

House Research Act Summary

CHAPTER: 234

SESSION: 2006 Regular Session

TOPIC: Land conveyance, highway turnbacks, and transportation housekeeping

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Overview

This act conveys state lands and establishes two trunk highway turnbacks. It also makes various housekeeping changes to transportation laws, consisting of: adding ex officio members to the Indian Affairs Council; making the county state-aid highway screening board permanent; changing the minimum age from 21 to 18 for drivers transporting certain hazardous materials under federal materials-of-trade regulations; and, removing requirements for mailing and providing copies of Minnesota Department of Transportation aeronautics rules.

It is effective August 1, 2006.

Section

- 1** **Creation, membership - Indian Affairs Council.** Adds the Commissioners of Transportation and Administration to the state Indian Affairs Council as ex officio members.
- 2** **Screening board.** Removes the expiration date for the screening board of engineers that reviews mileage and money needs of the county state-aid highway system. The screening board had been set to expire June 30, 2006.
- 3** **Age of driver under federal materials-of-trade regulation.** Lowers the minimum age from 21 to 18 for drivers of motor vehicles that are not transporting hazardous material, except for materials of trade. The provision only applies if the transportation conforms to federal requirements governing materials of trade.

Section

Uses the federal definition of "materials of trade," which is hazardous material whose purpose is to protect the health and safety of the operator or passengers, support the operation or maintenance of the motor vehicle, or support the principal business other than transportation of a private motor carrier.

- 4** **Conveyance of State interest in real property to the United States Fish and Wildlife Service.** Conveys the Four Seasons Wetland as well as Boots Bog to the United States Fish and Wildlife Service. Both sites are located along Trunk Highway 26 in Houston County, and are both approximately 15 acres in size. The provision overrides requirements to notify state departments and agencies about surplus land.
- 5** **Conveyance of State interest in real property to the city of Montevideo.** Allows the Commissioners of Natural Resources and Transportation to convey Camp Release State Monument, located in Lac Qui Parle County, to the city of Montevideo. The provision overrides requirements to notify state departments and agencies about surplus land.

Requires that:

- the conveyance be in the form provided by the attorney general;
- the land revert back to the state if it is not used by the city for public purposes; and
- the city of Montevideo consult with the Minnesota Historical Society before taking any action beyond routine maintenance that would affect the historical, cultural, or archaeological integrity of the site, including earth-disturbing activity.

- 6** **Trunk highway 60 construction.** Allows Mn/DOT to make an agreement with the state of Iowa for a connecting highway, not to exceed four miles long, in the Trunk Highway 60 and Bigelow bypass construction project.
- 7** **Conveyance of surplus state land at Brainerd Regional Treatment Center.** Allows the Commissioner of Administration to convey land at the Brainerd Regional Treatment Center, as well as personal property as determined by the Commissioner of Human Services, to a local unit of government. The conveyance must be in a form approved by the attorney general. The Commissioner may charge the local unit of government for any redevelopment costs, and any sale of property to a private entity must be at fair market value. The provision overrides requirements to notify state departments and agencies about surplus land.
- 8** **Repealers; highway changes; revisor instructions.** Creates two trunk highway turnbacks, and instructs the revisor to delete the routes from statute upon notification by the Commissioner of Transportation.

Subd. 1. Legislative Route No. 242 removed. Turns Trunk Highway 242, which runs easterly from Anoka to Trunk Highway 65, over to the Anoka County State-Aid Highway system.

Subd. 2. Legislative Route No. 294 removed. Turns Trunk Highway 294 in Willmar over to the Kandiyohi County State-Aid Highway system.

- 9** **Repealer.** Removes the requirements in current law that aeronautics rules adopted by the Commissioner of Transportation are (1) distributed by mail to all airports and air schools, and (2) made available as copies at the offices of the Minnesota Department of Transportation.