

CHAPTER 161

TRUNK HIGHWAY SYSTEM

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161.04 TRUNK HIGHWAY FUND.

[For text of subs 1 and 2, see M.S.1996]

Subd. 3. Trunk highway revolving loan account. A trunk highway revolving loan account is created in the trunk highway fund. Money in the account may be used to make loans. Funds in the trunk highway revolving loan account may not be used for any toll facilities project or congestion-pricing project and may be used only for trunk highway purposes and repayments and interest from loans of those funds must be credited to the trunk highway revolving loan account in the trunk highway fund. Money in the trunk highway revolving loan account is annually appropriated to the commissioner and does not lapse. Interest earned from investment of money in this account must be deposited in the trunk highway revolving loan account.

History: 1997 c 141 s 1

NOTE: No provision of subdivision 3, as added by Laws 1997, chapter 141, section 1, may take effect until Minnesota has been notified by the United States Department of Transportation that it will be receiving a specific sum in federal funds that has been designated specifically for a state infrastructure bank. Laws 1997, chapter 141, section 11.

161.082 COUNTY TURNBACK ACCOUNT, EXPENDITURE.

[For text of subs 1 to 2a, see M.S.1996]

Subd. 3. Transfers to turnback account. (a) Whenever a county submits plans for a project to be funded from the county turnback account and the commissioner determines that the project would be approved for funding except for insufficient money in the county turnback account, the commissioner may transfer from the unencumbered balance of the construction account in the county state-aid highway fund an amount sufficient to pay the costs of the project.

(b) The commissioner may make a transfer under paragraph (a) only if the commissioner determines that the transfer would not reduce the unencumbered balance of the construction account in the county state-aid highway fund to less than \$50,000,000.

(c) Not later than ten years after any transfer under paragraph (a), the commissioner shall transfer from the county turnback account to the construction account in the county state-aid highway fund an amount sufficient to repay the amount transferred under paragraph (a).

History: 1997 c 159 art 2 s 6

161.10 INVESTIGATIONS, RECOMMENDATIONS, REPORTS.

When practicable the commissioner shall investigate and determine the location of road material in the state, ascertain the most approved methods of construction and improvement of roads, investigate the most approved laws in relation to roads in other states and hold public meetings throughout the state when deemed advisable. On or before November 15 on each even-numbered year the commissioner shall make a printed report to the governor stating the condition, management, and financial transactions of the transportation department, including a statement of the expense incurred in maintaining such department; the number of miles of roads built or improved during the preceding two fiscal years and their cost; the general character and location of material suitable for road construction; the general character

and needs of the roads of the state; the name, location, size, and description of each state trail, state water access site, and state rest area established by the commissioner since the last report; and recommend such legislation as the commissioner deems advisable.

History: 1997 c 7 art 2 s 23

161.1231 PARKING FACILITIES FOR I-394.

[For text of subs 1 to 4, see M.S.1996]

Subd. 5. Fees. The commissioner shall establish and collect fees for use of the parking facilities. The fees must be established and adjusted in compliance with United States Code, title 23, section 137, and are not subject to chapter 14, including section 14.386, or 16A.1285.

[For text of subs 6 to 10, see M.S.1996]

History: 1997 c 187 art 5 s 22

161.14 NAMES AND DESIGNATIONS OF CERTAIN HIGHWAYS.

[For text of subs 1 to 20, see M.S.1996]

Subd. 21. George Mann Memorial Highway. That segment of marked trunk highway No. 60 from Mankato to Brewster is named and designated the "George Mann Memorial Highway." The commissioner shall adopt a suitable marking design to mark this highway and shall erect the appropriate signs.

[For text of subs 22 to 28, see M.S.1996]

Subd. 29. Laura Ingalls Wilder Historic Highway. Marked trunk highway No. 14, from its intersection with the Minnesota-South Dakota border easterly to its intersection with marked U.S. highway No. 63 in or near Rochester and then northerly and southerly along marked U.S. highway No. 63, as follows:

(1) northerly along marked U.S. highway No. 63 to its intersection with marked U.S. highway No. 61 in or near Lake City and then southeasterly along U.S. highway No. 61 to its intersection with marked trunk highway No. 60 in or near the city of Wabasha and then northeasterly along marked trunk highway No. 60 to its intersection with the Minnesota-Wisconsin border; and

(2) southerly along marked U.S. highway No. 63 to its intersection with marked trunk highway No. 16 and then easterly along marked trunk highway No. 16 to its intersection with marked U.S. highway No. 52 in or near the city of Preston and then southerly and easterly along marked U.S. highway No. 52 to the Minnesota-Iowa border, is designated the "Laura Ingalls Wilder Historic Highway."

Pursuant to section 161.139, the commissioner of transportation shall adopt a suitable marking design to mark this highway and shall erect appropriate signs. The people of the communities, having resolved to support and financially back the marking of these routes, shall reimburse the department for costs incurred in marking and memorializing this highway.

[For text of subs 30 to 39, see M.S.1996]

Subd. 40. Augie Mueller Memorial Highway. Marked trunk highway No. 5 from its intersection with highway 101 in or near Chanhassen southwesterly to its intersection with marked trunk highway No. 19 in or near Gaylord is designated "Augie Mueller Memorial Highway." The commissioner of transportation shall adopt a suitable marking design to mark this highway and erect appropriate signs. The people of the community, having resolved to support and financially back the marking of this highway, shall reimburse the department for costs incurred in marking and memorializing this highway.

Subd. 41. Don Rickers Memorial Highway. That segment of marked trunk highway No. 60 from Brewster to Worthington to the city of Brewster is designated "Don Rickers Me-

morial Highway.” The commissioner of transportation shall adopt a suitable design for marking this highway and shall erect appropriate signs at locations determined by the commissioner. The people of the community, having resolved to support and financially back the marking of this highway, shall reimburse the department for costs incurred in marking and memorializing this highway.

Subd. 42. **Ruby L. Hughes Boulevard.** The north frontage road just off Olson Memorial Highway, from its intersection with Logan Avenue North and Morgan Avenue North in the city of Minneapolis, is designated “Ruby L. Hughes Boulevard” subject to section 161.139. The commissioner of transportation shall adopt a suitable marking design to mark this road and erect appropriate signs. The people of the community, having resolved to support and financially back the marking of this road, shall reimburse the department for costs incurred in marking and memorializing this road.

History: 1997 c 51 s 1–4; 1997 c 159 art 2 s 7

161.1419 MISSISSIPPI RIVER PARKWAY COMMISSION.

[For text of subs 1 to 6, see M.S.1996]

Subd. 7. **Program review.** The commission may review the programs of the various interstate compacts, studies, planning groups and commissions involved in water and land use activities along the Mississippi river in Minnesota.

Subd. 8. **Expiration.** The commission shall expire on June 30, 2001.

History: 1997 c 7 art 2 s 24; 1997 c 192 s 27

161.45 UTILITIES ON HIGHWAY RIGHTS-OF-WAY; RELOCATION.

[For text of subs 1 and 2, see M.S.1996]

Subd. 3. **Utility interests when real property conveyed.** In proceedings to vacate, transfer, turn back, or otherwise convey an interest in real property owned or controlled by the department, when the property is owned in fee by the state, the commissioner may specify that the conveyance of the department’s interest does not affect a prior, existing utility easement in the property or use of the property granted to a utility under permit issued by the department. In addition, the commissioner may convey interests in real property, including an easement, subject to the right of a utility to enter upon the right-of-way to maintain, repair, replace, reconstruct, improve, remove, or otherwise attend to its equipment. Where the utility had no preexisting easement over the real property, this subdivision does not prohibit a political subdivision, government agency, or private entity from negotiating or contracting with a utility with regard to the utility’s easement or other interest in the property, but the utility shall continue to hold the interest in the property and the right of reasonable entry unless and until the utility agrees in writing to relinquish its interests.

History: 1997 c 231 art 16 s 5