

HOUSE RESEARCH

Bill Summary

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This bill governs an appeal process for situations when the Minnesota Department of Transportation (MnDOT) denies or revokes a driveway permit for accessing a trunk highway from adjacent private property. It permits an action in district court following denial or revocation, and places the burden of proof on MnDOT to show, by clear and convincing evidence, that permit denial is necessary. The provision does not apply to permit denials by other road authorities (that is, counties, cities, or towns).

Current law provides for access by owners and occupants of land that abuts a highway, but any access is subject to reasonable regulation by the road authority on the basis of interference with construction, maintenance, or safe use of the road.