

FORTIETH DAY

St. Paul, Minnesota, Saturday, April 20, 2013

The Senate met at 9:00 a.m. and was called to order by the President.

CALL OF THE SENATE

Senator Bakk imposed a call of the Senate. The Sergeant at Arms was instructed to bring in the absent members.

The members of the Senate paused for a moment of silent prayer and reflection.

The members of the Senate gave the pledge of allegiance to the flag of the United States of America.

The roll was called, and the following Senators answered to their names:

Anderson	Eaton	Jensen	Osmek	Sieben
Bakk	Eken	Johnson	Pappas	Skoe
Benson	Fischbach	Kent	Pederson, J.	Sparks
Bonoff	Franzen	Kiffmeyer	Petersen, B.	Stumpf
Carlson	Gazelka	Koenen	Pratt	Thompson
Chamberlain	Goodwin	Latz	Rest	Tomassoni
Champion	Hall	Limmer	Rosen	Torres Ray
Clausen	Hann	Marty	Ruud	Westrom
Cohen	Hawj	Metzen	Saxhaug	Wiger
Dahle	Hayden	Nelson	Scalze	Wiklund
Dahms	Hoffman	Newman	Schmit	
Dibble	Housley	Nienow	Senjem	
Dziedzic	Ingebrigtsen	Ortman	Sheran	

The President declared a quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communications were received.

March 22, 2013

The Honorable Sandra L. Pappas
President of the Senate

Dear Senator Pappas:

The following appointments are hereby respectfully submitted to the Senate for confirmation as required by law:

MINNESOTA POLLUTION CONTROL AGENCY

Daniel Foley, 1581 Tamberwood Tr., Woodbury, in the county of Washington, effective March 27, 2013, for a term expiring on January 2, 2017.

Pakou Hang, 3101 - 12th Ave. S. #3, Minneapolis, in the county of Hennepin, effective March 27, 2013, for a term expiring on January 2, 2017.

(Referred to the Committee on Environment and Energy.)

March 25, 2013

The Honorable Sandra L. Pappas
President of the Senate

Dear Senator Pappas:

The following appointment is hereby respectfully submitted to the Senate for confirmation as required by law:

WORKERS' COMPENSATION COURT OF APPEALS

Manuel J. Cervantes, 405 Minnesota Judicial Center, 25 Rev. Dr. Martin Luther King, Jr. Blvd., Saint Paul, in the county of Ramsey, effective April 15, 2013, for a term expiring on January 7, 2019.

(Referred to the Committee on Jobs, Agriculture and Rural Development.)

Sincerely,
Mark Dayton, Governor

MESSAGES FROM THE HOUSE

Madam President:

I have the honor to announce the passage by the House of the following Senate File, herewith returned: S.F. No. 1168.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Returned April 19, 2013

Madam President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S.F. No. 671: A bill for an act relating to public safety; providing that funds received for out-of-state offenders incarcerated in Minnesota are appropriated to the Department of Corrections; modifying certificates of compliance for public contracts; appropriating money for public safety, judiciary, corrections, and human rights; amending Minnesota Statutes 2012, sections 243.51,

subdivisions 1, 3; 363A.36, subdivisions 1, 2; Laws 2011, First Special Session chapter 1, article 1, section 3, subdivision 3; repealing Minnesota Statutes 2012, section 243.51, subdivision 5.

Senate File No. 671 is herewith returned to the Senate.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Returned April 19, 2013

Senator Bakk, for Senator Latz, moved that the Senate do not concur in the amendments by the House to S.F. No. 671, and that a Conference Committee of 5 members be appointed by the Subcommittee on Conference Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Madam President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H.F. Nos. 819, 1160 and 1195.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Transmitted April 19, 2013

FIRST READING OF HOUSE BILLS

The following bills were read the first time.

H.F. No. 819: A bill for an act relating to the Public Facilities Authority; reorganizing certain grant programs; providing for small community wastewater treatment grants; amending Minnesota Statutes 2012, sections 446A.073, subdivisions 1, 3, 4; 446A.075, subdivisions 1a, 2, 5; repealing Minnesota Statutes 2012, sections 446A.051, subdivision 2; 446A.074.

Referred to the Committee on Finance.

H.F. No. 1160: A bill for an act relating to judiciary; imposing certain court fees and surcharge; creating a court technology account in the special revenue fund; reimbursing certain expenses of Court of Appeals judges; modifying certain provisions related to guardians and conservators; appropriating money for judiciary, guardian ad litem board, tax court, Board on Judicial Standards, Board of Public Defense, Uniform Laws Commission, and sentencing guidelines; amending Minnesota Statutes 2012, sections 245C.32, subdivision 2; 357.021, subdivisions 6, 7, by adding a subdivision; 357.022; 480A.02, subdivision 7; 524.5-118, subdivision 1, by adding a subdivision; 524.5-303; 524.5-316; 524.5-403; 524.5-420; 629.59.

Senator Bakk moved that H.F. No. 1160 be laid on the table. The motion prevailed.

H.F. No. 1195: A bill for an act relating to local government; giving Hennepin County the same authority as Minneapolis to negotiate agreements relating to skilled trade and craft workers and apprentices; amending Laws 1988, chapter 471, sections 1, subdivisions 1, as amended, 4, as amended; 2, as amended.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 1111, now on General Orders.

REPORTS OF COMMITTEES

Senator Bonoff from the Committee on Higher Education and Workforce Development, to which were referred the following appointments:

BOARD OF TRUSTEES OF THE MINNESOTA STATE COLLEGES AND UNIVERSITIES

Ann Anaya
Maria Peluso

Reports the same back with the recommendation that the appointments be confirmed.

Senator Bakk moved that the foregoing committee report be laid on the table. The motion prevailed.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Senators Westrom and Ingebrigtsen introduced—

S.F. No. 1623: A bill for an act relating to capital investment; appropriating money for a water treatment plant in the city of Garfield; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senator Westrom introduced—

S.F. No. 1624: A bill for an act relating to human services; providing an increase to nursing facility rates; amending Minnesota Statutes 2012, section 256B.434, subdivision 19; Laws 2008, chapter 363, article 18, section 3, subdivision 6.

Referred to the Committee on Finance.

Senator Hoffman introduced—

S.F. No. 1625: A bill for an act relating to taxation; sales and use; imposing a higher rate of tax on foreign-made goods; amending Minnesota Statutes 2012, section 297A.62, subdivision 1, by adding a subdivision.

Referred to the Committee on Taxes.

Senator Stumpf introduced—

S.F. No. 1626: A bill for an act relating to capital investment; appropriating money for the University of Minnesota, Crookston wellness center; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senators Cohen, Pappas, Hawj and Marty introduced—

S.F. No. 1627: A bill for an act relating to capital investment; appropriating money for design work on the Great River Passage in St. Paul; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

MOTIONS AND RESOLUTIONS

Senator Dziedzic moved that her name be stricken as chief author, shown as a co-author, and the name of Senator Tomassoni be shown as chief author to S.F. No. 1057. The motion prevailed.

Senator Rest moved that the name of Senator Eken be added as a co-author to S.F. No. 1492. The motion prevailed.

Senator Bakk moved that H.F. No. 976 be taken from the table and given a second reading. The motion prevailed.

H.F. No. 976: A bill for an act relating to state government; appropriating money for environment, natural resources, and agriculture; modifying and providing for certain fees; modifying and providing for disposition of certain revenue; creating accounts; modifying payment of certain costs; modifying grant programs; providing for agricultural water quality certification; modifying Minnesota Noxious Weed Law; modifying pesticide control; modifying animal waste technician provisions; modifying certain renewable energy and biofuel provisions; modifying bonding requirements for grain buyers and grain storage; making technical changes; modifying certain permit requirements; providing for federal law compliance; providing for certain easements; establishing pollinator habitat program; modifying state trails; modifying all-terrain vehicle operating provisions; modifying State Timber Act; modifying water use requirements; modifying certain park boundaries; modifying reporting requirements; modifying Petroleum Tank Release Cleanup Act; providing for silica sand mining model standards and technical assistance; establishing criteria for wastewater treatment system projects; providing for wastewater laboratory certification; providing for product stewardship programs; modifying Minnesota Power Plant Siting Act; providing for sanitary districts; requiring groundwater sustainability recommendations; requiring rulemaking; amending Minnesota Statutes 2012, sections 17.03, subdivision 3; 17.1015; 17.118, subdivision 2; 18.77, subdivisions 3, 4, 10, 12; 18.78, subdivision 3; 18.79, subdivisions 6, 13; 18.82, subdivision 1; 18.91, subdivisions 1, 2; 18B.01, by adding a subdivision; 18B.065, subdivision 2a; 18B.07, subdivisions 4, 5, 7; 18B.26, subdivision 3; 18B.305; 18B.316, subdivisions 1, 3, 4, 8, 9; 18B.37, subdivision 4; 18C.430; 18C.433, subdivision 1; 31.94; 41A.10, subdivision 2, by adding a subdivision; 41A.105, subdivisions 1a, 3, 5; 41A.12, by adding a subdivision; 41B.04, subdivision 9; 41D.01, subdivision 4; 84.027, by adding a subdivision; 84.82, by adding a subdivision; 84.922, by adding a subdivision; 84.9256, subdivision 1; 84.928, subdivision 1; 84D.108, subdivision 2; 85.015, subdivision 13; 85.052, subdivision 6; 85.054, by adding a subdivision; 85.055, subdivisions 1, 2; 85.42; 89.0385; 89.17; 90.01, subdivisions 4, 5, 6, 8, 11; 90.031, subdivision 4; 90.041, subdivisions 2, 5, 6, 9, by adding subdivisions; 90.045; 90.061, subdivision 8; 90.101, subdivision 1; 90.121; 90.145; 90.151, subdivisions 1, 2, 3, 4, 6, 7, 8, 9; 90.161; 90.162; 90.171; 90.181, subdivision 2; 90.191, subdivision 1; 90.193; 90.195; 90.201, subdivision 2a; 90.211; 90.221; 90.252, subdivision 1; 90.301, subdivisions 2, 4; 90.41, subdivision

1; 92.50; 93.17, subdivision 1; 93.1925, subdivision 2; 93.25, subdivision 2; 93.285, subdivision 3; 93.46, by adding a subdivision; 93.481, subdivisions 3, 5, by adding subdivisions; 93.482; 97A.401, subdivision 3; 103G.265, subdivisions 2, 3; 103G.271, subdivisions 1, 4, 6; 103G.282; 103G.287, subdivisions 1, 4, 5; 103G.615, subdivision 2; 103I.205, subdivision 1; 103I.601, by adding a subdivision; 114D.50, subdivision 4; 115A.1320, subdivision 1; 115B.20, subdivision 6; 115B.28, subdivision 1; 115C.02, subdivision 4; 115C.08, subdivision 4, by adding a subdivision; 115D.10; 116.48, subdivision 6; 116C.03, subdivisions 2, 4, 5; 116D.04, by adding a subdivision; 116J.437, subdivision 1; 168.1296, subdivision 1; 216E.12, subdivision 4; 223.17, by adding a subdivision; 232.22, by adding a subdivision; 239.051, by adding subdivisions; 239.791, subdivisions 1, 2a, 2b; 239.7911; 275.066; 296A.01, subdivision 19, by adding a subdivision; 473.846; Laws 2012, chapter 249, section 11; proposing coding for new law in Minnesota Statutes, chapters 17; 18; 84; 90; 93; 115; 115A; 116C; proposing coding for new law as Minnesota Statutes, chapter 442A; repealing Minnesota Statutes 2012, sections 18.91, subdivisions 3, 5; 18B.07, subdivision 6; 90.163; 90.173; 90.41, subdivision 2; 103G.265, subdivision 2a; 115.18, subdivisions 1, 3, 4, 5, 6, 7, 8, 9, 10; 115.19; 115.20; 115.21; 115.22; 115.23; 115.24; 115.25; 115.26; 115.27; 115.28; 115.29; 115.30; 115.31; 115.32; 115.33; 115.34; 115.35; 115.36; 115.37; 239.791, subdivision 1a; Minnesota Rules, parts 7021.0010, subparts 1, 2, 4, 5; 7021.0020; 7021.0030; 7021.0040; 7021.0050, subpart 5; 9210.0300; 9210.0310; 9210.0320; 9210.0330; 9210.0340; 9210.0350; 9210.0360; 9210.0370; 9210.0380; 9220.0530, subpart 6.

H.F. No. 976 was read the second time.

Senator Bakk moved that H.F. No. 976 be laid on the table. The motion prevailed.

RECESS

Senator Bakk moved that the Senate do now recess subject to the call of the President. The motion prevailed.

After a brief recess, the President called the Senate to order.

CALL OF THE SENATE

Senator Bakk imposed a call of the Senate. The Sergeant at Arms was instructed to bring in the absent members.

MOTIONS AND RESOLUTIONS - CONTINUED

SPECIAL ORDERS

Pursuant to Rule 26, Senator Bakk, Chair of the Committee on Rules and Administration, designated the following bills a Special Orders Calendar to be heard immediately:

H.F. No. 729, S.F. Nos. 683, 1307, 324, 834 and 523.

SPECIAL ORDER

H.F. No. 729: A bill for an act relating to state government; appropriating money for jobs and economic development, commerce and consumer protection, and housing; making changes to labor and industry provisions; modifying and providing for certain fees; modifying employment, economic development, and workforce development provisions; making unemployment insurance changes; reducing the unemployment insurance tax; establishing notice for contracts for deed involving residential property; providing remedies; establishing the Office of Broadband Development in the Department of Commerce and assigning it duties; requiring the Department of Transportation to post a database on its Web site; appropriating money to various boards, departments, and the Housing Finance Agency; requiring reports; amending Minnesota Statutes 2012, sections 60A.14, subdivision 1; 116J.70, subdivision 2a; 116J.8731, subdivisions 2, 3, 8, 9; 116L.17, subdivision 4, by adding a subdivision; 116U.26; 136F.37; 154.001, by adding a subdivision; 154.003; 154.02; 154.05; 154.06; 154.065, subdivision 2; 154.07, subdivision 1; 154.08; 154.09; 154.10, subdivision 1; 154.11, subdivision 1; 154.12; 154.14; 154.15, subdivision 2; 154.26; 155A.23, subdivisions 3, 8, 11; 155A.25, subdivisions 1a, 4; 155A.27, subdivisions 4, 10; 155A.29, subdivision 2; 155A.30, by adding a subdivision; 177.27, subdivision 4; 237.012, subdivision 3; 239.101, subdivision 3; 245.4712, subdivision 1; 268.051, subdivision 5; 268.07, subdivision 3b; 268.125, subdivisions 1, 3, 4, 5; 268.136, subdivisions 1, 2, 3, 4, 5, by adding a subdivision; 268.199; 268.23; 268A.13; 268A.14, subdivision 1; 326.02, subdivision 5; 326A.04, subdivisions 2, 3, 5, 7; 326A.10; 326B.081, subdivision 3; 326B.082, subdivision 11; 326B.093, subdivision 4; 326B.101; 326B.103, subdivision 11; 326B.121, subdivision 1; 326B.163, by adding subdivisions; 326B.184, subdivisions 1, 2, by adding a subdivision; 326B.187; 326B.31, by adding a subdivision; 326B.33, subdivisions 19, 21; 326B.36, subdivision 7; 326B.37, by adding a subdivision; 326B.43, subdivision 2; 326B.49, subdivisions 2, 3; 326B.89, subdivision 1; 327B.04, subdivision 4; 341.21, subdivision 3a; 341.221; 341.27; 341.29; 341.30, subdivision 4; 341.32, subdivision 2; 341.321; 507.235, subdivision 2; 559.211, subdivision 2; Laws 2011, First Special Session chapter 2, article 2, section 3, subdivision 4; Laws 2012, chapter 201, article 1, section 3; proposing coding for new law in Minnesota Statutes, chapters 116J; 116L; 154; 155A; 161; 179; 237; 268; 326B; 383D; 559; proposing coding for new law as Minnesota Statutes, chapter 80G; repealing Minnesota Statutes 2012, sections 116W.01; 116W.02; 116W.03; 116W.035; 116W.04; 116W.05; 116W.06; 116W.20; 116W.21; 116W.23; 116W.24; 116W.25; 116W.26; 116W.27; 116W.28; 116W.29; 116W.30; 116W.31; 116W.32; 116W.33; 116W.34; 155A.25, subdivision 1; 326A.03, subdivisions 2, 5, 8; 326B.31, subdivisions 18, 19, 22; 326B.978, subdivision 4; 507.235, subdivision 4; Minnesota Rules, parts 1105.0600; 1105.2550; 1105.2700; 1307.0032; 3800.3520, subpart 5, items C, D; 3800.3602, subpart 2, item B.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 42 and nays 19, as follows:

Those who voted in the affirmative were:

Bakk	Dibble	Hawj	Kent	Petersen, B.
Bonoff	Dziedzic	Hayden	Koenen	Saxhaug
Carlson	Eaton	Hoffman	Latz	Scalze
Champion	Eken	Housley	Marty	Schmit
Clausen	Franzen	Ingebrigtsen	Metzen	Sheran
Dahle	Gazelka	Jensen	Osmek	Sieben
Dahms	Goodwin	Johnson	Pappas	Skoe

Sparks
Stumpf

Tomassoni
Torres Ray

Westrom
Wiger

Wiklund

Those who voted in the negative were:

Anderson
Benson
Chamberlain
Fischbach

Hall
Hann
Kiffmeyer
Limmer

Nelson
Newman
Nienow
Ortman

Pederson, J.
Pratt
Rest
Rosen

Ruud
Senjem
Thompson

So the bill passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 683: A bill for an act relating to private detectives; exempting certified public accounting services from licensure requirements; amending Minnesota Statutes 2012, section 326.3341.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 59 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson
Bakk
Benson
Bonoff
Carlson
Chamberlain
Champion
Clausen
Dahle
Dahms
Dibble
Dziedzic

Eaton
Eken
Fischbach
Franzen
Gazelka
Goodwin
Hall
Hann
Hawj
Hayden
Hoffman
Housley

Ingebrigtsen
Jensen
Kent
Kiffmeyer
Koenen
Latz
Marty
Metzen
Nelson
Newman
Nienow
Ortman

Osmek
Pappas
Pederson, J.
Petersen, B.
Pratt
Rest
Rosen
Ruud
Saxhaug
Scalze
Schmit
Senjem

Sheran
Sieben
Skoe
Sparks
Stumpf
Thompson
Tomassoni
Torres Ray
Westrom
Wiger
Wiklund

Those who voted in the negative were:

Limmer

So the bill passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 1307: A bill for an act relating to human rights; changing provisions for certain certificates of compliance; amending Minnesota Statutes 2012, sections 363A.36, subdivision 1; 363A.37; repealing Minnesota Rules, part 5000.3560, subparts 2, 3.

Senator Kiffmeyer moved to amend S.F. No. 1307 as follows:

Page 2, line 24, delete "subparts 2 and 3, are" and insert "subpart 2, is"

Amend the title accordingly

Senator Hawj moved that S.F. No. 1307 be laid on the table. The motion prevailed.

SPECIAL ORDER

S.F. No. 324: A bill for an act relating to the state auditor; requiring employees and officers of local public pension plans to report unlawful actions; amending Minnesota Statutes 2012, section 609.456, subdivision 1.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Eaton	Jensen	Osmek	Skoe
Bakk	Eken	Johnson	Pappas	Sparks
Benson	Fischbach	Kent	Pederson, J.	Stumpf
Bonoff	Franzen	Kiffmeyer	Petersen, B.	Thompson
Carlson	Gazelka	Koenen	Pratt	Tomassoni
Chamberlain	Goodwin	Latz	Rest	Torres Ray
Champion	Hall	Limmer	Rosen	Westrom
Clausen	Hann	Marty	Ruud	Wiger
Cohen	Hawj	Metzen	Saxhaug	Wiklund
Dahle	Hayden	Nelson	Scalze	
Dahms	Hoffman	Newman	Senjem	
Dibble	Housley	Nienow	Sheran	
Dziedzic	Ingebrigtsen	Ortman	Sieben	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 834: A bill for an act relating to judiciary; modifying certain provisions relating to the State Guardian Ad Litem Board amending Minnesota Statutes 2012, sections 260B.163, subdivision 6; 260B.331, subdivision 6; 260C.163, subdivision 5; 260C.331, subdivision 6; 480.35, subdivision 1; 518.165, subdivisions 1, 3.

Senator Limmer moved to amend S.F. No. 834 as follows:

Page 4, line 26, after "governor" insert ", at least one of whom must be a guardian ad litem"

The motion did not prevail. So the amendment was not adopted.

S.F. No. 834 was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dibble	Hayden	Marty	Rest
Bakk	Dziedzic	Hoffman	Metzen	Ruud
Benson	Eaton	Housley	Nelson	Saxhaug
Bonoff	Eken	Ingebrigtsen	Newman	Scalze
Carlson	Fischbach	Jensen	Nienow	Schmit
Chamberlain	Franzen	Johnson	Ortman	Senjem
Champion	Gazelka	Kent	Osmek	Sheran
Clausen	Goodwin	Kiffmeyer	Pappas	Sieben
Cohen	Hall	Koenen	Pederson, J.	Skoe
Dahle	Hann	Latz	Petersen, B.	Sparks
Dahms	Hawj	Limmer	Pratt	Stumpf

Thompson
Tomassoni

Torres Ray
Westrom

Wiger
Wiklund

So the bill passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 523: A bill for an act relating to employment; limiting reliance on criminal history for employment purposes; providing for remedies; amending Minnesota Statutes 2012, sections 181.53; 181.981, subdivision 1; 364.021; 364.06; 364.09; 364.10.

Senator Champion moved to amend S.F. No. 523 as follows:

Page 1, line 13, after the period, insert "Nothing in this section precludes an employer from requesting or considering an applicant's criminal history pursuant to section 364.021 or other applicable law."

Page 2, line 6, after "consider" insert "or require disclosure of"

Page 2, after line 34, insert:

"(1) for employers that employ ten or fewer persons at a site in this state, the penalty is up to \$250 for each violation, not to exceed \$250 in a calendar month;"

Page 3, line 1, delete "(1)" and insert "(2)" and delete "no more than" and insert "11 to"

Page 3, line 3, delete "(2)" and insert "(3)"

Senator Champion moved to amend the Champion amendment to S.F. No. 523 as follows:

Page 1, line 8, delete "\$250" and insert "\$100" and delete "\$250" and insert "\$100"

The motion prevailed. So the amendment to the amendment was adopted.

The question recurred on the adoption of the Champion amendment, as amended. The motion prevailed. So the amendment, as amended, was adopted.

Senator Hall moved to amend S.F. No. 523 as follows:

Page 2, line 6, delete the new language

Page 2, line 7, reinstate the stricken language

Page 2, lines 8 and 9, delete the new language

Page 2, line 10, after "(b)" insert "A private employer may not inquire into or consider a criminal record or criminal history of an applicant that is more than ten years old until the applicant has been selected for an interview or, if there is not an interview, before a conditional offer of employment is made."

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 20 and nays 41, as follows:

Those who voted in the affirmative were:

Anderson
Dahms

Fischbach
Gazelka

Hall
Hann

Housley
Ingebrigtsen

Kiffmeyer
Limmer

Nelson Newman	Nienow Ortman	Osmek Pederson, J.	Pratt Ruud	Senjem Westrom
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Those who voted in the negative were:

Bakk	Dibble	Jensen	Rest	Thompson
Benson	Dziedzic	Johnson	Saxhaug	Tomassoni
Bonoff	Eaton	Kent	Scalze	Torres Ray
Carlson	Eken	Koenen	Schmit	Wiger
Chamberlain	Franzen	Latz	Sheran	Wiklund
Champion	Goodwin	Marty	Sieben	
Clausen	Hawj	Metzen	Skoe	
Cohen	Hayden	Pappas	Sparks	
Dahle	Hoffman	Petersen, B.	Stumpf	

The motion did not prevail. So the amendment was not adopted.

Senator Thompson moved to amend S.F. No. 523 as follows:

Page 3, after line 4, insert:

"(d) The remedies under this subdivision are exclusive. A private employer is not otherwise liable for complying with or failing to comply with section 364.021."

The motion prevailed. So the amendment was adopted.

S.F. No. 523 was read the third time, as amended, and placed on its final passage.

The question was taken on the passage of the bill, as amended.

The roll was called, and there were yeas 44 and nays 16, as follows:

Those who voted in the affirmative were:

Bakk	Dibble	Hoffman	Pederson, J.	Skoe
Benson	Dziedzic	Jensen	Pratt	Sparks
Bonoff	Eaton	Johnson	Rest	Stumpf
Carlson	Eken	Kent	Saxhaug	Thompson
Chamberlain	Franzen	Koenen	Scalze	Tomassoni
Champion	Goodwin	Marty	Schmit	Torres Ray
Clausen	Hann	Metzen	Senjem	Wiger
Cohen	Hawj	Nelson	Sheran	Wiklund
Dahle	Hayden	Pappas	Sieben	

Those who voted in the negative were:

Anderson	Hall	Limmer	Osmek
Dahms	Housley	Newman	Petersen, B.
Fischbach	Ingebrigtsen	Nienow	Ruud
Gazelka	Kiffmeyer	Ortman	Westrom

So the bill, as amended, was passed and its title was agreed to.

MOTIONS AND RESOLUTIONS - CONTINUED

Senator Hawj moved that S.F. No. 1307 be taken from the table. The motion prevailed.

S.F. No. 1307: A bill for an act relating to human rights; changing provisions for certain certificates of compliance; amending Minnesota Statutes 2012, sections 363A.36, subdivision 1; 363A.37; repealing Minnesota Rules, part 5000.3560, subparts 2, 3.

Senator Kiffmeyer withdrew her pending amendment.

Senator Kiffmeyer moved to amend S.F. No. 1307 as follows:

Page 2, line 22, after the period, insert "The notification must state specifically the ways in which the submission fails to meet the requirements of Minnesota Rules, part 5000.3560, subpart 1. Certificates of compliance shall be issued 15 days after the department has received a revised submission that complies with Minnesota Rules, part 5000.3560, subpart 1."

The motion prevailed. So the amendment was adopted.

S.F. No. 1307 was read the third time, as amended, and placed on its final passage.

The question was taken on the passage of the bill, as amended.

The roll was called, and there were yeas 57 and nays 3, as follows:

Those who voted in the affirmative were:

Bakk	Eaton	Jensen	Pappas	Skoe
Benson	Eken	Johnson	Pederson, J.	Sparks
Bonoff	Fischbach	Kent	Petersen, B.	Stumpf
Carlson	Franzen	Kiffmeyer	Pratt	Thompson
Chamberlain	Gazelka	Koenen	Rest	Tomassoni
Champion	Goodwin	Limmer	Ruud	Torres Ray
Clausen	Hann	Marty	Saxhaug	Westrom
Cohen	Hawj	Metzen	Scalze	Wiger
Dahle	Hayden	Nelson	Schmit	Wiklund
Dahms	Hoffman	Newman	Senjem	
Dibble	Housley	Nienow	Sheran	
Dziedzic	Ingebrigtsen	Ortman	Sieben	

Those who voted in the negative were:

Anderson	Hall	Osmek
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So the bill, as amended, was passed and its title was agreed to.

RECESS

Senator Bakk moved that the Senate do now recess subject to the call of the President. The motion prevailed.

After a brief recess, the President called the Senate to order.

APPOINTMENTS

Senator Bakk from the Subcommittee on Conference Committees recommends that the following Senators be and they hereby are appointed as a Conference Committee on:

S.F. No. 671: Senators Latz, Dibble, Goodwin, Dziedzic and Limmer.

Senator Bakk moved that the foregoing appointments be approved. The motion prevailed.

MOTIONS AND RESOLUTIONS - CONTINUED

Without objection, remaining on the Order of Business of Motions and Resolutions, the Senate reverted to the Orders of Business of Reports of Committees and Second Reading of Senate Bills.

REPORTS OF COMMITTEES

Senator Bakk moved that the Committee Reports at the Desk be now adopted. The motion prevailed.

Senator Skoe from the Committee on Taxes, to which was re-referred

S.F. No. 1034: A bill for an act relating to state government; establishing the health and human services budget; modifying provisions related to health care, continuing care, nursing facility admission, children and family services, human services licensing, chemical and mental health, program integrity, managed care organizations, waiver provider standards, home care, and the Department of Health; redesigning home and community-based services; establishing community first services and supports and Northstar Care for Children; providing for fraud investigations in the child care assistance program; establishing autism early intensive intervention benefits; creating a human services performance council; making technical changes; requiring a study; requiring reports; appropriating money; repealing MinnesotaCare; amending Minnesota Statutes 2012, sections 13.381, subdivisions 2, 10; 13.411, subdivision 7; 13.461, by adding subdivisions; 16A.724, subdivision 3; 16C.10, subdivision 5; 16C.155, subdivision 1; 62J.692, subdivisions 1, 3, 4, 5, 7a, 9, by adding a subdivision; 62Q.19, subdivision 1; 103I.005, by adding a subdivision; 103I.521; 119B.05, subdivision 1; 119B.13, subdivisions 1, 7; 144.051, by adding subdivisions; 144.0724, subdivisions 4, 6; 144.123, subdivision 1; 144.125, subdivision 1; 144.212; 144.213; 144.215, subdivisions 3, 4; 144.216, subdivision 1; 144.217, subdivision 2; 144.218, subdivision 5; 144.225, subdivisions 1, 4, 7, 8; 144.226; 144.966, subdivisions 2, 3a; 144.98, subdivisions 3, 5, by adding subdivisions; 144.99, subdivision 4; 144A.351; 144A.43; 144A.44; 144A.45; 144D.01, subdivision 4; 145.906; 145.986; 145A.17, subdivision 1; 145C.01, subdivision 7; 148B.17, subdivision 2; 148E.065, subdivision 4a; 149A.02, subdivisions 1a, 2, 3, 4, 5, 16, 23, 27, 34, 35, 37, by adding subdivisions; 149A.03; 149A.65, by adding subdivisions; 149A.70, subdivisions 1, 2, 3, 5; 149A.71, subdivisions 2, 4; 149A.72, subdivisions 3, 9, by adding a subdivision; 149A.73, subdivisions 1, 2, 4; 149A.74; 149A.91, subdivision 9; 149A.93, subdivisions 3, 6; 149A.94; 149A.96, subdivision 9; 151.01, subdivision 27; 151.19, subdivisions 1, 3; 151.26, subdivision 1; 151.37, subdivision 4; 151.47, subdivision 1, by adding a subdivision; 151.49; 152.126; 174.30, subdivision 1; 214.12, by adding a subdivision; 214.40, subdivision 1; 243.166, subdivisions 4b, 7; 245.03, subdivision 1; 245.462, subdivision 20; 245.4661, subdivisions 5, 6; 245.4682, subdivision 2; 245.4875, subdivision 8; 245.4881, subdivision 1; 245A.02, subdivisions 1, 9, 10, 14; 245A.03, subdivisions 7, 8, 9; 245A.04, subdivision 13; 245A.042, subdivision 3; 245A.07, subdivisions 2a, 3; 245A.08, subdivision 2a; 245A.10; 245A.11, subdivisions 2a, 7, 7a, 7b, 8; 245A.1435; 245A.144; 245A.1444; 245A.16, subdivision 1; 245A.40, subdivision 5; 245A.50; 245C.04, by adding a subdivision; 245C.08, subdivision 1; 245C.32, subdivision 2; 245D.02; 245D.03; 245D.04; 245D.05; 245D.06; 245D.07; 245D.09; 245D.10; 246.18, subdivision 8, by adding a subdivision; 252.27, subdivision 2a; 252.291, by adding a subdivision; 253B.10, subdivision 1; 254B.04, subdivision 1; 254B.13; 256.01, subdivisions 2, 24, 34, by adding subdivisions; 256.82, subdivision 3; 256.9657, subdivisions 1, 3, 3a; 256.969, subdivisions 3a, 29; 256.975, subdivision 7, by adding subdivisions; 256.9754, subdivision 5, by adding subdivisions; 256B.02, by adding subdivisions; 256B.021, by adding subdivisions; 256B.04, subdivisions 18, 21, by adding a subdivision; 256B.055, subdivisions 3a, 6, 10, 14, 15, by adding a subdivision; 256B.056, subdivisions 1, 1c, 3, 4, as amended, 5c, 10, by adding a subdivision; 256B.057, subdivisions 1, 10, by adding a subdivision; 256B.059, subdivision 1; 256B.06, subdivision 4; 256B.0623, subdivision 2; 256B.0625, subdivisions 13e, 19c, 31, 39, 48, 56, 58, by adding subdivisions; 256B.0631,

subdivision 1; 256B.064, subdivisions 1a, 1b, 2; 256B.0659, subdivision 21; 256B.0755, subdivision 3; 256B.0756; 256B.0911, subdivisions 1, 1a, 3a, 4d, 6, 7, by adding a subdivision; 256B.0913, subdivision 4, by adding a subdivision; 256B.0915, subdivisions 3a, 5, by adding a subdivision; 256B.0916, by adding a subdivision; 256B.0917, subdivisions 6, 13, by adding subdivisions; 256B.092, subdivisions 11, 12, by adding a subdivision; 256B.0943, subdivisions 1, 2, 7, by adding a subdivision; 256B.0946; 256B.095; 256B.0951, subdivisions 1, 4; 256B.0952, subdivisions 1, 5; 256B.0955; 256B.097, subdivisions 1, 3; 256B.196, subdivision 2; 256B.431, subdivision 44; 256B.434, subdivision 4; 256B.437, subdivision 6; 256B.439, subdivisions 1, 2, 3, 4, by adding a subdivision; 256B.441, subdivisions 13, 53, 55, 56, 62; 256B.49, subdivisions 11a, 12, 14, 15, by adding subdivisions; 256B.4912, subdivisions 1, 2, 3, 7, by adding subdivisions; 256B.4913, subdivisions 5, 6, by adding a subdivision; 256B.492; 256B.493, subdivision 2; 256B.501, by adding a subdivision; 256B.5011, subdivision 2; 256B.5012, by adding subdivisions; 256B.69, subdivisions 5c, 31, by adding a subdivision; 256B.694; 256B.76, subdivisions 1, 4, by adding a subdivision; 256B.761; 256B.764; 256B.766; 256D.44, subdivision 5; 256I.05, subdivision 1e, by adding a subdivision; 256J.08, subdivision 24; 256J.21, subdivision 3; 256J.24, subdivisions 5, 5a, 7; 256J.621; 256J.626, subdivision 7; 256K.45; 256L.01, subdivisions 3a, 5, by adding subdivisions; 256L.02, subdivision 2, by adding subdivisions; 256L.03, subdivisions 1, 1a, 3, 5, 6, by adding a subdivision; 256L.04, subdivisions 1, 7, 8, 10, 12, by adding subdivisions; 256L.05, subdivisions 1, 2, 3, 3c; 256L.06, subdivision 3; 256L.07, subdivisions 1, 2, 3; 256L.09, subdivision 2; 256L.11, subdivisions 1, 3, by adding a subdivision; 256L.15, subdivisions 1, 2; 256M.40, subdivision 1; 257.75, subdivision 7; 257.85, subdivision 11; 259A.05, subdivision 5; 259A.20, subdivision 4; 260B.007, subdivisions 6, 16; 260C.007, subdivisions 6, 31; 260C.635, subdivision 1; 295.52, subdivision 8; 299C.093; 471.59, subdivision 1; 517.001; 518A.60; 524.5-118, subdivision 1, by adding a subdivision; 524.5-303; 524.5-316; 524.5-403; 524.5-420; 626.556, subdivisions 2, 3, 10d; 626.557, subdivisions 4, 9, 9a, 9e; 626.5572, subdivision 13; Laws 1998, chapter 407, article 6, section 116; Laws 2011, First Special Session chapter 9, article 7, section 39, subdivision 14; Laws 2012, chapter 247, article 1, section 28; article 6, section 4; Laws 2013, chapter 1, sections 1; 6; proposing coding for new law in Minnesota Statutes, chapters 144; 144A; 145; 149A; 151; 214; 245; 245A; 245D; 254B; 256B; 256J; 256L; proposing coding for new law as Minnesota Statutes, chapter 245E; repealing Minnesota Statutes 2012, sections 62J.693; 103I.005, subdivision 20; 144.123, subdivision 2; 144A.46; 144A.461; 149A.025; 149A.20, subdivision 8; 149A.30, subdivision 2; 149A.40, subdivision 8; 149A.45, subdivision 6; 149A.50, subdivision 6; 149A.51, subdivision 7; 149A.52, subdivision 5a; 149A.53, subdivision 9; 151.19, subdivision 2; 151.25; 151.45; 151.47, subdivision 2; 151.48; 245A.655; 245B.01; 245B.02; 245B.03; 245B.031; 245B.04; 245B.05, subdivisions 1, 2, 3, 5, 6, 7; 245B.055; 245B.06; 245B.07; 245B.08; 245D.08; 256B.055, subdivisions 3, 5, 10b; 256B.056, subdivision 5b; 256B.057, subdivisions 1c, 2; 256B.0911, subdivisions 4a, 4b, 4c; 256B.0917, subdivisions 1, 2, 3, 4, 5, 7, 8, 9, 10, 11, 12, 14; 256B.096, subdivisions 1, 2, 3, 4; 256B.49, subdivision 16a; 256B.4913, subdivisions 1, 2, 3, 4; 256B.5012, subdivision 13; 256J.24, subdivision 6; 256L.01, subdivisions 3, 4a; 256L.02, subdivision 3; 256L.03, subdivision 4; 256L.031; 256L.04, subdivisions 1b, 2a, 7a, 9; 256L.07, subdivisions 1, 4, 5, 8, 9; 256L.09, subdivisions 1, 4, 5, 6, 7; 256L.11, subdivisions 2a, 5, 6; 256L.12, subdivisions 1, 2, 3, 4, 5, 6, 7, 8, 9a, 9b; 256L.17, subdivisions 1, 2, 3, 4, 5; 485.14; 609.093; Laws 2011, First Special Session chapter 9, article 6, section 97, subdivision 6; article 7, section 54, as amended; Minnesota Rules, parts 4668.0002; 4668.0003; 4668.0005; 4668.0008; 4668.0012; 4668.0016; 4668.0017; 4668.0019; 4668.0030; 4668.0035; 4668.0040; 4668.0050; 4668.0060; 4668.0065; 4668.0070; 4668.0075; 4668.0080; 4668.0100; 4668.0110; 4668.0120; 4668.0130; 4668.0140; 4668.0150; 4668.0160; 4668.0170; 4668.0180; 4668.0190; 4668.0200;

4668.0218; 4668.0220; 4668.0230; 4668.0240; 4668.0800; 4668.0805; 4668.0810; 4668.0815; 4668.0820; 4668.0825; 4668.0830; 4668.0835; 4668.0840; 4668.0845; 4668.0855; 4668.0860; 4668.0865; 4668.0870; 4669.0001; 4669.0010; 4669.0020; 4669.0030; 4669.0040; 4669.0050.

Reports the same back with the recommendation that the bill be amended as follows:

Page 37, delete section 57

Page 229, after line 4, insert:

"Sec. 20. Minnesota Statutes 2012, section 256B.76, subdivision 2, is amended to read:

Subd. 2. **Dental reimbursement.** (a) Effective for services rendered on or after October 1, 1992, the commissioner shall make payments for dental services as follows:

(1) dental services shall be paid at the lower of (i) submitted charges, or (ii) 25 percent above the rate in effect on June 30, 1992; and

(2) dental rates shall be converted from the 50th percentile of 1982 to the 50th percentile of 1989, less the percent in aggregate necessary to equal the above increases.

(b) Beginning October 1, 1999, the payment for tooth sealants and fluoride treatments shall be the lower of (1) submitted charge, or (2) 80 percent of median 1997 charges.

(c) Effective for services rendered on or after January 1, 2000, payment rates for dental services shall be increased by three percent over the rates in effect on December 31, 1999.

(d) Effective for services provided on or after January 1, 2002, payment for diagnostic examinations and dental x-rays provided to children under age 21 shall be the lower of (1) the submitted charge, or (2) 85 percent of median 1999 charges.

(e) The increases listed in paragraphs (b) and (c) shall be implemented January 1, 2000, for managed care.

(f) Effective for dental services rendered on or after October 1, 2010, by a state-operated dental clinic, payment shall be paid on a reasonable cost basis that is based on the Medicare principles of reimbursement. This payment shall be effective for services rendered on or after January 1, 2011, to recipients enrolled in managed care plans or county-based purchasing plans.

(g) Beginning in fiscal year 2011, if the payments to state-operated dental clinics in paragraph (f), including state and federal shares, are less than \$1,850,000 per fiscal year, a supplemental state payment equal to the difference between the total payments in paragraph (f) and \$1,850,000 shall be paid from the general fund to state-operated services for the operation of the dental clinics.

(h) If the cost-based payment system for state-operated dental clinics described in paragraph (f) does not receive federal approval, then state-operated dental clinics shall be designated as critical access dental providers under subdivision 4, paragraph (b), and shall receive the critical access dental reimbursement rate as described under subdivision 4, paragraph (a).

(i) Effective for services rendered on or after September 1, 2011, through June 30, 2013, payment rates for dental services shall be reduced by three percent. This reduction does not apply to state-operated dental clinics in paragraph (f).

(j) Effective for services rendered on or after January 1, 2015, payment rates for dental services shall be increased by five percent from the rates in effect on December 31, 2014. This increase does not apply to state-operated dental clinics in paragraph (f), federally qualified health centers, rural health centers, and Indian health services. Effective January 1, 2015, payments made to managed care plans and county-based purchasing plans under sections 256B.69, 256B.692, and chapter 256L shall reflect the payment increase described in this paragraph."

Page 232, delete section 24

Page 235, delete section 29

Page 239, delete section 4

Page 240, delete section 5

Page 554, line 9, delete "6,415,504,000" and insert "6,411,182,000" and delete "6,403,736,000" and insert "6,392,303,000"

Page 554, line 12, delete "5,814,599,000" and insert "5,807,515,000" and delete "5,838,293,000" and insert "5,831,770,000"

Page 554, line 15, delete "337,285,000" and insert "340,047,000" and delete "303,825,000" and insert "298,915,000"

Page 559, line 27, delete "12,453,000" and insert "13,177,000"

Page 563, line 26, delete "261,930,000" and insert "257,020,000"

Page 563, line 29, delete "4,616,756,000" and insert "4,609,672,000" and delete "4,621,963,000" and insert "4,615,440,000"

Page 567, line 32, delete "190,000" and insert "2,228,000"

Page 579, delete lines 5 to 8 and insert:

"This appropriation is from the state government special revenue fund."

Page 579, delete lines 27 to 30

Page 583, line 33, delete "3" and insert "14"

Page 584, lines 6 and 13, delete "1" and insert "12"

Page 584, line 10, delete "\$122,543,000" and insert "\$143,027,000"

Page 584, line 11, delete "\$25,141,000" and insert "\$48,371,000"

Page 586, delete section 3 and insert:

"Sec. 3. **FEDERAL APPROVAL.**

(a) The implementation of this article is contingent on federal approval.

(b) Upon full or partial approval of the waiver application, the commissioner of human services shall submit to the commissioner of management and budget a plan for implementing the provisions

in this article that received federal approval as well as any provisions that do not require federal approval. The plan must:

(1) include fiscal estimates that, with federal administrative reimbursement, do not increase the general fund appropriations to the commissioner of human services in fiscal years 2014 and 2015; and

(2) include a fiscal estimate for the systems modernization appropriation, which cannot exceed \$14,297,000 for the biennium ending June 30, 2015.

(c) Upon approval by the commissioner of management and budget, the commissioner of human services may implement the plan.

(d) The commissioner of management and budget must notify the chairs and ranking minority members of the legislative committees with jurisdiction over health and human services finance when the plan is approved. The plan must be made publicly available.

Sec. 4. IMPLEMENTATION OF REFORM 2020 CONTINGENT PROVISIONS AND ADJUSTMENTS TO APPROPRIATIONS AND PLANNING ESTIMATES.

Upon approval of the plan in section 3, the commissioner of management and budget shall make necessary adjustments to the appropriations in this article to reflect the effective date of federal approval. The adjustments must include the nondedicated revenue attributable to the provisions of this article and the related planning estimates for fiscal years 2016 and 2017 must reflect the revised fiscal estimates attributable to the provisions in this article. The revised appropriations for fiscal years 2014 and 2015 shall be included in the forecast and must not increase the appropriations to the commissioner of human services for fiscal years 2014 and 2015. If the adjustments to the planning estimates for fiscal years 2016 and 2017 result in increased general fund expenditure estimates for the commissioner of human services attributable to the provisions in this article, when compared to the planning estimates attributable to the provision in this article made in the February 2013 forecast, none of the provisions in this article shall be implemented."

Renumber the sections in sequence

Amend the title numbers accordingly

And when so amended the bill do pass. Amendments adopted. Report adopted.

Senator Cohen from the Committee on Finance, to which was re-referred

S.F. No. 1173: A bill for an act relating to transportation; defining project for metropolitan area regional railroad authorities' contributions toward capital costs of light rail transit or commuter rail project; amending Minnesota Statutes 2012, section 398A.10, by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Delete everything after the enacting clause and insert:

"ARTICLE 1

TRANSPORTATION AND PUBLIC SAFETY APPROPRIATIONS

Section 1. **SUMMARY OF APPROPRIATIONS.**

The amounts shown in this section summarize direct appropriations, by fund, made in this article.

	<u>2014</u>	<u>2015</u>	<u>Total</u>
<u>General</u>	\$ 160,210,000	\$ 159,339,000	\$ 319,549,000
<u>Airports</u>	18,959,000	18,959,000	37,918,000
<u>C.S.A.H.</u>	632,251,000	686,608,000	1,318,859,000
<u>M.S.A.S.</u>	162,035,000	175,839,000	337,874,000
<u>Special Revenue</u>	61,187,000	61,483,000	122,670,000
<u>H.U.T.D.</u>	10,506,000	10,406,000	20,912,000
<u>State Government Special Revenue</u>	59,841,000	64,742,000	124,583,000
<u>Environmental</u>	69,000	69,000	138,000
<u>Trunk Highway</u>	1,755,137,000	1,766,481,000	3,521,618,000
<u>Total</u>	\$ 2,860,195,000	\$ 2,943,926,000	\$ 5,804,121,000

Sec. 2. **TRANSPORTATION APPROPRIATIONS.**

The sums shown in the columns marked "Appropriations" are appropriated to the agencies and for the purposes specified in this article. The appropriations are from the trunk highway fund, or another named fund, and are available for the fiscal years indicated for each purpose. The figures "2014" and "2015" used in this article mean that the appropriations listed under them are available for the fiscal year ending June 30, 2014, or June 30, 2015, respectively. "The first year" is fiscal year 2014. "The second year" is fiscal year 2015. "The biennium" is fiscal years 2014 and 2015.

APPROPRIATIONS
Available for the Year
Ending June 30
2014 2015

Sec. 3. **DEPARTMENT OF TRANSPORTATION**

Subdivision 1. **Total Appropriation** \$ 2,507,249,000 \$ 2,585,673,000

Appropriations by Fund

	<u>2014</u>	<u>2015</u>
<u>General</u>	28,276,000	27,295,000

<u>Airports</u>	<u>18,959,000</u>	<u>18,959,000</u>
<u>C.S.A.H.</u>	<u>632,251,000</u>	<u>686,608,000</u>
<u>M.S.A.S</u>	<u>162,035,000</u>	<u>175,839,000</u>
<u>H.U.T.D.</u>	<u>100,000</u>	<u>-0-</u>
<u>Trunk Highway</u>	<u>1,665,628,000</u>	<u>1,676,972,000</u>

The amounts that may be spent for each purpose are specified in the following subdivisions.

Subd. 2. Multimodal Systems

(a) Aeronautics

(1) Airport Development and Assistance 13,648,000 13,648,000

This appropriation is from the state airports fund and must be spent according to Minnesota Statutes, section 360.305, subdivision 4.

The base appropriation for fiscal years 2016 and 2017 is \$14,298,000 for each year.

Notwithstanding Minnesota Statutes, section 16A.28, subdivision 6, this appropriation is available for five years after appropriation. If the appropriation for either year is insufficient, the appropriation for the other year is available for it.

(2) Aviation Support and Services 6,386,000 6,386,000

Appropriations by Fund

<u>Airports</u>	<u>5,286,000</u>	<u>5,286,000</u>
<u>Trunk Highway</u>	<u>1,100,000</u>	<u>1,100,000</u>

\$65,000 in each year is from the state airports fund for the Civil Air Patrol.

(b) Transit 27,238,000 27,257,000

Appropriations by Fund

<u>General</u>	<u>26,463,000</u>	<u>26,482,000</u>
<u>Trunk Highway</u>	<u>775,000</u>	<u>775,000</u>

\$100,000 in each year is from the general fund for the administrative expenses of the Minnesota Council on Transportation Access under Minnesota Statutes, section 174.285.

\$90,000 in each year is from the general fund for grants to greater Minnesota transit providers as reimbursement for the costs of providing fixed route public transit rides free of charge under Minnesota Statutes, section 174.24, subdivision 7, for veterans certified as disabled.

(c) Passenger Rail 500,000 500,000

This appropriation is from the general fund for passenger rail system planning, alternatives analysis, environmental analysis, design, and preliminary engineering under Minnesota Statutes, sections 174.632 to 174.636.

(d) Freight 6,153,000 5,153,000

Appropriations by Fund

<u>General</u>	<u>1,256,000</u>	<u>256,000</u>
<u>Trunk Highway</u>	<u>4,897,000</u>	<u>4,897,000</u>

\$1,000,000 in the first year is from the general fund to pay for the department's share of costs associated with the cleanup of contaminated state rail bank property. This appropriation is available until expended.

(e) Safe Routes to School 375,000 375,000

\$375,000 in each year from the general fund for grants to local jurisdictions for safe routes to school.

Subd. 3. State Roads

(a) Operations and Maintenance 262,395,000 262,395,000

(b) Program Planning and Delivery 206,720,000 206,720,000

\$250,000 in each year is for the department's administrative costs for creation and

operation of the Joint Program Office for Economic Development and Alternative Finance, including costs of hiring a consultant and preparing required reports.

\$130,000 in each year is available for administrative costs of the targeted group business program.

\$266,000 in each year is available for grants to metropolitan planning organizations outside the seven-county metropolitan area.

\$75,000 in each year is available for a transportation research contingent account to finance research projects that are reimbursable from the federal government or from other sources. If the appropriation for either year is insufficient, the appropriation for the other year is available for it.

\$900,000 in each year is available for grants for transportation studies outside the metropolitan area to identify critical concerns, problems, and issues. These grants are available: (1) to regional development commissions; (2) in regions where no regional development commission is functioning, to joint powers boards established under agreement of two or more political subdivisions in the region to exercise the planning functions of a regional development commission; and (3) in regions where no regional development commission or joint powers board is functioning, to the department's district office for that region.

(c) State Road Construction Total

966,400,000

946,340,000

(1) Economic Recovery Funds - Federal Highway Aid

1,000,000

1,000,000

This appropriation is to complete projects using funds made available to the commissioner of transportation under title XII of the American Recovery and Reinvestment Act of 2009, Public Law 111-5 and implemented under Minnesota Statutes, section 161.36, subdivision 7. The base

appropriation is \$1,000,000 in fiscal year 2016 and \$0 in fiscal year 2017.

(2) Corridors of Commerce

47,600,000

110,280,000

This appropriation is for the Corridors of Commerce program under Minnesota Statutes, section 161.088.

Of this appropriation, the commissioner may use up to \$8,092,000 in fiscal year 2014 and \$18,748,000 in fiscal year 2015 for program delivery.

(3) State Road Construction

917,800,000

835,060,000

It is estimated that these appropriations will be funded as follows:

<u>Appropriations by Fund</u>		
<u>Federal Highway Aid</u>	<u>489,200,000</u>	<u>482,200,000</u>
<u>Highway User Taxes</u>	<u>428,600,000</u>	<u>352,860,000</u>

The commissioner of transportation shall notify the chairs and ranking minority members of the legislative committees with jurisdiction over transportation finance of any significant events that should cause these estimates to change.

This appropriation is for the actual construction, reconstruction, and improvement of trunk highways, including design-build contracts and consultant usage to support these activities. This includes the cost of actual payment to landowners for lands acquired for highway rights-of-way, payment to lessees, interest subsidies, and relocation expenses.

Of this appropriation, the commissioner is encouraged to allocate, from money transferred to the corridor investment management strategy program, funds to determine the preferred corridor alignment and to plan, design, and construct or reconstruct a two-lane roadway currently located in a corridor that passes through communities, townships, and a national

forest; that has significant weather-related safety problems due in part to its current alignment; and has key highway, public transit, bicycle/pedestrian, and rail connections.

The base appropriation for state road construction for fiscal years 2016 and 2017 is \$664,460,000 in each year.

\$10,000,000 in each year is for transfer to the transportation economic development account in the trunk highway fund under Minnesota Statutes, section 174.12.

The commissioner may expend up to one-half of one percent of the federal appropriations under this paragraph as grants to opportunity industrialization centers and other nonprofit job training centers for job training programs related to highway construction.

The commissioner may transfer up to \$15,000,000 each year to the transportation revolving loan fund.

The commissioner may receive money covering other shares of the cost of partnership projects. These receipts are appropriated to the commissioner for these projects.

(d) Highway Debt Service

158,417,000

189,821,000

\$148,917,000 the first year and \$180,321,000 the second year are for transfer to the state bond fund. If an appropriation is insufficient to make all transfers required in the year for which it is made, the commissioner of management and budget shall notify the Committee on Finance of the senate and the Committee on Ways and Means of the house of representatives of the amount of the deficiency and shall then transfer that amount under the statutory open appropriation. Any excess appropriation cancels to the trunk highway fund.

(e) Electronic Communications

5,171,000

5,171,000

Appropriations by Fund

<u>General</u>	<u>3,000</u>	<u>3,000</u>
<u>Trunk Highway</u>	<u>5,168,000</u>	<u>5,168,000</u>

The general fund appropriation is to equip and operate the Roosevelt signal tower for Lake of the Woods weather broadcasting.

Subd. 4. Local Roads

(a) <u>County State Aids</u>	<u>632,251,000</u>	<u>686,608,000</u>
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This appropriation is from the county state-aid highway fund under Minnesota Statutes, sections 161.082 to 161.085; and Minnesota Statutes, chapter 162. This appropriation is available until spent.

If the commissioner of transportation determines that a balance remains in the county state-aid highway fund following the appropriations and transfers made in this subdivision, and that the appropriations made are insufficient for advancing county state-aid highway projects, an amount necessary to advance the projects, not to exceed the balance in the county state-aid highway fund, is appropriated in each year to the commissioner. Within two weeks of a determination under this contingent appropriation, the commissioner of transportation shall notify the commissioner of management and budget and the chairs and ranking minority members of the legislative committees with jurisdiction over transportation finance concerning funds appropriated.

(b) <u>Municipal State Aids</u>	<u>162,035,000</u>	<u>175,839,000</u>
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This appropriation is from the municipal state-aid street fund for municipal state-aid streets under Minnesota Statutes, chapter 162. This appropriation is available until spent.

If the commissioner of transportation determines that a balance remains in the municipal state-aid street fund following

the appropriations made in this subdivision, and that the appropriations made are insufficient for advancing municipal state-aid street projects, an amount necessary to advance the projects, not to exceed the balance in the municipal state-aid street fund, is appropriated in each year to the commissioner. Within two weeks of a determination under this contingent appropriation, the commissioner of transportation shall notify the commissioner of management and budget and the chairs and ranking minority members of the legislative committees with jurisdiction over transportation finance concerning funds appropriated.

Subd. 5. Agency Management

(a) Agency Services	<u>41,997,000</u>	<u>41,997,000</u>
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Appropriations by Fund

<u>Airports</u>	<u>25,000</u>	<u>25,000</u>
<u>Trunk Highway</u>	<u>41,972,000</u>	<u>41,972,000</u>

(b) Buildings	<u>17,838,000</u>	<u>17,838,000</u>
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Appropriations by Fund

<u>General</u>	<u>54,000</u>	<u>54,000</u>
<u>Trunk Highway</u>	<u>17,784,000</u>	<u>17,784,000</u>

If the appropriation for either year is insufficient, the appropriation for the other year is available for it.

Subd. 6. Transfers

(a) With the approval of the commissioner of management and budget, the commissioner of transportation may transfer unencumbered balances among the appropriations from the trunk highway fund and the state airports fund made in this section. No transfer may be made from the appropriations for state road construction or for debt service. Transfers under this paragraph may not be made between funds. Transfers under this

paragraph must be reported immediately to the chairs and ranking minority members of the legislative committees with jurisdiction over transportation finance.

(b) The commissioner shall transfer from the flexible highway account in the county state-aid highway fund: (1) \$3,700,000 in the first year to the trunk highway fund; and (2) the remainder in each year to the county turnback account in the county state-aid highway fund. The funds transferred are for highway turnback purposes as provided under Minnesota Statutes, section 161.081, subdivision 3.

Subd. 7. Use of State Road Construction Appropriations

Any money appropriated to the commissioner of transportation for state road construction for any fiscal year before the first year is available to the commissioner during the biennium to the extent that the commissioner spends the money on the state road construction project for which the money was originally encumbered during the fiscal year for which it was appropriated. The commissioner of transportation shall report to the commissioner of management and budget by August 1, 2013, and August 1, 2014, on a form the commissioner of management and budget provides, on expenditures made during the previous fiscal year that are authorized by this subdivision.

Subd. 8. Contingent Appropriation

The commissioner of transportation, with the approval of the governor and the written approval of at least five members of a group consisting of the members of the Legislative Advisory Commission under Minnesota Statutes, section 3.30, and the ranking minority members of the legislative committees with jurisdiction over transportation finance, may transfer all or part of the unappropriated balance in the trunk highway fund to an appropriation: (1)

for trunk highway design, construction, or inspection in order to take advantage of an unanticipated receipt of income to the trunk highway fund or to take advantage of federal advanced construction funding; (2) for trunk highway maintenance in order to meet an emergency; or (3) to pay tort or environmental claims. Nothing in this subdivision authorizes the commissioner to increase the use of federal advanced construction funding beyond amounts specifically authorized. Any transfer as a result of the use of federal advanced construction funding must include an analysis of the effects on the long-term trunk highway fund balance. The amount transferred is appropriated for the purpose of the account to which it is transferred.

Sec. 4. METROPOLITAN COUNCIL \$ 41,489,000 \$ 41,570,000

This appropriation is from the general fund for transit system operations under Minnesota Statutes, sections 473.371 to 473.449.

The base appropriation for fiscal years 2016 and 2017 is \$63,620,000 in each year.

Sec. 5. DEPARTMENT OF PUBLIC SAFETY

Subdivision 1. Total Appropriation \$ 310,857,000 \$ 316,083,000

	<u>Appropriations by Fund</u>	
	<u>2014</u>	<u>2015</u>
<u>General</u>	<u>90,445,000</u>	<u>90,474,000</u>
<u>Special Revenue</u>	<u>61,187,000</u>	<u>61,483,000</u>
<u>H.U.T.D.</u>	<u>10,406,000</u>	<u>10,406,000</u>
<u>Trunk Highway</u>	<u>88,909,000</u>	<u>88,909,000</u>
<u>State Government</u>		
<u>Special Revenue</u>	<u>59,841,000</u>	<u>64,742,000</u>
<u>Environmental</u>	<u>69,000</u>	<u>69,000</u>

The amounts that may be spent for each purpose are specified in the following subdivisions.

Subd. 2. Administration and Related Services

<u>(a) Office of Communications</u>	<u>504,000</u>	<u>504,000</u>
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	<u>Appropriations by Fund</u>	
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<u>General</u>	<u>111,000</u>	<u>111,000</u>
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<u>Trunk Highway</u>	<u>393,000</u>	<u>393,000</u>
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<u>(b) Public Safety Support</u>	<u>8,439,000</u>	<u>8,439,000</u>
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	<u>Appropriations by Fund</u>	
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<u>General</u>	<u>3,467,000</u>	<u>3,467,000</u>
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<u>H.U.T.D.</u>	<u>1,366,000</u>	<u>1,366,000</u>
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<u>Trunk Highway</u>	<u>3,606,000</u>	<u>3,606,000</u>
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\$380,000 in each year is from the general fund for payment of public safety officer survivor benefits under Minnesota Statutes, section 299A.44. If the appropriation for either year is insufficient, the appropriation for the other year is available for it.

\$1,367,000 in each year is from the general fund to be deposited in the public safety officer's benefit account. This money is available for reimbursements under Minnesota Statutes, section 299A.465.

\$600,000 in each year is from the general fund and \$100,000 in each year is from the trunk highway fund for soft body armor reimbursements under Minnesota Statutes, section 299A.38.

\$792,000 in each year is from the general fund for transfer by the commissioner of management and budget to the trunk highway fund on December 31, 2013, and December 31, 2014, respectively, in order to reimburse the trunk highway fund for expenses not related to the fund. These represent amounts appropriated out of the trunk highway fund for general fund purposes in the administration and related services program.

\$610,000 in each year is from the highway user tax distribution fund for transfer by the commissioner of management and budget

to the trunk highway fund on December 31, 2013, and December 31, 2014, respectively, in order to reimburse the trunk highway fund for expenses not related to the fund. These represent amounts appropriated out of the trunk highway fund for highway user tax distribution fund purposes in the administration and related services program.

\$716,000 in each year is from the highway user tax distribution fund for transfer by the commissioner of management and budget to the general fund on December 31, 2013, and December 31, 2014, respectively, in order to reimburse the general fund for expenses not related to the fund. These represent amounts appropriated out of the general fund for operation of the criminal justice data network related to driver and motor vehicle licensing.

Before January 15, 2015, the commissioner of public safety shall review the amounts and purposes of the transfers under this paragraph and shall recommend necessary changes to the legislative committees with jurisdiction over transportation finance.

<u>(c) Technology and Support Service</u>	<u>3,685,000</u>	<u>3,685,000</u>
<u>Appropriations by Fund</u>		
General	<u>1,322,000</u>	<u>1,322,000</u>
H.U.T.D.	<u>19,000</u>	<u>19,000</u>
Trunk Highway	<u>2,344,000</u>	<u>2,344,000</u>
<u>Subd. 3. State Patrol</u>		
<u>(a) Patrolling Highways</u>	<u>72,522,000</u>	<u>72,522,000</u>
<u>Appropriations by Fund</u>		
General	<u>37,000</u>	<u>37,000</u>
H.U.T.D.	<u>92,000</u>	<u>92,000</u>
Trunk Highway	<u>72,393,000</u>	<u>72,393,000</u>
<u>(b) Commercial Vehicle Enforcement</u>	<u>7,796,000</u>	<u>7,796,000</u>
<u>(c) Capitol Security</u>	<u>4,605,000</u>	<u>4,605,000</u>

This appropriation is from the general fund.

\$1,500,000 in each year is to implement the recommendations of the advisory committee on Capitol Area Security under Minnesota Statutes, section 299E.04, including the creation of an emergency manager position under Minnesota Statutes, section 299E.01, subdivision 2, and an increase in the number of State Patrol troopers and other security officers assigned to the Capitol complex.

The commissioner may not: (1) spend any money from the trunk highway fund for capitol security; or (2) permanently transfer any state trooper from the patrolling highways activity to capitol security.

The commissioner may not transfer any money appropriated to the commissioner under this section: (1) to capitol security; or (2) from capitol security.

(d) Vehicle Crimes Unit

693,000

693,000

This appropriation is from the highway user tax distribution fund.

This appropriation is to investigate: (1) registration tax and motor vehicle sales tax liabilities from individuals and businesses that currently do not pay all taxes owed; and (2) illegal or improper activity related to sale, transfer, titling, and registration of motor vehicles.

Subd. 4. Driver and Vehicle Services

(a) Vehicle Services

28,259,000

28,357,000

Appropriations by Fund

<u>Special Revenue</u>	<u>20,023,000</u>	<u>20,121,000</u>
<u>H.U.T.D.</u>	<u>8,236,000</u>	<u>8,236,000</u>

The special revenue fund appropriation is from the vehicle services operating account.

\$1,000,000 in each year is from the special revenue fund for ten additional positions to

enhance customer service related to vehicle title issuance.

\$98,000 the second year is from the special revenue fund for the vehicle services portion of a new telephone system. This amount is for transfer to the Office of Enterprise Technology for initial construction and development of the system. This is a onetime appropriation and is available until expended.

(b) Driver Services 28,749,000 28,947,000

Appropriations by Fund

<u>Special Revenue</u>	<u>28,748,000</u>	<u>28,946,000</u>
<u>Trunk Highway</u>	<u>1,000</u>	<u>1,000</u>

The special revenue fund appropriation is from the driver services operating account.

\$150,000 in the second year is from the special revenue fund for two new positions to implement facial recognition.

\$52,000 the second year is from the special revenue fund for the driver services portion of a new telephone system. This amount is for transfer to the Office of Enterprise Technology for initial construction and development of the system. This is a onetime appropriation and is available until expended.

\$37,000 in the first year and \$33,000 in the second year are from the special revenue fund for one half-time position to assist with the Novice Driver Improvement Task Force under Minnesota Statutes, section 171.0701, subdivision 1a. The base appropriation for this position is \$6,000 in fiscal year 2016 and \$0 in fiscal year 2017.

Subd. 5. Traffic Safety 435,000 435,000

The commissioner of public safety shall spend 50 percent of the money available to the state under United States Code, title 23, section 164, and the remaining 50 percent must be transferred to the commissioner of transportation for hazard elimination

activities under United States Code, title 23, section 152.

<u>Subd. 6. Pipeline Safety</u>	<u>1,354,000</u>	<u>1,354,000</u>
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This appropriation is from the pipeline safety account in the special revenue fund.

<u>Subd. 7. Emergency Management</u>	<u>3,079,000</u>	<u>3,029,000</u>
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Appropriations by Fund

<u>General</u>	<u>2,406,000</u>	<u>2,356,000</u>
<u>Special Revenue</u>	<u>604,000</u>	<u>604,000</u>
<u>Environmental</u>	<u>69,000</u>	<u>69,000</u>

\$604,000 each year is appropriated from the fire safety account in the special revenue fund. These amounts must be used to fund the hazardous materials and chemical assessment teams.

\$555,000 the first year and \$505,000 the second year are from the general fund to reinstate the school safety center and to provide for school safety. The commissioner of public safety shall work collaboratively with the School Climate Council and the school climate center established under Minnesota Statutes, sections 121A.07 and 127A.052.

<u>Subd. 8. Criminal Apprehension</u>	<u>42,853,000</u>	<u>42,932,000</u>
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Appropriations by Fund

<u>General</u>	<u>40,905,000</u>	<u>40,984,000</u>
<u>State Government</u>		
<u>Special Revenue</u>	<u>7,000</u>	<u>7,000</u>
<u>Trunk Highway</u>	<u>1,941,000</u>	<u>1,941,000</u>

Notwithstanding Minnesota Statutes, section 161.20, subdivision 3, \$1,941,000 each year is appropriated from the trunk highway fund for laboratory analysis related to driving while impaired cases.

\$125,000 in each year is from the general fund to replace forensic laboratory equipment

at the Bureau of Criminal Apprehension. \$200,000 in each year is from the general fund to improve forensic laboratory staffing at the Bureau of Criminal Apprehension.

\$310,000 the first year and \$389,000 the second year are from the general fund to maintain Livescan fingerprinting machines.

Subd. 9. Fire Marshal

9,555,000

9,555,000

This appropriation is from the fire safety account in the special revenue fund and is for activities under Minnesota Statutes, section 299F.012.

Of this amount: (1) \$7,187,000 each year is for activities under Minnesota Statutes, section 299F.012; and (2) \$2,368,000 the first year and \$2,368,000 the second year are for transfers to the general fund under Minnesota Statutes, section 297I.06, subdivision 3.

Subd. 10. Alcohol and Gambling Enforcement

2,485,000

2,485,000

Appropriations by Fund

<u>General</u>	<u>1,582,000</u>	<u>1,582,000</u>
<u>Special Revenue</u>	<u>903,000</u>	<u>903,000</u>

\$653,000 each year is from the alcohol enforcement account in the special revenue fund. Of this appropriation, \$500,000 each year shall be transferred to the general fund.

\$250,000 each year is appropriated from the lawful gambling regulation account in the special revenue fund.

Subd. 11. Office of Justice Programs

36,206,000

36,206,000

Appropriations by Fund

<u>General</u>	<u>36,110,000</u>	<u>36,110,000</u>
<u>State Government</u>		
<u>Special Revenue</u>	<u>96,000</u>	<u>96,000</u>

Up to 2.5 percent of the grant money appropriated in this subdivision may be used to administer the grant program.

\$1,500,000 in each year is from the general fund for victim assistance grants. The funds must be distributed through an open and competitive grant process for existing crime victim programs. The funds must be used to meet the needs of underserved and unserved areas and populations.

\$1,500,000 in each year is from the general fund for youth intervention programs under Minnesota Statutes, section 299A.73. The appropriations must be used to create new programs statewide in underserved areas and to help existing programs serve unmet needs in the program's communities. These appropriations are available until expended.

\$50,000 in each year is from the general fund for a grant to the Upper Midwest Community Policing Institute for use in training community safety personnel about the use of de-escalation strategies for handling returning veterans in crisis. This is a onetime appropriation, and the unencumbered balance in the first year does not cancel but is available for the second year. The commissioner shall consult with the Peace Officers Standards and Training (POST) Board regarding the design and content of the course, and must also ensure that the training opportunities are reasonably distributed throughout the state.

\$100,000 each year is from the general fund for a grant to the Juvenile Detention Alternative Initiative. This is a onetime appropriation, and funds unexpended in the first year are available in the second year.

Subd. 12. **Emergency Communication Networks**

59,138,000

63,639,000

This appropriation is from the state government special revenue fund for 911 emergency telecommunications services.

(a) **Public Safety Answering Points.** \$13,664,000 each year is to be distributed as provided in Minnesota Statutes, section 403.113, subdivision 2.

(b) Medical Resource Communication Centers. \$683,000 each year is for grants to the Minnesota Emergency Medical Services Regulatory Board for the Metro East and Metro West Medical Resource Communication Centers that were in operation before January 1, 2000.

(c) ARMER Debt Service. \$23,261,000 each year is to the commissioner of management and budget to pay debt service on revenue bonds issued under Minnesota Statutes, section 403.275.

Any portion of this appropriation not needed to pay debt service in a fiscal year may be used by the commissioner of public safety to pay cash for any of the capital improvements for which bond proceeds were appropriated by Laws 2005, chapter 136, article 1, section 9, subdivision 8, or Laws 2007, chapter 54, article 1, section 10, subdivision 8.

(d) ARMER State Backbone Operating Costs. \$9,250,000 the first year and \$9,650,000 the second year are to the commissioner of transportation for costs of maintaining and operating the first and third phases of the statewide radio system backbone.

(e) ARMER Improvements. \$1,000,000 each year is for the Statewide Radio Board for costs of design, construction, maintenance of, and improvements to those elements of the statewide public safety radio and communication system that support mutual aid communications and emergency medical services or provide enhancement of public safety communication interoperability.

Sec. 6. **TORT CLAIMS**

\$ 600,000 \$ 600,000

This appropriation is to the commissioner of management and budget.

If the appropriation for either year is insufficient, the appropriation for the other year is available for it.

Sec. 7. **APPROPRIATION; EWORKPLACE TELEWORK PROGRAM.**

\$100,000 is appropriated in fiscal year 2014 from the highway user tax distribution fund to the commissioner of transportation for phase 2 of the eWorkPlace telework program. Program components include but are not limited to implementation planning, enhancement of tools and Web site content, informational research and development, expansion of employer participation, technical assistance, and performance measurement. This appropriation is available in fiscal years 2014 and 2015.

Sec. 8. **REAUTHORIZATION; 2008 BOND SALE EXPENSES FOR TRUNK HIGHWAY BONDS.**

\$1,414,600 of the amount appropriated in Laws 2008, chapter 152, article 2, section 6, for trunk highway bond sale expenses, which was reported to the legislature according to Minnesota Statutes, section 16A.642, subdivision 1, is reauthorized and does not cancel under the terms of that subdivision. This appropriation for the bond sale expenses and the bond sale authorization in Laws 2008, chapter 152, article 2, section 7, subdivision 1, as amended, are available until December 31, 2019.

EFFECTIVE DATE. This section is effective the day following final enactment.

ARTICLE 2

TRANSPORTATION FINANCE

Section 1. Minnesota Statutes 2012, section 163.051, is amended to read:

163.051 METROPOLITAN COUNTY WHEELAGE TAX.

Subdivision 1. **Tax authorized.** (a) Except as provided in paragraph (b), the board of commissioners of each ~~metropolitan~~ county is authorized to levy by resolution a wheelage tax of ~~\$5 for the year 1972 and each subsequent year thereafter by resolution~~ \$10 for each calendar year from 2014 to 2016, and up to \$20 in each calendar year beginning in 2017, on each motor vehicle that is kept in such county when not in operation and that is subject to annual registration and taxation under chapter 168. The board may provide by resolution for collection of the wheelage tax by county officials or it may request that the tax be collected by the state registrar of motor vehicles, ~~and~~. The state registrar of motor vehicles shall collect such tax on behalf of the county if requested, as provided in subdivision 2.

(b) The following vehicles are exempt from the wheelage tax:

- (1) motorcycles, as defined in section 169.011, subdivision 44;
- (2) motorized bicycles, as defined in section 169.011, subdivision 45; and
- ~~(3) electric-assisted bicycles, as defined in section 169.011, subdivision 27; and~~
- ~~(4)~~ (3) motorized foot scooters, as defined in section 169.011, subdivision 46.

Subd. 2. **Collection by registrar of motor vehicles.** The wheelage tax levied by any ~~metropolitan~~ county, if made collectible by the state registrar of motor vehicles, shall be certified by the county auditor to the registrar not later than August 1 in the year before the calendar year or years for which the tax is levied, and the registrar shall collect such tax with the motor vehicle

taxes on the affected vehicles for such year or years. Every owner and every operator of such a motor vehicle shall furnish to the registrar all information requested by the registrar. No state motor vehicle tax on any such motor vehicle for any such year shall be received or deemed paid unless the applicable wheelage tax is paid therewith. ~~The proceeds of the wheelage tax levied by any metropolitan county, less any amount retained by the registrar to pay costs of collection of the wheelage tax, shall be paid to the commissioner of management and budget and deposited in the state treasury to the credit of the county wheelage tax fund of each metropolitan county.~~

Subd. 2a. **Tax proceeds deposited; costs of collection; appropriation.** Notwithstanding the provisions of any other law, the state registrar of motor vehicles shall deposit the proceeds of the wheelage tax imposed by subdivision 2, to the credit of the county wheelage tax fund account of each metropolitan county. The amount necessary to pay the costs of collection of said tax is appropriated from the county wheelage tax fund account of each metropolitan county to the state registrar of motor vehicles.

Subd. 3. **Distribution to metropolitan county; appropriation.** ~~On or before April 1 in 1972 and each subsequent year, the commissioner of management and budget~~ On a monthly basis, the registrar of motor vehicles shall issue a warrant in favor of the treasurer of each metropolitan county for which the registrar has collected a wheelage tax in the amount of such tax then on hand in the county wheelage tax fund account. There is hereby appropriated from the county wheelage tax fund account each year, to each metropolitan county entitled to payments authorized by this section, sufficient moneys to make such payments.

Subd. 4. **Use of tax.** The treasurer of each metropolitan county receiving moneys payments under subdivision 3 shall deposit such moneys payments in the county road and bridge fund. The moneys shall be used for purposes authorized by law which are highway purposes within the meaning of the Minnesota Constitution, article 14.

Subd. 6. **Metropolitan county defined.** ~~"Metropolitan county" means any of the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.~~

Subd. 7. **Offenses; penalties; application of other laws.** (a) Any owner or operator of a motor vehicle who ~~shall willfully give~~ gives any false information relative to the tax ~~herein authorized by this section~~ to the registrar of motor vehicles or any metropolitan county, or who ~~shall willfully fail or refuse~~ fails or refuses to furnish any such information, ~~shall be~~ is guilty of a misdemeanor.

(b) Except as otherwise ~~herein provided in this section~~, the collection and payment of a wheelage tax and all matters relating thereto ~~shall be~~ are subject to all provisions of law relating to collection and payment of motor vehicle taxes so far as applicable.

Sec. 2. Minnesota Statutes 2012, section 171.061, subdivision 4, is amended to read:

Subd. 4. **Fee; equipment.** (a) The agent may charge and retain a filing fee of ~~\$5~~ \$8 for each application. Except as provided in paragraph (c), the fee shall cover all expenses involved in receiving, accepting, or forwarding to the department the applications and fees required under sections 171.02, subdivision 3; 171.06, subdivisions 2 and 2a; and 171.07, subdivisions 3 and 3a.

(b) The statutory fees and the filing fees imposed under paragraph (a) may be paid by credit card or debit card. The driver's license agent may collect a convenience fee on the statutory fees and filing fees not greater than the cost of processing a credit card or debit card transaction. The convenience fee must be used to pay the cost of processing credit card and debit card transactions.

The commissioner shall adopt rules to administer this paragraph using the exempt procedures of section 14.386, except that section 14.386, paragraph (b), does not apply.

(c) The department shall maintain the photo identification equipment for all agents appointed as of January 1, 2000. Upon the retirement, resignation, death, or discontinuance of an existing agent, and if a new agent is appointed in an existing office pursuant to Minnesota Rules, chapter 7404, and notwithstanding the above or Minnesota Rules, part 7404.0400, the department shall provide and maintain photo identification equipment without additional cost to a newly appointed agent in that office if the office was provided the equipment by the department before January 1, 2000. All photo identification equipment must be compatible with standards established by the department.

(d) A filing fee retained by the agent employed by a county board must be paid into the county treasury and credited to the general revenue fund of the county. An agent who is not an employee of the county shall retain the filing fee in lieu of county employment or salary and is considered an independent contractor for pension purposes, coverage under the Minnesota State Retirement System, or membership in the Public Employees Retirement Association.

(e) Before the end of the first working day following the final day of the reporting period established by the department, the agent must forward to the department all applications and fees collected during the reporting period except as provided in paragraph (d).

Sec. 3. [295.80] MOTOR FUELS GROSS RECEIPTS TAX.

Subdivision 1. **Definitions.** (a) For purposes of this section, the following terms have the meanings given, unless the context indicates otherwise.

(b) "Agricultural alcohol gasoline" has the meaning given in section 296A.01, subdivision 2.

(c) "Commissioner" means the commissioner of the Minnesota Department of Revenue.

(d) "Distributor" has the meaning given in section 296A.01, subdivision 15.

(e) "For use in motor vehicles" has the meaning given in section 296A.01, subdivision 21.

(f) "Gasoline" has the meaning given in section 296A.01, subdivision 23.

(g) "Gasoline blended with ethanol" has the meaning given in section 296A.01, subdivision 25.

(h) "Special fuel" has the meaning given in section 296A.01, subdivision 46.

(i) "Wholesale" means a sale to a buyer whose purpose is to resell the property to a third party.

Subd. 2. **Imposition.** A tax is imposed on the wholesale business of selling the means or substance used for propelling vehicles on the highways of this state. The tax is imposed at the rate of 5.5 percent of gross receipts derived by a distributor from the first sale at wholesale of gasoline, gasoline blended with ethanol, agricultural alcohol gasoline, and special fuels within this state for use in motor vehicles.

Subd. 3. **Distributor credit or refund.** The commissioner shall allow the distributor credit or refund of that portion of the tax attributable to gross receipts derived from sales of petroleum products and special fuel:

(1) for export from this state;

(2) purchased by the United States government for exclusive use in performing government functions;

(3) that is placed in a tank to be used exclusively for residential heating;

(4) destroyed by accident while in the possession of the distributor;

(5) in error; and

(6) for gasoline, sold for storage in an on-farm bulk storage tank.

Subd. 4. **Payment of tax.** Each distributor shall file quarterly returns and make payments by April 18 for the quarter ending March 31; July 18 for the quarter ending June 30; October 18 for the quarter ending September 30; and January 18 of the following calendar year for the quarter ending December 31. The tax imposed under this chapter is in addition to any other tax imposed by the state on the distributor.

Subd. 5. **Administrative provisions.** Except as otherwise provided in this section, the relevant audit, assessment, refund, penalty, interest, enforcement, collection remedies, appeal, and administrative provisions of chapters 270C, 289A, and 296A apply to taxes imposed under this section.

Subd. 6. **Deposit of revenues.** The commissioner shall deposit the revenues from the gross receipts tax into the highway user tax distribution fund.

EFFECTIVE DATE. This section is effective October 1, 2013, and applies to gross receipts attributable to the described products and derived by a distribution on and after that day.

Sec. 4. Minnesota Statutes 2012, section 296A.07, subdivision 3, is amended to read:

Subd. 3. **Rate of tax.** The gasoline excise tax is imposed at the following rates:

(1) E85 is taxed at the rate of ~~17.75~~ 13.49 cents per gallon;

(2) M85 is taxed at the rate of ~~14.25~~ 10.83 cents per gallon; and

(3) all other gasoline is taxed at the rate of ~~25-19~~ cents per gallon.

EFFECTIVE DATE. This section is effective October 1, 2013, and applies to all gasoline, undyed diesel fuel, and special fuel in distributor storage on or after that date.

Sec. 5. Minnesota Statutes 2012, section 296A.08, subdivision 2, is amended to read:

Subd. 2. **Rate of tax.** The special fuel excise tax is imposed at the following rates:

(a) Liquefied petroleum gas or propane is taxed at the rate of ~~18.75~~ 14.25 cents per gallon.

(b) Liquefied natural gas is taxed at the rate of ~~15~~ 11.4 cents per gallon.

(c) Compressed natural gas is taxed at the rate of ~~\$2.174~~ \$1.652 per thousand cubic feet; or 25 cents per gasoline equivalent. For purposes of this paragraph, "gasoline equivalent," as defined by the National Conference on Weights and Measures, is 5.66 pounds of natural gas.

(d) All other special fuel is taxed at the same rate as the gasoline excise tax as specified in section 296A.07, subdivision 2. The tax is payable in the form and manner prescribed by the commissioner.

EFFECTIVE DATE. This section is effective October 1, 2013, and applies to all gasoline, undyed diesel fuel, and special fuel in distributor storage on or after that date.

Sec. 6. Minnesota Statutes 2012, section 296A.12, is amended to read:

296A.12 GASOLINE AND SPECIAL FUEL TAX IN LIEU OF OTHER TAXES.

Gasoline and special fuel excise taxes and a gross receipts tax imposed under section 295.80 shall be in lieu of all other taxes imposed upon the business of selling or dealing in gasoline or special fuel, whether imposed by the state or by any of its political subdivisions, but are in addition to all ad valorem taxes now imposed by law. Nothing in this chapter is construed as prohibiting the governing body of any city of this state from licensing and regulating such business where its authority is conferred by state law or city charter.

Sec. 7. Minnesota Statutes 2012, section 297A.815, subdivision 3, is amended to read:

Subd. 3. **Motor vehicle lease sales tax revenue.** (a) For purposes of this subdivision, "net revenue" means an amount equal to:

(1) the revenues, including interest and penalties, collected under this section, during the fiscal year; less

(2) in fiscal year 2011, \$30,100,000; in fiscal year 2012, \$31,100,000; and in fiscal year 2013 and following fiscal years, \$32,000,000.

(b) On or before June 30 of each fiscal year, the commissioner of revenue shall estimate the amount of the revenues and subtraction under paragraph (a) for the current fiscal year.

(c) On or after July 1 of the subsequent fiscal year, the commissioner of management and budget shall transfer the net revenue as estimated in paragraph (b) from the general fund, as follows:

(1) ~~50 percent to the greater Minnesota transit account; and~~

~~(2) 50 percent \$9,000,000 to the county state-aid highway fund. Notwithstanding any other law to the contrary, the commissioner of transportation shall allocate the funds transferred under this clause to the counties in the metropolitan area, as defined in section 473.121, subdivision 4, excluding the counties of Hennepin and Ramsey, so that each county shall receive of such amount the percentage that its population, as defined in section 477A.011, subdivision 3, estimated or established by July 15 of the year prior to the current calendar year, bears to the total population of the counties receiving funds under this clause; and~~

(2) the remainder to the greater Minnesota transit account.

~~(d) For fiscal years 2010 and 2011, the amount under paragraph (a), clause (1), must be calculated using the following percentages of the total revenues:~~

~~(1) for fiscal year 2010, 83.75 percent; and~~

~~(2) for fiscal year 2011, 93.75 percent.~~

EFFECTIVE DATE. This section is effective January 1, 2014.

Sec. 8. Minnesota Statutes 2012, section 297A.992, is amended to read:

297A.992 METROPOLITAN TRANSPORTATION AREA TRANSIT SALES TAX; TAX, JOINT POWERS BOARD.

Subdivision 1. **Definitions.** For purposes of this section, the following terms have the meanings given them:

(1) "~~metropolitan transportation area~~" means the counties ~~participating in the joint powers agreement under subdivision 3;~~

(2) "~~eligible county~~" means the county of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, or Washington;

~~(3)~~ (2) "committee" means the Grant Evaluation and Ranking System (GEARS) Committee;

(4) "~~minimum guarantee county~~" means any metropolitan county or eligible county that is ~~participating in the joint powers agreement under subdivision 3, whose proportion of the annual sales tax revenue under this section collected within that county is less than or equal to three percent;~~

(3) "net transit sales tax proceeds" means the total proceeds from the sales and use taxes imposed under this section, less the deductions identified under subdivision 8; and

~~(5)~~ (4) "population" means the population, as defined in section 477A.011, subdivision 3, estimated or established by July 15 of the year prior to the calendar year in which the representatives will serve on the Grant Evaluation and Ranking System Committee established under subdivision 5.

Subd. 2. **Authorization; rates.** (a) Notwithstanding section 297A.99, subdivisions 1, 2, and 3, or 477A.016, or any other law, the board of a county participating in a joint powers agreement as specified in this section shall impose by resolution (1) a transportation sales and use tax at a rate of one-quarter of one percent on retail sales and uses taxable under this chapter, and (2) an excise tax of \$20 per motor vehicle, as defined in section 297B.01, subdivision 11, purchased or acquired from any person engaged in the business of selling motor vehicles at retail, occurring within the jurisdiction of the taxing authority. The taxes authorized are to fund transportation improvements as specified in this section, including debt service on obligations issued to finance such improvements pursuant to subdivision 7.

(b) The tax imposed under this section is not included in determining if the total tax on lodging in the city of Minneapolis exceeds the maximum allowed tax under Laws 1986, chapter 396, section 5, as amended by Laws 2001, First Special Session chapter 5, article 12, section 87, or in determining a tax that may be imposed under any other limitations.

Subd. 2a. **Additional tax; rates.** (a) A local sales tax is imposed in the metropolitan counties, as defined in section 473.121, subdivision 4. In order to maintain the same rate across the region, the tax is imposed in each county as follows:

(1) a sales and use tax on retail sales and uses taxable under this chapter, at a rate equal to three-quarters of one percent minus the tax rate imposed by each county under subdivision 2; and

(2) if not imposed by a county under subdivision 2, an excise tax of \$20 per motor vehicle, as defined in section 297B.01, subdivision 11, purchased or acquired from any person engaged in the business of selling motor vehicles at retail, occurring within the jurisdiction of the county.

(b) The taxes imposed under this subdivision are not included in determining if the total tax on lodging in the city of Minneapolis exceeds the maximum allowed tax under Laws 1986, chapter 396, section 5, as amended by Laws 2001, First Special Session chapter 5, article 12, section 87, and Laws 2012, chapter 299, article 3, section 3, or in determining a tax that may be imposed under any other limitations.

Subd. 3. **Joint powers agreement.** (a) Before imposing the taxes authorized in subdivision 2, an eligible county must declare by resolution of its county board to be part of the metropolitan transportation area and must enter into a joint powers agreement. The joint powers agreement:

- (1) must form a joint powers board, as specified in subdivision 4;
- (2) must provide a process that allows any eligible county, by resolution of its county board, to join the joint powers board and impose the taxes authorized in subdivision 2;
- (3) may provide for withdrawal of a participating county before final termination of the agreement; and
- (4) may provide for a weighted voting system for joint powers board decisions.

(b) All counties in the metropolitan area shall enter into an amended joint powers agreement that conforms to the provisions of this section.

Subd. 4. **Joint powers board.** (a) The joint powers board must consist of one or more commissioners of each county ~~that is~~ in the metropolitan transportation area, appointed by its county board, and the chair of the Metropolitan Council, who must have voting rights, subject to subdivision 3, clause (4). The joint powers board has the powers and duties provided in this section and section 471.59.

(b) The joint powers board may utilize no more than ~~three-fourths~~ one-half of one percent of the net transit sales tax ~~proceeds of the taxes imposed under this section~~ for ordinary administrative expenses incurred in carrying out the provisions of this section. Any additional administrative expenses must be paid by the participating counties.

(c) The joint powers board may establish a technical advisory group that is separate from the GEARS Committee. The group must consist of representatives of cities, counties, or public agencies, including the Metropolitan Council. The technical advisory group must be used solely for technical consultation purposes.

(d) The chair of the joint powers board must be a county commissioner who is elected by the board.

Subd. 5. **~~Grant application and awards; Grant Evaluation and Ranking System (GEARS) Committee process, general requirements.~~** (a) The joint powers board shall establish a grant application process and identify the amount of available funding for grant awards. Grant applications must be submitted in a form prescribed by the joint powers board. An applicant must provide, in addition to all other information required by the joint powers board, the estimated cost of the project, the amount of the grant sought, possible sources of funding in addition to the grant sought, and

identification of any federal funds that will be utilized if the grant is awarded. A grant application seeking transit capital funding must identify the source of money necessary to operate the transit improvement.

(b) The joint powers board shall establish a timeline and procedures for the award of grants, and may award grants only to the state and political subdivisions. The board shall define objective criteria for the award of grants, which must include, but not be limited to, consistency with the most recent version of the transportation policy plan adopted by the Metropolitan Council under section 473.146. The joint powers board shall maximize the availability and use of federal funds in projects funded under this section.

(c) Grants must be funded by the proceeds of the taxes imposed under this section, bonds, notes, or other obligations issued by the joint powers board under subdivision 7.

Subd. 5a. Grant awards; Grant Evaluation and Ranking System (GEARS) Committee. ~~(e)~~
(a) The joint powers board shall establish a GEARS Committee, which must consist of:

(1) one county commissioner from each county ~~that is in the metropolitan transportation area,~~ appointed by its county board;

(2) one elected city representative from each county ~~that is in the metropolitan transportation area;~~

(3) one additional elected city representative from each county for every additional 400,000 in population, or fraction of 400,000, in the county that is above 400,000 in population; and

(4) the chair of the Metropolitan Council Transportation Committee.

~~(d)~~ (b) Each city representative must be elected at a meeting of cities in the metropolitan transportation area, which must be convened for that purpose by the Association of Metropolitan Municipalities.

~~(e)~~ (c) The committee shall:

(1) evaluate grant applications following objective criteria established by the joint powers board; and must;

(2) provide to the joint powers board a selection list of transportation projects that includes a priority ranking;

(3) annually evaluate and award grants to local units of government including park districts for construction and maintenance of regional bicycle, trail, and pedestrian infrastructure, and for safe routes to school infrastructure; and

(4) annually evaluate and award grants to cities for planning activities related to land use and transportation linkages, streetcar development, or bicycle and pedestrian connections.

(d) Grants awarded by the committee under paragraph (c), clauses (3) and (4), are not subject to approval by the board. Annually, the committee shall award grants under those clauses in a total amount that equals no less than 3.75 percent of the net transit sales tax proceeds.

(e) The committee may award a grant under paragraph (c), clause (3), only if the project being funded is in compliance with:

(1) a regional non-motorized transportation system plan developed by the Metropolitan Council;
or

(2) a municipal non-motorized transportation plan, which must provide coordinated development of transportation facilities located in adjacent communities including connections between facilities in each community.

Subd. 5b. **Grant awards; consistency with transportation plans.** (f) A grant award for a transit project located within the metropolitan area, as defined in section 473.121, subdivision 2, may be funded only after the Metropolitan Council reviews the project for consistency with the transit portion of the Metropolitan Council policy plan and one of the following occurs:

(1) the Metropolitan Council finds the project to be consistent;

(2) the Metropolitan Council initially finds the project to be inconsistent, but after a good faith effort to resolve the inconsistency through negotiations with the joint powers board, agrees that the grant award may be funded; or

(3) the Metropolitan Council finds the project to be inconsistent, and submits the consistency issue for final determination to a panel, which determines the project to be consistent. The panel is composed of a member appointed by the chair of the Metropolitan Council, a member appointed by the joint powers board, and a member agreed upon by both the chair and the joint powers board.

~~(g) Grants must be funded by the proceeds of the taxes imposed under this section, bonds, notes, or other obligations issued by the joint powers board under subdivision 7.~~

~~(h) Notwithstanding the provisions of this section except subdivision 6a, of the revenue collected under this section, the joint powers board shall allocate to the Metropolitan Council, in fiscal years 2012 and 2013, an amount not less than 75 percent of the net cost of operations for those transit ways that were receiving metropolitan sales tax funds through an operating grant agreement on June 30, 2011.~~

~~(i) The Metropolitan Council shall expend any funds allocated under paragraph (h) for the operations of the specified transit ways solely within those counties that are in the metropolitan transportation area.~~

~~(j) Nothing in paragraph (h) or (i) prevents grant awards to the Metropolitan Council for capital and operating assistance for transit ways and park-and-ride facilities.~~

Subd. 6. **Allocation of Grant awards; eligible uses.** (a) The board must allocate grant awards only for the following transit purposes:

(1) transit way development and operations, consisting of:

(i) capital improvements to transit ways, including, but not limited to, commuter rail rolling stock, light rail vehicles, and transit way buses;

(ii) capital costs for park-and-ride facilities, as defined in section 174.256, subdivision 2;

(iii) feasibility studies, planning, alternatives analyses, environmental studies, engineering, property acquisition for transit way purposes, and construction of transit ways, including Bottineau Boulevard, Red Rock, Gateway, 394 Commuter Corridor, and Rush Line transit ways; and

(iv) operating assistance for transit ways; and

(2) as specified under subdivision 5a.

~~(b) The joint powers board must annually award grants to each minimum guarantee county in an amount no less than the amount of sales tax revenue collected within that county as follows:~~

(1) to Scott County and Carver County, 55 percent of the net sales tax proceeds generated by one-quarter of one percent collected in each county respectively for calendar year 2014 through 2018;

(2) to the Metropolitan Council for development and construction of the Southwest light rail transit project and the Bottineau Boulevard, Red Rock, Gateway, 394 Commuter Corridor, and Rush Line transit ways; and

(3) to the Center for Transportation Studies, University of Minnesota, \$500,000 annually for research to improve accessibility, operational efficiency, and safety of transit systems.

~~(c) No more than 1.25 percent of the total awards may be annually allocated for planning, studies, design, construction, maintenance, and operation of pedestrian programs and bicycle programs and pathways.~~

Subd. 6a. **Priority of fund uses.** The joint powers board shall allocate all revenues from the taxes imposed under this section in conformance with the following priority order:

(1) payment of debt service necessary for the fiscal year on bonds or other obligations issued prior to January 1, 2011, under subdivision 7; and

(2) as otherwise authorized under this section.

Subd. 7. **Bonds.** (a) The joint powers board or any county, acting under a joint powers agreement as specified in this section, may, by resolution, authorize, issue, and sell its bonds, notes, or other obligations for the purpose of funding grants under subdivision 6. The joint powers board or county may also, by resolution, issue bonds to refund the bonds issued pursuant to this subdivision.

(b) The bonds of the joint powers board must be limited obligations, payable solely from or secured by taxes levied under this section.

(c) The bonds of any county may be limited obligations, payable solely from or secured by taxes levied under this section. A county may also pledge its full faith, credit, and taxing power as additional security for the bonds.

(d) Bonds may be issued in one or more series and sold without an election. The bonds shall be secured, bear the interest rate or rates or a variable rate, have the rank or priority, be executed in the manner, be payable in the manner, mature, and be subject to the defaults, redemptions, repurchases, tender options, or other terms, and shall be sold in such manner as the joint powers board, the regional railroad authority, or the county may determine.

(e) The joint powers board or any regional railroad authority or any county may enter into and perform all contracts deemed necessary or desirable by it to issue and secure the bonds, including an indenture of trust with a trustee within or without the state.

(f) Except as otherwise provided in this subdivision, the bonds must be issued and sold in the manner provided under chapter 475.

(g) The joint powers board or any regional railroad authority wholly within the metropolitan transportation area also may authorize, issue, and sell its bonds, notes, or other obligations for the purposes, and in accordance with the procedures, set forth in section 398A.07 to fund grants as provided in subdivision 6. The bonds of any regional railroad authority may be limited obligations, payable solely from or secured by taxes levied under this section. A regional railroad authority may also pledge its taxing powers as additional security for the bonds.

Subd. 8. **Allocation Remittance of revenues.** After the deductions allowed in section 297A.99, subdivision 11, the commissioner of revenue shall remit the net proceeds of the taxes imposed under this section on a monthly basis, as directed by the joint powers board under this section provided under section 297A.9925.

Subd. 9. **Administration, collection, enforcement.** Except as otherwise provided in this section, the provisions of section 297A.99, subdivisions 4 and 6 to 12a, govern the administration, collection, and enforcement of the tax authorized under this section.

Subd. 10. **Termination of local option taxes.** (a) The taxes imposed under ~~section 297A.99, subdivision 1, subdivision 2~~ by a county that withdraws from the joint powers agreement pursuant to subdivision 3, clause (3), shall terminate when the county has satisfied its portion, as defined in the joint powers agreement, of all outstanding bonds or obligations entered into while the county was a member of the agreement.

(b) If the joint powers agreement under subdivision 3 is terminated, the taxes imposed under ~~section 297A.99, subdivision 1, subdivision 2~~, at the time of the agreement termination will terminate when all outstanding bonds or obligations are satisfied. The auditors of the counties in which the taxes are imposed shall see to the administration of this paragraph.

Subd. 11. **Report.** The joint powers board shall report annually by February 1 to the ~~house of representatives and senate chairs and ranking minority members of the legislative committees~~ having jurisdiction over transportation policy and finance concerning the (1) board activities and actions, (2) bonds authorized or issued under subdivision 7, (3) revenues received, and (4) grants awarded.

Subd. 12. **Grant awards to Metropolitan Council.** Any grant award under this section made to the Metropolitan Council must supplement, and must not supplant, operating and capital assistance provided by the state.

EFFECTIVE DATE. This section is effective July 1, 2013, for sales and purchases made after June 30, 2013, except that the imposition of the tax under subdivision 2a shall be on the first day of the calendar quarter beginning at least 60 days after the date of final enactment. This section applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

Sec. 9. [297A.9925] METROPOLITAN AREA TRANSIT SALES TAX; ALLOCATION OF FUNDS.

Subdivision 1. **Definitions.** For purposes of this section, the following terms have the meanings given them:

- (1) "board" means the joints powers board established under section 297A.992; and
- (2) "net transit sales tax proceeds" has the meaning given in section 297A.992, subdivision 1.

Subd. 2. **Allocation formula.** In the manner specified under subdivision 6, the net transit sales tax proceeds shall be allocated as follows:

- (1) payment of debt service on bonds or other obligations;
- (2) \$23,400,000 in calendar year 2014 and \$12,375,000 in calendar year 2015 to the council for Metropolitan Council Transit Operations;
- (3) 100 percent of the net operating subsidies for Central Corridor light rail transit, Cedar Avenue bus rapid transit, I-35W South bus rapid transit, Hiawatha light rail, and Northstar commuter rail to the council;
- (4) for each calendar year beginning January 1, 2014, to the joint powers board, an amount equal to grants awarded by the GEARS committee under section 297A.992, subdivision 5a;
- (5) annually to the joint powers board for capital grants to be awarded to the Metropolitan Council for the Southwest light rail transit project under section 297A.992, subdivision 6;
- (6) for each calendar year beginning January 1, 2014, to the council, the amount necessary to expand commuter transit services in transit ways by an annual average rate of one percent, including implementation and operation of bus service, prioritizing service in transit way corridors where the preferred mode of transit is not yet in revenue operation;
- (7) for each calendar year beginning January 1, 2014, to the joint powers board, an amount equal to the total sales and use tax generated by a rate equal to one-quarter of one percent and an excise tax of \$20 per motor vehicle in the metropolitan area counties, less \$21,750,000 in calendar year 2014 and \$27,150,000 in calendar year 2015;
- (8) for each calendar year beginning January 1, 2014, \$500,000 to the joint powers board for a grant to the Center for Transportation Studies at the University of Minnesota; and
- (9) the remaining revenues following the allocations under clauses (1) to (8), to the board, the council, or both, as specified in the joint certification under subdivision 3.

Subd. 3. **Joint certification.** (a) The board and the Metropolitan Council shall annually develop a joint certification as provided in this subdivision. The joint certification must be separately adopted by the board and by the council no later than August 31 of each year.

(b) By July 1, 2013, and by March 15 of each subsequent year, the commissioner of revenue shall provide to the board and council an estimate of the net transit sales tax proceeds for the subsequent calendar year.

(c) If, on October 1 in any year, the board and the Metropolitan Council have not reached agreement as to the contents of the joint certification, they shall submit the issue for dispute resolution to a panel composed of a member appointed by the chair of the Metropolitan Council, a member appointed by the board, and a member agreed upon by both the chair and the board. The panel shall mediate discussion of areas of disagreement and shall issue advisory recommendations.

(d) If the commissioner does not receive a joint certification by December 1, the commissioner may not remit the proceeds identified under subdivision 2, clause (7), except as provided by a legislatively enacted appropriation.

(e) The joint certification must specify the use of sales tax proceeds and account for deposit of the remainder after allocations.

(f) A joint certification may not exceed the estimated net transit sales tax proceeds less the allocations required under subdivision 2, clauses (1) to (6).

(g) By December 15 annually, the board shall electronically submit a copy of any joint certification to the chairs and ranking minority members of the legislative committees with jurisdiction over transportation policy and finance.

Subd. 4. **Uses and priorities; Metropolitan Council.** The Metropolitan Council shall use all funds remitted to the council under this section in the following priority order:

(1) continuation of bus and rail transit operations, including but not limited to operations of providers under section 473.388, and operations and maintenance of all transit ways under revenue operations; and

(2) transit expansion in accordance with the transit portion of the council's policy transit plan, including, but not limited to, expansion and upgrades of bus service and related amenities, including transit provided under section 473.388, development of arterial bus rapid transit, transit ways, and streetcars as appropriate, and maintenance of affordable transit fares.

Subd. 5. **Uses and priorities; joint powers board.** The board shall use all funds remitted to the board under this section as provided in section 297A.992.

Subd. 6. **Remittance schedule.** The commissioner of revenue shall remit the net transit sales tax proceeds on a monthly basis to a fiscal agent selected by the board and council. The fiscal agent shall maintain three separate accounts: a council account, a board account, and an escrow account. Proceeds shall be deposited first into the board and council accounts based on the amounts indicated in subdivisions 2, 3, and 7, then into the escrow account. The rate of deposit for all or any portion of the proceeds into any account may be modified by mutual agreement of the parties to reflect bond covenants or cash flow needs. Proceeds deposited into the board and council accounts shall be transferred to the board and council, respectively, within five business days of receipt. Unless otherwise directed herein, money held in the escrow account is subject to the joint certification process under subdivision 3.

Subd. 7. **Transition.** Notwithstanding subdivision 2, for the calendar year ending December 31, 2013, the board shall advance proceeds from the net transit sales tax imposed in section 297A.992, subdivision 2, as follows:

(1) \$11,700,000 to the council for transit operations under chapter 473; and

(2) \$2,500,000 to the council for the Southwest light rail transit project.

The board account will be reimbursed \$14,200,000 from net sales tax proceeds in calendar year 2014.

EFFECTIVE DATE. This section is effective July 1, 2013, and applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

Sec. 10. Minnesota Statutes 2012, section 297A.993, subdivision 1, is amended to read:

Subdivision 1. **Authorization; rates.** Notwithstanding section 297A.99, subdivisions 1, 2, 3, 5, and 13, or 477A.016, or any other law, the board of a county outside the metropolitan transportation area, as defined under section 297A.992, subdivision 1, or more than one county outside the metropolitan transportation area acting under a joint powers agreement, may by resolution of the county board, or each of the county boards, following a public hearing impose (1) a transportation sales tax at a rate of up to one-half of one percent on retail sales and uses taxable under this chapter, and (2) an excise tax of \$20 per motor vehicle, as defined in section 297B.01, subdivision 11, purchased or acquired from any person engaged in the business of selling motor vehicles at retail, occurring within the jurisdiction of the taxing authority. ~~The taxes imposed under this section are subject to approval by a majority of the voters in each of the counties affected at a general election who vote on the question to impose the taxes.~~

EFFECTIVE DATE. This section is effective the day following final enactment.

Sec. 11. Minnesota Statutes 2012, section 297A.993, subdivision 2, is amended to read:

Subd. 2. **Allocation; termination.** The proceeds of the taxes must be dedicated exclusively to: (1) payment of the capital cost of a specific transportation project or improvement; (2) payment of the costs, which may include both capital and operating costs, of a specific transit project or improvement; (3) payment of the capital costs of a safe route to school program under section 174.40; or (4) payment of transit operating costs. The transportation or transit project or improvement must be designated by the board of the county, or more than one county acting under a joint powers agreement. Except for taxes for operating costs of a transit project or improvement, or for transit operations, the taxes must terminate after the project or improvement has been completed when revenues raised are sufficient to finance the project.

EFFECTIVE DATE. This section is effective the day following final enactment.

Sec. 12. Minnesota Statutes 2012, section 297B.01, subdivision 14, is amended to read:

Subd. 14. **Purchase price.** (a) "Purchase price" means the total consideration valued in money for a sale, whether paid in money or otherwise. The purchase price excludes the amount of a manufacturer's rebate paid or payable to the purchaser. If a motor vehicle is taken in trade as a credit or as part payment on a motor vehicle taxable under this chapter, the credit or trade-in value allowed by the person selling the motor vehicle shall be deducted from the total selling price to establish the purchase price of the vehicle being sold and the trade-in allowance allowed by the seller shall constitute the purchase price of the motor vehicle accepted as a trade-in. The purchase price in those instances where the motor vehicle is acquired by gift or by any other transfer for a nominal or no monetary consideration shall also include the average value of similar motor vehicles, established by standards and guides as determined by the motor vehicle registrar. The purchase price in those instances where a motor vehicle is manufactured by a person who registers it under the laws of this state shall mean the manufactured cost of such motor vehicle and manufactured cost shall mean the amount expended for materials, labor, and other properly allocable costs of manufacture, except that in the absence of actual expenditures for the manufacture of a part or all of the motor vehicle, manufactured costs shall mean the reasonable value of the completed motor vehicle.

(b) The term "purchase price" shall not include the portion of the value of a motor vehicle due solely to modifications necessary to make the motor vehicle disability accessible.

(c) The term "purchase price" shall not include the transfer of a motor vehicle by way of gift between a husband and wife or parent and child, or to a nonprofit organization as provided under

subdivision 16, paragraph (c), clause ~~(5)~~ (6), nor shall it include the transfer of a motor vehicle by a guardian to a ward when there is no monetary consideration and the title to such vehicle was registered in the name of the guardian, as guardian, only because the ward was a minor.

(d) The term "purchase price" shall not include the transfer of a motor vehicle as a gift between a foster parent and foster child. For purposes of this subdivision, a foster relationship exists, regardless of the age of the child, if (1) a foster parent's home is or was licensed as a foster family home under Minnesota Rules, parts 9545.0010 to 9545.0260, and (2) the county verifies that the child was a state ward or in permanent foster care.

(e) There shall not be included in "purchase price" the amount of any tax imposed by the United States upon or with respect to retail sales whether imposed upon the retailer or the consumer.

EFFECTIVE DATE. This section is effective July 1, 2013, and applies to transfers of title that occur on or after that date.

Sec. 13. Minnesota Statutes 2012, section 297B.01, subdivision 16, is amended to read:

Subd. 16. **Sale, sells, selling, purchase, purchased, or acquired.** (a) "Sale," "sells," "selling," "purchase," "purchased," or "acquired" means any transfer of title of any motor vehicle, whether absolutely or conditionally, for a consideration in money or by exchange or barter for any purpose other than resale in the regular course of business.

(b) Any motor vehicle utilized by the owner only by leasing such vehicle to others or by holding it in an effort to so lease it, and which is put to no other use by the owner other than resale after such lease or effort to lease, shall be considered property purchased for resale.

(c) The terms also shall include any transfer of title or ownership of a motor vehicle by other means, for or without consideration, except that these terms shall not include:

(1) the acquisition of a motor vehicle by inheritance from or by bequest of, a decedent who owned it;

(2) the transfer of a motor vehicle which was previously licensed in the names of two or more joint tenants and subsequently transferred without monetary consideration to one or more of the joint tenants;

(3) the transfer of a motor vehicle by way of ~~gift between individuals,~~ or gift from a limited used vehicle dealer licensed under section 168.27, subdivision 4a, to an individual, when the transfer is with no monetary or other consideration or expectation of consideration and the parties to the transfer submit an affidavit to that effect at the time the title transfer is recorded;

(4) the transfer of a motor vehicle by gift between spouses or between parent and child;

(5) the voluntary or involuntary transfer of a motor vehicle between a husband and wife in a divorce proceeding; or

~~(5)~~ (6) the transfer of a motor vehicle by way of a gift to an organization that is exempt from federal income taxation under section 501(c)(3) of the Internal Revenue Code when the motor vehicle will be used exclusively for religious, charitable, or educational purposes.

EFFECTIVE DATE. This section is effective July 1, 2013, and applies to transfers of title that occur on or after that date.

Sec. 14. Minnesota Statutes 2012, section 297B.02, subdivision 1, is amended to read:

Subdivision 1. **Rate.** There is imposed an excise tax of ~~6.5~~ 6.875 percent on the purchase price of any motor vehicle purchased or acquired, either in or outside of the state of Minnesota, which is required to be registered under the laws of this state.

The excise tax is also imposed on the purchase price of motor vehicles purchased or acquired on Indian reservations when the tribal council has entered into a sales tax on motor vehicles refund agreement with the state of Minnesota.

Sec. 15. Minnesota Statutes 2012, section 297B.02, subdivision 3, is amended to read:

Subd. 3. **In lieu tax for collector vehicle.** In lieu of the tax imposed in subdivision 1, there is imposed a tax of ~~\$90~~ \$150 on the purchase price of a passenger automobile or a fire truck described in section 297B.025, subdivision 2.

EFFECTIVE DATE. This section is effective July 1, 2013, and applies to transfers of title that occur on or after that date.

Sec. 16. Minnesota Statutes 2012, section 297B.09, subdivision 1, is amended to read:

Subdivision 1. **Deposit of revenues.** (a) Money collected and received under this chapter must be deposited as provided in this subdivision.

~~(b) From July 1, 2007, through June 30, 2008, 38.25 percent of the money collected and received must be deposited in the highway user tax distribution fund, 24 percent must be deposited in the metropolitan area transit account under section 16A.88, and 1.5 percent must be deposited in the greater Minnesota transit account under section 16A.88. The remaining money must be deposited in the general fund.~~

~~(c) From July 1, 2008, through June 30, 2009, 44.25 percent of the money collected and received must be deposited in the highway user tax distribution fund, 27.75 percent must be deposited in the metropolitan area transit account under section 16A.88, 1.75 percent must be deposited in the greater Minnesota transit account under section 16A.88, and the remaining money must be deposited in the general fund.~~

~~(d) From July 1, 2009, through June 30, 2010, 47.5 percent of the money collected and received must be deposited in the highway user tax distribution fund, 30 percent must be deposited in the metropolitan area transit account under section 16A.88, 3.5 percent must be deposited in the greater Minnesota transit account under section 16A.88, and 16.25 percent must be deposited in the general fund. The remaining amount must be deposited as follows:~~

~~(1) 1.5 percent in the metropolitan area transit account, except that any amount in excess of \$6,000,000 must be deposited in the highway user tax distribution fund; and~~

~~(2) 1.25 percent in the greater Minnesota transit account, except that any amount in excess of \$5,000,000 must be deposited in the highway user tax distribution fund.~~

~~(e) From July 1, 2010, through June 30, 2011, 54.5 percent of the money collected and received must be deposited in the highway user tax distribution fund, 33.75 percent must be deposited in the metropolitan area transit account under section 16A.88, 3.75 percent must be deposited in the greater Minnesota transit account under section 16A.88, and 6.25 percent must be deposited in the general fund. The remaining amount must be deposited as follows:~~

~~(1) 1.5 percent in the metropolitan area transit account, except that any amount in excess of \$6,750,000 must be deposited in the highway user tax distribution fund; and~~

~~(2) 0.25 percent in the greater Minnesota transit account, except that any amount in excess of \$1,250,000 must be deposited in the highway user tax distribution fund.~~

~~(f) On and after July 1, 2011; (b) On and after July 1, 2013, 60 percent of the money collected and received must be deposited in the highway user tax distribution fund, 36 35 percent must be deposited in the metropolitan area transit account under section 16A.88, and four five percent must be deposited in the greater Minnesota transit account under section 16A.88.~~

~~(g) It is the intent of the legislature that the allocations under paragraph (f) remain unchanged for fiscal year 2012 and all subsequent fiscal years.~~

Sec. 17. Minnesota Statutes 2012, section 398A.10, subdivision 1, is amended to read:

Subdivision 1. **Capital costs.** A county regional railroad authority may not contribute more than ten five percent of the capital costs of a light rail transit or commuter rail project. This subdivision does not apply to a light rail transit project for which a county regional railroad authority commits to providing an amount greater than ten five percent of the capital costs, if the commitment (1) is made before October 2, 2008 the effective date of this section, (2) is made as part of an application for federal funds, and (3) is adjusted by the county regional railroad authority to meet the requirements of this subdivision as part of the next scheduled federal funding application for the project.

EFFECTIVE DATE. This section is effective the day following final enactment.

Sec. 18. **[435.39] MUNICIPAL STREET MAINTENANCE DISTRICTS.**

Subdivision 1. **Definitions.** (a) For the purposes of this section, the following terms have the meanings given them.

(b) "Governing body" means the city council of a municipality.

(c) "Maintenance" means striping, seal coating, mill and overlay, reclamation, crack sealing, pavement repair, sidewalk maintenance, signal maintenance, street light maintenance, and signage.

(d) "Municipal street" means a street, alley, or public way in which the municipality is the road authority with powers conferred by section 429.021.

(e) "Municipality" means a home rule charter or statutory city.

(f) "Street maintenance district" means a geographic area designated by a municipality and located within the municipality within which street maintenance may be undertaken and financed according to this section.

(g) "Unimproved parcel" means a parcel of land that abuts an unimproved municipal street and that is not served by municipal sewer or water utilities; or in the case of a parcel abutting an improved municipal street and served by municipal sewer or water utilities, the parcel: (1) is not improved by construction of an authorized structure; or (2) contains a structure that has not previously been occupied.

Subd. 2. **Authorization.** A municipality may establish by ordinance municipal street maintenance districts and may defray all or part of the total costs of municipal street maintenance by apportioning street maintenance fees to all of the parcels located in the district. A street

maintenance district must not include any property already located in another street maintenance district.

Subd. 3. **Uniformity.** Except as otherwise provided in subdivisions 9 and 10, the total costs of municipal street maintenance must be apportioned to all parcels or tracts of land located in the established street maintenance district on a uniform basis within each classification of real estate.

Subd. 4. **Adoption of plan.** Before establishing a municipal street maintenance district or authorizing a street maintenance fee, a municipality must propose and adopt a street maintenance plan that identifies the location of the municipal street maintenance district and identifies and estimates the costs of the proposed maintenance during the proposed period of collection of municipal street maintenance fees, which must be for a period of at least five years and at most 20 years. Notice of a public hearing on the proposed plan must be given by mail to all affected landowners at least 30 days before the hearing and posted for at least 30 days before the hearing. At the public hearing, the governing body must present the plan and all affected landowners in attendance must have the opportunity to comment before the governing body considers adoption of the plan.

Subd. 5. **Use of fees.** Revenues from street maintenance fees must be placed in a separate account and used only for projects located within the district and identified in the municipal street maintenance plan.

Subd. 6. **Collection; up to 20 years.** (a) An ordinance adopted under this section must provide for billing and payment of the fee on a monthly, quarterly, or other basis as directed by the governing body. The governing body may collect municipal street maintenance fees within a street maintenance district for a maximum of 20 years.

(b) Fees that, as of October 15 of each year, have remained unpaid for at least 30 days may be certified to the county auditor for collection as a special assessment payable in the following calendar year against the affected property.

Subd. 7. **Maintenance fee.** A municipality may impose a municipal street maintenance fee by ordinance. The ordinance must not be voted on or adopted until after public notice is provided and a public hearing is held in the same manner as provided in subdivision 4.

Subd. 8. **Not exclusive means of financing maintenance.** The use of the municipal street maintenance fee by a municipality does not restrict the municipality from imposing other measures to pay the costs of local street maintenance, except that a municipality must not impose special assessments for projects funded with street maintenance fees.

Subd. 9. **Undeveloped parcels; fees.** A municipality may not impose a street maintenance fee on any undeveloped parcel located within an established street maintenance district until at least three years after either the date of substantial completion of the paving of the previous unimproved municipal street or the date which a previously unoccupied structure is first occupied, whichever is later.

Subd. 10. **Institutions of public charity.** A municipality may not impose a street maintenance fee on any parcel owned by an institution of public charity within the meaning of section 272.02, subdivision 7.

EFFECTIVE DATE. This section is effective July 1, 2013 and expires on June 30, 2018, except as to municipal street maintenance fees that were imposed before the expiration date. Municipal street maintenance fees imposed before the expiration date continue until they expire by the terms of the original ordinance.

Sec. 19. Minnesota Statutes 2012, section 473.39, is amended by adding a subdivision to read:

Subd. 1s. **Obligations.** After July 1, 2013, in addition to other authority in this section, the council may issue certificates of indebtedness, bonds, or other obligations under this section in an amount not exceeding \$35,800,000 for capital expenditures as prescribed in the council's transit capital improvement program and for related costs, including the costs of issuance and sale of the obligations.

EFFECTIVE DATE. This section is effective the day following final enactment and applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

Sec. 20. Minnesota Statutes 2012, section 473.39, is amended by adding a subdivision to read:

Subd. 6. **Revenue Bonds.** (a) In addition to other authority under this section, the council may, by resolution, authorize the issuance and sale of its revenue bonds, notes, or other obligations to provide funds to implement the council's transit capital improvement program and to refund bonds issued under this subdivision.

(b) The bonds shall be sold, issued, and secured in the manner provided in chapter 475 for bonds payable solely from or secured by revenues, and the council shall have the same powers and duties as a municipality and its governing body in issuing bonds under that chapter. The bonds (1) shall be payable from and secured by a pledge of all or any part of revenues receivable to the council from the metropolitan area transit sales tax imposed under section 297A.992 and allocated under section 299A.9925, and associated investment earnings on debt proceeds; (2) shall not, and shall state they do not, represent or constitute a general obligation of the council; and (3) shall not be included in the net debt of any city, county, or other subdivision of the state for the purpose of any net debt limitation. The bonds will be deemed payable wholly from the income of revenue producing conveniences within the meaning of section 475.58. The proceeds of the bonds may also be used to fund necessary reserves and to pay credit enhancement fees, issuance costs, and other financing costs during the life of the debt.

(c) The bonds may be secured by a bond resolution, or a trust indenture entered into by the council with a corporate trustee within or outside the state, which shall define the revenues and bond proceeds pledged for the payment and security of the bonds. The pledge shall be a valid charge on the revenues received by the council under section 299A.9925. Neither the state, nor any municipality or political subdivision except the council, nor any member or officer or employee of the council, is liable on the obligations. No mortgage of or security interest in any tangible real or personal property shall be granted to the bondholders or the trustee, but they shall have a valid security interest in the revenues and bond proceeds received by the council and pledged to the payment of the bonds. In the bond resolution or trust indenture, the council may make such covenants as it determines to be reasonable for the protection of the bondholders, including a covenant to issue general obligation bonds to refund the revenue bonds if and to the extent required to pay principal and interest on the bonds.

EFFECTIVE DATE. This section is effective the day following final enactment, and applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

Sec. 21. Laws 2009, chapter 9, section 1, the effective date, is amended to read:

EFFECTIVE DATE. This section is effective the day following final enactment, and expires on June 30, ~~2013~~ 2016.

ARTICLE 3

TRANSPORTATION AND PUBLIC SAFETY POLICY

Section 1. [161.088] CORRIDORS OF COMMERCE PROGRAM.

Subdivision 1. **Definitions.** For purposes of this section, the following terms have the meanings given:

(1) "beyond the project limits" means any point that is located outside of the project limits and along the same trunk highway, and is located within the same region of the state;

(2) "city" means a statutory or home rule charter city;

(3) "program" means the corridors of commerce program established in this section; and

(4) "project limits" means the estimated construction limits of a project for trunk highway construction, reconstruction, or maintenance, that is a candidate for selection under the corridors of commerce program.

Subd. 2. **Program authority, funding.** (a) As provided in this section, the commissioner shall establish a corridors of commerce program for trunk highway construction, reconstruction, and improvement, including maintenance operations, that improves commerce in the state.

(b) The commissioner may expend funds under the program from appropriations to the commissioner that are (1) made specifically by law for use under this section; (2) at the discretion of the commissioner, made for the budget activities in the state roads program of operations and maintenance, program planning and delivery, or state road construction; and (3) made for the corridor investment management strategy program, unless specified otherwise.

(c) The commissioner shall include in the program the cost participation policy for local units of government.

Subd. 3. **Project classification.** The commissioner shall determine whether each candidate project can be classified into at least one of the following classifications:

(1) capacity development, for a project on a segment of a trunk highway where the segment:

(i) is not a divided highway, and that highway is an expressway or freeway beyond the project limits;

(ii) contains a highway terminus that lacks an intersection or interchange with another trunk highway;

(iii) contains fewer lanes of travel compared to that highway beyond the project limits; or

(iv) contains a location that is proposed as a new interchange or to be reconstructed from an intersection to an interchange; or

(2) freight improvement, for an asset preservation or replacement project that can result in: removing or reducing barriers to commerce, easing or preserving freight movement, supporting emerging industries, or providing connections between the trunk highway system and other transportation modes for the movement of freight.

Subd. 4. **Project eligibility.** (a) The commissioner shall establish eligibility requirements for projects that can be funded under the program. Eligibility must include:

- (1) consistency with the statewide multimodal transportation plan under section 174.03;
 - (2) location of the project on an interregional corridor, for a project located outside of the Department of Transportation metropolitan district;
 - (3) placement into at least one project classification under subdivision 3;
 - (4) a maximum length of time, as determined by the commissioner, until commencement of construction work on the project; and
 - (5) for each type of project classification under subdivision 3, a maximum allowable amount for the total project cost estimate, as determined by the commissioner with available data.
- (b) A project whose construction is programmed in the state transportation improvement program is not eligible for funding under the program. This paragraph does not apply to a project that is programmed as result of selection under this section.
- (c) A project may be, but is not required to be, identified in the 20-year state highway capital investment plan under section 174.03.

Subd. 5. **Project selection process; criteria.** (a) The commissioner shall establish a process for identification, evaluation, and selection of projects under the program.

(b) As part of the project selection process, the commissioner shall annually accept recommendations on candidate projects from area transportation partnerships and other interested stakeholders in each Department of Transportation district. In selecting a project from District 1, the commissioner is encouraged to prioritize acceleration of the scoping, relocation, design, and construction of a highway located near taconite mines. In selecting a project from Districts 6 and 7, the commissioner is encouraged to prioritize the expansion to four lanes of an interregional corridor that connects regional trade centers, connects with other interregional corridors, and contains two-lane segments with 1.5 times the state average fatality rate for rural two-lane roads. For each candidate project identified under this paragraph, the commissioner shall determine eligibility, classify, and if appropriate, evaluate the project for the program.

(c) Project evaluation and prioritization must be performed on the basis of objective criteria, which must include:

- (1) a return on investment measure that provides for comparison across eligible projects;
- (2) measurable impacts on commerce and economic competitiveness;
- (3) efficiency in the movement of freight, including but not limited to:
 - (i) measures of annual average daily traffic and commercial vehicle miles traveled, which may include data near the project location on that trunk highway or on connecting trunk and local highways; and

(ii) measures of congestion or travel time reliability, which may be within or near the project limits, or both;

(4) improvements to traffic safety;

(5) connections to regional trade centers, local highway systems, and other transportation modes;

(6) extent to which the project addresses multiple transportation system policy objectives and principles; and

(7) support and consensus for the project among members of the surrounding community.

(d) As part of the project selection process, the commissioner may divide funding to be separately available among projects within each classification under subdivision 3, and may apply separate or modified criteria among those projects falling within each classification.

Subd. 6. **Funding allocations; operations and maintenance.** In identifying the amount of funding allocated to a project under the program, the commissioner may include allocations of funds for operations and maintenance resulting from that project, that are assigned in future years following completion of the project, subject to available funds for the program in those years from eligible sources.

Subd. 7. **Legislative report, evaluation.** (a) Starting in 2014, annually by November 1, the commissioner shall electronically submit a report on the corridors of commerce program to the chairs and ranking minority members of the legislative committees with jurisdiction over transportation policy and finance. At a minimum, the report must include:

(1) a summary of the program, including a review of the project selection process, eligibility and criteria, funds expended in the previous selection cycle, and total funds expended since program inception;

(2) a listing of projects funded under the program in the previous selection cycle, including: project classification; a breakdown of project costs and funding sources; any future operating costs assigned under subdivision 7; and a brief description that is comprehensible to a lay audience;

(3) a listing of candidate project recommendations required under subdivision 5, paragraph (b), including project classification and disposition in the selection process; and

(4) any recommendations for changes to statutory requirements of the program.

(b) Starting in 2016, and in every even-numbered year thereafter, the commissioner shall incorporate into the report the results of an independent evaluation of impacts and effectiveness of the program. The evaluation must be performed by agency staff or a consultant with experience in program evaluation who have no regular involvement in program implementation.

EFFECTIVE DATE. This section is effective the day following final enactment.

Sec. 2. Minnesota Statutes 2012, section 161.20, subdivision 3, is amended to read:

Subd. 3. **Trunk highway fund appropriations.** The commissioner may expend trunk highway funds only for trunk highway purposes. Payment of expenses related to Bureau of Criminal Apprehension laboratory, Explore Minnesota Tourism kiosks, Minnesota Safety Council, tort claims, driver education programs, Emergency Medical Services Board, Mississippi River Parkway Commission, payments to MN.IT Services in excess of actual costs incurred for trunk highway

purposes, and personnel costs incurred on behalf of the Governor's Office do not further a highway purpose and do not aid in the construction, improvement, or maintenance of the highway system.

Sec. 3. Minnesota Statutes 2012, section 161.53, is amended to read:

161.53 RESEARCH ACTIVITIES.

(a) The commissioner may set aside in each fiscal year up to two percent of the total amount of all funds appropriated to the commissioner other than county state-aid and municipal state-aid highway funds for transportation research including public and private research partnerships. The commissioner shall spend this money for (1) research to improve the design, construction, maintenance, management, and environmental compatibility of transportation systems, including research into and implementation of innovations in bridge-monitoring technology and bridge inspection technology; bridge inspection techniques and best practices; and the cost-effectiveness of deferred or lower cost highway and bridge design and maintenance activities and their impacts on long-term trunk highway costs and maintenance needs; (2) research on transportation policies that enhance energy efficiency and economic development; (3) programs for implementing and monitoring research results; and (4) development of transportation education and outreach activities.

(b) Of all funds appropriated to the commissioner other than state-aid funds, the commissioner shall spend at least 0.1 percent, but not exceeding ~~\$1,200,000~~ \$2,000,000 in any fiscal year, for research and related activities performed by the Center for Transportation Studies of the University of Minnesota. The center shall establish a technology transfer and training center for Minnesota transportation professionals. By June 30, 2018, the center shall conduct research on transportation policy and economic competitiveness, including, but not limited to, innovative transportation finance options and economic development, transportation impacts of industry clusters and freight, and transportation technology impacts on economic competitiveness.

Sec. 4. Minnesota Statutes 2012, section 162.07, subdivision 1a, is amended to read:

Subd. 1a. **Apportionment sum and excess sum.** (a) For purposes of this subdivision, "distribution amount" means the amount identified in section 162.06, subdivision 1, after the deductions provided for in section 162.06 for administrative costs, disaster account, research account, and state park road account.

(b) The apportionment sum is calculated by subtracting the excess sum, as calculated in paragraph (c), from the distribution amount.

(c) The excess sum is calculated as the sum of revenue within the distribution amount:

(1) attributed to that portion of the gasoline excise tax rate under section 296A.07, subdivision 3, in excess of ~~20~~ 15.2 cents per gallon, and to that portion of the excise tax rates in excess of the energy equivalent of a gasoline excise tax rate of ~~20~~ 15.2 cents per gallon for E85 and M85 under section 296A.07, subdivision 3, and special fuel under section 296A.08, subdivision 2;

(2) attributed to:

(i) in fiscal year 2014, 40 percent of the county state-aid highway fund proceeds of the gross receipts tax imposed under section 295.80; and

(ii) in fiscal year 2015 and in all subsequent fiscal years, 20 percent of the county state-aid highway fund proceeds of the gross receipts tax imposed under section 295.80;

~~(2)~~ (3) attributed to a change in the passenger vehicle registration tax under section 168.013, imposed on or after July 1, 2008, that exceeds (i) the amount collected in fiscal year 2008, multiplied by (ii) the annual average United States Consumer Price Index for the calendar year previous to the current calendar year, divided by the annual average United States Consumer Price Index for calendar year 2007; and

~~(3)~~ (4) attributed to that portion of the motor vehicle sales tax revenue in excess of the percentage allocated to the county state-aid highway fund in fiscal year 2007.

(d) For purposes of this subdivision, the United States Consumer Price Index identified in paragraph (c) is for all urban consumers, United States city average, as determined by the United States Department of Labor.

Sec. 5. Minnesota Statutes 2012, section 168A.01, subdivision 6a, is amended to read:

Subd. 6a. **High-value vehicle.** "High-value vehicle" means a vehicle that had an actual cash value in excess of ~~\$5,000~~ \$9,000 before being damaged, or a vehicle with a manufacturer's rating of over 26,000 pounds gross vehicle weight that is not a late-model vehicle.

Sec. 6. Minnesota Statutes 2012, section 168A.29, subdivision 1, is amended to read:

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

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

(i) until December 31, 2016, \$6.25 of which \$3.25 must be paid into the vehicle services operating account of the special revenue fund under section 299A.705; ~~until June 30, 2012, a surcharge of \$1.75 must be added to the fee and credited to the driver and vehicle services technology account;~~ and from July 1, 2012, to June 30, 2016, a surcharge of \$1 must be added to the fee and credited to the driver and vehicle services technology account; and

(ii) on and after January 1, 2017, \$8.25 of which \$4.15 must be paid into the vehicle services operating account;

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

(3) until December 31, 2016, for the transfer of the interest of an owner and the issuance of a new certificate of title, the sum of \$5.50 of which \$2.50 must be paid into the vehicle services operating account of the special revenue fund under section 299A.705; ~~until June 30, 2012, a surcharge of \$1.75 must be added to the fee and credited to the driver and vehicle services technology account;~~ and from July 1, 2012, to June 30, 2016, a surcharge of \$1 must be added to the fee and credited to the driver and vehicle services technology account;

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

(5) for issuing a duplicate certificate of title, the sum of \$7.25 of which \$3.25 must be paid into the vehicle services operating account of the special revenue fund under section 299A.705; ~~until June 30, 2012, a surcharge of \$1.75 must be added to the fee and credited to the driver and vehicle services technology account; from July 1, 2012, to June 30, 2016, a surcharge of \$1 must be added to the fee and credited to the driver and vehicle services technology account.~~

~~(b) After June 30, 1994, In addition to each of the fees the fee~~ required under paragraph (a), ~~clauses clause (1) and (3),~~ the department must be paid \$3.50. The additional \$3.50 fee collected under this paragraph must be deposited in the special revenue fund and credited to the public safety motor vehicle account established in section 299A.70.

Sec. 7. Minnesota Statutes 2012, section 169.865, is amended to read:

169.865 SPECIAL FARM PRODUCTS ANNUAL PERMITS FOR OVERWEIGHT VEHICLES.

Subdivision 1. **Six-axle vehicles.** (a) A road authority may issue an annual permit authorizing a vehicle or combination of vehicles with a total of six or more axles to haul ~~raw or unprocessed agricultural products~~ freight and be operated with a gross vehicle weight of up to:

- (1) 90,000 pounds; and
- (2) 99,000 pounds during the period set by the commissioner under section 169.826, subdivision 1.

(b) Notwithstanding subdivision 3, paragraph (a), clause (4), a vehicle or combination of vehicles operated under this subdivision and, as part of an international movement, transporting only sealed intermodal containers may be operated on an interstate highway if allowed by the United States Department of Transportation.

(c) The fee for a permit issued under this subdivision is \$300.

Subd. 2. **Seven-axle vehicles.** (a) A road authority may issue an annual permit authorizing a vehicle or combination of vehicles with a total of seven or more axles to haul ~~raw or unprocessed agricultural products~~ freight and be operated with a gross vehicle weight of up to:

- (1) 97,000 pounds; and
- (2) 99,000 pounds during the period set by the commissioner under section 169.826, subdivision 1.

(b) Drivers of vehicles operating under this subdivision must comply with driver qualification requirements adopted under section 221.0314, subdivisions 2 to 5, and Code of Federal Regulations, title 49, parts 40 ~~and~~, 382, and 391.

(c) The fee for a permit issued under this subdivision is \$500.

Subd. 3. **Requirements; restrictions.** (a) A vehicle or combination of vehicles operating under this section:

- (1) is subject to axle weight limitations under section 169.824, subdivision 1;
- (2) is subject to seasonal load restrictions under section 169.87;
- (3) is subject to bridge load limits posted under section 169.84;

(4) may only be operated on paved streets and highways other than interstate highways;

(5) may not be operated with loads that exceed the manufacturer's gross vehicle weight rating as affixed to the vehicle, or other certification of gross vehicle weight rating complying with Code of Federal Regulations, title 49, sections 567.4 to 567.7;

(6) must be issued a permit from each road authority having jurisdiction over a road on which the vehicle is operated, if required;

(7) must comply with the requirements of section 169.851, subdivision 4; and

(8) must have brakes on all wheels.

(b) The percentage allowances for exceeding gross weights if transporting unfinished forest products under section 168.013, subdivision 3, paragraph (b), or for the first haul of unprocessed or raw farm products or unfinished forest products under section 168.013, subdivision 3, paragraph (d), clause (3), do not apply to a vehicle or combination of vehicles operated under this section.

Subd. 4. **Deposit of revenues.** Revenue from the permits issued by the commissioner under this section must be deposited in the bridge inspection and signing account as provided under section 169.86, subdivision 5b.

Sec. 8. Minnesota Statutes 2012, section 169A.37, subdivision 1, is amended to read:

Subdivision 1. **Crime described.** It is a crime for a person:

(1) to fail to comply with an impoundment order under section 169A.60 (administrative plate impoundment);

(2) to file a false statement under section 169A.60, subdivision 7, 8, or 14;

(3) to operate a self-propelled motor vehicle on a street or highway when the vehicle is subject to an impoundment order issued under section 169A.60, unless specially coded plates have been issued for the vehicle pursuant to section 169A.60, subdivision 13;

(4) to fail to notify the commissioner of the impoundment order when requesting new plates;

(5) who is subject to a plate impoundment order under section 169A.60, to drive, operate, or be in control of any motor vehicle during the impoundment period, unless the vehicle is employer-owned and is not required to be equipped with an ignition interlock device pursuant to section 12 or 171.306, subdivision 4, paragraph (b), or has specially coded plates issued pursuant to section 169A.60, subdivision 13, and the person is validly licensed to drive; or

(6) who is the transferee of a motor vehicle and who has signed a sworn statement under section 169A.60, subdivision 14, to allow the previously registered owner to drive, operate, or be in control of the vehicle during the impoundment period.

EFFECTIVE DATE. This section is effective the day following final enactment.

Sec. 9. Minnesota Statutes 2012, section 169A.51, subdivision 2, is amended to read:

Subd. 2. **Implied consent advisory.** (a) Subject to paragraph (b), at the time a test is requested, the person must be informed:

(1) that Minnesota law requires the person to take a test:

(i) to determine if the person is under the influence of alcohol, controlled substances, or hazardous substances;

(ii) to determine the presence of a controlled substance listed in Schedule I or II or metabolite, other than marijuana or tetrahydrocannabinols; and

(iii) if the motor vehicle was a commercial motor vehicle, to determine the presence of alcohol;

(2) that refusal to take a test is a crime;

(3) if the peace officer has probable cause to believe the person has violated the criminal vehicular homicide and injury laws, that a test will be taken with or without the person's consent; and

(4) that the person has the right to consult with an attorney, but that this right is limited to the extent that it cannot unreasonably delay administration of the test.

(b) A peace officer who is not pursuing an implied consent revocation is not required to give the advisory described in paragraph (a) to a person whom the officer has probable cause to believe has violated section 609.21, subdivision 1, clause (2), (3), (4), (5), or (6) (criminal vehicular operation DWI-related provisions).

EFFECTIVE DATE. This section is effective July 1, 2014, and applies to crimes committed on or after that date.

Sec. 10. Minnesota Statutes 2012, section 169A.55, is amended by adding a subdivision to read:

Subd. 5. **Reinstatement of driving privileges; criminal vehicular operation.** A person whose driver's license has been revoked under section 171.17, subdivision 1, paragraph (a), clause (1) (revocation, criminal vehicular operation), or suspended under section 171.187 (suspension, criminal vehicular operation), for a violation of section 609.21, subdivision 1, clause (2), (3), (4), (5), or (6) (criminal vehicular operation DWI-related provisions), shall not be eligible for reinstatement of driving privileges until the person has submitted to the commissioner verification of the use of ignition interlock for the applicable time period specified in those sections. To be eligible for reinstatement under this subdivision, a person shall utilize an ignition interlock device that meets the performance standards and certification requirements under subdivision 4, paragraph (c).

EFFECTIVE DATE. This section is effective July 1, 2014, and applies to crimes committed on or after that date.

Sec. 11. Minnesota Statutes 2012, section 171.05, subdivision 2, is amended to read:

Subd. 2. **Person less than 18 years of age.** (a) Notwithstanding any provision in subdivision 1 to the contrary, the department may issue an instruction permit to an applicant who is 15, 16, or 17 years of age and who:

(1) has completed a course of driver education in another state, has a previously issued valid license from another state, or is enrolled in either:

(i) a public, private, or commercial driver education program that is approved by the commissioner of public safety and that includes classroom and behind-the-wheel training; or

(ii) an approved behind-the-wheel driver education program when the student is receiving full-time instruction in a home school within the meaning of sections 120A.22 and 120A.24, the student is working toward a homeschool diploma, the student is taking home-classroom driver training with classroom materials approved by the commissioner of public safety, and the student's parent has certified the student's homeschool and home-classroom driver training status on the form approved by the commissioner;

(2) has completed the classroom phase of instruction in the driver education program or has completed 15 hours of classroom instruction in a program that presents classroom and behind-the-wheel instruction concurrently;

(3) has passed a test of the applicant's eyesight;

(4) has passed a department-administered test of the applicant's knowledge of traffic laws;

(5) has completed the required application, which must be approved by (i) either parent when both reside in the same household as the minor applicant or, if otherwise, then (ii) the parent or spouse of the parent having custody or, in the event there is no court order for custody, then (iii) the parent or spouse of the parent with whom the minor is living or, if items (i) to (iii) do not apply, then (iv) the guardian having custody of the minor, (v) the foster parent or the director of the transitional living program in which the child resides or, in the event a person under the age of 18 has no living father, mother, or guardian, or is married or otherwise legally emancipated, then (vi) the applicant's adult spouse, adult close family member, or adult employer; provided, that the approval required by this clause contains a verification of the age of the applicant and the identity of the parent, guardian, adult spouse, adult close family member, or adult employer; and

(6) has paid ~~the fee~~ all fees required in section 171.06, subdivision 2.

(b) For the purposes of determining compliance with the certification of paragraph (a), clause (1), item (ii), the commissioner may request verification of a student's homeschool status from the superintendent of the school district in which the student resides and the superintendent shall provide that verification.

(c) The instruction permit is valid for two years from the date of application and may be renewed upon payment of a fee equal to the fee for issuance of an instruction permit under section 171.06, subdivision 2.

(d) The commissioner of public safety shall adopt rules to carry out the provisions of this section. The rules adopted under this section are exempt from the rulemaking provisions of chapter 14. The rules are subject to section 14.386, except that section 14.386, paragraph (b), does not apply.

EFFECTIVE DATE. Paragraph (a) is effective June 1, 2014. Paragraph (d) is effective the day following final enactment.

Sec. 12. Minnesota Statutes 2012, section 171.0701, is amended by adding a subdivision to read:

Subd. 1a. **Novice Driver Education Improvement Task Force.** (a) The Novice Driver Education Improvement Task Force is established to ensure driver education programs in Minnesota meet the Novice Teen Driver Education and Training Administrative Standards published by the United States Department of Transportation, National Highway Traffic Safety Administration.

(b) The task force consists of 21 members:

- (1) the commissioner of public safety or the commissioner's designee;
 - (2) two representatives from and designated by the Minnesota Association of Student Councils;
 - (3) one representative from and designated by Mothers Against Drunk Driving;
 - (4) one representative from and designated by Minnesotans for Safe Driving;
 - (5) two representatives from law enforcement organizations, such as the Minnesota Chiefs of Police Association and the Minnesota Sheriffs' Association appointed by the commissioner;
 - (6) one representative from and designated by the American Automobile Association;
 - (7) one representative from and designated by the Minnesota Safety Council;
 - (8) two representatives from and designated by the Minnesota PTA;
 - (9) five driver educators from the Minnesota Driver and Traffic Safety Education Association designated by the commissioner; and
 - (10) five driver educators from commercial driving schools, designated by the commissioner.
- (c) Any vacancies shall be filled by the appointing or designating authorities.
 - (d) Members shall serve without compensation.
 - (e) Members shall be appointed or designated by August 1, 2013.
 - (f) The commissioner or the commissioner's designee shall convene the first meeting of the task force after all appointments have been made. At the first meeting, the task force shall elect a chair from among its members by majority vote. The first meeting must take place by September 1, 2013.
 - (g) The duties of the task force are to examine and compare Minnesota law and rules concerning driver education with the Novice Teen Driver Education and Training Administrative Standards, identify discrepancies, and determine to what extent, if any, state law should be modified to conform with federal standards.
 - (h) The commissioner shall provide support staff and administrative services for the task force.
 - (i) The task force shall submit a report no later than August 31, 2015, to the chairs and ranking minority members of the committees in the house of representatives and senate having jurisdiction over transportation policy and finance, containing its recommendation as to whether or to what extent Minnesota's driver education programs should conform to national standards referenced in paragraph (a), and if so, providing draft legislation necessary or desirable to achieve the recommended level of federal conformity. The report may present recommendations for improving Minnesota's driver education curriculum and identify associated costs.

EFFECTIVE DATE. This section is effective the day following final enactment and is repealed September 1, 2015, or the day after the task force submits its report, as required in paragraph (i), whichever occurs first.

Sec. 13. Minnesota Statutes 2012, section 171.17, is amended by adding a subdivision to read:

Subd. 4. **Criminal vehicular operation; revocation periods.** (a) As used in this subdivision, "qualified prior impaired driving incident" has the meaning given in section 169A.03, subdivision 22.

(b) Upon receiving a record of a conviction for a violation of section 609.21, subdivision 1, clause (2), (3), (4), (5), or (6), the commissioner shall revoke the driver's license or driving privileges of a person as follows:

(1) not less than ten years if the violation resulted in great bodily harm or death to another and the person has two or more qualified prior impaired driving incidents within the past ten years or three or more qualified prior impaired driving incidents, and with denial under section 171.04, subdivision 1, clause (10), until rehabilitation is established according to standards established by the commissioner;

(2) not less than eight years if the violation resulted in great bodily harm or death to another and the person has a qualified prior impaired driving incident within the past ten years;

(3) not less than six years if the violation resulted in great bodily harm or death to another;

(4) not less than six years if the violation resulted in bodily harm or substantial bodily harm to another and the person has two or more qualified prior impaired driving incidents within the past ten years or three or more qualified prior impaired driving incidents, and with denial under section 171.04, subdivision 1, clause (10), until rehabilitation is established according to standards established by the commissioner;

(5) not less than four years if the violation resulted in bodily harm or substantial bodily harm to another and the person has a qualified prior impaired driving incident within the past ten years; or

(6) not less than two years if the violation resulted in bodily harm or substantial bodily harm to another.

(c) Section 169A.09 applies when determining the number of qualified prior impaired driving incidents under this subdivision.

EFFECTIVE DATE. This section is effective July 1, 2014, and applies to crimes committed on or after that date.

Sec. 14. **[171.187] SUSPENSION; CRIMINAL VEHICULAR OPERATION AND MANSLAUGHTER.**

Subdivision 1. **Suspension required.** The commissioner shall suspend the driver's license of a person:

(1) for whom a peace officer has made the certification described in section 629.344 that probable cause exists to believe that the person violated section 609.21, subdivision 1, clause (2), (3), (4), (5), or (6); or

(2) who has been formally charged with a violation of section 609.20, 609.205, or 609.21, resulting from the operation of a motor vehicle.

Subd. 2. **Suspension period.** A suspension under this section continues until:

(1) the conviction, acquittal, or dismissal of the underlying crime that resulted in the suspension;
or

(2) the commissioner, acting under subdivision 4, orders the termination of the suspension.

Subd. 3. **Credit.** If a person whose driver's license was suspended under subdivision 1 is later convicted of the underlying offense that resulted in the suspension and the commissioner revokes the person's license, the commissioner shall credit the time accrued under the suspension period toward the revocation period imposed under section 171.17, subdivision 4, or for violations of section 609.20, 609.205, or 609.21, subdivision 1, clause (1), (7), or (8).

Subd. 4. **Administrative review of license suspension.** (a) At any time during which a person's driver's license is suspended under this section, the person may request in writing a review of the suspension by the commissioner. Upon receiving a request, the commissioner or the commissioner's designee shall review the order of suspension, the evidence upon which the order was based, and any other material information brought to the attention of the commissioner, and determine whether sufficient cause exists to sustain the order. Within 15 days of receiving the request, the commissioner shall report in writing the results of the review. The review provided in this subdivision is not subject to the contested case provisions in chapter 14.

(b) In addition to any other reason provided for in this subdivision, a person may request a review of the suspension by the commissioner if the suspension has been in place for at least three months and the person has not been indicted or formally charged with the underlying crime that resulted in the license suspension.

EFFECTIVE DATE. This section is effective July 1, 2014, and applies to crimes committed on or after that date.

Sec. 15. Minnesota Statutes 2012, section 171.30, subdivision 1, is amended to read:

Subdivision 1. **Conditions of issuance.** (a) The commissioner may issue a limited license to the driver under the conditions in paragraph (b) in any case where a person's license has been:

(1) suspended under section 171.18, 171.173, ~~or 171.186~~, or 171.187;

(2) revoked, canceled, or denied under section:

(i) 169.792;

(ii) 169.797;

(iii) 169A.52:

(A) subdivision 3, paragraph (a), clause (1) or (2);

(B) subdivision 3, paragraph (a), clause (4), (5), or (6), if in compliance with section 171.306;

(C) subdivision 4, paragraph (a), clause (1) or (2), if the test results indicate an alcohol concentration of less than twice the legal limit;

(D) subdivision 4, paragraph (a), clause (4), (5), or (6), if in compliance with section 171.306;

(iv) 171.17; or

(v) 171.172; or

(3) revoked, canceled, or denied under section 169A.54:

(i) subdivision 1, clause (1), if the test results indicate an alcohol concentration of less than twice the legal limit;

(ii) subdivision 1, clause (2);

(iii) subdivision 1, clause (5), (6), or (7), if in compliance with section 171.306; or

(iv) subdivision 2, if the person does not have a qualified prior impaired driving incident as defined in section 169A.03, subdivision 22, on the person's record, and the test results indicate an alcohol concentration of less than twice the legal limit.

(b) The following conditions for a limited license under paragraph (a) include:

(1) if the driver's livelihood or attendance at a chemical dependency treatment or counseling program depends upon the use of the driver's license;

(2) if the use of a driver's license by a homemaker is necessary to prevent the substantial disruption of the education, medical, or nutritional needs of the family of the homemaker; or

(3) if attendance at a postsecondary institution of education by an enrolled student of that institution depends upon the use of the driver's license.

(c) The commissioner in issuing a limited license may impose such conditions and limitations as in the commissioner's judgment are necessary to the interests of the public safety and welfare including reexamination as to the driver's qualifications. The license may be limited to the operation of particular vehicles, to particular classes and times of operation, and to particular conditions of traffic. The commissioner may require that an applicant for a limited license affirmatively demonstrate that use of public transportation or carpooling as an alternative to a limited license would be a significant hardship.

(d) For purposes of this subdivision:

(1) "homemaker" refers to the person primarily performing the domestic tasks in a household of residents consisting of at least the person and the person's dependent child or other dependents; and

(2) "twice the legal limit" means an alcohol concentration of two times the limit specified in section 169A.20, subdivision 1, clause (5).

(e) The limited license issued by the commissioner shall clearly indicate the limitations imposed and the driver operating under the limited license shall have the license in possession at all times when operating as a driver.

(f) In determining whether to issue a limited license, the commissioner shall consider the number and the seriousness of prior convictions and the entire driving record of the driver and shall consider the number of miles driven by the driver annually.

(g) If the person's driver's license or permit to drive has been revoked under section 169.792 or 169.797, the commissioner may only issue a limited license to the person after the person has presented an insurance identification card, policy, or written statement indicating that the driver or owner has insurance coverage satisfactory to the commissioner of public safety. The commissioner of public safety may require the insurance identification card provided to satisfy this subdivision be certified by the insurance company to be noncancelable for a period not to exceed 12 months.

(h) The limited license issued by the commissioner to a person under section 171.186, subdivision 4, must expire 90 days after the date it is issued. The commissioner must not issue a limited license to a person who previously has been issued a limited license under section 171.186, subdivision 4.

(i) The commissioner shall not issue a limited driver's license to any person described in section 171.04, subdivision 1, clause (6), (7), (8), (11), or (14).

(j) The commissioner shall not issue a class A, class B, or class C limited license.

EFFECTIVE DATE. This section is effective July 1, 2014, and applies to crimes committed on or after that date.

Sec. 16. Minnesota Statutes 2012, section 171.30, subdivision 2a, is amended to read:

Subd. 2a. **Other waiting periods.** Notwithstanding subdivision 2, a limited license shall not be issued for a period of:

(1) 15 days, to a person whose license or privilege has been revoked or suspended for a first violation of section 169A.20, sections 169A.50 to 169A.53, or a statute or ordinance from another state in conformity with either of those sections; or

(2) one year, to a person whose license or privilege has been revoked or suspended for committing manslaughter resulting from the operation of a motor vehicle, committing criminal vehicular homicide or injury under section 609.21, subdivision 1, clause (1), (7), or (8), or violating a statute or ordinance from another state in conformity with either of those offenses.

EFFECTIVE DATE. This section is effective July 1, 2014, and applies to crimes committed on or after that date.

Sec. 17. Minnesota Statutes 2012, section 171.30, is amended by adding a subdivision to read:

Subd. 5. **Exception; criminal vehicular operation.** Notwithstanding subdivision 1, the commissioner may not issue a limited license to a person whose driver's license has been suspended or revoked due to a violation of section 609.21, subdivision 1, clause (2), (3), (4), (5), or (6).

EFFECTIVE DATE. This section is effective July 1, 2014, and applies to crimes committed on or after that date.

Sec. 18. Minnesota Statutes 2012, section 171.306, subdivision 1, is amended to read:

Subdivision 1. **Definitions.** (a) As used in this section, the terms in this subdivision have the meanings given them.

(b) "Ignition interlock device" or "device" means equipment that is designed to measure breath alcohol concentration and to prevent a motor vehicle's ignition from being started by a person whose breath alcohol concentration measures 0.02 or higher on the equipment.

(c) "Program participant" means a person who has qualified to take part in the ignition interlock program under this section, and whose driver's license has been:

(1) revoked, canceled, or denied under section 169A.52, 169A.54, or 171.04, subdivision 1, clause (10), and who has qualified to take part in the ignition interlock program under this section;
or

(2) revoked under section 171.17, subdivision 1, paragraph (a), clause (1), or suspended under section 171.187, for a violation of section 609.21, subdivision 1, clause (2), (3), (4), (5), or (6).

(d) "Qualified prior impaired driving incident" has the meaning given in section 169A.03, subdivision 22.

EFFECTIVE DATE. This section is effective July 1, 2014, and applies to crimes committed on or after that date.

Sec. 19. Minnesota Statutes 2012, section 171.306, subdivision 4, is amended to read:

Subd. 4. **Issuance of restricted license.** (a) The commissioner shall issue a class D driver's license, subject to the applicable limitations and restrictions of this section, to a program participant who meets the requirements of this section and the program guidelines. The commissioner shall not issue a license unless the program participant has provided satisfactory proof that:

(1) a certified ignition interlock device has been installed on the participant's motor vehicle at an installation service center designated by the device's manufacturer; and

(2) the participant has insurance coverage on the vehicle equipped with the ignition interlock device. The commissioner shall require the participant to present an insurance identification card, policy, or written statement as proof of insurance coverage, and may require the insurance identification card provided be certified by the insurance company to be noncancelable for a period not to exceed 12 months.

(b) A license issued under authority of this section must contain a restriction prohibiting the program participant from driving, operating, or being in physical control of any motor vehicle not equipped with a functioning ignition interlock device certified by the commissioner. A participant may drive an employer-owned vehicle not equipped with an interlock device while in the normal course and scope of employment duties pursuant to the program guidelines established by the commissioner and with the employer's written consent.

(c) A program participant whose driver's license has been: (1) revoked under section 169A.52, subdivision 3, paragraph (a), clause (1), (2), or (3), or subdivision 4, paragraph (a), clause (1), (2), or (3), or section 169A.54, subdivision 1, clause (1), (2), (3), or (4);; or (2) revoked under section 171.17, subdivision 1, paragraph (a), clause (1), or suspended under section 171.187, for a violation of section 609.21, subdivision 1, clause (2), (3), (4), (5), or (6); may apply for conditional reinstatement of the driver's license, subject to the ignition interlock restriction.

(d) A program participant whose driver's license has been revoked, canceled, or denied under section 169A.52, subdivision 3, paragraph (a), clause (4), (5), or (6), or subdivision 4, paragraph (a), clause (4), (5), or (6), or section 169A.54, subdivision 1, clause (5), (6), or (7), may apply for a limited license, subject to the ignition interlock restriction, if the program participant is enrolled in a licensed chemical dependency treatment or rehabilitation program as recommended in a chemical use assessment, and if the participant meets the other applicable requirements of section 171.30. After completing a licensed chemical dependency treatment or rehabilitation program and one year of limited license use without violating the ignition interlock restriction, the conditions of limited license use, or program guidelines, the participant may apply for conditional reinstatement of the driver's license, subject to the ignition interlock restriction. If the program participant's ignition interlock device subsequently registers a positive breath alcohol concentration of 0.02 or higher, the

commissioner shall cancel the driver's license, and the program participant may apply for another limited license according to this paragraph.

(e) Notwithstanding any statute or rule to the contrary, the commissioner has authority to determine when a program participant is eligible for restoration of full driving privileges, except that the commissioner shall not reinstate full driving privileges until the program participant has met all applicable prerequisites for reinstatement under section 169A.55 and until the program participant's device has registered no positive breath alcohol concentrations of 0.02 or higher during the preceding 90 days.

EFFECTIVE DATE. This section is effective July 1, 2014, and applies to crimes committed on or after that date.

Sec. 20. [174.12] TRANSPORTATION ECONOMIC DEVELOPMENT PROGRAM.

Subdivision 1. **Program established.** (a) The commissioners of transportation and employment and economic development shall develop and implement a transportation economic development program as provided in this section that provides financial assistance on a geographically balanced basis through competitive grants for projects in all modes of transportation that provide measurable local, regional, or statewide economic benefit.

(b) The commissioners of transportation and employment and economic development may provide financial assistance for a transportation project at their discretion, subject to the requirements of this section.

Subd. 2. **Transportation economic development accounts.** (a) A transportation economic development account is established in the special revenue fund under the budgetary jurisdiction of the legislative committees having jurisdiction over transportation finance. Money in the account may be expended only as appropriated by law. The account may not contain money transferred or otherwise provided from the trunk highway fund.

(b) A transportation economic development account is established in the trunk highway fund. The account consists of funds donated, allotted, transferred, or otherwise provided to the account. Money in the account may be used only for trunk highway purposes.

Subd. 3. **Program administration.** In implementing the transportation economic development program, the commissioners of transportation and employment and economic development shall make reasonable efforts to (1) publicize each solicitation for applications among all eligible recipients, and (2) provide technical and informational assistance in creating and submitting applications.

Subd. 4. **Economic impact performance measures.** The commissioner of employment and economic development shall develop economic impact performance measures to analyze projects for which financial assistance under this section is being applied for or has been previously provided.

Subd. 5. **Financial assistance; criteria.** The commissioners of transportation and employment and economic development shall establish criteria for evaluating projects for financial assistance under this section. At a minimum, the criteria must provide an objective method to prioritize and select projects on the basis of:

(1) the extent to which the project provides measurable economic benefit;

(2) consistency with relevant state and local transportation plans;

(3) the availability and commitment of funding or in-kind assistance for the project from nonpublic sources;

(4) the need for the project as part of the overall transportation system;

(5) the extent to which completion of the project will improve the movement of people and freight; and

(6) geographic balance as required under subdivision 7, paragraph (b).

Subd. 6. **Financial assistance; project evaluation process.** (a) Following the criteria established under subdivision 5, the commissioner of employment and economic development shall (1) evaluate proposed projects, and (2) certify those that may receive financial assistance.

(b) As part of the project evaluation process, the commissioner of transportation shall certify that a project constitutes an eligible and appropriate transportation project.

Subd. 7. **Financial assistance; awards.** (a) The financial assistance awarded by the commissioners of transportation and employment and economic development may not exceed 70 percent of a project's total costs.

(b) The commissioners of transportation and employment and economic development shall ensure that financial assistance is provided in a manner that is balanced throughout the state, including with respect to (1) the number of projects receiving funding in a particular geographic location or region of the state, and (2) the total amount of financial assistance provided for projects in a particular geographic location or region of the state.

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

(b) At a minimum, the report must:

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

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

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

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

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

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

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

(5) evaluate the overall economic impact of the program consistent with the accountability measurement requirements under section 116J.997; and

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

Sec. 21. Minnesota Statutes 2012, section 174.185, is amended by adding a subdivision to read:

Subd. 4. **Pavement design life.** (a) For purposes of this subdivision, "applicable project" means a trunk highway project:

(1) that is categorized in the statewide transportation improvement program with a program category of major construction, reconstruction, reconditioning, or resurfacing;

(2) that adds, removes, or replaces a pavement surface layer by more than two inches of paving material thickness;

(3) that involves within the construction limits:

(i) on a two-lane road, more than two miles of length of roadway; or

(ii) on a multilane road, more than 30,000 square yards of paving; and

(4) for which a notable portion of the roadway has an International Roughness Index of 170 inches per mile or greater.

(b) The commissioner shall, on each applicable project, select pavement material that has a design life of at least 20 years. For purposes of determining pavement design life under this subdivision, the commissioner may not consider the life of pavement following planned maintenance or repairs.

Sec. 22. Minnesota Statutes 2012, section 174.40, is amended by adding a subdivision to read:

Subd. 7a. **Related non-infrastructure activities.** (a) The commissioner may not expend an appropriation from the bond proceeds fund, or provide financial assistance from such appropriations, for the purposes specified in this subdivision.

(b) Subject to appropriations made specifically for the purposes of this subdivision, the commissioner may expend funds for non-infrastructure activities to encourage walking and bicycling to school, including:

(1) planning activities;

(2) public awareness campaigns and outreach to press and community leaders;

(3) traffic education and enforcement in the vicinity of schools;

(4) student sessions on bicycle and pedestrian safety, health, and the environment; and

(5) financial assistance for training, volunteers, and managers of safe routes to school programs.

Sec. 23. Minnesota Statutes 2012, section 219.1651, is amended to read:

219.1651 GRADE CROSSING SAFETY ACCOUNT.

A Minnesota grade crossing safety account is created in the special revenue fund, consisting of money credited to the account by law. Money in the account is appropriated to the commissioner of transportation for rail-highway grade crossing safety projects on public streets and highways, including engineering costs. At the discretion of the commissioner of transportation, money in the account at the end of each ~~fiscal year~~ biennium may cancel to the trunk highway fund.

Sec. 24. Minnesota Statutes 2012, section 299A.73, subdivision 3, is amended to read:

Subd. 3. **Grant allocation formula.** Up to ~~one~~ five percent of the appropriations to the grants-in-aid to the youth intervention program may be used for a grant to the Minnesota Youth Intervention Programs Association for expenses in providing ~~collaborative~~ collaboration, program development, professional development training and, technical assistance to, tracking, and analyzing and reporting outcome data for the community-based grantees of the program. The Minnesota Youth Intervention Programs Association is not required to meet the match obligation under subdivision 2.

Sec. 25. Minnesota Statutes 2012, section 299E.01, subdivision 2, is amended to read:

Subd. 2. **Responsibilities.** (a) The division shall be responsible and shall utilize state employees for security and public information services in state-owned buildings and state leased-to-own buildings in the Capitol area, as described in section 15B.02; It shall provide such personnel as are required by the circumstances to insure the orderly conduct of state business and the convenience of the public.

(b) As part of the division permanent staff, the director must establish the position of emergency manager that includes, at a minimum, the following duties:

(1) oversight of the consolidation, development, and maintenance of plans and procedures that provide continuity of security operations;

(2) the development and implementation of tenant training that addresses threats and emergency procedures; and

(3) the development and implementation of threat and emergency exercises.

(c) The director must provide a minimum of one state trooper assigned to the Capitol complex at all times.

(d) The director, in consultation with the advisory committee under section 299E.04, shall, at least annually, hold a meeting or meetings to discuss, among other issues, Capitol complex security, emergency planning, public safety, and public access to the Capitol complex. The meetings must include, at a minimum:

(1) Capitol complex tenants and state employees;

(2) nongovernmental entities, such as lobbyists, vendors, and the media; and

(3) the public and public advocacy groups.

Sec. 26. Minnesota Statutes 2012, section 299E.01, subdivision 3, is amended to read:

Subd. 3. **Powers and duties transferred.** All powers, duties and responsibilities heretofore assigned by law to the commissioner of administration relating to the general function of security in ~~such~~ Capitol complex state-owned buildings are hereby transferred to the commissioner of public safety. The commissioner of public safety shall have the final authority regarding public safety and security in the Capitol complex. The commissioner of administration shall have the powers, duties, and responsibilities relating to the Capitol complex of state-owned buildings as provided under chapter 16B.

Sec. 27. Minnesota Statutes 2012, section 299E.02, is amended to read:

299E.02 CONTRACT SERVICES INTERAGENCY AGREEMENT; APPROPRIATION.

~~Fees charged for contracted~~ The commissioner of public safety shall execute interagency agreements with agency tenants in the Capitol complex whereby fees for the provision of security services are charged. Fees charged for security services provided by the Capitol Complex Security Division of the Department of Public Safety must be deposited in an account in the special revenue fund and are annually appropriated to the commissioner of public safety to administer and provide these services.

Sec. 28. Minnesota Statutes 2012, section 398A.04, is amended by adding a subdivision to read:

Subd. 2a. **Bus rapid transit development.** A regional rail authority may exercise the powers conferred under this section to: plan, establish, acquire, develop, purchase, enlarge, extend, improve, maintain, equip, regulate, and protect; and pay costs of construction and operation of a bus rapid transit system located within its county on transit ways included in and approved by the Metropolitan Council's 2030 Transportation Policy Plan. This subdivision applies only to the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

EFFECTIVE DATE. This section is effective the day following final enactment and applies only to the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

Sec. 29. Minnesota Statutes 2012, section 398A.10, is amended by adding a subdivision to read:

Subd. 4. **Definition.** For purposes of this section, "project" means the initial construction of a minimum operable segment of a new light rail transit or commuter rail line, but does not include infill stations, project enhancements, extensions, or supportive infrastructure, constructed after the rail transit is operational.

EFFECTIVE DATE. This section is effective the day following final enactment.

Sec. 30. **[629.344] CRIMINAL VEHICULAR OPERATION AND MANSLAUGHTER; CERTIFICATION OF PROBABLE CAUSE BY PEACE OFFICER.**

If a peace officer determines that probable cause exists to believe that a person has violated section 609.21, subdivision 1, clause (2), (3), (4), (5), or (6), the officer shall certify this determination and notify the commissioner of public safety.

EFFECTIVE DATE. This section is effective July 1, 2014, and applies to crimes committed on or after that date.

Sec. 31. **ORIGINAL IGNITION INTERLOCK DEVICE PROGRAM; USE OF EMPLOYER-OWNED VEHICLES.**

A person participating in the ignition interlock device program under Minnesota Statutes 2009, section 171.305, may drive an employer-owned vehicle not equipped with an interlock device while in the normal course and scope of employment duties pursuant to the program guidelines established by the commissioner referenced in Minnesota Statutes, section 171.306, subdivision 4, paragraph (b), and with the employer's written consent.

EFFECTIVE DATE. This section is effective the day following final enactment.

Sec. 32. TRANSIT WAY COMMUNITY ENGAGEMENT.

(a) In all phases of a transit way project in which the Metropolitan Council is the lead transportation authority, the council may partner and contract for services with local community-based organizations to promote community engagement activities along the project corridor. The community-based organizations may include those organizations representative of low-income people, people of color, people with disabilities, other cultural constituencies, or small businesses.

(b) For purposes of this section, project phases may include, but are not limited to:

(1) feasibility studies, alternatives analysis, preplanning, environmental analysis, land acquisition, easements, design, preliminary and final engineering, construction, and station development;

(2) review of existing public transit service along the corridor; and

(3) pedestrian, bicycle, or nonmotorized improvement projects associated with the corridor.

(c) Any community engagement activities conducted under this section shall be reported to the senate and house of representative chairs and ranking minority members of the committees and divisions with primary jurisdiction over transportation policy and finance.

Sec. 33. TRANSPORTATION INFRASTRUCTURE HIRING AND RECRUITMENT.

(a) In the construction, maintenance, replacement, and improvement of transit and transportation infrastructure, the lead transportation authority is encouraged to: (1) make every effort to employ, and encourage the construction manager and other subcontractors and vendors to employ, women and members of minority communities; (2) make every effort to contract with women-owned and minority-owned small businesses designated as small targeted group businesses under Minnesota Statutes, section 16C.16; and (3) may contract with a community-based employment assistance firm to create an employment program to recruit, hire, and retain women and minorities for the project construction workforce. In monitoring progress on meeting these goals, reports may track workers from zip codes that have high rates of poverty and unemployment.

(b) The commissioner of transportation shall make all reasonable efforts to increase participation in Department of Transportation highway projects of small businesses located in economically disadvantaged areas of Minnesota, within the meaning of Minnesota Statutes, section 16C.16, subdivision 7.

Sec. 34. FINANCIAL ASSISTANCE FOR NORTHSTAR COMMUTER RAIL EXPENSES; GREATER MINNESOTA.

The portion of the cost to provide financial assistance for the Greater Minnesota Transit component of the Northstar Commuter Rail is exempt from the requirements in Minnesota Statutes, section 174.24, subdivision 1.

Sec. 35. **REPEALER.**

(a) Minnesota Statutes 2012, sections 161.04, subdivision 6; and 174.285, subdivision 8, are repealed.

(b) Minnesota Rules, parts 7503.0300, subpart 1; and 7503.0800, subpart 2, are repealed effective July 1, 2014.

ARTICLE 4

SEVERABILITY

Section 1. **SEVERABILITY.**

If article 2, section 3, is found to be invalid because it is in conflict with a provision of the Constitution of the state of Minnesota or for any reason, article 2, sections 4, 5, and 6, and article 3, section 4, are without effect."

Delete the title and insert:

"A bill for an act relating to government finance; appropriating money for transportation, Metropolitan Council, and public safety activities and programs; providing for fund transfers, tort claims, and contingent appropriations; modifying policy and tax provisions relating to transportation transit and public safety; amending Minnesota Statutes 2012, sections 161.20, subdivision 3; 161.53; 162.07, subdivision 1a; 163.051; 168A.01, subdivision 6a; 168A.29, subdivision 1; 169.865; 169A.37, subdivision 1; 169A.51, subdivision 2; 169A.55, by adding a subdivision; 171.05, subdivision 2; 171.061, subdivision 4; 171.0701, by adding a subdivision; 171.17, by adding a subdivision; 171.30, subdivisions 1, 2a, by adding a subdivision; 171.306, subdivisions 1, 4; 174.185, by adding a subdivision; 174.40, by adding a subdivision; 219.1651; 296A.07, subdivision 3; 296A.08, subdivision 2; 296A.12; 297A.815, subdivision 3; 297A.992; 297A.993, subdivisions 1, 2; 297B.01, subdivisions 14, 16; 297B.02, subdivisions 1, 3; 297B.09, subdivision 1; 299A.73, subdivision 3; 299E.01, subdivisions 2, 3; 299E.02; 398A.04, by adding a subdivision; 398A.10, subdivision 1, by adding a subdivision; 473.39, by adding subdivisions; Laws 2009, chapter 9, section 1; proposing coding for new law in Minnesota Statutes, chapters 161; 171; 174; 295; 297A; 435; 629; repealing Minnesota Statutes 2012, sections 161.04, subdivision 6; 174.285, subdivision 8; Minnesota Rules, parts 7503.0300, subpart 1; 7503.0800, subpart 2."

And when so amended the bill do pass and be re-referred to the Committee on Taxes. Amendments adopted. Report adopted.

SECOND READING OF SENATE BILLS

S.F. No. 1034 was read the second time.

MEMBERS EXCUSED

Senators Brown, Lourey, Miller, Reinert and Weber were excused from the Session of today. Senator Schmit was excused from the Session of today from 11:05 to 11:15 a.m. Senator Rosen

was excused from the Session of today at 11:10 a.m. Senator Latz was excused from the Session of today at 12:00 noon.

ADJOURNMENT

Senator Bakk moved that the Senate do now adjourn until 12:00 noon, Monday, April 22, 2013. The motion prevailed.

JoAnne M. Zoff, Secretary of the Senate

