

Senator moves to amend the delete-everything amendment (SCS2082A-2) to S.F. No. 2082 as follows:

Page 45, after line 2, insert:

"Sec. 5. [160.167] LOCAL BUSINESS CONSTRUCTION IMPACTS ASSISTANCE PROGRAM."

Subdivision 1. Definitions. (a) For purposes of this section, the following terms have the meanings given.

(b) "Business entity" includes but is not limited to an individual, partnership, corporation, joint venture, association, or cooperative.

(c) "Business impairment" means impairment to a business establishment or nonprofit organization of at least one of the following:

(1) access to a retail location from:

(i) a project that is on a road that abuts the location and includes partial or full closure of the road within 1,000 feet of the location; or

(ii) more than one simultaneous project on a road that abuts the location in which a portion of each project (A) is within two miles of the location, and (B) includes partial or full closure of the road; or

(2) visibility of the primary identifying signage or entrance.

(d) "Covered project" means a project to maintain, construct, reconstruct, or improve a trunk highway within a statutory or home rule charter city, a county state-aid highway, a municipal state-aid street, or a combination.

(e) "Extensive business impacts" means business impairment as a result of a covered project for a period of at least 60 days.

(f) "Program" means the local business construction impacts assistance program established in this section.

Subd. 2. Program established. The commissioner must establish a program for financial assistance to eligible entities adversely impacted by street and highway construction activity on covered projects.

Subd. 3. Administration. The commissioner must establish program requirements, including application procedures that minimize applicant burdens, eligibility criteria subject to the requirements under subdivision 4, and procedures for distribution of financial

assistance. The commissioner must implement the program to provide financial assistance payments in a timely manner that are, to the extent practicable, before or during the time period of the extensive business impacts.

Subd. 4. **Eligibility.** An eligible recipient of financial assistance under the program is a business entity organized for profit or a nonprofit organization that:

(1) in the preceding fiscal year, received at least 80 percent of its annual gross revenue from sales or services at retail locations;

(2) has no more than two retail locations;

(3) has experienced or is anticipated to experience extensive business impacts; and

(4) is headquartered and located in Minnesota.

Subd. 5. **Financial assistance; program allocation.** (a) A road authority that performs a covered project with extensive business impacts to one or more anticipated eligible entities must allocate a portion of project funds for financial assistance to be provided under the program. As applicable, a road authority must provide project and allocation information to the commissioner in the manner required by the commissioner.

(b) For each project, the allocation equals one percent of the total project cost estimate as calculated absent the requirements under this section.

(c) For each project, the contingent allocation equals one percent of the total project cost estimate as calculated absent the requirements under this section.

Subd. 6. **Financial assistance; distribution and payment.** (a) Following application and review of eligibility and business impacts, the commissioner must identify award recipients. From the allocation specified under subdivision 5, paragraph (b), or paragraph (c) as provided under subdivision 7, the commissioner must determine a distribution amount to each award recipient and make financial assistance payments accordingly.

(b) The distribution amount must:

(1) be allocated equally among all recipients; and

(2) not exceed \$30,000 for each recipient.

(c) Notwithstanding any law to the contrary, funds available for the covered project are available for the commissioner to make financial assistance payments to award recipients under the program.

3.1 Subd. 7. **Financial assistance; supplemental distribution.** (a) Before commencing
3.2 construction work on a covered project, the road authority must identify a milestone date
3.3 at which point all extensive business impacts are scheduled to be substantially concluded
3.4 for the project. The road authority may establish multiple milestone dates for different
3.5 projects or project segments as appropriate.

3.6 (b) If extensive business impacts are not substantially concluded within 60 days after a
3.7 milestone date under paragraph (a), the commissioner must perform a supplemental
3.8 distribution of financial assistance as provided under subdivision 6 using the contingent
3.9 allocation specified under subdivision 5, paragraph (c).

3.10 Subd. 8. **Application.** The requirements under this section apply to a covered project
3.11 in which construction first commences on or after October 1, 2026.

3.12 **EFFECTIVE DATE.** This section is effective the day following final enactment."

3.13 Renumber the sections in sequence and correct the internal references

3.14 Amend the title accordingly