

SENATE
STATE OF MINNESOTA
NINETIETH SESSION

S.F. No. 218

(SENATE AUTHORS: DAHMS, Weber, Lang and Westrom)

DATE	D-PG	OFFICIAL STATUS
01/19/2017	361	Introduction and first reading Referred to Transportation Finance and Policy
02/02/2017	500	Author stricken Sparks
03/01/2017	915a	Comm report: To pass as amended
	916	Second reading
03/02/2017	997	Special Order
	997	Third reading Passed
03/29/2017	2598	Returned from House with amendment
	2598	Laid on table
04/06/2017	3143	Taken from table
		Senate concurred and repassed bill
	3143	Third reading

1.1 A bill for an act

1.2 relating to transportation; governing mowing and haying in trunk highway

1.3 right-of-way; establishing a temporary moratorium and requiring a recommendation

1.4 to the legislature.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. **TRUNK HIGHWAY MOWING OR HAYING.**

1.7 Subdivision 1. **Permits moratorium.** (a) Except as provided in paragraph (b), the

1.8 commissioner of transportation must implement a moratorium until April 30, 2018, on

1.9 enforcing permits under Minnesota Statutes, sections 160.232 and 160.2715, or any other

1.10 Minnesota statute or administrative rule, to mow or bale hay in right-of-way of a trunk

1.11 highway.

1.12 (b) This subdivision applies regardless of date of any permit issuance. This subdivision

1.13 does not apply to right-of-way in which adjacent land is under the jurisdiction of the state

1.14 or a political subdivision.

1.15 Subd. 2. **Recommendation to legislature.** (a) No later than March 1, 2018, the

1.16 commissioner of transportation must recommend to the legislative committees with

1.17 jurisdiction over transportation, agriculture, and natural resources establishment of a permit

1.18 or notification system to mow or hay in trunk highway right-of-way. The recommendation

1.19 must be developed with input from agriculture and environmental groups.

1.20 (b) The recommendation must contain at least the following elements:

1.21 (1) ease of permit application or notification;

1.22 (2) frequency of permits or notifications;

2.1 (3) priority given to the owner or occupant of private land adjacent to a trunk highway
2.2 right-of-way;

2.3 (4) determination of authority to mow or hay trunk highway right-of-way in which
2.4 adjacent land is under the jurisdiction of the state or a political subdivision; and

2.5 (5) recognition of differences in the abundance of wildlife habitat based on geographic
2.6 distribution throughout the state.

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