

1.1 moves to amend H.F. No. 1140 as follows:

1.2 Delete everything after the enacting clause and insert:

1.3 "ARTICLE 1

1.4 TRANSPORTATION APPROPRIATIONS

1.5 Section 1. SUMMARY OF APPROPRIATIONS.

1.6 The amounts shown in this section summarize direct appropriations, by fund, made
1.7 in this article.

	<u>2012</u>		<u>2013</u>		<u>Total</u>
1.8 <u>General</u>	\$ 60,079,000	\$	60,079,000	\$	120,158,000
1.9 <u>Airports</u>	19,609,000		21,384,000		40,993,000
1.10 <u>C.S.A.H.</u>	545,109,000		572,773,000		1,117,882,000
1.11 <u>M.S.A.S.</u>	145,455,000		153,484,000		298,939,000
1.12 <u>Special Revenue</u>	49,088,000		49,088,000		98,176,000
1.13 <u>Transit Assistance</u>	214,280,000		227,735,000		442,015,000
1.14 <u>H.U.T.D.</u>	10,406,000		10,406,000		20,812,000
1.15 <u>Trunk Highway</u>	1,540,960,000		1,335,146,000		2,876,106,000
1.16 <u>Total</u>	\$ 2,584,986,000	\$	2,430,095,000	\$	5,015,081,000

1.17

1.18 Sec. 2. TRANSPORTATION APPROPRIATIONS.

1.19 The sums shown in the columns marked "Appropriations" are appropriated to
1.20 the agencies and for the purposes specified in this article. The appropriations are from
1.21 the trunk highway fund, or another named fund, and are available for the fiscal years
1.22 indicated for each purpose. The figures "2012" and "2013" used in this article mean that
1.23 the appropriations listed under them are available for the fiscal year ending June 30, 2012,
1.24 or June 30, 2013, respectively. "The first year" is fiscal year 2012. "The second year" is
1.25 fiscal year 2013. "The biennium" is fiscal years 2012 and 2013. "Each year" is fiscal year

2.1 2012 and fiscal year 2013 respectively. Appropriations for the fiscal year ending June 30,
 2.2 2011, are effective the day following final enactment.

2.3 **APPROPRIATIONS**
 2.4 **Available for the Year**
 2.5 **Ending June 30**
 2.6 **2012** **2013**

2.7 **Sec. 3. DEPARTMENT OF**
 2.8 **TRANSPORTATION**

2.9 **Subdivision 1. Total Appropriation** **\$ 2,200,019,000** **\$ 2,034,292,000**

<u>Appropriations by Fund</u>	<u>2012</u>	<u>2013</u>
2.11		
2.12 <u>General</u>	<u>12,926,000</u>	<u>12,926,000</u>
2.13 <u>Airports</u>	<u>19,609,000</u>	<u>21,384,000</u>
2.14 <u>C.S.A.H.</u>	<u>545,109,000</u>	<u>572,773,000</u>
2.15 <u>M.S.A.S.</u>	<u>145,455,000</u>	<u>153,484,000</u>
2.16 <u>Transit Assistance</u>	<u>21,428,000</u>	<u>24,047,000</u>
2.17 <u>Trunk Highway</u>	<u>1,455,492,000</u>	<u>1,249,678,000</u>

2.18 The amounts that may be spent for each
 2.19 purpose are specified in the following
 2.20 subdivisions.

2.21 **Subd. 2. Multimodal Systems**

2.22 **(a) Aeronautics**

2.23 **(1) Airport Development and Assistance** **14,298,000** **16,073,000**

2.24 This appropriation is from the state
 2.25 airports fund and must be spent according
 2.26 to Minnesota Statutes, section 360.305,
 2.27 subdivision 4.

2.28 The base appropriation for fiscal years 2014
 2.29 and 2015 is \$14,298,000 for each year.

2.30 Notwithstanding Minnesota Statutes, section
 2.31 16A.28, subdivision 6, this appropriation is
 2.32 available for five years after appropriation.

2.33 If the appropriation for either year is
 2.34 insufficient, the appropriation for the other
 2.35 year is available for it.

3.1 If the commissioner of transportation
 3.2 determines that a balance remains in
 3.3 the state airports fund following the
 3.4 appropriations made in this article, and that
 3.5 the appropriations made are insufficient
 3.6 for advancing airport development and
 3.7 assistance projects, an amount necessary
 3.8 to advance the projects, not to exceed
 3.9 the balance in the state airports fund, is
 3.10 appropriated in each year to the commissioner
 3.11 and must be spent according to Minnesota
 3.12 Statutes, section 360.305, subdivision
 3.13 4. Within two weeks of a determination
 3.14 under this contingent appropriation, the
 3.15 commissioner of transportation shall notify
 3.16 the commissioner of management and budget
 3.17 and the chairs and ranking minority members
 3.18 of the legislative committees with jurisdiction
 3.19 over transportation finance concerning funds
 3.20 appropriated. Funds appropriated under this
 3.21 contingent appropriation do not adjust the
 3.22 base appropriation for fiscal years 2014 and
 3.23 2015.

3.24 **(2) Aviation Support and Services** 6,123,000 6,123,000

3.25	<u>Appropriations by Fund</u>	
3.26	<u>2012</u>	<u>2013</u>
3.27	<u>Airports</u>	<u>5,286,000</u> <u>5,286,000</u>
3.28	<u>Trunk Highway</u>	<u>837,000</u> <u>837,000</u>

3.29 \$65,000 in each year is from the state airports
 3.30 fund for the Civil Air Patrol.

3.31 **(b) Transit** 34,766,000 37,385,000

3.32	<u>Appropriations by Fund</u>	
3.33	<u>2012</u>	<u>2013</u>
3.34	<u>General</u>	<u>12,563,000</u> <u>12,563,000</u>
3.35	<u>Transit Assistance</u>	<u>21,428,000</u> <u>24,047,000</u>
3.36	<u>Trunk Highway</u>	<u>775,000</u> <u>775,000</u>

4.1 The transit assistance fund appropriation is
4.2 from the greater Minnesota transit account
4.3 under Minnesota Statutes, section 16A.88.

4.4 The base appropriation from the general
4.5 fund is \$12,563,000 for fiscal year 2014 and
4.6 \$12,482,000 for fiscal year 2015.

4.7 \$100,000 in each year is from the general
4.8 fund for the administrative expenses of the
4.9 Minnesota Council on Transportation Access
4.10 under Minnesota Statutes, section 174.285.

4.11 If the commissioner of transportation
4.12 determines that a balance remains in
4.13 the greater Minnesota transit account
4.14 following the appropriations made in this
4.15 paragraph, and that the appropriations
4.16 made are insufficient for transit financial
4.17 assistance, an amount necessary to provide
4.18 financial assistance, not to exceed the
4.19 balance in the greater Minnesota transit
4.20 account, is appropriated in each year to
4.21 the commissioner for operating assistance
4.22 grants under Minnesota Statutes, section
4.23 174.24. Within two weeks of a determination
4.24 under this contingent appropriation, the
4.25 commissioner of transportation shall notify
4.26 the commissioner of management and budget
4.27 and the chairs and ranking minority members
4.28 of the legislative committees with jurisdiction
4.29 over transportation finance concerning funds
4.30 appropriated. Funds appropriated under this
4.31 contingent appropriation do not adjust the
4.32 base appropriation for fiscal years 2014 and
4.33 2015.

4.34 **(c) Commuter and Passenger Rail**

5.1 The commissioner of transportation may not
 5.2 expend funds from the appropriations under
 5.3 this section for passenger rail purposes under
 5.4 Minnesota Statutes, sections 174.632 to
 5.5 174.636, unless the commissioner identifies
 5.6 special circumstances of an immediate
 5.7 nature. Within two weeks of an expenditure
 5.8 under this paragraph, the commissioner
 5.9 shall notify the chairs and ranking minority
 5.10 members of the legislative committees
 5.11 with jurisdiction over transportation finance
 5.12 and policy concerning the expenditure and
 5.13 circumstances.

5.14 **(d) Freight** 5,203,000 5,203,000

5.15	<u>Appropriations by Fund</u>		
5.16		<u>2012</u>	<u>2013</u>
5.17	<u>General</u>	<u>306,000</u>	<u>306,000</u>
5.18	<u>Trunk Highway</u>	<u>4,897,000</u>	<u>4,897,000</u>

5.19 **Subd. 3. State Roads**

5.20 **(a) Infrastructure Operations and Maintenance** 257,395,000 257,395,000

5.21 **(b) Program Planning and Delivery** 206,788,000 206,603,000

5.22 \$266,000 in each year is for grants to
 5.23 metropolitan planning organizations outside
 5.24 the seven-county metropolitan area.

5.25 \$75,000 in each year is for a transportation
 5.26 research contingent account to finance
 5.27 research projects that are reimbursable
 5.28 from the federal government or from other
 5.29 sources. If the appropriation for either year
 5.30 is insufficient, the appropriation for the other
 5.31 year is available for it.

5.32 \$600,000 in each year is for grants
 5.33 for transportation studies outside the
 5.34 metropolitan area to identify critical

6.1 concerns, problems, and issues. These
 6.2 grants are available (1) to regional
 6.3 development commissions; (2) in regions
 6.4 where no regional development commission
 6.5 is functioning, to joint powers boards
 6.6 established under agreement of two or
 6.7 more political subdivisions in the region to
 6.8 exercise the planning functions of a regional
 6.9 development commission; and (3) in regions
 6.10 where no regional development commission
 6.11 or joint powers board is functioning, to the
 6.12 department's district office for that region.

6.13 **(c) State Road Construction** 782,000,000 556,000,000

6.14 It is estimated that these appropriations will
 6.15 be funded as follows:

<u>Appropriations by Fund</u>	<u>2012</u>	<u>2013</u>
6.18 <u>Federal Highway</u>		
6.19 <u>Aid</u>	<u>494,800,000</u>	<u>268,800,000</u>
6.20 <u>Highway User Taxes</u>	<u>287,200,000</u>	<u>287,200,000</u>

6.21 The commissioner of transportation shall
 6.22 notify the chairs and ranking minority
 6.23 members of the legislative committees with
 6.24 jurisdiction over transportation finance of
 6.25 any significant events that should cause these
 6.26 estimates to change.

6.27 This appropriation is for the actual
 6.28 construction, reconstruction, and
 6.29 improvement of trunk highways, including
 6.30 design-build contracts and consultant usage
 6.31 to support these activities. This includes the
 6.32 cost of actual payment to landowners for
 6.33 lands acquired for highway rights-of-way,
 6.34 payment to lessees, interest subsidies, and
 6.35 relocation expenses.

7.1 The base appropriation for fiscal years 2014
 7.2 and 2015 is \$636,000,000 for each year.

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

7.9 The commissioner may transfer up to
 7.10 \$15,000,000 each year to the transportation
 7.11 revolving loan fund.

7.12 The commissioner may receive money
 7.13 covering other shares of the cost of
 7.14 partnership projects. These receipts are
 7.15 appropriated to the commissioner for these
 7.16 projects.

7.17 **(d) Highway Debt Service** 137,876,000 158,247,000

7.18 \$123,876,000 the first year and \$144,247,000
 7.19 the second year are for transfer to the state
 7.20 bond fund. If this appropriation is insufficient
 7.21 to make all transfers required in the year
 7.22 for which it is made, the commissioner of
 7.23 management and budget shall notify the
 7.24 Committee on Finance of the senate and
 7.25 the Committee on Ways and Means of the
 7.26 house of representatives of the amount of the
 7.27 deficiency and shall then transfer that amount
 7.28 under the statutory open appropriation. Any
 7.29 excess appropriation cancels to the trunk
 7.30 highway fund.

7.31 **(e) Electronic Communications** 5,171,000 5,171,000

7.32 Appropriations by Fund
 7.33 2012 2013

8.1	<u>General</u>	<u>3,000</u>	<u>3,000</u>
8.2	<u>Trunk Highway</u>	<u>5,168,000</u>	<u>5,168,000</u>

8.3 The general fund appropriation in each
 8.4 year is to equip and operate the Roosevelt
 8.5 signal tower for Lake of the Woods weather
 8.6 broadcasting.

8.7 Subd. 4. Local Roads

8.8	<u>(a) County State Aids</u>	<u>545,109,000</u>	<u>572,773,000</u>
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8.9 This appropriation is from the county
 8.10 state-aid highway fund for county state-aid
 8.11 highways, town roads and bridges, and
 8.12 flexible highway purposes under Minnesota
 8.13 Statutes, sections 161.081 to 161.085; and
 8.14 Minnesota Statutes, chapter 162. This
 8.15 appropriation is available until spent.

8.16 Of this amount, the commissioner shall
 8.17 transfer from the flexible highway account
 8.18 in the county state-aid highway fund: (1)
 8.19 \$1,000,000 in the first year to the municipal
 8.20 turnback account in the municipal state-aid
 8.21 street fund; (2) \$1,900,000 in the first
 8.22 year to the trunk highway fund; and (3)
 8.23 the remainder in each year to the county
 8.24 turnback account in the county state-aid
 8.25 highway fund. The funds transferred are
 8.26 for highway turnback purposes as provided
 8.27 under Minnesota Statutes, section 161.081,
 8.28 subdivision 3.

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

9.1 state-aid highway projects, an amount
 9.2 necessary to advance the projects, not to
 9.3 exceed the balance in the county state-aid
 9.4 highway fund, is appropriated in each year
 9.5 to the commissioner. Within two weeks
 9.6 of a determination under this contingent
 9.7 appropriation, the commissioner of
 9.8 transportation shall notify the commissioner
 9.9 of management and budget and the chairs
 9.10 and ranking minority members of the
 9.11 legislative committees with jurisdiction over
 9.12 transportation finance concerning funds
 9.13 appropriated.

9.14	<u>(b) Municipal State Aids</u>	<u>145,455,000</u>	<u>153,484,000</u>
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9.15 This appropriation is from the municipal
 9.16 state-aid street fund for municipal state-aid
 9.17 streets under Minnesota Statutes, chapter
 9.18 162. This appropriation is available until
 9.19 spent.

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

10.1 legislative committees with jurisdiction over
 10.2 transportation finance concerning funds
 10.3 appropriated.

10.4 **Subd. 5. Agency Management**

10.5 **(a) Agency Services** 41,997,000 41,997,000

10.6 Appropriations by Fund

10.7	<u>2012</u>	<u>2013</u>
10.8 <u>Airports</u>	<u>25,000</u>	<u>25,000</u>
10.9 <u>Trunk Highway</u>	<u>41,972,000</u>	<u>41,972,000</u>

10.10 **(b) Buildings** 17,838,000 17,838,000

10.11 Appropriations by Fund

10.12	<u>2012</u>	<u>2013</u>
10.13 <u>General</u>	<u>54,000</u>	<u>54,000</u>
10.14 <u>Trunk Highway</u>	<u>17,784,000</u>	<u>17,784,000</u>

10.15 If the appropriation for either year is
 10.16 insufficient, the appropriation for the other
 10.17 year is available for it.

10.18 **Subd. 6. Transfers Among Appropriations**

10.19 With the approval of the commissioner of
 10.20 management and budget, the commissioner
 10.21 of transportation may transfer unencumbered
 10.22 balances among the appropriations from the
 10.23 trunk highway fund and the state airports
 10.24 fund made in this section. No transfer may
 10.25 be made from the appropriation for state
 10.26 road construction. No transfer may be made
 10.27 from the appropriations for debt service.
 10.28 Transfers under this subdivision may not be
 10.29 made between funds. Transfers under this
 10.30 subdivision must be reported immediately to
 10.31 the chairs and ranking minority members of
 10.32 the legislative committees with jurisdiction
 10.33 over transportation finance.

10.34 **Subd. 7. Carryforward of State Road**
 10.35 **Construction Appropriations**

11.1 Any money appropriated to the commissioner
11.2 of transportation for state road construction
11.3 for any fiscal year before the first year is
11.4 available to the commissioner during the
11.5 biennium to the extent that the commissioner
11.6 spends the money on the state road
11.7 construction project for which the money
11.8 was originally encumbered during the fiscal
11.9 year for which it was appropriated. The
11.10 commissioner of transportation shall report to
11.11 the commissioner of management and budget
11.12 by August 1, 2011, and August 1, 2012, on
11.13 a form the commissioner of management
11.14 and budget provides, on expenditures made
11.15 during the previous fiscal year that are
11.16 authorized by this subdivision.

11.17 **Subd. 8. Contingent Appropriation**

11.18 The commissioner of transportation, with
11.19 the approval of the governor and the
11.20 written approval of at least five members
11.21 of a group consisting of the members of
11.22 the Legislative Advisory Commission
11.23 under Minnesota Statutes, section 3.30,
11.24 and the ranking minority members of the
11.25 legislative committees with jurisdiction over
11.26 transportation finance, may transfer all or
11.27 part of the unappropriated balance in the
11.28 trunk highway fund to an appropriation (1)
11.29 for trunk highway design, construction, or
11.30 inspection in order to take advantage of
11.31 an unanticipated receipt of income to the
11.32 trunk highway fund or to take advantage
11.33 of federal advanced construction funding,
11.34 (2) for trunk highway maintenance in order
11.35 to meet an emergency, or (3) to pay tort
11.36 or environmental claims. Nothing in this

12.1 subdivision authorizes the commissioner
 12.2 to increase the use of federal advanced
 12.3 construction funding beyond amounts
 12.4 specifically authorized. Any transfer as
 12.5 a result of the use of federal advanced
 12.6 construction funding must include an
 12.7 analysis of the effects on the long-term
 12.8 trunk highway fund balance. The amount
 12.9 transferred is appropriated for the purpose of
 12.10 the account to which it is transferred.

12.11 **Subd. 9. Use of Trunk Highway Fund**

12.12 No transfer or expenditure of trunk highway
 12.13 funds may be made for the purpose of paying
 12.14 personnel costs incurred on behalf of the
 12.15 Governor's Office.

12.16 **Sec. 4. METROPOLITAN COUNCIL \$ 232,051,000 \$ 242,887,000**

12.17	<u>Appropriations by Fund</u>		
12.18		<u>2012</u>	<u>2013</u>
12.19	<u>General</u>	<u>39,199,000</u>	<u>39,199,000</u>
12.20	<u>Transit Assistance</u>	<u>192,852,000</u>	<u>203,688,000</u>

12.21 The transit assistance fund appropriation is
 12.22 from the metropolitan area transit account
 12.23 under Minnesota Statutes, section 16A.88.

12.24 This appropriation is for transit system
 12.25 operations under Minnesota Statutes,
 12.26 sections 473.371 to 473.449.

12.27 The base appropriation from the general
 12.28 fund is \$39,199,000 for fiscal year 2014 and
 12.29 \$39,280,000 for fiscal year 2015.

12.30 If the chair of the Metropolitan Council
 12.31 determines that a balance remains in the
 12.32 metropolitan area transit account following
 12.33 the appropriations made in this section, and
 12.34 that the appropriations made are insufficient

13.1 for transit operations, an amount necessary
 13.2 to provide for such operations, not to
 13.3 exceed the balance in the metropolitan area
 13.4 transit account, is appropriated in each
 13.5 year to the Metropolitan Council. Within
 13.6 two weeks of a determination under this
 13.7 contingent appropriation, the Metropolitan
 13.8 Council shall notify the commissioner of
 13.9 management and budget and the chairs
 13.10 and ranking minority members of the
 13.11 legislative committees with jurisdiction over
 13.12 transportation finance concerning funds
 13.13 appropriated. Funds appropriated under this
 13.14 contingent appropriation do not adjust the
 13.15 base appropriation for fiscal years 2014 and
 13.16 2015.

13.17 **Sec. 5. DEPARTMENT OF PUBLIC SAFETY**

13.18 **Subdivision 1. Total Appropriation \$ 152,316,000 \$ 152,316,000**

13.19 Appropriations by Fund

	<u>2012</u>	<u>2013</u>
13.20 <u>General</u>	<u>7,954,000</u>	<u>7,954,000</u>
13.21 <u>Special Revenue</u>	<u>49,088,000</u>	<u>49,088,000</u>
13.22 <u>H.U.T.D.</u>	<u>10,406,000</u>	<u>10,406,000</u>
13.23 <u>Trunk Highway</u>	<u>84,868,000</u>	<u>84,868,000</u>

13.25 The amounts that may be spent for each
 13.26 purpose are specified in the following
 13.27 subdivisions.

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

13.29 **(a) Office of Communications 434,000 434,000**

13.30 Appropriations by Fund

	<u>2012</u>	<u>2013</u>
13.31 <u>General</u>	<u>41,000</u>	<u>41,000</u>
13.32 <u>Trunk Highway</u>	<u>393,000</u>	<u>393,000</u>

13.34 **(b) Public Safety Support 8,168,000 8,168,000**

14.1	<u>Appropriations by Fund</u>		
14.2		<u>2012</u>	<u>2013</u>
14.3	<u>General</u>	<u>3,296,000</u>	<u>3,296,000</u>
14.4	<u>H.U.T.D.</u>	<u>1,366,000</u>	<u>1,366,000</u>
14.5	<u>Trunk Highway</u>	<u>3,506,000</u>	<u>3,506,000</u>

14.6 \$380,000 in each year is from the general
 14.7 fund for payment of public safety officer
 14.8 survivor benefits under Minnesota Statutes,
 14.9 section 299A.44. If the appropriation for
 14.10 either year is insufficient, the appropriation
 14.11 for the other year is available for it.

14.12 \$1,367,000 in each year is from the general
 14.13 fund to be deposited in the public safety
 14.14 officer's benefit account. This money
 14.15 is available for reimbursements under
 14.16 Minnesota Statutes, section 299A.465.

14.17 \$508,000 in each year is from the general
 14.18 fund for soft body armor reimbursements
 14.19 under Minnesota Statutes, section 299A.38.

14.20 \$792,000 the first year and \$792,000 the
 14.21 second year are from the general fund for
 14.22 transfer by the commissioner of management
 14.23 and budget to the trunk highway fund on
 14.24 December 31, 2011, and December 31, 2012,
 14.25 respectively, in order to reimburse the trunk
 14.26 highway fund for expenses not related to the
 14.27 fund. These represent amounts appropriated
 14.28 out of the trunk highway fund for general
 14.29 fund purposes in the administration and
 14.30 related services program.

14.31 \$610,000 the first year and \$610,000 the
 14.32 second year are from the highway user
 14.33 tax distribution fund for transfer by the
 14.34 commissioner of management and budget
 14.35 to the trunk highway fund on December 31,

15.1 2011, and December 31, 2012, respectively,
 15.2 in order to reimburse the trunk highway
 15.3 fund for expenses not related to the fund.
 15.4 These represent amounts appropriated out
 15.5 of the trunk highway fund for highway
 15.6 user tax distribution fund purposes in the
 15.7 administration and related services program.

15.8 \$716,000 the first year and \$716,000 the
 15.9 second year are from the highway user
 15.10 tax distribution fund for transfer by the
 15.11 commissioner of management and budget to
 15.12 the general fund on December 31, 2011, and
 15.13 December 31, 2012, respectively, in order to
 15.14 reimburse the general fund for expenses not
 15.15 related to the fund. These represent amounts
 15.16 appropriated out of the general fund for
 15.17 operation of the criminal justice data network
 15.18 related to driver and motor vehicle licensing.

15.19 **(c) Technology and Support Services** 3,835,000 3,835,000

15.20	<u>Appropriations by Fund</u>		
15.21		<u>2012</u>	<u>2013</u>
15.22	<u>General</u>	<u>1,472,000</u>	<u>1,472,000</u>
15.23	<u>H.U.T.D.</u>	<u>19,000</u>	<u>19,000</u>
15.24	<u>Trunk Highway</u>	<u>2,344,000</u>	<u>2,344,000</u>

15.25 **Subd. 3. State Patrol**

15.26 **(a) Patrolling Highways** 71,522,000 71,522,000

15.27	<u>Appropriations by Fund</u>		
15.28		<u>2012</u>	<u>2013</u>
15.29	<u>General</u>	<u>37,000</u>	<u>37,000</u>
15.30	<u>H.U.T.D.</u>	<u>92,000</u>	<u>92,000</u>
15.31	<u>Trunk Highway</u>	<u>71,393,000</u>	<u>71,393,000</u>

15.32 **(b) Commercial Vehicle Enforcement** 6,796,000 6,796,000

15.33 \$600,000 in each year is for the Office of
 15.34 Pupil Transportation Safety under Minnesota
 15.35 Statutes, section 169.435.

16.1 **(c) Capitol Security** 3,108,000 3,108,000

16.2 (1) This appropriation is from the general
16.3 fund.

16.4 (2) The commissioner may not (i) spend
16.5 any money from the trunk highway fund for
16.6 capitol security or (ii) permanently transfer
16.7 any state trooper capitol security from
16.8 another budget activity.

16.9 (3) The commissioner may not transfer any
16.10 money appropriated to the commissioner
16.11 under this section (i) to capitol security or (ii)
16.12 from capitol security.

16.13 **(d) Vehicle Crimes Unit** 693,000 693,000

16.14 This appropriation is from the highway user
16.15 tax distribution fund.

16.16 This appropriation is to investigate (1)
16.17 registration tax and motor vehicle sales tax
16.18 liabilities from individuals and businesses
16.19 that currently do not pay all taxes owed,
16.20 and (2) illegal or improper activity related
16.21 to sale, transfer, titling, and registration of
16.22 motor vehicles.

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

16.24 **(a) Vehicle Services** 27,259,000 27,259,000

16.25	<u>Appropriations by Fund</u>		
16.26		<u>2012</u>	<u>2013</u>
16.27	<u>Special Revenue</u>	<u>19,023,000</u>	<u>19,023,000</u>
16.28	<u>H.U.T.D.</u>	<u>8,236,000</u>	<u>8,236,000</u>

16.29 The special revenue fund appropriation is
16.30 from the vehicle services operating account.

16.31 **(b) Driver Services** 28,712,000 28,712,000

16.32	<u>Appropriations by Fund</u>		
16.33		<u>2012</u>	<u>2013</u>

17.1	<u>Special Revenue</u>	<u>28,711,000</u>	<u>28,711,000</u>
17.2	<u>Trunk Highway</u>	<u>1,000</u>	<u>1,000</u>

17.3 The special revenue fund appropriation is
 17.4 from the driver services operating account.

17.5	<u>Subd. 5. Traffic Safety</u>		<u>435,000</u>	<u>435,000</u>
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17.6 The commissioner of public safety shall
 17.7 spend 50 percent of the money available
 17.8 to the state under Public Law 105-206,
 17.9 section 164, and the remaining 50 percent
 17.10 must be transferred to the commissioner
 17.11 of transportation for hazard elimination
 17.12 activities under United States Code, title 23,
 17.13 section 152.

17.14	<u>Subd. 6. Pipeline Safety</u>		<u>1,354,000</u>	<u>1,354,000</u>
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17.15 This appropriation is from the pipeline safety
 17.16 account in the special revenue fund.

17.17 **Subd. 7. Use of Trunk Highway Fund**

17.18 No transfer or expenditure of trunk highway
 17.19 funds may be made for the purpose of paying
 17.20 personnel costs incurred on behalf of the
 17.21 Governor's Office.

17.22	<u>Sec. 6. TORT CLAIMS</u>	<u>\$</u>	<u>600,000</u>	<u>\$</u>	<u>600,000</u>
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17.23 This appropriation is to the commissioner of
 17.24 management and budget.

17.25 If the appropriation for either year is
 17.26 insufficient, the appropriation for the other
 17.27 year is available for it.

17.28 Sec. 7. Laws 2009, chapter 36, article 1, section 3, subdivision 3, is amended to read:

17.29 **Subd. 3. State Roads**

17.30	(a) Infrastructure Operations and Maintenance		251,643,000	245,892,000
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18.1 The base appropriation for fiscal years 2012
18.2 and 2013 is \$257,395,000 for each year.

18.3 **(b) Infrastructure Investment and Planning**

18.4 **(1) Infrastructure Investment Support** 201,461,000 196,935,000

18.5 The base appropriation for fiscal years 2012
18.6 and 2013 is \$205,988,000 for each year.

18.7 \$266,000 the first year and \$266,000 the
18.8 second year are available for grants to
18.9 metropolitan planning organizations outside
18.10 the seven-county metropolitan area.

18.11 \$75,000 the first year and \$75,000 the
18.12 second year are for a transportation research
18.13 contingent account to finance research
18.14 projects that are reimbursable from the
18.15 federal government or from other sources.

18.16 If the appropriation for either year is
18.17 insufficient, the appropriation for the other
18.18 year is available for it.

18.19 \$600,000 the first year and \$600,000
18.20 the second year are available for grants
18.21 for transportation studies outside the
18.22 metropolitan area to identify critical
18.23 concerns, problems, and issues. These
18.24 grants are available (1) to regional
18.25 development commissions; (2) in regions
18.26 where no regional development commission
18.27 is functioning, to joint powers boards
18.28 established under agreement of two or
18.29 more political subdivisions in the region to
18.30 exercise the planning functions of a regional
18.31 development commission; and (3) in regions
18.32 where no regional development commission
18.33 or joint powers board is functioning, to the
18.34 department's district office for that region.

19.1			598,700,000
19.2	(2) State Road Construction	551,300,000	<u>555,700,000</u>

19.3 The base appropriation for fiscal years 2012
 19.4 and 2013 is \$635,000,000 for each year.

19.5 It is estimated that these appropriations will
 19.6 be funded as follows:

19.7	Appropriations by Fund		
19.8	Federal Highway		
19.9	Aid	301,100,000	388,500,000
19.10	Highway User Taxes	250,200,000	210,200,000

19.11 The commissioner of transportation shall
 19.12 notify the chairs and ranking minority
 19.13 members of the senate and house of
 19.14 representatives committees with jurisdiction
 19.15 over transportation finance of any significant
 19.16 events that should cause these estimates to
 19.17 change.

19.18 This appropriation is for the actual
 19.19 construction, reconstruction, and
 19.20 improvement of trunk highways, including
 19.21 design-build contracts and consultant usage
 19.22 to support these activities. This includes the
 19.23 cost of actual payment to landowners for
 19.24 lands acquired for highway rights-of-way,
 19.25 payment to lessees, interest subsidies, and
 19.26 relocation expenses.

19.27 The commissioner shall expend up to
 19.28 one-half of one percent of the federal
 19.29 appropriations under this paragraph as grants
 19.30 to opportunity industrialization centers and
 19.31 other nonprofit job training centers for
 19.32 job training programs related to highway
 19.33 construction.

20.1 The commissioner may transfer up to
 20.2 \$15,000,000 each year to the transportation
 20.3 revolving loan fund.

20.4 The commissioner may receive money
 20.5 covering other shares of the cost of
 20.6 partnership projects. These receipts are
 20.7 appropriated to the commissioner for these
 20.8 projects.

20.9 **(3) Highway Debt Service** 101,170,000 173,400,000

20.10 \$86,517,000 the first year and \$157,304,000
 20.11 the second year are for transfer to the state
 20.12 bond fund. If this appropriation is insufficient
 20.13 to make all transfers required in the year for
 20.14 which it is made, the commissioner of finance
 20.15 shall notify the Committee on Finance of
 20.16 the senate and the Committee on Ways and
 20.17 Means of the house of representatives of
 20.18 the amount of the deficiency and shall then
 20.19 transfer that amount under the statutory open
 20.20 appropriation. Any excess appropriation
 20.21 cancels to the trunk highway fund.

20.22 **(c) Electronic Communications** 5,177,000 5,177,000

20.23	Appropriations by Fund		
20.24	General	9,000	9,000
20.25	Trunk Highway	5,168,000	5,168,000

20.26 The general fund appropriation is to equip
 20.27 and operate the Roosevelt signal tower for
 20.28 Lake of the Woods weather broadcasting.

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

20.30 **ARTICLE 2**

20.31 **TRANSPORTATION FINANCE AND POLICY**

20.32 Section 1. Minnesota Statutes 2010, section 16A.11, subdivision 3a, is amended to read:

21.1 Subd. 3a. **Part three: detailed capital budget.** The detailed capital budget must
 21.2 include recommendations for capital projects to be funded during the next six fiscal years
 21.3 and, if applicable, must meet the requirements under section 174.93, subdivision 1a. It
 21.4 must be submitted with projects recommended by the governor and in order of importance
 21.5 among that agency's requests as determined by the agency originating the request.

21.6 Sec. 2. Minnesota Statutes 2010, section 16A.86, subdivision 3a, is amended to read:

21.7 Subd. 3a. **Information provided.** All requests for state assistance under this section
 21.8 must include the following information:

21.9 (1) the name of the political subdivision that will own the capital project for which
 21.10 state assistance is being requested;

21.11 (2) the public purpose of the project;

21.12 (3) the extent to which the political subdivision has or expects to provide local,
 21.13 private, user financing, or other nonstate funding for the project;

21.14 (4) a list of the bondable activities that the project encompasses; examples of
 21.15 bondable activities are public improvements of a capital nature for land acquisition,
 21.16 predesign, design, construction, and furnishing and equipping for occupancy;

21.17 (5) whether the project will require new or additional state operating subsidies;

21.18 (6) whether the governing body of the political subdivision requesting the project
 21.19 has passed a resolution in support of the project and has established priorities for all
 21.20 projects within its jurisdiction for which bonding appropriations are requested when
 21.21 submitting multiple requests; ~~and~~

21.22 (7) if the project requires a predesign under section 16B.335, whether the predesign
 21.23 has been completed at the time the capital project request is submitted, and whether
 21.24 the political subdivision has submitted the project predesign to the commissioner of
 21.25 administration for review and approval; and

21.26 (8) if applicable, the information required under section 174.93, subdivision 1a.

21.27 Sec. 3. Minnesota Statutes 2010, section 16A.88, is amended to read:

21.28 **16A.88 TRANSIT ASSISTANCE FUND.**

21.29 Subdivision 1. **Transit assistance fund established.** A transit assistance fund is
 21.30 established within the state treasury. The fund receives money distributed under section
 21.31 297B.09, subdivision 1, and other money as specified by law. Money in the fund must
 21.32 be allocated to the greater Minnesota transit account under subdivision 1a and the
 21.33 metropolitan area transit account under subdivision 2 in the manner specified in section

22.1 297B.09, subdivision 1, and must be used solely for transit purposes under the Minnesota
22.2 Constitution, article XIV, section 13.

22.3 Subd. 1a. **Greater Minnesota transit account.** The greater Minnesota transit
22.4 account is established within the transit assistance fund in the state treasury. Money in the
22.5 account is ~~annually appropriated to the commissioner of transportation~~ for assistance to
22.6 transit systems outside the metropolitan area under section 174.24. The commissioner
22.7 may use up to ~~\$408,000 in fiscal year 2008 and~~ \$416,000 in fiscal year 2009 and thereafter
22.8 for administration of the transit program. The commissioner shall use funds appropriated
22.9 by law from the account for transit operations as provided in section 174.24 and related
22.10 program administration.

22.11 Subd. 2. **Metropolitan area transit account.** The metropolitan area transit account
22.12 is established within the transit assistance fund in the state treasury. ~~All money in the~~
22.13 ~~account is annually appropriated to~~ The Metropolitan Council shall use funds appropriated
22.14 by law from the account for the funding of transit systems within the metropolitan area
22.15 under sections 473.384, 473.386, 473.387, 473.388, and 473.405 to 473.449.

22.16 Sec. 4. Minnesota Statutes 2010, section 162.06, subdivision 1, is amended to read:

22.17 Subdivision 1. **Estimate.** (a) By December 15 of each year the commissioner shall
22.18 estimate the amount of money that will be available to the county state-aid highway fund
22.19 during that fiscal year. The amount available must be based on actual receipts from July
22.20 1 through ~~November 30~~ October 31, the unallocated fund balance, and the projected
22.21 receipts for the remainder of the fiscal year. The amount available, except for deductions
22.22 as provided in this section, shall be apportioned by the commissioner to the counties as
22.23 provided in section 162.07.

22.24 (b) For purposes of this section, "amount available" means the amount estimated in
22.25 paragraph (a).

22.26 Sec. 5. Minnesota Statutes 2010, section 162.12, subdivision 1, is amended to read:

22.27 Subdivision 1. **Estimate of accruals.** By December 15 of each year the
22.28 commissioner shall estimate the amount of money that will be available to the municipal
22.29 state-aid street fund during that fiscal year. The amount available is based on actual
22.30 receipts from July 1 through ~~November 30~~ October 31, the unallocated fund balance, and
22.31 the projected receipts for the remainder of the fiscal year. The total available, except for
22.32 deductions as provided herein, shall be apportioned by the commissioner to the cities
22.33 having a population of 5,000 or more as hereinafter provided.

23.1 Sec. 6. Minnesota Statutes 2010, section 168.12, subdivision 5, is amended to read:

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

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

23.14 License Plate	Single	Double
23.15 Regular and Disability	\$ 4.50	\$ 6.00
23.16 Special	\$ 8.50	\$ 10.00
23.17 Personalized (Replacement)	\$ 10.00	\$ 14.00
23.18 Collector Category	\$ 13.50	\$ 15.00
23.19 Emergency Vehicle Display	\$ 3.00	\$ 6.00
23.20 Utility Trailer Self-Adhesive	\$ 2.50	
23.21 Vertical Motorcycle Plate	\$ 100.00	NA
23.22 Stickers		
23.23 Duplicate year	\$ 1.00	\$ 1.00
23.24 International Fuel Tax Agreement	\$ 2.50	

23.25 (c) For vehicles that require two of the categories above, the registrar shall only
 23.26 charge the higher of the two fees and not a combined total.

23.27 (d) As part of procedures for payment of the fee under paragraph (b), the
 23.28 commissioner shall allow a vehicle owner to add to the fee a \$2 donation for the purposes
 23.29 of public information and education on anatomical gifts under section 171.075.

23.30 Sec. 7. Minnesota Statutes 2010, section 168.33, subdivision 7, is amended to read:

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

23.33 (1) ~~\$4.50~~ \$6 is imposed on every vehicle registration renewal, excluding pro rate
 23.34 transactions; and

23.35 (2) ~~\$8.50~~ \$10 is imposed on every other type of vehicle transaction, including pro
 23.36 rate transactions;

24.1 except that a filing fee may not be charged for a document returned for a refund or for
24.2 a correction of an error made by the Department of Public Safety, a dealer, or a deputy
24.3 registrar. The filing fee must be shown as a separate item on all registration renewal
24.4 notices sent out by the commissioner. No filing fee or other fee may be charged for the
24.5 permanent surrender of a title for a vehicle.

24.6 (b) The statutory fees and taxes, and the filing fees imposed under paragraph (a)
24.7 may be paid by credit card or debit card. The deputy registrar may collect a surcharge
24.8 on the statutory fees, taxes, and filing fee not greater than the cost of processing a credit
24.9 card or debit card transaction, in accordance with emergency rules established by the
24.10 commissioner of public safety. The surcharge must be used to pay the cost of processing
24.11 credit and debit card transactions.

24.12 (c) All of the fees collected under paragraph (a), clause (1), by the department, must
24.13 be paid into the vehicle services operating account in the special revenue fund under
24.14 section 299A.705. Of the fee collected under paragraph (a), clause (2), by the department,
24.15 \$3.50 must be paid into the general fund with the remainder deposited into the vehicle
24.16 services operating account in the special revenue fund under section 299A.705.

24.17 Sec. 8. Minnesota Statutes 2010, section 169.86, subdivision 5, is amended to read:

24.18 Subd. 5. **Fees; proceeds deposited; appropriation.** The commissioner, with
24.19 respect to highways under the commissioner's jurisdiction, may charge a fee for each
24.20 permit issued. All such fees for permits issued by the commissioner of transportation shall
24.21 be deposited in the state treasury and credited to the trunk highway fund. Except for
24.22 those annual permits for which the permit fees are specified elsewhere in this chapter, the
24.23 fees shall be:

24.24 (a) \$15 for each single trip permit.

24.25 (b) \$36 for each job permit. A job permit may be issued for like loads carried on
24.26 a specific route for a period not to exceed two months. "Like loads" means loads of the
24.27 same product, weight, and dimension.

24.28 (c) \$60 for an annual permit to be issued for a period not to exceed 12 consecutive
24.29 months. Annual permits may be issued for:

24.30 (1) motor vehicles used to alleviate a temporary crisis adversely affecting the safety
24.31 or well-being of the public;

24.32 (2) motor vehicles which travel on interstate highways and carry loads authorized
24.33 under subdivision 1a;

24.34 (3) motor vehicles operating with gross weights authorized under section 169.826,
24.35 subdivision 1a;

- 25.1 (4) special pulpwood vehicles described in section 169.863;
- 25.2 (5) motor vehicles bearing snowplow blades not exceeding ten feet in width;
- 25.3 (6) noncommercial transportation of a boat by the owner or user of the boat;
- 25.4 (7) motor vehicles carrying bales of agricultural products authorized under section
- 25.5 169.862; and

- 25.6 (8) special milk-hauling vehicles authorized under section 169.867.

25.7 (d) \$120 for an oversize annual permit to be issued for a period not to exceed 12
 25.8 consecutive months. Annual permits may be issued for:

- 25.9 (1) mobile cranes;
- 25.10 (2) construction equipment, machinery, and supplies;
- 25.11 (3) manufactured homes and manufactured storage buildings;
- 25.12 (4) implements of husbandry;
- 25.13 (5) double-deck buses;
- 25.14 (6) commercial boat hauling and transporting waterfront structures, including but
- 25.15 not limited to portable boat docks and boat lifts;

25.16 (7) three-vehicle combinations consisting of two empty, newly manufactured trailers
 25.17 for cargo, horses, or livestock, not to exceed 28-1/2 feet per trailer; provided, however,
 25.18 the permit allows the vehicles to be moved from a trailer manufacturer to a trailer dealer
 25.19 only while operating on twin-trailer routes designated under section 169.81, subdivision 3,
 25.20 paragraph (c); and

25.21 (8) vehicles operating on that portion of marked Trunk Highway 36 described in
 25.22 section 169.81, subdivision 3, paragraph (e).

25.23 (e) For vehicles which have axle weights exceeding the weight limitations of
 25.24 sections 169.823 to 169.829, an additional cost added to the fees listed above. However,
 25.25 this paragraph applies to any vehicle described in section 168.013, subdivision 3,
 25.26 paragraph (b), but only when the vehicle exceeds its gross weight allowance set forth in
 25.27 that paragraph, and then the additional cost is for all weight, including the allowance
 25.28 weight, in excess of the permitted maximum axle weight. The additional cost is equal
 25.29 to the product of the distance traveled times the sum of the overweight axle group cost
 25.30 factors shown in the following chart:

Overweight Axle Group Cost Factors			
Weight (pounds)	Cost Per Mile For Each Group Of:		
exceeding weight limitations on axles	Two consecutive axles spaced within 8 feet or less	Three consecutive axles spaced within 9 feet or less	Four consecutive axles spaced within 14 feet or less
0-2,000	.12	.05	.04

26.1	2,001-4,000	.14	.06	.05
26.2	4,001-6,000	.18	.07	.06
26.3	6,001-8,000	.21	.09	.07
26.4	8,001-10,000	.26	.10	.08
26.5	10,001-12,000	.30	.12	.09
26.6		Not		
26.7	12,001-14,000	permitted	.14	.11
26.8		Not		
26.9	14,001-16,000	permitted	.17	.12
26.10		Not		
26.11	16,001-18,000	permitted	.19	.15
26.12		Not	Not	
26.13	18,001-20,000	permitted	permitted	.16
26.14		Not	Not	
26.15	20,001-22,000	permitted	permitted	.20

26.16 The amounts added are rounded to the nearest cent for each axle or axle group. The
26.17 additional cost does not apply to paragraph (c), clauses (1) and (3).

26.18 For a vehicle found to exceed the appropriate maximum permitted weight, a cost-per-mile
26.19 fee of 22 cents per ton, or fraction of a ton, over the permitted maximum weight is imposed
26.20 in addition to the normal permit fee. Miles must be calculated based on the distance
26.21 already traveled in the state plus the distance from the point of detection to a transportation
26.22 loading site or unloading site within the state or to the point of exit from the state.

26.23 (f) As an alternative to paragraph (e), an annual permit may be issued for overweight,
26.24 or oversize and overweight, mobile cranes; construction equipment, machinery, and
26.25 supplies; implements of husbandry; and commercial boat hauling. The fees for the permit
26.26 are as follows:

26.27	Gross Weight (pounds) of Vehicle	Annual Permit Fee
26.28	90,000 or less	\$200
26.29	90,001 - 100,000	\$300
26.30	100,001 - 110,000	\$400
26.31	110,001 - 120,000	\$500
26.32	120,001 - 130,000	\$600
26.33	130,001 - 140,000	\$700
26.34	140,001 - 145,000	\$800

26.35 If the gross weight of the vehicle is more than 145,000 pounds the permit fee is determined
26.36 under paragraph (e).

26.37 (g) For vehicles which exceed the width limitations set forth in section 169.80 by
26.38 more than 72 inches, an additional cost equal to \$120 added to the amount in paragraph (a)
26.39 when the permit is issued while seasonal load restrictions pursuant to section 169.87 are
26.40 in effect.

27.1 (h) \$85 for an annual permit to be issued for a period not to exceed 12 months, for
 27.2 refuse-compact vehicles that carry a gross weight of not more than: 22,000 pounds on
 27.3 a single rear axle; 38,000 pounds on a tandem rear axle; or, subject to section 169.828,
 27.4 subdivision 2, 46,000 pounds on a tridem rear axle. A permit issued for up to 46,000
 27.5 pounds on a tridem rear axle must limit the gross vehicle weight to not more than 62,000
 27.6 pounds.

27.7 (i) \$300 for a motor vehicle described in section 169.8261. The fee under this
 27.8 paragraph must be deposited as follows:

27.9 (1) in fiscal years 2005 through 2010:

27.10 (i) the first \$50,000 in each fiscal year must be deposited in the trunk highway fund
 27.11 for costs related to administering the permit program and inspecting and posting bridges;

27.12 (ii) all remaining money in each fiscal year must be deposited in a bridge inspection
 27.13 and signing account in the special revenue fund. Money in the account is appropriated
 27.14 to the commissioner for:

27.15 (A) inspection of local bridges and identification of local bridges to be posted,
 27.16 including contracting with a consultant for some or all of these functions; and

27.17 (B) erection of weight-posting signs on local bridges; and

27.18 (2) in fiscal year 2011 and subsequent years must be deposited in the trunk highway
 27.19 fund.

27.20 (j) Beginning August 1, 2006, \$200 for an annual permit for a vehicle operating
 27.21 under authority of section 169.824, subdivision 2, paragraph (a), clause (2).

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

27.23 Sec. 9. Minnesota Statutes 2010, section 171.06, subdivision 2, is amended to read:

27.24 Subd. 2. **Fees.** (a) The fees for a license and Minnesota identification card are
 27.25 as follows:

27.26	D-\$22.25	C-\$26.25	B-\$33.25	A-\$41.25
27.27	<u>D-\$17.25</u>	<u>C-\$21.25</u>	<u>B-\$28.25</u>	<u>A-\$36.25</u>
27.28	D-\$22.25	C-\$26.25	B-\$33.25	A-\$21.25
27.29	<u>D-\$17.25</u>	<u>C-\$21.25</u>	<u>B-\$28.25</u>	<u>A-\$16.25</u>
27.30	D-\$37.25	C-\$41.25	B-\$48.25	A-\$56.25
27.31	<u>D-\$32.25</u>	<u>C-\$36.25</u>	<u>B-\$43.25</u>	<u>A-\$51.25</u>
27.32				<u>\$10.25</u>
27.33	Instruction Permit			<u>\$5.25</u>
27.34	Enhanced Instruction			<u>\$25.25</u>
27.35	Permit			<u>\$20.25</u>
27.36				<u>\$13.25</u>
27.37	Provisional License			<u>\$8.25</u>

28.1	Enhanced Provisional	\$28.25
28.2	License	<u>\$23.25</u>
28.3	Duplicate License or	
28.4	duplicate identification	\$11.75
28.5	card	<u>\$6.75</u>
28.6	Enhanced Duplicate	
28.7	License or enhanced	
28.8	duplicate identification	\$26.75
28.9	card	<u>\$21.75</u>
28.10	Minnesota identification	
28.11	card or Under-21	
28.12	Minnesota identification	
28.13	card, other than duplicate,	
28.14	except as otherwise	
28.15	provided in section 171.07,	\$16.25
28.16	subdivisions 3 and 3a	<u>\$11.25</u>
28.17	Enhanced Minnesota	\$31.25
28.18	identification card	<u>\$26.25</u>

28.19 In addition to each fee required in this paragraph, the commissioner shall collect a
 28.20 surcharge of \$1.75 until June 30, 2012. Surcharges collected under this paragraph must be
 28.21 credited to the driver and vehicle services technology account in the special revenue fund
 28.22 under section 299A.705.

28.23 (b) Notwithstanding paragraph (a), an individual who holds a provisional license and
 28.24 has a driving record free of (1) convictions for a violation of section 169A.20, 169A.33,
 28.25 169A.35, or sections 169A.50 to 169A.53, (2) convictions for crash-related moving
 28.26 violations, and (3) convictions for moving violations that are not crash related, shall have a
 28.27 \$3.50 credit toward the fee for any classified under-21 driver's license. "Moving violation"
 28.28 has the meaning given it in section 171.04, subdivision 1.

28.29 (c) In addition to the driver's license fee required under paragraph (a), the
 28.30 commissioner shall collect an additional \$4 processing fee from each new applicant
 28.31 or individual renewing a license with a school bus endorsement to cover the costs for
 28.32 processing an applicant's initial and biennial physical examination certificate. The
 28.33 department shall not charge these applicants any other fee to receive or renew the
 28.34 endorsement.

28.35 (d) In addition to the fee required under paragraph (a), a driver's license agent may
 28.36 charge and retain a filing fee under section 171.061, subdivision 4. The department shall
 28.37 charge the same filing fee amount as an agent under section 171.061, which must be
 28.38 credited to the driver services operating account in section 299A.705, subdivision 2.

28.39 (e) An application for a Minnesota identification card, instruction permit, provisional
 28.40 license, or driver's license, including an application for renewal, must contain a provision

29.1 that allows the applicant to add to the fee under paragraph (a), a \$2 donation for the
 29.2 purposes of public information and education on anatomical gifts under section 171.075.

29.3 Sec. 10. Minnesota Statutes 2010, section 171.0701, is amended to read:

29.4 **171.0701 DRIVER EDUCATION CONTENT.**

29.5 Subdivision 1. Driver education requirements. (a) The commissioner shall adopt
 29.6 rules requiring a minimum of 30 minutes of instruction, beginning January 1, 2007,
 29.7 relating to organ and tissue donations and the provisions of section 171.07, subdivision
 29.8 5, for persons enrolled in driver education programs offered at public schools, private
 29.9 schools, and commercial driver training schools.

29.10 (b) The commissioner shall adopt rules for persons enrolled in driver education
 29.11 programs offered at public schools, private schools, and commercial driver training
 29.12 schools, requiring inclusion in the course of instruction, by January 1, 2009, a section on
 29.13 awareness and safe interaction with commercial motor vehicle traffic. The rules must
 29.14 require classroom instruction and behind-the-wheel training that includes, but is not
 29.15 limited to, truck stopping distances, proper distances for following trucks, identification of
 29.16 truck blind spots, and avoidance of driving in truck blind spots.

29.17 (c) By January 1, 2012, the commissioner shall adopt rules for persons enrolled in
 29.18 driver education programs offered at public schools, private schools, and commercial
 29.19 driver training schools, requiring inclusion in the course of instruction of a section on
 29.20 carbon monoxide poisoning. The instruction must include but is not limited to (1)
 29.21 a description of the characteristics of carbon monoxide, (2) a review of the risks and
 29.22 potential speed of death from carbon monoxide poisoning, and (3) specific suggestions
 29.23 regarding vehicle idling practices.

29.24 Subd. 2. Rulemaking. The rules adopted by the commissioner under ~~paragraph~~
 29.25 ~~(b) this section~~ are exempt from the rulemaking provisions of chapter 14. The rules are
 29.26 subject to section 14.386, except that notwithstanding paragraph (b) of section 14.386, the
 29.27 rules continue in effect until repealed or superseded by other law or rule.

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

29.29 Sec. 11. **[171.075] ANATOMICAL GIFTS.**

29.30 Subdivision 1. Anatomical gift account. An anatomical gift account is established
 29.31 in the special revenue fund. The account consist of funds donated under sections 168.12,
 29.32 subdivision 5, and 171.06, subdivision 2, and any other money donated, allotted,
 29.33 transferred, or otherwise provided to the account. Money in the account is annually

30.1 appropriated to the commissioner for (1) grants under subdivision 2, and (2) administrative
 30.2 expenses in implementing the donation and grant program.

30.3 Subd. 2. **Anatomical gift education grants.** (a) The commissioner shall make
 30.4 grants to (1) a Minnesota organ procurement organization that is certified by the federal
 30.5 Centers for Medicare and Medicaid Services; or (2) to an entity that is a charitable entity
 30.6 under section 501(c)(3) of the Internal Revenue Code, as defined in section 289A.02,
 30.7 subdivision 7, and is dedicated to advocacy for organ, tissue, and eye donation.

30.8 (b) From a grant under this section, the recipient shall provide resources and
 30.9 implement programs designed to increase the number of Minnesotans who register to
 30.10 be organ, tissue, and eye donors.

30.11 Sec. 12. Minnesota Statutes 2010, section 171.13, subdivision 1, is amended to read:

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

30.16 (1) a test of the applicant's eyesight;

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

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

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

30.30 (5) other physical and mental examinations as the commissioner finds necessary to
 30.31 determine the applicant's fitness to operate a motor vehicle safely upon the highways;
 30.32 ~~provided, further however,~~

30.33 (b) Notwithstanding paragraph (a), no driver's license ~~shall~~ may be denied an
 30.34 applicant on the exclusive grounds that the applicant's eyesight is deficient in color
 30.35 perception. ~~Provided, however, that~~ War veterans operating motor vehicles especially

31.1 equipped for disabled persons, ~~shall~~, if otherwise entitled to a license, must be granted
 31.2 such license.

31.3 (c) The commissioner shall make provision for giving ~~these~~ the examinations under
 31.4 this subdivision either in the county where the applicant resides or at a place adjacent
 31.5 thereto reasonably convenient to the applicant.

31.6 **EFFECTIVE DATE.** This section is effective January 1, 2012.

31.7 Sec. 13. Minnesota Statutes 2010, section 171.13, is amended by adding a subdivision
 31.8 to read:

31.9 Subd. 11. **Driver's manual; carbon monoxide.** The commissioner shall include in
 31.10 each edition of the driver's manual published by the department after August 1, 2011, a
 31.11 section that includes up-to-date lifesaving information on carbon monoxide poisoning.

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

31.13 Sec. 14. Minnesota Statutes 2010, section 174.93, is amended to read:

31.14 **174.93 GUIDEWAY INVESTMENT.**

31.15 Subdivision 1. **Definitions.** (a) For purposes of this section, the following terms
 31.16 have the meanings given:

31.17 (1) "commissioner" means the commissioner of transportation; ~~and~~

31.18 (2) "guideway" means a form of transportation service provided to the public on a
 31.19 regular and ongoing basis, that operates on exclusive or controlled rights-of-way or rails
 31.20 in whole or in part, and includes each line for intercity passenger rail, commuter rail, light
 31.21 rail transit, streetcars, and bus rapid transit; and

31.22 (3) "local unit of government" means a county, statutory or home rule charter city,
 31.23 town, or other political subdivision, including but not limited to a regional railroad
 31.24 authority or joint powers board.

31.25 (b) For purposes of this section, "sources of funds" includes, but is not limited to,
 31.26 money from federal aid, state appropriations, the Metropolitan Council, special taxing
 31.27 districts, local units of government, fare box recovery, and nonpublic sources.

31.28 (c) For purposes of this section, "budget activity" includes, but is not limited
 31.29 to, environmental analysis, land acquisition, easements, design, preliminary and
 31.30 final engineering, acquisition of vehicles and rolling stock, track improvement and
 31.31 rehabilitation, and construction.

31.32 Subd. 1a. **Capital project requests to legislature.** A state agency or local unit of
 31.33 government that submits a request to the legislature to obtain state funds for a guideway

32.1 project shall, as part of the request, provide a summary financial plan for the project that
 32.2 presents the following information as reflected by the data and level of detail available in
 32.3 the latest phase of project development:

32.4 (1) capital expenditures and funding sources for the project, including expenditures
 32.5 to date and total projected or estimated expenditures, with a breakdown by committed and
 32.6 proposed sources of funds; and

32.7 (2) estimated annual operations and maintenance expenditures for the project, with a
 32.8 breakdown by committed and proposed sources of funds.

32.9 Subd. 2. **Legislative report.** (a) By November 15 in every odd-numbered year,
 32.10 the commissioner shall prepare, in collaboration with the Metropolitan Council, and
 32.11 submit a report electronically to the chairs and ranking minority members of the house
 32.12 of representatives and senate committees with jurisdiction over transportation policy
 32.13 and finance concerning the status of guideway projects (1) currently in study, planning,
 32.14 development, or construction; (2) identified in the transportation policy plan under section
 32.15 473.146; or (3) identified in the comprehensive statewide freight and passenger rail plan
 32.16 under section 174.03, subdivision 1b.

32.17 (b) At a minimum, the report must include, for each guideway project:

32.18 (1) a brief description of the project, including projected ridership;

32.19 (2) a summary of the overall status and current phase of the project;

32.20 (3) a timeline that includes (i) project phases or milestones; (ii) expected and known
 32.21 dates of commencement of each phase or milestone; and (iii) expected and known dates
 32.22 of completion of each phase or milestone;

32.23 (4) a brief progress update on specific project phases or milestones completed since
 32.24 the last previous submission of a report under this subdivision; and

32.25 (5) a summary financial plan that identifies, as reflected by the data and level of
 32.26 detail available in the latest phase of project development and to the extent available:

32.27 (i) capital expenditures, including expenditures to date and total projected
 32.28 expenditures, with a breakdown by committed and proposed sources of funds for the
 32.29 project; ~~and~~

32.30 (ii) estimated annual operations and maintenance expenditures ~~reflecting the level~~
 32.31 ~~of detail available in the current phase of the project development~~, with a breakdown by
 32.32 committed and proposed sources of funds for the ~~projects in the Metropolitan Council's~~
 32.33 ~~transportation policy plan.~~ project; and

32.34 (iii) if feasible, project expenditures by budget activity.

32.35 (c) The report must also include a systemwide capacity analysis for investment in
 32.36 guideway expansion and maintenance that:

33.1 (1) provides a funding projection, annually over the ensuing 20 years, and with a
 33.2 breakdown by committed and proposed sources of funds, of:

33.3 (i) total capital expenditures for guideways;

33.4 (ii) total operations and maintenance expenditures for guideways;

33.5 (iii) total funding available for guideways, including from projected or estimated
 33.6 farebox recovery; and

33.7 (iv) total funding available for transit service in the metropolitan area; and

33.8 (2) evaluates the availability of funds and distribution of sources of funds for
 33.9 guideway investments.

33.10 (d) The projection under paragraph (c), clause (1), must be for all guideway lines
 33.11 for which state funds are reasonably expected to be expended in planning, development,
 33.12 construction, or revenue operation during the ensuing 20 years.

33.13 (e) Local units of government shall provide assistance and information in a timely
 33.14 manner as requested by the commissioner or council for completion of the report.

33.15 Sec. 15. Minnesota Statutes 2010, section 473.388, subdivision 4, is amended to read:

33.16 Subd. 4. **Financial assistance.** (a) The council must grant the requested financial
 33.17 assistance if it determines that the proposed service is intended to replace the service to
 33.18 the applying city or town or combination thereof by the council and that the proposed
 33.19 service will meet the needs of the applicant at least as efficiently and effectively as the
 33.20 existing service.

33.21 (b) The amount of assistance which the council must provide ~~to~~ for a replacement
 33.22 system under this section may not be less than the sum of the amounts ~~determined~~
 33.23 calculated for each municipality of the replacement service municipalities comprising the
 33.24 that system as follows:

33.25 (c) The minimum amount of financial assistance for each replacement service
 33.26 municipality is calculated as:

33.27 (1) an amount equal to 3.74 percent of the total state revenues generated from the
 33.28 taxes imposed under chapter 297B for the current fiscal year; times

33.29 (2) the ratio of (i) the transit operating assistance grants received under this
 33.30 subdivision by the municipality in calendar year 2001 or the tax revenues for transit
 33.31 services levied by the municipality for taxes payable in 2001, including that portion of the
 33.32 levy derived from the areawide pool under section 473F.08, subdivision 3, clause (a), plus
 33.33 the portion of the municipality's aid under section 273.1398, subdivision 2, attributable
 33.34 to the transit levy; times ~~(2) the ratio of (i) an amount equal to 3.74 percent of the state~~
 33.35 ~~revenues generated from the taxes imposed under chapter 297B for the current fiscal~~

34.1 ~~year to~~, to (ii) the total transit operating assistance grants received under this subdivision
 34.2 in calendar year 2001 or the tax revenues for transit services levied by all replacement
 34.3 service municipalities under this section for taxes payable in 2001, including that portion
 34.4 of the levy derived from the areawide pool under section 473F.08, subdivision 3, clause
 34.5 (a), plus the portion of homestead and agricultural credit aid under section 273.1398,
 34.6 subdivision 2, attributable to nondebt transit levies; times

34.7 (3) the ratio of (i) the municipality's total taxable market value for taxes payable
 34.8 in 2006 divided by the municipality's total taxable market value for taxes payable in
 34.9 2001, to (ii) the total taxable market value of all property located in replacement service
 34.10 municipalities for taxes payable in 2006 divided by the total taxable market value of all
 34.11 property located in replacement service municipalities for taxes payable in 2001.

34.12 ~~(e)~~ (d) In performing the calculation under paragraphs (b) and (c), the council shall
 34.13 utilize the entire amount of revenues from the taxes imposed under chapter 297B, and may
 34.14 not apportion such funds into base and supplemental amounts.

34.15 (e) The council shall pay the amount to be provided to the recipient from the funds
 34.16 the council receives in the metropolitan area transit account under section 16A.88.

34.17 Sec. 16. **REPORT ON ANATOMICAL GIFT ACCOUNT.**

34.18 The commissioner of public safety shall report to the chairs of the legislative
 34.19 committees having jurisdiction over transportation policy and finance on the receipts and
 34.20 expenditures under Minnesota Statutes, section 171.075. The commission shall submit
 34.21 the report by February 1, 2013.

34.22 Sec. 17. **REVISOR'S INSTRUCTION.**

34.23 The revisor of statutes shall recodify Minnesota Statutes, section 171.13,
 34.24 subdivisions 1b, 1c, 1d, 1e, 1f, 1g, 1h, 1i, 1j, 1k, and 1l, as Minnesota Statutes, section
 34.25 171.0705. The revisor shall correct any cross-references made necessary by this
 34.26 recodification.

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

34.28 Delete the title and insert:

34.29 "A bill for an act
 34.30 relating to transportation finance; appropriating money for transportation,
 34.31 Metropolitan Council, and public safety activities and programs; providing for
 34.32 fund transfers and tort claims; authorizing an account and certain contingent
 34.33 appropriations; establishing direct appropriation from transit assistance fund;
 34.34 establishing an account; modifying various provisions related to transportation
 34.35 finance and policy; mandating and amending legislative reports; making
 34.36 technical and clarifying changes; amending Minnesota Statutes 2010, sections
 34.37 16A.11, subdivision 3a; 16A.86, subdivision 3a; 16A.88; 162.06, subdivision

35.1 1; 162.12, subdivision 1; 168.12, subdivision 5; 168.33, subdivision 7; 169.86,
35.2 subdivision 5; 171.06, subdivision 2; 171.0701; 171.13, subdivision 1, by adding
35.3 a subdivision; 174.93; 473.388, subdivision 4; Laws 2009, chapter 36, article 1,
35.4 section 3, subdivision 3; proposing coding for new law in Minnesota Statutes,
35.5 chapter 171."