

1.1 ..... moves to amend H.F. No. 1068, the delete everything amendment  
1.2 (H1068DE3), as follows:

1.3 Page 6, after line 29, insert:

1.4 "Sec. 12. Minnesota Statutes 2010, section 161.38, subdivision 3, is amended to read:

1.5 Subd. 3. **Frontage road.** (a) The commissioner for and on behalf of the state  
1.6 may enter into agreements with municipalities for the construction, improvement, and  
1.7 maintenance of trunk highways within the limits of said municipalities, including but  
1.8 not limited to agreements for the construction and maintenance of frontage roads upon  
1.9 and along trunk highways within the limits of said municipalities. Such frontage roads  
1.10 may be constructed along the main-traveled lanes of the trunk highway, or they may  
1.11 be constructed a reasonable distance out from the limits of the right-of-way acquired  
1.12 for the main-traveled lanes if in the considered judgment of the commissioner such  
1.13 location is necessary to eliminate unreasonable circuitry of local travel or to provide  
1.14 access to properties otherwise denied access to public highways by the establishment and  
1.15 construction of the trunk highway. Such frontage roads shall connect, at least at one  
1.16 terminal, either with the main lanes of the trunk highway or with another public highway.  
1.17 The municipalities are authorized to enter into such agreement with the commissioner for  
1.18 the performance and responsibility of the work upon such terms as may be agreed upon.  
1.19 Where a segment of a frontage road includes a ramp for a controlled access highway, the  
1.20 terminal of the frontage road is located 50 feet from the divergence between the ramp and  
1.21 the through street that forms the frontage road.

1.22 (b) Notwithstanding section 160.18 and rules adopted under that section, authority to  
1.23 issue a permit to construct or alter a driveway giving access to a frontage road within a  
1.24 municipality belongs exclusively to the municipality in which the frontage road is located,  
1.25 subject to paragraph (c). A local road authority may approve access to a frontage road  
1.26 under this paragraph if the driveway affords reasonable access, and the access conforms to  
1.27 criteria specified in the Federal Highway Administration access management standards.

2.1 A driveway affords reasonable access when (1) it is a first or second point of access  
2.2 from a parcel to the frontage road; and (2) its location from the nearest intersection is the  
2.3 greater of (i) 100 feet, or (ii) a distance equivalent to the minimum stopping sight distance  
2.4 between the intersection and the driveway. Driveway access on that segment of a ramp  
2.5 that is not a part of the frontage road under paragraph (a) is reasonable when it is located  
2.6 on the opposite side of the road from the ramp and appropriate measures exist to prevent  
2.7 traffic from crossing from the driveway to the ramp.

2.8 (c) Nothing in paragraph (b) authorizes a municipality to authorize driveway access  
2.9 to a frontage road in which the driveway encroaches on, or otherwise extends across, any  
2.10 tract or parcel acquired by the Department of Transportation for access control purposes."

2.11 Renumber the sections in sequence and correct the internal references

2.12 Amend the title accordingly