

## CHAPTER 450—S.F.No. 852

*An act relating to taxes; exempting from gasoline excise tax propane fuel for vehicles operating under permit; amending Minnesota Statutes 1986, sections 296.01, subdivision 25; 296.02, subdivision 1a; 296.025, subdivision 1a; 296.026; and 296.028.*

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

Section 1. Minnesota Statutes 1986, section 296.01, subdivision 25, is amended to read:

Subd. 25. **ANNUAL COMPRESSED NATURAL GAS USER ALTERNATE FUEL PERMIT**. "Annual compressed natural gas user Alternate fuel permit" means a permit issued annually to a person owning a motor vehicle propelled by compressed natural gas or propane for a fee imposed in lieu of payment of the gasoline excise tax imposed by sections 296.02 and 296.025.

Sec. 2. Minnesota Statutes 1986, section 296.02, subdivision, 1a, is amended to read:

Subd. 1a. **EXCEPTIONS**. The provisions of subdivision 1 do not apply to gasoline purchased by a transit system owned by one or more statutory or home rule charter cities or towns or to sales of ~~special fuel~~ compressed natural gas or propane for use in vehicles ~~propelled by compressed natural gas and~~ displaying a valid annual ~~compressed natural gas user~~ alternate fuel permit.

Sec. 3. Minnesota Statutes 1986, section 296.025, subdivision 1a, is amended to read:

Subd. 1a. **EXCEPTIONS**. The provisions of subdivision 1 do not apply to special fuel purchased by a transit system owned by one or more statutory or home rule charter cities or towns or to sales of ~~special fuel~~ compressed natural gas or propane for use in vehicles ~~propelled by compressed natural gas and~~ displaying a valid annual ~~compressed natural gas user~~ alternate fuel permit.

Sec. 4. Minnesota Statutes 1986, section 296.026, is amended to read:

296.026 **SPECIAL FUEL; ANNUAL COMPRESSED NATURAL GAS USER PERMIT FOR VEHICLES USING COMPRESSED NATURAL GAS OR PROPANE.**

Subdivision 1. ~~COMPRESSED NATURAL GAS ANNUAL USER~~ **ALTERNATE FUEL PERMIT**. Any person owning a motor vehicle propelled by compressed natural gas or propane shall obtain an annual ~~compressed natural gas user~~ permit for each such vehicle. The period for which a ~~compressed natural gas user~~ the alternate fuel permit is valid must coincide with the motor vehicle registration period of the vehicle. A person shall obtain all required ~~compressed natural gas user~~ permits within 30 days of becoming a ~~compressed natural gas user~~ of compressed natural gas or propane.

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Subd. 2. **PERMIT FEES IMPOSED.** The fees for annual ~~compressed natural gas user~~ alternate fuel permits are based on each vehicle's mileage in the preceding year and are as follows:

Gross Vehicle Weight	Fee
<u>Under 6,000 pounds</u>	<u>\$7.50 per 1,000 miles</u>
<u>6,001 - 12,000 pounds</u>	\$ 9 per 1,000 miles
<u>12,001 - 18,000 pounds</u>	\$16 per 1,000 miles
<u>18,001 - 26,000 pounds</u>	\$23 per 1,000 miles
<u>26,001 - 36,000 pounds</u>	\$27 per 1,000 miles
<u>Over 36,000 pounds</u>	\$34 per 1,000 miles

The maximum fee for an annual ~~compressed natural gas user~~ permit for vehicles in all gross vehicle weight classes shall not exceed the fee charged for ~~22,000 actual miles driven.~~ A log with validating receipts pertaining to the vehicle's out of state mileage may be supplied to the commissioner of public safety at the time of permit application to be subtracted from the actual mileage for the purpose of calculating the permit fee. If no true cumulative mileage figures are available for the preceding year, the fee charged under this section shall must be based on 15,000 miles driven within the state.

The fee for a permit required by this section must be calculated based on the number of unexpired months remaining in the registration year of the vehicle as measured from the date of the occurrence of the event requiring the permit.

Subd. 3. **PERMIT APPLICATIONS.** A person shall apply for a ~~compressed natural gas user~~ an annual alternate fuel permit for each motor vehicle specified in this section each time the vehicle is registered. The commissioner of public safety shall prescribe the form of the application. The form must require the applicant to provide the following information:

- (1) the name and address of the owner or person licensing the vehicle;
- (2) a description of the vehicle, including the mileage on the vehicle as of the date of registration, and the type of fuel used;
- (3) the true cumulative mileage registered on the odometer; and
- (4) other information necessary for the proper implementation of this section.

A completed application must be submitted to the department of public safety. The department of public safety shall issue a ~~compressed natural gas user~~ an alternate fuel permit and collect the fee provided in this section.

Subd. 4. **PERMIT STICKERS.** The ~~compressed natural gas user~~ alternate

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fuel permit required by this section must be a gummed sticker prepared by the department of public safety. The permit must be attached to the lower left corner of the windshield of the motor vehicle for which it was issued. The permit must provide a space to enter the license number of the motor vehicle for which the permit is issued. The permit must show the year for which it is issued and the date of expiration of the permit.

Subd. 5. **PERMIT NOT TRANSFERABLE.** ~~A compressed natural gas user~~ An alternate fuel permit is not transferable, either to a new vehicle or to a new owner. Upon the transfer of ownership of any motor vehicle ~~having a compressed natural gas user with a~~ permit, the department of public safety shall credit the transferor with the number of unexpired months remaining in the registration period, except that when such a vehicle is transferred within the same month in which acquired, no credit for the month is allowed. If ~~such a~~ transferor acquires another motor vehicle for which ~~a special an alternate~~ fuel permit is required at the time of transfer, the credit provided by this section must be applied toward payment of the ~~compressed natural gas user alternate~~ fuel permit fee then due. Otherwise the transferor may file a claim for the amount of the credit with the commissioner upon a form prescribed by the commissioner. The department shall make payment of the claim from the undistributed ~~compressed natural gas user alternate fuel~~ permit fees.

Subd. 6. **MOTOR VEHICLE CONVERSION REPORT.** ~~Any~~ A person who installs equipment in a motor vehicle to permit it to be powered by compressed natural gas or propane shall report the installation to the department of public safety within 30 days. The report must include the name and address of the owner of the vehicle, the make, model, and serial number of the vehicle, the type of fuel that the vehicle was equipped to use prior to the installation, the true cumulative mileage registered on the odometer, and, if the vehicle is registered, the license plate number of the vehicle.

Subd. 7. **FEES IN LIEU OF GAS TAX.** The permit fees collected under subdivision 2 are in lieu of the gasoline excise tax imposed by sections 296.02 and 296.025. Compressed natural gas or propane sold as a fuel for motor vehicles displaying valid annual ~~compressed natural gas alternate fuel~~ permit stickers is not subject to any additional tax at the time of sale. All ~~compressed natural gas user alternate fuel~~ permit fees collected by the department of public safety must be deposited in the state treasury and credited to the highway user tax distribution fund.

Sec. 5. Minnesota Statutes 1986, section 296.028, is amended to read:

**296.028 REPORT TO THE LEGISLATURE.**

The commissioner of public safety, in cooperation with the commissioner of revenue, the commissioner of transportation, and the director of the department of public service, shall report to the legislature by October 1, 1988, on the number of annual ~~compressed natural gas user alternate fuel~~ permits issued; the impact of fees collected under section 296.026 on the highway user tax distribution fund; the percentage ~~of usage~~ of compressed natural gas and gasoline or

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propane used by vehicles ~~utilizing~~ fueled by both gasoline and one of the alternate fuels; the impact of consumption of compressed natural gas on natural gas rates charged by regulated public utilities; and the costs to utilities of expenses incurred for equipment and marketing compressed natural gas or propane as a motor vehicle fuel.

Approved April 4, 1988

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CHAPTER 451—S.F.No. 2134

*An act relating to St. Louis county; requiring a polling place at a certain location.*

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

Section 1. **ST. LOUIS COUNTY; POLLING PLACE.**

At each general election and primary, St. Louis county shall provide a polling place at the Evergreen fire department firehall in Township 60N, R19.

Sec. 2. **EFFECTIVE DATE.**

Notwithstanding Minnesota Statutes, section 645.021, subdivision 2, section 1 is effective upon approval by a majority of the voters of St. Louis county, voting on the question at the 1988 general election.

Sec. 3. **BALLOT QUESTION.**

At the election on the question of approval of section 1, the question submitted to the voters shall be:

"Beginning in 1990, shall St. Louis County provide a polling place at the Evergreen Fire Department fire hall for each primary and general election?"

Yes .....  
No ....."

Approved April 4, 1988

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CHAPTER 452—H.F.No. 1710

*An act relating to crime; prohibiting the display of sexually explicit material deemed harmful to minors in places of public accommodation open to minors; providing a penalty; amending Minnesota Statutes 1986, sections 617.293; and 617.296, subdivision 1, and by adding a subdivision.*

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