percent and an additional \$25
83.19 of the total amount of the surcharge and 50 percent of the fee required under paragraph (b)
83.20 to reinstate the person's driver's license, provided the person meets all other requirements
83.21 of reinstatement. If a person chooses to pay 50 percent of the total and an additional \$25,
83.22 the driver's license must expire after two years. The person must pay an additional 50 percent
83.23 less \$25 of the total to extend the license for an additional two years, provided the person
83.24 is otherwise still eligible for the license. After this final payment of the surcharge and fee,
83.25 the license may be renewed on a standard schedule, as provided under section 171.27. A
83.26 filing fee may be imposed for each installment payment. Revenue from the filing fee is
83.27 credited to the driver and vehicle services operating account ~~in the special revenue fund~~
83.28 under section 299A.705 and is appropriated to the commissioner.

83.29 (g) Any person making installment payments under paragraph (f), whose driver's license
83.30 subsequently expires, or is canceled, revoked, or suspended before payment of 100 percent
83.31 of the surcharge and fee, must pay the outstanding balance due for the initial reinstatement
83.32 before the driver's license is subsequently reinstated. Upon payment of the outstanding
83.33 balance due for the initial reinstatement, the person may pay any new surcharge and fee
83.34 imposed under paragraph (b) in installment payments as provided under paragraph (f).

84.1 Sec. 20. Minnesota Statutes 2022, section 171.36, is amended to read:

84.2 **171.36 LICENSE FEES; RENEWAL.**

84.3 All licenses expire one year from the date of issuance and may be renewed upon
 84.4 application to the commissioner. Each application for an original or renewal school license
 84.5 must be accompanied by a fee of \$150 and each application for an original or renewal
 84.6 instructor's license must be accompanied by a fee of \$50. The license fees collected under
 84.7 sections 171.33 to 171.41 must be paid into the driver and vehicle services operating account
 84.8 ~~in the special revenue fund specified~~ under section 299A.705. A license fee must not be
 84.9 refunded in the event that the license is rejected or revoked.

84.10 Sec. 21. **REVISOR INSTRUCTION.**

84.11 The revisor of statutes must change the terms "driver services operating account" and
 84.12 "vehicle services operating account" to "driver and vehicle services operating account"
 84.13 wherever the terms appear in Minnesota Statutes.

84.14 Sec. 22. **REPEALER.**

84.15 Minnesota Statutes 2022, sections 168.121, subdivision 5; 168.1282, subdivision 5;
 84.16 168.1294, subdivision 5; 168.1299, subdivision 4; and 299A.705, subdivision 2, are repealed.

84.17 **ARTICLE 6**

84.18 **METROPOLITAN COUNCIL GOVERNANCE AND OPERATIONS**

84.19 Section 1. Minnesota Statutes 2022, section 151.37, subdivision 12, is amended to read:

84.20 Subd. 12. **Administration of opiate antagonists for drug overdose.** (a) A licensed
 84.21 physician, a licensed advanced practice registered nurse authorized to prescribe drugs
 84.22 pursuant to section 148.235, or a licensed physician assistant may authorize the following
 84.23 individuals to administer opiate antagonists, as defined in section 604A.04, subdivision 1:

84.24 (1) an emergency medical responder registered pursuant to section 144E.27;

84.25 (2) a peace officer as defined in section 626.84, subdivision 1, paragraphs (c) and (d);

84.26 (3) correctional employees of a state or local political subdivision;

84.27 (4) staff of community-based health disease prevention or social service programs;

84.28 (5) a volunteer firefighter; ~~and~~

84.29 (6) a licensed school nurse or certified public health nurse employed by, or under contract
 84.30 with, a school board under section 121A.21; and

85.1 (7) transit rider investment program personnel authorized under section 473.4075.

85.2 (b) For the purposes of this subdivision, opiate antagonists may be administered by one
85.3 of these individuals only if:

85.4 (1) the licensed physician, licensed physician assistant, or licensed advanced practice
85.5 registered nurse has issued a standing order to, or entered into a protocol with, the individual;
85.6 and

85.7 (2) the individual has training in the recognition of signs of opiate overdose and the use
85.8 of opiate antagonists as part of the emergency response to opiate overdose.

85.9 (c) Nothing in this section prohibits the possession and administration of naloxone
85.10 pursuant to section 604A.04.

85.11 **EFFECTIVE DATE.** This section is effective July 1, 2023.

85.12 **Sec. 2. [174.48] CONSTRUCTION OF NONARTERIAL BUS RAPID TRANSIT**
85.13 **FACILITIES.**

85.14 If a planned bus rapid transit line has either a total estimated construction cost of more
85.15 than \$100,000,000 or will operate substantially within separated rights-of-way, the
85.16 commissioner is the responsible authority and must construct bus rapid transit facilities and
85.17 infrastructure in the metropolitan area. The commissioner must ensure any construction
85.18 project subject to this section is constructed in compliance with applicable plans and designs
85.19 adopted by the Metropolitan Council.

85.20 **EFFECTIVE DATE.** This section is effective the day following final enactment and
85.21 applies to all bus rapid transit projects excluding the Gold Line bus rapid transit project.

85.22 Sec. 3. Minnesota Statutes 2022, section 357.021, subdivision 6, is amended to read:

85.23 Subd. 6. **Surcharges on criminal and traffic offenders.** (a) Except as provided in this
85.24 subdivision, the court shall impose and the court administrator shall collect a \$75 surcharge
85.25 on every person convicted of any felony, gross misdemeanor, misdemeanor, or petty
85.26 misdemeanor offense, other than a violation of: (1) a law or ordinance relating to vehicle
85.27 parking, for which there shall be is a \$12 surcharge; and (2) section 609.855, subdivision
85.28 1, 3, or 3a, for which there is a \$25 surcharge. When a defendant is convicted of more than
85.29 one offense in a case, the surcharge shall be imposed only once in that case. In the Second
85.30 Judicial District, the court shall impose, and the court administrator shall collect, an additional
85.31 \$1 surcharge on every person convicted of any felony, gross misdemeanor, misdemeanor,
85.32 or petty misdemeanor offense, including a violation of a law or ordinance relating to vehicle

86.1 parking, if the Ramsey County Board of Commissioners authorizes the \$1 surcharge. The
86.2 surcharge shall be imposed whether or not the person is sentenced to imprisonment or the
86.3 sentence is stayed. The surcharge shall not be imposed when a person is convicted of a petty
86.4 misdemeanor for which no fine is imposed.

86.5 (b) The court may reduce the amount or waive payment of the surcharge required under
86.6 this subdivision on a showing of indigency or undue hardship upon the convicted person
86.7 or the convicted person's immediate family. Additionally, the court may permit the defendant
86.8 to perform community work service in lieu of a surcharge.

86.9 (c) The court administrator or other entity collecting a surcharge shall forward it to the
86.10 commissioner of management and budget.

86.11 (d) If the convicted person is sentenced to imprisonment and has not paid the surcharge
86.12 before the term of imprisonment begins, the chief executive officer of the correctional
86.13 facility in which the convicted person is incarcerated shall collect the surcharge from any
86.14 earnings the inmate accrues from work performed in the facility or while on conditional
86.15 release. The chief executive officer shall forward the amount collected to the court
86.16 administrator or other entity collecting the surcharge imposed by the court.

86.17 (e) A person who enters a diversion program, continuance without prosecution,
86.18 continuance for dismissal, or stay of adjudication for a violation of chapter 169 must pay
86.19 the surcharge described in this subdivision. A surcharge imposed under this paragraph shall
86.20 be imposed only once per case.

86.21 (f) The surcharge does not apply to administrative citations issued pursuant to section
86.22 169.999.

86.23 **EFFECTIVE DATE.** This section is effective July 1, 2023, and applies to violations
86.24 committed on or after that date.

86.25 Sec. 4. Minnesota Statutes 2022, section 357.021, subdivision 7, is amended to read:

86.26 Subd. 7. **Disbursement of surcharges by commissioner of management and**
86.27 **budget.** (a) Except as provided in paragraphs (b) to (d), the commissioner of management
86.28 and budget shall disburse surcharges received under subdivision 6 as follows:

86.29 (1) one percent shall be credited to the peace officer training account in the game and
86.30 fish fund to provide peace officer training for employees of the Department of Natural
86.31 Resources who are licensed under sections 626.84 to 626.863, and who possess peace officer
86.32 authority for the purpose of enforcing game and fish laws; and

87.1 (2) 99 percent shall be credited to the general fund.

87.2 (b) The commissioner of management and budget shall credit \$3 of each surcharge
87.3 received under subdivision 6 to the general fund.

87.4 (c) In addition to any amounts credited under paragraph (a), the commissioner of
87.5 management and budget shall credit the following to the general fund: \$47 of each surcharge
87.6 received under subdivision 6 and; the \$12 parking surcharge, to the general fund; and the
87.7 \$25 surcharge for a violation of section 609.855, subdivision 1, 3, or 3a.

87.8 (d) If the Ramsey County Board of Commissioners authorizes imposition of the additional
87.9 \$1 surcharge provided for in subdivision 6, paragraph (a), the court administrator in the
87.10 Second Judicial District shall transmit the surcharge to the commissioner of management
87.11 and budget. The \$1 special surcharge is deposited in a Ramsey County surcharge account
87.12 in the special revenue fund and amounts in the account are appropriated to the trial courts
87.13 for the administration of the petty misdemeanor diversion program operated by the Second
87.14 Judicial District Ramsey County Violations Bureau.

87.15 **EFFECTIVE DATE.** This section is effective July 1, 2023, and applies to violations
87.16 committed on or after that date.

87.17 Sec. 5. Minnesota Statutes 2022, section 473.146, subdivision 1, is amended to read:

87.18 Subdivision 1. **Requirement.** The council shall adopt a long-range comprehensive policy
87.19 plan for transportation, climate action, and wastewater treatment. The plans must substantially
87.20 conform to all policy statements, purposes, goals, standards, and maps in the development
87.21 guide developed and adopted by the council under this chapter. Each policy plan must
87.22 include, to the extent appropriate to the functions, services, and systems covered, the
87.23 following:

87.24 (1) forecasts of changes in the general levels and distribution of population, households,
87.25 employment, land uses, and other relevant matters, for the metropolitan area and appropriate
87.26 subareas;

87.27 (2) a statement of issues, problems, needs, and opportunities with respect to the functions,
87.28 services, and systems covered;

87.29 (3) a statement of the council's goals, objectives, and priorities with respect to the
87.30 functions, services, and systems covered, addressing areas and populations to be served,
87.31 the levels, distribution, and staging of services; a general description of the facility systems
87.32 required to support the services; the estimated cost of improvements required to achieve
87.33 the council's goals for the regional systems, including an analysis of what portion of the

88.1 funding for each improvement is proposed to come from the state, Metropolitan Council
 88.2 levies, and cities, counties, and towns in the metropolitan area, respectively, and other
 88.3 similar matters;

88.4 (4) a statement of policies to effectuate the council's goals, objectives, and priorities;

88.5 (5) a statement of the fiscal implications of the council's plan, including a statement of:
 88.6 (i) the resources available under existing fiscal policy; (ii) the adequacy of resources under
 88.7 existing fiscal policy and any shortfalls and unattended needs; (iii) additional resources, if
 88.8 any, that are or may be required to effectuate the council's goals, objectives, and priorities;
 88.9 and (iv) any changes in existing fiscal policy, on regional revenues and intergovernmental
 88.10 aids respectively, that are expected or that the council has recommended or may recommend;

88.11 (6) a statement of the relationship of the policy plan to other policy plans and chapters
 88.12 of the Metropolitan Development Guide;

88.13 (7) a statement of the relationships to local comprehensive plans prepared under sections
 88.14 473.851 to 473.871; ~~and~~

88.15 (8) additional general information as may be necessary to develop the policy plan or as
 88.16 may be required by the laws relating to the metropolitan agency and function covered by
 88.17 the policy plan; and

88.18 (9) forecasts pertaining to greenhouse gas emissions that are generated from activity
 88.19 that occurs within local jurisdictions, including from transportation, land use, energy use,
 88.20 solid waste, livestock, and agriculture and the estimated impact of strategies that reduce or
 88.21 naturally sequester greenhouse gas emissions across sectors.

88.22 **EFFECTIVE DATE; APPLICATION.** This section is effective the day following
 88.23 final enactment and applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey,
 88.24 Scott, and Washington.

88.25 Sec. 6. Minnesota Statutes 2022, section 473.146, is amended by adding a subdivision to
 88.26 read:

88.27 **Subd. 5. Development guide; climate action.** The climate action chapter must include
 88.28 policies that describe how metropolitan system plans, as defined under section 473.852,
 88.29 subdivision 8, meet greenhouse gas emissions reduction goals established by the state under
 88.30 section 216H.02, subdivision 1, and transportation targets established by the commissioner
 88.31 of transportation, including vehicle miles traveled reduction targets established in the
 88.32 statewide multimodal transportation plan under section 174.03, subdivision 1a.

89.1 **EFFECTIVE DATE; APPLICATION.** This section is effective the day following
 89.2 final enactment and applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey,
 89.3 Scott, and Washington.

89.4 Sec. 7. **[473.248] METROPOLITAN AREA ACTIVE TRANSPORTATION**
 89.5 **PROGRAM.**

89.6 Subdivision 1. **Definition.** For purposes of this section, "active transportation" means
 89.7 bicycling, pedestrian activities, and other forms of nonmotorized transportation.

89.8 Subd. 2. **Program established.** Subject to available funds received under section
 89.9 473.4465, the council must establish a program to support active transportation within the
 89.10 metropolitan area.

89.11 Subd. 3. **Program administration.** (a) The council must establish active transportation
 89.12 program requirements, including:

89.13 (1) assistance eligibility, subject to the requirements under subdivision 4;

89.14 (2) a solicitation and application process that minimizes the burden on applicants; and

89.15 (3) procedures to award and pay financial assistance.

89.16 (b) The council must annually conduct a solicitation for active transportation projects
 89.17 under this program.

89.18 (c) The council must make reasonable efforts to publicize each application solicitation
 89.19 among all eligible recipients. The council must assist applicants to create and submit
 89.20 applications, with an emphasis on providing assistance in communities that are historically
 89.21 and currently underrepresented in local or regional planning, including communities of
 89.22 color, low-income households, people with disabilities, and people with limited English
 89.23 proficiency.

89.24 (d) The council may provide grants or other financial assistance for a project.

89.25 (e) The council is prohibited from expending more than one percent of available funds
 89.26 in a fiscal year under this section on program administration.

89.27 Subd. 4. **Eligibility.** An eligible recipient of financial assistance under this section
 89.28 includes:

89.29 (1) a political subdivision; or

89.30 (2) a tax-exempt organization under section 501(c)(3) of the Internal Revenue Code, as
 89.31 amended.

90.1 Subd. 5. Use of funds. The council must determine permissible uses of financial
 90.2 assistance under this section, which are limited to:

90.3 (1) construction and maintenance of bicycle, trail, and pedestrian infrastructure, including
 90.4 but not limited to safe routes to school infrastructure and bicycle facilities and centers; and

90.5 (2) noninfrastructure programming, including activities as specified in section 174.40,
 90.6 subdivision 7a, paragraph (b).

90.7 Subd. 6. Project evaluation and selection. The council must establish a project
 90.8 evaluation and selection committee. The chair of the council must appoint one city council
 90.9 member or mayor from each council district to serve on the committee. The committee must
 90.10 establish a process to select projects that are competitive, criteria-based, and objective. The
 90.11 process must include criteria and prioritization of projects based on:

90.12 (1) the project's inclusion in a municipal or regional nonmotorized transportation system
 90.13 plan;

90.14 (2) the extent to which policies or practices of the political subdivision encourage and
 90.15 promote complete street planning, design, and construction;

90.16 (3) the extent to which the project supports connections between communities and to
 90.17 key destinations within a community;

90.18 (4) identified barriers or deficiencies in the nonmotorized transportation system;

90.19 (5) identified safety or health benefits;

90.20 (6) geographic equity in project benefits, with an emphasis on communities that are
 90.21 historically and currently underrepresented in local or regional planning; and

90.22 (7) the ability of a grantee to maintain the active transportation infrastructure following
 90.23 project completion.

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

90.25 Sec. 8. Minnesota Statutes 2022, section 473.3994, subdivision 1a, is amended to read:

90.26 Subd. 1a. **Designation of responsible authority.** For each proposed light rail transit
 90.27 facility in the metropolitan area, the governor must designate either the Metropolitan Council
 90.28 ~~or~~ the state of Minnesota acting through the commissioner of transportation as the entity
 90.29 responsible for planning, designing, acquiring, constructing, and equipping the facility.
 90.30 ~~Notwithstanding such designation,~~ The commissioner ~~and the council~~ may enter into one
 90.31 or more cooperative agreements with the Metropolitan Council with respect to the planning,

91.1 designing, ~~acquiring, constructing,~~ or equipping of a particular light rail transit facility that
 91.2 provide for the parties to exercise their respective authorities in support of the project in a
 91.3 manner that best serves the project and the public.

91.4 **EFFECTIVE DATE.** This section is effective the day following final enactment and
 91.5 applies to projects that enter into full funding grant agreements on or after that date.

91.6 Sec. 9. Minnesota Statutes 2022, section 473.3994, subdivision 4, is amended to read:

91.7 Subd. 4. **Preliminary design plans; council hearing.** If the governing body of one or
 91.8 more cities, counties, or towns disapproves the preliminary design plans within the period
 91.9 allowed under subdivision 3, the council shall hold a hearing on the plans, giving the
 91.10 commissioner of transportation, ~~if the responsible authority,~~ any disapproving local
 91.11 governmental units, and other persons an opportunity to present their views on the plans.
 91.12 The council may conduct independent study as it deems desirable and may mediate and
 91.13 attempt to resolve disagreements about the plans. Within 60 days after the hearing, the
 91.14 council shall review the plans and shall decide what amendments to the plans, if any, must
 91.15 be made to accommodate the objections presented by the disapproving local governmental
 91.16 units. Amendments to the plans as decided by the council must be made before continuing
 91.17 the planning and designing process.

91.18 **EFFECTIVE DATE.** This section is effective the day following final enactment and
 91.19 applies to projects that enter into full funding grant agreements on or after that date.

91.20 Sec. 10. Minnesota Statutes 2022, section 473.3994, subdivision 7, is amended to read:

91.21 Subd. 7. **Council review.** ~~If the commissioner is the responsible authority,~~ Before
 91.22 proceeding with construction of a light rail transit facility, the commissioner must submit
 91.23 preliminary and final design plans to the Metropolitan Council. The council must review
 91.24 the plans for consistency with the council's development guide and approve the plans.

91.25 **EFFECTIVE DATE.** This section is effective the day following final enactment and
 91.26 applies to projects that enter into full funding grant agreements on or after that date.

91.27 Sec. 11. Minnesota Statutes 2022, section 473.3994, subdivision 9, is amended to read:

91.28 Subd. 9. **Light rail transit operating costs.** (a) Before submitting an application for
 91.29 federal assistance for light rail transit facilities in the metropolitan area, the Metropolitan
 91.30 Council must prepare an estimate of the amount of operating subsidy which will be required
 91.31 to operate light rail transit in the corridor to which the federal assistance would be applied.
 91.32 The estimate must indicate the amount of operating subsidy estimated to be required in each

92.1 of the first ten years of operation of the light rail transit facility. ~~If the commissioner of~~
 92.2 ~~transportation is the responsible authority,~~ The commissioner must provide information
 92.3 requested by the council that is necessary to make the estimate.

92.4 (b) The council must review and evaluate the estimate developed under paragraph (a)
 92.5 with regard to the effect of operating the light rail transit facility on the currently available
 92.6 mechanisms for financing transit in the metropolitan area.

92.7 **EFFECTIVE DATE.** This section is effective the day following final enactment and
 92.8 applies to projects that enter into full funding grant agreements on or after that date.

92.9 Sec. 12. Minnesota Statutes 2022, section 473.3994, subdivision 14, is amended to read:

92.10 Subd. 14. **Transfer of facility after construction.** ~~If the commissioner of transportation~~
 92.11 ~~is the responsible authority for a particular light rail transit facility,~~ The commissioner must
 92.12 transfer to the Metropolitan Council all facilities constructed and all equipment and property
 92.13 acquired in developing ~~the~~ a particular light rail transit facility upon completion of
 92.14 construction.

92.15 **EFFECTIVE DATE.** This section is effective the day following final enactment and
 92.16 applies to projects that enter into full funding grant agreements on or after that date.

92.17 Sec. 13. Minnesota Statutes 2022, section 473.3995, is amended to read:

92.18 **473.3995 LIGHT RAIL TRANSIT; DESIGN-BUILD METHOD.**

92.19 (a) A responsible authority may use a design-build method of project development and
 92.20 construction for light rail transit. Notwithstanding any law to the contrary, a responsible
 92.21 authority may award a design-build contract on the basis of requests for proposals or requests
 92.22 for qualifications without bids. "Design-build method of project development and
 92.23 construction" means a project delivery system in which a single contractor is responsible
 92.24 for both the design and construction of the project and bids the design and construction
 92.25 together.

92.26 (b) If a responsible authority utilizes a design-build method of project development and
 92.27 construction for light rail transit, the requirements and procedures in sections 161.3410 to
 92.28 161.3426 apply to the procurement, subject to the following conditions and exceptions:

92.29 ~~(1) if the Metropolitan Council is the responsible authority for a particular light rail~~
 92.30 ~~transit project, when used in sections 161.3410 to 161.3426, (i) the terms "commissioner,"~~
 92.31 ~~"Minnesota Department of Transportation," "department," "state agencies," and "road~~
 92.32 ~~authority" refer to the Metropolitan Council, and (ii) the term "state" refers to the~~

93.1 ~~Metropolitan Council except in references to state law or in references to the state as a~~
 93.2 ~~geographical location;~~

93.3 ~~(2)~~ (1) the provisions of section 161.3412, subdivisions 3 and 4, are not applicable to
 93.4 the procurement; and

93.5 ~~(3)~~ (2) if any federal funds are used in developing or constructing the light rail transit
 93.6 project, any provisions in sections 161.3410 to 161.3426 that are inconsistent with, or
 93.7 prohibited by, any federal law, regulation, or other requirement are not applicable to the
 93.8 procurement.

93.9 **EFFECTIVE DATE.** This section is effective the day following final enactment and
 93.10 applies to projects that enter into full funding grant agreements on or after that date.

93.11 Sec. 14. Minnesota Statutes 2022, section 473.3997, is amended to read:

93.12 **473.3997 FEDERAL FUNDING; LIGHT RAIL TRANSIT.**

93.13 (a) Upon completion of the alternatives analysis and draft environmental impact statement,
 93.14 and selection of the locally preferred alternative, for each light rail transit facility, the
 93.15 responsible authority may prepare an application for federal assistance for the light rail
 93.16 transit facility. ~~If the commissioner is the responsible authority,~~ The application must be
 93.17 reviewed and approved by the Metropolitan Council before it is submitted by the
 93.18 commissioner. In reviewing the application the council must consider the operating cost
 93.19 estimate developed under section 473.3994, subdivision 9.

93.20 (b) Except for the designated responsible authority for a particular light rail transit
 93.21 facility, no political subdivision in the metropolitan area may on its own apply for federal
 93.22 assistance for light rail transit planning or construction.

93.23 **EFFECTIVE DATE.** This section is effective the day following final enactment and
 93.24 applies to projects that enter into full funding grant agreements on or after that date.

93.25 Sec. 15. Minnesota Statutes 2022, section 473.405, subdivision 4, is amended to read:

93.26 Subd. 4. **Transit systems.** Except as provided by sections 174.48 and 473.3993 to
 93.27 473.3997, the council may engineer, construct, equip, and operate transit and paratransit
 93.28 systems, projects, or any parts thereof, including road lanes or rights-of-way, terminal
 93.29 facilities, maintenance and garage facilities, ramps, parking areas, and any other facilities
 93.30 useful for or related to any public transit or paratransit system or project. The council may
 93.31 sell or lease naming rights with regard to light rail transit stations and apply revenues from
 93.32 sales or leases to light rail transit operating costs.

94.1 **EFFECTIVE DATE.** This section is effective the day following final enactment and
 94.2 applies to projects that enter into full funding grant agreements on or after that date.

94.3 Sec. 16. **[473.4065] TRANSIT RIDER ACTIVITY.**

94.4 Subdivision 1. **Code of conduct; establishment.** (a) The council must adopt a rider
 94.5 code of conduct for transit passengers. The council must post a copy of the code of conduct
 94.6 in a prominent location at each light rail transit station, bus rapid transit station, and transit
 94.7 center.

94.8 (b) The code of conduct must not prohibit sleeping in a manner that does not otherwise
 94.9 violate conduct requirements.

94.10 Subd. 2. **Code of conduct; violations.** An authorized transit representative, as defined
 94.11 in section 609.855, subdivision 7, paragraph (g), may order a person to depart a transit
 94.12 vehicle or transit facility for a violation of the rider code of conduct established under
 94.13 subdivision 1 if the person continues to act in violation of the code of conduct after being
 94.14 warned once to stop.

94.15 Subd. 3. **Paid fare zones.** The council must establish and clearly designate paid fare
 94.16 zones at each light rail transit station where the council utilizes self-service barrier-free fare
 94.17 collection.

94.18 Subd. 4. **Light rail transit facility monitoring.** (a) The council must implement and
 94.19 maintain public safety monitoring and response activities at light rail transit facilities that
 94.20 include:

94.21 (1) placement of security cameras and sufficient associated lighting that provide live
 94.22 coverage for (i) the entire area at each light rail transit station, and (ii) each light rail transit
 94.23 vehicle;

94.24 (2) installation of a public address system at each light rail transit station that is capable
 94.25 of providing information and warnings to passengers; and

94.26 (3) real-time active monitoring of passenger activity and potential violations throughout
 94.27 the light rail transit system.

94.28 (b) The monitoring activities must include timely maintenance or replacement of
 94.29 malfunctioning cameras or public address systems.

94.30 **EFFECTIVE DATE; APPLICATION.** This section is effective the day following
 94.31 final enactment and applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey,
 94.32 Scott, and Washington.

95.1 Sec. 17. [473.4075] TRANSIT RIDER INVESTMENT PROGRAM.

95.2 Subdivision 1. Definitions. (a) For purposes of this section, the following terms and the
95.3 terms defined in section 609.855, subdivision 7, have the meanings given.

95.4 (b) "Transit official" means an individual who is authorized as TRIP personnel, a
95.5 community service officer, or a peace officer as defined in section 626.84, subdivision 1,
95.6 paragraph (c).

95.7 (c) "TRIP personnel" means persons specifically authorized by the council for the TRIP
95.8 program under this section, including but not limited to fare inspection and enforcement,
95.9 who are not peace officers or community service officers.

95.10 (d) "TRIP" or "program" means the transit rider investment program established in this
95.11 section.

95.12 Subd. 2. Program established. (a) Subject to available funds, the council must implement
95.13 a transit rider investment program that provides for TRIP personnel deployment, fare payment
95.14 inspection, administrative citation issuance, rider education and assistance, and improvements
95.15 to the transit experience.

95.16 (b) As part of program implementation, the council must:

95.17 (1) adopt a resolution that establishes the program and establishes fine amounts in
95.18 accordance with subdivision 8;

95.19 (2) establish policies and procedures that govern authorizing and training TRIP personnel,
95.20 TRIP personnel uniforms, issuing an administrative citation, and contesting an administrative
95.21 citation;

95.22 (3) consult with stakeholders on the design of the program;

95.23 (4) develop a TRIP personnel recruitment plan that includes informing and supporting
95.24 potential applicants who are:

95.25 (i) representative of transit users; and

95.26 (ii) from cultural, ethnic, and racial communities that are historically underrepresented
95.27 in state or local public service;

95.28 (5) develop a TRIP personnel strategic deployment plan that:

95.29 (i) requires teams of at least two individuals; and

96.1 (ii) targets deployment to times and locations with identified concentrations of activity
96.2 that are subject to administrative citations, other citations, or arrest or that negatively impact
96.3 the rider experience; and

96.4 (6) provide for training to peace officers who provide law enforcement assistance under
96.5 an agreement with the council on the program and issuance of administrative citations.

96.6 Subd. 3. **TRIP manager.** The council must appoint a TRIP manager to manage the
96.7 program. The TRIP manager must have managerial experience in social services, transit
96.8 service, or law enforcement. The TRIP manager is a TRIP personnel staff member.

96.9 Subd. 4. **TRIP personnel; duties; requirements.** (a) The duties of the TRIP personnel
96.10 include:

96.11 (1) monitoring and responding to passenger activity including:

96.12 (i) educating passengers and specifying expectations related to the council's rider code
96.13 of conduct; and

96.14 (ii) assisting passengers in obtaining social services, such as through information and
96.15 referrals;

96.16 (2) acting as a liaison to social service agencies;

96.17 (3) providing information to passengers on using the transit system;

96.18 (4) providing direct navigation assistance and accompaniment to passengers who have
96.19 a disability, are elderly, or request enhanced personal aid;

96.20 (5) performing fare payment inspections;

96.21 (6) issuing administrative citations as provided in subdivision 6; and

96.22 (7) obtaining assistance from peace officers or community service officers as necessary.

96.23 (b) An individual who is authorized as TRIP personnel must be an employee of the
96.24 council and must wear the uniform as established by the council at all times when on duty.

96.25 Subd. 5. **TRIP personnel; training.** Training for TRIP personnel must include the
96.26 following topics:

96.27 (1) early warning techniques, crisis intervention, conflict de-escalation, and conflict
96.28 resolution;

96.29 (2) identification of persons likely in need of social services;

97.1 (3) locally available social service providers, including services for homelessness, mental
97.2 health, and addiction;

97.3 (4) policies and procedures for administrative citations; and

97.4 (5) administration of opiate antagonists in a manner that meets the requirements under
97.5 section 151.37, subdivision 12.

97.6 Subd. 6. **Administrative citations; authority; issuance.** (a) A transit official has the
97.7 exclusive authority to issue an administrative citation to a person who commits a violation
97.8 under section 609.855, subdivision 1 or 3.

97.9 (b) An administrative citation must include notification that the person has the right to
97.10 contest the citation, basic procedures for contesting the citation, and information on the
97.11 timeline and consequences for failure to contest the citation or pay the fine.

97.12 (c) The council must not mandate or suggest a quota for the issuance of administrative
97.13 citations under this section.

97.14 (d) Issuance and resolution of an administrative citation is a bar to prosecution under
97.15 section 609.855, subdivision 1 or 3, or for any other violation arising from the same conduct.

97.16 Subd. 7. **Administrative citations; disposition.** (a) A person who commits a violation
97.17 under section 609.855, subdivision 1 or 3, and is issued an administrative citation under
97.18 this section must, within 90 days of issuance, pay the fine as specified or contest the citation.
97.19 A person who fails to either pay the fine or contest the citation within the specified period
97.20 is considered to have waived the contested citation process and is subject to collections.

97.21 (b) The council must provide a civil process for a person to contest the administrative
97.22 citation before a neutral third party. The council may employ a council employee not
97.23 associated with its transit operations to hear and rule on challenges to administrative citations
97.24 or may contract with another unit of government or a private entity to provide the service.

97.25 (c) The council may contract with credit bureaus, public and private collection agencies,
97.26 the Department of Revenue, and other public or private entities providing collection services
97.27 as necessary for the collection of fine debts under this section. As determined by the council,
97.28 collection costs are added to the debts referred to a public or private collection entity for
97.29 collection. Collection costs include the fees of the collection entity and may include, if
97.30 separately provided, skip tracing fees, credit bureau reporting charges, and fees assessed
97.31 by any public entity for obtaining information necessary for debt collection. If the collection
97.32 entity collects an amount less than the total due, the payment is applied proportionally to
97.33 collection costs and the underlying debt.

98.1 Subd. 8. **Administrative citations; penalties.** (a) The amount of a fine under this section
 98.2 must be set at no less than \$35 and no more than \$100.

98.3 (b) Subject to paragraph (a), the council may adopt a graduated structure that increases
 98.4 the fine amount for second and subsequent violations.

98.5 (c) The council may adopt an alternative resolution procedure under which a person
 98.6 may resolve an administrative citation in lieu of paying a fine by complying with terms
 98.7 established by the council for community service, prepayment of future transit fares, or
 98.8 both. The alternative resolution procedure must be available only to a person who has
 98.9 committed a violation under section 609.855, subdivision 1 or 3, for the first time, unless
 98.10 the person demonstrates financial hardship under criteria established by the council.

98.11 **EFFECTIVE DATE; APPLICATION.** This section is effective July 1, 2023, except
 98.12 that subdivisions 1 and 3 are effective the day following final enactment. This section applies
 98.13 in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

98.14 Sec. 18. **[473.4077] LEGISLATIVE REPORT; TRANSIT SAFETY AND RIDER**
 98.15 **EXPERIENCE.**

98.16 Subdivision 1. **Definitions.** For purposes of this section, the terms defined in section
 98.17 473.4075 have the meanings given.

98.18 Subd. 2. **Legislative report.** (a) Annually by February 15, the council must submit a
 98.19 report on transit safety and rider experience to the chairs and ranking minority members of
 98.20 the legislative committees with jurisdiction over transportation policy and finance.

98.21 (b) At a minimum, the report must:

98.22 (1) provide an overview of transit safety issues and actions taken by the council to
 98.23 improve safety, including improvements made to equipment and infrastructure;

98.24 (2) provide an overview of the rider code of conduct and measures required under section
 98.25 473.4065;

98.26 (3) provide an overview of the transit rider investment program under section 473.4075
 98.27 and the program's structure and implementation;

98.28 (4) provide an overview of the activities of transit rider investment program personnel,
 98.29 including specifically describing the activities of uniformed transit safety officials;

98.30 (5) provide a description of all policies adopted pursuant to section 473.4075, the need
 98.31 for each policy, and a copy of each policy;

- 99.1 (6) if the council adopted an alternative resolution procedure pursuant to section 473.4075,
99.2 subdivision 5, provide:
- 99.3 (i) a description of that procedure;
- 99.4 (ii) the criteria used to determine financial hardship; and
- 99.5 (iii) for each of the previous three calendar years, how frequently the procedure was
99.6 used, the number of community service hours performed, and the total amount paid as
99.7 prepayment of transit fares;
- 99.8 (7) for each of the previous three calendar years:
- 99.9 (i) identify the number of fare compliance inspections that were completed including
99.10 the total number and the number as a percentage of total rides;
- 99.11 (ii) state the number of warnings and citations issued by the Metro Transit Police
99.12 Department and transit agents, including a breakdown of which type of officer or official
99.13 issued the citation, the statutory authority for issuing the warning or citation, the reason
99.14 given for each warning or citation issued, and the total number of times each reason was
99.15 given;
- 99.16 (iii) state the number of administrative citations that were appealed pursuant to section
99.17 473.4075, the number of those citations that were dismissed on appeal, and a breakdown
99.18 of the reasons for dismissal;
- 99.19 (iv) include data and statistics on crime rates occurring on public transit vehicles and
99.20 surrounding transit stops and stations;
- 99.21 (v) state the number of peace officers employed by the Metro Transit Police Department;
- 99.22 (vi) state the average number of peace officers employed by the Metro Transit Police
99.23 Department; and
- 99.24 (vii) state the number of uniformed transit safety officials and community service officers
99.25 who served as transit agents;
- 99.26 (8) analyze impacts of the transit rider investment program on fare compliance and
99.27 customer experience for riders, including rates of fare violations; and
- 99.28 (9) make recommendations on the following:
- 99.29 (i) changes to the administrative citation program; and
- 99.30 (ii) methods to improve safety on public transit and at transit stops and stations.

100.1 **EFFECTIVE DATE; APPLICATION.** This section is effective July 1, 2023, and
100.2 applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

100.3 Sec. 19. **[473.453] COMPLETE BIDDING REQUIREMENTS; LEGISLATIVE**
100.4 **REPORT.**

100.5 Notwithstanding the provisions of sections 471.345 and 473.3994, if the Metropolitan
100.6 Council is the responsible authority of a transit project with a total project cost of greater
100.7 than \$50,000,000, the council must notify the chairs and ranking minority members of the
100.8 legislative committees with jurisdiction over transportation finance and policy at least 30
100.9 days before bidding commences if the council's project specifications are incomplete or
100.10 subject to significant additions. The notification must include the council's reasons for
100.11 incomplete project specifications or the reasons why the significant project additions are
100.12 not included in the bidding process.

100.13 **EFFECTIVE DATE; APPLICATION.** This section is effective the day following
100.14 final enactment and applies to bids made on or after October 1, 2023. This section applies
100.15 in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

100.16 Sec. 20. **[473.454] CONTINGENCY PLANS AND RESERVE; REPORT REQUIRED.**

100.17 (a) Notwithstanding the provisions of sections 471.345 and 473.3994, a responsible
100.18 authority must establish formal contingency plans for temporarily or permanently stopping
100.19 work if:

100.20 (1) a light rail transit project will not be completed within a year of its scheduled
100.21 completion date;

100.22 (2) total expenditures on the project to date are anticipated to increase by ten percent
100.23 above the most recent cost estimate; or

100.24 (3) any of the responsible authority's civil contractors submits a schedule update with a
100.25 delay of greater than six months from the most recent estimated completion date.

100.26 (b) A contingency plan created under this section must evaluate:

100.27 (1) how the responsible authority will address any increases to the total project cost;

100.28 (2) the impact to any delay to the responsible authority's contingency budget reserves;

100.29 (3) the effect on existing contractual obligations; and

100.30 (4) a new baseline schedule for completion of the project.

101.1 Within 30 days of the contingency plan being created, the responsible authority must submit
 101.2 the contingency plan to the chairs and ranking minority members of the legislative
 101.3 committees with jurisdiction over transportation finance and policy.

101.4 (c) Notwithstanding any provision of law to the contrary, if a responsible authority
 101.5 applies for grants from the Federal Transit Administration totaling more than \$50,000,000
 101.6 and the Federal Transit Administration institutes an evaluation of the responsible party's
 101.7 financial capacity, the responsible authority must report to the chairs and ranking minority
 101.8 members of the legislative committees with jurisdiction over transportation policy and
 101.9 finance. The report must be submitted to the legislature within 30 days of the Federal Transit
 101.10 Administration initiating the review. The report must detail how the responsible authority
 101.11 plans to provide sufficient funding for unexpected cost overruns and which local authority
 101.12 would be responsible for providing the additional funding if necessary.

101.13 (d) A responsible authority may not adopt changes to design or construction plans for
 101.14 a light rail transit project without establishing a contingency plan under this section if the
 101.15 responsible authority:

101.16 (1) has insufficient funds to complete the light rail transit project; or

101.17 (2) has insufficient funds to halt the light rail transit project.

101.18 **EFFECTIVE DATE; APPLICATION.** This section is effective the day following
 101.19 final enactment and applies to bids made on or after October 1, 2023. This section applies
 101.20 in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

101.21 **Sec. 21. [473.455] CONTRACT SCHEDULE REQUIREMENTS; REPORT**
 101.22 **REQUIRED .**

101.23 **Subdivision 1. Schedule agreement required.** (a) Notwithstanding the provisions of
 101.24 sections 471.345 and 473.3994, if the council is the responsible authority for a light rail
 101.25 transit project, any agreement between the council and a contractor with respect to
 101.26 constructing any portion of a light rail transit project must contain a preliminary construction
 101.27 schedule agreement and a proposed general baseline schedule.

101.28 (b) If the council is the responsible authority, the council must consider whether to
 101.29 approve a preliminary construction schedule. A preliminary construction schedule agreement
 101.30 must contain:

101.31 (1) contractual milestones needed to complete the project within the required interim
 101.32 and final completion dates;

102.1 (2) a schedule for the first 180 days of work under the contract; and

102.2 (3) an initial draft baseline schedule that forms the basis of a general baseline schedule
102.3 proposed in paragraph (c).

102.4 (c) Upon approval by the council of a preliminary construction schedule, the contractor
102.5 and the council must evaluate the initial general baseline schedule set forth in paragraph
102.6 (b), clause (3), as the basis for the proposed general baseline schedule. The proposed general
102.7 baseline schedule must establish how the contractor plans to complete all contracted work
102.8 for the light rail transit project and include a detailed scope of work that includes but is not
102.9 limited to a framework that assigns costs and resources for each specifically scheduled task.

102.10 (d) If the council is the responsible authority and approves the proposed general baseline
102.11 schedule with respect to constructing any portion of a light rail transit project, the contractor
102.12 must submit monthly written status reports to the council. Any late, repeat, or incomplete
102.13 submissions by the contractor are considered a nonexcusable delay and entitles the council
102.14 to stop completed work payments under subdivision 4.

102.15 Subd. 2. **Prohibition.** If the council is the responsible authority for a light rail transit
102.16 project, construction cannot begin without an accepted general baseline schedule by both
102.17 the council and the contractor under subdivision 1, paragraph (c). The council and the
102.18 contractor must approve the preliminary construction schedule before establishing and
102.19 approving a proposed general baseline schedule.

102.20 Subd. 3. **Conditional approval.** If the council is the responsible authority for a light
102.21 rail transit project and the contractor proposes revision to either an approved preliminary
102.22 construction schedule or an accepted general baseline schedule under subdivision 1, paragraph
102.23 (d), the council must decide whether to approve the proposed revision before issuing any
102.24 further completed work payment to the contractor. If the council rejects the proposed revision,
102.25 the council must immediately suspend payments to the contractor.

102.26 Subd. 4. **Enforcement.** An agreement between the council and the contractor with
102.27 respect to constructing any portion of a light rail transit project must include provisions to
102.28 allow the council to withhold payments for completed work if the contractor is delinquent
102.29 under the general baseline schedule requirements in subdivision 1, paragraph (c), and for
102.30 conditional approval of construction as provided in subdivision 3. Withheld payments under
102.31 this subdivision must be greater than five percent and less than ten percent of the total
102.32 payment requested by the contractor.

102.33 Subd. 5. **Report required.** (a) If the council is the responsible authority and a preliminary
102.34 construction schedule and a general baseline schedule are approved for constructing a portion

103.1 of a light rail project, the council must submit the preliminary construction schedule and
 103.2 general baseline schedule to the chairs and ranking minority members of the legislative
 103.3 committees with jurisdiction over transportation finance and policy within 30 days.

103.4 (b) If the council is the responsible authority, and no agreement can be reached on a
 103.5 general baseline schedule under subdivision 1, paragraph (c), the council must submit a
 103.6 report to the chairs and ranking minority members of the legislative committees with
 103.7 jurisdiction over transportation finance and policy within 30 days on the barriers facing
 103.8 approval of the general baseline construction schedule.

103.9 (c) If the council is the responsible authority and receives notification of a proposed
 103.10 revision to either the preliminary construction schedule or general baseline schedule under
 103.11 subdivision 3, the council must report to the chairs and ranking minority members of the
 103.12 legislative committees with jurisdiction over transportation finance and policy within 14
 103.13 days of the proposed revision on the estimated impact on the project completion date and
 103.14 total project cost from the proposed revision. If the council rejects the proposed revision,
 103.15 the council must notify the chairs and ranking minority members of the legislative committees
 103.16 with jurisdiction over transportation finance and policy within seven days of rejection.

103.17 (d) If the council is the responsible authority and withholds completed work payments
 103.18 greater than \$50,000 from a contractor under subdivision 4, the council must report to the
 103.19 chairs and ranking minority members of the legislative committees with jurisdiction over
 103.20 transportation finance and policy within 14 days on the amount withheld, the reasons for
 103.21 withholding payment, and the steps needed to address the delay.

103.22 **EFFECTIVE DATE; APPLICATION.** This section is effective the day following
 103.23 final enactment and applies to bids made on or after October 1, 2023. This section applies
 103.24 in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

103.25 **Sec. 22. [473.456] PEER REVIEW FOR CERTAIN PROJECT ELEMENTS;**
 103.26 **LEGISLATIVE REPORTS.**

103.27 (a) For purposes of this section, the term "value analysis" has the meaning given in
 103.28 section 174.15, subdivision 3, and the term "value engineering proposal" has the meaning
 103.29 given in section 174.15, subdivision 4.

103.30 (b) Notwithstanding any law to the contrary, if the Metropolitan Council is the responsible
 103.31 authority for a light rail transit project, the council must establish a multiparty peer review
 103.32 application to initiate a multiparty peer review process with the Department of Transportation
 103.33 and any counties within which a transit project is to be operated. The multiparty peer review

104.1 application must be filed within 180 days of the start date of the contract and every 90 days
 104.2 thereafter until the project is completed. The commissioner of transportation must review
 104.3 the multiparty peer review application and determine whether to initiate a multiparty peer
 104.4 review. In determining whether to initiate a peer review, the commissioner must apply value
 104.5 analysis to either (1) the entirety of the light rail transit project, (2) a project element at risk
 104.6 of delay or high costs, or (3) any new or substantial work proposed after civil construction
 104.7 bidding was completed.

104.8 (c) If the commissioner of transportation determines a value analysis is appropriate after
 104.9 reviewing the multiparty peer review application or if the council estimates a project element
 104.10 will exceed more than \$20,000,000, the multiparty peer review must convene and produce
 104.11 a value engineering proposal report. The value engineering proposal report must be issued
 104.12 by the multiparty peer review within six months after the multiparty peer review is formed.
 104.13 In addition to the evaluation under section 174.15, subdivision 4, the report must analyze:

104.14 (1) improvements or efficiencies in construction methods;

104.15 (2) improvements to the change order process;

104.16 (3) an evaluation of contractor oversight and best practices;

104.17 (4) improvements or efficiencies in the procurement process; and

104.18 (5) any contractual issues arising from the transit project.

104.19 (d) With existing resources, the council is responsible for the costs of conducting and
 104.20 administering the peer review and value engineering proposal.

104.21 (e) If a value engineering proposal report is submitted under this section, the report must
 104.22 be submitted within 30 days to the chairs and ranking minority members of the legislative
 104.23 committees with jurisdiction over transportation policy and finance.

104.24 **EFFECTIVE DATE; APPLICATION.** This section is effective the day following
 104.25 final enactment and applies to bids made on or after October 1, 2023. This section applies
 104.26 in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

104.27 **Sec. 23. [473.46] PROJECT COMPLETION DELAY NOTIFICATION**
 104.28 **REQUIREMENT.**

104.29 (a) Notwithstanding the requirements in Laws 2022, chapter 39, section 2, the responsible
 104.30 authority for a light rail transit project must provide status updates on the light rail project
 104.31 to the chairs and ranking minority members of the legislative committees with jurisdiction

105.1 over transportation policy and finance. The status reports must be provided biannually by
 105.2 January 1 and July 1 and must include:

105.3 (1) total expenditures on the project during the previous three months as compared to
 105.4 projections;

105.5 (2) total expenditures on the project during the next three-, six-, and nine-month intervals;

105.6 (3) total expenditures on the project to date;

105.7 (4) the total project cost estimate; and

105.8 (5) any change in the date of anticipated project completion.

105.9 (b) The responsible authority must notify the chairs and ranking minority members of
 105.10 the legislative committees with jurisdiction over transportation policy and finance within
 105.11 seven calendar days when:

105.12 (1) the authority is deliberating whether a delay in the light rail project completion date
 105.13 of three months or more beyond the estimated completion date is likely to occur; and

105.14 (2) the authority is deliberating whether an increase to the total light rail project cost is
 105.15 anticipated to increase by \$50,000,000 or five percent or more above the most recent cost
 105.16 estimate, whichever is less.

105.17 (c) A responsible authority providing a status report under this section must initiate a
 105.18 multiparty peer review as provided under section 473.456 and conduct separate value
 105.19 engineering studies for individual project elements expected to cause the delay or increase
 105.20 in project cost within 30 days of filing the status report to the legislature.

105.21 **EFFECTIVE DATE; APPLICATION.** This section is effective the day following
 105.22 final enactment and applies to bids made on or after October 1, 2023. This section applies
 105.23 in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

105.24 **Sec. 24. [473.461] SETTLEMENT EXPENSES; LEGISLATIVE REPORT.**

105.25 If the council is the responsible authority and enters into a settlement agreement with a
 105.26 contractor in association with the construction of a light rail transit project, the council must
 105.27 submit a settlement expenditure notification to the chairs and ranking minority members of
 105.28 the legislative committees with jurisdiction over transportation policy and finance within
 105.29 21 calendar days. The settlement expenditure notification must include:

105.30 (1) the terms of the settlement agreement;

105.31 (2) the total expenditure of the settlement agreement;

106.1 (3) whether the settlement agreement will lengthen the timeline for construction of the
 106.2 light rail project;

106.3 (4) whether the settlement agreement resolves all outstanding disputes between the
 106.4 council and the contractor;

106.5 (5) whether the settlement agreement increases estimated project expenses and costs;
 106.6 and

106.7 (6) whether the settlement agreement requires the council to participate in alternative
 106.8 dispute resolution.

106.9 **EFFECTIVE DATE; APPLICATION.** This section is effective the day following
 106.10 final enactment and applies to bids made on or after October 1, 2023. This section applies
 106.11 in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

106.12 Sec. 25. Minnesota Statutes 2022, section 473.859, is amended by adding a subdivision
 106.13 to read:

106.14 **Subd. 7. Climate action plan.** The council must specify how the information in section
 106.15 473.146, subdivision 5, must be incorporated into comprehensive plan content.

106.16 **EFFECTIVE DATE; APPLICATION.** This section is effective the day following
 106.17 final enactment and applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey,
 106.18 Scott, and Washington.

106.19 Sec. 26. Minnesota Statutes 2022, section 609.855, subdivision 1, is amended to read:

106.20 Subdivision 1. **Unlawfully obtaining services; petty misdemeanor.** (a) A person is
 106.21 guilty of a petty misdemeanor who intentionally obtains or attempts to obtain service for
 106.22 himself, herself, or another person from a provider of public transit or from a public
 106.23 conveyance by doing any of the following:

106.24 (1) occupies or rides in any public transit vehicle without paying the applicable fare or
 106.25 otherwise obtaining the consent of the transit provider including:

106.26 (i) the use of a reduced fare when a person is not eligible for the fare; or

106.27 (ii) the use of a fare medium issued solely for the use of a particular individual by another
 106.28 individual;

106.29 (2) presents a falsified, counterfeit, photocopied, or other deceptively manipulated fare
 106.30 medium as fare payment or proof of fare payment;

107.1 (3) sells, provides, copies, reproduces, or creates any version of any fare medium without
107.2 the consent of the transit provider; or

107.3 (4) puts or attempts to put any of the following into any fare box, pass reader, ticket
107.4 vending machine, or other fare collection equipment of a transit provider:

107.5 (i) papers, articles, instruments, or items other than fare media or currency; or

107.6 (ii) a fare medium that is not valid for the place or time at, or the manner in, which it is
107.7 used.

107.8 (b) Where self-service barrier-free fare collection is utilized by a public transit provider,
107.9 it is a violation of this subdivision to intentionally fail to exhibit proof of fare payment upon
107.10 the request of an authorized transit representative when entering, riding upon, or leaving a
107.11 transit vehicle or when present in a designated paid fare zone located in a transit facility.

107.12 (c) A person who violates this subdivision must pay a fine of no more than \$10.

107.13 EFFECTIVE DATE. This section is effective July 1, 2023, and applies to violations
107.14 committed on or after that date.

107.15 Sec. 27. Minnesota Statutes 2022, section 609.855, subdivision 3, is amended to read:

107.16 Subd. 3. **Prohibited activities; petty misdemeanor.** ~~(a) A person is guilty of a~~
107.17 ~~misdemeanor who, while riding in a vehicle providing public transit service:~~

107.18 ~~(1) operates a radio, television, tape player, electronic musical instrument, or other~~
107.19 ~~electronic device, other than a watch, which amplifies music, unless the sound emanates~~
107.20 ~~only from earphones or headphones and except that vehicle operators may operate electronic~~
107.21 ~~equipment for official business;~~

107.22 ~~(2) smokes or carries lighted smoking paraphernalia;~~

107.23 ~~(3) consumes food or beverages, except when authorized by the operator or other official~~
107.24 ~~of the transit system;~~

107.25 ~~(4) (a) A person who~~ throws or deposits litter; ~~or~~ while riding in a vehicle providing
107.26 public transit service is guilty of a petty misdemeanor.

107.27 ~~(5) carries or is in control of an animal without the operator's consent.~~

107.28 (b) A person is guilty of a violation of this subdivision only if the person continues to
107.29 act in violation of this subdivision after being warned once by an authorized transit
107.30 representative to stop the conduct.

108.1 **EFFECTIVE DATE.** This section is effective July 1, 2023, and applies to violations
108.2 committed on or after that date.

108.3 Sec. 28. Minnesota Statutes 2022, section 609.855, is amended by adding a subdivision
108.4 to read:

108.5 Subd. 3a. **Prohibited activities; misdemeanor.** (a) A person who performs any of the
108.6 following while in a transit vehicle or at a transit facility is guilty of a misdemeanor:

108.7 (1) smokes, as defined in section 144.413, subdivision 4;

108.8 (2) urinates or defecates;

108.9 (3) consumes an alcoholic beverage, as defined in section 340A.101, subdivision 2;

108.10 (4) damages a transit vehicle or transit facility in a manner that meets the requirements
108.11 for criminal damage to property in the fourth degree under section 609.595, subdivision 3;

108.12 (5) performs vandalism, defacement, and placement of graffiti as defined in section
108.13 617.90, subdivision 1; or

108.14 (6) engages in disorderly conduct as specified in section 609.72, subdivision 1, clause
108.15 (3).

108.16 (b) A peace officer, as defined in section 626.84, subdivision 1, paragraph (c), may order
108.17 a person to depart a transit vehicle or transit facility for a violation under paragraph (a).

108.18 **EFFECTIVE DATE.** This section is effective July 1, 2023, and applies to violations
108.19 committed on or after that date.

108.20 Sec. 29. Minnesota Statutes 2022, section 609.855, subdivision 7, is amended to read:

108.21 Subd. 7. **Definitions.** (a) The definitions in this subdivision apply in this section.

108.22 (b) "Public transit" or "transit" has the meaning given in section 174.22, subdivision 7.

108.23 (c) "Public transit vehicle" or "transit vehicle" means any vehicle used for the purpose
108.24 of providing public transit, whether or not the vehicle is owned or operated by a public
108.25 entity.

108.26 (d) "Public transit facilities" or "transit facilities" means any vehicles, equipment,
108.27 property, structures, stations, improvements, plants, parking or other facilities, or rights that
108.28 are owned, leased, held, or used for the purpose of providing public transit, whether or not
108.29 the facility is owned or operated by a public entity.

109.1 (e) "Fare medium" means a ticket, smart card, pass, coupon, token, transfer, or other
 109.2 medium sold or distributed by a public transit provider, or its authorized agents, for use in
 109.3 gaining entry to or use of the public transit facilities or vehicles of the provider.

109.4 (f) "Proof of fare payment" means a fare medium valid for the place or time at, or the
 109.5 manner in, which it is used. If using a reduced-fare medium, proof of fare payment also
 109.6 includes proper identification demonstrating a person's eligibility for the reduced fare. If
 109.7 using a fare medium issued solely for the use of a particular individual, proof of fare payment
 109.8 also includes an identification document bearing a photographic likeness of the individual
 109.9 and demonstrating that the individual is the person to whom the fare medium is issued.

109.10 (g) "Authorized transit representative" means the person authorized by the transit provider
 109.11 to operate the transit vehicle, a peace officer, a transit official under section 473.4075,
 109.12 subdivision 1, or any other person designated by the transit provider as an authorized transit
 109.13 ~~provider~~ representative under this section.

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

109.15 Sec. 30. Laws 2021, First Special Session chapter 5, article 4, section 143, is amended to
 109.16 read:

109.17 Sec. 143. **STUDY ON POST-COVID PANDEMIC PUBLIC TRANSPORTATION.**

109.18 (a) ~~From funds specified under Minnesota Statutes, section 161.53, paragraph (b), the~~
 109.19 ~~commissioner of transportation~~ Using existing resources, the Metropolitan Council must
 109.20 arrange and pay for a study by the Center for Transportation Studies at the University of
 109.21 Minnesota that examines public transportation after the COVID-19 pandemic is substantially
 109.22 curtailed in the United States. At a minimum, the study must:

109.23 (1) focus primarily on transit service ~~for commuters in~~ throughout the metropolitan area,
 109.24 as defined in Minnesota Statutes, section 473.121, subdivision 2;

109.25 (2) specifically review Northstar Commuter Rail and commuter-oriented transit service
 109.26 by the Metropolitan Council and by the suburban transit providers; and

109.27 (3) provide analysis and projections for the public transit system in the metropolitan
 109.28 area, as defined in Minnesota Statutes, section 473.121, subdivision 2, on anticipated changes
 109.29 in:

109.30 (i) ridership;

109.31 (ii) demand for different modes and forms of active and public transportation;

110.1 (iii) transit service levels and features;

110.2 (iv) revenue and expenditures; and

110.3 (v) long-term impacts.

110.4 (b) By ~~February~~ October 1, 2023 2024, the ~~commissioner~~ chair of the Metropolitan
 110.5 Council must provide a copy of the study to the members of the legislative committees with
 110.6 jurisdiction over transportation policy and finance.

110.7 **EFFECTIVE DATE; APPLICATION.** This section is effective the day following
 110.8 final enactment and applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey,
 110.9 Scott, and Washington.

110.10 Sec. 31. Laws 2022, chapter 39, section 2, is amended to read:

110.11 Sec. 2. **SOUTHWEST LIGHT RAIL TRANSIT; EXPENDITURES AND**
 110.12 **SCHEDULE.**

110.13 (a) Annually by January 1 and July 1, the Metropolitan Council must provide status
 110.14 updates on the Southwest light rail transit project to the chairs and ranking minority members
 110.15 of the legislative committees with jurisdiction over transportation policy and finance. Each
 110.16 status update must include:

110.17 (1) total expenditures on the project during the previous six months as compared to
 110.18 projections;

110.19 (2) total expenditures on the project anticipated over the next six months; ~~and~~

110.20 (3) total expenditures on the project to date;

110.21 (4) the total project cost estimate; and

110.22 (5) any change in the date of anticipated project completion.

110.23 (b) The Metropolitan Council must notify the chairs and ranking minority members of
 110.24 the legislative committees with jurisdiction over transportation policy and finance within
 110.25 seven calendar days of making a determination that:

110.26 (1) the anticipated Southwest light rail project completion date is delayed by six months
 110.27 or more beyond the estimated completion date determined as of the effective date of this
 110.28 section;

110.29 (2) the anticipated Southwest light rail project completion date is delayed by six months
 110.30 or more beyond the most recent estimated completion date;

111.1 (3) the total Southwest light rail project cost is anticipated to increase by five percent
 111.2 or more above the project cost estimate determined as of the effective date of this section;
 111.3 or

111.4 (4) the total Southwest light rail project cost is anticipated to increase by five percent
 111.5 or more above the most recent cost estimate.

111.6 (c) On a monthly basis and at least 30 days prior to making an expenditure for the
 111.7 Southwest light rail transit project, the Metropolitan Council must submit an expenditure
 111.8 notification for review and comment to the chairs and ranking minority members of the
 111.9 legislative committees with jurisdiction over transportation policy and finance and to the
 111.10 members of the Legislative Commission on Metropolitan Government. A notification must
 111.11 include the following for each expenditure or for a subtotal of related expenditures:

111.12 (1) the expenditure or subtotal amount;

111.13 (2) the specific standard cost category; and

111.14 (3) identification or a brief summary of the nature of the expenditure.

111.15 (d) It is the intent of the legislature that the requirements in paragraph (c) are repealed
 111.16 following enactment of substantive changes to the governance structure of the Metropolitan
 111.17 Council.

111.18 **EFFECTIVE DATE; APPLICATION.** This section is effective the day following
 111.19 final enactment and applies to expenditures made on or after October 1, 2023. This section
 111.20 applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

111.21 **Sec. 32. METROPOLITAN COUNCIL CHARTER COMMISSION.**

111.22 Subdivision 1. **Appointments.** Within 30 days of the effective date of this section, the
 111.23 chief judge of Ramsey County shall appoint 11 individuals from the counties under the
 111.24 jurisdiction of the Metropolitan Council who have expertise in regional governance and the
 111.25 law to serve as members of the charter commission.

111.26 Subd. 2. **Terms.** Members of the charter commission shall hold office until February
 111.27 15, 2024. Vacancies shall be filled by the appointing authority. Appointments shall be made
 111.28 by filing with the Metropolitan Council. An appointee shall file acceptance of the appointment
 111.29 with the Metropolitan Council within ten days or be considered to have declined the
 111.30 appointment.

112.1 Subd. 3. **Chair; rules.** The charter commission shall meet within 30 days after the initial
112.2 appointment, elect a chair, and establish rules, including quorum requirements, for its
112.3 operation and procedures.

112.4 Subd. 4. **Expenses and administration.** The members of the charter commission shall
112.5 receive no compensation except reimbursement for expenses actually incurred in the course
112.6 of their duties. The Metropolitan Council shall make an appropriation to the charter
112.7 commission to be used to employ research and clerical assistance, for supplies, and to meet
112.8 expenses considered necessary by the charter commission. The charter commission shall
112.9 have the right to request and receive assistance from the Metropolitan Council staff.

112.10 Subd. 5. **Powers and duties.** The charter commission shall frame a proposed charter to
112.11 provide for the governance structure of the Metropolitan Council. In framing the proposed
112.12 charter, the charter commission may consult with external experts and scholars. The charter
112.13 commission shall review and analyze the existing powers, authorities, and responsibilities
112.14 of the Metropolitan Council, and notwithstanding any law to the contrary, determine that
112.15 the proposed charter provisions include modifications to existing authority and governance,
112.16 including the requirement that the Metropolitan Council members be elected. The charter
112.17 commission shall determine when and the process by which the proposed charter is submitted
112.18 to the voters affected by the charter.

112.19 Subd. 6. **Report.** The charter commission shall provide a report to the chairs and ranking
112.20 minority members of the legislative committees with jurisdiction over Metropolitan Council
112.21 governance by February 15, 2024. The report shall contain the proposed charter, the process
112.22 and timing of submitting the proposed charter to the voters, and necessary amendments to
112.23 state law to effectuate the proposed charter.

112.24 **EFFECTIVE DATE.** This section is effective the day following final enactment and
112.25 applies to the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

112.26 Sec. 33. **MASS TRANSIT REPORTS; RIDERSHIP; CRIME.**

112.27 (a) The Metropolitan Council must post on the council's website a monthly report,
112.28 including ridership statistics for each guideway and busway in revenue operation. In each
112.29 report, the council must also include the ridership projections made at the time of the full
112.30 funding grant agreement for each guideway and busway. The council must post each monthly
112.31 report within 60 days after the end of that month. The council must ensure that a report is
112.32 available on the council's website for a minimum of five years after the report is posted.

113.1 (b) The council must post on the council's website a quarterly report, including crime
113.2 statistics for crimes occurring on a light rail transit vehicle, bus, commuter rail car, or at
113.3 any transit platform, stop, or facility. The report must break down the data by mode of transit
113.4 and type of crime. The council must ensure that a report is available on the council's website
113.5 for a minimum of five years after the report is posted.

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

113.7 Sec. 34. **METRO MOBILITY ENHANCEMENT PILOT PROGRAM.**

113.8 Subdivision 1. **Definition.** For purposes of this section, "pilot program" means the Metro
113.9 Mobility enhancement pilot program established in this section.

113.10 Subd. 2. **Establishment.** Subject to available funds, the Metropolitan Council must
113.11 implement a pilot program to enhance the existing service levels of Metro Mobility under
113.12 Minnesota Statutes, section 473.386.

113.13 Subd. 3. **Requirements.** The pilot program must:

113.14 (1) commence by September 1, 2023, and operate until December 31, 2025;

113.15 (2) provide for advanced scheduling of enhanced Metro Mobility service;

113.16 (3) to the extent feasible, provide service outside of the current Metro Mobility hours
113.17 of service, as follows:

113.18 (i) on weekdays from 6:00 a.m. to 10:00 p.m.;

113.19 (ii) on Saturdays from 7:00 a.m. to 11:00 p.m.; and

113.20 (iii) on Sundays from 7:00 a.m. to 10:00 p.m.;

113.21 (4) cover the entirety of the geographic area specified in Minnesota Statutes, section
113.22 473.386, subdivision 3, clause (9); and

113.23 (5) establish rider eligibility and fares in a manner that is substantially comparable to
113.24 the requirements under Metro Mobility.

113.25 Subd. 4. **Legislative report.** By February 1, 2026, the Metropolitan Council must submit
113.26 a report to the chairs and ranking minority members of the legislative committees with
113.27 jurisdiction over transportation policy and finance concerning the pilot program. At a
113.28 minimum, the report must:

113.29 (1) summarize pilot program implementation;

113.30 (2) provide a fiscal review that identifies uses of funds;

114.1 (3) analyze results under the pilot program, including improvements to service and
 114.2 customer experience;

114.3 (4) evaluate accessibility impacts and constraints for riders who use a wheelchair or
 114.4 otherwise require specialized equipment or service;

114.5 (5) consider service models, technologies, partnership models, and anticipated industry
 114.6 changes;

114.7 (6) identify findings, practices, and considerations for replication in communities
 114.8 throughout the state;

114.9 (7) review any modifications under consideration, planned, or implemented for the Metro
 114.10 Mobility program; and

114.11 (8) make any recommendations on service improvements related to Metro Mobility,
 114.12 including fiscal implications.

114.13 **EFFECTIVE DATE; APPLICATION.** This section is effective the day following
 114.14 final enactment and applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey,
 114.15 Scott, and Washington.

114.16 Sec. 35. **METROPOLITAN COUNCIL; LAND USE STUDY.**

114.17 **Subdivision 1. Definitions.** The definitions provided in Minnesota Statutes, section
 114.18 473.121, apply to this section.

114.19 **Subd. 2. Metropolitan land use study.** The Metropolitan Council must conduct and
 114.20 complete a metropolitan land use and transportation policy study on or before June 30,
 114.21 2024, that analyzes the degree to which current land use and transportation policies in the
 114.22 metropolitan area support or hinder state and local governmental unit transportation,
 114.23 environmental, greenhouse gas emissions, and equity goals. The study must be used to
 114.24 inform the 2050 comprehensive development guide for the metropolitan area.

114.25 **Subd. 3. Study contents.** The study under this section must include:

114.26 (1) a comparison of current land use policies in the metropolitan area with alternative
 114.27 growth development scenarios, including efficient land use and compact growth;

114.28 (2) a determination of the costs to local and regional metropolitan area government
 114.29 services to implement efficient land use policies, including the costs to construct and maintain
 114.30 transportation and water infrastructure and emergency services;

115.1 (3) an analysis of how implementation of efficient land use policies would reduce future
115.2 costs to local and regional metropolitan area government with regard to transportation and
115.3 water infrastructure and emergency services;

115.4 (4) an assessment of transportation and related infrastructure necessary to facilitate
115.5 efficient land use policies, including but not limited to estimations of road lane miles, utility
115.6 miles, and land acreage necessary to facilitate such policies;

115.7 (5) an analysis of sewer access and water access charges and policies, including an
115.8 analysis of the differences in the charges between property classifications and charges in
115.9 urban, suburban, and rural areas;

115.10 (6) the estimated impact implementation of efficient land use policies would have on
115.11 vehicle miles traveled, access to jobs in essential services, transit viability, and commute
115.12 modal share in the metropolitan area; and

115.13 (7) any other data or analyses the Metropolitan Council deems relevant.

115.14 Subd. 4. **Report.** The Metropolitan Council must submit a copy of the study under this
115.15 section to the chairs and ranking minority members of the legislative committees with
115.16 jurisdiction over local government and transportation policy and finance by February 1,
115.17 2025.

115.18 **EFFECTIVE DATE.** This section is effective July 1, 2023.

115.19 Sec. 36. **TRANSIT SERVICE INTERVENTION PROJECT.**

115.20 Subdivision 1. **Definitions.** (a) For purposes of this section, the following terms have
115.21 the meanings given.

115.22 (b) "Council" means the Metropolitan Council established under Minnesota Statutes,
115.23 chapter 473.

115.24 (c) "Intervention project" means the transit service intervention project established in
115.25 this section.

115.26 Subd. 2. **Establishment.** A transit service intervention project is established to provide
115.27 coordinated, high-visibility interventions on light rail transit lines that provide for enhanced
115.28 social services outreach and engagement, code of conduct regulation, and law enforcement.

115.29 Subd. 3. **Project management.** The council must implement the intervention project.

115.30 Subd. 4. **Participating organizations.** The council must seek the participation of the
115.31 following entities to provide for coordination on the intervention project:

- 116.1 (1) the Department of Human Services;
- 116.2 (2) the Department of Public Safety;
- 116.3 (3) the Minnesota State Patrol;
- 116.4 (4) the Metropolitan Council;
- 116.5 (5) the Metro Transit Police Department;
- 116.6 (6) each county within which a light rail transit line operates;
- 116.7 (7) each city within which a light rail transit line operates;
- 116.8 (8) the Metropolitan Airports Commission;
- 116.9 (9) the National Alliance on Mental Illness Minnesota;
- 116.10 (10) the exclusive representative of transit vehicle operators; and
- 116.11 (11) other interested community-based social service organizations.
- 116.12 Subd. 5. **Duties.** (a) In collaboration with the participating organizations under subdivision
- 116.13 4, the council must:
- 116.14 (1) establish social services intervention teams that consist of social services personnel
- 116.15 and personnel from nonprofit organizations having mental health services or support capacity
- 116.16 to perform on-site social services engagement with:
- 116.17 (i) transit riders experiencing homelessness;
- 116.18 (ii) transit riders with substance use disorders or mental or behavioral health disorders;
- 116.19 or
- 116.20 (iii) a combination of items (i) and (ii);
- 116.21 (2) establish coordinated intervention teams that consist of personnel under clause (1),
- 116.22 community service officers, and peace officers;
- 116.23 (3) implement interventions in two phases as follows:
- 116.24 (i) by June 1, 2023, and for a period of three weeks, deploy the social services intervention
- 116.25 teams on a mobile basis on light rail transit lines and facilities; and
- 116.26 (ii) beginning at the conclusion of the period under item (i), and for a period of at least
- 116.27 nine weeks, deploy the coordinated intervention teams on a mobile basis on light rail transit
- 116.28 lines and facilities, utilizing both social services and law enforcement partners; and

117.1 (4) evaluate impacts of the intervention teams related to social services outreach, code
 117.2 of conduct violations, and rider experience.

117.3 (b) Social services engagement under paragraph (a) includes but is not limited to
 117.4 providing outreach, preliminary assessment and screening, information and resource sharing,
 117.5 referral or connections to service providers, assistance in arranging for services, and precrisis
 117.6 response.

117.7 Subd. 6. **Administration.** Using existing resources, the council must provide staff
 117.8 assistance and administrative support for the project.

117.9 Subd. 7. **Reports.** By the 15th of each month, the council must submit a status report
 117.10 to the chairs and ranking minority members of the legislative committees with jurisdiction
 117.11 over transportation policy and finance. At a minimum, each report must include:

117.12 (1) a summary of activities under the intervention project;

117.13 (2) a fiscal review of expenditures; and

117.14 (3) analysis of impacts and outcomes related to social services outreach, violations under
 117.15 Minnesota Statutes, sections 473.4065 and 609.855, and rider experience.

117.16 Subd. 8. **Expiration.** This section expires June 30, 2024.

117.17 **EFFECTIVE DATE; APPLICATION.** This section is effective the day following
 117.18 final enactment and applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey,
 117.19 Scott, and Washington.

117.20

ARTICLE 7

117.21

NONMOTORIZED AND ACTIVE TRANSPORTATION

117.22 Section 1. Minnesota Statutes 2022, section 123B.90, subdivision 2, is amended to read:

117.23 Subd. 2. **Student training.** (a) Each district must provide public school pupils enrolled
 117.24 in kindergarten through grade 10 with age-appropriate school bus safety training, as described
 117.25 in this section, of the following concepts:

117.26 (1) transportation by school bus is a privilege and not a right;

117.27 (2) district policies for student conduct and school bus safety;

117.28 (3) appropriate conduct while on the school bus;

117.29 (4) the danger zones surrounding a school bus;

117.30 (5) procedures for safely boarding and leaving a school bus;

118.1 (6) procedures for safe street or road crossing; and

118.2 (7) school bus evacuation.

118.3 (b) Each nonpublic school located within the district must provide all nonpublic school
118.4 pupils enrolled in kindergarten through grade 10 who are transported by school bus at public
118.5 expense and attend school within the district's boundaries with training as required in
118.6 paragraph (a).

118.7 (c) Students enrolled in kindergarten through grade 6 who are transported by school bus
118.8 and are enrolled during the first or second week of school must receive the school bus safety
118.9 training competencies by the end of the third week of school. Students enrolled in grades
118.10 7 through 10 who are transported by school bus and are enrolled during the first or second
118.11 week of school and have not previously received school bus safety training must receive
118.12 the training or receive bus safety instructional materials by the end of the sixth week of
118.13 school. Students taking driver's training instructional classes must receive training in the
118.14 laws and proper procedures when operating a motor vehicle in the vicinity of a school bus
118.15 as required by section 169.446, subdivisions 2 and 3. Students enrolled in kindergarten
118.16 through grade 10 who enroll in a school after the second week of school and are transported
118.17 by school bus and have not received training in their previous school district shall undergo
118.18 school bus safety training or receive bus safety instructional materials within four weeks
118.19 of the first day of attendance. Upon request of the superintendent of schools, the school
118.20 transportation safety director in each district must certify to the superintendent that all
118.21 students transported by school bus within the district have received the school bus safety
118.22 training according to this section. Upon request of the superintendent of the school district
118.23 where the nonpublic school is located, the principal or other chief administrator of each
118.24 nonpublic school must certify to the school transportation safety director of the district in
118.25 which the school is located that the school's students transported by school bus at public
118.26 expense have received training according to this section.

118.27 (d) A district and a nonpublic school with students transported by school bus at public
118.28 expense may provide kindergarten pupils with bus safety training before the first day of
118.29 school.

118.30 ~~(e) A district and a nonpublic school with students transported by school bus at public~~
118.31 ~~expense may also provide student safety education for bicycling and pedestrian safety, for~~
118.32 ~~students enrolled in kindergarten through grade 5.~~

119.1 ~~(f)~~ (e) A district and a nonpublic school with students transported by school bus at public
 119.2 expense must make reasonable accommodations for the school bus safety training of pupils
 119.3 known to speak English as a second language and pupils with disabilities.

119.4 ~~(g)~~ (f) The district and a nonpublic school with students transported by school bus at
 119.5 public expense must provide students enrolled in kindergarten through grade 3 school bus
 119.6 safety training twice during the school year.

119.7 ~~(h)~~ (g) A district and a nonpublic school with students transported by school bus at public
 119.8 expense must conduct a school bus evacuation drill at least once during the school year.

119.9 **EFFECTIVE DATE.** This section is effective August 1, 2023.

119.10 Sec. 2. **[123B.935] ACTIVE TRANSPORTATION SAFETY TRAINING.**

119.11 **Subdivision 1. Training required.** (a) Each district must provide public school pupils
 119.12 enrolled in kindergarten through grade 3 with age-appropriate active transportation safety
 119.13 training. At a minimum, the training must include pedestrian safety, including crossing
 119.14 roads.

119.15 (b) Each district must provide public school pupils enrolled in grades 4 through 8 with
 119.16 age-appropriate active transportation safety training. At a minimum, the training must
 119.17 include:

119.18 (1) pedestrian safety, including crossing roads safely using the searching left, right, left
 119.19 for vehicles in traffic technique; and

119.20 (2) bicycle safety, including relevant traffic laws, use and proper fit of protective
 119.21 headgear, bicycle parts and safety features, and safe biking techniques.

119.22 (c) A nonpublic school may provide nonpublic school pupils enrolled in kindergarten
 119.23 through grade 8 with training as specified in paragraphs (a) and (b).

119.24 **Subd. 2. Deadlines.** (a) Students under subdivision 1, paragraph (a), who are enrolled
 119.25 during the first or second week of school and have not previously received active
 119.26 transportation safety training specified in that paragraph must receive the safety training by
 119.27 the end of the third week of school.

119.28 (b) Students under subdivision 1, paragraph (b), who are enrolled during the first or
 119.29 second week of school and have not previously received active transportation safety training
 119.30 specified in that paragraph must receive the safety training by the end of the sixth week of
 119.31 school.

120.1 (c) Students under subdivision 1, paragraph (a) or (b), who enroll in a school after the
 120.2 second week of school and have not received the appropriate active transportation safety
 120.3 training in their previous school district must undergo the training or receive active
 120.4 transportation safety instructional materials within four weeks of the first day of attendance.

120.5 (d) A district and a nonpublic school may provide kindergarten pupils with active
 120.6 transportation safety training before the first day of school.

120.7 Subd. 3. **Instruction.** (a) A district may provide active transportation safety training
 120.8 through distance learning.

120.9 (b) A district and a nonpublic school must make reasonable accommodations for the
 120.10 active transportation safety training of pupils known to speak English as a second language
 120.11 and pupils with disabilities.

120.12 Subd. 4. **Model program.** The commissioner of transportation must maintain a
 120.13 comprehensive collection of active transportation safety training materials that meets the
 120.14 requirements under this section.

120.15 **EFFECTIVE DATE.** This section is effective August 1, 2023.

120.16 Sec. 3. Minnesota Statutes 2022, section 160.262, subdivision 3, is amended to read:

120.17 Subd. 3. **Cooperation among agencies and governments.** (a) The departments and
 120.18 agencies on the active transportation advisory committee identified in section 174.375 must
 120.19 provide information and advice for the bikeway design guidelines maintained by the
 120.20 commissioner.

120.21 (b) The commissioner must provide technical assistance to local units of government
 120.22 in:

120.23 (1) local planning and development of bikeways;

120.24 (2) establishing connections to state bicycle routes; and

120.25 (3) implementing statewide bicycle plans maintained by the commissioner.

120.26 (c) The commissioner may cooperate with and enter into agreements with the United
 120.27 States government, any department of the state of Minnesota, any unit of local government,
 120.28 any tribal government, or any public or private corporation in order to effect the purposes
 120.29 of this section.

120.30 **EFFECTIVE DATE.** This section is effective August 1, 2023.

121.1 Sec. 4. Minnesota Statutes 2022, section 160.266, subdivision 1b, is amended to read:

121.2 Subd. 1b. **State bicycle routes.** The commissioner of transportation must identify state
121.3 bicycle routes primarily on existing road right-of-way and trails. State bicycle routes must
121.4 be identified in cooperation with road and trail authorities, including the commissioner of
121.5 natural resources, and with the advice of the active transportation advisory committee under
121.6 section 174.375. In a metropolitan area, state bicycle routes must be identified in coordination
121.7 with the plans and priorities established by metropolitan planning organizations, as defined
121.8 in United States Code, title 23, section 134.

121.9 **EFFECTIVE DATE.** This section is effective August 1, 2023.

121.10 Sec. 5. Minnesota Statutes 2022, section 160.266, subdivision 6, is amended to read:

121.11 Subd. 6. **Mississippi River Trail.** The Mississippi River Trail bikeway is designated as
121.12 a state bicycle route. It must originate at Itasca State Park in Clearwater, Beltrami, and
121.13 Hubbard Counties, then generally parallel the Mississippi River through the cities of Bemidji
121.14 in Beltrami County, Grand Rapids in Itasca County, Brainerd in Crow Wing County, Little
121.15 Falls in Morrison County, Sauk Rapids in Benton County, St. Cloud in Stearns County,
121.16 Minneapolis in Hennepin County, St. Paul in Ramsey County, Hastings in Dakota County,
121.17 Red Wing in Goodhue County, Wabasha in Wabasha County, Winona in Winona County,
121.18 and La Crescent in Houston County to Minnesota's boundary with Iowa and there terminate.
121.19 Where opportunities exist, the bikeway may be designated on both sides of the Mississippi
121.20 River.

121.21 **EFFECTIVE DATE.** This section is effective August 1, 2023.

121.22 Sec. 6. Minnesota Statutes 2022, section 160.266, is amended by adding a subdivision to
121.23 read:

121.24 Subd. 7. **Jim Oberstar Bikeway.** The Jim Oberstar Bikeway is designated as a state
121.25 bicycle route. It must originate in the city of St. Paul in Ramsey County, then proceed north
121.26 and east to Duluth in St. Louis County, then proceed north and east along the shore of Lake
121.27 Superior through Grand Marais in Cook County to Minnesota's boundary with Canada, and
121.28 there terminate.

121.29 **EFFECTIVE DATE.** This section is effective August 1, 2023.

122.1 Sec. 7. Minnesota Statutes 2022, section 169.18, subdivision 3, is amended to read:

122.2 Subd. 3. **Passing.** ~~The following rules shall govern the overtaking and passing of vehicles~~
 122.3 ~~proceeding in the same direction, subject to the limitations, exceptions, and special rules~~
 122.4 ~~hereinafter stated:~~

122.5 ~~(1)(a)~~ (a) The driver of a vehicle overtaking another vehicle proceeding in the same direction
 122.6 ~~shall~~ must pass to the left ~~thereof~~ of the other vehicle at a safe distance and ~~shall not again~~
 122.7 ~~drive~~ is prohibited from returning to the right side of the roadway until safely clear of the
 122.8 overtaken vehicle;

122.9 ~~(2)(b)~~ (b) Except when overtaking and passing on the right is permitted, the driver of an
 122.10 overtaken vehicle ~~shall~~ must give way to the right in favor of the overtaking vehicle ~~on~~
 122.11 ~~audible warning,~~ and ~~shall~~ must not increase the speed ~~of the overtaken vehicle~~ until
 122.12 completely passed by the overtaking vehicle; ~~and.~~

122.13 ~~(3)(c)~~ (c) The operator of a motor vehicle overtaking a bicycle or individual proceeding in
 122.14 the same direction on the roadway ~~shall leave~~ or shoulder must:

122.15 (1) either:

122.16 (i) maintain a safe clearance distance while passing, but in no case less than which must
 122.17 be at least the greater of three feet clearance, when passing the bicycle or individual or
 122.18 one-half the width of the motor vehicle; or

122.19 (ii) completely enter another lane of the roadway while passing; and shall

122.20 (2) maintain clearance until the motor vehicle has safely past passed the overtaken bicycle
 122.21 or individual.

122.22 **EFFECTIVE DATE.** This section is effective August 1, 2023.

122.23 Sec. 8. Minnesota Statutes 2022, section 169.222, subdivision 4, is amended to read:

122.24 Subd. 4. **Riding rules.** (a) Every person operating a bicycle ~~upon a roadway shall~~ on a
 122.25 road must ride as close as practicable to the right-hand curb or edge of the roadway except
 122.26 under any of the following situations road as the bicycle operator determines is safe. A
 122.27 person operating a bicycle is not required to ride as close to the right-hand curb or edge
 122.28 when:

122.29 (1) ~~when~~ overtaking and passing another vehicle proceeding in the same direction;

122.30 (2) ~~when~~ preparing for a left turn at an intersection or into a private road or driveway;

123.1 (3) ~~when~~ reasonably necessary to avoid conditions that make it unsafe to continue along
 123.2 the right-hand curb or edge, including fixed or moving objects, vehicles, pedestrians, animals,
 123.3 surface hazards, or narrow-width narrow-width lanes, ~~that make it unsafe to continue along~~
 123.4 ~~the right-hand curb or edge; or;~~

123.5 (4) ~~when~~ operating on the shoulder of a roadway or in a bicycle lane; or

123.6 (5) operating in a right-hand turn lane before entering an intersection.

123.7 (b) If a bicycle is traveling on a shoulder of a roadway, the bicycle ~~shall~~ operator must
 123.8 travel in the same direction as adjacent vehicular traffic.

123.9 (c) Persons riding bicycles upon a roadway or shoulder ~~shall~~ must not ride more than
 123.10 two abreast and ~~shall not impede the normal and reasonable movement of traffic and,~~ on a
 123.11 laned roadway, shall ride within a single lane.

123.12 (d) A person operating a bicycle upon a sidewalk, or across a roadway or shoulder on a
 123.13 crosswalk, ~~shall~~ must yield the right-of-way to any pedestrian and ~~shall~~ give an audible
 123.14 signal when necessary before overtaking and passing any pedestrian. ~~No~~ A person ~~shall~~
 123.15 must not ride a bicycle upon a sidewalk within a business district unless permitted by local
 123.16 authorities. Local authorities may prohibit the operation of bicycles on any sidewalk or
 123.17 crosswalk under their jurisdiction.

123.18 (e) An individual operating a bicycle or other vehicle on a bikeway ~~shall~~ must (1) give
 123.19 an audible signal a safe distance prior to overtaking a bicycle or individual, (2) leave a safe
 123.20 clearance distance when overtaking a bicycle or individual proceeding in the same direction
 123.21 ~~on the bikeway,~~ and ~~shall~~ (3) maintain clearance until safely past the overtaken bicycle or
 123.22 individual.

123.23 (f) Notwithstanding section 169.06, subdivision 4, a bicycle operator may cross an
 123.24 intersection proceeding from the leftmost one-third of a dedicated right-hand turn lane
 123.25 without turning right.

123.26 **EFFECTIVE DATE.** This section is effective August 1, 2023.

123.27 Sec. 9. Minnesota Statutes 2022, section 169.222, is amended by adding a subdivision to
 123.28 read:

123.29 **Subd. 4a. Stopping requirements.** (a) For purposes of this subdivision, "in the vicinity"
 123.30 means located in an intersection or approaching an intersection in a manner that constitutes
 123.31 a hazard of collision during the time that a bicycle operator would occupy the intersection.

124.1 (b) A bicycle operator who approaches a stop sign must slow to a speed that allows for
124.2 stopping before entering the intersection or the nearest crosswalk. Notwithstanding
124.3 subdivision 1 and section 169.06, subdivision 4, if there is not a vehicle in the vicinity, the
124.4 operator may make a turn or proceed through the intersection without stopping.

124.5 (c) A bicycle operator who approaches a traffic-control signal with a steady red indication,
124.6 including a circular red signal or red arrow signal, must slow to a speed that allows for
124.7 stopping before entering the intersection or the nearest crosswalk. Notwithstanding
124.8 subdivision 1 and section 169.06, subdivision 5, if there is not a vehicle in the vicinity, the
124.9 operator:

124.10 (1) may make a right-hand turn, or a left-hand turn onto a one-way roadway, without
124.11 stopping; and

124.12 (2) must otherwise perform a complete stop and then may make a turn or proceed through
124.13 the intersection before the traffic-control signal indication changes to green.

124.14 (d) Nothing in this subdivision alters the right-of-way requirements under section 169.20.
124.15 The provisions under this subdivision do not apply when traffic is controlled by a peace
124.16 officer or a person authorized to control traffic under section 169.06.

124.17 **EFFECTIVE DATE.** This section is effective August 1, 2023.

124.18 Sec. 10. **[174.375] ACTIVE TRANSPORTATION ADVISORY COMMITTEE.**

124.19 Subdivision 1. **Committee established; duties.** (a) The commissioner of transportation
124.20 must establish an active transportation advisory committee. The advisory committee must
124.21 make recommendations to the commissioner on items related to:

124.22 (1) active transportation, including safety, education, and development programs;

124.23 (2) the active transportation program under section 174.38; and

124.24 (3) the safe routes to school program under section 174.40.

124.25 (b) The committee must review and analyze issues and needs relating to active
124.26 transportation on public rights-of-way and identify solutions and goals for addressing
124.27 identified issues and needs.

124.28 (c) For purposes of this section, "active transportation" includes bicycling, pedestrian
124.29 activities, and other forms of nonmotorized transportation.

124.30 Subd. 2. **Membership.** (a) The advisory committee consists of the members specified
124.31 in this subdivision.

125.1 (b) The commissioner of transportation must appoint up to 18 public members as follows:
125.2 one member from each of the department's seven greater Minnesota districts; four members
125.3 from the department's metropolitan district; and no more than seven members at large. Each
125.4 of the members at large must represent nonmotorized interests or organizations.

125.5 (c) The commissioners of each of the following state agencies must appoint an employee
125.6 of the agency to serve as a member: administration, education, health, natural resources,
125.7 public safety, transportation, and pollution control. The chair of the Metropolitan Council
125.8 must appoint an employee of the council to serve as a member. The director of Explore
125.9 Minnesota Tourism must appoint an employee of the agency to serve as a member.

125.10 (d) The division administrator of the Federal Highway Administration may appoint an
125.11 employee of the agency to serve as a member.

125.12 (e) Each member of the committee serves a four-year term at the pleasure of the
125.13 appointing authority.

125.14 (f) The committee must select a chair from its membership.

125.15 Subd. 3. **Meetings; staffing.** (a) The advisory committee must establish a meeting
125.16 schedule and meet at least annually.

125.17 (b) The commissioner of transportation must provide department staff support to the
125.18 advisory committee.

125.19 Subd. 4. **Expenses.** (a) Members of the advisory committee serve without compensation,
125.20 but members who are not employees of government agencies must be reimbursed for
125.21 expenses in the same manner and amount as authorized by the commissioner's plan adopted
125.22 under section 43A.18, subdivision 2.

125.23 (b) To provide compensation under paragraph (a), the commissioner of transportation
125.24 may expend the amount necessary from general fund appropriations.

125.25 Subd. 5. **Reports.** The advisory committee must submit an annual report to the
125.26 commissioner of transportation.

125.27 Subd. 6. **Expiration.** The advisory committee expires June 30, 2033.

125.28 **EFFECTIVE DATE.** This section is effective the day following final enactment. The
125.29 commissioner of transportation must convene the first meeting by October 15, 2023.

126.1 Sec. 11. Minnesota Statutes 2022, section 174.38, subdivision 6, is amended to read:

126.2 Subd. 6. **Use of funds.** (a) The commissioner must determine permissible uses of financial
126.3 assistance under this section, which are limited to:

126.4 (1) construction and maintenance of bicycle, trail, and pedestrian infrastructure, including
126.5 but not limited to safe routes to school infrastructure and bicycle facilities and centers; and

126.6 (2) noninfrastructure programming, including activities as specified in section 174.40,
126.7 subdivision 7a, paragraph (b).

126.8 (b) Of the amount made available in each fiscal year, the first \$500,000 is for grants to
126.9 develop, maintain, and implement active transportation safety curriculum for youth ages
126.10 five to 14 years old, and if remaining funds are available, for (1) youth ages 15 to 17 years
126.11 old, (2) adult active transportation safety programs, and (3) adult learn-to-ride programs.
126.12 The curriculum must include resources for teachers and must meet the model training
126.13 materials requirements under section 123B.935, subdivision 4.

126.14 **EFFECTIVE DATE.** This section is effective August 1, 2023.

126.15 ARTICLE 8

126.16 MISCELLANEOUS

126.17 Section 1. Minnesota Statutes 2022, section 3.9741, subdivision 5, is amended to read:

126.18 Subd. 5. ~~State Data security; account;~~ **appropriation.** ~~(a)~~ The data security account
126.19 is created in the special revenue fund. Receipts credited to the account are appropriated to
126.20 the legislative auditor.

126.21 ~~(b) Subject to available funds appropriated under paragraph (a), the legislative auditor~~
126.22 ~~shall:~~

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

126.25 ~~(2) in collaboration with the commissioner and affected subscribers and requesters,~~
126.26 ~~recommend corrective action plans to remediate any deficiencies identified under clause~~
126.27 ~~(1); and~~

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

127.1 ~~(e) The legislative auditor shall submit any reports, findings, and recommendations~~
 127.2 ~~under this subdivision to the legislative commission on data practices.~~

127.3 **Sec. 2. [4.076] ADVISORY COUNCIL ON TRAFFIC SAFETY.**

127.4 Subdivision 1. **Definition.** For purposes of this section, "advisory council" means the
 127.5 Advisory Council on Traffic Safety established in this section.

127.6 Subd. 2. **Establishment.** (a) The Advisory Council on Traffic Safety is established to
 127.7 advise, consult with, assist in planning coordination, and make program recommendations
 127.8 to the commissioners of public safety, transportation, and health on the development and
 127.9 implementation of projects and programs intended to improve traffic safety on all Minnesota
 127.10 road systems.

127.11 (b) The advisory council serves as the lead for the state Toward Zero Deaths program.

127.12 Subd. 3. **Membership; chair.** (a) The advisory council consists of the following
 127.13 members:

127.14 (1) the chair, which is filled on a two-year rotating basis by a designee from:

127.15 (i) the Office of Traffic Safety in the Department of Public Safety;

127.16 (ii) the Office of Traffic Engineering in the Department of Transportation; and

127.17 (iii) the Injury and Violence Prevention Section in the Department of Health;

127.18 (2) two vice chairs, which must be filled by the two designees who are not currently
 127.19 serving as chair of the advisory council under clause (1);

127.20 (3) the statewide Toward Zero Deaths coordinator;

127.21 (4) a regional coordinator from the Toward Zero Deaths program;

127.22 (5) the chief of the State Patrol or a designee;

127.23 (6) the state traffic safety engineer in the Department of Transportation or a designee;

127.24 (7) a law enforcement liaison from the Department of Public Safety;

127.25 (8) a representative from the Department of Human Services;

127.26 (9) a representative from the Department of Education;

127.27 (10) a representative from the Council on Disability;

127.28 (11) a representative for Tribal governments;

- 128.1 (12) a representative from the Center for Transportation Studies at the University of
128.2 Minnesota;
- 128.3 (13) a representative from the Minnesota Chiefs of Police Association;
- 128.4 (14) a representative from the Minnesota Sheriffs' Association;
- 128.5 (15) a representative from the Minnesota Safety Council;
- 128.6 (16) a representative from AAA Minnesota;
- 128.7 (17) a representative from the Minnesota Trucking Association;
- 128.8 (18) a representative from the Insurance Federation of Minnesota;
- 128.9 (19) a representative from the Association of Minnesota Counties;
- 128.10 (20) a representative from the League of Minnesota Cities;
- 128.11 (21) the American Bar Association State Judicial Outreach Liaison;
- 128.12 (22) a representative from the City Engineers Association of Minnesota;
- 128.13 (23) a representative from the Minnesota County Engineers Association;
- 128.14 (24) a representative from the Bicycle Alliance of Minnesota;
- 128.15 (25) two individuals representing vulnerable road users, including pedestrians, bicyclists,
128.16 and other operators of a personal conveyance;
- 128.17 (26) a representative from Minnesota Operation Lifesaver;
- 128.18 (27) a representative from the Minnesota Driver and Traffic Safety Education Association;
- 128.19 (28) a representative from the Minnesota Association for Pupil Transportation;
- 128.20 (29) a representative from the State Trauma Advisory Council;
- 128.21 (30) a person representing metropolitan planning organizations; and
- 128.22 (31) a person representing contractors engaged in construction and maintenance of
128.23 highways and other infrastructure.
- 128.24 (b) The commissioners of public safety and transportation must jointly appoint the
128.25 advisory council members under paragraph (a), clauses (11), (25), (30), and (31).
- 128.26 Subd. 4. Duties. The advisory council must:
- 128.27 (1) advise the governor and heads of state departments and agencies on policies, programs,
128.28 and services affecting traffic safety;

129.1 (2) advise the appropriate representatives of state departments on the activities of the
129.2 Toward Zero Deaths program, including but not limited to educating the public about traffic
129.3 safety;

129.4 (3) encourage state departments and other agencies to conduct needed research in the
129.5 field of traffic safety;

129.6 (4) review recommendations of the subcommittees and working groups;

129.7 (5) review and comment on all grants dealing with traffic safety and on the development
129.8 and implementation of state and local traffic safety plans; and

129.9 (6) make recommendations on safe road zone safety measures under section 169.065.

129.10 Subd. 5. **Administration.** (a) The Office of Traffic Safety in the Department of Public
129.11 Safety, in cooperation with the Departments of Transportation and Health, must serve as
129.12 the host agency for the advisory council and must manage the administrative and operational
129.13 aspects of the advisory council's activities. The commissioner of public safety must perform
129.14 financial management on behalf of the council.

129.15 (b) The advisory council must meet no less than four times per year, or more frequently
129.16 as determined by the chair, a vice chair, or a majority of the council members. The advisory
129.17 council is subject to chapter 13D.

129.18 (c) The chair must regularly report to the respective commissioners on the activities of
129.19 the advisory council and on the state of traffic safety in Minnesota.

129.20 (d) The terms, compensation, and appointment of members are governed by section
129.21 15.059.

129.22 (e) The advisory council may appoint subcommittees and working groups. Subcommittees
129.23 must consist of council members. Working groups may include nonmembers. Nonmembers
129.24 on working groups must be compensated pursuant to section 15.059, subdivision 3, only
129.25 for expenses incurred for working group activities.

129.26 **EFFECTIVE DATE.** This section is effective August 1, 2023.

129.27 Sec. 3. Minnesota Statutes 2022, section 13.69, subdivision 1, is amended to read:

129.28 Subdivision 1. **Classifications.** (a) The following government data of the Department
129.29 of Public Safety are private data:

129.30 (1) medical data on driving instructors, licensed drivers, and applicants for parking
129.31 certificates and special license plates issued to physically disabled persons;

130.1 (2) other data on holders of a disability certificate under section 169.345, except that (i)
130.2 data that are not medical data may be released to law enforcement agencies, and (ii) data
130.3 necessary for enforcement of sections 169.345 and 169.346 may be released to parking
130.4 enforcement employees or parking enforcement agents of statutory or home rule charter
130.5 cities and towns;

130.6 (3) Social Security numbers in driver's license and motor vehicle registration records,
130.7 except that Social Security numbers must be provided to the Department of Revenue for
130.8 purposes of debt collection and tax administration, the Department of Labor and Industry
130.9 for purposes of workers' compensation administration and enforcement, the judicial branch
130.10 for purposes of debt collection, and the Department of Natural Resources for purposes of
130.11 license application administration, and except that the last four digits of the Social Security
130.12 number must be provided to the Department of Human Services for purposes of recovery
130.13 of Minnesota health care program benefits paid; ~~and~~

130.14 (4) data on persons listed as standby or temporary custodians under section 171.07,
130.15 subdivision 11, except that the data must be released to:

130.16 (i) law enforcement agencies for the purpose of verifying that an individual is a designated
130.17 caregiver; or

130.18 (ii) law enforcement agencies who state that the license holder is unable to communicate
130.19 at that time and that the information is necessary for notifying the designated caregiver of
130.20 the need to care for a child of the license holder; and

130.21 (5) race and ethnicity data on driver's license holders and identification card holders
130.22 under section 171.06, subdivision 3. The Department of Public Safety Office of Traffic
130.23 Safety is authorized to receive race and ethnicity data from Driver and Vehicle Services for
130.24 only the purposes of research, evaluation, and public reports.

130.25 The department may release the Social Security number only as provided in clause (3)
130.26 and must not sell or otherwise provide individual Social Security numbers or lists of Social
130.27 Security numbers for any other purpose.

130.28 (b) The following government data of the Department of Public Safety are confidential
130.29 data: data concerning an individual's driving ability when that data is received from a member
130.30 of the individual's family.

130.31 **EFFECTIVE DATE.** This section is effective for driver's license and identification
130.32 card applications received on or after January 1, 2024.

131.1 Sec. 4. Minnesota Statutes 2022, section 13.6905, is amended by adding a subdivision to
131.2 read:

131.3 Subd. 37. **Oil and other hazardous substances transportation data.** (a) Certain data
131.4 on oil and other hazardous substances transported by railroads are governed by section
131.5 219.055, subdivision 8.

131.6 (b) Certain data on oil and other hazardous substances transportation incident reviews
131.7 are governed by section 299A.55, subdivision 5.

131.8 Sec. 5. Minnesota Statutes 2022, section 115E.042, subdivision 2, is amended to read:

131.9 Subd. 2. **Training.** (a) Each railroad must offer training to each fire department and
131.10 each local organization for emergency management under section 12.25 having jurisdiction
131.11 along the route of unit trains. Initial training under this subdivision must be offered to each
131.12 fire department by June 30, 2016, and routes over which the railroad transports oil or other
131.13 hazardous substances. Refresher training must be offered to each fire department and local
131.14 organization for emergency management at least once every three years thereafter after
131.15 initial training under this subdivision.

131.16 (b) The training must address ~~the general hazards of oil and hazardous substances,~~
131.17 ~~techniques to assess hazards to the environment and to the safety of responders and the~~
131.18 ~~public, factors an incident commander must consider in determining whether to attempt to~~
131.19 ~~suppress a fire or to evacuate the public and emergency responders from an area, and other~~
131.20 ~~strategies for initial response by local emergency responders. The training must include~~
131.21 ~~suggested protocol or practices for local responders to safely accomplish these tasks~~ methods
131.22 to identify rail cars and hazardous substance contents, responder safety issues, rail response
131.23 tactics, public notification and evacuation considerations, environmental contamination
131.24 response, railroad response personnel and resources coordination at an incident, and other
131.25 protocols and practices for safe initial local response as required under subdivision 4,
131.26 including the notification requirements and the responsibilities of an incident commander
131.27 during a rail incident involving oil or other hazardous substances, as provided in subdivisions
131.28 3 and 4.

131.29 Sec. 6. Minnesota Statutes 2022, section 115E.042, subdivision 3, is amended to read:

131.30 Subd. 3. **Emergency response planning; coordination.** ~~Beginning June 30, 2015,~~ (a)
131.31 Each railroad must communicate at least annually with each ~~county or city~~ applicable
131.32 emergency manager, safety representatives of railroad employees governed by the Railway
131.33 Labor Act, and ~~a senior~~ each applicable fire department officer ~~of each fire department~~

132.1 ~~having jurisdiction~~ along the ~~route of a unit train~~ routes over which oil or other hazardous
 132.2 substances are transported, in order to:

132.3 (1) ensure coordination of emergency response activities between the railroad and local
 132.4 responders;

132.5 (2) assist emergency managers in identifying and assessing local rail-specific threats,
 132.6 hazards, and risks; and

132.7 (3) assist railroads in obtaining information from emergency managers regarding specific
 132.8 local natural and technical hazards and threats in the local area that may impact rail operations
 132.9 or public safety.

132.10 (b) The coordination under paragraph (a), clauses (2) and (3), must include identification
 132.11 of increased risks and potential special responses due to high population concentration,
 132.12 critical local infrastructure, key facilities, significant venues, sensitive natural environments,
 132.13 and other factors identified by railroads, emergency managers, and fire departments.

132.14 (c) The commissioner of public safety must compile and make available to railroads a
 132.15 list of applicable emergency managers and applicable fire chiefs, which must include contact
 132.16 information. The commissioner must make biennial updates to the list of emergency managers
 132.17 and fire chiefs and make the list of updated contact information available to railroads.

132.18 Sec. 7. Minnesota Statutes 2022, section 115E.042, subdivision 4, is amended to read:

132.19 Subd. 4. **Response capabilities; time limits.** (a) Following confirmation of a discharge,
 132.20 a railroad must deliver and deploy sufficient equipment and trained personnel to (1) contain
 132.21 and recover discharged oil or other hazardous substances ~~and to~~, (2) protect the environment,
 132.22 and (3) assist local public safety officials. Within 15 minutes of a rail incident involving oil
 132.23 or other hazardous substances being discharged or released, a railroad must contact the
 132.24 applicable emergency manager and applicable fire chief having jurisdiction along the route
 132.25 where the incident occurred. After learning of the rail incident involving oil or other
 132.26 hazardous substances, the applicable emergency manager and applicable fire chief must,
 132.27 as soon as practicable, identify and provide contact information of the responsible incident
 132.28 commander to the reporting railroad.

132.29 (b) Within 15 minutes of local emergency responder arrival on the scene of a rail incident
 132.30 involving oil or other hazardous substances, a railroad must assist the incident commander
 132.31 to determine the nature of any hazardous substance known to have been released and
 132.32 hazardous substance cargo transported on the train. Assistance must include providing
 132.33 information that identifies the chemical content of the hazardous substance, contact

133.1 information for the shipper, and instructions for dealing with the release of the material. A
 133.2 railroad may provide information on the hazardous substances transported on the train
 133.3 through the train orders on board the train or by facsimile or electronic transmission.

133.4 (c) Within one hour of confirmation of a discharge, a railroad must provide a qualified
 133.5 company ~~employee~~ representative to advise the incident commander, assist in assessing the
 133.6 situation, initiate railroad response actions as needed, and provide advice and
 133.7 recommendations to the incident commander regarding the response. The ~~employee~~
 133.8 representative may be made available by telephone, and must be authorized to deploy all
 133.9 necessary response resources of the railroad.

133.10 ~~(e)~~ (d) Within three hours of confirmation of a discharge, a railroad must be capable of
 133.11 delivering monitoring equipment and a trained operator to assist in protection of responder
 133.12 and public safety. A plan to ensure delivery of monitoring equipment and an operator to a
 133.13 discharge site must be provided each year to the commissioner of public safety.

133.14 ~~(d)~~ (e) Within three hours of confirmation of a discharge, a railroad must provide (1)
 133.15 qualified personnel at a discharge site to assess the discharge and to advise the incident
 133.16 commander, and (2) resources to assist the incident commander with ongoing public safety
 133.17 and scene stabilization.

133.18 ~~(e)~~ (f) A railroad must be capable of deploying containment boom from land across
 133.19 sewer outfalls, creeks, ditches, and other places where oil or other hazardous substances
 133.20 may drain, in order to contain leaked material before it reaches those resources. The
 133.21 arrangement to provide containment boom and staff may be made by:

133.22 (1) training and caching equipment with local jurisdictions;

133.23 (2) training and caching equipment with a fire mutual-aid group;

133.24 (3) means of an industry cooperative or mutual-aid group;

133.25 (4) deployment of a contractor;

133.26 (5) deployment of a response organization under state contract; or

133.27 (6) other dependable means acceptable to the Pollution Control Agency.

133.28 ~~(f)~~ (g) Each arrangement under paragraph ~~(e)~~ (f) must be confirmed each year. Each
 133.29 arrangement must be tested by drill at least once every five years.

133.30 ~~(g)~~ (h) Within eight hours of confirmation of a discharge, a railroad must be capable of
 133.31 delivering and deploying containment boom, boats, oil recovery equipment, trained staff,
 133.32 and all other materials needed to provide:

134.1 (1) on-site containment and recovery of a volume of oil equal to ten percent of the
 134.2 calculated worst case discharge at any location along the route; and

134.3 (2) protection of listed sensitive areas and potable water intakes within one mile of a
 134.4 discharge site and within eight hours of water travel time downstream in any river or stream
 134.5 that the right-of-way intersects.

134.6 ~~(h)~~ (i) Within 60 hours of confirmation of a discharge, a railroad must be capable of
 134.7 delivering and deploying additional containment boom, boats, oil recovery equipment,
 134.8 trained staff, and all other materials needed to provide containment and recovery of a worst
 134.9 case discharge and to protect listed sensitive areas and potable water intakes at any location
 134.10 along the route.

134.11 Sec. 8. Minnesota Statutes 2022, section 115E.042, subdivision 5, is amended to read:

134.12 Subd. 5. **Railroad drills.** (a) Each railroad must conduct ~~at least one~~ oil containment,
 134.13 recovery, and sensitive area protection ~~drill~~ exercises involving oil or other hazardous
 134.14 substances as follows: (1) at least one tabletop exercise every year; and (2) at least one
 134.15 full-scale exercise every three years; Each exercise must be at a location, date, and time
 134.16 and in the manner chosen by the Pollution Control Agency, and attended by safety
 134.17 representatives of railroad employees governed by the Railway Labor Act.

134.18 (b) To the extent feasible, the commissioner of the Pollution Control Agency must
 134.19 coordinate each exercise with exercises required by federal agencies.

134.20 Sec. 9. Minnesota Statutes 2022, section 115E.042, subdivision 6, is amended to read:

134.21 Subd. 6. **Prevention and response plans; requirements; submission.** ~~(a) By June 30,~~
 134.22 ~~2015,~~ A railroad shall submit the prevention and response plan ~~required under section~~
 134.23 ~~115E.04, as necessary to comply with the requirements of this section,~~ to the commissioner
 134.24 of the Pollution Control Agency on a form designated by the commissioner.

134.25 ~~(b) By June 30 of~~ Every third year following a plan submission under this subdivision,
 134.26 or sooner as provided under section 115E.04, subdivision 2, a railroad must update and
 134.27 resubmit the prevention and response plan to the commissioner.

134.28 Sec. 10. **[160.2325] HIGHWAYS FOR HABITAT PROGRAM.**

134.29 Subdivision 1. Definitions. (a) For purposes of this section, the following terms have
 134.30 the meanings given.

135.1 (b) "Integrated roadside vegetation management" means an approach to right-of-way
135.2 maintenance that combines a variety of techniques with sound ecological principles to
135.3 establish and maintain safe, healthy, and functional roadsides. Integrated roadside vegetation
135.4 management includes but is not limited to judicious use of herbicides, spot mowing,
135.5 biological control, prescribed burning, mechanical tree and brush removal, erosion prevention
135.6 and treatment, and prevention and treatment of other right-of-way disturbances.

135.7 (c) "Program" means the highways for habitat program established in this section.

135.8 Subd. 2. **Program establishment.** The commissioner must establish a highways for
135.9 habitat program to enhance roadsides with pollinator and other wildlife habitat and vegetative
135.10 buffers.

135.11 Subd. 3. **General requirements.** In implementing the program, the commissioner must:

135.12 (1) identify and prioritize highways for habitat installations under an integrated roadside
135.13 vegetation management plan with priority given to new construction and reconstruction;

135.14 (2) develop and erect signage, where appropriate, that identifies highways for habitat
135.15 projects and clearly marks the habitat and management restrictions;

135.16 (3) develop training for department personnel and contractors that apply pesticides and
135.17 manage vegetation on the use of integrated roadside vegetation management and native
135.18 plant identification;

135.19 (4) assess, in consultation with the commissioners of natural resources and agriculture,
135.20 the categorization and management of noxious weeds to reduce the use of mowing and
135.21 pesticides;

135.22 (5) maintain a website that includes information on program implementation, program
135.23 funding and expenditures, integrated roadside vegetation management, and related best
135.24 management practices; and

135.25 (6) identify funding sources and develop proposals for ongoing funding for the program.

135.26 Subd. 4. **Management standards.** (a) The commissioner, in consultation with the
135.27 commissioner of natural resources and the Board of Water and Soil Resources, must develop
135.28 standards and best management practices for integrated roadside vegetation management
135.29 plans under the program.

135.30 (b) To the extent feasible, the standards and best management practices must include:

135.31 (1) guidance on seed and vegetation selection based on the Board of Water and Soil
135.32 Resources' native vegetation establishment and enhancement guidelines;

136.1 (2) requirements for roadside vegetation management protocols that avoid the use of
 136.2 pollinator lethal insecticides as defined under section 18H.02, subdivision 28a;

136.3 (3) practices that are designed to avoid habitat destruction and protect nesting birds,
 136.4 pollinators, and other wildlife, except as necessary to control noxious weeds; and

136.5 (4) identification of appropriate right-of-way tracts for wildflower and native habitat
 136.6 establishment.

136.7 **EFFECTIVE DATE.** This section is effective August 1, 2023.

136.8 Sec. 11. Minnesota Statutes 2022, section 161.045, subdivision 3, is amended to read:

136.9 Subd. 3. **Limitations on spending.** (a) A commissioner must not pay for any of the
 136.10 following with funds from the highway user tax distribution fund or the trunk highway fund:

136.11 (1) Bureau of Criminal Apprehension laboratory;

136.12 (2) Explore Minnesota Tourism kiosks;

136.13 (3) Minnesota Safety Council;

136.14 (4) driver education programs;

136.15 (5) Emergency Medical Services Regulatory Board;

136.16 (6) Mississippi River Parkway Commission;

136.17 (7) payments to the Department of Information Technology Services in excess of actual
 136.18 costs incurred for trunk highway purposes;

136.19 (8) personnel costs incurred on behalf of the governor's office;

136.20 (9) the Office of Aeronautics within the Department of Transportation;

136.21 (10) the Office of Transit and Active Transportation within the Department of
 136.22 Transportation;

136.23 (11) the Office of Passenger Rail;

136.24 (12) purchase and maintenance of soft body armor under section 299A.38;

136.25 (13) tourist information centers;

136.26 (14) parades, events, or sponsorships of events;

136.27 (15) ~~rent and utility expenses for the department's central office building;~~

136.28 ~~(16) the installation, construction, expansion, or maintenance of public electric vehicle~~
 136.29 ~~infrastructure;~~

137.1 ~~(17)~~ (16) the statewide notification center for excavation services pursuant to chapter
137.2 216D; and

137.3 ~~(18)~~ (17) manufacturing license plates.

137.4 (b) The prohibition in paragraph (a) includes all expenses for the named entity or program,
137.5 including but not limited to payroll, purchased services, supplies, repairs, and equipment.
137.6 This prohibition on spending applies to any successor entities or programs that are
137.7 substantially similar to the entity or program named in this subdivision.

137.8 Sec. 12. Minnesota Statutes 2022, section 161.088, subdivision 1, is amended to read:

137.9 Subdivision 1. **Definitions.** For purposes of this section, the following terms have the
137.10 meanings given:

137.11 (1) "beyond the project limits" means any point that is located:

137.12 (i) outside of the project limits;

137.13 (ii) along the same trunk highway; and

137.14 (iii) within the same region of the state;

137.15 (2) "city" means a statutory or home rule charter city;

137.16 (3) "greater Minnesota area" means the counties that are not metropolitan counties;

137.17 (4) "metropolitan area" means Anoka, Carver, Chisago, Dakota, Hennepin, Ramsey,
137.18 Scott, and Washington counties;

137.19 ~~(3)~~ (5) "program" means the corridors of commerce program established in this section;
137.20 and

137.21 ~~(4)~~ (6) "project limits" means the estimated construction limits of a project for trunk
137.22 highway construction, reconstruction, or maintenance, that is a candidate for selection under
137.23 the corridors of commerce program.

137.24 Sec. 13. Minnesota Statutes 2022, section 161.088, subdivision 2, is amended to read:

137.25 Subd. 2. **Program authority; funding.** (a) As provided in this section, the commissioner
137.26 shall establish a corridors of commerce program for trunk highway construction,
137.27 reconstruction, and improvement, including maintenance operations, that improves commerce
137.28 in the state.

137.29 (b) The commissioner may expend funds under the program from appropriations to the
137.30 commissioner that are:

138.1 (1) made specifically by law for use under this section;

138.2 (2) at the discretion of the commissioner, made for the budget activities in the state roads
138.3 program of operations and maintenance, program planning and delivery, or state road
138.4 construction; and

138.5 (3) made for the corridor investment management strategy program, unless specified
138.6 otherwise.

138.7 (c) The commissioner ~~shall~~ must include in the program the cost participation policy
138.8 for local units of government.

138.9 (d) The commissioner may use up to 17 percent of any appropriation ~~to the program~~
138.10 under this section for program delivery and for project scoring, ranking, and selection under
138.11 subdivision 5.

138.12 Sec. 14. Minnesota Statutes 2022, section 161.088, subdivision 4, is amended to read:

138.13 Subd. 4. **Project eligibility.** (a) The eligibility requirements for projects that can be
138.14 funded under the program are:

138.15 (1) consistency with the statewide multimodal transportation plan under section 174.03;

138.16 (2) location of the project on an interregional corridor, for a project located outside of
138.17 the Department of Transportation metropolitan district;

138.18 (3) placement into at least one project classification under subdivision 3;

138.19 (4) project construction work will commence within ~~three~~ four years, or a longer length
138.20 of time as determined by the commissioner; and

138.21 (5) for each type of project classification under subdivision 3, a maximum allowable
138.22 amount for the total project cost estimate, as determined by the commissioner with available
138.23 data.

138.24 (b) A project whose construction is programmed in the state transportation improvement
138.25 program is not eligible for funding under the program. This paragraph does not apply to a
138.26 project that is programmed as result of selection under this section.

138.27 (c) A project may be, but is not required to be, identified in the 20-year state highway
138.28 investment plan under section 174.03.

138.29 (d) For each project, the commissioner must consider all of the eligibility requirements
138.30 under paragraph (a). The commissioner is prohibited from considering any eligibility
138.31 requirement not specified under paragraph (a).

139.1 (e) A project in the greater Minnesota area with a total project cost of more than
 139.2 \$10,000,000 is classified as a greater Minnesota large project. A project in the greater
 139.3 Minnesota area with a total project cost of \$10,000,000 or less is classified as a greater
 139.4 Minnesota small project. All projects in the metropolitan area are classified as metropolitan
 139.5 projects, regardless of the total project cost.

139.6 Sec. 15. Minnesota Statutes 2022, section 161.088, subdivision 5, is amended to read:

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

139.11 (b) As part of the project selection process, the commissioner must annually accept
 139.12 recommendations on candidate projects from area transportation partnerships and ~~other~~
 139.13 ~~interested stakeholders in each Department of Transportation district~~ counties in the
 139.14 metropolitan area as provided by this section. The commissioner must determine the
 139.15 eligibility for each candidate project ~~identified under this paragraph~~ that is submitted as
 139.16 provided in this section. For each eligible project, the commissioner must classify and
 139.17 evaluate the project for the program, using all of the criteria established under paragraph
 139.18 ~~(e)~~ (d).

139.19 (c) Before proceeding to the evaluation required under paragraph (d), all project
 139.20 recommendations submitted for consideration must be screened as follows:

139.21 (1) for projects in the greater Minnesota area:

139.22 (i) the area transportation partnership for the area must review all project
 139.23 recommendations from the partnership's area;

139.24 (ii) each area transportation partnership must select up to three large projects and three
 139.25 small projects as defined in subdivision 4 to recommend for advancement to the evaluation
 139.26 process under paragraph (d). Each area transportation partnership may develop its own
 139.27 process to determine which projects to recommend. An area transportation partnership must
 139.28 not include the same segment of road in more than one project; and

139.29 (iii) only the projects recommended for evaluation may be developed by the department
 139.30 and scored for selection under paragraph (d). All projects not recommended for evaluation
 139.31 are disqualified from further consideration and must not be evaluated under paragraph (d);
 139.32 and

139.33 (2) for projects located in the metropolitan area:

140.1 (i) projects located within a county in the metropolitan area must be reviewed by the
 140.2 county board;

140.3 (ii) each county board must select up to two projects to recommend for advancement to
 140.4 the evaluation process under paragraph (d). A board must not include the same segment of
 140.5 road in more than one project. Each board may develop its own process to determine which
 140.6 project to recommend; and

140.7 (iii) only the projects submitted by the county boards as provided in this paragraph may
 140.8 be developed by the department and scored for selection under paragraph (d). All projects
 140.9 not recommended for evaluation are disqualified from further consideration and must not
 140.10 be evaluated under paragraph (d).

140.11 ~~(e)~~ (d) Projects must be evaluated using all of the following criteria:

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

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

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

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

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

140.20 (4) improvements to traffic safety;

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

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

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

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

140.27 (9) regional balance throughout the state; and

140.28 (10) written recommendations submitted as provided by subdivision 5a.

140.29 The commissioner must ~~give the criteria in clauses (1) to (8) equal weight in~~ assign 100
 140.30 selection points to each evaluation criterion set forth in clauses (1) to (8) for the selection
 140.31 process.

141.1 (e) The commissioner must select projects so that approximately 50 percent of the
 141.2 available funding is used for projects in the metropolitan area and the other 50 percent is
 141.3 used for projects in the greater Minnesota area. Of funding for projects in the metropolitan
 141.4 area, at least 45 percent must be spent for projects in Anoka, Carver, Chisago, Dakota, Scott,
 141.5 and Washington Counties. Of the funding for projects in the greater Minnesota area,
 141.6 approximately 25 percent must be used for projects classified as greater Minnesota small
 141.7 projects as defined in subdivision 4. When selecting projects in the greater Minnesota area,
 141.8 the commissioner must select projects so that no district has two or more projects more than
 141.9 any other district.

141.10 ~~(d) The list of all projects evaluated must be made public and must include the score of~~
 141.11 ~~each project~~ (f) The commissioner must publish information regarding the selection process
 141.12 on the department's website. The information must include:

141.13 (1) lists of all projects submitted for consideration and all projects recommended by the
 141.14 screening entities;

141.15 (2) the scores and ranking for each project; and

141.16 (3) an overview of each selected project, with amounts and sources of funding.

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

141.21 Sec. 16. Minnesota Statutes 2022, section 161.088, is amended by adding a subdivision
 141.22 to read:

141.23 Subd. 5a. **Recommendations.** After receiving all projects submitted pursuant to
 141.24 subdivision 5 but before making final selections, the commissioner must compile a list of
 141.25 all projects that were submitted and transmit the list to each legislator and to the governor.
 141.26 The list must include the location of each project and a brief description of the work to be
 141.27 done. Within 30 days of the date the project list is transmitted, each legislator and the
 141.28 governor may submit to the commissioner a written recommendation for one project on the
 141.29 list. The commissioner must award one additional point to a project for each written
 141.30 recommendation received for that project.

142.1 Sec. 17. Minnesota Statutes 2022, section 161.088, is amended by adding a subdivision
142.2 to read:

142.3 Subd. 5b. **Project selection period.** Beginning July 1, 2027, and every five years
142.4 thereafter, area transportation partnerships and the metropolitan counties must submit
142.5 projects to the commissioner of transportation as provided in subdivision 5. The
142.6 commissioner must evaluate the projects and select projects by March 1 of the following
142.7 year. To the greatest extent possible, the commissioner must select a sufficient number of
142.8 projects to ensure that all funds allocated for the five-year period are encumbered or spent
142.9 by the end of the period. If all selected projects are funded in the five-year time period and
142.10 there were projects that were identified and not selected, the commissioner must select
142.11 additional projects from the original project submissions. If all the projects that were
142.12 submitted are funded, the commissioner may authorize an additional project selection period
142.13 to select projects for the remainder of the period. Except as authorized by this subdivision,
142.14 the project submission and selection process must only occur every five years.

142.15 Sec. 18. [161.178] TRANSPORTATION GREENHOUSE GAS EMISSIONS IMPACT
142.16 ASSESSMENT.

142.17 Subdivision 1. **Definitions.** (a) For purposes of this section, the following terms have
142.18 the meanings given.

142.19 (b) "Assessment" means the capacity expansion impact assessment under this section.

142.20 (c) "Capacity expansion project" means a project for trunk highway construction or
142.21 reconstruction that:

142.22 (1) is a major highway project, as defined in section 174.56, subdivision 1, paragraph

142.23 (b); and

142.24 (2) adds highway traffic capacity or provides for grade separation at an intersection,
142.25 excluding auxiliary lanes with a length of less than 2,500 feet.

142.26 (d) "Embodied carbon emissions" means the total carbon dioxide emissions from all
142.27 stages of production of a product or material including but not limited to mining, processing
142.28 of raw materials, and manufacturing.

142.29 (e) "Greenhouse gas emissions" includes those emissions described in section 216H.01,
142.30 subdivision 2.

142.31 Subd. 2. **Project assessment.** (a) Prior to including a capacity expansion project in the
142.32 state transportation improvement program, the commissioner must perform a capacity

- 143.1 expansion impact assessment of the project. Following the assessment, the commissioner
 143.2 must determine if the project conforms with:
- 143.3 (1) the greenhouse gas emissions reduction benchmarks under section 174.01, subdivision
 143.4 3;
- 143.5 (2) the vehicle miles traveled reduction targets established in the statewide multimodal
 143.6 transportation plan under section 174.03, subdivision 1a; and
- 143.7 (3) providing neutral or positive environmental effects in areas of persistent poverty or
 143.8 historically disadvantaged communities disrupted, displaced, or otherwise harmed by past
 143.9 transportation infrastructure decisions.
- 143.10 (b) If the commissioner determines that the capacity expansion project is not in
 143.11 conformance with paragraph (a), the commissioner must:
- 143.12 (1) alter the scope or design of the project and perform a revised assessment that meets
 143.13 the requirements under this section;
- 143.14 (2) interlink sufficient impact mitigation as provided in subdivision 4; or
- 143.15 (3) halt project development and disallow inclusion of the project in the state
 143.16 transportation improvement program.
- 143.17 Subd. 3. **Assessment requirements.** (a) The commissioner must establish a process to
 143.18 perform capacity expansion impact assessments. An assessment must provide for the
 143.19 determination under subdivision 2.
- 143.20 (b) Analysis under an assessment must include but is not limited to estimates resulting
 143.21 from the project for the following:
- 143.22 (1) total embodied carbon emissions;
- 143.23 (2) greenhouse gas emissions over a period of 20 years;
- 143.24 (3) change in vehicle miles traveled for the trunk highway segment and in other impacted
 143.25 areas within the state; and
- 143.26 (4) a calculation of positive, neutral, or negative environmental effects based on:
- 143.27 (i) air quality and pollution;
- 143.28 (ii) noise pollution;
- 143.29 (iii) general public health; and
- 143.30 (iv) other measures as determined by the commissioner.

144.1 (c) The commissioner must establish criteria to identify areas of persistent poverty and
144.2 historically disadvantaged communities based on measures and definitions in state and
144.3 federal law and federal guidance. The criteria must include a consideration of whether a
144.4 historically disadvantaged community was disrupted, displaced, or otherwise harmed by
144.5 past transportation decisions.

144.6 Subd. 4. **Impact mitigation.** (a) To provide for impact mitigation, the commissioner
144.7 must interlink the capacity expansion project as provided in this subdivision. Impact
144.8 mitigation is sufficient under subdivision 2, paragraph (b), if the capacity expansion project
144.9 is interlinked to mitigation actions such that:

144.10 (1) the total greenhouse gas emissions reduction from the mitigation actions, after
144.11 accounting for the greenhouse gas emissions otherwise resulting from the capacity expansion
144.12 project, is consistent with meeting the benchmarks and targets specified under subdivision
144.13 2, paragraph (a), clauses (1) and (2); and

144.14 (2) the total positive environmental effects from the actions equals or exceeds the negative
144.15 environmental effects, as determined under subdivision 3, paragraph (b), clause (4), otherwise
144.16 resulting from the capacity expansion project.

144.17 (b) Each comparison under paragraph (a), clauses (1) and (2), must be performed over
144.18 equal comparison periods.

144.19 (c) A mitigation action consists of a project, program, or operations modification in one
144.20 or more of the following areas:

144.21 (1) transit expansion, including but not limited to regular route bus, arterial bus rapid
144.22 transit, highway bus rapid transit, rail transit, and intercity passenger rail;

144.23 (2) transit service improvements, including but not limited to increased service level,
144.24 transit fare reduction, and transit priority treatments;

144.25 (3) active transportation infrastructure;

144.26 (4) micromobility infrastructure and service, including but not limited to shared vehicle
144.27 services;

144.28 (5) transportation demand management, including but not limited to vanpool and shared
144.29 vehicle programs, remote work, and broadband access expansion;

144.30 (6) parking management, including but not limited to parking requirements reduction
144.31 or elimination and parking cost adjustments;

145.1 (7) land use, including but not limited to residential and other density increases, mixed-use
145.2 development, and transit-oriented development; and

145.3 (8) highway construction materials or practices modifications to provide for greenhouse
145.4 gas emissions reductions.

145.5 (d) A mitigation action may be identified as interlinked to the capacity expansion project
145.6 if:

145.7 (1) there is a specified project, program, or modification;

145.8 (2) the necessary funding sources are identified and sufficient amounts are committed;

145.9 (3) the mitigation is localized as provided in paragraph (e); and

145.10 (4) procedures are established to ensure that the mitigation action remains in substantially
145.11 the same form or a revised form that continues to meet the calculation under paragraph (a).

145.12 (e) The area or corridor of a mitigation action must be localized in the following priority
145.13 order:

145.14 (1) within or associated with at least one of the communities impacted by the capacity
145.15 expansion project;

145.16 (2) if there is not a reasonably feasible location under clause (1), in the region of the
145.17 capacity expansion project; or

145.18 (3) if there is not a reasonably feasible location under clauses (1) and (2), on a statewide
145.19 basis.

145.20 (f) The commissioner must include an explanation regarding the feasibility and rationale
145.21 for each mitigation action located under paragraph (e), clauses (2) and (3).

145.22 Subd. 5. **Public information.** The commissioner must publish information regarding
145.23 capacity expansion impact assessments on the department's website. The information must
145.24 include:

145.25 (1) identification of capacity expansion projects; and

145.26 (2) for each project, a summary that includes an overview of the expansion impact
145.27 assessment, the impact determination by the commissioner, and project disposition including
145.28 a review of any mitigation actions.

145.29 **EFFECTIVE DATE.** This section is effective February 1, 2025.

146.1 Sec. 19. Minnesota Statutes 2022, section 161.45, subdivision 1, is amended to read:

146.2 Subdivision 1. **Rules.** (a) Electric transmission, telephone, or telegraph lines; pole lines;
146.3 community antenna television lines; railways; ditches; sewers; water, heat, or gas mains;
146.4 gas and other pipelines; flumes; or other structures which, under the laws of this state or
146.5 the ordinance of any city, may be constructed, placed, or maintained across or along any
146.6 trunk highway, or the roadway thereof, by any person, persons, corporation, or any
146.7 subdivision of the state, may be so maintained or hereafter constructed only in accordance
146.8 with such rules as may be prescribed by the commissioner who shall have power to prescribe
146.9 and enforce reasonable rules with reference to the placing and maintaining along, across,
146.10 or in any such trunk highway of any of the utilities hereinbefore set forth.

146.11 (b) The rules under paragraph (a) must not prohibit an entity that has a right to use the
146.12 public road right-of-way pursuant to section 222.37, subdivision 1, and that has a power
146.13 purchase agreement or an agreement to transfer ownership with a Minnesota utility that
146.14 directly, or through its members or agents, provides retail electric service in the state from
146.15 placing and maintaining electric transmission lines along, across, or in any trunk highway
146.16 except as necessary to protect public safety. Nothing herein shall restrict the actions of
146.17 public authorities in extraordinary emergencies nor restrict the power and authority of the
146.18 commissioner of commerce as provided for in other provisions of law. Provided, however,
146.19 that in the event any local subdivision of government has enacted ordinances relating to the
146.20 method of installation or requiring underground installation of such community antenna
146.21 television lines, the permit granted by the commissioner of transportation shall require
146.22 compliance with such local ordinance.

146.23 Sec. 20. Minnesota Statutes 2022, section 161.45, subdivision 2, is amended to read:

146.24 Subd. 2. **Relocation of utility.** Whenever the relocation of any utility facility is
146.25 necessitated by the construction of a project on a trunk highway ~~routes other than those~~
146.26 ~~described in section 161.46, subdivision 2~~ route, the relocation work may be made a part
146.27 of the state highway construction contract or let as a separate contract as provided by law
146.28 if the owner or operator of the facility requests the commissioner to act as its agent for the
146.29 purpose of relocating the facilities and if the commissioner determines that such action is
146.30 in the best interests of the state. Payment by the utility owner or operator to the state shall
146.31 be in accordance with applicable statutes and the rules for utilities on trunk highways.

147.1 Sec. 21. Minnesota Statutes 2022, section 161.46, subdivision 2, is amended to read:

147.2 Subd. 2. **Relocation of facilities; reimbursement.** (a) Whenever the commissioner shall
147.3 determine the relocation of any utility facility is necessitated by the construction of a project
147.4 on the routes of federally aided state trunk highways, including urban extensions thereof,
147.5 which routes are included within the National System of Interstate Highways, the owner or
147.6 operator of such utility facility shall relocate the same in accordance with the order of the
147.7 commissioner. After the completion of such relocation the cost thereof shall be ascertained
147.8 and paid by the state out of trunk highway funds; provided, however, the amount to be paid
147.9 by the state for such reimbursement shall not exceed the amount on which the federal
147.10 government bases its reimbursement for said interstate system.

147.11 (b) Notwithstanding paragraph (a), on or after January 1, 2024, any entity that receives
147.12 a route permit under chapter 216E for a high-voltage transmission line necessary to
147.13 interconnect an electric power generating facility is not eligible for relocation reimbursement
147.14 unless the entity directly, or through its members or agents, provides retail electric service
147.15 in this state.

147.16 Sec. 22. Minnesota Statutes 2022, section 161.53, is amended to read:

147.17 **161.53 RESEARCH ACTIVITIES.**

147.18 (a) The commissioner may set aside in each fiscal year up to two percent of the total
147.19 amount of all funds appropriated to the commissioner other than county state-aid and
147.20 municipal state-aid highway funds for transportation research including public and private
147.21 research partnerships. The commissioner shall spend this money for (1) research to improve
147.22 the design, construction, maintenance, management, and environmental compatibility of
147.23 transportation systems, including research into and implementation of innovations in
147.24 bridge-monitoring technology and bridge inspection technology; bridge inspection techniques
147.25 and best practices; and the cost-effectiveness of deferred or lower cost highway and bridge
147.26 design and maintenance activities and their impacts on long-term trunk highway costs and
147.27 maintenance needs; (2) research on transportation policies that enhance energy efficiency
147.28 and economic development; (3) programs for implementing and monitoring research results;
147.29 and (4) development of transportation education and outreach activities.

147.30 (b) Of all funds appropriated to the commissioner other than state-aid funds, the
147.31 commissioner shall spend at least 0.1 percent, ~~but not exceeding \$2,000,000 in any fiscal~~
147.32 ~~year,~~ for research and related activities performed by the Center for Transportation Studies
147.33 of the University of Minnesota. The center shall establish a technology transfer and training
147.34 center for Minnesota transportation professionals.

148.1 **EFFECTIVE DATE.** This section is effective July 1, 2023.

148.2 Sec. 23. Minnesota Statutes 2022, section 168.27, subdivision 31, is amended to read:

148.3 Subd. 31. **Documentary fee.** (a) A motor vehicle dealer may not charge a documentary
148.4 fee or document administration fee in excess of the amounts provided under paragraph (b)
148.5 for services actually rendered to, for, or on behalf of the retail buyer or lessee to prepare,
148.6 handle, and process documents for the closing of a motor vehicle retail sale or lease of a
148.7 vehicle being registered in the state of Minnesota. The fee must be separately stated on the
148.8 sales agreement maintained under Minnesota Rules, part 7400.5200, and may be excluded
148.9 from the dealer's advertised price.

148.10 (b) For motor vehicle sales or leases made on or after July 1, ~~2017~~ 2023, through June
148.11 30, ~~2020~~ 2024, the maximum fee is ~~\$100~~ the lesser of \$200 or an amount equal to ten percent
148.12 of the value of the sale or lease. For motor vehicle sales or leases made on or after July 1,
148.13 ~~2020~~ 2024, through June 30, 2025, the maximum fee is ~~\$125~~ the lesser of \$275 or an amount
148.14 equal to ten percent of the value of the sale or lease. For motor vehicle sales or leases made
148.15 on or after July 1, 2025, the maximum fee is the lesser of \$350 or an amount equal to ten
148.16 percent of the value of the sale or lease.

148.17 (c) "Documentary fee" and "document administration fee" do not include an optional
148.18 electronic transfer fee as defined under section 53C.01, subdivision 14.

148.19 **EFFECTIVE DATE.** This section is effective for motor vehicle sales and leases made
148.20 on or after July 1, 2023.

148.21 Sec. 24. Minnesota Statutes 2022, section 169.011, subdivision 27, is amended to read:

148.22 Subd. 27. **Electric-assisted bicycle.** "Electric-assisted bicycle" means a bicycle with
148.23 two or three wheels that:

148.24 (1) has a saddle and fully operable pedals for human propulsion;

148.25 (2) meets the requirements for bicycles under Code of Federal Regulations, title 16, part
148.26 1512, or successor requirements;

148.27 (3) is equipped with an electric motor that has a power output of not more than 750
148.28 watts; ~~and~~

148.29 (4) meets the requirements of a class 1, class 2, or class 3 electric-assisted bicycle; and

148.30 (5) has a battery or electric drive system that has been tested to an applicable safety
148.31 standard by a third-party testing laboratory.

149.1 **Sec. 25. [169.065] SAFE ROAD ZONES.**

149.2 **Subdivision 1. Definition.** For purposes of this section, "local request" means a formal
149.3 request collectively submitted by the chief law enforcement officer of a political subdivision
149.4 serving the proposed safe road zone, the local road authority for the proposed safe road
149.5 zone, and the chief executive officer, board, or designee by resolution of the political
149.6 subdivision encompassing the proposed safe road zone.

149.7 **Subd. 2. Establishment.** (a) The commissioner may designate a safe road zone as
149.8 provided in this section.

149.9 (b) Upon receipt of a local request, the commissioner, in consultation with the
149.10 commissioner of public safety, must consider designating a segment of a street or highway
149.11 as a safe road zone. In determining the designation of a safe road zone, the commissioner
149.12 must evaluate traffic safety concerns for the street or highway, including but not limited to:
149.13 excessive speed; crash history; safety of pedestrians, bicyclists, or other vulnerable road
149.14 users; intersection risks; and roadway design.

149.15 **Subd. 3. Implementation.** The Advisory Council on Traffic Safety under section 4.076
149.16 must make recommendations to the commissioners of public safety and transportation on
149.17 supporting the local authority with implementation of safety measures for each safe road
149.18 zone through education, public awareness, behavior modification, and traffic engineering
149.19 efforts. Safety measures for a safe road zone may include:

149.20 (1) providing safe road zone signs to the local authority for use in the zone;

149.21 (2) consulting with the local authority on roadway design modifications to improve
149.22 safety;

149.23 (3) performing statewide safe road zone public awareness and educational outreach;

149.24 (4) providing safe road zone outreach materials to the local authority for distribution to
149.25 the general public;

149.26 (5) working with the local authority to enhance safety conditions in the zone;

149.27 (6) establishing a speed limit as provided under section 169.14, subdivision 5i, with
149.28 supporting speed enforcement and education measures; and

149.29 (7) evaluating the impacts of safety measures in the zone on: crashes; injuries and
149.30 fatalities; property damage; transportation system disruptions; safety for vulnerable roadway
149.31 users, including pedestrians and bicyclists; and other measures as identified by the
149.32 commissioner.

150.1 Subd. 4. **Traffic enforcement.** The commissioner of public safety must coordinate with
 150.2 local law enforcement agencies to determine implementation of enhanced traffic enforcement
 150.3 in a safe road zone designated under this section.

150.4 Subd. 5. **Program information.** The commissioner of transportation must maintain
 150.5 information on a website that summarizes safe road zone implementation, including but not
 150.6 limited to identification of requests for and designations of safe road zones, an overview of
 150.7 safety measures and traffic enforcement activity, and a review of annual expenditures.

150.8 **EFFECTIVE DATE.** This section is effective August 1, 2023.

150.9 Sec. 26. Minnesota Statutes 2022, section 169.14, is amended by adding a subdivision to
 150.10 read:

150.11 Subd. 5i. **Speed limits in safe road zone.** (a) Upon request by the local authority, the
 150.12 commissioner may establish a temporary or permanent speed limit in a safe road zone
 150.13 designated under section 169.065, other than the limits provided in subdivision 2, based on
 150.14 an engineering and traffic investigation.

150.15 (b) The speed limit under this subdivision is effective upon the erection of appropriate
 150.16 signs designating the speed and indicating the beginning and end of the segment on which
 150.17 the speed limit is established. Any speed in excess of the posted limit is unlawful.

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

150.19 Sec. 27. Minnesota Statutes 2022, section 169.18, subdivision 11, is amended to read:

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

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

150.30 (e) (b) When approaching and before passing an authorized a vehicle with its emergency,
 150.31 flashing, or warning lights activated that is parked or otherwise stopped on or next to a street
 150.32 or highway having more than two lanes in the same direction, the driver of a vehicle shall

151.1 safely move the vehicle so as to leave a full lane vacant between the driver and any lane in
151.2 which the ~~authorized~~ parked or stopped vehicle is completely or partially parked or otherwise
151.3 stopped, if it is possible to do so.

151.4 ~~(d)~~ (c) If a lane change under paragraph ~~(b)~~ or (e) ~~(a)~~ or (b) is impossible, or when
151.5 approaching and before passing ~~an authorized~~ a vehicle with its emergency, flashing, or
151.6 warning lights activated that is parked or otherwise stopped on or next to a street or highway
151.7 having only one lane in the same direction, the driver of a vehicle must reduce the speed of
151.8 the motor vehicle to a speed that is reasonable and prudent under the conditions until the
151.9 motor vehicle has completely passed the parked or stopped ~~authorized~~ vehicle, if it is possible
151.10 to do so.

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

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

151.24 **EFFECTIVE DATE.** This section is effective July 1, 2023, and applies to violations
151.25 committed on or after that date.

151.26 Sec. 28. Minnesota Statutes 2022, section 169.345, subdivision 2, is amended to read:

151.27 Subd. 2. **Definitions.** (a) For the purpose of section 168.021 and this section, the following
151.28 terms have the meanings given them in this subdivision.

151.29 (b) "Health professional" means a licensed physician, licensed physician assistant,
151.30 advanced practice registered nurse, licensed physical therapist, or licensed chiropractor.

151.31 (c) "Long-term certificate" means a certificate issued for a period greater than 12 months
151.32 but not greater than 71 months.

152.1 (d) "Organization certificate" means a certificate issued to an entity other than a natural
152.2 person for a period of three years.

152.3 (e) "Permit" refers to a permit that is issued for a period of 30 days, in lieu of the
152.4 certificate referred to in subdivision 3, while the application is being processed.

152.5 (f) "Physically disabled person" means a person who:

152.6 (1) because of disability cannot walk without significant risk of falling;

152.7 (2) because of disability cannot walk 200 feet without stopping to rest;

152.8 (3) because of disability cannot walk without the aid of another person, a walker, a cane,
152.9 crutches, braces, a prosthetic device, or a wheelchair;

152.10 (4) is restricted by a respiratory disease to such an extent that the person's forced
152.11 (respiratory) expiratory volume for one second, when measured by spirometry, is less than
152.12 one liter;

152.13 (5) has an arterial oxygen tension (PaO₂) of less than 60 mm/Hg on room air at rest;

152.14 (6) uses portable oxygen;

152.15 (7) has a cardiac condition to the extent that the person's functional limitations are
152.16 classified in severity as class III or class IV according to standards set by the American
152.17 Heart Association;

152.18 (8) has lost an arm or a leg and does not have or cannot use an artificial limb; ~~or~~

152.19 (9) has a disability that would be aggravated by walking 200 feet under normal
152.20 environmental conditions to an extent that would be life threatening; or

152.21 (10) is legally blind.

152.22 (g) "Short-term certificate" means a certificate issued for a period greater than six months
152.23 but not greater than 12 months.

152.24 (h) "Six-year certificate" means a certificate issued for a period of six years.

152.25 (i) "Temporary certificate" means a certificate issued for a period not greater than six
152.26 months.

152.27 **EFFECTIVE DATE.** This section is effective July 1, 2023.

153.1 Sec. 29. Minnesota Statutes 2022, section 169.475, subdivision 2, is amended to read:

153.2 Subd. 2. **Prohibition on use; penalty.** (a) Except as provided in subdivision 3, when a
153.3 motor vehicle is in motion or a part of traffic, the person operating the vehicle upon a street
153.4 or highway is prohibited from:

153.5 (1) holding a wireless communications device with one or both hands; or

153.6 (2) using a wireless communications device to:

153.7 ~~(1)~~ (i) initiate, compose, send, retrieve, or read an electronic message;

153.8 ~~(2)~~ (ii) engage in a cellular phone call, including initiating a call, talking or listening,
153.9 and participating in video calling; and

153.10 ~~(3)~~ (iii) access the following types of content stored on the device: video content, audio
153.11 content, images, games, or software applications.

153.12 (b) A person who violates paragraph (a) a second or subsequent time must pay a fine of
153.13 \$275.

153.14 **EFFECTIVE DATE.** This section is effective August 1, 2023, and applies to violations
153.15 committed on or after that date.

153.16 Sec. 30. Minnesota Statutes 2022, section 169.475, subdivision 3, is amended to read:

153.17 Subd. 3. **Exceptions.** (a) The prohibitions in subdivision 2 do not apply if a person uses
153.18 a wireless communications device:

153.19 (1) solely in a voice-activated or hands-free mode to (i) initiate or participate in a cellular
153.20 phone call, provided that the person does not hold the device with one or both hands; or to
153.21 (ii) initiate, compose, send, or listen to an electronic message;

153.22 (2) to view or operate a global positioning system or navigation system in a manner that
153.23 does not require the driver to type while the vehicle is in motion or a part of traffic, provided
153.24 that the person does not hold the device with one or both hands;

153.25 (3) to listen to audio-based content in a manner that does not require the driver to scroll
153.26 or type while the vehicle is in motion or a part of traffic, provided that the person does not
153.27 hold the device with one or both hands;

153.28 (4) to obtain emergency assistance to (i) report a traffic accident, medical emergency,
153.29 or serious traffic hazard, or (ii) prevent a crime about to be committed;

153.30 (5) in the reasonable belief that a person's life or safety is in immediate danger; or

154.1 (6) in an authorized emergency vehicle while in the performance of official duties.

154.2 (b) The exception in paragraph (a), clause (1), does not apply to accessing nonnavigation
154.3 video content, engaging in video calling, engaging in live-streaming, accessing gaming
154.4 data, or reading electronic messages.

154.5 **EFFECTIVE DATE.** This section is effective August 1, 2023, and applies to violations
154.6 committed on or after that date.

154.7 Sec. 31. **[169.8296] WEIGHT LIMITS; TOWING AND RECOVERY VEHICLE.**

154.8 Subdivision 1. **Annual permit.** The commissioner may issue permits to an applicant
154.9 who pays a single \$300 annual fee to cover all tow trucks and towing vehicles owned by
154.10 the applicant and who meets any other conditions prescribed by the commissioner. The
154.11 proceeds of this fee must be deposited in the trunk highway fund. The permit authorizes
154.12 the tow truck or towing vehicle, when towing a disabled or damaged vehicle to a place of
154.13 repair or safekeeping, to exceed the length and weight limitations of this chapter.

154.14 Subd. 2. **Applicability with urgent movement.** Sections 169.823 to 169.828 do not
154.15 apply to a tow truck or towing vehicle when towing a disabled or damaged vehicle and the
154.16 movement is urgent and for the purpose of removing the disabled vehicle from the roadway
154.17 to a place of repair or safekeeping. A permit is not required for a vehicle operating under
154.18 this subdivision.

154.19 Subd. 3. **Seasonal load restrictions; exemption.** (a) For purposes of this subdivision,
154.20 "recovery vehicle" means a vehicle equipped with a boom that is used to move or recover
154.21 an inoperable vehicle.

154.22 (b) The seasonal load restrictions under section 169.87, subdivisions 1 and 2, do not
154.23 apply to a tow truck, towing vehicle, or a recovery vehicle that does not exceed a weight
154.24 of 20,000 pounds per single axle and is being operated for the purpose of towing or
154.25 recovering another vehicle that:

154.26 (1) is involved in a vehicle crash or is inoperable and is located within a public road
154.27 right-of-way; or

154.28 (2) has entered a public body of water adjacent to the roadway.

154.29 **EFFECTIVE DATE.** This section is effective August 1, 2023.

155.1 Sec. 32. Minnesota Statutes 2022, section 171.042, is amended to read:

155.2 **171.042 DRIVER'S LICENSE FOR MEDICAL REASON.**

155.3 (a) For purposes of this section, "relative" means the applicant's grandparent, parent,
 155.4 sibling, or legal guardian, including adoptive, half, step, and in-law relationships.

155.5 (b) Notwithstanding any provisions of section 171.04, relating to the age of an applicant,
 155.6 the commissioner may issue a driver's license to a person who has attained the age of 15
 155.7 years but is under the age of 16 years, who, except for age, is qualified to hold a driver's
 155.8 license and who needs to operate a motor vehicle because of:

155.9 (1) personal ~~or family~~ medical reasons;

155.10 (2) medical reasons of a relative; or

155.11 (3) a disabled relative who has a disability that makes it difficult to drive or who does
 155.12 not have a driver's license due to a disability.

155.13 (c) The applicant is not required to comply with the six-month instruction permit
 155.14 possession provisions of sections 171.04, subdivision 1, clause (2), and 171.05, subdivision
 155.15 2a, or with the 12-month provisional license possession provision of section 171.04,
 155.16 subdivision 1, clause (1), item (i).

155.17 (d) Applicants shall apply to the commissioner for the license on forms prescribed by
 155.18 the commissioner. The application ~~shall~~ must be accompanied by written verified statements
 155.19 by ~~from~~ the applicant's ~~parent or guardian and by~~ relative or a doctor setting forth the
 155.20 necessity ~~reason the applicant is qualified~~ for the license. The commissioner in issuing such
 155.21 license may impose such conditions and limitations as in the commissioner's judgment are
 155.22 necessary to the interests of the public safety and welfare.

155.23 **EFFECTIVE DATE.** This section is effective July 1, 2023, and applies to applications
 155.24 submitted on or after that date.

155.25 Sec. 33. Minnesota Statutes 2022, section 171.05, subdivision 2, is amended to read:

155.26 Subd. 2. **Person less than 18 years of age.** (a) The department may issue an instruction
 155.27 permit to an applicant who is 15, 16, or 17 years of age and who:

155.28 (1) has completed a course of driver education in another state, has a previously issued
 155.29 valid license from another state, or:

155.30 (i) is enrolled in ~~either:~~ behind-the-wheel training in a driver education program; and

155.31 (ii) has completed:

156.1 ~~(i) a public, private, or commercial~~ (A) the classroom phase of instruction in a driver
 156.2 education program that is approved by the commissioner of public safety and that includes
 156.3 classroom and behind-the-wheel training; or

156.4 (B) 15 hours of classroom instruction in a driver education program that presents
 156.5 classroom and behind-the-wheel instruction concurrently;

156.6 ~~(ii) an approved behind-the-wheel driver education program~~ (C) home-classroom driver
 156.7 training, when the student is receiving full-time instruction in a home school within the
 156.8 meaning of sections 120A.22 and 120A.24, the student is working toward a ~~homeschool~~
 156.9 home school diploma, the student is taking home-classroom driver training with classroom
 156.10 materials are approved by the commissioner of public safety, and the student's parent has
 156.11 certified the student's ~~homeschool~~ home school and home-classroom driver training status
 156.12 on the form approved by the commissioner;

156.13 (D) a teleconference driver education program authorized by section 171.395; or

156.14 (E) an online driver education program authorized by section 171.396;

156.15 ~~(2) has completed the classroom phase of instruction in the driver education program~~
 156.16 ~~or has completed 15 hours of classroom instruction in a program that presents classroom~~
 156.17 ~~and behind-the-wheel instruction concurrently;~~

156.18 ~~(3)~~ (2) has passed a test of the applicant's eyesight;

156.19 ~~(4)~~ (3) has passed a department-administered test of the applicant's knowledge of traffic
 156.20 laws;

156.21 ~~(5)~~ (4) has completed the required application, which must be approved by (i) either
 156.22 parent when both reside in the same household as the minor applicant or, if otherwise, then
 156.23 (ii) the parent or spouse of the parent having custody or, in the event there is no court order
 156.24 for custody, then (iii) the parent or spouse of the parent with whom the minor is living or,
 156.25 if items (i) to (iii) do not apply, then (iv) the guardian having custody of the minor, (v) the
 156.26 foster parent or the director of the transitional living program in which the child resides or,
 156.27 in the event a person under the age of 18 has no living father, mother, or guardian, or is
 156.28 married or otherwise legally emancipated, then (vi) the applicant's adult spouse, adult close
 156.29 family member, or adult employer; provided, that the approval required by this clause
 156.30 contains a verification of the age of the applicant and the identity of the parent, guardian,
 156.31 adult spouse, adult close family member, or adult employer; and

156.32 ~~(6)~~ (5) has paid all fees required in section 171.06, subdivision 2.

157.1 (b) In addition, the applicant may submit a certification stating that a primary driving
 157.2 supervisor has completed the supplemental parental curriculum under section 171.0701,
 157.3 subdivision 1a, for the purposes of provisional license requirements under section 171.055,
 157.4 subdivision 1, paragraph (a), clause (6). The certification must be completed by a driver
 157.5 education instructor, as defined under section 171.0701, subdivision 1a.

157.6 (c) For the purposes of determining compliance with the certification of paragraph (a),
 157.7 clause (1), item (ii), subitem (C), the commissioner may request verification of a student's
 157.8 ~~homeschool~~ home school status from the superintendent of the school district in which the
 157.9 student resides and the superintendent shall provide that verification.

157.10 (d) A driver education program under this subdivision includes a public, private, or
 157.11 commercial program and must be approved by the commissioner.

157.12 ~~(d)~~ (e) The instruction permit is valid for two years from the date of application and may
 157.13 be renewed upon payment of a fee equal to the fee for issuance of an instruction permit
 157.14 under section 171.06, subdivision 2.

157.15 **EFFECTIVE DATE.** This section is effective July 1, 2023.

157.16 Sec. 34. Minnesota Statutes 2022, section 171.06, subdivision 2, is amended to read:

157.17 Subd. 2. **Fees.** (a) The fees for a license and Minnesota identification card are as follows:

157.18 REAL ID Compliant or				
157.19 Noncompliant Classified	D- \$21.00	C- \$25.00	B- \$32.00	A- \$40.00
157.20 Driver's License	<u>\$27.00</u>	<u>\$31.00</u>	<u>\$38.00</u>	<u>\$46.00</u>
157.21 REAL ID Compliant or				
157.22 Noncompliant Classified	D- \$21.00	C- \$25.00	B- \$32.00	A- \$20.00
157.23 Under-21 D.L.	<u>\$27.00</u>	<u>\$31.00</u>	<u>\$38.00</u>	<u>\$26.00</u>
157.24	D- \$36.00	C- \$40.00	B- \$47.00	A- \$55.00
157.25 Enhanced Driver's License	<u>\$42.00</u>	<u>\$46.00</u>	<u>\$53.00</u>	<u>\$61.00</u>
157.26 REAL ID Compliant or				
157.27 Noncompliant Instruction				
157.28 Permit			\$5.25	<u>\$11.25</u>
157.29 Enhanced Instruction				\$20.25
157.30 Permit				<u>\$26.25</u>
157.31 Commercial Learner's				
157.32 Permit			\$2.50	<u>\$8.50</u>
157.33 REAL ID Compliant or				
157.34 Noncompliant Provisional				
157.35 License			\$8.25	<u>\$14.25</u>
157.36 Enhanced Provisional				\$23.25
157.37 License				<u>\$29.25</u>
157.38 Duplicate REAL ID				
157.39 Compliant or Noncompliant			\$6.75	<u>\$12.75</u>

- 158.1 License or duplicate REAL
 158.2 ID Compliant or
 158.3 Noncompliant
 158.4 identification card
- 158.5 Enhanced Duplicate
 158.6 License or enhanced \$21.75
 158.7 duplicate identification card \$27.75
- 158.8 REAL ID Compliant or
 158.9 Noncompliant Minnesota
 158.10 identification card or REAL
 158.11 ID Compliant or
 158.12 Noncompliant Under-21
 158.13 Minnesota identification
 158.14 card, other than duplicate,
 158.15 except as otherwise
 158.16 provided in section 171.07, \$11.25
 158.17 subdivisions 3 and 3a \$17.25
- 158.18 Enhanced Minnesota \$26.25
 158.19 identification card \$32.25
- 158.20 ~~From August 1, 2019, to June 30, 2022,~~ The fee is increased by \$0.75 for REAL ID compliant
 158.21 or noncompliant classified driver's licenses, REAL ID compliant or noncompliant classified
 158.22 under-21 driver's licenses, and enhanced driver's licenses.
- 158.23 (b) In addition to each fee required in paragraph (a), the commissioner shall collect a
 158.24 surcharge of \$2.25. Surcharges collected under this paragraph must be credited to the driver
 158.25 and vehicle services technology account under section 299A.705.
- 158.26 (c) Notwithstanding paragraph (a), an individual who holds a provisional license and
 158.27 has a driving record free of (1) convictions for a violation of section 169A.20, 169A.33,
 158.28 169A.35, sections 169A.50 to 169A.53, or section 171.177, (2) convictions for crash-related
 158.29 moving violations, and (3) convictions for moving violations that are not crash related, shall
 158.30 have a \$3.50 credit toward the fee for any classified under-21 driver's license. "Moving
 158.31 violation" has the meaning given it in section 171.04, subdivision 1.
- 158.32 (d) In addition to the driver's license fee required under paragraph (a), the commissioner
 158.33 shall collect an additional \$4 processing fee from each new applicant or individual renewing
 158.34 a license with a school bus endorsement to cover the costs for processing an applicant's
 158.35 initial and biennial physical examination certificate. The department shall not charge these
 158.36 applicants any other fee to receive or renew the endorsement.
- 158.37 (e) In addition to the fee required under paragraph (a), a driver's license agent may charge
 158.38 and retain a filing fee as provided under section 171.061, subdivision 4.
- 158.39 (f) In addition to the fee required under paragraph (a), the commissioner shall charge a
 158.40 filing fee at the same amount as a driver's license agent under section 171.061, subdivision

159.1 4. Revenue collected under this paragraph must be deposited in the driver services operating
159.2 account under section 299A.705.

159.3 (g) An application for a Minnesota identification card, instruction permit, provisional
159.4 license, or driver's license, including an application for renewal, must contain a provision
159.5 that allows the applicant to add to the fee under paragraph (a), a \$2 donation for the purposes
159.6 of public information and education on anatomical gifts under section 171.075.

159.7 Sec. 35. Minnesota Statutes 2022, section 171.06, subdivision 3, as amended by Laws
159.8 2023, chapter 13, article 1, section 3, is amended to read:

159.9 Subd. 3. **Contents of application; other information.** (a) An application must:

159.10 (1) state the full name, date of birth, sex, and either (i) the residence address of the
159.11 applicant, or (ii) designated address under section 5B.05;

159.12 (2) as may be required by the commissioner, contain a description of the applicant and
159.13 any other facts pertaining to the applicant, the applicant's driving privileges, and the
159.14 applicant's ability to operate a motor vehicle with safety;

159.15 (3) state:

159.16 (i) the applicant's Social Security number; or

159.17 (ii) if the applicant does not have a Social Security number and is applying for a
159.18 Minnesota identification card, instruction permit, or class D provisional or driver's license,
159.19 that the applicant elects not to specify a Social Security number;

159.20 (4) contain a notification to the applicant of the availability of a living will/health care
159.21 directive designation on the license under section 171.07, subdivision 7; and

159.22 (5) include a method for the applicant to:

159.23 (i) request a veteran designation on the license under section 171.07, subdivision 15,
159.24 and the driving record under section 171.12, subdivision 5a;

159.25 (ii) indicate a desire to make an anatomical gift under subdivision 3b, paragraph (e);

159.26 (iii) as applicable, designate document retention as provided under section 171.12,
159.27 subdivision 3c; ~~and~~

159.28 (iv) indicate emergency contacts as provided under section 171.12, subdivision 5b; and

159.29 (v) indicate the applicant's race and ethnicity.

159.30 (b) Applications must be accompanied by satisfactory evidence demonstrating:

- 160.1 (1) identity, date of birth, and any legal name change if applicable; and
- 160.2 (2) for driver's licenses and Minnesota identification cards that meet all requirements of
- 160.3 the REAL ID Act:
- 160.4 (i) principal residence address in Minnesota, including application for a change of address,
- 160.5 unless the applicant provides a designated address under section 5B.05;
- 160.6 (ii) Social Security number, or related documentation as applicable; and
- 160.7 (iii) lawful status, as defined in Code of Federal Regulations, title 6, section 37.3.
- 160.8 (c) An application for an enhanced driver's license or enhanced identification card must
- 160.9 be accompanied by:
- 160.10 (1) satisfactory evidence demonstrating the applicant's full legal name and United States
- 160.11 citizenship; and
- 160.12 (2) a photographic identity document.
- 160.13 (d) A valid Department of Corrections or Federal Bureau of Prisons identification card
- 160.14 containing the applicant's full name, date of birth, and photograph issued to the applicant
- 160.15 is an acceptable form of proof of identity in an application for an identification card,
- 160.16 instruction permit, or driver's license as a secondary document for purposes of Minnesota
- 160.17 Rules, part 7410.0400, and successor rules.
- 160.18 (e) An application form must not provide for identification of (1) the accompanying
- 160.19 documents used by an applicant to demonstrate identity, or (2) except as provided in
- 160.20 paragraphs (b) and (c), the applicant's citizenship, immigration status, or lawful presence
- 160.21 in the United States. The commissioner and a driver's license agent must not inquire about
- 160.22 an applicant's citizenship, immigration status, or lawful presence in the United States, except
- 160.23 as provided in paragraphs (b) and (c).

160.24 **EFFECTIVE DATE.** This section is effective for driver's license and identification

160.25 card applications submitted on or after January 1, 2024.

160.26 Sec. 36. Minnesota Statutes 2022, section 171.07, subdivision 15, is amended to read:

160.27 Subd. 15. **Veteran designation.** (a) At the request of an eligible applicant and on payment

160.28 of the required fee, the department shall issue, renew, or reissue to the applicant a driver's

160.29 license or Minnesota identification card bearing a graphic or written designation of:

160.30 (1) Veteran; or

160.31 (2) Veteran 100% T&P.

161.1 (b) At the time of the initial application for the designation provided under this
 161.2 subdivision, the applicant must:

161.3 (1) be one of the following:

161.4 (i) a veteran, as defined in section 197.447; or

161.5 (ii) a retired member of the National Guard or a reserve component of the United States
 161.6 armed forces;

161.7 (2) ~~have provide~~ a certified copy of the ~~veteran's~~ applicant's discharge papers that confirms
 161.8 an honorable or general discharge under honorable conditions status, or a military retiree
 161.9 identification card, veteran identification card, or veteran health identification card; and

161.10 (3) if the applicant is seeking the disability designation under paragraph (a), clause (2),
 161.11 provide satisfactory evidence of a 100 percent total and permanent service-connected
 161.12 disability as determined by the United States Department of Veterans Affairs.

161.13 ~~(e) The commissioner of public safety is required to issue drivers' licenses and Minnesota~~
 161.14 ~~identification cards with the veteran designation only after entering a new contract or in~~
 161.15 ~~coordination with producing a new card design with modifications made as required by~~
 161.16 ~~law.~~

161.17 **EFFECTIVE DATE; APPLICATION.** This section is effective August 1, 2023, and
 161.18 applies to applications submitted on or after that date.

161.19 Sec. 37. **[171.301] REINTEGRATION LICENSE.**

161.20 Subdivision 1. Conditions of issuance. (a) The commissioner may issue a reintegration
 161.21 driver's license to any person:

161.22 (1) who is 18 years of age or older;

161.23 (2) who has been released from a period of at least 180 consecutive days of confinement
 161.24 or incarceration in:

161.25 (i) an adult correctional facility under the control of the commissioner of corrections or
 161.26 licensed by the commissioner of corrections under section 241.021;

161.27 (ii) a federal correctional facility for adults; or

161.28 (iii) an adult correctional facility operated under the control or supervision of any other
 161.29 state; and

162.1 (3) whose license has been suspended or revoked under the circumstances listed in
162.2 section 171.30, subdivision 1, paragraph (a), clauses (1) to (4), for a violation that occurred
162.3 before the individual was incarcerated for the period described in clause (2).

162.4 (b) If the person's driver's license or permit to drive has been revoked under section
162.5 169.792 or 169.797, the commissioner may only issue a reintegration driver's license to the
162.6 person after the person has presented an insurance identification card, policy, or written
162.7 statement indicating that the driver or owner has insurance coverage satisfactory to the
162.8 commissioner.

162.9 (c) If the person's driver's license or permit to drive has been suspended under section
162.10 171.186, the commissioner may only issue a reintegration driver's license to the person after
162.11 the commissioner receives notice of a court order provided pursuant to section 518A.65,
162.12 paragraph (e), showing that the person's driver's license or operating privileges should no
162.13 longer be suspended.

162.14 (d) If the person's driver's license has been revoked under section 171.17, subdivision
162.15 1, paragraph (a), clause (1), the commissioner may only issue a reintegration driver's license
162.16 to the person after the person has completed the applicable revocation period.

162.17 (e) The commissioner must not issue a reintegration driver's license:

162.18 (1) to any person described in section 171.04, subdivision 1, clause (7), (8), (10), or
162.19 (11);

162.20 (2) to any person described in section 169A.55, subdivision 5;

162.21 (3) if the person has committed a violation after the person was released from custody
162.22 that results in the suspension, revocation, or cancellation of a driver's license, including
162.23 suspension for nonpayment of child support or maintenance payments as described in section
162.24 171.186, subdivision 1; or

162.25 (4) if the issuance would conflict with the requirements of the nonresident violator
162.26 compact.

162.27 (f) The commissioner must not issue a class A, class B, or class C reintegration driver's
162.28 license.

162.29 Subd. 2. **Application.** (a) Application for a reintegration driver's license must be made
162.30 in the form and manner approved by the commissioner.

162.31 (b) A person seeking a reintegration driver's license who was released from confinement
162.32 or incarceration on or after April 1, 2024, must apply for the license within one year of

163.1 release. A person seeking a reintegration driver's license who was released from confinement
163.2 or incarceration before April 1, 2024, must apply for the license by April 1, 2025.

163.3 Subd. 3. **Fees prohibited.** (a) For a reintegration driver's license under this section:

163.4 (1) the commissioner must not impose:

163.5 (i) a fee, surcharge, or filing fee under section 171.06, subdivision 2; or

163.6 (ii) an endorsement fee under section 171.06, subdivision 2a; and

163.7 (2) a driver's license agent must not impose a filing fee under section 171.061, subdivision

163.8 4.

163.9 (b) Issuance of a reintegration driver's license does not forgive or otherwise discharge

163.10 any unpaid fees or fines.

163.11 Subd. 4. **Cancellation of license.** (a) The commissioner must cancel the reintegration

163.12 driver's license of any person who commits a violation that would result in the suspension,

163.13 revocation, or cancellation of a driver's license, including suspension for nonpayment of

163.14 child support or maintenance payments as described in section 171.186, subdivision 1. The

163.15 commissioner must not cancel a reintegration driver's license for payment of a fine or

163.16 resolution of a criminal charge if the underlying incident occurred before the reintegration

163.17 driver's license was issued, unless the conviction would have made the person ineligible to

163.18 receive a reintegration driver's license. Except as described in paragraph (b), a person whose

163.19 reintegration driver's license is canceled under this subdivision may not be issued another

163.20 reintegration driver's license and may not operate a motor vehicle for the remainder of the

163.21 period of suspension or revocation or 30 days, whichever is longer.

163.22 (b) A person whose reintegration driver's license is canceled under paragraph (a) may

163.23 apply for a new reintegration driver's license if the person is incarcerated or confined for a

163.24 period of at least 180 consecutive days after the cancellation and the person meets the

163.25 conditions described in subdivision 1.

163.26 (c) Nothing in this section prohibits cancellation and reinstatement of a reintegration

163.27 driver's license for any other reason described in section 171.14 provided any factor making

163.28 the person not eligible for a driver's license under section 171.04 occurred or became known

163.29 to the commissioner after issuance of the reintegration driver's license.

163.30 Subd. 5. **Expiration.** A reintegration driver's license expires 15 months from the date

163.31 of issuance of the license. A reintegration driver's license may not be renewed.

164.1 Subd. 6. Issuance of regular driver's license. (a) Notwithstanding any statute or rule
164.2 to the contrary, the commissioner must issue a REAL ID-compliant or noncompliant license
164.3 to a person who possesses a reintegration driver's license if:

164.4 (1) the person has possessed the reintegration driver's license for at least one full year;

164.5 (2) the reintegration driver's license has not been canceled under subdivision 4 and has
164.6 not expired under subdivision 5;

164.7 (3) the person meets the application requirements under section 171.06, including payment
164.8 of the applicable fees, surcharge, and filing fee under sections 171.06, subdivisions 2 and
164.9 2a, and 171.061, subdivision 4; and

164.10 (4) issuance of the license does not conflict with the requirements of the nonresident
164.11 violator compact.

164.12 (b) The commissioner must forgive any outstanding balance due on a fee or surcharge
164.13 under section 171.29, subdivision 2, for a person who is eligible and applies for a license
164.14 under paragraph (a).

164.15 **EFFECTIVE DATE.** This section is effective April 1, 2024.

164.16 Sec. 38. **[171.395] TELECONFERENCE DRIVER EDUCATION PROGRAM.**

164.17 Subdivision 1. Authorization. A licensed driver education program that provides both
164.18 classroom and behind-the-wheel instruction may provide teleconference driver education
164.19 as provided in this section. For purposes of this section, the driver education program must
164.20 provide both classroom and behind-the-wheel instruction. If a program partners or contracts
164.21 with a second program to provide any portion of classroom or behind-the-wheel instruction,
164.22 the first program is not eligible to provide teleconference driver education instruction.

164.23 Subd. 2. Curriculum and instruction requirements. (a) A teleconference driver
164.24 education program must:

164.25 (1) meet the requirements as provided in section 171.0701, subdivision 1, and Minnesota
164.26 Rules, chapter 7411, or successor rules;

164.27 (2) use teleconferencing, or another similar method, that provides live synchronous
164.28 distance learning and ensures that student questions and comments can be addressed in real
164.29 time;

164.30 (3) ensure all locations are linked using both picture and sound;

165.1 (4) use classroom instruction curriculum that is identical to the curriculum used by the
 165.2 driver education program in an in-person setting;

165.3 (5) provide teleconference instruction to any student that is enrolled in the approved
 165.4 driver education program; and

165.5 (6) provide teleconference interactive supplemental parent curriculum consistent with
 165.6 section 171.0701, subdivision 1a.

165.7 (b) A student may receive teleconference instruction only if the driver education instructor
 165.8 confirms that picture and sound allow the student to interact with the instructor in real time.

165.9 **EFFECTIVE DATE.** This section is effective July 1, 2023.

165.10 **Sec. 39. [171.396] ONLINE DRIVER EDUCATION PROGRAM.**

165.11 (a) A licensed driver education program may provide online driver education as provided
 165.12 in this section. The online driver education program must satisfy the requirements for
 165.13 classroom driver education as provided in section 171.0701, subdivision 1, and Minnesota
 165.14 Rules, chapter 7411. In addition, an online driver education program must:

165.15 (1) include a means for the student to measure performance outcomes;

165.16 (2) use a pool of rotating quiz questions;

165.17 (3) incorporate accountability features to ensure the identity of the student while engaged
 165.18 in the course of online study;

165.19 (4) measure the amount of time that the student spends in the course;

165.20 (5) provide technical support to customers that is available 24 hours per day, seven days
 165.21 per week;

165.22 (6) require a licensed Minnesota driver education instructor to monitor each student's
 165.23 progress and be available to answer questions in a timely manner, provided that the instructor
 165.24 is not required to monitor progress or answer questions in real time;

165.25 (7) store course content and student data on a secure server that is protected against data
 165.26 breaches and is regularly backed up;

165.27 (8) incorporate preventive measures in place to protect against the access of private
 165.28 information;

165.29 (9) include the ability to update course content uniformly throughout the state; and

166.1 (10) provide online interactive supplemental parental curriculum consistent with section
166.2 171.0701, subdivision 1a.

166.3 (b) Except as required by this section, the commissioner is prohibited from imposing
166.4 requirements on online driver education programs that are not equally applicable to classroom
166.5 driver education programs.

166.6 **EFFECTIVE DATE.** This section is effective July 1, 2023.

166.7 Sec. 40. Minnesota Statutes 2022, section 174.01, is amended by adding a subdivision to
166.8 read:

166.9 **Subd. 3. Greenhouse gas emissions benchmarks.** (a) In association with the goals
166.10 under subdivision 2, clauses (10) and (13) to (16), the commissioner of transportation must
166.11 establish benchmarks for the statewide greenhouse gas emissions reduction goal under
166.12 section 216H.02, subdivision 1.

166.13 (b) The benchmarks must include:

166.14 (1) establishment of proportional emissions reduction performance targets for the
166.15 transportation sector;

166.16 (2) specification of the performance targets on a five-year or more frequent basis; and

166.17 (3) allocation across the transportation sector, which:

166.18 (i) must provide for an allocation to the metropolitan area, as defined in section 473.121,
166.19 subdivision 2;

166.20 (ii) must account for differences in the feasibility and extent of emissions reductions
166.21 across forms of land use and across regions of the state; and

166.22 (iii) may include performance targets based on Department of Transportation district,
166.23 geographic region, a per capita calculation, or transportation mode, or a combination.

166.24 **EFFECTIVE DATE.** This section is effective February 1, 2025.

166.25 Sec. 41. Minnesota Statutes 2022, section 174.03, subdivision 1c, is amended to read:

166.26 Subd. 1c. **Minnesota state highway investment plan.** Within one year of each revision
166.27 of the statewide multimodal transportation plan under subdivision 1a, the commissioner
166.28 must prepare a 20-year Minnesota state highway investment plan that:

166.29 (1) incorporates performance measures and targets for assessing progress and achievement
166.30 of the state's transportation goals, objectives, and policies identified in this chapter for the

167.1 state trunk highway system, and those goals, objectives, and policies established in the
167.2 statewide multimodal transportation plan. Performance targets must be based on objectively
167.3 verifiable measures, and address, at a minimum:

167.4 (i) preservation and maintenance of the structural condition of state highway roadways,
167.5 bridges, pavements, roadside infrastructure, and traveler-related facilities;

167.6 (ii) safety; and

167.7 (iii) mobility;

167.8 (2) summarizes trends and impacts for each performance target over the past five years;

167.9 (3) summarizes the amount and analyzes the impact of the department's capital
167.10 investments and priorities over the past five years on each performance target, including a
167.11 comparison of prior plan projected costs with actual costs;

167.12 (4) identifies the investments required to meet the established performance targets over
167.13 the next 20-year period;

167.14 (5) projects available state and federal funding over the 20-year period, including any
167.15 unique, competitive, time-limited, or focused funding opportunities;

167.16 (6) identifies strategies to ensure the most efficient use of existing transportation
167.17 infrastructure, and to maximize the performance benefits of projected available funding;

167.18 (7) establishes investment priorities for projected funding, which must:

167.19 (i) provide for cost-effective preservation, maintenance, and repair to address the goal
167.20 under section 174.01, subdivision 2, clause (9), in a manner that aligns with other goals in
167.21 that section;

167.22 (ii) as appropriate, provide a schedule of major projects or improvement programs for
167.23 the 20-year period; and

167.24 (iii) identify resulting projected costs and impact on performance targets; ~~and~~

167.25 (8) identifies those performance targets identified under clause (1) not expected to meet
167.26 the target outcome over the 20-year period together with alternative strategies that could
167.27 be implemented to meet the targets; and

167.28 (9) establishes procedures and guidance for capacity expansion project development to
167.29 conform with section 161.178, subdivision 2, paragraph (a).

167.30 **EFFECTIVE DATE.** This section is effective the day following final enactment and
167.31 applies to plan revisions adopted on or after that date.

168.1 Sec. 42. [174.46] DISADVANTAGED COMMUNITIES CARSHARING GRANT
168.2 ACCOUNT; GRANTS.

168.3 (a) The disadvantaged communities carsharing grant account is established in the special
168.4 revenue fund. The account consists of funds provided by law and any other money donated,
168.5 allotted, transferred, or otherwise provided to the account. Money in the account is annually
168.6 appropriated to the commissioner to make grants as provided in paragraph (b).

168.7 (b) The commissioner must administer a program to provide grants to nonprofit
168.8 organizations or carsharing operators to support the growth of carsharing in disadvantaged
168.9 communities through programs, marketing, and community engagement. A grant recipient
168.10 may use grant proceeds for capital and operational costs of a program. Eligible grant
168.11 recipients must be based in Minnesota and be either a nonprofit organization or carsharing
168.12 operator, with a preference given to nonprofit carsharing operators. Transportation
168.13 management organizations are not eligible to receive grants under this section.

168.14 EFFECTIVE DATE. This section is effective July 1, 2023.

168.15 Sec. 43. [174.47] ELECTRIC VEHICLE INFRASTRUCTURE PROGRAM.

168.16 Subdivision 1. Definitions. (a) For purposes of this section, the following terms have
168.17 the meanings given.

168.18 (b) "Commissioner" means the commissioner of transportation.

168.19 (c) "Program" means the electric vehicle infrastructure program established in this
168.20 section.

168.21 (d) "Project" includes but is not limited to planning, predesign, design, preliminary and
168.22 final engineering, environmental analysis, property acquisition, construction, and
168.23 maintenance.

168.24 Subd. 2. Electric vehicle infrastructure program. The commissioner must establish
168.25 a statewide electric vehicle infrastructure program for the purpose of implementing the
168.26 National Electric Vehicle Infrastructure Formula Program and successor programs to
168.27 maximize the use of federal funds available to the state.

168.28 Subd. 3. Authority to contract. The commissioner may enter into an agreement with
168.29 any private or public entity to provide financial assistance for, or engage in the planning,
168.30 designing, developing, hosting, constructing, equipping, operating, or maintaining of, electric
168.31 vehicle infrastructure, including but not limited to environmental studies, preliminary
168.32 engineering, final design, construction, and developing financial and operating plans.

169.1 Subd. 4. **Program requirements.** (a) The commissioner must require that electric vehicle
169.2 infrastructure funded under the program is constructed, installed, and maintained in
169.3 conformance with the requirements under Code of Federal Regulations, title 23, section
169.4 680.106, paragraph (j), or successor requirements.

169.5 (b) An electric vehicle infrastructure project that receives funds under the program is
169.6 subject to the requirement of paying the prevailing wage rate as defined in section 177.42,
169.7 and the requirements and enforcement provisions in sections 177.27, 177.30, 177.32, 177.41
169.8 to 177.435, and 177.45.

169.9 Subd. 5. **Report.** (a) Every even-numbered year by February 1, the commissioner must
169.10 submit a report to the chairs and ranking minority members of the legislative committees
169.11 with jurisdiction over transportation policy and finance regarding the electric vehicle
169.12 infrastructure program. At a minimum, the report must include:

169.13 (1) an itemization of federal funds spent for the program, including the purpose of the
169.14 expenditure and the recipient of the expenditure;

169.15 (2) an itemization of state funds spent for the program, including the purpose of the
169.16 expenditure and the recipient of the expenditure;

169.17 (3) the amount of money, from any source, that was used for department staff related to
169.18 the program;

169.19 (4) any changes to the plan that were made since the previous report was submitted;

169.20 (5) the locations of electric vehicle infrastructure created with the program, including
169.21 the type of infrastructure and whether the infrastructure is on public or private property;

169.22 (6) a description of how projects were selected; and

169.23 (7) a description of how the commissioner is ensuring electric vehicle infrastructure is
169.24 regionally balanced.

169.25 (b) The commissioner is not required to submit a report pursuant to this subdivision if,
169.26 since the previous report was submitted, no money has been spent pursuant to this section.

169.27 **EFFECTIVE DATE.** This section is effective August 1, 2023.

169.28 Sec. 44. Minnesota Statutes 2022, section 219.015, subdivision 2, is amended to read:

169.29 **Subd. 2. Railroad company assessment; account; appropriation.** (a) As provided in
169.30 this subdivision, the commissioner shall annually assess railroad companies that are (1)
169.31 defined as common carriers under section 218.011; (2) classified by federal law or regulation

170.1 as Class I Railroads, Class I Rail Carriers, Class II Railroads, or Class II Rail Carriers; and
170.2 (3) operating in this state.

170.3 (b) The assessment must be calculated to allocate state rail safety inspection program
170.4 costs proportionally among carriers based on route miles operated in Minnesota at the time
170.5 of assessment. The commissioner must include in the assessment calculation all state rail
170.6 safety inspection program costs to support up to ~~four~~ six rail safety inspector positions,
170.7 including but not limited to salary, administration, supervision, travel, equipment, training,
170.8 and ongoing state rail inspector duties.

170.9 (c) The assessments collected under this subdivision must be deposited in a state rail
170.10 safety inspection account, which is established in the special revenue fund. The account
170.11 consists of funds provided by this subdivision and any other money donated, allotted,
170.12 transferred, or otherwise provided to the account. Money in the account is appropriated to
170.13 the commissioner to administer the state rail safety inspection program.

170.14 Sec. 45. **[219.055] INCIDENT EMERGENCY RESPONSE; PREPAREDNESS AND**
170.15 **INFORMATION.**

170.16 Subdivision 1. Definitions. (a) The definitions in section 115E.01 apply to this section
170.17 except as otherwise provided in this subdivision. For purposes of this section, the following
170.18 terms have the meanings given.

170.19 (b) "Applicable emergency manager" means an emergency manager having jurisdiction
170.20 along the routes over which oil or other hazardous substance cargo is transported by a rail
170.21 carrier.

170.22 (c) "Applicable fire department officer" means a fire chief or other senior officer of a
170.23 fire department having jurisdiction along the routes over which oil or other hazardous
170.24 substance cargo is transported by a rail carrier.

170.25 (d) "Emergency manager" means the director of a local organization for emergency
170.26 management under section 12.25.

170.27 (e) "Hazardous substance" means any material identified in the definition of hazardous
170.28 substance under section 115B.02, subdivision 8, or Code of Federal Regulations, title 49,
170.29 section 171.8.

170.30 (f) "Incident commander" means the official who has responsibility under National
170.31 Incident Management System guidelines for all aspects of emergency response operations
170.32 at an incident scene, including directing and controlling resources.

171.1 (g) "Rail carrier" means a railroad company that is:

171.2 (1) defined as a common carrier under section 218.011, subdivision 10;

171.3 (2) classified by federal law or regulation as a Class I Railroad, Class I Rail Carrier,

171.4 Class II Railroad, Class II Rail Carrier, Class III Railroad, or Class III Rail Carrier; and

171.5 (3) operating in this state.

171.6 Subd. 2. **Traffic review.** Within ten business days of receiving a written request, a rail

171.7 carrier must provide a traffic review to the commissioner of public safety, a requesting

171.8 emergency manager, or a fire chief having jurisdiction along the routes over which oil or

171.9 other hazardous substances are transported. The traffic review under this subdivision must

171.10 include information on the types and volumes of oil or other hazardous substances transported

171.11 through the requester's jurisdiction during the prior calendar year.

171.12 Subd. 3. **Emergency response planning; information sharing.** Upon written request,

171.13 a rail carrier must provide to the commissioner of public safety, an emergency manager, or

171.14 a fire chief having jurisdiction along the routes over which oil or other hazardous substances

171.15 are transported:

171.16 (1) a complete copy of prevention and response plans submitted under section 115E.042,

171.17 subdivision 6; and

171.18 (2) a copy of the data and information, including risk assessment information, used to

171.19 develop the rail carrier's route analysis as required under Code of Federal Regulations, title

171.20 49, section 172.820, or successor requirements.

171.21 Subd. 4. **Emergency response planning; coordination meetings.** (a) Within 30 days

171.22 of receiving a written request, a rail carrier must be available to meet with the commissioner

171.23 of public safety, a requesting emergency manager, or a fire chief having jurisdiction along

171.24 the routes over which oil or other hazardous substances are transported concerning emergency

171.25 response planning and coordination.

171.26 (b) At a meeting held under this subdivision, a rail carrier must provide:

171.27 (1) a review of the rail carrier's emergency response planning and capability, including

171.28 railroad response timelines and resources to provide:

171.29 (i) technical advice and recommendations;

171.30 (ii) trained response personnel;

171.31 (iii) specialized equipment; and

172.1 (iv) any other available resources to support an incident commander who conducts a
172.2 public safety emergency response under the National Incident Management System; and

172.3 (2) inventory information on emergency responses involving oil or other hazardous
172.4 substances, consisting of:

172.5 (i) equipment owned by the rail carrier, including equipment type and location;

172.6 (ii) the rail carrier's response personnel, including contact information and location; and

172.7 (iii) resources available to the rail carrier through contractual agreements.

172.8 **Subd. 5. Real-time emergency response information.** (a) The commissioner of public
172.9 safety must, through the Minnesota Fusion Center, receive and disseminate emergency
172.10 response information as provided under section 7302 of the FAST Act of 2015, Public Law
172.11 114-94, and federal regulations adopted under that section.

172.12 (b) On and after July 1, 2024, all rail carriers subject to this section and section 115E.042
172.13 must collectively provide information on the transportation of oil or other hazardous
172.14 substances in a digital format through a wireless communication device application.

172.15 **Subd. 6. Public safety emergency response exercises.** (a) Each rail carrier must conduct
172.16 one tabletop public safety emergency response exercise in each emergency management
172.17 region where the rail carrier transports oil or other hazardous substances. The tabletop
172.18 exercise must be conducted by July 1, 2025, and July 1 every two years thereafter.

172.19 (b) Each rail carrier must conduct one full-scale public safety emergency response
172.20 exercise every four years.

172.21 (c) In an emergency management region where more than one rail carrier operates, the
172.22 rail carriers may conduct the tabletop and full-scale exercises jointly or may alternate among
172.23 rail carriers to conduct the exercises.

172.24 (d) The rail carriers must conduct the tabletop and full-scale exercises in full coordination
172.25 with the commissioner of public safety, any interested emergency managers, and fire chiefs
172.26 having jurisdiction within the applicable emergency management region along the routes
172.27 over which oil or other hazardous substances are transported. Each tabletop and full-scale
172.28 exercise conducted under this subdivision must be attended by safety representatives of
172.29 railroad employees governed by the Railway Labor Act, United States Code, title 45, section
172.30 151, et seq.

172.31 (e) To the extent feasible, the rail carriers must coordinate the tabletop and full-scale
172.32 exercises among each other and with exercises under section 115E.042, subdivision 5.

173.1 Subd. 7. Incident commander response site exercises. (a) Each rail carrier must conduct
 173.2 one tabletop incident commander emergency exercise in each emergency management
 173.3 region where the rail carrier transports oil or other hazardous substances. The tabletop
 173.4 exercise must be conducted under the time limits provided in section 115E.042, subdivision
 173.5 4, and coordinate the railroad's response actions and recommendations to the incident
 173.6 commander regarding the response as provided in section 115E.042, subdivision 3.

173.7 (b) Each rail carrier must conduct one full-scale incident commander response site
 173.8 exercise every four years.

173.9 (c) In an emergency management region where more than one rail carrier operates, the
 173.10 rail carriers may conduct the incident commander response site tabletop and full-scale
 173.11 exercises jointly or may alternate among rail carriers to conduct the exercises.

173.12 (d) The rail carriers must conduct the incident commander response site tabletop and
 173.13 full-scale exercises with the commissioner of public safety, any interested emergency
 173.14 managers, any interested incident commanders, and fire chiefs having jurisdiction within
 173.15 the applicable emergency management region along the routes over which oil or other
 173.16 hazardous substances are transported. Each tabletop and full-scale exercise conducted under
 173.17 this subdivision must be attended by safety representatives of railroad employees governed
 173.18 by the Railway Labor Act, United States Code, title 45, section 151, et seq.

173.19 (e) A rail carrier must provide by telephone a qualified company representative with
 173.20 knowledge of the rail carrier's response resources during the exercises.

173.21 Subd. 8. Transportation and response planning data. (a) Any data provided under
 173.22 subdivisions 2 to 7 to an emergency manager, incident commander, emergency first
 173.23 responder, fire chief, or the commissioner of public safety are nonpublic data, as defined
 173.24 under section 13.02, subdivision 9.

173.25 (b) Any prevention and response plan data created under section 115E.042, subdivision
 173.26 6, that is in the possession of an emergency manager, incident commander, emergency first
 173.27 responder, or fire chief are nonpublic data, as defined in section 13.02, subdivision 9. This
 173.28 paragraph does not apply to data in the possession of the commissioner of the Pollution
 173.29 Control Agency.

173.30 Sec. 46. Minnesota Statutes 2022, section 219.1651, is amended to read:

173.31 **219.1651 GRADE CROSSING SAFETY ACCOUNT.**

173.32 A Minnesota grade crossing safety account is created in the special revenue fund,
 173.33 consisting of money credited to the account by law. Money in the account is appropriated

174.1 to the commissioner of transportation for rail-highway grade crossing safety projects on
 174.2 public streets and highways, including engineering costs and other costs associated with
 174.3 administration and delivery of grade crossing safety projects. At the discretion of the
 174.4 commissioner of transportation, money in the account at the end of each biennium may
 174.5 cancel to the trunk highway fund.

174.6 Sec. 47. [219.752] MINIMUM CREW SIZE.

174.7 (a) For purposes of this section, "shared corridor" means a segment of railroad track in
 174.8 which light rail transit operates within or adjacent to right-of-way used in freight rail
 174.9 operation.

174.10 (b) A Class I Railroad, Class II Railroad, or a railroad while operating in a shared corridor
 174.11 must not operate a train or light engine used in connection with the movement of freight
 174.12 unless it has a crew of a minimum of two individuals. This section does not apply to hostler
 174.13 services or utility employees.

174.14 (c) Any railroad that willfully violates this section must pay a fine of not less than \$250
 174.15 or more than \$1,000 for a first offense, not less than \$1,000 or more than \$5,000 for a second
 174.16 offense committed within three years of the first offense, and not less than \$5,000 nor more
 174.17 than \$10,000 for a third or subsequent offense committed within three years of the first
 174.18 offense.

174.19 (d) Fines prescribed in this section must be recovered in a civil action before a judge of
 174.20 the county in which the violation occurs.

174.21 **EFFECTIVE DATE.** This section is effective 30 days following final enactment.

174.22 Sec. 48. Minnesota Statutes 2022, section 222.37, subdivision 1, is amended to read:

174.23 Subdivision 1. **Use requirements.** Any water power, telegraph, telephone, pneumatic
 174.24 tube, pipeline, community antenna television, cable communications or electric light, heat,
 174.25 power company, entity that receives a route permit under chapter 216E for a high-voltage
 174.26 transmission line necessary to interconnect an electric power generating facility with
 174.27 transmission lines or associated facilities of an entity that directly, or through its members
 174.28 or agents, provides retail electric service in the state, or fire department may use public
 174.29 roads for the purpose of constructing, using, operating, and maintaining lines, subways,
 174.30 canals, conduits, transmission lines, hydrants, or dry hydrants, for their business, but such
 174.31 lines shall be so located as in no way to interfere with the safety and convenience of ordinary
 174.32 travel along or over the same; and, in the construction and maintenance of such line, subway,

175.1 canal, conduit, transmission lines, hydrants, or dry hydrants, the ~~company~~ entity shall be
 175.2 subject to all reasonable regulations imposed by the governing body of any county, town
 175.3 or city in which such public road may be. If the governing body does not require the ~~company~~
 175.4 entity to obtain a permit, a ~~company~~ entity shall notify the governing body of any county,
 175.5 town, or city having jurisdiction over a public road prior to the construction or major repair,
 175.6 involving extensive excavation on the road right-of-way, of the ~~company's~~ entity's equipment
 175.7 along, over, or under the public road, unless the governing body waives the notice
 175.8 requirement. A waiver of the notice requirement must be renewed on an annual basis. For
 175.9 emergency repair a ~~company~~ entity shall notify the governing body as soon as practical
 175.10 after the repair is made. Nothing herein shall be construed to grant to any person any rights
 175.11 for the maintenance of a telegraph, telephone, pneumatic tube, community antenna television
 175.12 system, cable communications system, or light, heat, power system, electric power generating
 175.13 system, high-voltage transmission line, or hydrant system within the corporate limits of any
 175.14 city until such person shall have obtained the right to maintain such system within such city
 175.15 or for a period beyond that for which the right to operate such system is granted by such
 175.16 city.

175.17 Sec. 49. **[290.0687] ELECTRIC-ASSISTED BICYCLE CREDIT.**

175.18 Subdivision 1. Definitions. (a) For the purposes of this section, the following terms have
 175.19 the meaning given.

175.20 (b) "Electric-assisted bicycle" has the meaning given in section 169.011, subdivision
 175.21 27, except that the term is limited to a new electric-assisted bicycle purchased from an
 175.22 electric-assisted-bicycle retailer.

175.23 (c) "Qualifying accessories" means a bicycle helmet, lights, lock, luggage rack, basket,
 175.24 bag or backpack, fenders, or reflective clothing.

175.25 Subd. 2. Credit allowed. (a) An individual who is a resident of Minnesota is allowed a
 175.26 credit against the tax imposed by this chapter equal to 75 percent of the amount paid for an
 175.27 electric-assisted bicycle in the taxable year, including any qualifying accessories. The credit
 175.28 is limited to \$1,500, except for a married taxpayer filing a joint return, the limit is \$1,500
 175.29 per spouse.

175.30 (b) The credit percentage in paragraph (a) is reduced by one percentage point until the
 175.31 credit percentage equals 50 percent, for each \$4,000 of adjusted gross income for the taxable
 175.32 year ending in the calendar year prior to the calendar year in excess of:

175.33 (1) \$50,000 for a married taxpayer filing a joint return; and

176.1 (2) \$25,000 for all other filers.

176.2 A taxpayer may claim the credit under this section only once. For married taxpayers filing
176.3 a joint return, each spouse may claim the credit once.

176.4 (c) For purposes of determining the credit under this section, the commissioner must
176.5 use the taxpayer's adjusted gross income for the taxable year ending in the calendar year
176.6 prior to the calendar year in which the taxpayer applies for the credit under subdivision 3,
176.7 paragraph (a).

176.8 Subd. 3. **Application; administration of credit; transferability.** (a) To claim the credit
176.9 under this section, a taxpayer must submit to the commissioner an application for the credit
176.10 in the form prescribed by the commissioner.

176.11 (b) Upon approving an application for a credit, the commissioner must issue a credit
176.12 certificate to an eligible taxpayer stating the credit percentage, the taxable year for which
176.13 the credit is allocated, and maximum credit for which the taxpayer is eligible. For a married
176.14 taxpayer filing a joint return, each spouse may apply to the commissioner separately, and
176.15 the commissioner must issue each spouse a separate credit certificate.

176.16 (c) The commissioner must allocate credits on a first-come, first-served basis, except
176.17 that the commissioner must reserve 40 percent of the credits for a married taxpayer filing
176.18 a joint return with an adjusted gross income of less than \$78,000 or any other filer with an
176.19 adjusted gross income of less than \$41,000. Any portion of a taxable year's allocation under
176.20 this paragraph that is not allocated by September 30 of the taxable year is available for
176.21 allocation to other credit applications beginning on October 1.

176.22 (d) The commissioner must not allocate an amount of credits totaling more than
176.23 \$2,000,000 each year. If the entire amount is not allocated in that taxable year, any remaining
176.24 amount for allocation is available for the four following taxable years until the entire
176.25 allocation has been made. The commissioner must not award any credits for taxable years
176.26 beginning after December 31, 2025, and any unallocated amounts cancel on that date.

176.27 Subd. 4. **Credits limited to one use per five years.** A taxpayer may claim and assign
176.28 a credit under this section one time during a five calendar-year period.

176.29 Subd. 5. **Credit refundable; appropriation.** If the amount of credit which the taxpayer
176.30 is eligible to receive under this section exceeds the taxpayer's tax liability under this chapter,
176.31 the commissioner must refund the excess to the taxpayer. An amount sufficient to pay the
176.32 refunds allowed under this section is appropriated to the commissioner from the general
176.33 fund.

177.1 **EFFECTIVE DATE.** This section is effective for taxable years beginning after December
 177.2 31, 2023, and before January 1, 2026.

177.3 Sec. 50. Minnesota Statutes 2022, section 297A.64, subdivision 1, is amended to read:

177.4 Subdivision 1. **Tax imposed.** (a) A tax is imposed on the lease or rental in this state for
 177.5 not more than 28 days of a passenger automobile as defined in section 168.002, subdivision
 177.6 24, a van as defined in section 168.002, subdivision 40, or a pickup truck as defined in
 177.7 section 168.002, subdivision 26. The rate of tax is 9.2 percent of the sales price. The tax
 177.8 applies whether or not the vehicle is licensed in the state.

177.9 (b) The provisions of paragraph (a) do not apply to the vehicles of a nonprofit corporation
 177.10 or similar entity consisting of individual or group members who pay the organization for
 177.11 the use of a motor vehicle if the organization:

177.12 (1) owns, leases, or operates a fleet of vehicles of the type subject to the tax under this
 177.13 subdivision that are available to its members for use, priced on the basis of intervals of one
 177.14 hour or less;

177.15 (2) parks its vehicles in the public right-of-way or at unstaffed, self-service locations
 177.16 that are accessible at any time of the day; and

177.17 (3) maintains its vehicles, insures its vehicles on behalf of its members, and purchases
 177.18 fuel for its fleet.

177.19 **EFFECTIVE DATE.** This section is effective for sales and purchases made after June
 177.20 30, 2023.

177.21 Sec. 51. Minnesota Statutes 2022, section 297A.64, subdivision 2, is amended to read:

177.22 Subd. 2. **Fee imposed.** (a) A fee equal to five percent of the sales price is imposed on
 177.23 leases or rentals of vehicles subject to the tax under subdivision 1. The lessor on the invoice
 177.24 to the customer may designate the fee as "a fee imposed by the State of Minnesota for the
 177.25 registration of rental cars."

177.26 (b) The provisions of this subdivision do not apply to the vehicles of a nonprofit
 177.27 corporation or similar entity, consisting of individual or group members who pay the
 177.28 organization for the use of a motor vehicle, if the organization:

177.29 (1) owns or leases a fleet of vehicles of the type subject to the tax under subdivision 1
 177.30 that are available to its members for use, priced on the basis of intervals of one hour or less;

178.1 (2) parks its vehicles in the public right-of-way or at unstaffed, self-service locations
178.2 that are accessible at any time of the day; and

178.3 (3) maintains its vehicles, insures its vehicles on behalf of its members, and purchases
178.4 fuel for its fleet; ~~and.~~

178.5 ~~(4) does not charge usage rates that decline on a per unit basis, whether specified based~~
178.6 ~~on distance or time.~~

178.7 **EFFECTIVE DATE.** This section is effective for sales and purchases made after June
178.8 30, 2023.

178.9 Sec. 52. Minnesota Statutes 2022, section 299A.01, is amended by adding a subdivision
178.10 to read:

178.11 **Subd. 8. Traffic safety report.** Annually by January 2, the commissioner of public
178.12 safety must submit a traffic safety report to the governor and the chairs and ranking minority
178.13 members of the legislative committees with jurisdiction over traffic safety and enforcement.
178.14 In preparing the report, the commissioner must seek advice and comments from the Advisory
178.15 Council on Traffic Safety under section 4.076. The report must analyze the safety of
178.16 Minnesota's roads and transportation system, including but not limited to:

178.17 (1) injuries and fatalities that occur on or near a roadway or other transportation system
178.18 facility;

178.19 (2) factors that caused crashes resulting in injuries and fatalities;

178.20 (3) roadway and system improvements broadly and at specific locations that could reduce
178.21 injuries and fatalities;

178.22 (4) enforcement and education efforts that could reduce injuries and fatalities;

178.23 (5) other safety improvements or programs to improve the quality of the roadway and
178.24 transportation use experience; and

178.25 (6) existing resources and resource gaps for roadway and transportation system safety
178.26 improvements.

178.27 **EFFECTIVE DATE.** This section is effective July 1, 2023.

179.1 Sec. 53. Minnesota Statutes 2022, section 299A.55, is amended to read:

179.2 **299A.55 RAILROAD AND PIPELINE SAFETY; OIL AND OTHER HAZARDOUS**
 179.3 **MATERIALS SUBSTANCES.**

179.4 Subdivision 1. **Definitions.** (a) For purposes of this section, the following terms have
 179.5 the meanings given them.

179.6 (b) "Applicable rail carrier" means a railroad company that is subject to an assessment
 179.7 under section 219.015, subdivision 2.

179.8 (c) "Emergency manager" has the meaning given in section 219.055, subdivision 1.

179.9 (d) "Hazardous substance" ~~has the meaning given in section 115B.02, subdivision 8~~
 179.10 means any material identified in the definition of hazardous substance under section 115B.02,
 179.11 subdivision 8, or Code of Federal Regulations, title 49, section 171.8.

179.12 ~~(d)~~ (e) "Incident compelling a significant response" means an event involving rail carrier
 179.13 or pipeline company operations and a derailment, collision, discharge, or other similar
 179.14 activity resulting in applicable response actions performed by firefighters, peace officers,
 179.15 incident commanders, emergency managers, or emergency first responders. For purposes
 179.16 of this paragraph, "applicable response actions" consist of one or more of the following: a
 179.17 request for mutual aid or special response resources, establishment of an exclusion zone,
 179.18 an order for evacuation or shelter in place, or emergency notification to the general public.

179.19 (f) "Oil" has the meaning given in section 115E.01, subdivision 8.

179.20 ~~(e)~~ (g) "Pipeline company" means any individual, partnership, association, or public or
 179.21 private corporation who owns and operates pipeline facilities and is required to show specific
 179.22 preparedness under section 115E.03, subdivision 2.

179.23 Subd. 2. **Railroad and pipeline safety account.** (a) A railroad and pipeline safety
 179.24 account is created in the special revenue fund. The account consists of funds collected under
 179.25 subdivision 4 and funds donated, allotted, transferred, or otherwise provided to the account.

179.26 (b) ~~\$104,000~~ \$140,000 is annually appropriated from the railroad and pipeline safety
 179.27 account to the commissioner of the Pollution Control Agency for environmental protection
 179.28 activities related to railroad discharge preparedness under chapter 115E.

179.29 (c) ~~\$600,000 in fiscal year 2018 and \$600,000 in fiscal year 2019 are appropriated~~
 179.30 \$750,000 in fiscal year 2024 and \$1,500,000 in each subsequent fiscal year are transferred
 179.31 from the railroad and pipeline safety account to the commissioner of transportation for

180.1 ~~improving safety at railroad grade crossings~~ grade crossing safety account under section
180.2 219.1651.

180.3 (d) Following the appropriation in ~~paragraphs~~ paragraph (b) and the transfer in paragraph
180.4 (c), the remaining money in the account is annually appropriated to the commissioner of
180.5 public safety for the purposes specified in subdivision 3.

180.6 Subd. 3. **Allocation of funds.** (a) Subject to funding appropriated for this subdivision,
180.7 the commissioner shall provide funds for training and response preparedness related to (1)
180.8 derailments, discharge incidents, or spills involving trains carrying oil or other hazardous
180.9 substances, and (2) pipeline discharge incidents or spills involving oil or other hazardous
180.10 substances.

180.11 (b) The commissioner shall allocate available funds as follows:

180.12 (1) \$100,000 annually for emergency response teams; and

180.13 (2) the remaining amount to the Board of Firefighter Training and Education under
180.14 section 299N.02 and the ~~Division of Homeland Security and Emergency Management~~ State
180.15 Fire Marshal Division.

180.16 (c) Prior to making allocations under paragraph (b), the commissioner shall consult with
180.17 the Fire Service Advisory Committee under section 299F.012, subdivision 2.

180.18 (d) The commissioner and the entities identified in paragraph (b), clause (2), shall
180.19 prioritize uses of funds based on:

180.20 (1) ~~firefighter~~ training needs for firefighters, emergency managers, incident commanders,
180.21 and emergency first responders;

180.22 (2) community risk from discharge incidents or spills;

180.23 (3) geographic balance;

180.24 (4) risks to the general public; and

180.25 (5) recommendations of the Fire Service Advisory Committee.

180.26 (e) The following are permissible uses of funds provided under this subdivision:

180.27 (1) training costs, which may include, but are not limited to, training curriculum, trainers,
180.28 trainee overtime salary, other personnel overtime salary, and tuition;

180.29 (2) costs of gear and equipment related to hazardous materials readiness, response, and
180.30 management, which may include, but are not limited to, original purchase, maintenance,
180.31 and replacement;

- 181.1 (3) supplies related to the uses under clauses (1) and (2); ~~and~~
- 181.2 (4) emergency preparedness planning and coordination;
- 181.3 (5) emergency response team costs;
- 181.4 (6) public safety emergency response exercises under section 219.055, subdivision 6;
- 181.5 (7) incident commander and response site response exercises under section 219.055,
- 181.6 subdivision 7;
- 181.7 (8) postincident review and analysis under subdivision 5, based on costs incurred to state
- 181.8 agencies and local units of government; and
- 181.9 (9) public education and outreach, including but not limited to:
- 181.10 (i) informing and engaging the public regarding hazards of derailments and discharge
- 181.11 incidents;
- 181.12 (ii) assisting the development of evacuation readiness;
- 181.13 (iii) undertaking public information campaigns; and
- 181.14 (iv) providing accurate information to the media on likelihood and consequences of
- 181.15 derailments and discharge incidents.
- 181.16 (f) Notwithstanding paragraph (b), clause (2), from funds in the railroad and pipeline
- 181.17 safety account provided for the purposes under this subdivision, the commissioner may
- 181.18 retain a balance in the account for budgeting in subsequent fiscal years.
- 181.19 Subd. 4. **Assessments.** (a) The commissioner of public safety shall annually assess
- 181.20 ~~\$2,500,000~~ \$4,000,000 to railroad and pipeline companies based on the formula specified
- 181.21 in paragraph (b). The commissioner shall deposit funds collected under this subdivision in
- 181.22 the railroad and pipeline safety account under subdivision 2.
- 181.23 (b) The assessment for each railroad is ~~50~~ 70 percent of the total annual assessment
- 181.24 amount, divided in equal proportion between applicable rail carriers based on route miles
- 181.25 operated in Minnesota. The assessment for each pipeline company is ~~50~~ 30 percent of the
- 181.26 total annual assessment amount, divided in equal proportion between companies based on
- 181.27 the yearly aggregate gallons of oil and other hazardous ~~substane~~ substances transported
- 181.28 by pipeline in Minnesota.
- 181.29 (c) ~~The assessments under this subdivision expire July 1, 2017~~ In addition to the amount
- 181.30 identified in paragraph (a), the commissioner must assess the rail carrier or pipeline company
- 181.31 involved in an incident compelling a significant response for all postincident review and

182.1 analysis costs under subdivision 5 incurred by the state and local units of government. This
 182.2 paragraph applies regardless of whether an assessment is imposed under paragraph (a) in a
 182.3 fiscal year.

182.4 **Subd. 5. Postincident review and analysis; legislative report; data.** (a) After an
 182.5 incident compelling a significant response, or upon request of a fire chief or emergency
 182.6 manager after an incident, the commissioner must ensure a postincident review and analysis
 182.7 is performed in a timely manner. The review and analysis must be undertaken under an
 182.8 agreement with an entity having relevant knowledge and experience that is fully independent
 182.9 of the state, any local units of government involved in the incident, rail carriers, and pipeline
 182.10 companies.

182.11 (b) The review and analysis process must include an after action review and must
 182.12 evaluate, at a minimum, processes occurring during the incident for emergency assessment,
 182.13 hazard operations, population protection, and incident management. The review and analysis
 182.14 must be designed to minimize duplication of topics and issues addressed in any federal
 182.15 review of the incident.

182.16 (c) By March 1 following any calendar year in which one or more postincident reviews
 182.17 and analyses are performed, the commissioner must submit a report to the chairs and ranking
 182.18 minority members of the legislative committees with jurisdiction over transportation and
 182.19 public safety policy and finance. The report must:

182.20 (1) provide a summary of the incidents;

182.21 (2) identify findings, lessons learned, and process changes; and

182.22 (3) make recommendations for legislative changes, if any.

182.23 (d) Except for the report under paragraph (c), any data under this subdivision are
 182.24 nonpublic data, as defined under section 13.02, subdivision 9.

182.25 Sec. 54. Minnesota Statutes 2022, section 360.915, subdivision 6, is amended to read:

182.26 Subd. 6. **Administration.** (a) The commissioner must maintain records on stand-alone
 182.27 meteorological towers under this section and must provide information on stand-alone
 182.28 meteorological tower locations on the department's website.

182.29 (b) ~~The commissioner must deposit revenue received under this section in the state~~
 182.30 ~~airports fund.~~

183.1 Sec. 55. Laws 2005, First Special Session chapter 6, article 3, section 103, is amended to
183.2 read:

183.3 Sec. 103. **ADDITIONAL DEPUTY REGISTRAR OF MOTOR VEHICLES FOR**
183.4 **HENNEPIN COUNTY.**

183.5 Notwithstanding Minnesota Statutes, section 168.33, and rules adopted by the
183.6 commissioner of public safety, limiting sites for the office of deputy registrar based on
183.7 either the distance to an existing deputy registrar office or the annual volume of transactions
183.8 processed by any deputy registrar within Hennepin County before or after the proposed
183.9 appointment, the commissioner of public safety shall appoint a new deputy registrar of
183.10 motor vehicles and driver's license agent for Hennepin County to operate a new full-service
183.11 office of deputy registrar, with full authority to function as a registration and motor vehicle
183.12 tax collection and driver's license bureau, at the Midtown Exchange Building and the North
183.13 Minneapolis Service Center at 1001 Plymouth Avenue North in the city of Minneapolis.
183.14 The addition of a deputy registrar shall make the North Minneapolis Service Center a
183.15 full-service office of deputy registrar with full authority to function as a registration and
183.16 motor vehicle tax collection and driver's license bureau. All other provisions regarding the
183.17 appointment and operation of a deputy registrar of motor vehicles and driver's license agent
183.18 under Minnesota Statutes, sections 168.33 and 171.061, and Minnesota Rules, chapter 7406,
183.19 apply to the office.

183.20 Sec. 56. **CLEAN TRANSPORTATION STANDARD AND SUSTAINABLE**
183.21 **AVIATION FUEL WORKING GROUP; REPORT REQUIRED.**

183.22 Subdivision 1. **Creation.** By August 1, 2023, the commissioners of the Pollution Control
183.23 Agency, transportation, commerce, and agriculture must convene a Clean Transportation
183.24 Standard and Sustainable Aviation Fuel Working Group to study and address information
183.25 gaps and opportunities related to a clean transportation standard that requires the aggregate
183.26 carbon intensity of transportation fuel supplied to Minnesota be reduced to at least 25 percent
183.27 below the 2018 baseline level by the end of 2030, by 75 percent by the end of 2040, and by
183.28 100 percent by the end of 2050. The task force must also study how to incentivize the
183.29 production and use of sustainable aviation fuel and consult with aviation industry
183.30 representatives to determine the production levels needed to deliver net-zero emissions in
183.31 aviation by 2050.

183.32 Subd. 2. **Membership.** Appointments to the working group are made pursuant to
183.33 Minnesota Statutes, section 15.0597. Appointments to the working group must attempt to

184.1 achieve equitable representation from agricultural interests, renewable fuel producers,
184.2 transportation fuel producers, technology providers, Tribal communities, environmental
184.3 science organizations, environmental justice organizations, automotive manufacturers,
184.4 forestry interests, electric utilities, electric vehicle charging infrastructure companies, aviation
184.5 interests, and water quality interests.

184.6 Subd. 3. **Administration.** Appointments and designations to the working group authorized
184.7 by this section must be completed by July 1, 2023. Public members serve without
184.8 compensation or payment of expenses. The members of the working group must select a
184.9 chair from its membership who must not be a commissioner or their designee.

184.10 Subd. 4. **Report.** By February 1, 2024, the working group must submit its findings and
184.11 recommendations to the chairs and ranking minority members of the legislative committees
184.12 with jurisdiction over transportation and energy policy.

184.13 Subd. 5. **Expiration.** The working group expires on January 1, 2025, or upon submission
184.14 of the report required under subdivision 4, whichever is earlier.

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

184.16 Sec. 57. **ELECTRIC VEHICLE TAX AND REGISTRATION STUDY REQUIRED.**

184.17 By January 1, 2024, the commissioners of transportation and management and budget
184.18 must submit a report to the chairs and ranking minority members of the legislative committees
184.19 with jurisdiction over transportation and finance policy regarding the equalization of
184.20 registration fees imposed on electric vehicles with the gasoline tax revenue generated by
184.21 gasoline-powered vehicles. The study must, at a minimum, evaluate proposals and
184.22 recommend legislation to determine the amount of revenue needed from registration fees
184.23 of electric vehicles, plug-in hybrid electric vehicles, and vehicles with efficient gasoline
184.24 consumption characteristics to equalize the revenue lost from the gasoline tax.

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

184.26 Sec. 58. **FEDERAL TRANSPORTATION GRANTS TECHNICAL ASSISTANCE.**

184.27 Subdivision 1. **Definition.** For purposes of this section, "commissioner" means the
184.28 commissioner of transportation.

184.29 Subd. 2. **Technical assistance grants.** (a) Subject to an appropriation, the commissioner
184.30 must establish a process to provide grants for technical assistance to a requesting local unit
184.31 of government or Tribal government that seeks to submit an application for a federal
184.32 discretionary grant for a transportation-related purpose.

185.1 (b) A transportation-related purpose includes but is not limited to a project, a program,
185.2 planning, program delivery, administrative costs, ongoing operations, and other related
185.3 expenditures. Technical assistance includes but is not limited to hiring consultants for
185.4 identification of available grants, grant writing, analysis, data collection, technical review,
185.5 legal interpretations necessary to complete an application, planning, pre-engineering,
185.6 application finalization, and similar activities.

185.7 Subd. 3. **Evaluation criteria.** (a) The commissioner must establish a process for
185.8 solicitation, submission of requests for technical assistance, screening requests, and award
185.9 of technical assistance grants.

185.10 (b) The process must include criteria for projects or purposes that:

185.11 (1) address or mitigate the impacts of climate change, including through:

185.12 (i) reduction in transportation-related pollution or emissions; and

185.13 (ii) improvements to the resiliency of infrastructure that is subject to long-term risks
185.14 from natural disasters, weather events, or changing climate conditions;

185.15 (2) are located in areas of persistent poverty or historically disadvantaged communities
185.16 disrupted, displaced, or otherwise harmed by the past infrastructure decisions as measured
185.17 and defined in federal law, guidance, and notices of funding opportunity;

185.18 (3) improve safety for motorized and nonmotorized users;

185.19 (4) are located in townships or in cities that are eligible for small cities assistance aid
185.20 under Minnesota Statutes, section 162.145;

185.21 (5) support grants to Tribal governments; and

185.22 (6) provide for geographic balance of grants throughout the state.

185.23 Subd. 4. **Limitations.** (a) A technical assistance grant may not exceed \$30,000.

185.24 (b) The commissioner may not award more than one grant to each unit of government
185.25 in a calendar year. The commissioner may award multiple grants to a Tribal government in
185.26 a calendar year.

185.27 (c) Not less than 15 percent of the available funding must be reserved for Tribal
185.28 governments. Not less than 15 percent of the available funding must be reserved for
185.29 townships and for cities that are eligible for small cities assistance aid under Minnesota
185.30 Statutes, section 162.145. Unused reserved funds at the end of a fiscal year may be used
185.31 for grants to any eligible recipient in the following fiscal year.

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

186.2 Sec. 59. **LEGISLATIVE REPORT; SPEED SAFETY CAMERAS.**

186.3 (a) By January 3, 2024, the commissioner of public safety must submit a report to the
186.4 chairs and ranking minority members of the legislative committees with jurisdiction over
186.5 transportation policy and finance that identifies a process and associated policies for issuance
186.6 of a mailed citation to the owner or lessee of a motor vehicle that a speed safety camera
186.7 system detects is operated in violation of a speed limit.

186.8 (b) The commissioner must convene a task force to assist in the development of the
186.9 report. The task force must include the Advisory Council on Traffic Safety under Minnesota
186.10 Statutes, section 4.076, a representative from the Minnesota County Attorneys Association,
186.11 a person with expertise in data privacy, and may include other members as the commissioner
186.12 determines are necessary to develop the report.

186.13 (c) At a minimum, the report must include consideration and analysis of:

186.14 (1) methods to identify the owner, operator, and any lessee of the motor vehicle;

186.15 (2) compliance with federal enforcement requirements related to holders of a commercial
186.16 driver's license;

186.17 (3) authority of individuals who are not peace officers to issue citations;

186.18 (4) data practices, including but not limited to concerns related to data privacy;

186.19 (5) due process, an appeals process, and the judicial system;

186.20 (6) technology options, constraints, and factors;

186.21 (7) other legal issues; and

186.22 (8) recommendations regarding implementation, including but not limited to any
186.23 legislative proposal and information on implementation costs.

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

186.25 Sec. 60. **MIDTOWN GREENWAY BICYCLE AND PEDESTRIAN TRAIL**
186.26 **EXPANSION PLANNING.**

186.27 (a) The Metropolitan Council must plan continuous and dedicated bicycle and pedestrian
186.28 trails from the current eastern terminus of the Midtown Greenway in Hennepin County to
186.29 27th Avenue Southeast in Hennepin County and to Allianz Field in Ramsey County. The
186.30 Metropolitan Council may use available funding to support project management and

187.1 implementation, data collection, legal analysis, community engagement, and use of
187.2 consultants.

187.3 (b) When planning the trail expansions, the Metropolitan Council must coordinate with
187.4 the Hennepin County Regional Railroad Authority, the Ramsey County Regional Railroad
187.5 Authority, other local governments, and affected property owners.

187.6 (c) The bicycle and pedestrian trails to be planned must include the following segments:

187.7 (1) Segment 1 from the eastern terminus of the Midtown Greenway extending eastward
187.8 over the Short Line Bridge on the railroad right-of-way to Cleveland Avenue North in the
187.9 city of St. Paul. Segment 1 must include a connection to the existing bicycle facility on
187.10 Pelham Boulevard via a new trail on St. Anthony Avenue;

187.11 (2) Segment 2 from the eastern end of the Short Line Bridge extending over marked
187.12 Interstate Highway 94 to the existing bicycle facility on 27th Avenue Southeast in the city
187.13 of Minneapolis. Segment 2 must include connections to Franklin Avenue Southeast, Cecil
187.14 Street Southeast, Seymour Avenue Southeast, and the existing pedestrian bridge at Seymour
187.15 Avenue Southeast over marked Interstate Highway 94;

187.16 (3) Segment 3 from Cleveland Avenue North extending eastward on Gilbert Avenue to
187.17 Prior Avenue North and on Prior Avenue North northward to the intersection of Prior Avenue
187.18 North and St. Anthony Avenue;

187.19 (4) Segment 4 from Prior Avenue North extending eastward on St. Anthony Avenue to
187.20 the existing bicycle and pedestrian bridge at Aldine Street over marked Interstate Highway
187.21 94; and

187.22 (5) Segment 5 from the intersection of Aldine Street and St. Anthony Avenue to Allianz
187.23 Field on a route to be determined that does not include railroad right-of-way.

187.24 (d) At a minimum, the developed plans must include:

187.25 (1) a project layout that provides a safe and consistent two-way, curb-separated trail
187.26 protected from motor vehicle traffic wherever possible;

187.27 (2) features of the existing Midtown Greenway that provide safety and wayfinding,
187.28 including but not limited to lighting, signage, and emergency call boxes;

187.29 (3) an analysis of which portions of the planned trails can be completed independently
187.30 of other portions. In completing this analysis, the Metropolitan Council may subdivide the
187.31 segments listed in paragraph (c) as needed;

188.1 (4) an analysis of what portions of the planned trails can be completed either without
188.2 using railroad right-of-way or on railroad right-of-way without significantly affecting current
188.3 rail operations;

188.4 (5) a recommendation for a reasonable easement or shared use agreement for the Short
188.5 Line Bridge between the railroad and Hennepin County that maintains active rail tracks on
188.6 the upstream side of the bridge while accommodating a bicycle and pedestrian trail on the
188.7 downstream side of the bridge; and

188.8 (6) estimates for construction costs broken out by segments and features.

188.9 (e) The council must allocate revenues collected under Minnesota Statutes, section
188.10 297A.9925, for the purpose of the planning activities in paragraphs (a) to (d).

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

188.12 Sec. 61. **RETROACTIVE DRIVER'S LICENSE REINSTATEMENT.**

188.13 (a) The commissioner of public safety must make an individual's driver's license eligible
188.14 for reinstatement if the license is solely suspended pursuant to:

188.15 (1) Minnesota Statutes 2020, section 169.92, subdivision 4, if the person did not appear
188.16 in court (i) in compliance with the terms of a citation for a petty misdemeanor, or (ii) for a
188.17 violation of Minnesota Statutes, section 171.24, subdivision 1;

188.18 (2) Minnesota Statutes 2020, section 171.16, subdivision 2, if the person was convicted
188.19 only under Minnesota Statutes, section 171.24, subdivision 1 or 2;

188.20 (3) Minnesota Statutes 2020, section 171.16, subdivision 3; or

188.21 (4) any combination of clauses (1), (2), and (3).

188.22 (b) By December 1, 2023, the commissioner must provide written notice to an individual
188.23 whose license has been made eligible for reinstatement under paragraph (a), addressed to
188.24 the licensee at the licensee's last known address.

188.25 (c) Notwithstanding any law to the contrary, before the license is reinstated, an individual
188.26 whose driver's license is eligible for reinstatement under paragraph (a) must pay a single
188.27 reinstatement fee of \$20.

188.28 (d) The following applies for an individual who is eligible for reinstatement under
188.29 paragraph (a) and whose license was suspended, revoked, or canceled under any other
188.30 provision in Minnesota Statutes:

189.1 (1) the suspension, revocation, or cancellation under any other provision in Minnesota
189.2 Statutes remains in effect;

189.3 (2) subject to clause (1), the individual may become eligible for reinstatement under
189.4 paragraph (a); and

189.5 (3) the commissioner is not required to send the notice described in paragraph (b).

189.6 (e) Paragraph (a) applies notwithstanding Minnesota Statutes 2020, sections 169.92,
189.7 subdivision 4; and 171.16, subdivision 2 or 3; or any other law to the contrary.

189.8 **EFFECTIVE DATE.** This section is effective August 1, 2023.

189.9 **Sec. 62. TRAFFIC SAFETY VIOLATIONS DISPOSITION ANALYSIS.**

189.10 (a) The commissioner of public safety must enter into an agreement with the Center for
189.11 Transportation Studies at the University of Minnesota to conduct an evaluation of the
189.12 disposition in recent years of citations for speeding, impairment, distraction, and seatbelt
189.13 violations. The evaluation under the agreement must include but is not limited to analysis
189.14 of:

189.15 (1) rates of citations issued compared to rates of citations contested in court and the
189.16 outcomes of the cases;

189.17 (2) amounts of fines imposed compared to counts and amounts of fine payments; and

189.18 (3) any related changes in patterns of traffic enforcement from 2017 to 2022.

189.19 (b) The agreement must require the Center for Transportation Studies to submit an
189.20 interim progress report by July 1, 2024, and a final report by July 1, 2025, to the
189.21 commissioner and the chairs and ranking minority members of the legislative committees
189.22 with jurisdiction over transportation policy and finance and public safety.

189.23 **EFFECTIVE DATE.** This section is effective July 1, 2023.

189.24 **Sec. 63. VEHICLE REGISTRATION RATES STUDY REQUIRED.**

189.25 By January 1, 2024, the commissioners of management and budget and public safety,
189.26 in consultation with the State Patrol, must report to the chairs and ranking minority members
189.27 of the legislative committees with jurisdiction over transportation finance and policy. The
189.28 report must examine current and historical vehicle registration rates and provide a projection
189.29 about anticipated vehicle registration revenues for the next ten years. The report must analyze
189.30 the factors behind declining vehicle registration and vehicle registration renewal rates,

190.1 including (1) where Minnesota's vehicle registration fees rank amongst other states and (2)
190.2 enforcement of Minnesota Statutes, section 168.36, by local law enforcement.

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

190.4 Sec. 64. **REVISOR INSTRUCTION.**

190.5 The revisor of statutes shall recodify Minnesota Statutes, section 115E.042, subdivision
190.6 2, as Minnesota Statutes, section 219.055, subdivision 2a, and Minnesota Statutes, section
190.7 115E.042, subdivision 3, as Minnesota Statutes, section 219.055, subdivision 3a. The revisor
190.8 shall correct any cross-references made necessary by this recodification.

190.9 Sec. 65. **REPEALER.**

190.10 (a) Minnesota Statutes 2022, sections 167.45; and 360.915, subdivision 5, are repealed.

190.11 (b) Minnesota Statutes 2022, sections 168B.15; and 169.829, subdivision 2, are repealed.

190.12 (c) Minnesota Rules, parts 7411.0530; and 7411.0535, are repealed.

190.13 **EFFECTIVE DATE.** Paragraph (b) is effective August 1, 2023. Paragraph (c) is effective
190.14 July 1, 2023.

167.45 OPERATION COSTS FOR CENTRAL OFFICE BUILDING, PAYMENT.

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

168.121 SPECIAL PLATES REMEMBERING VICTIMS OF IMPAIRED DRIVERS.

Subd. 5. **Fees credited.** Fees collected under this section must be credited to the vehicle services operating account in the special revenue fund.

168.1282 "START SEEING MOTORCYCLES" SPECIAL PLATES.

Subd. 5. **Fees.** Fees collected under subdivision 1, clause (2), and subdivision 3 are credited to the vehicle services operating account in the special revenue fund.

168.1294 LAW ENFORCEMENT MEMORIAL PLATES.

Subd. 5. **Fees.** Fees collected under subdivision 1, clauses (2) and (3), and subdivision 3 are credited to the vehicle services operating account in the special revenue fund.

168.1299 MINNESOTA GOLF PLATES.

Subd. 4. **Fees.** Fees collected under subdivision 1, clause (2), and subdivision 3 are credited to the vehicle services operating account in the special revenue fund.

168B.15 TOW TRUCK PERMIT.

The commissioner of transportation may issue permits to an applicant who pays a single \$300 annual fee to cover all tow trucks and towing vehicles owned by the applicant and meets any other conditions prescribed by the commissioner. The permit authorizes the tow truck or towing vehicle, when towing a disabled or damaged vehicle to a place of repair or to a place of safekeeping, to exceed the length and weight limitations of chapter 169.

169.829 WEIGHT LIMITS NOT APPLICABLE TO CERTAIN VEHICLES.

Subd. 2. **Tow truck.** Sections 169.823 to 169.828 do not apply to a tow truck or towing vehicle when towing a disabled or damaged vehicle, when the movement is urgent, and when the movement is for the purpose of removing the disabled vehicle from the roadway to a place of safekeeping or to a place of repair.

299A.705 DRIVER AND VEHICLE SERVICES ACCOUNTS.

Subd. 2. **Driver services operating account.** (a) The driver services operating account is created in the special revenue fund, consisting of all money collected under chapter 171 and any other money donated, allotted, transferred, or otherwise provided to the account.

(b) Funds appropriated from the account must be used by the commissioner of public safety to administer the driver services specified in chapters 169A and 171, including the activities associated with producing and mailing drivers' licenses and identification cards and notices relating to issuance, renewal, or withdrawal of driving and identification card privileges for any fiscal year or years and for the testing and examination of drivers.

360.915 METEOROLOGICAL TOWERS.

Subd. 5. **Fee.** The owner of a stand-alone meteorological tower who provides notice under subdivision 4, paragraph (a), must pay a fee of \$50. A fee is not imposed for a notification provided under subdivision 4, paragraphs (b) and (c).

7411.0530 TELECONFERENCED CLASSROOM INSTRUCTION.

Teleconferenced classroom instruction for class A, B, C, or D motor vehicles or for a motorcycle endorsement may be used to link multiple classroom locations.

A. The broadcasting location must have a licensed or approved instructor present during classroom instruction.

B. Each location where students receive instruction must be in a classroom that complies with part 7411.0355.

C. If the receiving location has one or more students under the age of 18 receiving program instruction, the location must have a proctor, who is at least 21 years old, within the classroom for control and assistance.

D. Locations must be linked using both picture and sound so that instruction and the ability to interact with students is assured.

E. Identical curriculum materials must be available at all locations.

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.