

1.1 ..... moves to amend H.F. No. 1306 as follows:

1.2 Delete everything after the enacting clause and insert:

1.3 "Section 1. Minnesota Statutes 2020, section 473.4051, is amended by adding a subdivision  
1.4 to read:

1.5       Subd. 2a. Operating costs; transit safety. (a) Annually by March 31, each county in  
1.6       which light rail transit service is operated must remit an amount to the council such that the  
1.7       total provided under this subdivision equals:

1.8       (1) the total expenditures of the council in the previous calendar year for public safety  
1.9       monitoring and reporting under section 473.4065, subdivisions 3 and 4, and fare payment  
1.10      inspection and enforcement activities under section 473.4075; less

1.11      (2) the total administrative fine revenue collected under section 473.4075 in the previous  
1.12      calendar year.

1.13      (b) The amount remitted by each county must be in proportion to that county's share of  
1.14      total light rail transit ridership in the previous calendar year, as determined by the council.

1.15      **EFFECTIVE DATE; APPLICATION.** This section is effective the day following  
1.16      final enactment. This section applies in the counties of Anoka, Carver, Dakota, Hennepin,  
1.17      Ramsey, Scott, and Washington.

1.18      Sec. 2. [473.4065] TRANSIT SAFETY.

1.19      Subdivision 1. **Code of conduct.** The council must adopt a rider code of conduct for  
1.20      transit passengers. The council must post a copy of the code of conduct in a prominent  
1.21      location at each light rail transit station and each park-and-ride station.

2.1       Subd. 2. Paid fare zones. The council must establish and clearly designate paid fare  
2.2        zones at each light rail transit station where the council utilizes self-service barrier-free fare  
2.3        collection.

2.4       Subd. 3. Light rail transit facility monitoring. (a) If the council implements the transit  
2.5        enforcement and administrative citations program in section 473.4075, the council must  
2.6        implement public safety monitoring and response activities at light rail transit facilities that  
2.7        include:

2.8           (1) placement of security cameras and sufficient associated lighting that provide live  
2.9        coverage for (i) the entire area at each light rail transit station, and (ii) each light rail transit  
2.10      vehicle;

2.11          (2) installation of a public address system at each light rail transit station that is capable  
2.12        of providing information and warnings to passengers; and

2.13          (3) real-time active monitoring of passenger activity and potential violations throughout  
2.14        the light rail transit system.

2.15          (b) The monitoring activities must include timely maintenance or replacement of  
2.16        malfunctioning cameras or public address systems.

2.17       Subd. 4. Legislative report. By February 15 annually, the council must submit a report  
2.18        on transit safety to the members and staff of the legislative committees with jurisdiction  
2.19        over transportation policy and finance. At a minimum, the report must:

2.20          (1) provide an overview of transit safety issues and actions taken by the council to  
2.21        improve safety, including improvements made to equipment and infrastructure;

2.22          (2) for each of the past three calendar years, state the number of warnings and citations  
2.23        issued by the Metropolitan Transit police and a breakdown of the numbers by the reason  
2.24        the warning or citation was issued;

2.25          (3) for each of the past three calendar years, include data and statistics on crime rates  
2.26        occurring on public transit vehicles and surrounding transit stops and stations;

2.27          (4) for each of the past three calendar years, state the number of peace officers employed  
2.28        by the Metropolitan Transit police department;

2.29          (5) state the average number of peace officers employed by the Metropolitan Transit  
2.30        police department for the previous three calendar years; and

2.31          (6) make recommendations on how to improve safety on public transit and transit stops  
2.32        and stations.

3.1       **EFFECTIVE DATE; APPLICATION.** This section is effective July 1, 2021, and  
3.2       applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

3.3       Sec. 3. Minnesota Statutes 2018, section 473.407, is amended by adding a subdivision to  
3.4       read:

3.5       Subd. 7. **Staffing complement.** The council must not reduce the staff complement of  
3.6       peace officers under this section to below the average staffing level for the most recent three  
3.7       calendar years.

3.8       **EFFECTIVE DATE; APPLICATION.** This section is effective the day following  
3.9       final enactment and applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey,  
3.10      Scott, and Washington.

3.11      Sec. 4. **[473.4075] TRANSIT ENFORCEMENT AND ADMINISTRATIVE  
3.12      CITATIONS PROGRAM.**

3.13      Subdivision 1. **Definitions.** (a) For purposes of this section, the following terms and the  
3.14      terms defined in section 609.855, subdivision 7, have the meanings given.

3.15      (b) "Program" means the transit enforcement and administrative citations program  
3.16      established in this section.

3.17      (c) "Transit agent" means a transit service monitor under this section, a community  
3.18      service officer, or a peace officer, as defined in section 626.84, subdivision 1. For purposes  
3.19      of section 609.855, a transit agent is an authorized transit representative.

3.20      (d) "Transit service monitors" means authorized transit representatives who are not peace  
3.21      officers.

3.22      Subd. 2. **Program established.** (a) The council may implement the transit enforcement  
3.23      and administrative citations program as provided in this section.

3.24      (b) If the council implements the program, the council must:

3.25      (1) adopt a resolution that establishes the program; and

3.26      (2) establish policies and procedures that govern:

3.27      (i) transit service monitors;

3.28      (ii) issuing an administrative citation; and

3.29      (iii) contesting an administration citation.

3.30      Subd. 3. **Transit service monitor duties.** Duties of a transit service monitor include:

4.1       (1) performing fare payment compliance inspections;

4.2       (2) issuing administrative citations for a fare violation; and

4.3       (3) obtaining assistance from peace officers upon identifying passenger activity that  
4.4       threatens public safety or violates the code of conduct.

4.5       Subd. 4. Administrative citations; authority; issuance. (a) Upon implementation of  
4.6       the program, a transit agent has the exclusive authority to issue an administrative citation  
4.7       to a person who commits a violation under section 609.855, subdivision 1, clause (1). Transit  
4.8       fare compliance may be enforced, and administrative citations may be issued, by a transit  
4.9       agent as deemed appropriate and available by the council.

4.10       (b) An administrative citation must include notification that the person has the right to  
4.11       contest the citation, basic procedures for contesting the citation, and information on the  
4.12       timeline and consequences for failure to contest the citation or pay the fine.

4.13       (c) The council must not mandate or suggest a quota for the issuance of administrative  
4.14       citations under this section.

4.15       (d) Issuance of an administrative citation prevents imposition of a citation under section  
4.16       609.855, subdivision 1, clause (1), or any criminal citation arising from the same conduct.

4.17       Subd. 5. Administrative citations; disposition. (a) A person who commits a violation  
4.18       under section 609.855, subdivision 1, clause (1), and is issued an administrative citation  
4.19       under this section must, within 90 days of issuance, pay the fine as specified or contest the  
4.20       citation. A person who fails to either pay the fine or contest the citation within the specified  
4.21       period is considered to have waived the contested citation process and is subject to  
4.22       collections.

4.23       (b) The council must provide a civil process for a person to contest the administrative  
4.24       citation before a neutral third party. The council may employ a council employee not  
4.25       associated with its transit operations to hear and rule on challenges to administrative citations.

4.26       (c) The council may contract with credit bureaus, public and private collection agencies,  
4.27       the Department of Revenue, and other public or private entities providing collection services  
4.28       as necessary for collection of fine debts under this section. As determined by the council,  
4.29       collection costs are added to the debts referred to a public or private collection entity for  
4.30       collection. Collection costs include the fees of the collection entity and may include, if  
4.31       separately provided, skip tracing fees, credit bureau reporting charges, and fees assessed  
4.32       by any public entity for obtaining information necessary for debt collection. If the collection

5.1 entity collects an amount less than the total due, the payment is applied proportionally to  
5.2 collection costs and the underlying debt.

5.3       **Subd. 6. Administrative citations; penalties.** (a) A person who is issued an  
5.4 administrative citation under this section must pay a fine of:

5.5           (1) \$35 for a first offense;

5.6           (2) \$50 for a second offense; or

5.7           (3) \$100 for a third or subsequent offense.

5.8           (b) A person who is issued an administrative citation under this section for a second or  
5.9 subsequent offense within 12 months of a previous administrative citation is prohibited  
5.10 from accessing transit service provided by the council for 60 days from the date of issuance.

5.11           (c) The council may adopt an alternative resolution procedure under which a person  
5.12 may resolve an administrative citation in lieu of paying a fine by complying with terms  
5.13 established by the council for community service, prepayment of future transit fares, or  
5.14 both. The alternative resolution procedure must be available only to a person who has  
5.15 committed a violation under section 609.855, subdivision 1, clause (1), for the first time,  
5.16 unless the person demonstrates financial hardship under criteria established by the council.

5.17       **Subd. 7. Use of funds.** Fines collected under this section must be maintained in a separate  
5.18 account that is only used to cover the costs of (1) fare inspection and enforcement activities  
5.19 under this section, and (2) facility monitoring under section 473.4065, subdivision 3. The  
5.20 council must separately identify revenue and expenditures from the account in its budget  
5.21 and financial statements.

5.22       **Subd. 8. Fare inspection goal.** If the council implements the program, the council must  
5.23 establish a goal that, beginning January 1, 2024, the council annually inspects fare compliance  
5.24 for at least ten percent of rides on transit routes that use self-service barrier-free fare  
5.25 collection.

5.26       **Subd. 9. Legislative report.** If the council implements the program, by January 15 of  
5.27 each odd-numbered year the council must submit a report on the program to the members  
5.28 and staff of the legislative committees with jurisdiction over transportation policy and  
5.29 finance. At a minimum, the report must:

5.30           (1) provide an overview of program structure and implementation;

5.31           (2) review the activities of transit service monitors;

- 6.1       (3) analyze impacts of the program on fare compliance and customer experience for  
6.2       riders, including rates of fare violations;
- 6.3       (4) identify council performance compared to the fare inspection goal under subdivision  
6.4       8; and
- 6.5       (5) make recommendations for legislative changes, if any.

6.6       **EFFECTIVE DATE; APPLICATION.** This section is effective July 1, 2021, and  
6.7       applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

6.8       Sec. 5. Minnesota Statutes 2020, section 609.855, is amended by adding a subdivision to  
6.9       read:

6.10      Subd. 6a. Mandatory ban. (a) A person who is convicted of a gross misdemeanor  
6.11       violation committed in a transit vehicle or facility operated by the Metropolitan Council is  
6.12       prohibited from accessing Metropolitan Council transit service for six months from the date  
6.13       of conviction.

6.14      (b) A person who is convicted of a felony violation committed in a transit vehicle or  
6.15       facility operated by the Metropolitan Council is prohibited from accessing Metropolitan  
6.16       Council transit service for one year from the date of conviction.

6.17      (c) For purposes of this subdivision, Metropolitan Council transit service includes but  
6.18       is not limited to (1) entering or riding upon a transit vehicle, and (2) presence in a paid fare  
6.19       zone designated by the council.

6.20      (d) A person who intentionally violates the requirements under this subdivision is guilty  
6.21       of a misdemeanor.

6.22      **EFFECTIVE DATE.** This section is effective August 1, 2021, and applies to crimes  
6.23       committed on or after that date."

6.24      Amend the title accordingly