

**SENATE
STATE OF MINNESOTA
NINETY-FIRST SESSION**

S.F. No. 911

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DATE
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Introduction and first reading
Referred to Transportation Finance and Policy

OFFICIAL STATUS

1.1 A bill for an act
1.2 relating to transportation; prohibiting use of trunk highway funds for bicycle lanes;
1.3 amending Minnesota Statutes 2018, sections 160.262, subdivision 1; 160.264;
1.4 160.266, subdivision 5; 161.04, by adding a subdivision; 174.37, subdivision 1;
1.5 174.75, by adding a subdivision.

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

1.7 Section 1. Minnesota Statutes 2018, section 160.262, subdivision 1, is amended to read:

1.8 Subdivision 1. **Bikeways; powers and duties; design guidelines.** (a) The legislature
1.9 determines that it is in the interests of the public health, safety and welfare, to provide for
1.10 the addition of bikeways to proposed and existing public highways. The commissioner of
1.11 transportation is authorized to plan, design, establish, and maintain bikeways on the
1.12 right-of-way of any trunk highway. The commissioner is responsible for the design and
1.13 construction of all bikeway projects within the right-of-way of any trunk highway. The
1.14 commissioner must consider the development of bikeways during the planning, design,
1.15 construction, reconstruction, or improvement of any trunk highway, or allow the
1.16 establishment of such bikeways within trunk highway right-of-way.

1.17 (b) The commissioner must maintain bikeway design guidelines consistent with the state
1.18 transportation goals in section 174.01.

1.19 (c) The commissioner must compile and maintain a map of bikeways in the state and
1.20 must publish and distribute the map's information at least once every two years in a form
1.21 and manner suitable to assist persons wishing to use the bikeways.

1.22 (d) The commissioner must maintain bikeways within the limits of trunk highway
1.23 right-of-way unless a written agreement or limited use permit provides otherwise.

2.1 (e) The commissioner must not spend any money from the trunk highway fund on
 2.2 creating, constructing, expanding, marking, or maintaining bicycle routes.

2.3 Sec. 2. Minnesota Statutes 2018, section 160.264, is amended to read:

2.4 **160.264 REPLACING BIKEWAYS AND PEDESTRIAN WAYS.**

2.5 Whenever an existing bikeway, pedestrian way, or roadway used by bicycles or
 2.6 pedestrians or the sole access to such is destroyed by any new, reconstructed, or relocated
 2.7 federal, state, or local highway, the road authority responsible shall replace the destroyed
 2.8 facility or access with a comparable facility or access. Replacement is not required where
 2.9 it would be contrary to public safety or when sparsity of population, other available ways
 2.10 or other factors indicate an absence of need for such facility or access. Replacement is
 2.11 prohibited where money from the trunk highway fund would be used for the replacement.

2.12 Sec. 3. Minnesota Statutes 2018, section 160.266, subdivision 5, is amended to read:

2.13 Subd. 5. **Funding.** (a) Shared use paths included within state bicycle routes and not
 2.14 administered by the commissioner of natural resources are eligible for funding from the
 2.15 environment and natural resources trust fund under chapter 116P, from the parks and trails
 2.16 grant program under section 85.535, from the local recreation grants program under section
 2.17 85.019, subdivision 4b, and from other sources.

2.18 (b) The commissioner must not spend any money from the trunk highway fund on
 2.19 creating, constructing, expanding, marking, or maintaining a state bicycle route.

2.20 Sec. 4. Minnesota Statutes 2018, section 161.04, is amended by adding a subdivision to
 2.21 read:

2.22 Subd. 7. **Prohibition on use for bicycle lanes.** No money from the trunk highway fund
 2.23 may be spent on creating, constructing, expanding, marking, or maintaining bicycle lanes.
 2.24 Money from the trunk highway fund must not be spent to convert a vehicle travel lane to a
 2.25 bicycle travel lane.

2.26 Sec. 5. Minnesota Statutes 2018, section 174.37, subdivision 1, is amended to read:

2.27 Subdivision 1. **Purpose.** (a) The commissioner of transportation shall establish an
 2.28 advisory committee on nonmotorized transportation. The committee shall make
 2.29 recommendations to the commissioner on items related to nonmotorized transportation,
 2.30 including safety, education, and development programs. The committee shall review and
 2.31 analyze issues and needs relating to operating nonmotorized transportation on public

3.1 rights-of-way, and identify solutions and goals for addressing identified issues and needs.
3.2 The committee must not make any recommendations that would spend money from the
3.3 trunk highway fund on bicycle routes.

3.4 (b) For purposes of this section, "nonmotorized transportation" includes bicycling,
3.5 pedestrian activities, and other forms of nonmotorized transportation.

3.6 Sec. 6. Minnesota Statutes 2018, section 174.75, is amended by adding a subdivision to
3.7 read:

3.8 Subd. 6. **Bicycle lane funding limitation.** Notwithstanding any complete street policy
3.9 or plan, the commissioner is prohibited from spending any money from the trunk highway
3.10 fund on creating, constructing, expanding, marking, or maintaining bicycle lanes.