

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

S.F. No. 2767

(SENATE AUTHORS: JASINSKI, Howe and Coleman)

DATE
03/09/2023

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1474 Introduction and first reading
Referred to Transportation

OFFICIAL STATUS

1.1 A bill for an act
1.2 relating to transportation; prohibiting inclusion of highway spending for
1.3 nonhighway purposes in governor's budget; requiring a report; proposing coding
1.4 for new law in Minnesota Statutes, chapter 161.

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

1.6 Section 1. **[161.0895] HIGHWAY PURPOSE; REPORT.**

1.7 (a) To ensure compliance with the Minnesota Constitution, article XIV, sections 2, 5,
1.8 and 6, commissioners of state agencies must not include in a biennial budget any expenditures
1.9 from the trunk highway fund or the highway user tax distribution fund for a nonhighway
1.10 purpose or for any purpose prohibited by section 161.20.

1.11 (b) No later than 45 days following the submission of the governor's biennial budget to
1.12 the legislature under section 16A.11, the commissioner of management and budget and the
1.13 attorney general must jointly submit a report to the chairs and ranking minority members
1.14 of the legislative committees with jurisdiction over transportation policy and finance. The
1.15 report must examine proposed appropriations from the trunk highway fund and the highway
1.16 user tax distribution fund, explain the highway purpose of the proposed appropriations,
1.17 determine if any proposed appropriation is for a nonhighway purpose, and, for nonhighway
1.18 purposes, recommend the fund to be used.

1.19 (c) For the purposes of this section, an appropriation for a nonhighway purpose is any
1.20 appropriation not for construction, improvement, or maintenance of highways or for any
1.21 purpose prohibited by section 161.20.