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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-SECOND SESSION

H. F. No. 4416

03/17/2022

Authored by Schomacker

The bill was read for the first time and referred to the Committee on Environment and Natural Resources Finance and Policy

1.1 A bill for an act
1.2 relating to natural resources; facilitating safe travel on County State-Aid Highway
1.3 113 in Murray County.

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

1.5 Section 1. FACILITATING SAFE TRAVEL ON COUNTY STATE-AID HIGHWAY
1.6 113 IN MURRAY COUNTY.

1.7 Subdivision 1. Requirements. Notwithstanding any other provision of law, the
1.8 commissioner of natural resources must do all of the following to ensure that the portion
1.9 of County State-Aid Highway 113 in Murray County that extends over Lake Shetek between
1.10 170th Avenue and Lakeview Drive can be widened to a sufficient width to ensure traveler
1.11 safety:

1.12 (1) issue any permits applied for by the county as part of a project to widen the highway;
1.13 and

1.14 (2) convey to the county any right-of-way, easement, or other interest in real property
1.15 administered by the Department of Natural Resources that is necessary to facilitate the
1.16 widening.

1.17 Subd. 2. Sufficient width. For purposes of subdivision 1, "sufficient width to ensure
1.18 traveler safety" means a width of at least 70 feet, including room for two lanes of vehicular
1.19 traffic, a shoulder on each side, and a shared-use path on each side to safely accommodate
1.20 bicycle and pedestrian transportation. Any riprap needed to ensure the structural integrity
1.21 of the widened highway must be in addition to the 70-foot width required by this subdivision.

2.1 Subd. 3. **Reporting.** The commissioner of natural resources must immediately report
2.2 to the chairs and ranking minority members of the house of representatives and senate
2.3 committees and divisions with jurisdiction over the environment and natural resources the
2.4 denial of any permit or other request made by Murray County in connection with the
2.5 widening described in this section. A report under this subdivision must explain the reason
2.6 for the denial, including the statute or rule that prohibits the commissioner from granting
2.7 the permit or other request. A policy decision by the Department of Natural Resources that
2.8 the lake is more important than protecting the lives of travelers on the highway does not
2.9 constitute a sufficient explanation for a decision to deny a permit under this subdivision.

2.10 **EFFECTIVE DATE.** This section is effective the day after the governing body of
2.11 Murray County and its chief clerical officer comply with the requirements of Minnesota
2.12 Statutes, section 645.021, subdivisions 2 and 3.