

1.1

ARTICLE ...

1.2

TRANSPORTATION POLICY

1.3 Section 1. Minnesota Statutes 2017 Supplement, section 3.972, subdivision 4, is amended
1.4 to read:

1.5 Subd. 4. **Certain transit financial activity reporting.** (a) The legislative auditor must
1.6 perform a transit financial activity review of financial information for the Metropolitan
1.7 Council's Transportation Division ~~and the joint powers board under section 297A.992.~~
1.8 ~~Within 14 days of the end of each fiscal quarter,~~ two times each year. The first report, due
1.9 April 1, must include the quarters ending on September 30 and December 31 of the previous
1.10 calendar year. The second report, due October 1, must include the quarters ending on March
1.11 31 and June 30 of the current year. The legislative auditor must submit the review to the
1.12 Legislative Audit Commission and the chairs and ranking minority members of the legislative
1.13 committees with jurisdiction over transportation policy and finance, finance, and ways and
1.14 means.

1.15 (b) At a minimum, each transit financial activity review must include:

1.16 (1) a summary of monthly financial statements, including balance sheets and operating
1.17 statements, that shows income, expenditures, and fund balance;

1.18 (2) a list of any obligations and agreements entered into related to transit purposes,
1.19 whether for capital or operating, including but not limited to bonds, notes, grants, and future
1.20 funding commitments;

1.21 (3) the amount of funds in clause (2) that has been committed;

1.22 (4) independent analysis by the fiscal oversight officer of the fiscal viability of revenues
1.23 and fund balance compared to expenditures, taking into account:

1.24 (i) all expenditure commitments;

1.25 (ii) cash flow;

1.26 (iii) sufficiency of estimated funds; and

1.27 (iv) financial solvency of anticipated transit projects; and

1.28 (5) a notification concerning whether the requirements under paragraph (c) have been
1.29 met.

2.1 (c) The Metropolitan Council ~~and the joint powers board under section 297A.992~~ must
2.2 produce monthly financial statements as necessary for the review under paragraph (b),
2.3 clause (1), and provide timely information as requested by the legislative auditor.

2.4 (d) This subdivision expires on April 15, 2023.

2.5 **EFFECTIVE DATE.** This section is effective June 1, 2018.

2.6 Sec. 2. Minnesota Statutes 2016, section 13.461, is amended by adding a subdivision to
2.7 read:

2.8 Subd. 33. **Metropolitan Council special transportation service.** Data sharing between
2.9 the commissioner of human services and the Metropolitan Council to administer and
2.10 coordinate transportation services for individuals with disabilities and elderly individuals
2.11 is governed by section 473.386, subdivision 9.

2.12 **EFFECTIVE DATE.** This section is effective June 1, 2018, and applies in the counties
2.13 of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

2.14 Sec. 3. Minnesota Statutes 2016, section 13.6905, subdivision 3, is amended to read:

2.15 Subd. 3. **Motor vehicle registration.** Various data on motor vehicle registrations are
2.16 classified under sections 168.327, subdivision 3, and 168.346. Use of vehicle registration
2.17 data is governed by section 168.345.

2.18 Sec. 4. Minnesota Statutes 2016, section 13.72, subdivision 10, is amended to read:

2.19 Subd. 10. **Transportation service data.** (a) Personal, medical, financial, familial, or
2.20 locational information data pertaining to applicants for or users of services providing
2.21 transportation for ~~the disabled~~ individuals with disabilities or elderly individuals are private
2.22 data on individuals.

2.23 (b) Private transportation service data may be disclosed between the commissioner of
2.24 human services and the Metropolitan Council to administer and coordinate human services
2.25 programs and transportation services for individuals with disabilities and elderly individuals
2.26 under section 473.386.

2.27 **EFFECTIVE DATE.** This section is effective June 1, 2018, and applies in the counties
2.28 of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

3.1 Sec. 5. Minnesota Statutes 2016, section 16A.88, subdivision 2, is amended to read:

3.2 Subd. 2. **Metropolitan area transit account.** The metropolitan area transit account is
3.3 established within the transit assistance fund in the state treasury. All money in the account
3.4 is annually appropriated to the Metropolitan Council for ~~the funding of transit systems~~
3.5 system operating expenditures within the metropolitan area under sections 473.384, 473.386,
3.6 473.387, 473.388, and 473.405 to 473.449.

3.7 **EFFECTIVE DATE; APPLICATION.** This section is effective June 1, 2018, and
3.8 applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

3.9 Sec. 6. Minnesota Statutes 2016, section 80E.13, is amended to read:

3.10 **80E.13 UNFAIR PRACTICES BY MANUFACTURERS, DISTRIBUTORS,**
3.11 **FACTORY BRANCHES.**

3.12 It is unlawful and an unfair practice for a manufacturer, distributor, or factory branch
3.13 to engage in any of the following practices:

3.14 (a) delay, refuse, or fail to deliver new motor vehicles or new motor vehicle parts or
3.15 accessories in reasonable time and in reasonable quantity relative to the new motor vehicle
3.16 dealer's facilities and sales potential in the dealer's relevant market area, after having accepted
3.17 an order from a new motor vehicle dealer having a franchise for the retail sale of any new
3.18 motor vehicle sold or distributed by the manufacturer or distributor, if the new motor vehicle
3.19 or new motor vehicle parts or accessories are publicly advertised as being available for
3.20 delivery or actually being delivered. This clause is not violated, however, if the failure is
3.21 caused by acts or causes beyond the control of the manufacturer;

3.22 (b) refuse to disclose to any new motor vehicle dealer handling the same line make, the
3.23 manner and mode of distribution of that line make within the relevant market area;

3.24 (c) obtain money, goods, service, or any other benefit from any other person with whom
3.25 the dealer does business, on account of, or in relation to, the transaction between the dealer
3.26 and the other person, other than for compensation for services rendered, unless the benefit
3.27 is promptly accounted for, and transmitted to, the new motor vehicle dealer;

3.28 (d) increase prices of new motor vehicles which the new motor vehicle dealer had ordered
3.29 for private retail consumers prior to the dealer's receiving the written official price increase
3.30 notification. A sales contract signed by a private retail consumer shall constitute evidence
3.31 of each order if the vehicle is in fact delivered to that customer. In the event of manufacturer
3.32 price reductions, the amount of any reduction received by a dealer shall be passed on to the

4.1 private retail consumer by the dealer if the retail price was negotiated on the basis of the
4.2 previous higher price to the dealer;

4.3 (e) offer any refunds or other types of inducements to any new motor vehicle dealer for
4.4 the purchase of new motor vehicles of a certain line make without making the same offer
4.5 to all other new motor vehicle dealers in the same line make within geographic areas
4.6 reasonably determined by the manufacturer;

4.7 (f) release to any outside party, except under subpoena or in an administrative or judicial
4.8 proceeding involving the manufacturer or dealer, any business, financial, or personal
4.9 information which may be provided by the dealer to the manufacturer, without the express
4.10 written consent of the dealer or unless pertinent to judicial or governmental administrative
4.11 proceedings or to arbitration proceedings of any kind;

4.12 (g) deny any new motor vehicle dealer the right of free association with any other new
4.13 motor vehicle dealer for any lawful purpose;

4.14 (h) unfairly discriminate among its new motor vehicle dealers with respect to warranty
4.15 reimbursement or authority granted its new vehicle dealers to make warranty adjustments
4.16 with retail customers;

4.17 (i) compete with a new motor vehicle dealer in the same line make operating under an
4.18 agreement or franchise from the same manufacturer, distributor, or factory branch. A
4.19 manufacturer, distributor, or factory branch is considered to be competing when it has an
4.20 ownership interest, other than a passive interest held for investment purposes, in a dealership
4.21 of its line make located within the state. A manufacturer, distributor, or factory branch shall
4.22 not, however, be deemed to be competing when operating a dealership, either temporarily
4.23 or for a reasonable period, which is for sale to any qualified independent person at a fair
4.24 and reasonable price, or when involved in a bona fide relationship in which an independent
4.25 person has made a significant investment subject to loss in the dealership and can reasonably
4.26 expect to acquire full ownership and full management and operational control of the
4.27 dealership within a reasonable time on reasonable terms and conditions;

4.28 (j) prevent a new motor vehicle dealer from transferring or assigning a new motor vehicle
4.29 dealership to a qualified transferee. There shall be no transfer, assignment of the franchise,
4.30 or major change in the executive management of the dealership, except as is otherwise
4.31 provided in sections 80E.01 to 80E.17, without consent of the manufacturer, which shall
4.32 not be withheld without good cause. In determining whether good cause exists for
4.33 withholding consent to a transfer or assignment, the manufacturer, distributor, factory
4.34 branch, or importer has the burden of proving that the transferee is a person who is not of

5.1 good moral character or does not meet the franchisor's existing and reasonable capital
5.2 standards and, considering the volume of sales and service of the new motor vehicle dealer,
5.3 reasonable business experience standards in the market area. Denial of the request must be
5.4 in writing and delivered to the new motor vehicle dealer within 60 days after the manufacturer
5.5 receives the completed application customarily used by the manufacturer, distributor, factory
5.6 branch, or importer for dealer appointments. If a denial is not sent within this period, the
5.7 manufacturer shall be deemed to have given its consent to the proposed transfer or change.
5.8 In the event of a proposed sale or transfer of a franchise, the manufacturer, distributor,
5.9 factory branch, or importer shall be permitted to exercise a right of first refusal to acquire
5.10 the franchisee's assets or ownership if:

5.11 (1) the franchise agreement permits the manufacturer, distributor, factory branch, or
5.12 importer to exercise a right of first refusal to acquire the franchisee's assets or ownership
5.13 in the event of a proposed sale or transfer;

5.14 (2) the proposed transfer of the dealership or its assets is of more than 50 percent of the
5.15 ownership or assets;

5.16 (3) the manufacturer, distributor, factory branch, or importer notifies the dealer in writing
5.17 within 60 days of its receipt of the complete written proposal for the proposed sale or transfer
5.18 on forms generally utilized by the manufacturer, distributor, factory branch, or importer for
5.19 such purposes and containing the information required therein and all documents and
5.20 agreements relating to the proposed sale or transfer;

5.21 (4) the exercise of the right of first refusal will result in the dealer and dealer's owners
5.22 receiving the same or greater consideration with equivalent terms of sale as is provided in
5.23 the documents and agreements submitted to the manufacturer, distributor, factory branch,
5.24 or importer under clause (3);

5.25 (5) the proposed change of 50 percent or more of the ownership or of the dealership
5.26 assets does not involve the transfer or sale of assets or the transfer or issuance of stock by
5.27 the dealer or one or more dealer owners to a family member, including a spouse, child,
5.28 stepchild, grandchild, spouse of a child or grandchild, brother, sister, or parent of the dealer
5.29 owner; to a manager who has been employed in the dealership for at least four years and is
5.30 otherwise qualified as a dealer operator; or to a partnership or corporation owned and
5.31 controlled by one or more of such persons; and

5.32 (6) the manufacturer, distributor, factory branch, or importer agrees to pay the reasonable
5.33 expenses, including reasonable attorney fees, which do not exceed the usual customary and
5.34 reasonable fees charged for similar work done for other clients incurred by the proposed

6.1 new owner and transferee before the manufacturer, distributor, factory branch, or importer
6.2 exercises its right of first refusal, in negotiating and implementing the contract for the
6.3 proposed change of ownership or transfer of dealership assets. However, payment of such
6.4 expenses and attorney fees shall not be required if the dealer has not submitted or caused
6.5 to be submitted an accounting of those expenses within 20 days after the dealer's receipt of
6.6 the manufacturer, distributor, factory branch, or importer's written request for such an
6.7 accounting. The manufacturer, distributor, factory branch, or importer may request such an
6.8 accounting before exercising its right of first refusal. The obligation created under this clause
6.9 is enforceable by the transferee;

6.10 (k) threaten to modify or replace or modify or replace a franchise with a succeeding
6.11 franchise that would adversely alter the rights or obligations of a new motor vehicle dealer
6.12 under an existing franchise or that substantially impairs the sales or service obligations or
6.13 investments of the motor vehicle dealer;

6.14 (l) unreasonably deny the right to acquire factory program vehicles to any dealer holding
6.15 a valid franchise from the manufacturer to sell the same line make of vehicles, provided
6.16 that the manufacturer may impose reasonable restrictions and limitations on the purchase
6.17 or resale of program vehicles to be applied equitably to all of its franchised dealers. For the
6.18 purposes of this paragraph, "factory program vehicle" has the meaning given the term in
6.19 section 80E.06, subdivision 2;

6.20 (m) fail or refuse to offer to its same line make franchised dealers all models manufactured
6.21 for that line make, other than alternative fuel vehicles as defined in section 216C.01,
6.22 subdivision 1b. Failure to offer a model is not a violation of this section if the failure is not
6.23 arbitrary and is due to a lack of manufacturing capacity, a strike, labor difficulty, or other
6.24 cause over which the manufacturer, distributor, or factory branch has no control;

6.25 (n) require a dealer to pay an extra fee, or remodel, renovate, or recondition the dealer's
6.26 existing facilities, or purchase unreasonable advertising displays, training, tools, or other
6.27 materials, or to require the dealer to establish exclusive facilities or dedicated personnel as
6.28 a prerequisite to receiving a model or a series of vehicles;

6.29 (o) require a dealer to adhere to performance standards that are not applied uniformly
6.30 to other similarly situated dealers.

6.31 A performance standard, sales objective, or program for measuring dealership performance
6.32 that may have a material effect on a dealer, including the dealer's right to payment under
6.33 any incentive or reimbursement program, and the application of the standard or program

7.1 by a manufacturer, distributor, or factory branch must be fair, reasonable, equitable, and
 7.2 based on accurate information.

7.3 A manufacturer, distributor, or factory branch has the burden of proving that the performance
 7.4 standard, sales objective, or program for measuring dealership performance is fair and
 7.5 reasonable under this subdivision;

7.6 (p) unreasonably reduce a dealer's area of sales effectiveness without giving at least 90
 7.7 days' notice of the proposed reduction. The change may not take effect if the dealer
 7.8 commences a civil action to determine whether there is good cause for the change within
 7.9 the 90 days' notice period. The burden of proof in such an action shall be on the manufacturer
 7.10 or distributor; ~~or~~

7.11 (q) to charge back, withhold payment, deny vehicle allocation, or take any other adverse
 7.12 action against a dealer when a new vehicle sold by the dealer has been exported to a foreign
 7.13 country, unless the manufacturer, distributor, or factory branch can show that at the time
 7.14 of sale, the customer's information was listed on a known or suspected exporter list made
 7.15 available to the dealer, or the dealer knew or reasonably should have known of the purchaser's
 7.16 intention to export or resell the motor vehicle in violation of the manufacturer's export
 7.17 policy. There is a rebuttable presumption that the dealer did not know or should not have
 7.18 reasonably known that the vehicle would be exported or resold in violation of the
 7.19 manufacturer's export policy if the vehicle is titled and registered in any state of the United
 7.20 States; or

7.21 (r) to implement a charge back or withhold payment to a dealer that is solely due to an
 7.22 unreasonable delay by the registrar, as defined in section 168.002, subdivision 29, in the
 7.23 transfer or registration of a new motor vehicle. The dealer must give the manufacturer notice
 7.24 of the state's delay in writing. Within 30 days of any notice of a charge back, withholding
 7.25 of payments, or denial of a claim, the dealer must transmit to the manufacturer (1)
 7.26 documentation to demonstrate the vehicle sale and delivery as reported; and (2) a written
 7.27 attestation signed by the dealer operator or general manager stating that the delay is
 7.28 attributable to the state. This clause expires on June 30, 2021.

7.29 Sec. 7. Minnesota Statutes 2017 Supplement, section 160.02, subdivision 1a, is amended
 7.30 to read:

7.31 Subd. 1a. **Bikeway.** "**Bikeway**" ~~means a bicycle lane, bicycle path, shared use path,~~
 7.32 ~~bicycle route, or similar bicycle facility, regardless of whether designed for the exclusive~~
 7.33 ~~use of bicycles or for shared use with other transportation modes~~ has the meaning given in
 7.34 section 169.011, subdivision 9.

8.1 Sec. 8. Minnesota Statutes 2016, section 160.263, subdivision 2, is amended to read:

8.2 Subd. 2. **Powers of political subdivisions.** (a) The governing body of any political
8.3 subdivision may by ordinance or resolution:

8.4 (1) designate any roadway or shoulder or portion thereof under its jurisdiction as a
8.5 bicycle lane or bicycle route;

8.6 (2) designate any sidewalk or portion thereof under its jurisdiction as a bicycle path
8.7 provided that the designation does not destroy a pedestrian way or pedestrian access;

8.8 (3) develop and designate bicycle paths;

8.9 (4) designate as bikeways all bicycle lanes, bicycle routes, and bicycle paths.

8.10 (b) A governing body may not prohibit or otherwise restrict operation of an
8.11 electric-assisted bicycle, as defined in section 169.011, subdivision 27, on any bikeway,
8.12 roadway, or shoulder, unless the governing body determines that operation of the
8.13 electric-assisted bicycle is not consistent with (1) the safety or general welfare of bikeway,
8.14 roadway, or shoulder users; or (2) the terms of any property conveyance.

8.15 (c) A governing body is prohibited from establishing a bikeway in a segment of public
8.16 road right-of-way that results in elimination or relocation of any disability parking that is
8.17 designated under section 169.346, subdivision 2.

8.18 **EFFECTIVE DATE.** This section is effective June 1, 2018.

8.19 Sec. 9. Minnesota Statutes 2016, section 160.295, subdivision 5, is amended to read:

8.20 Subd. 5. **Rural agricultural business or tourist-oriented business.** (a) A rural
8.21 agricultural or tourist-oriented business serviced by a specific service sign must be open a
8.22 minimum of eight hours per day, six days per week, and 12 months per year. ~~However,~~

8.23 (b) A seasonal business may qualify if it is serviced by a specific service sign must be
8.24 open eight hours per day and six days per week during the normal seasonal period.

8.25 (c) A farm winery serviced by a specific service sign must:

8.26 (1) be licensed under section 340A.315;

8.27 (2) be licensed by the Department of Health under section 157.16 or by the commissioner
8.28 of agriculture under section 28A.04;

8.29 (3) provide continuous, staffed food service operation; and

8.30 (4) be open at least four hours per day and two days per week.

9.1 **EFFECTIVE DATE.** This section is effective June 1, 2018.

9.2 Sec. 10. Minnesota Statutes 2016, section 161.115, subdivision 111, is amended to read:

9.3 Subd. 111. **Route No. 180.** Beginning at a point on Route No. ~~392 southwest or west~~
9.4 ~~of Ashby 3 at or near Erdahl,~~ thence extending in a general northerly or northeasterly
9.5 direction to a point on Route No. ~~153 as herein established at or near Ashby,~~ thence extending
9.6 ~~in a northeasterly direction to a point on~~ Route No. 181 as herein established at or near
9.7 Ottertail.

9.8 Sec. 11. Minnesota Statutes 2016, section 161.14, is amended by adding a subdivision to
9.9 read:

9.10 Subd. 88. **Trooper Ray Krueger Memorial Highway.** That segment of marked Trunk
9.11 Highway 210 within Cass County is designated as "Trooper Ray Krueger Memorial
9.12 Highway." Subject to section 161.139, the commissioner shall adopt a suitable design to
9.13 mark this highway and erect appropriate signs in the vicinity of the location where Trooper
9.14 Krueger died.

9.15 Sec. 12. Minnesota Statutes 2016, section 161.14, is amended by adding a subdivision to
9.16 read:

9.17 Subd. 89. **Warrant Officer Dennis A. Groth Memorial Bridge.** The bridge on marked
9.18 U.S. Highway 52 over Dakota County State-Aid Highway 42, known as 145th Street within
9.19 the city of Rosemount, is designated as "Warrant Officer Dennis A. Groth Memorial Bridge."
9.20 Subject to section 161.139, the commissioner shall adopt a suitable design to mark the
9.21 bridge and erect appropriate signs.

9.22 Sec. 13. Minnesota Statutes 2016, section 161.14, is amended by adding a subdivision to
9.23 read:

9.24 Subd. 90. **Specialist Noah Pierce Bridge.** The bridge on marked U.S. Highway 53 over
9.25 marked Trunk Highway 37 in the city of Eveleth is designated as "Specialist Noah Pierce
9.26 Bridge." Subject to section 161.139, the commissioner shall adopt a suitable design to mark
9.27 this bridge and erect appropriate signs.

9.28 Sec. 14. Minnesota Statutes 2016, section 161.32, subdivision 2, is amended to read:

9.29 Subd. 2. **Direct negotiation.** In cases where the estimated cost of construction work or
9.30 maintenance work does not exceed ~~\$150,000~~ \$250,000, the commissioner may enter into

10.1 a contract for the work by direct negotiation, by obtaining two or more quotations for the
 10.2 work, and without advertising for bids or otherwise complying with the requirements of
 10.3 competitive bidding if the total contractual obligation of the state for the directly negotiated
 10.4 contract or contracts on any single project does not exceed ~~\$150,000~~ \$250,000. All quotations
 10.5 obtained shall be kept on file for a period of at least one year after receipt of the quotation.

10.6 Sec. 15. Minnesota Statutes 2017 Supplement, section 168.013, subdivision 1a, is amended
 10.7 to read:

10.8 Subd. 1a. **Passenger automobile; hearse.** (a) On passenger automobiles as defined in
 10.9 section 168.002, subdivision 24, and hearses, except as otherwise provided, the tax is \$10
 10.10 plus an additional tax equal to 1.25 percent of the base value.

10.11 (b) Subject to the classification provisions herein, "base value" means the manufacturer's
 10.12 suggested retail price of the vehicle including destination charge using list price information
 10.13 published by the manufacturer or determined by the registrar if no suggested retail price
 10.14 exists, and shall not include the cost of each accessory or item of optional equipment
 10.15 separately added to the vehicle and the suggested retail price. In the case of the first
 10.16 registration of a new vehicle sold or leased by a licensed dealer, the dealer may elect to
 10.17 individually determine the base value of the vehicle using suggested retail price information
 10.18 provided by the manufacturer. The registrar must use the base value determined by the
 10.19 dealer to properly classify the vehicle. A dealer that elects to make the determination must
 10.20 retain a copy of the suggested retail price label or other supporting documentation with the
 10.21 vehicle transaction records maintained under Minnesota Rules, part 7400.5200.

10.22 (c) If the manufacturer's list price information contains a single vehicle identification
 10.23 number followed by various descriptions and suggested retail prices, the registrar shall
 10.24 select from those listings only the lowest price for determining base value.

10.25 (d) If unable to determine the base value because the vehicle is specially constructed,
 10.26 or for any other reason, the registrar may establish such value upon the cost price to the
 10.27 purchaser or owner as evidenced by a certificate of cost but not including Minnesota sales
 10.28 or use tax or any local sales or other local tax.

10.29 (e) The registrar shall classify every vehicle in its proper base value class as follows:

	FROM	TO
10.30		
10.31	\$ 0	\$ 199.99
10.32	\$ 200	\$ 399.99

11.1 and thereafter a series of classes successively set in brackets having a spread of \$200
 11.2 consisting of such number of classes as will permit classification of all vehicles.

11.3 (f) The base value for purposes of this section shall be the middle point between the
 11.4 extremes of its class.

11.5 (g) The registrar shall establish the base value, when new, of every passenger automobile
 11.6 and hearse registered prior to the effective date of Extra Session Laws 1971, chapter 31,
 11.7 using list price information published by the manufacturer or any nationally recognized
 11.8 firm or association compiling such data for the automotive industry. If unable to ascertain
 11.9 the base value of any registered vehicle in the foregoing manner, the registrar may use any
 11.10 other available source or method. The registrar shall calculate tax using base value
 11.11 information available to dealers and deputy registrars at the time the application for
 11.12 registration is submitted. The tax on all previously registered vehicles shall be computed
 11.13 upon the base value thus determined taking into account the depreciation provisions of
 11.14 paragraph (h).

11.15 (h) The annual additional tax must be computed upon a percentage of the base value as
 11.16 follows: during the first year of vehicle life, upon 100 percent of the base value; for the
 11.17 second year, 90 percent of such value; for the third year, 80 percent of such value; for the
 11.18 fourth year, 70 percent of such value; for the fifth year, 60 percent of such value; for the
 11.19 sixth year, 50 percent of such value; for the seventh year, 40 percent of such value; for the
 11.20 eighth year, 30 percent of such value; for the ninth year, 20 percent of such value; for the
 11.21 tenth year, ten percent of such value; for the 11th and each succeeding year, the sum of \$25.

11.22 (i) In no event shall the annual additional tax be less than \$25.

11.23 (j) For any vehicle previously registered in Minnesota and regardless of prior ownership,
 11.24 the total amount due under this subdivision and subdivision 1m must not exceed the smallest
 11.25 total amount previously paid or due on the vehicle.

11.26 Sec. 16. Minnesota Statutes 2016, section 168.013, subdivision 6, is amended to read:

11.27 Subd. 6. **Listing by dealers.** (a) The owner of every motor vehicle not exempted by
 11.28 section 168.012 or 168.28, ~~shall~~ must, so long as it is subject to taxation within the state,
 11.29 annually list and, register ~~the same~~, and pay the tax ~~herein provided annually; provided,~~
 11.30 ~~however, that any dealer in~~ under this section.

11.31 (b) ~~A motor vehicles, to whom dealer's plates have~~ vehicle dealer that has been issued
 11.32 ~~as provided in~~ dealer's plates under this chapter, ~~coming and comes~~ into the possession of
 11.33 ~~any such~~ a motor vehicle to be held solely for the purpose of sale or demonstration or both;

12.1 ~~shall be~~ is entitled to withhold the tax due on the vehicle from the prior registration period
12.2 or becoming due on such vehicle for the following year, and no lien for registration tax as
12.3 provided in section 168.31, subdivision 6, attaches. When, ~~thereafter, such~~ the vehicle is
12.4 ~~otherwise~~ subsequently used or is sold, leased, or rented to another person, firm, corporation,
12.5 or association, the tax for the remainder of the year, prorated on a monthly basis, ~~shall~~
12.6 ~~become~~ becomes payable immediately.

12.7 Sec. 17. Minnesota Statutes 2016, section 168.10, subdivision 1h, is amended to read:

12.8 Subd. 1h. **Collector military vehicle.** (a) A motor vehicle, including a truck, ~~shall~~ must
12.9 be listed and registered under this section if it meets the following conditions:

12.10 (1) it is at least 20 years old;

12.11 (2) its first owner following its manufacture was a branch of the armed forces of the
12.12 United States and it presently conforms to the vehicle specifications required during the
12.13 time of military ownership, or it has been restored and presently conforms to the
12.14 specifications required by a branch of the armed forces for the model year that the restored
12.15 vehicle could have been owned by that branch of the armed forces; and

12.16 (3) it is owned by a nonprofit organization and operated solely as a collector's vehicle.
12.17 For purposes of this subdivision, "nonprofit organization" means a corporation, society,
12.18 association, foundation, or institution organized and operated exclusively for historical or
12.19 educational purposes, no part of the net earnings of which inures to the benefit of a private
12.20 individual.

12.21 (b) The owner of the vehicle ~~shall~~ must execute an affidavit stating the name and address
12.22 of the person from whom purchased and of the new owner; the make, year, and model
12.23 number of the motor vehicle; the manufacturer's identification number; and the collector
12.24 military vehicle identification number, if any, located on the exterior of the vehicle. The
12.25 affidavit must affirm that the vehicle is owned by a nonprofit organization and is operated
12.26 solely as a collector's item and not for general transportation purposes. If the commissioner
12.27 is satisfied that the affidavit is true and correct and the owner pays a \$25 tax and the plate
12.28 fee authorized under section 168.12, the commissioner ~~shall~~ must list the vehicle for taxation
12.29 and registration and ~~shall~~ issue number plates. The number plates ~~shall~~ must bear the
12.30 inscriptions "Collector" and "Minnesota" and the registration number, but no date. The
12.31 number plates are valid without renewal as long as the vehicle is in existence in Minnesota.
12.32 The commissioner may revoke the plates for failure to comply with this subdivision.

13.1 (c) Notwithstanding section 168.09, 168.12, or other law to the contrary, the owner of
 13.2 a registered collector military vehicle is not required to display registration plates on the
 13.3 exterior of the vehicle if the vehicle has an exterior number identification that conforms to
 13.4 the identifying system for military vehicles in effect when the vehicle was last owned by
 13.5 the branch of the armed forces of the United States or in effect in the year to which the
 13.6 collector military vehicle has been restored. However, the state registration plates must be
 13.7 carried in or on the collector military vehicle at all times.

13.8 (d) The owner of a registered collector military vehicle that is not required to display
 13.9 registration plates under paragraph (c) may tow a registered trailer behind it. The trailer is
 13.10 not required to display registration plates if the trailer:

13.11 (1) does not exceed a gross weight of 15,000 pounds;

13.12 (2) otherwise conforms to registration, licensing, and safety laws and specifications;

13.13 (3) conforms to military specifications for appearance and identification;

13.14 (4) is intended to represent and does represent a military trailer; and

13.15 (5) carries registration plates on or in the trailer or the collector military vehicle towing
 13.16 the trailer.

13.17 (e) This subdivision does not apply to a decommissioned military vehicle that (1) was
 13.18 also manufactured and sold as a comparable civilian vehicle, and (2) has the same size
 13.19 dimensions and vehicle weight as the comparable civilian vehicle. A decommissioned
 13.20 military vehicle under this paragraph is eligible for a motor vehicle title under chapter 168A
 13.21 and is subject to the same registration, insurance, equipment, and operating requirements
 13.22 as a motor vehicle.

13.23 Sec. 18. Minnesota Statutes 2016, section 168.101, subdivision 2a, is amended to read:

13.24 Subd. 2a. ~~Failure to send to registrar~~ submit within ten days. Any person who fails
 13.25 to mail in the application for registration or transfer with appropriate taxes and fees to the
 13.26 registrar or a deputy registrar of motor vehicles, or otherwise fails to submit ~~said~~ the forms
 13.27 and remittance to ~~the registrar,~~ within ten days following date of sale ~~shall be~~ is guilty of a
 13.28 misdemeanor.

13.29 **EFFECTIVE DATE.** This section is effective July 1, 2019.

14.1 Sec. 19. Minnesota Statutes 2016, section 168.127, subdivision 4, is amended to read:

14.2 Subd. 4. **Filing registration applications.** Initial fleet applications for registration and
14.3 renewals must be filed with the registrar or ~~authorized~~ a deputy registrar.

14.4 **EFFECTIVE DATE.** This section is effective July 1, 2019.

14.5 Sec. 20. Minnesota Statutes 2016, section 168.127, subdivision 6, is amended to read:

14.6 Subd. 6. **Fee.** ~~Instead of the filing fee described in section 168.33, subdivision 7, For~~
14.7 each vehicle in the fleet, the applicant for fleet registration shall must pay:

14.8 (1) the filing fee in section 168.33, subdivision 7, for transactions processed by a deputy
14.9 registrar; or

14.10 (2) an equivalent administrative fee to the commissioner for each vehicle in the fleet,
14.11 for transactions processed by the registrar, which is imposed in lieu of but in the same
14.12 amount as the filing fee in section 168.33, subdivision 7.

14.13 **EFFECTIVE DATE.** This section is effective July 1, 2019.

14.14 Sec. 21. Minnesota Statutes 2016, section 168.27, is amended by adding a subdivision to
14.15 read:

14.16 Subd. 32. **Multiple licenses.** If a single legal entity holds more than one new or used
14.17 vehicle dealer license, new and used vehicles owned by the entity may be held and offered
14.18 for sale at any of the licensed dealership locations without assigning vehicle ownership or
14.19 title from one licensee to another. This subdivision does not authorize the sale or offering
14.20 for sale of new vehicles by a licensee that is not authorized by the manufacturer to sell that
14.21 make of new vehicles.

14.22 Sec. 22. Minnesota Statutes 2016, section 168.27, is amended by adding a subdivision to
14.23 read:

14.24 Subd. 33. **Designated dealer title and registration liaison.** The registrar must designate
14.25 by name and provide contact information for one or more department employees as needed
14.26 to (1) promptly and effectively respond to questions from licensed dealers, and (2)
14.27 troubleshoot dealer issues related to vehicle titling and registration.

14.28 Sec. 23. Minnesota Statutes 2016, section 168.301, subdivision 3, is amended to read:

14.29 Subd. 3. **Late fee.** In addition to any fee or tax otherwise authorized or imposed upon
14.30 the transfer of title for a motor vehicle, the ~~commissioner of public safety shall~~ registrar

15.1 must impose a \$2 additional fee for failure to deliver a title transfer within ten business
15.2 days. This subdivision does not apply to transfers from licensed vehicle dealers.

15.3 Sec. 24. Minnesota Statutes 2016, section 168.326, is amended to read:

15.4 **168.326 EXPEDITED DRIVER AND VEHICLE SERVICES; FEE.**

15.5 (a) When an applicant requests and pays an expedited service fee of \$20, in addition to
15.6 other specified and statutorily mandated fees and taxes, the ~~commissioner~~ registrar or, if
15.7 appropriate, a driver's license agent or deputy registrar, shall expedite the processing of an
15.8 application for a driver's license, driving instruction permit, Minnesota identification card,
15.9 or vehicle title transaction.

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

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

15.16 (d) The ~~commissioner~~ registrar may decline to accept an expedited service request if it
15.17 is apparent at the time it is made that the request cannot be granted. The commissioner must
15.18 not decline an expedited service request and must not prevent a driver's license agent or
15.19 deputy from accepting an expedited service request solely on the basis of limitations of the
15.20 driver and vehicle services information technology system.

15.21 (e) The expedited service fees collected under this section for an application for a driver's
15.22 license, driving instruction permit, or Minnesota identification card minus any portion
15.23 retained by a licensing agent or deputy registrar under paragraph (b) must be paid into the
15.24 driver services operating account in the special revenue fund specified under section
15.25 299A.705.

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

15.30 **EFFECTIVE DATE.** This section is effective November 1, 2019.

16.1 Sec. 25. Minnesota Statutes 2016, section 168.33, subdivision 8a, is amended to read:

16.2 Subd. 8a. **Electronic transmission.** (a) If the commissioner accepts electronic
16.3 transmission of a motor vehicle transfer and registration by a new or used motor vehicle
16.4 dealer, a deputy registrar who is equipped with electronic transmission technology and
16.5 trained in its use shall receive the filing fee provided for in subdivision 7 and review the
16.6 transfer of each new or used motor vehicle to determine its genuineness and regularity
16.7 before issuance of a certificate of title, and shall receive and retain the filing fee under
16.8 subdivision 7, paragraph (a), clause ~~(ii)~~ (2).

16.9 (b) The commissioner must establish reasonable performance, security, technical, and
16.10 financial standards to approve companies that provide computer software and services to
16.11 motor vehicle dealers to electronically transmit vehicle title transfer and registration
16.12 information. An approved company must be offered access to department facilities, staff,
16.13 and technology on a fair and reasonable basis.

16.14 Sec. 26. Minnesota Statutes 2016, section 168.33, is amended by adding a subdivision to
16.15 read:

16.16 Subd. 8b. **Transactions by mail.** A deputy registrar may receive motor vehicle
16.17 applications and submissions under this chapter and chapter 168A by mail, process the
16.18 transactions, and retain the appropriate filing fee under subdivision 7.

16.19 **EFFECTIVE DATE.** This section is effective July 1, 2019.

16.20 Sec. 27. Minnesota Statutes 2016, section 168.345, subdivision 2, is amended to read:

16.21 Subd. 2. **Lessees; information.** The commissioner may not furnish information about
16.22 registered owners of passenger automobiles who are lessees under a lease for a term of 180
16.23 days or more to any person except the personnel of law enforcement agencies ~~and~~, trade
16.24 associations performing a member service under section 604.15, subdivision 4a, federal,
16.25 state, and local governmental units, and, at the commissioner's discretion, to persons who
16.26 use the information to notify lessees of automobile recalls. The commissioner may release
16.27 information about lessees in the form of summary data, as defined in section 13.02, to
16.28 persons who use the information in conducting statistical analysis and market research.

16.29 Sec. 28. Minnesota Statutes 2016, section 168.346, subdivision 1, is amended to read:

16.30 Subdivision 1. **Vehicle registration data; federal compliance.** (a) Data on an individual
16.31 provided to register a vehicle shall be treated as provided by United States Code, title 18,
16.32 section 2721, as in effect on May 23, 2005, and shall be disclosed as required or permitted

17.1 by that section. The commissioner is prohibited from restricting the uses for which a licensed
17.2 dealer may obtain data as permitted by United States Code, title 18, section 2721, subsections
17.3 (b)(2), (3), (7), and (13). The commissioner shall disclose the data in bulk form to an
17.4 authorized recipient upon request for any of the permissible uses described in United States
17.5 Code, title 18, section 2721.

17.6 (b) The registered owner of a vehicle who is an individual may consent in writing to the
17.7 commissioner to disclose the individual's personal information exempted by United States
17.8 Code, title 18, section 2721, to any person who makes a written request for the personal
17.9 information. If the registered owner is an individual and so authorizes disclosure, the
17.10 commissioner shall implement the request.

17.11 (c) If authorized by the registered owner as indicated in paragraph (b), the registered
17.12 owner's personal information may be used, rented, or sold solely for bulk distribution by
17.13 organizations for business purposes including surveys, marketing, or solicitation.

17.14 Sec. 29. Minnesota Statutes 2016, section 168A.02, subdivision 1, is amended to read:

17.15 Subdivision 1. **Application for certificate of title.** (a) Except as provided in section
17.16 168A.03, every owner of a vehicle which is in this state and for which no currently effective
17.17 certificate of title has been issued in this state ~~shall make application~~ must apply to the
17.18 department for a certificate of title of the vehicle, pursuant to rules adopted by the department
17.19 under section 168A.24, subdivision 2, clause ~~3~~ (3).

17.20 (b) A decommissioned military vehicle that (1) was also manufactured and sold as a
17.21 comparable civilian vehicle, and (2) has the same size dimensions and vehicle weight as
17.22 the comparable civilian vehicle, is eligible for a certificate of title under this chapter.

17.23 Sec. 30. Minnesota Statutes 2016, section 168A.05, is amended by adding a subdivision
17.24 to read:

17.25 Subd. 1d. **Issuance of certificate by deputy registrar.** If an application for a vehicle's
17.26 certificate of title is received by a deputy registrar and the deputy registrar is satisfied as to
17.27 its genuineness and regularity and that the applicant is entitled to the issuance of a certificate
17.28 of title, the deputy registrar may issue a certificate of title for the vehicle.

17.29 **EFFECTIVE DATE.** This section is effective July 1, 2019. Subject to section 127,
17.30 deputy registrars may begin issuing certificates of title no later than August 1, 2019.

18.1 Sec. 31. Minnesota Statutes 2016, section 168A.12, subdivision 2, is amended to read:

18.2 Subd. 2. **Owner's interest terminated or vehicle sold by secured party.** If the interest
18.3 of the owner is terminated or the vehicle is sold under a security agreement by a secured
18.4 party named in the certificate of title or an assignee of the secured party, the transferee ~~shall~~
18.5 must promptly mail or deliver to the department the last certificate of title, if available, an
18.6 application for a new certificate in the format the department prescribes, and an affidavit
18.7 made by or on behalf of the secured party or assignee that the interest of the owner was
18.8 lawfully terminated or the vehicle sold pursuant to the terms of the security agreement. If
18.9 the secured party or assignee succeeds to the interest of the owner and holds the vehicle for
18.10 resale, the secured party or assignee need not secure a new certificate of title; provided that
18.11 a notice thereof in a format designated by the department is mailed or delivered by the
18.12 secured party or assignee to the department in duplicate within 48 hours, but upon transfer
18.13 to another person the secured party or assignee shall promptly execute assignment and
18.14 warranty of title and mail or deliver to the transferee or the department the certificate, if
18.15 available, the affidavit, and other documents required to be sent to the department by the
18.16 transferee.

18.17 Sec. 32. Minnesota Statutes 2016, section 168A.151, subdivision 1, is amended to read:

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

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

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

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

18.30 or

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

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

19.4 Sec. 33. Minnesota Statutes 2016, section 168A.17, is amended by adding a subdivision
19.5 to read:

19.6 Subd. 4. **Notice of perfection by dealer.** When a security interest in a vehicle sold by
19.7 a dealer licensed under section 168.27 is perfected under subdivision 2, the dealer may
19.8 provide a statement of perfection to the secured party on a form provided by the department.
19.9 The statement must certify compliance with subdivision 2 and contain the date of delivery
19.10 to the department. The information provided in the dealer's statement is considered prima
19.11 facie evidence of the facts contained in it.

19.12 Sec. 34. **[168A.241] MOTOR VEHICLE TITLE AND REGISTRATION ADVISORY**
19.13 **COMMITTEE.**

19.14 Subdivision 1. **Members.** (a) The Motor Vehicle Title and Registration Advisory
19.15 Committee consists of the following 13 members:

19.16 (1) two members of the house of representatives, one appointed by the speaker of the
19.17 house and one appointed by the minority leader;

19.18 (2) two members of the senate, one appointed by the majority leader and one appointed
19.19 by the minority leader;

19.20 (3) one representative from the Minnesota Deputy Registrar's Association;

19.21 (4) one representative from the Minnesota Automobile Dealers Association;

19.22 (5) one representative from the Northland Independent Automobile Dealers Association;

19.23 (6) one staff member from the Department of Public Safety Driver and Vehicle Services
19.24 Division;

19.25 (7) two representatives from deputy registrars, appointed by the commissioner;

19.26 (8) two representatives from dealers licensed under section 168.27, appointed by the
19.27 commissioner; and

19.28 (9) one representative who performs auctions exclusively for dealers licensed under
19.29 section 168.27 and not for the general public, appointed by the commissioner following
19.30 consultation with eligible auto auction businesses.

20.1 (b) Section 15.059 governs the Motor Vehicle Title and Registration Advisory Committee,
20.2 except that committee members must not receive compensation for serving on the advisory
20.3 committee.

20.4 Subd. 2. **Organization.** (a) The members of the advisory committee must annually elect
20.5 a chair and other officers as the members deem necessary.

20.6 (b) The advisory committee must meet at least two times per year.

20.7 Subd. 3. **Open meetings.** The advisory committee is subject to chapter 13D. An advisory
20.8 committee meeting occurs when a quorum is present and the members receive information,
20.9 discuss, or take action on any matter relating to the advisory committee's duties. The advisory
20.10 committee may conduct meetings as provided in section 13D.015 or 13D.02. The advisory
20.11 committee may conduct meetings at any location in the state that is appropriate for the
20.12 purposes of the advisory committee, provided the location is open and accessible to the
20.13 public. For legislative members of the advisory committee, enforcement of this subdivision
20.14 is governed by section 3.055, subdivision 2. For nonlegislative members of the advisory
20.15 committee, enforcement of this subdivision is governed by section 13D.06, subdivisions 1
20.16 and 2.

20.17 Subd. 4. **Staff.** The commissioner must provide support staff, office space, and
20.18 administrative services to the advisory committee.

20.19 Subd. 5. **Duties.** The advisory committee's duties include but are not limited to:

20.20 (1) serving in an advisory capacity to the commissioner of public safety and the director
20.21 of driver and vehicle services on matters relevant to:

20.22 (i) effective and efficient systems relating to the ownership, transfer, and registration of
20.23 motor vehicles; and

20.24 (ii) planning and implementing future changes and enhancements to vehicle registration
20.25 systems; and

20.26 (2) reviewing and making recommendations with respect to work plans, policy initiatives,
20.27 major activities, and strategic planning.

20.28 Subd. 6. **Report and recommendations.** By February 15 each year, the commissioner
20.29 must prepare and submit to the chairs and ranking minority members of the committees of
20.30 the house of representatives and the senate with jurisdiction over motor vehicle title and
20.31 registration a report that summarizes the advisory committee's activities, issues identified
20.32 by the advisory committee, methods taken to address the issues, and recommendations for
20.33 legislative action, if needed.

21.1 Subd. 7. Expiration. The advisory committee expires June 30, 2021.

21.2 EFFECTIVE DATE; APPLICATION. This section is effective July 1, 2018. The
21.3 initial report under subdivision 6 must be submitted on or before February 15, 2019.

21.4 Sec. 35. Minnesota Statutes 2016, section 168A.29, subdivision 1, is amended to read:

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

21.6 (1) for filing an application for and the issuance of an original certificate of title, ~~the~~
21.7 ~~sum of:~~

21.8 ~~(i) until December 31, 2016, \$6.25 of which \$3.25 must be paid into the vehicle services~~
21.9 ~~operating account of the special revenue fund under section 299A.705, and from July 1,~~
21.10 ~~2012, to June 30, 2016, a surcharge of \$1 must be added to the fee and credited to the driver~~
21.11 ~~and vehicle services technology account; and~~

21.12 ~~(ii) on and after January 1, 2017, \$8.25, of which \$4.15 must be paid into the vehicle~~
21.13 ~~services operating account under section 299A.705;~~

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

21.18 ~~(3) until December 31, 2016, for the transfer of the interest of an owner and the issuance~~
21.19 ~~of a new certificate of title, the sum of \$5.50 of which \$2.50 must be paid into the vehicle~~
21.20 ~~services operating account of the special revenue fund under section 299A.705, and from~~
21.21 ~~July 1, 2012, to June 30, 2016, a surcharge of \$1 must be added to the fee and credited to~~
21.22 ~~the driver and vehicle services technology account;~~

21.23 ~~(4) (3)~~ for each assignment of a security interest when first noted on a certificate of title,
21.24 unless noted concurrently with the security interest, ~~the sum of \$1; and~~

21.25 ~~(5) (4)~~ for issuing a duplicate certificate of title, ~~the sum of \$7.25, of which \$3.25 must~~
21.26 ~~be paid into the vehicle services operating account of the special revenue fund under section~~
21.27 ~~299A.705; from July 1, 2012, to June 30, 2016, a surcharge of \$1 must be added to the fee~~
21.28 ~~and credited to the driver and vehicle services technology account.~~

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

22.1 Sec. 36. Minnesota Statutes 2016, section 169.011, subdivision 5, is amended to read:

22.2 Subd. 5. **Bicycle lane.** "Bicycle lane" means a portion of a roadway ~~or shoulder~~ designed
22.3 for exclusive or preferential use by persons using bicycles. Bicycle lanes are to be
22.4 distinguished from the portion of the roadway ~~or shoulder~~ used for motor vehicle traffic by
22.5 physical barrier, striping, marking, or other similar device.

22.6 Sec. 37. Minnesota Statutes 2016, section 169.011, subdivision 9, is amended to read:

22.7 Subd. 9. **Bikeway.** "Bikeway" means a bicycle lane, bicycle path, ~~or bicycle route,~~ shared
22.8 use path, or similar bicycle facility, regardless of whether it is designed for the exclusive
22.9 use of bicycles or ~~is to be~~ for shared use with other transportation modes.

22.10 Sec. 38. Minnesota Statutes 2016, section 169.011, subdivision 60, is amended to read:

22.11 Subd. 60. **Railroad train.** "Railroad train" means a steam engine, electric or other motor,
22.12 with or without cars coupled thereto, operated upon rails, except streetcars. Railroad train
22.13 includes on-track equipment or other rolling stock operated upon rails, whether self-propelled
22.14 or coupled to another device, if the on-track equipment or rolling stock activates grade
22.15 crossing warning signals or gates when signals are present.

22.16 Sec. 39. Minnesota Statutes 2016, section 169.14, subdivision 5, is amended to read:

22.17 Subd. 5. **Zoning within local area.** (a) When local authorities believe that the existing
22.18 speed limit upon any street or highway, or part thereof, within their respective jurisdictions
22.19 and not a part of the trunk highway system is greater or less than is reasonable or safe under
22.20 existing conditions, they may request the commissioner to authorize, upon the basis of an
22.21 engineering and traffic investigation, the erection of appropriate signs designating what
22.22 speed is reasonable and safe, and the commissioner may authorize the erection of appropriate
22.23 signs designating a reasonable and safe speed limit thereat, which speed limit shall be
22.24 effective when such signs are erected. Any speeds in excess of these speed limits shall be
22.25 prima facie evidence that the speed is not reasonable or prudent and that it is unlawful;
22.26 except that any speed limit within any municipality shall be a maximum limit and any speed
22.27 in excess thereof shall be unlawful. Alteration of speed limits on streets and highways shall
22.28 be made only upon authority of the commissioner except as provided in subdivision 5a.

22.29 (b) At the request of a county board, the commissioner may establish a speed limit in
22.30 excess of 55 miles per hour on a county road or county state-aid highway upon the basis of
22.31 an engineering and traffic investigation. The county engineer must erect appropriate signs
22.32 and the increased speed limit is effective when the signs are erected.

23.1 **EFFECTIVE DATE.** This section is effective June 1, 2018.

23.2 Sec. 40. Minnesota Statutes 2016, section 169.18, subdivision 3, is amended to read:

23.3 Subd. 3. **Passing.** ~~The following rules shall govern the overtaking and passing of vehicles~~
 23.4 ~~proceeding in the same direction, subject to the limitations, exceptions, and special rules~~
 23.5 ~~hereinafter stated:~~

23.6 ~~(1) (a)~~ The driver of a vehicle overtaking another vehicle proceeding in the same direction
 23.7 ~~shall~~ must pass to the left ~~thereof~~ of the other vehicle at a safe distance and ~~shall not again~~
 23.8 ~~drive~~ is prohibited from returning to the right side of the roadway until safely clear of the
 23.9 overtaken vehicle;

23.10 ~~(2) (b)~~ Except when overtaking and passing on the right is permitted, the driver of an
 23.11 overtaken vehicle ~~shall~~ must give way to the right in favor of the overtaking vehicle ~~on~~
 23.12 ~~audible warning,~~ and ~~shall~~ must not increase ~~the speed of the overtaken vehicle~~ until
 23.13 completely passed by the overtaking vehicle; ~~and.~~

23.14 ~~(3) (c)~~ The operator of a motor vehicle overtaking a bicycle or individual proceeding in
 23.15 the same direction on the roadway ~~shall leave~~ or shoulder must:

23.16 (1) either (i) maintain a safe clearance distance while passing, but in no case less than
 23.17 three feet clearance, when passing the bicycle or individual or one-half the width of the
 23.18 motor vehicle, whichever is greater; or (ii) completely enter another lane of the roadway
 23.19 while passing; and shall

23.20 (2) maintain clearance until the motor vehicle has safely past passed the overtaken bicycle
 23.21 or individual.

23.22 Sec. 41. Minnesota Statutes 2017 Supplement, section 169.18, subdivision 7, is amended
 23.23 to read:

23.24 Subd. 7. **Laned highway.** When any roadway has been divided into two or more clearly
 23.25 marked lanes for traffic, the following rules, in addition to all others consistent ~~herewith~~
 23.26 with this subdivision, ~~shall~~ apply:

23.27 ~~(a) (1)~~ a vehicle shall be driven as nearly as practicable entirely within a single lane and
 23.28 ~~shall~~ must not be moved from ~~such~~ the lane until the driver has first ascertained that ~~such~~
 23.29 the movement can be made with safety;

23.30 ~~(b) (2)~~ upon a roadway which is not a one-way roadway and which is divided into three
 23.31 lanes, a vehicle ~~shall~~ must not be driven in the center lane except when overtaking and

24.1 passing another vehicle where the roadway is clearly visible and ~~such~~ the center lane is
 24.2 clear of traffic within a safe distance, or in preparation for a left turn or where ~~such~~ the
 24.3 center lane is at the time allocated exclusively to traffic moving in the direction the vehicle
 24.4 is proceeding, and is signposted to give notice of ~~such~~ the allocation. The left lane of a
 24.5 three-lane roadway which is not a one-way roadway ~~shall~~ must not be used for overtaking
 24.6 and passing another vehicle;

24.7 ~~(e)~~ (3) official signs may be erected directing slow-moving traffic to use a designated
 24.8 lane or allocating specified lanes to traffic moving in the same direction, and drivers of
 24.9 vehicles ~~shall~~ must obey the ~~directions of every such~~ sign;

24.10 ~~(d)~~ (4) whenever a bicycle lane has been established on a roadway, any person operating
 24.11 a motor vehicle on ~~such~~ the roadway ~~shall~~ must not drive in the bicycle lane except to
 24.12 perform parking maneuvers in order to park where parking is permitted, to enter or leave
 24.13 the highway, to prepare for a turn as provided in section 169.19, subdivision 1, or to stop
 24.14 a school bus for the purpose of receiving or discharging any person provided the school bus
 24.15 is equipped and identified as provided in sections 169.441 and 169.442, subdivision 1, and
 24.16 the flashing red signals are activated and stop-signal arm is extended; and

24.17 (5) notwithstanding clause (1), the operator of a vehicle or combination of vehicles with
 24.18 a total length exceeding 40 feet or a total width exceeding ten feet may, with due regard for
 24.19 all other traffic, deviate from the lane in which the operator is driving to the extent necessary
 24.20 to approach and drive through a roundabout.

24.21 Sec. 42. Minnesota Statutes 2016, section 169.18, subdivision 10, is amended to read:

24.22 Subd. 10. **Slow-moving vehicle.** ~~Upon all roadways any~~ (a) A person operating a vehicle
 24.23 ~~proceeding~~ at less than the normal speed of traffic at the time and place and under the
 24.24 existing conditions then existing shall be driven must drive in the right-hand lane ~~then~~
 24.25 ~~available for traffic~~, or as close as practicable to the right-hand curb or edge of the roadway;
 24.26 ~~except when.~~ A person who violates this paragraph must pay a fine of not less than \$100.

24.27 (b) Paragraph (a) does not apply if:

24.28 (1) the vehicle is overtaking and passing another vehicle proceeding in the same direction;
 24.29 ~~or when;~~

24.30 (2) the vehicle is preparing for a left to turn left at an intersection or into a private road
 24.31 or driveway; ~~or when;~~

24.32 (3) a specific lane is designated and posted for a specific type of traffic; or

25.1 (4) the vehicle is preparing to exit a controlled access highway by using an exit on the
25.2 left side of the road.

25.3 Sec. 43. Minnesota Statutes 2016, section 169.18, subdivision 11, is amended to read:

25.4 Subd. 11. **Passing parked emergency vehicle; citation; probable cause.** (a) When
25.5 approaching and before passing an authorized emergency vehicle with its emergency lights
25.6 activated that is parked or otherwise stopped on or next to a street or highway having two
25.7 lanes in the same direction, the driver of a vehicle shall safely move the vehicle to the lane
25.8 farthest away from the emergency vehicle, if it is possible to do so. If a lane change under
25.9 this paragraph is impossible, the driver of the vehicle must reduce the speed of the motor
25.10 vehicle to a speed that is reasonable and prudent under the conditions until the motor vehicle
25.11 has completely passed the parked or stopped emergency vehicle, if it is possible to do so.

25.12 (b) When approaching and before passing an authorized emergency vehicle with its
25.13 emergency lights activated that is parked or otherwise stopped on or next to a street or
25.14 highway having more than two lanes in the same direction, the driver of a vehicle shall
25.15 safely move the vehicle so as to leave a full lane vacant between the driver and any lane in
25.16 which the emergency vehicle is completely or partially parked or otherwise stopped, if it is
25.17 possible to do so. If a lane change under this paragraph is impossible, the driver of the
25.18 vehicle must reduce the speed of the motor vehicle to a speed that is reasonable and prudent
25.19 under the conditions until the motor vehicle has completely passed the parked or stopped
25.20 emergency vehicle, if it is possible to do so.

25.21 (c) When approaching and before passing an authorized emergency vehicle with its
25.22 emergency lights activated that is parked or otherwise stopped on or next to a street or
25.23 highway having only one lane in the same direction, the driver of the vehicle must reduce
25.24 the speed of the motor vehicle to a speed that is reasonable and prudent under the conditions
25.25 until the motor vehicle has completely passed the parked or stopped emergency vehicle, if
25.26 it is possible to do so.

25.27 ~~(e)~~ (d) A peace officer may issue a citation to the driver of a motor vehicle if the peace
25.28 officer has probable cause to believe that the driver has operated the vehicle in violation of
25.29 this subdivision within the four-hour period following the termination of the incident or a
25.30 receipt of a report under paragraph ~~(d)~~ (e). The citation may be issued even though the
25.31 violation was not committed in the presence of the peace officer.

25.32 ~~(d)~~ (e) Although probable cause may be otherwise satisfied by other evidentiary elements
25.33 or factors, probable cause is sufficient for purposes of this subdivision when the person
25.34 cited is operating the vehicle described by a member of the crew of an authorized emergency

26.1 vehicle responding to an incident in a timely report of the violation of this subdivision,
 26.2 which includes a description of the vehicle used to commit the offense and the vehicle's
 26.3 license plate number. For the purposes of issuance of a citation under paragraph ~~(e)~~ (d),
 26.4 "timely" means that the report must be made within a four-hour period following the
 26.5 termination of the incident.

26.6 ~~(e)~~ (f) For purposes of paragraphs (a) ~~and (b) to (c)~~ only, ~~the terms~~ "authorized emergency
 26.7 vehicle" and "emergency vehicle" include a towing vehicle defined in section 168B.011,
 26.8 subdivision 12a, that has activated flashing lights authorized under section 169.64,
 26.9 subdivision 3, in addition to the vehicles described in the definition for "authorized
 26.10 emergency vehicle" in section 169.011, subdivision 3.

26.11 **EFFECTIVE DATE.** This section is effective August 1, 2018, and applies to offenses
 26.12 committed on or after that date.

26.13 Sec. 44. Minnesota Statutes 2016, section 169.18, subdivision 12, is amended to read:

26.14 Subd. 12. **Passing certain parked vehicles.** (a) When approaching and before passing
 26.15 a freeway service patrol vehicle, road maintenance vehicle, utility company vehicle, or
 26.16 construction vehicle with its warning lights activated that is parked or otherwise stopped
 26.17 on or next to a street or highway having two lanes in the same direction, the driver of a
 26.18 vehicle shall safely move the vehicle to the lane farthest away from the parked or stopped
 26.19 vehicle, if it is possible to do so. If a lane change under this paragraph is impossible, the
 26.20 driver of the vehicle must reduce the speed of the motor vehicle to a speed that is reasonable
 26.21 and prudent under the conditions until the motor vehicle has completely passed the parked
 26.22 or stopped freeway service patrol vehicle, road maintenance vehicle, utility company vehicle,
 26.23 or construction vehicle, if it is possible to do so.

26.24 (b) When approaching and before passing a freeway service patrol vehicle, road
 26.25 maintenance vehicle, utility company vehicle, or construction vehicle with its warning lights
 26.26 activated that is parked or otherwise stopped on or next to a street or highway having more
 26.27 than two lanes in the same direction, the driver of a vehicle shall safely move the vehicle
 26.28 so as to leave a full lane vacant between the driver and any lane in which the vehicle is
 26.29 completely or partially parked or otherwise stopped, if it is possible to do so. If a lane change
 26.30 under this paragraph is impossible, the driver of the vehicle must reduce the speed of the
 26.31 motor vehicle to a speed that is reasonable and prudent under the conditions until the motor
 26.32 vehicle has completely passed the parked or stopped freeway service patrol vehicle, road
 26.33 maintenance vehicle, utility company vehicle, or construction vehicle, if it is possible to do
 26.34 so.

27.1 (c) When approaching and before passing a freeway service patrol vehicle, road
 27.2 maintenance vehicle, utility company vehicle, or construction vehicle with its warning lights
 27.3 activated that is parked or otherwise stopped on or next to a street or highway having only
 27.4 one lane in the same direction, the driver of the vehicle must reduce the speed of the motor
 27.5 vehicle to a speed that is reasonable and prudent under the conditions until the motor vehicle
 27.6 has completely passed the parked or stopped freeway service patrol vehicle, road maintenance
 27.7 vehicle, utility company vehicle, or construction vehicle, if it is possible to do so.

27.8 **EFFECTIVE DATE.** This section is effective August 1, 2018, and applies to offenses
 27.9 committed on or after that date.

27.10 Sec. 45. Minnesota Statutes 2016, section 169.20, is amended by adding a subdivision to
 27.11 read:

27.12 Subd. 8. **Roundabouts.** If two vehicles or combinations of vehicles each having a total
 27.13 length exceeding 40 feet or a total width exceeding ten feet approach or drive through a
 27.14 roundabout at approximately the same time or so closely as to constitute a hazard of collision,
 27.15 the operator of the vehicle or combination of vehicles on the right must yield the right-of-way
 27.16 to the vehicle or combination of vehicles on the left and, if necessary, must reduce speed
 27.17 or stop in order to so yield.

27.18 Sec. 46. Minnesota Statutes 2016, section 169.222, subdivision 1, is amended to read:

27.19 Subdivision 1. **Traffic laws apply.** (a) Every person operating a bicycle ~~shall have~~ has
 27.20 all of the rights and duties applicable to the driver of any other vehicle by this chapter,
 27.21 except in respect to those provisions in this chapter relating expressly to bicycles and in
 27.22 respect to those provisions of this chapter which by their nature cannot reasonably be applied
 27.23 to bicycles. This subdivision applies to a bicycle operating on the shoulder of a roadway.

27.24 (b) A person lawfully operating a bicycle (1) on a sidewalk, or (2) across a roadway or
 27.25 shoulder on a crosswalk, has all the rights and duties applicable to a pedestrian under the
 27.26 same circumstances.

27.27 Sec. 47. Minnesota Statutes 2016, section 169.222, subdivision 4, is amended to read:

27.28 Subd. 4. **Riding rules.** (a) Every person operating a bicycle ~~upon a roadway shall~~ on a
 27.29 road ~~must~~ ride as close as ~~practicable~~ to the right-hand curb or edge of the roadway ~~except~~
 27.30 ~~under any of the following situations~~ road as the bicycle operator determines is safe. A
 27.31 person operating a bicycle is not required to ride as close to the right-hand curb when:

27.32 (1) ~~when~~ overtaking and passing another vehicle proceeding in the same direction;

- 28.1 (2) ~~when~~ preparing for a left turn at an intersection or into a private road or driveway;
- 28.2 (3) ~~when~~ reasonably necessary to avoid conditions that make it unsafe to continue along
- 28.3 the right-hand curb or edge, including fixed or moving objects, vehicles, pedestrians, animals,
- 28.4 surface hazards, or narrow width lanes, ~~that make it unsafe to continue along the right-hand~~
- 28.5 ~~curb or edge; or~~
- 28.6 (4) ~~when~~ operating on the shoulder of a roadway or in a bicycle lane; or
- 28.7 (5) operating in a right-hand turn lane before entering an intersection.
- 28.8 (b) If a bicycle is traveling on a shoulder of a roadway, the bicycle ~~shall~~ operator must
- 28.9 travel in the same direction as adjacent vehicular traffic.
- 28.10 (c) Persons riding bicycles upon a roadway or shoulder ~~shall~~ must not ride more than
- 28.11 two abreast and ~~shall~~ must not impede the normal and reasonable movement of traffic and,
- 28.12 on a laned roadway, shall ride within a single lane.
- 28.13 (d) A person operating a bicycle upon a sidewalk, or across a roadway or shoulder on a
- 28.14 crosswalk, ~~shall~~ must yield the right-of-way to any pedestrian and ~~shall~~ give an audible
- 28.15 signal when necessary before overtaking and passing any pedestrian. ~~No~~ A person ~~shall~~
- 28.16 must not ride a bicycle upon a sidewalk within a business district unless permitted by local
- 28.17 authorities. Local authorities may prohibit the operation of bicycles on any sidewalk or
- 28.18 crosswalk under their jurisdiction.
- 28.19 (e) An individual operating a bicycle or other vehicle on a bikeway ~~shall~~ must leave a
- 28.20 safe distance when overtaking a bicycle or individual proceeding in the same direction on
- 28.21 the bikeway, and shall maintain clearance until safely past the overtaken bicycle or individual.
- 28.22 ~~(f) A person lawfully operating a bicycle on a sidewalk, or across a roadway or shoulder~~
- 28.23 ~~on a crosswalk, shall have all the rights and duties applicable to a pedestrian under the same~~
- 28.24 ~~circumstances.~~
- 28.25 ~~(g)~~ (f) A person may operate an electric-assisted bicycle on the shoulder of a roadway,
- 28.26 on a bikeway, or on a bicycle trail if not otherwise prohibited under section 85.015,
- 28.27 subdivision 1d; 85.018, subdivision 2, paragraph (d); or 160.263, subdivision 2, paragraph
- 28.28 (b), as applicable.
- 28.29 (g) Notwithstanding section 169.06, subdivision 4, a bicycle operator may cross an
- 28.30 intersection proceeding from a dedicated right-hand turn lane without turning right.

29.1 Sec. 48. Minnesota Statutes 2016, section 169.26, subdivision 1, is amended to read:

29.2 Subdivision 1. **Requirements.** (a) Except as provided in section 169.28, subdivision 1,
 29.3 when any person driving a vehicle approaches a railroad grade crossing under any of the
 29.4 circumstances stated in this paragraph, the driver ~~shall~~ must stop the vehicle not less than
 29.5 ten feet from the nearest railroad track and shall not proceed until safe to do so and until
 29.6 the roadway is clear of traffic so that the vehicle can proceed without stopping until the rear
 29.7 of the vehicle is at least ten feet past the farthest railroad track. These requirements apply
 29.8 when:

29.9 (1) a clearly visible electric or mechanical signal device warns of the immediate approach
 29.10 of a railroad train; or

29.11 (2) an approaching railroad train is plainly visible and is in hazardous proximity.

29.12 (b) The fact that a moving railroad train approaching a railroad grade crossing is visible
 29.13 from the crossing is prima facie evidence that it is not safe to proceed.

29.14 (c) The driver of a vehicle ~~shall~~ must stop and remain stopped and not traverse the grade
 29.15 crossing when a human flagger signals the approach or passage of a railroad train or when
 29.16 a crossing gate is lowered warning of the immediate approach or passage of a railroad train.
 29.17 No person may drive a vehicle past a flagger at a railroad crossing until the flagger signals
 29.18 that the way is clear to proceed or drive a vehicle past a lowered crossing gate.

29.19 Sec. 49. Minnesota Statutes 2016, section 169.28, is amended to read:

29.20 **169.28 CERTAIN VEHICLES TO STOP AT RAILROAD CROSSING.**

29.21 Subdivision 1. **Requirements.** (a) The driver of any motor vehicle carrying passengers
 29.22 for hire, or of any school bus whether carrying passengers or not, or of any Head Start bus
 29.23 whether carrying passengers or not, or of any vehicle that is required to stop at railroad
 29.24 grade crossings under Code of Federal Regulations, title 49, section 392.10, before crossing
 29.25 at grade any track or tracks of a railroad, ~~shall~~ must stop the vehicle not less than 15 feet
 29.26 nor more than 50 feet from the nearest rail of the railroad and while ~~so~~ stopped ~~shall~~ must
 29.27 listen and look in both directions along the track for any approaching railroad train, and for
 29.28 signals indicating the approach of a railroad train, except as ~~hereinafter~~ otherwise provided;
 29.29 ~~and shall in this section.~~ The driver must not proceed until safe to do so and until the roadway
 29.30 is clear of traffic so that the vehicle can proceed without stopping until the rear of the vehicle
 29.31 is at least ten feet past the farthest railroad track. The driver must not shift gears while
 29.32 crossing the railroad tracks.

30.1 (b) A school bus or Head Start bus ~~shall~~ must not be flagged across railroad grade
 30.2 crossings except at those railroad grade crossings that the local school administrative officer
 30.3 may designate.

30.4 (c) A type III vehicle, as defined in section 169.011, is exempt from the requirement of
 30.5 school buses to stop at railroad grade crossings.

30.6 (d) The requirements of this subdivision do not apply to the crossing of light rail vehicle
 30.7 track or tracks that are located in a public street when:

30.8 (1) the crossing occurs within the intersection of two or more public streets;

30.9 (2) the intersection is controlled by a traffic-control signal; and

30.10 (3) the intersection is marked with signs indicating to drivers that the requirements of
 30.11 this subdivision do not apply. Notwithstanding any other provision of law, the owner or
 30.12 operator of the track or tracks is authorized to place, maintain, and display the signs upon
 30.13 and in the view of the public street or streets.

30.14 Subd. 2. **Exempt crossing.** (a) The commissioner may designate a crossing as an exempt
 30.15 crossing:

30.16 (1) if the crossing is on a rail line on which service has been abandoned;

30.17 (2) if the crossing is on a rail line that carries fewer than five trains each year, traveling
 30.18 at speeds of ten miles per hour or less; or

30.19 (3) as agreed to by the operating railroad and the Department of Transportation, following
 30.20 a diagnostic review of the crossing.

30.21 (b) The commissioner ~~shall~~ must direct the railroad to erect at the crossing signs bearing
 30.22 the word "Exempt" that conform to section 169.06. The installation or presence of an exempt
 30.23 sign does not relieve a driver of the duty to use due care.

30.24 (c) A railroad train must not proceed across an exempt crossing unless a police officer
 30.25 is present to direct traffic or a railroad employee is on the ground to warn traffic until the
 30.26 railroad train enters the crossing.

30.27 ~~(e)~~ (d) A vehicle that must stop at grade crossings under subdivision 1 is not required
 30.28 to stop at a marked exempt crossing unless directed otherwise by a police officer or a railroad
 30.29 employee.

30.30 Sec. 50. Minnesota Statutes 2016, section 169.29, is amended to read:

30.31 **169.29 CROSSING RAILROAD TRACKS WITH CERTAIN EQUIPMENT.**

31.1 (a) ~~No~~ A person shall must not operate or move any caterpillar tractor, steam shovel,
 31.2 derrick, roller, or any equipment or structure having a normal operating speed of six or less
 31.3 miles per hour or a vertical body or load clearance of less than nine inches above the level
 31.4 surface of a roadway upon or across any tracks at a railroad grade crossing without first
 31.5 complying with this section.

31.6 (b) Before making any crossing, the person operating or moving any vehicle or equipment
 31.7 set forth in this section ~~shall~~ must first stop the same not less than ten, nor more than 50,
 31.8 feet from the nearest rail of the railway, and while ~~so~~ stopped ~~shall~~ must listen and look in
 31.9 both directions along the track for any approaching railroad train and for signals indicating
 31.10 the approach of a railroad train, and ~~shall~~ must not proceed until the crossing can be made
 31.11 safely.

31.12 (c) ~~No~~ A crossing shall must not be made when warning is given by automatic signal
 31.13 or crossing gates or a flagger or otherwise of the immediate approach of a railroad train or
 31.14 car.

31.15 (d) ~~No~~ A stop ~~need be made~~ is not required at a crossing on a rail line on which service
 31.16 has been abandoned and where a sign erected in conformance with section 169.06 and
 31.17 bearing the word "Exempt" has been installed, unless directed otherwise by a flagger. The
 31.18 installation or presence of an exempt sign shall not relieve any driver of the duty to use due
 31.19 care.

31.20 Sec. 51. Minnesota Statutes 2016, section 169.345, subdivision 2, is amended to read:

31.21 Subd. 2. **Definitions.** (a) For the purpose of section 168.021 and this section, the following
 31.22 terms have the meanings given them in this subdivision.

31.23 (b) "Health professional" means a licensed physician, licensed physician assistant,
 31.24 advanced practice registered nurse, licensed physical therapist, or licensed chiropractor.

31.25 (c) "Long-term certificate" means a certificate issued for a period greater than 12 months
 31.26 but not greater than 71 months.

31.27 (d) "Organization certificate" means a certificate issued to an entity other than a natural
 31.28 person for a period of three years.

31.29 (e) "Permit" refers to a permit that is issued for a period of 30 days, in lieu of the
 31.30 certificate referred to in subdivision 3, while the application is being processed.

31.31 (f) "Physically disabled person" means a person who:

31.32 (1) because of disability cannot walk without significant risk of falling;

32.1 (2) because of disability cannot walk 200 feet without stopping to rest;

32.2 (3) because of disability cannot walk without the aid of another person, a walker, a cane,
32.3 crutches, braces, a prosthetic device, or a wheelchair;

32.4 (4) is restricted by a respiratory disease to such an extent that the person's forced
32.5 (respiratory) expiratory volume for one second, when measured by spirometry, is less than
32.6 one liter;

32.7 (5) has an arterial oxygen tension (PaO₂) of less than 60 mm/Hg on room air at rest;

32.8 (6) uses portable oxygen;

32.9 (7) has a cardiac condition to the extent that the person's functional limitations are
32.10 classified in severity as class III or class IV according to standards set by the American
32.11 Heart Association;

32.12 (8) has lost an arm or a leg and does not have or cannot use an artificial limb; or

32.13 (9) has a disability that would be aggravated by walking 200 feet under normal
32.14 environmental conditions to an extent that would be life threatening.

32.15 (g) "Short-term certificate" means a certificate issued for a period greater than six months
32.16 but not greater than 12 months.

32.17 (h) "Six-year certificate" means a certificate issued for a period of six years.

32.18 (i) "Temporary certificate" means a certificate issued for a period not greater than six
32.19 months.

32.20 Sec. 52. Minnesota Statutes 2017 Supplement, section 169.442, subdivision 5, is amended
32.21 to read:

32.22 Subd. 5. **White strobe lamps on certain buses transporting children.** ~~Notwithstanding~~
32.23 ~~section 169.55, subdivision 1, or 169.57, subdivision 3, paragraph (b), or other law to the~~
32.24 ~~contrary,~~ A school bus that is subject to and complies with the equipment requirements of
32.25 ~~subdivision 1 and section 169.441, subdivision 1,~~ or a Head Start bus; may be equipped
32.26 with a flashing strobe lamp under section 169.64, subdivision 8.

33.1 Sec. 53. Minnesota Statutes 2016, section 169.442, is amended by adding a subdivision
33.2 to read:

33.3 Subd. 6. **Supplemental warning system.** In addition to the signals required under
33.4 subdivision 1, a type A, B, C, or D school bus may be equipped with a supplemental warning
33.5 system under section 169.4503, subdivision 31.

33.6 Sec. 54. Minnesota Statutes 2016, section 169.448, subdivision 1, is amended to read:

33.7 Subdivision 1. **Restrictions on appearance; misdemeanor.** (a) A bus that is not used
33.8 as a school bus ~~may~~ must not be operated on a street or highway unless it is painted a color
33.9 significantly different than national school bus glossy yellow.

33.10 (b) A bus that is not used as a school bus or Head Start bus may not be operated if it is
33.11 equipped with school bus or Head Start bus-related equipment and printing.

33.12 (c) A violation of this subdivision is a misdemeanor.

33.13 (d) This subdivision does not apply to a school bus owned by or under contract to a
33.14 school district operated as a charter or leased bus.

33.15 (e) This subdivision does not apply to a school bus operated by a licensed child care
33.16 provider if:

33.17 (1) the ~~stop~~ stop-signal arm is removed;

33.18 (2) the ~~eight-light system~~ is lighting systems for prewarning flashing amber signals,
33.19 flashing red signals, and supplemental warnings under section 169.4503, subdivision 31,
33.20 are deactivated;

33.21 (3) the school bus is identified as a "child care bus" in letters at least eight inches high
33.22 on the front and rear top of the bus;

33.23 (4) the name, address, and telephone number of the owner or operator of the bus is
33.24 identified on each front door of the bus in letters not less than three inches high; and

33.25 (5) the conditions under section 171.02, subdivision 2a, paragraphs (a) ~~through~~ to (j);
33.26 and (l), ~~and (n)~~, have been met.

33.27 Sec. 55. Minnesota Statutes 2016, section 169.4503, subdivision 5, is amended to read:

33.28 Subd. 5. **Colors.** Fenderettes may be black. The beltline may be painted yellow over
33.29 black or black over yellow. The rub rails ~~shall~~ must be black or yellow. The area around
33.30 the lenses of alternately flashing signal lamps extending outward from the edge of the lamp

34.1 three inches, plus or minus one-quarter inch, to the sides and top and at least one inch to
 34.2 the bottom, ~~shall~~ must be black. Visors or hoods, black in color, with a minimum of four
 34.3 inches may be provided.

34.4 Sec. 56. Minnesota Statutes 2016, section 169.4503, subdivision 13, is amended to read:

34.5 Subd. 13. **Identification.** (a) Each bus ~~shall~~ must, in the beltline, identify the school
 34.6 district serviced, or company name, or owner of the bus. Numbers necessary for identification
 34.7 must appear on the sides and rear of the bus. Symbols or letters may be used on the outside
 34.8 of the bus near the entrance door for student identification. A manufacturer's nameplate or
 34.9 logo may be placed on the bus.

34.10 (b) ~~Effective December 31, 1994,~~ All type A, B, C, and D buses sold must display
 34.11 lettering "Unlawful to pass when red lights are flashing" on the rear of the bus. The lettering
 34.12 ~~shall~~ must be in two-inch black letters on school bus yellow background. This message ~~shall~~
 34.13 must be displayed directly below the upper window of the rear door. On rear engine buses,
 34.14 it ~~shall~~ must be centered at approximately the same location. Only signs and lettering
 34.15 approved or required by state law ~~may~~ are permitted to be displayed.

34.16 (c) The requirements of paragraph (b) do not apply to a type A, B, C, or D school bus
 34.17 that is equipped with a changeable electronic message sign on the rear of the bus that:

34.18 (1) displays one or more of the messages: "Caution / stopping," "Unlawful to pass,"
 34.19 "Stop / do not pass," or similar messages approved by the commissioner;

34.20 (2) displays messages in conjunction with bus operation and activation of prewarning
 34.21 flashing amber signals, flashing red signals, or stop-signal arm, as appropriate; and

34.22 (3) is a supplemental warning system under section 169.4503, subdivision 31.

34.23 Sec. 57. Minnesota Statutes 2016, section 169.4503, is amended by adding a subdivision
 34.24 to read:

34.25 Subd. 31. **Supplemental warning system; temporary authority.** (a) Prior to August
 34.26 1, 2021, the commissioner may approve a type A, B, C, or D school bus to be equipped
 34.27 with a supplemental warning system. On and after that date, a school bus may continue to
 34.28 be equipped with a previously approved supplemental warning system.

34.29 (b) To determine approval of a supplemental warning system, the commissioner must
 34.30 consider:

34.31 (1) signal colors, which are limited to one or more of the colors white, amber, and red;

- 35.1 (2) flashing patterns;
- 35.2 (3) vehicle mounting and placement;
- 35.3 (4) supplemental warning system activation in conjunction with activation of prewarning
- 35.4 flashing amber signals, stop-signal arm, and flashing red signals;
- 35.5 (5) light intensity; and
- 35.6 (6) permissible text, signage, and graphics, if any.
- 35.7 (c) The commissioner must review relevant research findings and experience in other
- 35.8 jurisdictions, and must consult with interested stakeholders, including but not limited to
- 35.9 representatives from school district pupil transportation directors, private school bus
- 35.10 operators, and pupil transportation and traffic safety associations.

35.11 Sec. 58. Minnesota Statutes 2016, section 169.55, subdivision 1, is amended to read:

35.12 Subdivision 1. **Lights or reflectors required.** At the times when lighted lamps on

35.13 vehicles are required each vehicle including an animal-drawn vehicle and any vehicle

35.14 specifically excepted in sections 169.47 to 169.79, with respect to equipment and not

35.15 ~~hereinbefore specifically~~ previously required to be equipped with lamps, ~~shall~~ must be

35.16 equipped with one or more lighted lamps or lanterns projecting a white light visible from

35.17 a distance of 500 feet to the front of the vehicle and with a lamp or lantern exhibiting a red

35.18 light visible from a distance of 500 feet to the rear, except that reflectors meeting the

35.19 maximum requirements of this chapter may be used in lieu of the lights required in this

35.20 subdivision. ~~It shall be unlawful except as otherwise provided in this subdivision, to project~~

35.21 ~~a white light to the rear of any such vehicle while traveling on any street or highway, unless~~

35.22 ~~such vehicle is moving in reverse. A lighting device mounted on top of a vehicle engaged~~

35.23 ~~in deliveries to residences may project a white light to the rear if the sign projects one or~~

35.24 ~~more additional colors to the rear. An authorized emergency vehicle may display an~~

35.25 ~~oscillating, alternating, or rotating white light used in connection with an oscillating,~~

35.26 ~~alternating, or rotating red light when responding to emergency calls.~~

35.27 Sec. 59. Minnesota Statutes 2016, section 169.57, subdivision 3, is amended to read:

35.28 Subd. 3. **Maintenance.** (a) When a vehicle is equipped with stop lamps or signal lamps,

35.29 ~~such~~ the lamps ~~shall~~ must at all times be maintained in good working condition.

35.30 (b) ~~No stop lamps or signal lamp shall project a glaring or dazzling light.~~

36.1 (e) All mechanical signal devices ~~shall~~ must be self-illuminated when in use at the times
36.2 when lighted lamps on vehicles are required.

36.3 Sec. 60. Minnesota Statutes 2016, section 169.64, subdivision 3, is amended to read:

36.4 Subd. 3. **Flashing lights; glaring lights.** (a) Flashing lights are prohibited, except:

36.5 (1) on an authorized emergency vehicle, school bus, bicycle as provided in section
36.6 169.222, subdivision 6, road maintenance equipment, tow truck or towing vehicle as provided
36.7 in section 168B.16, service vehicle, farm tractor, self-propelled farm equipment, rural mail
36.8 carrier vehicle, or funeral home vehicle,~~or;~~

36.9 (2) on any vehicle as a means of indicating a right or left turn, or the presence of a
36.10 vehicular traffic hazard requiring unusual care in approaching, overtaking, or passing; or

36.11 (3) as otherwise provided in this section.

36.12 (b) All flashing warning lights shall must be of the type authorized by section 169.59,
36.13 subdivision 4, unless otherwise permitted or required in this chapter.

36.14 (c) A stop lamp or signal lamp is prohibited from projecting a glaring or dazzling light,
36.15 except for:

36.16 (1) strobe lamps as provided under subdivision 8 or section 169.59, subdivision 4; or

36.17 (2) a school bus equipped with a supplemental warning system under section 169.4503,
36.18 subdivision 31.

36.19 Sec. 61. Minnesota Statutes 2016, section 169.64, is amended by adding a subdivision to
36.20 read:

36.21 Subd. 4a. **White light.** (a) It is unlawful to project a white light at the rear of a vehicle
36.22 while traveling on any street or highway, except:

36.23 (1) for a vehicle moving in reverse;

36.24 (2) for a school bus equipped with a supplemental warning system under section
36.25 169.4503, subdivision 31;

36.26 (3) for a strobe lamp as provided under subdivision 8;

36.27 (4) as required for license plate illumination under section 169.50, subdivision 2;

36.28 (5) as provided in section 169.59, subdivision 4; and

36.29 (6) as otherwise provided in this subdivision.

37.1 (b) A lighting device mounted on top of a vehicle engaged in deliveries to residences
37.2 may project a white light to the rear if the sign projects one or more additional colors to the
37.3 rear.

37.4 (c) An authorized emergency vehicle may display an oscillating, alternating, or rotating
37.5 white light used in connection with an oscillating, alternating, or rotating red light when
37.6 responding to emergency calls.

37.7 Sec. 62. Minnesota Statutes 2017 Supplement, section 169.64, subdivision 8, is amended
37.8 to read:

37.9 Subd. 8. **Strobe lamp.** (a) Notwithstanding ~~sections 169.55, subdivision 1; 169.57,~~
37.10 ~~subdivision 3, paragraph (b);~~ or any other law to the contrary, a vehicle may be equipped
37.11 with a 360-degree flashing strobe lamp that emits a white light with a flash rate of 60 to
37.12 120 flashes a minute, and the lamp may be used as provided in this subdivision, if the vehicle
37.13 is:

37.14 (1) a school bus that is subject to and complies with the equipment requirements of
37.15 ~~sections 169.441, subdivision 1, and section 169.442, subdivision 1,~~ or a Head Start bus.
37.16 The lamp must operate from a separate switch containing an indicator lamp to show when
37.17 the strobe lamp is in use; or

37.18 (2) a road maintenance vehicle owned or under contract to the Department of
37.19 Transportation or a road authority of a county, home rule or statutory city, or town, but the
37.20 strobe lamp may only be operated while the vehicle is actually engaged in snow removal
37.21 during daylight hours.

37.22 (b) Notwithstanding ~~sections 169.55, subdivision 1; 169.57, subdivision 3, paragraph~~
37.23 ~~(b);~~ or any other law to the contrary, a vehicle may be equipped with a 360-degree flashing
37.24 strobe lamp that emits an amber light with a flash rate of 60 to 120 flashes a minute, and
37.25 the lamp may be used as provided in this subdivision, if the vehicle is a rural mail carrier
37.26 vehicle, provided that the strobe lamp is mounted at the highest practicable point on the
37.27 vehicle. The strobe lamp may only be operated while the vehicle is actually engaged during
37.28 daylight hours in the delivery of mail to residents on a rural mail route.

37.29 (c) A strobe lamp authorized by this ~~section shall~~ subdivision must be of a double flash
37.30 type certified to the commissioner of public safety by the manufacturer as being weatherproof
37.31 and having a ~~minimum~~ an effective light output of ~~200 candelas as measured by the~~
37.32 Blondel-Rey formula that meets or exceeds the most recent version of SAE International
37.33 standard J845, Class 2, or a subsequent standard.

38.1 Sec. 63. Minnesota Statutes 2016, section 169.81, subdivision 5, is amended to read:

38.2 Subd. 5. **Manner of loading.** ~~No (a) A vehicle shall~~ must not be driven or moved on
38.3 any highway unless ~~such the~~ vehicle is so constructed, loaded, or the load securely covered
38.4 as to prevent any of its load from dropping, sifting, leaking, blowing, or otherwise escaping
38.5 ~~therefrom, except that.~~

38.6 (b) Notwithstanding paragraph (a), a vehicle or combination of vehicles may:

38.7 (1) drop sand may be dropped for the purpose of securing to secure traction, or;

38.8 (2) sprinkle water or other substances may be sprinkled on a roadway in cleaning or
38.9 maintaining such to clean or maintain the roadway; or

38.10 (3) leak liquid from thawing sugar beets, only if transporting unprocessed sugar beets.

38.11 (c) This subdivision shall does not apply to motor vehicles operated by a farmer or the
38.12 farmer's agent when transporting produce such as small grains, shelled corn, soybeans, or
38.13 other farm produce of a size and density not likely to cause injury to persons or damage to
38.14 property on escaping in small amounts from a vehicle.

38.15 (d) A violation of this subdivision by a vehicle that is carrying farm produce and that is
38.16 not exempted ~~by the preceding sentence~~ under paragraph (c) is a petty misdemeanor.

38.17 **EFFECTIVE DATE.** This section is effective June 1, 2018.

38.18 Sec. 64. Minnesota Statutes 2016, section 169.81, is amended by adding a subdivision to
38.19 read:

38.20 Subd. 11. **Automobile transporter.** (a) For purposes of this subdivision, the following
38.21 terms have the meanings given them:

38.22 (1) "automobile transporter" means any vehicle combination designed and used to
38.23 transport assembled highway vehicles, including truck camper units;

38.24 (2) "stinger-steered combination automobile transporter" means a truck tractor semitrailer
38.25 having the fifth wheel located on a drop frame located behind and below the rear-most axle
38.26 of the power unit; and

38.27 (3) "backhaul" means the return trip of a vehicle transporting cargo or general freight,
38.28 including when carrying goods back over all or part of the same route.

38.29 (b) Stinger-steered combination automobile transporters having a length of 80 feet or
38.30 less may be operated on interstate highways and other highways designated in this section,

39.1 and in addition may carry a load that extends the length by four feet or less in the front of
39.2 the vehicle and six feet or less in the rear of the vehicle.

39.3 (c) An automobile transporter may transport cargo or general freight on a backhaul,
39.4 provided it complies with weight limitations for a truck tractor and semitrailer combination
39.5 under section 169.824.

39.6 Sec. 65. Minnesota Statutes 2016, section 169.8261, subdivision 2, is amended to read:

39.7 Subd. 2. **Conditions.** (a) A vehicle or combination of vehicles described in subdivision
39.8 1 must:

39.9 (1) comply with seasonal load restrictions in effect between the dates set by the
39.10 commissioner under section 169.87, subdivision 2;

39.11 (2) comply with bridge load limits posted under section 169.84;

39.12 (3) be equipped and operated with six or more axles and brakes on all wheels;

39.13 (4) not exceed 90,000 pounds gross vehicle weight, or 99,000 pounds gross vehicle
39.14 weight during the time when seasonal increases are authorized under section 169.826;

39.15 (5) not be operated on interstate highways;

39.16 (6) obtain an annual permit from the commissioner of transportation;

39.17 (7) obey all road postings; and

39.18 (8) not exceed 20,000 pounds gross weight on any single axle.

39.19 (b) A vehicle operated under this section may exceed the legal axle weight limits listed
39.20 in section 169.824 by not more than 12.5 percent; except that, the weight limits may be
39.21 exceeded by not more than 23.75 percent during the time when seasonal increases are
39.22 authorized under section 169.826, subdivision 1.

39.23 (c) Notwithstanding paragraph (a), clause (5), a vehicle or combination of vehicles
39.24 hauling raw or unfinished forest products may operate on the segment of marked Interstate
39.25 Highway 35 provided under United States Code, title 23, section 127(q)(2)(D).

39.26 Sec. 66. Minnesota Statutes 2017 Supplement, section 169.829, subdivision 4, is amended
39.27 to read:

39.28 Subd. 4. **Certain emergency vehicles.** (a) The provisions of sections 169.80 to 169.88
39.29 governing size, weight, and load do not apply to a fire apparatus, a law enforcement special
39.30 response vehicle, or a licensed land emergency ambulance service vehicle.

40.1 (b) Emergency vehicles designed to transport personnel and equipment to support the
40.2 suppression of fires and to mitigate other hazardous situations are subject to the following
40.3 weight limitations when operated on an interstate highway: (1) 24,000 pounds on a single
40.4 steering axle; (2) 33,500 pounds on a single drive axle; (3) 52,000 pounds on a tandem rear
40.5 drive steer axle; and (4) 62,000 pounds on a tandem axle. The gross weight of an emergency
40.6 vehicle operating on an interstate highway must not exceed 86,000 pounds.

40.7 Sec. 67. Minnesota Statutes 2016, section 169.829, is amended by adding a subdivision
40.8 to read:

40.9 Subd. 5. Sewage septic tank trucks. (a) Sections 169.823 and 169.826 to 169.828 do
40.10 not apply to a sewage septic tank truck used exclusively to transport sewage from septic or
40.11 holding tanks.

40.12 (b) The weight limitations under section 169.824 are increased by ten percent for a
40.13 single-unit vehicle transporting sewage from the point of service to (1) another point of
40.14 service, or (2) the point of unloading.

40.15 (c) Notwithstanding sections 169.824, subdivision 1, paragraph (d); 169.826, subdivision
40.16 3; or any other law to the contrary, a permit is not required to operate a vehicle under this
40.17 subdivision.

40.18 (d) The seasonal weight increases under section 169.826, subdivision 1, do not apply to
40.19 a vehicle operated under this subdivision.

40.20 (e) A vehicle operated under this subdivision is subject to bridge load limits posted under
40.21 section 169.84.

40.22 **EFFECTIVE DATE.** This section is effective June 1, 2018.

40.23 Sec. 68. Minnesota Statutes 2016, section 169.87, subdivision 6, is amended to read:

40.24 Subd. 6. Recycling and garbage vehicles. (a) ~~Except as provided in paragraph (b)~~ While
40.25 a vehicle is engaged in the type of collection the vehicle was designed to perform, weight
40.26 restrictions imposed under subdivisions 1 and 2 do not apply to:

40.27 (1) a vehicle that does not exceed 20,000 pounds per single axle and is designed and
40.28 used exclusively for recycling, while ~~engaged in recycling~~ operating in a political subdivision
40.29 that mandates curbside recycling pickup;

41.1 ~~(b) Weight restrictions imposed under subdivisions 1 and 2 do not apply to: (1) (2) a~~
 41.2 vehicle that does not exceed 14,000 pounds per single axle and is used exclusively for
 41.3 recycling as described in paragraph (a);

41.4 ~~(2) (3) a vehicle that does not exceed 14,000 pounds per single axle and is designed and~~
 41.5 used exclusively for collecting mixed municipal solid waste, as defined in section 115A.03,
 41.6 subdivision 21, while engaged in such collection; or

41.7 ~~(3) (4) a portable toilet service vehicle that does not exceed 14,000 pounds per single~~
 41.8 axle or 26,000 pounds gross vehicle weight, and is designed and used exclusively for
 41.9 collecting liquid waste from portable toilets, while engaged in such collection; or

41.10 (5) a sewage septic tank truck that is designed and used exclusively to haul sewage from
 41.11 septic or holding tanks.

41.12 ~~(e) (b) Notwithstanding section 169.80, subdivision 1, a violation of the owner or operator~~
 41.13 of a vehicle that violates the weight restrictions imposed under subdivisions 1 and 2 by a
 41.14 ~~vehicle designed and used exclusively for recycling while engaged in recycling in a political~~
 41.15 ~~subdivision that mandates curbside recycling pickup while engaged in such collection, by~~
 41.16 ~~a vehicle that is designed and used exclusively for collecting mixed municipal solid waste~~
 41.17 ~~as defined in section 115A.03, subdivision 21, while engaged in such collection, or by a~~
 41.18 ~~portable toilet service vehicle that is designed and used exclusively for collecting liquid~~
 41.19 ~~waste from portable toilets, while engaged in such collection, is not subject to criminal~~
 41.20 penalties but is subject to a civil penalty for excess weight under section 169.871 if the
 41.21 vehicle (1) meets the requirements under paragraph (a), and (2) is engaged in the type of
 41.22 collection the vehicle was designed to perform.

41.23 **EFFECTIVE DATE.** This section is effective June 1, 2018.

41.24 Sec. 69. Minnesota Statutes 2016, section 169.92, subdivision 4, is amended to read:

41.25 Subd. 4. **Suspension of driver's license.** (a) Upon receiving a report from the court, or
 41.26 from the driver licensing authority of a state, district, territory, or possession of the United
 41.27 States or a province of a foreign country which has an agreement in effect with this state
 41.28 pursuant to section 169.91, that a resident of this state or a person licensed as a driver in
 41.29 this state did not appear in court in compliance with the terms of a citation, the commissioner
 41.30 of public safety ~~shall~~ must notify the driver that the driver's license will be suspended unless
 41.31 the commissioner receives notice within 30 days that the driver has appeared in the
 41.32 appropriate court ~~or, if the offense is a petty misdemeanor for which a guilty plea was~~
 41.33 ~~entered under section 609.491, that the person has paid any fine imposed by the court.~~ If

42.1 the commissioner does not receive notice of the appearance in the appropriate court or
42.2 ~~payment of the fine~~ within 30 days of the date of the commissioner's notice to the driver,
42.3 the commissioner may suspend the driver's license, subject to the notice requirements of
42.4 section 171.18, subdivision 2. Notwithstanding the requirements in this section, the
42.5 commissioner is prohibited from suspending the driver's license of a person based solely
42.6 on the fact that the person did not appear in court in compliance with the terms of a citation
42.7 for a petty misdemeanor or for a violation of section 171.24, subdivision 1.

42.8 (b) The order of suspension ~~shall~~ must indicate the reason for the order and ~~shall~~ must
42.9 notify the driver that the driver's license ~~shall remain~~ remains suspended until the driver
42.10 has furnished evidence, satisfactory to the commissioner, of compliance with any order
42.11 entered by the court.

42.12 (c) Suspension shall be ordered under this subdivision only when the report clearly
42.13 identifies the person arrested; describes the violation, specifying the section of the traffic
42.14 law, ordinance or rule violated; indicates the location and date of the offense; and describes
42.15 the vehicle involved and its registration number.

42.16 Sec. 70. Minnesota Statutes 2016, section 171.041, is amended to read:

42.17 **171.041 RESTRICTED LICENSE FOR FARM WORK.**

42.18 (a) Notwithstanding any provisions of section 171.04 relating to the age of an applicant
42.19 to the contrary, the commissioner may issue a restricted farm work license to operate a
42.20 motor vehicle to a person who has attained the age of 15 years and who, except for age, is
42.21 qualified to hold a driver's license. The applicant is not required to comply with the six-month
42.22 instruction permit possession provisions of sections 171.04, subdivision 1, clause (2), and
42.23 171.05, subdivision 2a, or with the 12-month provisional license possession provision of
42.24 section 171.04, subdivision 1, clause (1), item (i).

42.25 (b) The restricted license ~~shall~~ must be issued solely for the purpose of authorizing the
42.26 person to whom the restricted license is issued to assist the person's parents or guardians
42.27 with farm work. An individual may perform farm work under the restricted license for any
42.28 entity authorized to farm under section 500.24. A person holding this restricted license may
42.29 operate a motor vehicle only during daylight hours and only within a radius of ~~20~~ 40 miles
42.30 of the parent's or guardian's farmhouse; however, in no case may a person holding the
42.31 restricted license operate a motor vehicle in a city of the first class.

43.1 (c) An applicant for a restricted license ~~shall~~ must apply to the commissioner for the
 43.2 license on forms prescribed by the commissioner. The application ~~shall~~ must be accompanied
 43.3 by:

43.4 (1) a copy of a property tax statement showing that the applicant's parent or guardian
 43.5 owns land that is classified as agricultural land or a copy of a rental statement or agreement
 43.6 showing that the applicant's parent or guardian rents land classified as agricultural land; and

43.7 (2) a written verified statement by the applicant's parent or guardian setting forth the
 43.8 necessity for the license.

43.9 **EFFECTIVE DATE.** This section is effective June 1, 2018.

43.10 Sec. 71. Minnesota Statutes 2017 Supplement, section 171.06, subdivision 2, is amended
 43.11 to read:

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

43.13 REAL ID Compliant or				
43.14 Noncompliant Classified				
43.15 Driver's License	D-\$17.25	C-\$21.25	B-\$28.25	A-\$36.25
43.16 REAL ID Compliant or				
43.17 Noncompliant Classified				
43.18 Under-21 D.L.	D-\$17.25	C-\$21.25	B-\$28.25	A-\$16.25
43.19 Enhanced Driver's License	D-\$32.25	C-\$36.25	B-\$43.25	A-\$51.25
43.20 REAL ID Compliant or				
43.21 Noncompliant Instruction				
43.22 Permit				\$5.25
43.23 Enhanced Instruction				
43.24 Permit				\$20.25
43.25 Commercial Learner's				
43.26 Permit				\$2.50
43.27 REAL ID Compliant or				
43.28 Noncompliant Provisional				
43.29 License				\$8.25
43.30 Enhanced Provisional				
43.31 License				\$23.25
43.32 Duplicate REAL ID				
43.33 Compliant or Noncompliant				
43.34 License or duplicate REAL				
43.35 ID Compliant or				
43.36 Noncompliant identification				
43.37 card				\$6.75
43.38 Enhanced Duplicate				
43.39 License or enhanced				
43.40 duplicate identification card				\$21.75

44.1 REAL ID Compliant or
 44.2 Noncompliant Minnesota
 44.3 identification card or REAL
 44.4 ID Compliant or
 44.5 Noncompliant Under-21
 44.6 Minnesota identification
 44.7 card, other than duplicate,
 44.8 except as otherwise
 44.9 provided in section 171.07,
 44.10 subdivisions 3 and 3a \$11.25

44.11 Enhanced Minnesota
 44.12 identification card \$26.25

44.13 ~~In addition to each fee required in this paragraph, the commissioner shall collect a surcharge~~
 44.14 ~~of: (1) \$1.75 until June 30, 2012; and (2) \$1.00 from July 1, 2012, to June 30, 2016.~~

44.15 ~~Surcharges collected under this paragraph must be credited to the driver and vehicle services~~
 44.16 ~~technology account in the special revenue fund under section 299A.705.~~

44.17 (b) Notwithstanding paragraph (a), an individual who holds a provisional license and
 44.18 has a driving record free of (1) convictions for a violation of section 169A.20, 169A.33,
 44.19 169A.35, sections 169A.50 to 169A.53, or section 171.177, (2) convictions for crash-related
 44.20 moving violations, and (3) convictions for moving violations that are not crash related, ~~shall~~
 44.21 must have a \$3.50 credit toward the fee for any classified under-21 driver's license. "Moving
 44.22 violation" has the meaning given it in section 171.04, subdivision 1.

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

44.28 (d) In addition to the fee required under paragraph (a), a driver's license agent may charge
 44.29 and retain a filing fee as provided under section 171.061, subdivision 4.

44.30 (e) In addition to the fee required under paragraph (a), the commissioner ~~shall~~ must
 44.31 charge a filing fee at the same amount as a driver's license agent under section 171.061,
 44.32 subdivision 4. Revenue collected under this paragraph must be deposited in the driver
 44.33 services operating account.

44.34 (f) An application for a Minnesota identification card, instruction permit, provisional
 44.35 license, or driver's license, including an application for renewal, must contain a provision
 44.36 that allows the applicant to add to the fee under paragraph (a), a \$2 donation for the purposes
 44.37 of public information and education on anatomical gifts under section 171.075.

45.1 Sec. 72. Minnesota Statutes 2016, section 171.16, subdivision 2, is amended to read:

45.2 Subd. 2. **Commissioner shall suspend.** (a) The court may recommend the suspension
45.3 of the driver's license of the person so convicted, and the commissioner ~~shall~~ must suspend
45.4 such license as recommended by the court, without a hearing ~~as provided herein~~.

45.5 (b) The commissioner is prohibited from suspending a person's driver's license if the
45.6 person was convicted only under section 171.24, subdivision 1 or 2.

45.7 Sec. 73. Minnesota Statutes 2016, section 171.16, subdivision 3, is amended to read:

45.8 Subd. 3. ~~**Suspension for Failure to pay fine.** When any court reports to~~ The
45.9 commissioner must not suspend a person's driver's license based solely on the fact that a
45.10 person: (1) has been convicted of violating a law of this state or an ordinance of a political
45.11 subdivision which regulates the operation or parking of motor vehicles, (2) has been
45.12 sentenced to the payment of a fine or had a surcharge levied against that person, or sentenced
45.13 to a fine upon which a surcharge was levied, and (3) has refused or failed to comply with
45.14 that sentence or to pay the surcharge, ~~notwithstanding the fact that the court has determined~~
45.15 ~~that the person has the ability to pay the fine or surcharge, the commissioner shall suspend~~
45.16 ~~the driver's license of such person for 30 days for a refusal or failure to pay or until notified~~
45.17 ~~by the court that the fine or surcharge, or both if a fine and surcharge were not paid, has~~
45.18 ~~been paid.~~

45.19 Sec. 74. Minnesota Statutes 2016, section 171.18, subdivision 1, is amended to read:

45.20 Subdivision 1. **Offenses.** (a) The commissioner may suspend the license of a driver
45.21 without preliminary hearing upon a showing by department records or other sufficient
45.22 evidence that the licensee:

45.23 (1) has committed an offense for which mandatory revocation of license is required upon
45.24 conviction;

45.25 (2) has been convicted by a court for violating a provision of chapter 169 or an ordinance
45.26 regulating traffic, other than a conviction for a petty misdemeanor, and department records
45.27 show that the violation contributed in causing an accident resulting in the death or personal
45.28 injury of another, or serious property damage;

45.29 (3) is an habitually reckless or negligent driver of a motor vehicle;

45.30 (4) is an habitual violator of the traffic laws;

45.31 (5) is incompetent to drive a motor vehicle as determined in a judicial proceeding;

46.1 (6) has permitted an unlawful or fraudulent use of the license;

46.2 (7) has committed an offense in another state that, if committed in this state, would be
46.3 grounds for suspension;

46.4 (8) has committed a violation of section 169.444, subdivision 2, paragraph (a), within
46.5 five years of a prior conviction under that section;

46.6 (9) has committed a violation of section 171.22, except that the commissioner may not
46.7 suspend a person's driver's license based solely on the fact that the person possessed a
46.8 fictitious or fraudulently altered Minnesota identification card;

46.9 (10) has failed to appear in court as provided in section 169.92, subdivision 4;

46.10 (11) has failed to report a medical condition that, if reported, would have resulted in
46.11 cancellation of driving privileges;

46.12 (12) has been found to have committed an offense under section 169A.33; or

46.13 (13) has paid or attempted to pay a fee required under this chapter for a license or permit
46.14 by means of a dishonored check issued to the state or a driver's license agent, which must
46.15 be continued until the registrar determines or is informed by the agent that the dishonored
46.16 check has been paid in full.

46.17 However, an action taken by the commissioner under clause (2) or (5) must conform to the
46.18 recommendation of the court when made in connection with the prosecution of the licensee.

46.19 (b) The commissioner may suspend the license of a driver when any court reports to the
46.20 commissioner that a driver has eight unpaid parking tickets within a 12-month period or
46.21 ten unpaid parking tickets within a 24-month period.

46.22 ~~(b) (c) The commissioner may not suspend~~ is prohibited from suspending the driver's
46.23 license of an individual under paragraph (a) who was convicted of a violation of section
46.24 171.24, subdivision 1, ~~whose license was under suspension at the time solely because of~~
46.25 ~~the individual's failure to appear in court or failure to pay a fine or 2.~~

46.26 Sec. 75. Minnesota Statutes 2016, section 174.12, subdivision 8, is amended to read:

46.27 Subd. 8. **Legislative report.** (a) By February 1 of each odd-numbered year, the
46.28 commissioner of transportation, with assistance from the commissioner of employment and
46.29 economic development, ~~shall~~ must submit a report on the transportation economic
46.30 development program to the chairs and ranking minority members of the legislative
46.31 committees with jurisdiction over transportation policy and finance and economic
46.32 development policy and finance.

47.1 (b) At a minimum, the report must:

47.2 (1) summarize the requirements and implementation of the transportation economic
47.3 development program established in this section;

47.4 (2) review the criteria and economic impact performance measures used for evaluation,
47.5 prioritization, and selection of projects;

47.6 (3) provide a brief overview of each project that received financial assistance under the
47.7 program, which must at a minimum identify:

47.8 (i) basic project characteristics, such as funding recipient, geographic location, and type
47.9 of transportation modes served;

47.10 (ii) sources and respective amounts of project funding; and

47.11 (iii) the degree of economic benefit anticipated or observed, following the economic
47.12 impact performance measures established under subdivision 4;

47.13 (4) identify the allocation of funds, including but not limited to a breakdown of total
47.14 project funds by transportation mode, the amount expended for administrative costs, and
47.15 the amount transferred to the transportation economic development assistance account;

47.16 (5) evaluate the overall economic impact of the program; and

47.17 (6) provide recommendations for any legislative changes related to the program.

47.18 (c) Notwithstanding paragraph (a), a report is not required in an odd-numbered year if
47.19 no project received financial assistance during the preceding 24 months.

47.20 **Sec. 76. [174.13] TRIBAL TRAINING PROGRAM; COSTS.**

47.21 The commissioner must implement interagency billing to state agencies to pay costs
47.22 related to each agency's participation in tribal training activities provided by the department.

47.23 **EFFECTIVE DATE.** This section is effective July 1, 2019.

47.24 **Sec. 77.** Minnesota Statutes 2016, section 174.66, is amended to read:

47.25 **174.66 CONTINUATION OF CARRIER RULES.**

47.26 (a) Orders and directives in force, issued, or promulgated under authority of chapters
47.27 174A, 216A, 218, 219, 221, and 222 remain and continue in force and effect until repealed,
47.28 modified, or superseded by duly authorized orders or directives of the commissioner of
47.29 transportation. To the extent allowed under federal law or regulation, rules adopted under
47.30 authority of the following sections are transferred to the commissioner of transportation

48.1 and continue in force and effect until repealed, modified, or superseded by duly authorized
48.2 rules of the commissioner:

48.3 (1) section 218.041 except rules related to the form and manner of filing railroad rates,
48.4 railroad accounting rules, and safety rules;

48.5 (2) section 219.40;

48.6 (3) rules relating to rates or tariffs, or the granting, limiting, or modifying of permits
48.7 under section 221.031, subdivision 1; and

48.8 ~~(4) rules relating to rates, charges, and practices under section 221.161, subdivision 4;~~
48.9 ~~and~~

48.10 ~~(5) rules relating to rates, tariffs, or the granting, limiting, or modifying of permits under~~
48.11 ~~section 221.121.~~

48.12 (b) The commissioner ~~shall~~ must review the transferred rules, orders, and directives and,
48.13 when appropriate, develop and adopt new rules, orders, or directives.

48.14 Sec. 78. **[219.085] OPERATION OF ON-TRACK EQUIPMENT.**

48.15 An operator of equipment used on rails that does not activate automatic railroad-highway
48.16 grade crossing warning signals or gates must exercise due regard for the safety of persons
48.17 and vehicles using a railroad-highway grade crossing.

48.18 Sec. 79. Minnesota Statutes 2016, section 221.031, subdivision 2d, is amended to read:

48.19 Subd. 2d. **Hours of service exemptions; agricultural purposes.** The federal regulations
48.20 incorporated in section 221.0314, subdivision 9, for ~~maximum driving and on-duty time,~~
48.21 hours of service do not apply to drivers engaged in intrastate transportation within a
48.22 150-air-mile radius from the source of the commodities₂ or from the retail or wholesale
48.23 distribution point of the farm supplies₂ for:

48.24 (1) agricultural commodities₂ or

48.25 (2) farm supplies for agricultural purposes from March 15 to December 15 of each year;
48.26 ~~or.~~

48.27 ~~(2) sugar beets from September 1 to May 15 of each year.~~

49.1 Sec. 80. Minnesota Statutes 2016, section 221.031, is amended by adding a subdivision
49.2 to read:

49.3 Subd. 2f. **Hours of service exemptions; utility construction.** (a) The federal regulations
49.4 incorporated in section 221.0314, subdivision 9, for hours of service do not apply to drivers
49.5 engaged in intrastate transportation of utility construction materials within a 50-mile radius
49.6 from the site of a construction or maintenance project.

49.7 (b) For purposes of this subdivision, utility construction materials includes supplies and
49.8 materials used in a project to construct or maintain (1) a street or highway; (2) equipment
49.9 or facilities to furnish electric transmission service; (3) a telecommunications system or
49.10 cable communications system; (4) a waterworks system, sanitary sewer, or storm sewer;
49.11 (5) a gas heating service line; (6) a pipeline; and (7) a facility for other similar utility service.

49.12 Sec. 81. Minnesota Statutes 2016, section 221.0314, subdivision 9, is amended to read:

49.13 Subd. 9. **Hours of service of driver.** (a) Code of Federal Regulations, title 49, part 395,
49.14 is incorporated by reference, except that paragraphs (a), (c), (d), (f), (h), (i), ~~(k)~~, (m), and
49.15 (n) of section 395.1 of that part are not incorporated. In addition, cross-references to sections
49.16 or paragraphs not incorporated in this subdivision are not incorporated by reference.

49.17 (b) For purposes of Code of Federal Regulations, title 49, part 395.1, paragraph (k), the
49.18 planting and harvest period for Minnesota is from January 1 through December 31 each
49.19 year.

49.20 (c) The requirements of Code of Federal Regulations, title 49, part 395, do not apply to
49.21 drivers of lightweight vehicles.

49.22 Sec. 82. Minnesota Statutes 2016, section 221.036, subdivision 1, is amended to read:

49.23 Subdivision 1. **Order.** The commissioner may issue an order requiring violations to be
49.24 corrected and administratively assessing monetary penalties for a violation of (1) section
49.25 221.021; (2) section 221.033, subdivision 2b; (3) section 221.171; (4) section 221.141; (5)
49.26 a federal, state, or local law, regulation, rule, or ordinance pertaining to railroad-highway
49.27 grade crossings; or (6) rules of the commissioner relating to the transportation of hazardous
49.28 waste, motor carrier operations, or insurance, or tariffs and accounting. An order must be
49.29 issued as provided in this section.

50.1 Sec. 83. Minnesota Statutes 2016, section 221.036, subdivision 3, is amended to read:

50.2 Subd. 3. **Amount of penalty; considerations.** (a) The commissioner may issue an order
50.3 assessing a penalty of up to \$5,000 for all violations identified during a single audit or
50.4 investigation of (1) section 221.021^{1/2}, 221.141^{1/2} or 221.171, or (2) rules of the commissioner
50.5 relating to motor carrier operations; ~~or insurance, or tariffs and accounting, identified during~~
50.6 a single inspection, audit, or investigation.

50.7 (b) The commissioner may issue an order assessing a penalty up to a maximum of
50.8 \$10,000 for all violations of section 221.033, subdivision 2b, identified during a single
50.9 inspection or audit.

50.10 (c) In determining the amount of a penalty, the commissioner ~~shall~~ must consider:

50.11 (1) the willfulness of the violation;

50.12 (2) the gravity of the violation, including damage to humans, animals, air, water, land,
50.13 or other natural resources of the state;

50.14 (3) the history of past violations, including the similarity of the most recent violation
50.15 and the violation to be penalized, the time elapsed since the last violation, the number of
50.16 previous violations, and the response of the person to the most recent violation identified;

50.17 (4) the economic benefit gained by the person by allowing or committing the violation;
50.18 and

50.19 (5) other factors as justice may require, if the commissioner specifically identifies the
50.20 additional factors in the commissioner's order.

50.21 (d) The commissioner ~~shall~~ must assess a penalty in accordance with Code of Federal
50.22 Regulations, title 49, section 383.53, against:

50.23 (1) a driver who is convicted of a violation of an out-of-service order;

50.24 (2) an employer who knowingly allows or requires an employee to operate a commercial
50.25 motor vehicle in violation of an out-of-service order; or

50.26 (3) an employer who knowingly allows or requires an employee to operate a commercial
50.27 motor vehicle in violation of a federal, state, or local law or regulation pertaining to
50.28 railroad-highway grade crossings.

50.29 Sec. 84. Minnesota Statutes 2016, section 221.122, subdivision 1, is amended to read:

50.30 Subdivision 1. **Registration, insurance, and filing requirements.** (a) An order issued
50.31 by the commissioner which grants a certificate or permit must contain a service date.

51.1 (b) The person to whom the order granting the certificate or permit is issued shall do
51.2 the following within 45 days from the service date of the order:

51.3 (1) register vehicles which will be used to provide transportation under the permit or
51.4 certificate with the commissioner and pay the vehicle registration fees required by law; and

51.5 (2) file and maintain insurance or bond as required by section 221.141 and rules of the
51.6 commissioner; and.

51.7 (3) ~~file rates and tariffs as required by section 221.161 and rules of the commissioner.~~

51.8 Sec. 85. Minnesota Statutes 2016, section 221.161, subdivision 1, is amended to read:

51.9 Subdivision 1. ~~Filing; hearing upon commissioner initiative~~ Tariff maintenance and
51.10 contents. A household goods ~~carrier shall file and~~ mover must maintain with the
51.11 ~~commissioner~~ a tariff showing rates and charges for transporting household goods. ~~Tariffs~~
51.12 ~~must be prepared and filed in accordance with the rules of the commissioner. When tariffs~~
51.13 ~~are filed in accordance with the rules and accepted by the commissioner, the filing constitutes~~
51.14 ~~notice to the public and interested parties of the contents of the tariffs. The commissioner~~
51.15 ~~shall not accept for filing tariffs that are unjust, unreasonable, unjustly discriminatory,~~
51.16 ~~unduly preferential or prejudicial, or otherwise in violation of this section or rules adopted~~
51.17 ~~under this section. If the tariffs appear to be unjust, unreasonable, unjustly discriminatory,~~
51.18 ~~unduly preferential or prejudicial, or otherwise in violation of this section or rules adopted~~
51.19 ~~under this section, after notification and investigation by the department, the commissioner~~
51.20 ~~may suspend and postpone the effective date of the tariffs and assign the tariffs for hearing~~
51.21 ~~upon notice to the household goods carrier filing the proposed tariffs and to other interested~~
51.22 ~~parties, including users of the service and competitive carriers by motor vehicle and rail.~~
51.23 ~~At the hearing, the burden of proof is on the household goods carrier filing the proposed~~
51.24 ~~tariff to sustain the validity of the proposed schedule of rates and charges. The tariffs and~~
51.25 ~~subsequent supplements to them or reissues of them must state the effective date, which~~
51.26 ~~may not be less than ten days following the date of filing, unless the period of time is reduced~~
51.27 ~~by special permission of the commissioner.~~ A household goods mover must prepare a tariff
51.28 under this section that complies with Code of Federal Regulations, title 49, part 1310.3.

51.29 Sec. 86. Minnesota Statutes 2016, section 221.161, is amended by adding a subdivision
51.30 to read:

51.31 Subd. 5. Tariff availability. (a) A household goods mover subject to this section must
51.32 maintain all of its effective tariffs at its principal place of business and at each of its terminal
51.33 locations, and must make the tariffs available to the public for inspection at all times the

52.1 household goods mover is open for business. Any publication referred to in a tariff must be
 52.2 maintained with that tariff.

52.3 (b) Upon request, a household goods mover must provide copies of tariffs, specific tariff
 52.4 provisions, or tariff subscriptions to the commissioner or any interested person.

52.5 Sec. 87. Minnesota Statutes 2016, section 221.171, subdivision 1, is amended to read:

52.6 Subdivision 1. **Compensation fixed by schedule on file.** ~~No~~ A household goods carrier
 52.7 shall ~~mover must not~~ charge or receive a greater, lesser, or different compensation for the
 52.8 transportation ~~of persons or property or for related service,~~ provided than the rates and
 52.9 charges ~~named in the carrier's schedule on file and in effect with the commissioner including~~
 52.10 ~~any rate fixed by the commissioner~~ specified in the tariff under section 221.161; ~~nor shall.~~
 52.11 A household goods ~~carrier~~ mover must not refund or remit in any manner or by any device,
 52.12 directly or indirectly, the rates and charges required to be collected by the ~~carrier~~ mover
 52.13 under the ~~carrier's~~ mover's schedules ~~or under the rates, if any, fixed by the commissioner.~~

52.14 Sec. 88. Minnesota Statutes 2016, section 299A.01, is amended by adding a subdivision
 52.15 to read:

52.16 Subd. 8. **Highway user tax distribution fund use limitation.** The commissioner is
 52.17 prohibited from spending any money from the highway user tax distribution fund for the
 52.18 public information center or comparable customer service positions elsewhere in the
 52.19 department.

52.20 Sec. 89. **[299A.704] DRIVER AND VEHICLE SERVICES FUND.**

52.21 A driver and vehicle services fund is established within the state treasury. The fund
 52.22 consists of accounts and money as specified by law, and any other money donated, allotted,
 52.23 transferred, or otherwise provided to the fund.

52.24 Sec. 90. Minnesota Statutes 2016, section 299A.705, is amended to read:

52.25 **299A.705 DRIVER AND VEHICLE SERVICES ACCOUNTS.**

52.26 Subdivision 1. **Vehicle services operating account.** (a) The vehicle services operating
 52.27 account is created in the ~~special revenue~~ driver and vehicle services fund, consisting of all
 52.28 money from the vehicle services fees specified in chapters 168, 168A, and 168D, and any
 52.29 other money ~~otherwise~~ donated, allotted, ~~appropriated, or legislated~~ transferred, or otherwise
 52.30 provided to this the account.

53.1 (b) Funds appropriated ~~are available~~ from the account must be used by the commissioner
 53.2 of public safety to administer the vehicle services as specified in chapters 168, 168A, and
 53.3 168D, and section 169.345, including:

53.4 (1) designing, producing, issuing, and mailing vehicle registrations, plates, emblems,
 53.5 and titles;

53.6 (2) collecting title and registration taxes and fees;

53.7 (3) transferring vehicle registration plates and titles;

53.8 (4) maintaining vehicle records;

53.9 (5) issuing disability certificates and plates;

53.10 (6) licensing vehicle dealers;

53.11 (7) appointing, monitoring, and auditing deputy registrars; and

53.12 (8) inspecting vehicles when required by law.

53.13 Subd. 2. **Driver services operating account.** (a) The driver services operating account
 53.14 is created in the ~~special revenue~~ driver and vehicle services fund, consisting of all money
 53.15 collected under chapter 171 and any other money ~~otherwise~~ donated, allotted, ~~appropriated,~~
 53.16 ~~or legislated~~ transferred, or otherwise provided to the account.

53.17 (b) ~~Money in the~~ Funds appropriated from the account must be used by the commissioner
 53.18 of public safety to administer the driver services specified in chapters 169A and 171,
 53.19 including the activities associated with producing and mailing drivers' licenses and
 53.20 identification cards and notices relating to issuance, renewal, or withdrawal of driving and
 53.21 identification card privileges for any fiscal year or years and for the testing and examination
 53.22 of drivers.

53.23 Subd. 3. **Driver and vehicle services technology account.** (a) The driver and vehicle
 53.24 services technology account is created in the ~~special revenue~~ driver and vehicle services
 53.25 fund, consisting of the technology surcharge collected as specified in ~~chapters 168, 168A,~~
 53.26 ~~and 171; the filing fee revenue collected under section 168.33, subdivision 7; section 168.33~~
 53.27 and any other money ~~otherwise~~ donated, allotted, ~~appropriated, or legislated~~ transferred, or
 53.28 otherwise provided to ~~this~~ the account.

53.29 (b) Money in the account is annually appropriated to the commissioner of public safety
 53.30 to support the research, development, deployment, and maintenance of a driver and vehicle
 53.31 services information system.

54.1 (c) ~~Following completion of the deposit of filing fee revenue into the driver and vehicle~~
 54.2 ~~services technology account as provided under section 168.33, subdivision 7~~ Annually by
 54.3 February 1, the commissioner ~~shall~~ must submit a ~~notification report~~ report to the chairs and
 54.4 ranking minority members of the legislative committees with jurisdiction over transportation
 54.5 policy and finance ~~concerning driver and vehicle services information system implementation,~~
 54.6 ~~which must include information~~ on (1) total revenue deposited in the driver and vehicle
 54.7 services technology account for the previous calendar year, with a breakdown by sources
 54.8 of funds; (2) total project costs incurred through December 31 of the previous calendar year,
 54.9 with a breakdown by key project components; and (3) an estimate of ongoing system
 54.10 maintenance costs.

54.11 Subd. 4. **Prohibited expenditures.** The commissioner is prohibited from expending
 54.12 money from driver and vehicle services accounts created in the ~~special revenue~~ driver and
 54.13 vehicle services fund for any purpose that is not specifically authorized in this section or in
 54.14 the chapters specified in this section.

54.15 Sec. 91. Minnesota Statutes 2016, section 360.013, is amended by adding a subdivision
 54.16 to read:

54.17 Subd. 46a. **Comprehensive plan.** "Comprehensive plan" has the meaning given in
 54.18 section 394.22, subdivision 9, or 462.352, subdivision 5.

54.19 **EFFECTIVE DATE; APPLICATION.** This section is effective August 1, 2018.

54.20 Sec. 92. Minnesota Statutes 2016, section 360.017, subdivision 1, is amended to read:

54.21 Subdivision 1. **Creation; authorized disbursements.** (a) There is hereby created a
 54.22 fund to be known as the state airports fund. The fund shall consist of all money appropriated
 54.23 to it, or directed to be paid into it, by the legislature.

54.24 (b) The state airports fund shall be paid out on authorization of the commissioner and
 54.25 shall be used:

54.26 (1) to acquire, construct, improve, maintain, and operate airports and other air navigation
 54.27 facilities;

54.28 (2) to assist municipalities in the planning, acquisition, construction, improvement, and
 54.29 maintenance of airports and other air navigation facilities;

54.30 (3) to assist municipalities to initiate, enhance, and market scheduled air service at their
 54.31 airports;

55.1 (4) to promote interest and safety in aeronautics through education and information; and

55.2 (5) to pay the salaries and expenses of the Department of Transportation related to
55.3 aeronautic planning, administration, and operation. All allotments of money from the state
55.4 airports fund for salaries and expenses shall be approved by the commissioner of management
55.5 and budget.

55.6 ~~(e) A municipality that adopts a comprehensive plan that the commissioner finds is~~
55.7 ~~incompatible with the state aviation plan is not eligible for assistance from the state airports~~
55.8 ~~fund.~~

55.9 **EFFECTIVE DATE; APPLICATION.** This section is effective August 1, 2018, and
55.10 applies to airport sponsors that make or plan to make changes to runway lengths or
55.11 configurations on or after that date. Airport safety zoning ordinances that were approved
55.12 by the commissioner and effective before August 1, 2018, remain valid until or unless the
55.13 airport sponsor (1) makes or plans to make changes to runway lengths or configurations,
55.14 or (2) is required to update airport safety zoning ordinances.

55.15 Sec. 93. Minnesota Statutes 2016, section 360.021, subdivision 1, is amended to read:

55.16 Subdivision 1. **Authority to establish.** The commissioner is authorized and empowered,
55.17 on behalf of and in the name of this state, within the limitation of available appropriations,
55.18 to acquire, by purchase, gift, devise, lease, condemnation proceedings, or otherwise, property,
55.19 real or personal, for the purpose of establishing and constructing restricted landing areas
55.20 and other air navigation facilities and to acquire in like manner, own, control, establish,
55.21 construct, enlarge, improve, maintain, equip, operate, regulate, and police such restricted
55.22 landing areas and other air navigation facilities, either within or without this state; and to
55.23 make, prior to any such acquisition, investigations, surveys, and plans. The commissioner
55.24 may maintain, equip, operate, regulate, and police airports, either within or without this
55.25 state. The operation and maintenance of airports is an essential public service. The
55.26 commissioner may maintain at such airports facilities for the servicing of aircraft and for
55.27 the comfort and accommodation of air travelers. The commissioner may dispose of any
55.28 such property, airport, restricted landing area, or any other air navigation facility, by sale,
55.29 lease, or otherwise, in accordance with the laws of this state governing the disposition of
55.30 other like property of the state. The commissioner may not acquire or take over any restricted
55.31 landing area, or other air navigation facility without the consent of the owner. The
55.32 commissioner shall not acquire any additional state airports nor establish any additional
55.33 state-owned airports. The commissioner may erect, equip, operate, and maintain on any
55.34 airport buildings and equipment necessary and proper to maintain, and conduct such airport

56.1 and air navigation facilities connected therewith. The commissioner shall not expend money
 56.2 for land acquisition, or for the construction, improvement, or maintenance of airports, or
 56.3 for air navigation facilities for an airport, unless the ~~governmental unit~~ municipality, county,
 56.4 or joint airport zoning board involved has or is establishing a zoning authority for that
 56.5 airport, and the authority has made a good-faith showing that it is in the process of and will
 56.6 complete with due diligence, an airport zoning ordinance in accordance with sections 360.061
 56.7 to 360.074. The commissioner may provide funds to support airport safety projects that
 56.8 maintain existing infrastructure, regardless of a zoning authority's efforts to complete a
 56.9 zoning regulation. The commissioner may withhold funding from only the airport subject
 56.10 to the proposed zoning ordinance. Notwithstanding the foregoing prohibition, the
 56.11 commissioner may continue to maintain the state-owned airport at Pine Creek.

56.12 **EFFECTIVE DATE; APPLICATION.** This section is effective August 1, 2018, and
 56.13 applies to airport sponsors that make or plan to make changes to runway lengths or
 56.14 configurations on or after that date. Airport safety zoning ordinances that were approved
 56.15 by the commissioner and effective before August 1, 2018, remain valid until or unless the
 56.16 airport sponsor (1) makes or plans to make changes to runway lengths or configurations,
 56.17 or (2) is required to update airport safety zoning ordinances.

56.18 Sec. 94. Minnesota Statutes 2016, section 360.024, is amended to read:

56.19 **360.024 AIR TRANSPORTATION SERVICE CHARGE.**

56.20 Subdivision 1. Charges. (a) The commissioner ~~shall~~ must charge users of air
 56.21 transportation services provided by the commissioner for direct operating costs, excluding
 56.22 pilot salary ~~and~~.

56.23 (b) The commissioner must charge users for a portion of aircraft acquisition, replacement,
 56.24 or leasing costs.

56.25 Subd. 2. Accounts; appropriation. (a) An air transportation services account is
 56.26 established in the state airports fund. The account consists of money collected under
 56.27 subdivision 1, paragraph (a), and any other money donated, allotted, transferred, or otherwise
 56.28 provided to the account. All receipts for these services shall be deposited in the air
 56.29 transportation services account in the state airports fund and are Money in the account is
 56.30 annually appropriated to the commissioner to pay ~~these~~ direct air service operating costs.

56.31 (b) An aircraft capital account is established in the state airports fund. The account
 56.32 consists of collections under subdivision 1, paragraph (b), proceeds from the sale of aircraft
 56.33 under jurisdiction of the department, and any other money donated, allotted, transferred, or

57.1 otherwise provided to the account. Money in the account must be used for aircraft acquisition,
 57.2 replacement, or leasing costs. Except as provided by law, the commissioner must not transfer
 57.3 money into or out of the account.

57.4 **EFFECTIVE DATE.** This section is effective July 1, 2018.

57.5 Sec. 95. Minnesota Statutes 2016, section 360.062, is amended to read:

57.6 **360.062 AIRPORT HAZARD PREVENTION; PROTECTING EXISTING**
 57.7 **NEIGHBORHOOD LAND USES.**

57.8 (a) It is hereby found that an airport hazard endangers the lives and property of users of
 57.9 the airport and of occupants of land in its vicinity, and may reduce the size of the area
 57.10 available for the landing, takeoff, and maneuvering of aircraft, thereby impairing the utility
 57.11 of the airport and the public investment therein. It is also found that the social and financial
 57.12 costs of disrupting existing land uses around airports ~~in built-up urban areas, particularly~~
 57.13 ~~established residential neighborhoods,~~ often outweigh the benefits of a reduction in airport
 57.14 hazards that might result from the elimination or removal of those uses.

57.15 (b) Accordingly, it is hereby declared: (1) ~~that~~ the creation or establishment of an airport
 57.16 hazard is a public nuisance and an injury to the community served by the airport in question;
 57.17 (2) ~~that~~ it is ~~therefor~~ necessary in the interest of the public health, public safety, and general
 57.18 welfare that the creation or establishment of airport hazards be prevented and that this should
 57.19 be accomplished to the extent legally possible, by exercise of the police power, without
 57.20 compensation; and (3) ~~that~~ the elimination or removal of existing land uses, ~~particularly~~
 57.21 ~~established residential neighborhoods in built-up urban areas,~~ or their designation as
 57.22 nonconforming uses is not in the public interest and should be avoided whenever possible
 57.23 consistent with reasonable standards of safety.

57.24 (c) It is further declared that the prevention of the creation or establishment of airport
 57.25 hazards and the elimination, removal, alteration, mitigation, or marking and lighting of
 57.26 existing airport hazards are essential public purposes services for which political subdivisions
 57.27 may raise and expend public funds and acquire land or property interests therein.

57.28 **EFFECTIVE DATE; APPLICATION.** This section is effective August 1, 2018, and
 57.29 applies to airport sponsors that make or plan to make changes to runway lengths or
 57.30 configurations on or after that date. Airport safety zoning ordinances that were approved
 57.31 by the commissioner and effective before August 1, 2018, remain valid until or unless the
 57.32 airport sponsor (1) makes or plans to make changes to runway lengths or configurations,
 57.33 or (2) is required to update airport safety zoning ordinances.

58.1 Sec. 96. Minnesota Statutes 2016, section 360.063, subdivision 1, is amended to read:

58.2 Subdivision 1. **Enforcement under police power.** (a) In order to prevent the creation
58.3 or establishment of airport hazards, every municipality having an airport hazard area within
58.4 its territorial limits may, unless a joint airport zoning board is permitted under subdivision
58.5 3, adopt, amend from time to time, administer, and enforce, under the police power and in
58.6 the manner and upon the conditions hereinafter prescribed, airport zoning regulations for
58.7 such airport hazard area, which regulations may divide such area into zones, and, within
58.8 such zones, specify the land uses permitted and regulate and restrict the height to which
58.9 structures and trees may be erected or allowed to grow.

58.10 (b) ~~For the purpose of promoting~~ In order to promote health, safety, order, convenience,
58.11 prosperity, general welfare and ~~for conserving~~ to conserve property values and ~~encouraging~~
58.12 encourage the most appropriate use of land, the municipality may regulate ~~the location, size~~
58.13 ~~and use of buildings and the density of population in that portion of an airport hazard area~~
58.14 ~~under approach zones for a distance not to exceed two miles from the airport boundary and~~
58.15 ~~in other portions of an~~ in airport hazard area may regulate by land use zoning for a distance
58.16 ~~not to exceed one mile from the airport boundary, and by height restriction zoning for a~~
58.17 ~~distance not to exceed 1-1/2 miles from the airport boundary~~ areas: (1) land use; (2) height
58.18 restrictions; (3) the location, size, and use of buildings; and (4) the density of population.

58.19 (c) The powers granted by this subdivision may be exercised by metropolitan airports
58.20 commissions in contiguous cities of the first class in and for which they have been created.

58.21 (d) In the case of airports owned or operated by the state of Minnesota such powers shall
58.22 be exercised by the state airport zoning boards or by the commissioner of transportation as
58.23 authorized herein.

58.24 **EFFECTIVE DATE; APPLICATION.** This section is effective August 1, 2018, and
58.25 applies to airport sponsors that make or plan to make changes to runway lengths or
58.26 configurations on or after that date. Airport safety zoning ordinances that were approved
58.27 by the commissioner and effective before August 1, 2018, remain valid until or unless the
58.28 airport sponsor (1) makes or plans to make changes to runway lengths or configurations,
58.29 or (2) is required to update airport safety zoning ordinances.

58.30 Sec. 97. Minnesota Statutes 2016, section 360.063, subdivision 3, is amended to read:

58.31 Subd. 3. **Joint airport zoning board.** (a) Where an airport is owned or controlled by a
58.32 municipality and an airport hazard area appertaining to the airport is located within the

59.1 territorial limits of another county or municipality, the municipality owning or controlling
59.2 the airport may request a county or municipality in which an airport hazard area is located:

59.3 (1) to adopt and enforce airport zoning regulations for the area in question ~~that conform~~
59.4 ~~to standards prescribed by the commissioner pursuant to subdivision 4~~ under sections
59.5 360.0655 and 360.0656; or

59.6 (2) to join in creating a joint airport zoning board pursuant to paragraph (b). The owning
59.7 or controlling municipality shall determine which of these actions it shall request, except
59.8 as provided in paragraph (e) for the Metropolitan Airports Commission. The request shall
59.9 be made by certified mail to the governing body of each county and municipality in which
59.10 an airport hazard area is located.

59.11 (b) Where an airport is owned or controlled by a municipality and an airport hazard area
59.12 appertaining to the airport is located within the territorial limits of another county or
59.13 municipality, the municipality owning or controlling the airport and the county or other
59.14 municipality within which the airport hazard area is located may, by ordinance or resolution
59.15 duly adopted, create a joint airport zoning board, which board shall have the same power
59.16 to adopt, administer, and enforce airport zoning regulations applicable to the airport hazard
59.17 area in question as that vested by subdivision 1 in the municipality within which the area
59.18 is located. A joint board shall have as members two representatives appointed by the
59.19 municipality owning or controlling the airport and two from the county or municipality, or
59.20 in case more than one county or municipality is involved two from each county or
59.21 municipality, in which the airport hazard is located, and in addition a chair elected by a
59.22 majority of the members so appointed. All members shall serve at the pleasure of their
59.23 respective appointing authority. Notwithstanding any other provision of law to the contrary,
59.24 if the owning and controlling municipality is a city of the first class it shall appoint four
59.25 members to the board, and the chair of the board shall be elected from the membership of
59.26 the board.

59.27 (c) If a county or municipality, within 60 days of receiving a request from an owning
59.28 or controlling municipality pursuant to paragraph (a), fails to adopt, or thereafter fails to
59.29 enforce, the zoning regulations or fails to join in creating a joint airport zoning board, the
59.30 owning or controlling municipality, or a joint airport zoning board created without
59.31 participation by the subdivisions which fail to join the board, may itself adopt, administer,
59.32 and enforce airport zoning regulations for the airport hazard area in question. In the event
59.33 of conflict between the regulations and airport zoning regulations adopted by the county or
59.34 municipality within which the airport hazard area is located, section 360.064, subdivision
59.35 2, applies.

60.1 (d) "Owning or controlling municipality," as used in this subdivision, includes:

60.2 (1) a joint airport operating board created pursuant to section 360.042 that has been
60.3 granted all the powers of a municipality in zoning matters under the agreement creating the
60.4 board;

60.5 (2) a joint airport operating board created pursuant to section 360.042 that has not been
60.6 granted zoning powers under the agreement creating the board; provided that the board shall
60.7 not itself adopt zoning regulations nor shall a joint airport zoning board created at its request
60.8 adopt zoning regulations unless all municipalities that created the joint operating board join
60.9 to create the joint zoning board; and

60.10 (3) the Metropolitan Airports Commission established and operated pursuant to chapter
60.11 473.

60.12 (e) The Metropolitan Airports Commission shall request creation of one joint airport
60.13 zoning board for each airport operated under its authority.

60.14 **EFFECTIVE DATE; APPLICATION.** This section is effective August 1, 2018, and
60.15 applies to airport sponsors that make or plan to make changes to runway lengths or
60.16 configurations on or after that date. Airport safety zoning ordinances that were approved
60.17 by the commissioner and effective before August 1, 2018, remain valid until or unless the
60.18 airport sponsor (1) makes or plans to make changes to runway lengths or configurations,
60.19 or (2) is required to update airport safety zoning ordinances.

60.20 Sec. 98. Minnesota Statutes 2016, section 360.064, subdivision 1, is amended to read:

60.21 Subdivision 1. **Comprehensive regulations.** In the event that a municipality has adopted,
60.22 or hereafter adopts, a comprehensive zoning ordinance regulating, among other things the
60.23 height of buildings, any airport zoning regulations applicable to the same area or portion
60.24 thereof ~~may~~ must be incorporated by reference or incorporated in and made a part of such
60.25 comprehensive zoning regulations and be administered and enforced in connection therewith.

60.26 **EFFECTIVE DATE; APPLICATION.** This section is effective August 1, 2018, and
60.27 applies to airport sponsors that make or plan to make changes to runway lengths or
60.28 configurations on or after that date. Airport safety zoning ordinances that were approved
60.29 by the commissioner and effective before August 1, 2018, remain valid until or unless the
60.30 airport sponsor (1) makes or plans to make changes to runway lengths or configurations,
60.31 or (2) is required to update airport safety zoning ordinances.

61.1 Sec. 99. Minnesota Statutes 2016, section 360.065, subdivision 1, is amended to read:

61.2 Subdivision 1. **Notice of proposed zoning regulations, hearing.** (a) No airport zoning
61.3 regulations shall be adopted, amended, or changed under sections 360.011 to 360.076,
61.4 except by action of the governing body of the municipality or county in question, or joint
61.5 airport zoning board under section 360.0655 or 360.0656, or the boards provided for in
61.6 section 360.063, subdivisions 3 and 7, or by the commissioner as provided in subdivisions
61.7 6 and 8, after public hearings, at which parties in interest and citizens shall have an
61.8 opportunity to be heard.

61.9 (b) A public hearing shall must be held on the proposed airport zoning regulations
61.10 proposed by a municipality, county, or joint airport zoning board before they are submitted
61.11 for approval to the commissioner and after that approval but before final adoption by the
61.12 local zoning authority for approval. If any changes that alter the regulations placed on a
61.13 parcel of land are made to the proposed airport zoning regulations after the initial public
61.14 hearing, the municipality, county, or joint airport zoning board must hold a second public
61.15 hearing before final adoption of the regulation. The commissioner may require a second
61.16 hearing as determined necessary.

61.17 (c) Notice of a hearing required pursuant to this subdivision shall must be published by
61.18 the local zoning authority municipality, county, or joint airport zoning board at least three
61.19 times during the period between 15 days and five days before the hearing in an official
61.20 newspaper and in a second newspaper designated by that authority which has a wide general
61.21 circulation in the area affected by the proposed regulations: and posted on the municipality's,
61.22 county's, or joint airport zoning board's Web site. If there is not a second newspaper of wide
61.23 general circulation in the area that the municipality, county, or joint airport zoning board
61.24 can designate for the notice, the municipality, county, or joint airport zoning board is only
61.25 required to publish the notice once in the official newspaper of the jurisdiction. The notice
61.26 shall not be published in the legal notice section of a newspaper. The notice must specify
61.27 the time, location, and purpose of the hearing, and must identify any additional location and
61.28 time the proposed regulations will be available for public inspection. A copy of the published
61.29 notice must be added to the record of the proceedings.

61.30 (d) Notice of a hearing shall also be mailed to the governing body of each political
61.31 subdivision in which property affected by the regulations is located. Notice shall must be
61.32 given by mail at least 15 ten days before each hearing to any persons in municipalities that
61.33 own land proposed to be included in safety zone A or B as provided in the rules of the
61.34 Department of Transportation and landowners where the location or size of a building, or
61.35 the density of population, will be regulated. Mailed notice must also be provided at least

62.1 ten days before each hearing to persons or municipalities that have previously requested
 62.2 such notice from the authority. ~~municipality, county, or joint airport zoning board.~~ The
 62.3 notice must specify the time, location, and purpose of the hearing, and must identify any
 62.4 additional location and time the proposed regulations will be made available for public
 62.5 inspection. Mailed notice must also identify the property affected by the regulations. For
 62.6 the purpose of ~~giving~~ providing mailed notice, the authority ~~municipality, county, or joint~~
 62.7 airport zoning board may use any appropriate records to determine the names and addresses
 62.8 of owners. A copy of the notice and a list of the owners and addresses to which the notice
 62.9 was sent ~~shall be attested to by the responsible person and shall~~ must be made a part of
 62.10 added to the records of the proceedings. The Failure to ~~give~~ provide mailed notice to
 62.11 individual property owners; or ~~defects~~ a defect in the notice, ~~shall~~ does not invalidate the
 62.12 proceedings; ~~provided~~ if a bona fide attempt to comply with this subdivision ~~has been~~ was
 62.13 made. A notice ~~shall describe the property affected by the proposed regulations and the~~
 62.14 restrictions to be imposed on the property by the regulations and shall state the place and
 62.15 time at which the proposed regulations are available for public inspection.

62.16 **EFFECTIVE DATE; APPLICATION.** This section is effective August 1, 2018, and
 62.17 applies to airport sponsors that make or plan to make changes to runway lengths or
 62.18 configurations on or after that date. Airport safety zoning ordinances that were approved
 62.19 by the commissioner and effective before August 1, 2018, remain valid until or unless the
 62.20 airport sponsor (1) makes or plans to make changes to runway lengths or configurations,
 62.21 or (2) is required to update airport safety zoning ordinances.

62.22 **Sec. 100. [360.0655] AIRPORT ZONING REGULATIONS BASED ON**
 62.23 **COMMISSIONER'S STANDARDS; SUBMISSION PROCESS.**

62.24 **Subdivision 1. Submission to commissioner; review.** (a) Except as provided in section
 62.25 360.0656, prior to adopting zoning regulations the municipality, county, or joint airport
 62.26 zoning board must submit the proposed regulations to the commissioner for the commissioner
 62.27 to determine whether the regulations conform to the standards prescribed by the
 62.28 commissioner. The municipality, county, or joint airport zoning board may elect to complete
 62.29 custom airport zoning under section 360.0656 instead of using the commissioner's standard,
 62.30 but only after providing written notice to the commissioner.

62.31 (b) Notwithstanding section 15.99, the commissioner must examine the proposed
 62.32 regulations within 90 days of receipt of the regulations and report to the municipality, county,
 62.33 or joint airport zoning board the commissioner's approval or objections, if any. Failure to
 62.34 respond within 90 days is deemed an approval. The commissioner may request additional

63.1 information from the municipality, county, or joint airport zoning board within the 90-day
63.2 review period. If the commissioner requests additional information, the 90-day review period
63.3 is tolled until the commissioner receives information and deems the information satisfactory.

63.4 (c) If the commissioner objects on the grounds that the regulations do not conform to
63.5 the standards prescribed by the commissioner, the municipality, county, or joint airport
63.6 zoning board must make amendments necessary to resolve the objections or provide written
63.7 notice to the commissioner that the municipality, county, or joint airport zoning board has
63.8 elected to proceed with zoning under section 360.0656.

63.9 (d) If the municipality, county, or joint airport zoning board makes revisions to the
63.10 proposed regulations after its initial public hearing, the municipality, county, or joint airport
63.11 zoning board must conduct a second public hearing on the revisions and resubmit the revised
63.12 proposed regulations to the commissioner for review. The commissioner must examine the
63.13 revised proposed regulations within 90 days of receipt to determine whether the revised
63.14 proposed regulations conform to the standards prescribed by the commissioner.

63.15 (e) If, after a second review period, the commissioner determines that the municipality,
63.16 county, or joint airport zoning board failed to submit proposed regulations that conform to
63.17 the commissioner's standards, the commissioner must provide a final written decision to
63.18 the municipality, county, or joint airport zoning board.

63.19 (f) The municipality, county, or joint airport zoning board must not adopt regulations
63.20 or take other action until the proposed regulations are approved by the commissioner.

63.21 (g) The commissioner may approve local zoning ordinances that are more stringent than
63.22 the commissioner's standards.

63.23 (h) If the commissioner approves the proposed regulations, the municipality, county, or
63.24 joint airport zoning board may adopt the regulations.

63.25 (i) A copy of the adopted regulations must be filed with the county recorder in each
63.26 county that contains a zoned area subject to the regulations.

63.27 (j) Substantive rights that existed and had been exercised prior to August 1, 2018, are
63.28 not affected by the filing of the regulations.

63.29 Subd. 2. **Protection of existing land uses.** (a) In order to ensure minimum disruption
63.30 of existing land uses, the commissioner's airport zoning standards and local airport zoning
63.31 ordinances or regulations adopted under this section must distinguish between the creation
63.32 or establishment of a use and the elimination of an existing use, and must avoid the
63.33 elimination, removal, or reclassification of existing uses to the extent consistent with

64.1 reasonable safety standards. The commissioner's standards must include criteria for
64.2 determining when an existing land use may constitute an airport hazard so severe that public
64.3 safety considerations outweigh the public interest in preventing disruption to that land use.

64.4 (b) Airport zoning regulations that classify as a nonconforming use or require
64.5 nonconforming use classification with respect to any existing low-density structure or
64.6 existing isolated low-density building lots must be adopted under sections 360.061 to
64.7 360.074.

64.8 (c) A local airport zoning authority may classify a land use described in paragraph (b)
64.9 as an airport hazard if the authority finds that the classification is justified by public safety
64.10 considerations and is consistent with the commissioner's airport zoning standards. Any land
64.11 use described in paragraph (b) that is classified as an airport hazard must be acquired, altered,
64.12 or removed at public expense.

64.13 (d) This subdivision must not be construed to affect the classification of any land use
64.14 under any zoning ordinances or regulations not adopted under sections 360.061 to 360.074.

64.15 **EFFECTIVE DATE; APPLICATION.** This section is effective August 1, 2018, and
64.16 applies to airport sponsors that make or plan to make changes to runway lengths or
64.17 configurations on or after that date. Airport safety zoning ordinances that were approved
64.18 by the commissioner and effective before August 1, 2018, remain valid until or unless the
64.19 airport sponsor (1) makes or plans to make changes to runway lengths or configurations,
64.20 or (2) is required to update airport safety zoning ordinances.

64.21 Sec. 101. **[360.0656] CUSTOM AIRPORT ZONING STANDARDS.**

64.22 Subdivision 1. **Custom airport zoning standards; factors.** (a) Notwithstanding section
64.23 360.0655, a municipality, county, or joint airport zoning board must provide notice to the
64.24 commissioner when the municipality, county, or joint airport zoning board intends to establish
64.25 and adopt custom airport zoning regulations under this section.

64.26 (b) Airport zoning regulations submitted to the commissioner under this subdivision are
64.27 not subject to the commissioner's zoning regulations under section 360.0655 or Minnesota
64.28 Rules, part 8800.2400.

64.29 (c) When developing and adopting custom airport zoning regulations under this section,
64.30 the municipality, county, or joint airport zoning board must include in the record a detailed
64.31 analysis that explains how the proposed custom airport zoning regulations addressed the
64.32 following factors to ensure a reasonable level of safety:

- 65.1 (1) the location of the airport, the surrounding land uses, and the character of
65.2 neighborhoods in the vicinity of the airport, including:
- 65.3 (i) the location of vulnerable populations, including schools, hospitals, and nursing
65.4 homes, in the airport hazard area;
- 65.5 (ii) the location of land uses that attract large assemblies of people in the airport hazard
65.6 area;
- 65.7 (iii) the availability of contiguous open spaces in the airport hazard area;
- 65.8 (iv) the location of wildlife attractants in the airport hazard area;
- 65.9 (v) airport ownership or control of the federal Runway Protection Zone and the
65.10 department's Clear Zone;
- 65.11 (vi) land uses that create or cause interference with the operation of radio or electronic
65.12 facilities used by the airport or aircraft;
- 65.13 (vii) land uses that make it difficult for pilots to distinguish between airport lights and
65.14 other lights, result in glare in the eyes of pilots using the airport, or impair visibility in the
65.15 vicinity of the airport;
- 65.16 (viii) land uses that otherwise inhibit a pilot's ability to land, take off, or maneuver the
65.17 aircraft;
- 65.18 (ix) airspace protection to prevent the creation of air navigation hazards in the airport
65.19 hazard area; and
- 65.20 (x) the social and economic costs of restricting land uses;
- 65.21 (2) the airport's type of operations and how the operations affect safety surrounding the
65.22 airport;
- 65.23 (3) the accident rate at the airport compared to a statistically significant sample, including
65.24 an analysis of accident distribution based on the rate with a higher accident incidence;
- 65.25 (4) the planned land uses within an airport hazard area, including any applicable platting,
65.26 zoning, comprehensive plan, or transportation plan; and
- 65.27 (5) any other information relevant to safety or the airport.
- 65.28 Subd. 2. **Submission to commissioner; review.** (a) Except as provided in section
65.29 360.0655, prior to adopting zoning regulations, the municipality, county, or joint airport
65.30 zoning board must submit its proposed regulations and the supporting record to the
65.31 commissioner for review. The commissioner must determine whether the proposed custom

66.1 airport zoning regulations and supporting record (1) evaluate the criteria under subdivision
66.2 1, and (2) provide a reasonable level of safety.

66.3 (b) Notwithstanding section 15.99, the commissioner must examine the proposed
66.4 regulations within 90 days of receipt of the regulations and report to the municipality, county,
66.5 or joint airport zoning board the commissioner's approval or objections, if any. Failure to
66.6 respond within 90 days is deemed an approval. The commissioner may request additional
66.7 information from the municipality, county, or joint airport zoning board within the 90-day
66.8 review period.

66.9 (c) If the commissioner objects on the grounds that the regulations do not provide a
66.10 reasonable level of safety, the municipality, county, or joint airport zoning board must
66.11 review, consider, and provide a detailed explanation demonstrating how it evaluated the
66.12 objections and what action it took or did not take in response to the objections. If the
66.13 municipality, county, or joint airport zoning board submits amended regulations after its
66.14 initial public hearing, the municipality, county, or joint airport zoning board must conduct
66.15 a second public hearing on the revisions and resubmit the revised proposed regulations to
66.16 the commissioner for review. The commissioner must examine the revised proposed
66.17 regulations within 90 days of receipt of the regulations. If the commissioner requests
66.18 additional information, the 90-day review period is tolled until satisfactory information is
66.19 received by the commissioner. Failure to respond within 90 days is deemed an approval.

66.20 (d) If, after the second review period, the commissioner determines that the municipality,
66.21 county, or joint airport zoning board failed to submit proposed regulations that provide a
66.22 reasonable safety level, the commissioner must provide a final written decision to the
66.23 municipality, county, or joint airport zoning board.

66.24 (e) A municipality, county, or joint airport zoning board is prohibited from adopting
66.25 custom regulations or taking other action until the proposed regulations are approved by
66.26 the commissioner.

66.27 (f) If the commissioner approves the proposed regulations, the municipality, county, or
66.28 joint airport zoning board may adopt the regulations.

66.29 (g) A copy of the adopted regulations must be filed with the county recorder in each
66.30 county that contains a zoned area subject to the regulations.

66.31 (h) Substantive rights that existed and had been exercised prior to August 1, 2018, are
66.32 not affected by the filing of the regulations.

67.1 **EFFECTIVE DATE; APPLICATION.** This section is effective August 1, 2018, and
 67.2 applies to airport sponsors that make or plan to make changes to runway lengths or
 67.3 configurations on or after that date. Airport safety zoning ordinances that were approved
 67.4 by the commissioner and effective before August 1, 2018, remain valid until or unless the
 67.5 airport sponsor (1) makes or plans to make changes to runway lengths or configurations,
 67.6 or (2) is required to update airport safety zoning ordinances.

67.7 Sec. 102. Minnesota Statutes 2016, section 360.066, subdivision 1, is amended to read:

67.8 Subdivision 1. **Reasonableness.** ~~Standards of the commissioner~~ Zoning standards defining
 67.9 airport hazard areas and the categories of uses permitted and airport zoning regulations
 67.10 adopted under sections 360.011 to 360.076, ~~shall~~ must be reasonable; and none shall impose
 67.11 a requirement or restriction ~~which~~ that is not reasonably necessary to effectuate the purposes
 67.12 of sections 360.011 to 360.076. ~~In determining what minimum airport zoning regulations~~
 67.13 ~~may be adopted, the commissioner and a local airport zoning authority shall consider, among~~
 67.14 ~~other things, the character of the flying operations expected to be conducted at the airport,~~
 67.15 ~~the location of the airport, the nature of the terrain within the airport hazard area, the existing~~
 67.16 ~~land uses and character of the neighborhood around the airport, the uses to which the property~~
 67.17 ~~to be zoned are planned and adaptable, and the social and economic costs of restricting land~~
 67.18 ~~uses versus the benefits derived from a strict application of the standards of the commissioner.~~

67.19 **EFFECTIVE DATE; APPLICATION.** This section is effective August 1, 2018, and
 67.20 applies to airport sponsors that make or plan to make changes to runway lengths or
 67.21 configurations on or after that date. Airport safety zoning ordinances that were approved
 67.22 by the commissioner and effective before August 1, 2018, remain valid until or unless the
 67.23 airport sponsor (1) makes or plans to make changes to runway lengths or configurations,
 67.24 or (2) is required to update airport safety zoning ordinances.

67.25 Sec. 103. Minnesota Statutes 2016, section 360.067, is amended by adding a subdivision
 67.26 to read:

67.27 Subd. 5. **Federal no hazard determination.** (a) Notwithstanding subdivisions 1 and 2,
 67.28 a municipality, county, or joint airport zoning board may include in its custom airport zoning
 67.29 regulations adopted under section 360.0656 an option to permit construction of a structure,
 67.30 an increase or alteration of the height of a structure, or the growth of an existing tree without
 67.31 a variance from height restrictions if the Federal Aviation Administration has analyzed the
 67.32 proposed construction, alteration, or growth under Code of Federal Regulations, title 14,
 67.33 part 77, and has determined the proposed construction, alteration, or growth does not:

68.1 (1) pose a hazard to air navigation;
68.2 (2) require changes to airport or aircraft operations; or
68.3 (3) require any mitigation conditions by the Federal Aviation Administration that cannot
68.4 be satisfied by the landowner.

68.5 (b) A municipality, county, or joint airport zoning board that permits an exception to
68.6 height restrictions under this subdivision must require the applicant to file the Federal
68.7 Aviation Administration's no hazard determination with the applicable zoning administrator.
68.8 The applicant must obtain written approval of the zoning administrator before construction,
68.9 alteration, or growth may occur. Failure of the administrator to respond within 60 days to
68.10 a filing under this subdivision is deemed a denial. The Federal Aviation Administration's
68.11 no hazard determination does not apply to requests for variation from land use, density, or
68.12 any other requirement unrelated to the height of structures or the growth of trees.

68.13 **EFFECTIVE DATE; APPLICATION.** This section is effective August 1, 2018, and
68.14 applies to airport sponsors that make or plan to make changes to runway lengths or
68.15 configurations on or after that date. Airport safety zoning ordinances that were approved
68.16 by the commissioner and effective before August 1, 2018, remain valid until or unless the
68.17 airport sponsor (1) makes or plans to make changes to runway lengths or configurations,
68.18 or (2) is required to update airport safety zoning ordinances.

68.19 Sec. 104. Minnesota Statutes 2016, section 360.071, subdivision 2, is amended to read:

68.20 Subd. 2. **Membership.** (a) Where a zoning board of appeals or adjustment already exists,
68.21 it may be appointed as the board of adjustment. Otherwise, the board of adjustment shall
68.22 consist of five members, each to be appointed for a term of three years by the authority
68.23 adopting the regulations and to be removable by the appointing authority for cause, upon
68.24 written charges and after public hearing. The length of initial appointments may be staggered.

68.25 (b) In the case of a Metropolitan Airports Commission, five members shall be appointed
68.26 by the commission chair from the area in and for which the commission was created, any
68.27 of whom may be members of the commission. In the case of an airport owned or operated
68.28 by the state of Minnesota, the board of commissioners of the county, or counties, in which
68.29 the airport hazard area is located shall constitute the airport board of adjustment and shall
68.30 exercise the powers and duties of such board as provided herein.

68.31 **EFFECTIVE DATE; APPLICATION.** This section is effective August 1, 2018, and
68.32 applies to airport sponsors that make or plan to make changes to runway lengths or
68.33 configurations on or after that date. Airport safety zoning ordinances that were approved

69.1 by the commissioner and effective before August 1, 2018, remain valid until or unless the
 69.2 airport sponsor (1) makes or plans to make changes to runway lengths or configurations,
 69.3 or (2) is required to update airport safety zoning ordinances.

69.4 Sec. 105. Minnesota Statutes 2016, section 360.305, subdivision 6, is amended to read:

69.5 Subd. 6. **Zoning required.** The commissioner ~~shall~~ must not expend money for planning
 69.6 or land acquisition, or for the construction, improvement, or maintenance of airports, or for
 69.7 air navigation facilities for an airport, unless the ~~governmental unit~~ municipality, county,
 69.8 or joint airport zoning board involved has or is establishing a zoning authority for that
 69.9 airport, and the authority has made a good-faith showing that it is in the process of and will
 69.10 complete with due diligence, an airport zoning ordinance in accordance with sections 360.061
 69.11 to 360.074. The commissioner may provide funds to support airport safety projects that
 69.12 maintain existing infrastructure, regardless of a zoning authority's efforts to complete a
 69.13 zoning regulation. The commissioner ~~shall~~ must make maximum use of zoning and easements
 69.14 to eliminate runway and other potential airport hazards rather than land acquisition in fee.

69.15 **EFFECTIVE DATE; APPLICATION.** This section is effective August 1, 2018, and
 69.16 applies to airport sponsors that make or plan to make changes to runway lengths or
 69.17 configurations on or after that date. Airport safety zoning ordinances that were approved
 69.18 by the commissioner and effective before August 1, 2018, remain valid until or unless the
 69.19 airport sponsor (1) makes or plans to make changes to runway lengths or configurations,
 69.20 or (2) is required to update airport safety zoning ordinances.

69.21 Sec. 106. Minnesota Statutes 2016, section 394.22, is amended by adding a subdivision
 69.22 to read:

69.23 Subd. 1a. **Airport safety zone.** "Airport safety zone" means an area subject to land use
 69.24 zoning controls adopted under sections 360.061 to 360.074 if the zoning controls regulate
 69.25 (1) the size or location of buildings, or (2) the density of population.

69.26 **EFFECTIVE DATE; APPLICATION.** This section is effective August 1, 2018.

69.27 Sec. 107. Minnesota Statutes 2016, section 394.23, is amended to read:

69.28 **394.23 COMPREHENSIVE PLAN.**

69.29 The board has the power and authority to prepare and adopt by ordinance, a
 69.30 comprehensive plan. A comprehensive plan or plans when adopted by ordinance must be
 69.31 the basis for official controls adopted under the provisions of sections 394.21 to 394.37.
 69.32 The commissioner of natural resources must provide the natural heritage data from the

70.1 county biological survey, if available, to each county for use in the comprehensive plan.
 70.2 When adopting or updating the comprehensive plan, the board must, if the data is available
 70.3 to the county, consider natural heritage data resulting from the county biological survey. In
 70.4 a county that is not a greater than 80 percent area, as defined in section 103G.005, subdivision
 70.5 10b, the board must consider adopting goals and objectives that will protect open space and
 70.6 the environment. The board must consider the location and dimensions of airport safety
 70.7 zones in any portion of the county, and of any airport improvements, identified in the airport's
 70.8 most recent approved airport layout plan.

70.9 **EFFECTIVE DATE; APPLICATION.** This section is effective August 1, 2018, and
 70.10 applies to airport sponsors that make or plan to make changes to runway lengths or
 70.11 configurations on or after that date. Airport safety zoning ordinances that were approved
 70.12 by the commissioner and effective before August 1, 2018, remain valid until or unless the
 70.13 airport sponsor (1) makes or plans to make changes to runway lengths or configurations,
 70.14 or (2) is required to update airport safety zoning ordinances.

70.15 Sec. 108. Minnesota Statutes 2016, section 394.231, is amended to read:

70.16 **394.231 COMPREHENSIVE PLANS IN GREATER MINNESOTA; OPEN SPACE.**

70.17 A county adopting or updating a comprehensive plan in a county outside the metropolitan
 70.18 area as defined by section 473.121, subdivision 2, and that is not a greater than 80 percent
 70.19 area, as defined in section 103G.005, subdivision 10b, shall consider adopting goals and
 70.20 objectives for the preservation of agricultural, forest, wildlife, and open space land, and
 70.21 minimizing development in sensitive shoreland areas. Within three years of updating the
 70.22 comprehensive plan, the county shall consider adopting ordinances as part of the county's
 70.23 official controls that encourage the implementation of the goals and objectives. The county
 70.24 shall consider the following goals and objectives:

70.25 (1) minimizing the fragmentation and development of agricultural, forest, wildlife, and
 70.26 open space lands, including consideration of appropriate minimum lot sizes;

70.27 (2) minimizing further development in sensitive shoreland areas;

70.28 (3) minimizing development near wildlife management areas, scientific and natural
 70.29 areas, and nature centers;

70.30 (4) encouraging land uses in airport safety zones that are compatible with the safe
 70.31 operation of the airport and the safety of people in the vicinity of the airport;

70.32 ~~(4)~~ (5) identification of areas of preference for higher density, including consideration
 70.33 of existing and necessary water and wastewater services, infrastructure, other services, and

71.1 to the extent feasible, encouraging full development of areas previously zoned for
71.2 nonagricultural uses;

71.3 ~~(5)~~ (6) encouraging development close to places of employment, shopping centers,
71.4 schools, mass transit, and other public and private service centers;

71.5 ~~(6)~~ (7) identification of areas where other developments are appropriate; and

71.6 ~~(7)~~ (8) other goals and objectives a county may identify.

71.7 **EFFECTIVE DATE; APPLICATION.** This section is effective August 1, 2018, and
71.8 applies to airport sponsors that make or plan to make changes to runway lengths or
71.9 configurations on or after that date. Airport safety zoning ordinances that were approved
71.10 by the commissioner and effective before August 1, 2018, remain valid until or unless the
71.11 airport sponsor (1) makes or plans to make changes to runway lengths or configurations,
71.12 or (2) is required to update airport safety zoning ordinances.

71.13 Sec. 109. Minnesota Statutes 2016, section 394.25, subdivision 3, is amended to read:

71.14 Subd. 3. **In district zoning, maps.** Within each such district zoning ordinances or maps
71.15 may also be adopted designating or limiting the location, height, width, bulk, type of
71.16 foundation, number of stories, size of, and the specific uses for which dwellings, buildings,
71.17 and structures may be erected or altered; the minimum and maximum size of yards, courts,
71.18 or other open spaces; setback from existing roads and highways and roads and highways
71.19 designated on an official map; protective measures necessary to protect the public interest
71.20 including but not limited to controls relating to appearance, signs, lighting, hours of operation
71.21 and other aesthetic performance characteristics including but not limited to noise, heat,
71.22 glare, vibrations and smoke; the area required to provide for off street loading and parking
71.23 facilities; heights of trees and structures near airports; and to avoid too great concentration
71.24 or scattering of the population. All such provisions shall be uniform for each class of land
71.25 or building throughout each district, but the provisions in one district may differ from those
71.26 in other districts. No provision may prohibit earth sheltered construction as defined in section
71.27 216C.06, subdivision 14, or manufactured homes built in conformance with sections 327.31
71.28 to 327.35 that comply with all other zoning ordinances promulgated pursuant to this section.
71.29 Airport safety zones must be included on maps that illustrate boundaries of zoning districts
71.30 and that are adopted as official controls.

71.31 **EFFECTIVE DATE.** This section is effective August 1, 2018, and applies to maps
71.32 created or updated under this section on or after that date.

72.1 Sec. 110. Minnesota Statutes 2016, section 462.352, is amended by adding a subdivision
72.2 to read:

72.3 Subd. 1a. **Airport safety zone.** "Airport safety zone" has the meaning given in section
72.4 394.22, subdivision 1a.

72.5 **EFFECTIVE DATE; APPLICATION.** This section is effective August 1, 2018.

72.6 Sec. 111. Minnesota Statutes 2016, section 462.355, subdivision 1, is amended to read:

72.7 Subdivision 1. **Preparation and review.** The planning agency shall prepare the
72.8 comprehensive municipal plan. In discharging this duty the planning agency shall consult
72.9 with and coordinate the planning activities of other departments and agencies of the
72.10 municipality to insure conformity with and to assist in the development of the comprehensive
72.11 municipal plan. In its planning activities the planning agency shall take due cognizance of
72.12 the planning activities of adjacent units of government and other affected public agencies.
72.13 The planning agency shall periodically review the plan and recommend amendments
72.14 whenever necessary. When preparing or recommending amendments to the comprehensive
72.15 plan, the planning agency of a municipality located within a county that is not a greater than
72.16 80 percent area, as defined in section 103G.005, subdivision 10b, must consider adopting
72.17 goals and objectives that will protect open space and the environment. When preparing or
72.18 recommending amendments to the comprehensive plan, the planning agency must consider
72.19 (1) the location and dimensions of airport safety zones in any portion of the municipality,
72.20 and (2) any airport improvements identified in the airport's most recent approved airport
72.21 layout plan.

72.22 **EFFECTIVE DATE; APPLICATION.** This section is effective August 1, 2018, and
72.23 applies to airport sponsors that make or plan to make changes to runway lengths or
72.24 configurations on or after that date. Airport safety zoning ordinances that were approved
72.25 by the commissioner and effective before August 1, 2018, remain valid until or unless the
72.26 airport sponsor (1) makes or plans to make changes to runway lengths or configurations,
72.27 or (2) is required to update airport safety zoning ordinances.

72.28 Sec. 112. Minnesota Statutes 2016, section 462.357, is amended by adding a subdivision
72.29 to read:

72.30 Subd. 1i. **Airport safety zones on zoning maps.** Airport safety zones must be included
72.31 on maps that illustrate boundaries of zoning districts and that are adopted as official controls.

73.1 **EFFECTIVE DATE.** This section is effective August 1, 2018, and applies to maps
 73.2 created or updated under this section on or after that date.

73.3 Sec. 113. Minnesota Statutes 2016, section 462.357, subdivision 9, is amended to read:

73.4 Subd. 9. **Development goals and objectives.** In adopting official controls after July 1,
 73.5 2008, in a municipality outside the metropolitan area, as defined by section 473.121,
 73.6 subdivision 2, the municipality shall consider restricting new residential, commercial, and
 73.7 industrial development so that the new development takes place in areas subject to the
 73.8 following goals and objectives:

73.9 (1) minimizing the fragmentation and development of agricultural, forest, wildlife, and
 73.10 open space lands, including consideration of appropriate minimum lot sizes;

73.11 (2) minimizing further development in sensitive shoreland areas;

73.12 (3) minimizing development near wildlife management areas, scientific and natural
 73.13 areas, and nature centers;

73.14 (4) encouraging land uses in airport safety zones that are compatible with the safe
 73.15 operation of the airport and the safety of people in the vicinity of the airport;

73.16 ~~(4)~~ (5) identification of areas of preference for higher density, including consideration
 73.17 of existing and necessary water and wastewater services, infrastructure, other services, and
 73.18 to the extent feasible, encouraging full development of areas previously zoned for
 73.19 nonagricultural uses;

73.20 ~~(5)~~ (6) encouraging development close to places of employment, shopping centers,
 73.21 schools, mass transit, and other public and private service centers;

73.22 ~~(6)~~ (7) identification of areas where other developments are appropriate; and

73.23 ~~(7)~~ (8) other goals and objectives a municipality may identify.

73.24 **EFFECTIVE DATE; APPLICATION.** This section is effective August 1, 2018, and
 73.25 applies to airport sponsors that make or plan to make changes to runway lengths or
 73.26 configurations on or after that date. Airport safety zoning ordinances that were approved
 73.27 by the commissioner and effective before August 1, 2018, remain valid until or unless the
 73.28 airport sponsor (1) makes or plans to make changes to runway lengths or configurations,
 73.29 or (2) is required to update airport safety zoning ordinances.

74.1 Sec. 114. Minnesota Statutes 2016, section 473.13, is amended by adding a subdivision
74.2 to read:

74.3 Subd. 1d. **Budget changes or variances; reports.** At least quarterly by January 1, April
74.4 1, July 1, and October 1, the council must submit a summary to the chairs and ranking
74.5 minority members of the house of representatives and senate committees with jurisdiction
74.6 over transportation policy and finance and to the Legislative Commission on Metropolitan
74.7 Government on any changes to or variances from the budget adopted under subdivision 1.

74.8 **EFFECTIVE DATE; APPLICATION.** This section is effective June 1, 2018, and
74.9 applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

74.10 Sec. 115. Minnesota Statutes 2016, section 473.13, is amended by adding a subdivision
74.11 to read:

74.12 Subd. 6. **Overview of revenues and expenditures; forecast.** (a) In cooperation with
74.13 the Department of Management and Budget and in conjunction with the release of each
74.14 forecast required by section 16A.103, the council must prepare a financial overview and
74.15 forecast of revenues and expenditures for the transportation components of the council's
74.16 budget.

74.17 (b) At a minimum, the financial overview and forecast must identify:

74.18 (1) actual revenues, expenditures, transfers, reserves, and balances for each of the previous
74.19 four budget years;

74.20 (2) budgeted and forecasted revenues, expenditures, transfers, reserves, and balances
74.21 for each year within the state forecast period; and

74.22 (3) a comparison of the information under clause (2) to the prior forecast, including any
74.23 changes made.

74.24 (c) The information under paragraph (b), clauses (1) and (2), must include:

74.25 (1) a breakdown for each transportation operating budget category established by the
74.26 council, including but not limited to bus, light rail transit, commuter rail, planning, special
74.27 transportation service under section 473.386, and assistance to replacement service providers
74.28 under section 473.388;

74.29 (2) data for both transportation operating and capital expenditures; and

74.30 (3) fund balances for each replacement service provider under section 473.388.

75.1 (d) The financial overview and forecast must summarize reserve policies, identify the
 75.2 methodology for cost allocation, and review revenue assumptions and variables affecting
 75.3 the assumptions.

75.4 (e) The council must review the financial overview and forecast information with the
 75.5 chairs, ranking minority members, and staff of the legislative committees with jurisdiction
 75.6 over finance, ways and means, and transportation finance no later than two weeks following
 75.7 the release of the forecast.

75.8 **EFFECTIVE DATE; APPLICATION.** This section is effective June 1, 2018, and
 75.9 applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

75.10 Sec. 116. Minnesota Statutes 2016, section 473.13, is amended by adding a subdivision
 75.11 to read:

75.12 Subd. 7. **Budget assumptions.** (a) As part of the budget submission to the legislature
 75.13 under section 16A.11, the council must explicitly identify the assumptions used (1) to prepare
 75.14 the budget submission, and (2) for any underlying documentation or plans regarding
 75.15 transportation and transit.

75.16 (b) As part of the budget submission to the legislature under section 16A.11, the council
 75.17 must include copies of any report, application, or related document submitted to the Federal
 75.18 Transit Administration since the previous budget submission was provided to the legislature.
 75.19 In the budget submission, the council must explicitly identify the assumptions used to
 75.20 prepare each of the reports, applications, or related documents.

75.21 (c) In the budget submission to the legislature under section 16A.11, the council must
 75.22 include a section that provides a detailed explanation of the impact each assumption identified
 75.23 in paragraphs (a) and (b) has on the council's financial forecast.

75.24 **APPLICATION.** This section applies in the counties of Anoka, Carver, Dakota,
 75.25 Hennepin, Ramsey, Scott, and Washington.

75.26 Sec. 117. Minnesota Statutes 2016, section 473.386, subdivision 3, is amended to read:

75.27 Subd. 3. **Duties of council.** In implementing the special transportation service, the council
 75.28 ~~shall~~ must:

75.29 ~~(a)~~ (1) encourage participation in the service by public, private, and private nonprofit
 75.30 providers of special transportation currently receiving capital or operating assistance from
 75.31 a public agency;

76.1 ~~(b)~~ (2) when feasible and cost-efficient, contract with public, private, and private nonprofit
 76.2 providers that have demonstrated their ability to effectively provide service at a reasonable
 76.3 cost;

76.4 ~~(e)~~ (3) encourage individuals using special transportation to use the type of service most
 76.5 appropriate to their particular needs;

76.6 ~~(d)~~ (4) encourage shared rides to the greatest extent practicable;

76.7 ~~(e)~~ (5) encourage public agencies that provide transportation to eligible individuals as
 76.8 a component of human services and educational programs to coordinate with this service
 76.9 and to allow reimbursement for transportation provided through the service at rates that
 76.10 reflect the public cost of providing that transportation;

76.11 ~~(f)~~ (6) establish criteria to be used in determining individual eligibility for special
 76.12 transportation services;

76.13 ~~(g)~~ (7) consult with the Transportation Accessibility Advisory Committee in a timely
 76.14 manner before changes are made in the provision of special transportation services;

76.15 ~~(h)~~ (8) provide for effective administration and enforcement of council policies and
 76.16 standards; and

76.17 ~~(i)~~ (9) ensure that, taken as a whole including contracts with public, private, and private
 76.18 nonprofit providers, the geographic coverage area of the special transportation service is
 76.19 continuous within the boundaries of the transit taxing district, as defined as of March 1,
 76.20 2006, in section 473.446, subdivision 2, and any area added to the transit taxing district
 76.21 under section 473.4461 that received capital improvements financed in part under the United
 76.22 States Department of Transportation Urban Partnership Agreement program.

76.23 **EFFECTIVE DATE; APPLICATION.** This section is effective July 1, 2019, and
 76.24 applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

76.25 Sec. 118. Minnesota Statutes 2016, section 473.386, is amended by adding a subdivision
 76.26 to read:

76.27 **Subd. 9. Data practices.** (a) For purposes of administering this section, and only with
 76.28 the consent of the data subject, the commissioner of human services and the Metropolitan
 76.29 Council may share the following private data on individuals eligible for special transportation
 76.30 services:

76.31 (1) name;

76.32 (2) date of birth;

77.1 (3) residential address; and

77.2 (4) program eligibility status with expiration date, to inform the other party of program
77.3 eligibility.

77.4 (b) The commissioner of human services and the Metropolitan Council must provide
77.5 notice regarding data sharing to each individual applying for or renewing eligibility to use
77.6 special transportation services. The notice must seek consent to engage in data sharing under
77.7 paragraph (a), and must state how and for what purposes the individual's private data will
77.8 be shared between the commissioner of human services and the Metropolitan Council. A
77.9 consent to engage in data sharing is effective until the individual's eligibility expires, but
77.10 may be renewed if the individual applies to renew eligibility.

77.11 **EFFECTIVE DATE; APPLICATION.** This section is effective June 1, 2018, and
77.12 applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.
77.13 Within 60 days of this section's effective date, the commissioner of human services and the
77.14 Metropolitan Council must provide notice regarding data sharing to each individual who is
77.15 currently receiving special transportation services under Minnesota Statutes, section 473.386.
77.16 The notice must provide an opportunity to opt out of data sharing under paragraph (a) of
77.17 this section, and must state how and for what purposes the individual's private data will be
77.18 shared between the commissioner of human services and the Metropolitan Council. An
77.19 individual who is currently receiving special transportation services on this section's effective
77.20 date is presumed to have consented to data sharing under paragraph (a) unless, within 60
77.21 days of the dissemination of the notice, the individual appropriately informs the commissioner
77.22 of human services or the Metropolitan Council that the individual opts out of data sharing.

77.23 Sec. 119. Minnesota Statutes 2017 Supplement, section 473.4051, subdivision 2, is amended
77.24 to read:

77.25 Subd. 2. **Operating costs.** (a) After operating revenue and federal money have been
77.26 used to pay for light rail transit operations, 50 percent of the remaining operating costs must
77.27 be paid by the state.

77.28 (b) Notwithstanding paragraph (a), all operating and ongoing capital maintenance costs
77.29 must be paid from nonstate sources for a segment of a light rail transit line or line extension
77.30 project that formally entered the engineering phase of the Federal Transit Administration's
77.31 "New Starts" capital investment grant program between August 1, 2016, and December 31,
77.32 2016.

78.1 (c) For purposes of this subdivision, operating costs consist of the costs associated with
 78.2 light rail system daily operations and the maintenance costs associated with keeping light
 78.3 rail services and facilities operating. Operating costs do not include costs incurred to construct
 78.4 new buildings or facilities, purchase new vehicles, or make technology improvements.

78.5 **EFFECTIVE DATE; APPLICATION.** This section is effective June 1, 2018, and
 78.6 applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

78.7 Sec. 120. Minnesota Statutes 2016, section 473.4051, subdivision 3, is amended to read:

78.8 Subd. 3. **Capital costs.** State money ~~may~~ must not be used ~~to pay more than ten percent~~
 78.9 ~~of~~ for the ~~total~~ capital cost of a light rail transit project.

78.10 **EFFECTIVE DATE; APPLICATION.** This section is effective June 1, 2018, for
 78.11 appropriations encumbered on or after that date and applies in the counties of Anoka, Carver,
 78.12 Dakota, Hennepin, Ramsey, Scott, and Washington.

78.13 Sec. 121. Minnesota Statutes 2017 Supplement, section 473.4485, subdivision 2, is amended
 78.14 to read:

78.15 Subd. 2. **Legislative report.** (a) By October 15 in every even-numbered year, the council
 78.16 must prepare, in collaboration with the commissioner, a report on comprehensive transit
 78.17 finance in the metropolitan area. The council must submit the report electronically to the
 78.18 chairs and ranking minority members of the legislative committees with jurisdiction over
 78.19 transportation policy and finance.

78.20 (b) The report must be structured to provide financial information in six-month increments
 78.21 corresponding to state and local fiscal years, and must use consistent assumptions and
 78.22 methodologies. The report must explicitly identify and explain the assumptions and
 78.23 methodologies used to prepare the report. The report must comprehensively identify all
 78.24 funding sources and expenditures related to transit in the metropolitan area, including but
 78.25 not limited to:

78.26 (1) sources and uses of funds from regional railroad authorities, joint powers agreements,
 78.27 counties, and cities;

78.28 (2) expenditures for transit planning, feasibility studies, alternatives analysis, and other
 78.29 transit project development; and

78.30 (3) expenditures for guideways, busways, regular route bus service, demand-response
 78.31 service, and special transportation service under section 473.386.

79.1 (c) The report must include a section that summarizes the status of (1) guideways in
79.2 revenue operation, and (2) guideway projects (i) currently in study, planning, development,
79.3 or construction; (ii) identified in the transportation policy plan under section 473.146; or
79.4 (iii) identified in the comprehensive statewide freight and passenger rail plan under section
79.5 174.03, subdivision 1b.

79.6 (d) At a minimum, the guideways status section of the report must provide for each
79.7 guideway project wholly or partially in the metropolitan area:

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

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

79.10 (3) a timeline that includes (i) project phases or milestones, including any federal
79.11 approvals; (ii) expected and known dates of commencement of each phase or milestone;
79.12 and (iii) expected and known dates of completion of each phase or milestone;

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

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

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

79.19 (ii) estimated annual operations and maintenance expenditures reflecting the level of
79.20 detail available in the current phase of the project development, with a breakdown by
79.21 committed and proposed sources of funds for the project; and

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

79.23 (e) The report must include a section that summarizes the status of (1) busways in revenue
79.24 operation, and (2) busway projects currently in study, planning, development, or construction.

79.25 (f) The report must include a section that identifies the total ridership, farebox recovery
79.26 ratio, and per-passenger operating subsidy for (1) each route and line in revenue operation
79.27 by a transit provider, including guideways, busways, and regular route bus service; and (2)
79.28 demand-response service and special transportation service. The section must provide data,
79.29 as available on a per-passenger mile basis and must provide information for at least the
79.30 previous three years. The section must identify performance standards for farebox recovery
79.31 and identify each route and line that does not meet the standards.

80.1 (g) The report must also include a systemwide capacity analysis for transit operations
80.2 and investment in expansion and maintenance that:

80.3 (1) provides a funding projection, annually over the ensuing ten years, and with a
80.4 breakdown by committed and proposed sources of funds, of:

80.5 (i) total capital expenditures for guideways and for busways;

80.6 (ii) total operations and maintenance expenditures for guideways and for busways;

80.7 (iii) total funding available for guideways and for busways, including from projected or
80.8 estimated farebox recovery; and

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

80.10 (2) evaluates the availability of funds and distribution of sources of funds for guideway
80.11 and for busway investments.

80.12 (h) The capacity analysis under paragraph (g) must include all guideway and busway
80.13 lines for which public funds are reasonably expected to be expended in planning,
80.14 development, construction, revenue operation, or capital maintenance during the ensuing
80.15 ten years.

80.16 (i) Local units of government must provide assistance and information in a timely manner
80.17 as requested by the commissioner or council for completion of the report.

80.18 **APPLICATION.** This section applies in the counties of Anoka, Carver, Dakota,
80.19 Hennepin, Ramsey, Scott, and Washington.

80.20 Sec. 122. Minnesota Statutes 2016, section 473.606, subdivision 5, is amended to read:

80.21 Subd. 5. **Employees, others, affirmative action; prevailing wage.** The corporation
80.22 ~~shall have~~ has the power to appoint engineers and other consultants, attorneys, and ~~such~~
80.23 other officers, agents, and employees as it may see fit, who ~~shall~~ must perform such duties
80.24 and receive such compensation as the corporation may determine notwithstanding the
80.25 provisions of section 43A.17, subdivision 9, and be removable at the pleasure of the
80.26 corporation. The corporation must adopt an affirmative action plan, which ~~shall~~ must be
80.27 submitted to the appropriate agency or office of the state for review and approval. The plan
80.28 must include a yearly progress report to the agency or office. Whenever the corporation
80.29 performs any work within the limits of a city of the first class, or establishes a minimum
80.30 wage for skilled or unskilled labor in the specifications or any contract for work within one
80.31 of the cities, the rate of pay to such skilled and unskilled labor must be the prevailing rate
80.32 of wage for such labor in that city.

81.1 Sec. 123. Minnesota Statutes 2016, section 574.26, subdivision 1a, is amended to read:

81.2 Subd. 1a. **Exemptions: certain manufacturers; commissioner of transportation;**
 81.3 **road maintenance.** (a) Sections 574.26 to 574.32 do not apply to a manufacturer of public
 81.4 transit buses that manufactures at least 100 public transit buses in a calendar year. For
 81.5 purposes of this section, "public transit bus" means a motor vehicle designed to transport
 81.6 people, with a design capacity for carrying more than 40 passengers, including the driver.
 81.7 The term "public transit bus" does not include a school bus, as defined in section 169.011,
 81.8 subdivision 71.

81.9 (b) At the discretion of the commissioner of transportation, sections 574.26 to 574.32
 81.10 do not apply to any projects of the Department of Transportation (1) costing less than the
 81.11 amount in section 471.345, subdivision 3, ~~or~~ (2) involving the permanent or semipermanent
 81.12 installation of heavy machinery, fixtures, or other capital equipment to be used primarily
 81.13 for maintenance or repair, or (3) awarded under section 161.32, subdivision 2.

81.14 (c) Sections 574.26 to 574.32 do not apply to contracts for snow removal, ice removal,
 81.15 grading, or other similar routine road maintenance on town roads.

81.16 Sec. 124. Laws 2014, chapter 312, article 11, section 38, subdivision 5, is amended to
 81.17 read:

81.18 Subd. 5. **Pilot program evaluation.** In coordination with the city, the commissioner of
 81.19 transportation shall evaluate effectiveness of the pilot program under this section, which
 81.20 must include analysis of traffic safety impacts, utility to motorists and tourists, costs and
 81.21 expenditures, extent of community support, and pilot program termination or continuation.
 81.22 By January 15, ~~2024~~ 2024, the commissioner shall submit a report on the evaluation to the
 81.23 ~~chairs and ranking minority members and staff~~ of the legislative committees with jurisdiction
 81.24 over transportation policy and finance.

81.25 Sec. 125. Laws 2014, chapter 312, article 11, section 38, subdivision 6, is amended to
 81.26 read:

81.27 Subd. 6. **Expiration.** The pilot program under this section expires January 1, ~~2022~~ 2025.

81.28 Sec. 126. **EDITING MNLARS TRANSACTIONS.**

81.29 (a) The commissioner of public safety must ensure deputy registrars are able to edit, at
 81.30 a minimum, the following information as part of a Minnesota Licensing and Registration
 81.31 System (MNLARS) transaction:

82.1 (1) personal information of the applicant;

82.2 (2) vehicle classification and information about a vehicle or trailer;

82.3 (3) sale price of a vehicle or trailer;

82.4 (4) the amount of taxes and fees; and

82.5 (5) the base value of a vehicle or trailer.

82.6 (b) The ability to edit the transactions under paragraph (a) must be available until the
82.7 end of the business day following the day the transaction was initially completed.

82.8 (c) For each transaction edited, MNLARS must (1) record which individual edited the
82.9 record, the date and time the record was edited, and what information was edited, and (2)
82.10 include a notation that the transaction was edited.

82.11 **EFFECTIVE DATE.** This section is effective July 1, 2019.

82.12 Sec. 127. **MOTOR VEHICLE TITLE ISSUANCE; DEPUTY REGISTRARS.**

82.13 On or before August 1, 2019, the commissioner of public safety must authorize deputy
82.14 registrars to issue motor vehicle certificates of title under Minnesota Statutes, section
82.15 168A.05, subdivision 1d, subject to procedures established by the commissioner of public
82.16 safety.

82.17 Sec. 128. **LEGISLATIVE ROUTE NO. 180 TURNBACK; SPEED LIMIT.**

82.18 If the commissioner of transportation turns back any portion of Legislative Route No.
82.19 180 to Grant County, the speed limit on that portion of the road after it is turned back must
82.20 remain 60 miles per hour.

82.21 **EFFECTIVE DATE.** This section is effective June 1, 2018.

82.22 Sec. 129. **LEGISLATIVE ROUTE NO. 222 REMOVED.**

82.23 (a) Minnesota Statutes, section 161.115, subdivision 153, is repealed effective the day
82.24 after the commissioner of transportation receives a copy of the agreement between the
82.25 commissioner and the governing body of Red Lake County to transfer jurisdiction of
82.26 Legislative Route No. 222 and after the commissioner notifies the revisor of statutes under
82.27 paragraph (b).

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

83.1 Sec. 130. **LEGISLATIVE ROUTE NO. 253 REMOVED.**

83.2 (a) Minnesota Statutes, section 161.115, subdivision 184, is repealed effective the day
83.3 after the commissioner of transportation receives a copy of the agreement between the
83.4 commissioner and the governing body of Faribault County to transfer jurisdiction of
83.5 Legislative Route No. 253 and after the commissioner notifies the revisor of statutes under
83.6 paragraph (b).

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

83.10 Sec. 131. **LEGISLATIVE ROUTE NO. 254 REMOVED.**

83.11 (a) Minnesota Statutes, section 161.115, subdivision 185, is repealed effective the day
83.12 after the commissioner of transportation receives a copy of the agreement between the
83.13 commissioner and the governing body of Faribault County to transfer jurisdiction of
83.14 Legislative Route No. 254 and after the commissioner notifies the revisor of statutes under
83.15 paragraph (b).

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

83.19 Sec. 132. **LEGISLATIVE ROUTE NO. 277 REMOVED.**

83.20 (a) Minnesota Statutes, section 161.115, subdivision 208, is repealed effective June 1,
83.21 2018, or the day after the commissioner of transportation receives a copy of the agreement
83.22 between the commissioner and the governing body of Chippewa County to transfer
83.23 jurisdiction of Legislative Route No. 277 and after the commissioner notifies the revisor of
83.24 statutes under paragraph (b), whichever is later.

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

83.28 Sec. 133. **LEGISLATIVE ROUTE NO. 298 REMOVED.**

83.29 (a) Minnesota Statutes, section 161.115, subdivision 229, is repealed effective the day
83.30 after the commissioner of transportation receives a copy of the agreement between the
83.31 commissioner and the governing body of the city of Faribault to transfer jurisdiction of

84.1 Legislative Route No. 298 and after the commissioner notifies the revisor of statutes under
84.2 paragraph (b).

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

84.6 **Sec. 134. LEGISLATIVE ROUTE NO. 299 REMOVED.**

84.7 (a) Minnesota Statutes, section 161.115, subdivision 230, is repealed effective the day
84.8 after the commissioner of transportation receives a copy of the agreement between the
84.9 commissioner and the governing body of the city of Faribault to transfer jurisdiction of
84.10 Legislative Route No. 299 and after the commissioner notifies the revisor of statutes under
84.11 paragraph (b).

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

84.15 **Sec. 135. LEGISLATIVE ROUTE NO. 323 REMOVED.**

84.16 (a) Minnesota Statutes, section 161.115, subdivision 254, is repealed effective the day
84.17 after the commissioner of transportation receives a copy of the agreement between the
84.18 commissioner and the governing body of the city of Faribault to transfer jurisdiction of
84.19 Legislative Route No. 323 and after the commissioner notifies the revisor of statutes under
84.20 paragraph (b).

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

84.24 **Sec. 136. DEPARTMENT OF TRANSPORTATION LOAN CONVERSION AND**
84.25 **LIEN RELEASE.**

84.26 The commissioner of transportation must (1) convert to a grant the remaining balance
84.27 on Minnesota Department of Transportation Contract No. 1000714, originally executed as
84.28 of June 1, 2015, with Minnesota Commercial Railway Company; (2) cancel all future
84.29 payments under the contract; (3) release liens on the locomotives designated as MNRR 49
84.30 and MNRR 84; and (4) perform the appropriate filing. The commissioner is prohibited from
84.31 requiring or accepting additional payments under the contract as of the effective date of this
84.32 section. Notwithstanding the loan conversion and payment cancellation under this section,

85.1 all other terms and conditions under Contract No. 1000714 remain effective for the duration
85.2 of the period specified in the contract.

85.3 **EFFECTIVE DATE.** This section is effective June 1, 2018.

85.4 Sec. 137. **NORTHSTAR CORRIDOR EXTENSION; NEGOTIATIONS.**

85.5 The Department of Transportation must contact Burlington Northern Santa Fe Railway
85.6 (BNSF) to negotiate an extension of the Northstar Corridor between Big Lake and St. Cloud.
85.7 Negotiations under this section are subject to the following conditions:

85.8 (1) the Northstar Corridor will add at least one morning round trip departure between
85.9 the St. Cloud Amtrak Depot and Big Lake Station with continuing service to Target Station
85.10 each weekday, plus one evening round trip between Big Lake Station and St. Cloud Amtrak
85.11 Depot that must begin at Target Station, with the departure and arrival times set so that
85.12 approximately ten or more hours elapse between the morning departure and evening return
85.13 each day for both round trips. The Department of Transportation may also negotiate weekend
85.14 departures and arrivals between St. Cloud and Target Station;

85.15 (2) the Department of Transportation may negotiate for fewer round trip departures from
85.16 Big Lake to Target Station each weekday, and fewer round trip departures on weekends;

85.17 (3) BNSF must continue to crew and dispatch all trains and provide other track-related
85.18 services;

85.19 (4) the St. Cloud Metropolitan Transit Commission (MTC) must be responsible for fare
85.20 collection in St. Cloud and must negotiate with Amtrak for using the Amtrak station. The
85.21 MTC must negotiate an agreement with the Metropolitan Council, which is subject to
85.22 approval by the city of St. Cloud, regarding the sharing of revenues and expenses related
85.23 to the Amtrak Depot, fare collection, and advertising. The MTC, city of St. Cloud, and
85.24 Stearns, Benton, and Sherburne Counties are prohibited from entering into agreements with
85.25 the Metropolitan Council on any subject other than the operation of the Northstar Corridor;

85.26 (5) the Department of Transportation is prohibited from committing to spend any state
85.27 funds on capital expenditures;

85.28 (6) the Department of Transportation is prohibited from committing to spend any more
85.29 state funds on operating costs than the total sum it and the Metropolitan Council have
85.30 budgeted for the Northstar Corridor; and

86.1 (7) the Department of Transportation may negotiate with the federal government, counties
86.2 and cities, or the Northstar Corridor Development Authority to provide additional funding
86.3 for services necessary to extend the Northstar Corridor.

86.4 Sec. 138. **NORTHSTAR COMMUTER RAIL OPERATING COSTS; EXCEPTION.**

86.5 (a) Minnesota Statutes, section 398A.10, subdivision 2, does not apply for reserve funds
86.6 available to the Anoka County Regional Railroad Authority as of June 30, 2018, that are
86.7 used to pay operating and maintenance costs of Northstar Commuter Rail.

86.8 (b) This section expires on January 1, 2021.

86.9 Sec. 139. **MARKED INTERSTATE HIGHWAY 35 SIGNS.**

86.10 The commissioner of transportation must erect signs that identify and direct motorists
86.11 to the campuses of Minnesota State Academy for the Deaf and Minnesota State Academy
86.12 for the Blind under Minnesota Statutes, sections 125A.61 to 125A.73. At least one sign in
86.13 each direction of travel must be placed on marked Interstate Highway 35, located as near
86.14 as practical to exits that reasonably access the campuses. The commissioner is prohibited
86.15 from removing signs for the campuses posted on marked Trunk Highway 60.

86.16 Sec. 140. **MARKED INTERSTATE HIGHWAY 494 CORRIDORS OF COMMERCE**
86.17 **PROJECT MODIFICATION.**

86.18 The corridors of commerce project selected on May 1, 2018, for marked Interstate
86.19 Highway 494 between France Avenue and marked Trunk Highway 77 must be modified to
86.20 add an additional general purpose lane in each direction instead of a MnPASS lane, a
86.21 high-occupancy vehicle lane, or any other limited use lane. This section does not (1) affect
86.22 the project's selection for the corridors of commerce program, or (2) require or initiate a
86.23 new or additional project review and selection process.

86.24 Sec. 141. **MOTOR VEHICLE TITLE AND REGISTRATION ADVISORY**
86.25 **COMMITTEE; FIRST APPOINTMENTS; FIRST MEETING.**

86.26 Subdivision 1. **First appointments.** Appointment authorities must make first
86.27 appointments to the Motor Vehicle Title and Registration Advisory Committee by September
86.28 15, 2018.

86.29 Subd. 2. **First meeting.** The commissioner of public safety or a designee must convene
86.30 the first meeting of the advisory committee by November 1, 2018.

87.1 Sec. 142. **PUBLIC AWARENESS CAMPAIGN.**

87.2 The commissioner of public safety must conduct a public awareness campaign to increase
87.3 public knowledge about Minnesota Statutes, section 169.18, subdivision 10.

87.4 Sec. 143. **RETROACTIVE DRIVER'S LICENSE REINSTATEMENT.**

87.5 (a) The commissioner of public safety must make an individual's driver's license eligible
87.6 for reinstatement if the license is solely suspended pursuant to:

87.7 (1) Minnesota Statutes 2016, section 171.16, subdivision 2, if the person was convicted
87.8 only under Minnesota Statutes, section 171.24, subdivision 1 or 2;

87.9 (2) Minnesota Statutes 2016, section 171.16, subdivision 3; or

87.10 (3) both clauses (1) and (2).

87.11 (b) By May 1, 2019, the commissioner must provide written notice to an individual
87.12 whose license has been made eligible for reinstatement under paragraph (a), addressed to
87.13 the licensee at the licensee's last known address.

87.14 (c) Before the license is reinstated, an individual whose driver's license is eligible for
87.15 reinstatement under paragraph (a) must pay the reinstatement fee under Minnesota Statutes,
87.16 section 171.20, subdivision 4.

87.17 (d) The following applies for an individual who is eligible for reinstatement under
87.18 paragraph (a), clause (1), (2), or (3), and whose license was suspended, revoked, or canceled
87.19 under any other provision in Minnesota Statutes:

87.20 (1) the suspension, revocation, or cancellation under any other provision in Minnesota
87.21 Statutes remains in effect;

87.22 (2) subject to clause (1), the individual may become eligible for reinstatement under
87.23 paragraph (a), clause (1), (2), or (3); and

87.24 (3) the commissioner is not required to send the notice described in paragraph (b).

87.25 (e) Paragraph (a) applies notwithstanding Minnesota Statutes 2016, sections 169.92,
87.26 subdivision 4; 171.16, subdivision 2 or 3; or any other law to the contrary.

87.27 **EFFECTIVE DATE.** This section is effective April 1, 2019.

88.1 Sec. 144. **COMMERCIAL DRIVER'S LICENSE FEDERAL REGULATION**
88.2 **WAIVER REQUEST.**

88.3 For the sole purpose of authorizing a person to drive a bus with no passengers to deliver
88.4 the bus to the purchaser, the commissioner of public safety must apply to the Federal Motor
88.5 Carrier Safety Administration for a waiver from Code of Federal Regulations, title 49,
88.6 section 383.93, and any other federal rule or regulation that requires a person to have a
88.7 passenger endorsement.

88.8 **EFFECTIVE DATE.** This section is effective June 1, 2018.

88.9 Sec. 145. **REVISOR INSTRUCTIONS.**

88.10 (a) The revisor of statutes shall renumber Minnesota Statutes, section 160.02, subdivision
88.11 27a, as Minnesota Statutes, section 169.011, subdivision 73a. The revisor shall correct any
88.12 cross-references made necessary by this renumbering.

88.13 (b) The revisor of statutes shall change the term "special revenue fund" to "driver and
88.14 vehicle services fund" wherever the term appears in Minnesota Statutes when referring to
88.15 the accounts under Minnesota Statutes, section 299A.705.

88.16 Sec. 146. **REPEALER.**

88.17 (a) Minnesota Statutes 2016, section 168.013, subdivision 21, is repealed.

88.18 (b) Minnesota Statutes 2016, section 221.161, subdivisions 2, 3, and 4, are repealed.

88.19 (c) Minnesota Statutes 2016, sections 360.063, subdivision 4; 360.065, subdivision 2;
88.20 and 360.066, subdivisions 1a and 1b, are repealed.

88.21 **EFFECTIVE DATE; APPLICATION.** Paragraph (c) is effective August 1, 2018, and
88.22 applies to airport sponsors that make or plan to make changes to runway lengths or
88.23 configurations on or after that date. Airport safety zoning ordinances that were approved
88.24 by the commissioner and effective before August 1, 2018, remain valid until or unless the
88.25 airport sponsor (1) makes or plans to make changes to runway lengths or configurations,
88.26 or (2) is required to update airport safety zoning ordinances.