

## **S.F. No. 655 – MnPASS Lane Modifications (as amended by the A-1 amendment)**

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**S.F. 655** makes several modifications to the statute on MnPASS lanes and dynamic shoulder lanes. The bill requires the fees to use MnPASS lanes to be set based on congestion level. All MnPASS lanes are required to use the generated revenue in the same manner. The order in which revenue is spent is modified.

**Section 1. Fees authorized.** MnPASS fees must vary in amount based on the level of traffic congestion on the highway. The commissioner of transportation must adopt a policy that establishes the congestion thresholds and the corresponding fees. The commissioner must post signs that show the fees in place in real time. The commissioner must establish the fees in an amount that will repay the trunk highway fund and other funds for money spent to install, equip, or modify the MnPASS lane and pay all the costs of implementing and administering the fee collection system for the MnPASS lane.

**Section 2. Deposit of revenues; appropriations.** Revenue from MnPASS lanes must be spent in the corridor where it was collected and must be spent as follows: first, to repay the trunk highway fund or other funds for money spent to install, equip, or modify the corridor; second, to pay all the costs of implementing and administering the fee collection system; third, for transportation capital improvements; fourth, for maintenance of the corridor; and fifth, any remaining funds are transferred to the Metropolitan Council for expansion and improvement of bus transit services in the corridor.

**Section 3. Prohibition.** A person must not operate a single-occupant vehicle in a MnPASS lane except in compliance with the requirements of **section 160.93**.

**Section 4. Repealer.** **Minnesota Statutes, section 160.93, subdivision 2a**, is repealed. This subdivision specifies how MnPASS lane revenue for the I-35W corridor is spent. By repealing this section, all MnPASS lane revenue will be spent as provided in **section 2. Section 160.93, subd. 3**, is also repealed. This subdivision exempted the commissioner from rulemaking requirements.

**Section 6. Effective date.** This act is effective August 1, 2021.