

SENATE
STATE OF MINNESOTA
NINETY-SECOND SESSION

S.F. No. 3582

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Table with 3 columns: DATE, D-PG, OFFICIAL STATUS. Rows include dates 02/28/2022, 03/02/2022, 03/09/2022 and corresponding D-PG numbers and descriptions.

1.1 A bill for an act
1.2 relating to driver and vehicle services; extending driver's license expiration dates
1.3 to every eight years; allowing full-service providers to provide copies of certain
1.4 driver and vehicle records; increasing filing fees for new driver's license
1.5 applications; eliminating requirement for new Minnesota residents to take written
1.6 driver's license exam; making various changes to driver and vehicle services
1.7 procedures; making recommendations; requiring reports; appropriating money;
1.8 amending Minnesota Statutes 2020, sections 168.002, by adding a subdivision;
1.9 168.327, subdivisions 2, 3; 168.33, subdivision 7; 168.345; 171.01, by adding a
1.10 subdivision; 171.02, subdivision 3; 171.06, subdivision 2; 171.061, subdivision
1.11 4; 171.07, subdivision 4; 171.12, subdivision 1a; 171.13, subdivision 1a; 299A.705,
1.12 subdivisions 1, 2, by adding a subdivision; Minnesota Statutes 2021 Supplement,
1.13 sections 168.327, subdivision 1; 169.09, subdivision 13; 171.071, subdivision 4;
1.14 171.13, subdivision 1; 171.27, subdivisions 1, 2.

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

1.16 Section 1. Minnesota Statutes 2020, section 168.002, is amended by adding a subdivision
1.17 to read:

1.18 Subd. 12a. Full-service provider. "Full-service provider" means a person who is
1.19 appointed by the commissioner as both a deputy registrar under this chapter and a driver's
1.20 license agent under chapter 171.

1.21 Sec. 2. Minnesota Statutes 2021 Supplement, section 168.327, subdivision 1, is amended
1.22 to read:

1.23 Subdivision 1. Records and fees. (a) Upon request by any person authorized in this
1.24 section, the commissioner shall or full-service provider must furnish a certified copy of any
1.25 driver's license record, instruction permit record, Minnesota identification card record,
1.26 vehicle registration record, vehicle title record, or accident record.

2.1 (b) Except as provided in subdivisions 4, 5a, and 5b, and other than accident records
2.2 governed under section 169.09, subdivision 13, the requester ~~shall~~ must pay a fee of \$10
2.3 for each certified record specified in paragraph (a) or a fee of \$9 for each record that is not
2.4 certified.

2.5 (c) Except as provided in subdivisions 4, 5a, and 5b, in addition to the record fee in
2.6 paragraph (b), the fee for a copy of the history of any vehicle title not in electronic format
2.7 is \$1 for each page of the historical record.

2.8 (d) Fees collected by the commissioner under paragraph (b) for driver's license, instruction
2.9 permit, and Minnesota identification card records must be paid into the state treasury with
2.10 50 cents of each fee credited to the general fund. The remainder of the fees collected by the
2.11 commissioner must be credited to the driver services operating account in the special revenue
2.12 fund under section 299A.705. Of the fees collected by a full-service provider under paragraph
2.13 (b) for driver's license, instruction permit, and Minnesota identification card records, the
2.14 provider must transmit 50 cents to the commissioner to be deposited into the general fund,
2.15 and the provider must retain the remainder.

2.16 (e) Fees collected by the commissioner under paragraphs (b) and (c) for vehicle
2.17 registration or title records must be paid into the state treasury with 50 cents of each fee
2.18 credited to the general fund. The remainder of the fees collected by the commissioner must
2.19 be credited to the vehicle services operating account in the special revenue fund specified
2.20 in section 299A.705. Of the fees collected by a full-service provider under paragraphs (b)
2.21 and (c) for vehicle registration or title records, the provider must transmit 50 cents to the
2.22 commissioner to be deposited into the general fund, and the provider must retain the
2.23 remainder.

2.24 (f) Except as provided in subdivisions 4, 5a, and 5b, the commissioner ~~shall~~ or full-service
2.25 provider must permit a person to inquire into a record by the person's own electronic means
2.26 for a fee of \$4.50 for each inquiry, except that no fee may be charged when the requester
2.27 is the subject of the data. Of the fee collected by the commissioner:

2.28 (1) \$2.70 must be deposited in the general fund;

2.29 (2) for driver's license, instruction permit, or Minnesota identification card records, the
2.30 remainder must be deposited in the driver services operating account in the special revenue
2.31 fund under section 299A.705; and

2.32 (3) for vehicle title or registration records, the remainder must be deposited in the vehicle
2.33 services operating account in the special revenue fund under section 299A.705.

3.1 Of the fees collected by a full-service provider, the provider must transmit \$2.70 to the
3.2 commissioner to be deposited into the general fund, and the provider must retain the
3.3 remainder.

3.4 (g) Fees and the deposit of the fees for accident records and reports are governed by
3.5 section 169.09, subdivision 13.

3.6 **EFFECTIVE DATE.** This section is effective August 1, 2022, and applies to requests
3.7 for records made on or after that date.

3.8 Sec. 3. Minnesota Statutes 2020, section 168.327, subdivision 2, is amended to read:

3.9 Subd. 2. **Requests for information; surcharge on fee.** (a) Except as otherwise provided
3.10 in subdivision 3, the commissioner ~~shall~~ or full-service provider must impose a surcharge
3.11 of 50 cents on each fee charged by the commissioner or full-service provider under section
3.12 13.03, subdivision 3, for copies or electronic transmittals of public information about the
3.13 registration of a vehicle or an applicant, or holder of a driver's license, instruction permit,
3.14 or Minnesota identification card.

3.15 (b) The surcharge only applies to a fee imposed in response to a request made in person
3.16 or by mail, or to a request for transmittal through a computer modem. The surcharge does
3.17 not apply to the request of an individual for information about that individual's driver's
3.18 license, instruction permit, or Minnesota identification card or about vehicles registered or
3.19 titled in the individual's name.

3.20 (c) The surcharges collected by the commissioner under this subdivision must be credited
3.21 to the general fund. The surcharges collected by a full-service provider must be transmitted
3.22 to the commissioner to be deposited into the general fund.

3.23 **EFFECTIVE DATE.** This section is effective August 1, 2022, and applies to requests
3.24 for records made on or after that date.

3.25 Sec. 4. Minnesota Statutes 2020, section 168.327, subdivision 3, is amended to read:

3.26 Subd. 3. **Exception to fee and surcharge.** (a) Notwithstanding subdivision 2 or section
3.27 13.03, a fee or surcharge may not be imposed in response to a request for public information
3.28 about the registration of a vehicle if the commissioner or full-service provider is satisfied
3.29 that:

3.30 (1) the requester seeks the information on behalf of a community-based, nonprofit
3.31 organization designated by a local law enforcement agency to be a requester; and

4.1 (2) the information is needed to identify suspected prostitution law violators, controlled
4.2 substance law violators, or health code violators.

4.3 (b) The commissioner ~~shall~~ or full-service provider must not require a requester under
4.4 paragraph (a) to make a minimum number of data requests or limit the requester to a
4.5 maximum number of data requests.

4.6 **EFFECTIVE DATE.** This section is effective August 1, 2022, and applies to requests
4.7 for records made on or after that date.

4.8 Sec. 5. Minnesota Statutes 2020, section 168.33, subdivision 7, is amended to read:

4.9 Subd. 7. **Filing fees; allocations.** (a) In addition to all other statutory fees and taxes, a
4.10 filing fee of:

4.11 (1) \$7 is imposed on every vehicle registration renewal, excluding pro rate transactions;
4.12 and

4.13 (2) \$11 is imposed on every other type of vehicle transaction, including motor carrier
4.14 fuel licenses under sections 168D.05 and 168D.06, and pro rate transactions.

4.15 (b) Notwithstanding paragraph (a):

4.16 (1) a filing fee may not be charged for a document returned for a refund or for a correction
4.17 of an error made by the Department of Public Safety, a dealer, or a deputy registrar; and

4.18 (2) no filing fee or other fee may be charged for the permanent surrender of a title for a
4.19 vehicle.

4.20 (c) The filing fee must be shown as a separate item on all registration renewal notices
4.21 sent out by the commissioner.

4.22 (d) The statutory fees and taxes, and the filing fees imposed under paragraph (a) may
4.23 be paid by credit card or debit card. The deputy registrar may collect a surcharge on the
4.24 statutory fees, taxes, and filing fee not greater than the cost of processing a credit card or
4.25 debit card transaction, in accordance with emergency rules established by the commissioner
4.26 of public safety. The surcharge must be used to pay the cost of processing credit and debit
4.27 card transactions.

4.28 (e) The fees collected under this subdivision by the department for in-person transactions
4.29 must be allocated as follows:

4.30 (1) of the fees collected under paragraph (a), clause (1):

4.31 (i) \$5.50 must be deposited in the vehicle services operating account; and

5.1 (ii) \$1.50 must be deposited in the driver and vehicle services technology account; and
 5.2 (2) of the fees collected under paragraph (a), clause (2):

5.3 (i) \$3.50 must be deposited in the general fund;

5.4 (ii) \$6.00 must be deposited in the vehicle services operating account; and

5.5 (iii) \$1.50 must be deposited in the driver and vehicle services technology account.

5.6 (f) The fees collected under this subdivision by the department for mail or online
 5.7 transactions must be allocated as follows:

5.8 (1) of the fees collected under paragraph (a), clause (1):

5.9 (i) \$2.75 must be deposited in the vehicle services operating account;

5.10 (ii) \$0.75 must be deposited in the driver and vehicle services technology account; and

5.11 (iii) \$3.50 must be deposited in the full-service provider account; and

5.12 (2) of the fees collected under paragraph (a), clause (2):

5.13 (i) \$3.50 must be deposited in the general fund;

5.14 (ii) \$3.00 must be deposited in the vehicle services operating account;

5.15 (iii) \$0.75 must be deposited in the driver and vehicle services technology account; and

5.16 (iv) \$3.75 must be deposited in the full-service provider account.

5.17 Sec. 6. Minnesota Statutes 2020, section 168.345, is amended to read:

5.18 **168.345 USE OF VEHICLE REGISTRATION INFORMATION.**

5.19 Subdivision 1. **Information by telephone.** Information about vehicle registrations ~~shall~~
 5.20 must not be furnished on the telephone to any person except the owner of the vehicle,
 5.21 personnel of law enforcement agencies, and the personnel of governmental motor vehicle
 5.22 and registration offices.

5.23 Subd. 2. **Lessees; information.** The commissioner may not furnish information about
 5.24 registered owners of passenger automobiles who are lessees under a lease for a term of 180
 5.25 days or more to any person except the owner of the vehicle, the lessee, personnel of law
 5.26 enforcement agencies and trade associations performing a member service under section
 5.27 604.15, subdivision 4a, and federal, state, and local governmental units, and, at the
 5.28 commissioner's discretion, to persons who use the information to notify lessees of automobile
 5.29 recalls. The commissioner may release information about lessees in the form of summary

6.1 data, as defined in section 13.02, to persons who use the information in conducting statistical
6.2 analysis and market research.

6.3 Sec. 7. Minnesota Statutes 2021 Supplement, section 169.09, subdivision 13, is amended
6.4 to read:

6.5 Subd. 13. **Reports confidential; evidence, fee, penalty, appropriation.** (a) All reports
6.6 and supplemental information required under this section must be for the use of the
6.7 commissioner of public safety and other appropriate state, federal, county, and municipal
6.8 governmental agencies for accident analysis purposes, except:

6.9 (1) upon written request, the commissioner of public safety, a full-service provider as
6.10 defined in section 171.01, subdivision 33a, or any law enforcement agency ~~shall~~ must
6.11 disclose the report required under subdivision 8 to:

6.12 (i) any individual involved in the accident, the representative of the individual's estate,
6.13 or the surviving spouse, or one or more surviving next of kin, or a trustee appointed under
6.14 section 573.02;

6.15 (ii) any other person injured in person, property, or means of support, or who incurs
6.16 other pecuniary loss by virtue of the accident;

6.17 (iii) legal counsel of a person described in item (i) or (ii);

6.18 (iv) a representative of the insurer of any person described in item (i) or (ii); or

6.19 (v) a city or county attorney or an attorney representing the state in an implied consent
6.20 action who is charged with the prosecution of a traffic or criminal offense that is the result
6.21 of a traffic crash investigation conducted by law enforcement;

6.22 ~~(2) the commissioner of public safety shall, upon written request, provide the driver~~
6.23 ~~filing a report under subdivision 7 with a copy of the report filed by the driver;~~

6.24 ~~(3)~~ (2) the commissioner of public safety may verify with insurance companies vehicle
6.25 insurance information to enforce sections 65B.48, 169.792, 169.793, 169.796, and 169.797;

6.26 ~~(4)~~ (3) the commissioner of public safety ~~shall~~ must provide the commissioner of
6.27 transportation the information obtained for each traffic accident involving a commercial
6.28 motor vehicle, for purposes of administering commercial vehicle safety regulations;

6.29 ~~(5)~~ (4) upon specific request, the commissioner of public safety ~~shall~~ must provide the
6.30 commissioner of transportation the information obtained regarding each traffic accident
6.31 involving damage to identified state-owned infrastructure, for purposes of debt collection
6.32 under section 161.20, subdivision 4; and

7.1 ~~(6)~~ (5) the commissioner of public safety may give to the United States Department of
7.2 Transportation commercial vehicle accident information in connection with federal grant
7.3 programs relating to safety.

7.4 (b) Accident reports and data contained in the reports are not discoverable under any
7.5 provision of law or rule of court. ~~No report shall~~ A report must not be used as evidence in
7.6 any trial, civil or criminal, or any action for damages or criminal proceedings arising out
7.7 of an accident. However, the commissioner of public safety ~~shall~~ must furnish, upon the
7.8 demand of any person who has or claims to have made a report or upon demand of any
7.9 court, a certificate showing that a specified accident report has or has not been made to the
7.10 commissioner solely to prove compliance or failure to comply with the requirements that
7.11 the report be made to the commissioner.

7.12 (c) Nothing in this subdivision prevents any individual who has made a report under
7.13 this section from providing information to any individuals involved in an accident or their
7.14 representatives or from testifying in any trial, civil or criminal, arising out of an accident,
7.15 as to facts within the individual's knowledge. It is intended by this subdivision to render
7.16 privileged the reports required, but it is not intended to prohibit proof of the facts to which
7.17 the reports relate.

7.18 (d) Disclosing any information contained in any accident report, except as provided in
7.19 this subdivision, section 13.82, subdivision 3 or 6, or other statutes, is a misdemeanor.

7.20 (e) The commissioner of public safety ~~shall~~ or full-service provider as defined in section
7.21 171.01, subdivision 33a, must charge authorized persons as described in paragraph (a) a \$5
7.22 fee for a copy of an accident report. Ninety percent of the \$5 fee collected by the
7.23 commissioner under this paragraph must be deposited in the special revenue fund and
7.24 credited to the driver services operating account established in section 299A.705 and ten
7.25 percent must be deposited in the general fund. Of the \$5 fee collected by a full-service
7.26 provider, the provider must transmit 50 cents to the commissioner to be deposited into the
7.27 general fund, and the provider must retain the remainder. The commissioner or full-service
7.28 provider may also furnish an electronic copy of the database of accident records, which
7.29 must not contain personal or private data on an individual, to private agencies as provided
7.30 in paragraph (g), for not less than the cost of preparing the copies on a bulk basis as provided
7.31 in section 13.03, subdivision 3.

7.32 (f) The fees specified in paragraph (e) notwithstanding, the commissioner, a full-service
7.33 provider, and law enforcement agencies ~~shall~~ must charge commercial users who request
7.34 access to response or incident data relating to accidents a fee not to exceed 50 cents per

8.1 record. "Commercial user" is a user who in one location requests access to data in more
8.2 than five accident reports per month, unless the user establishes that access is not for a
8.3 commercial purpose. Of the money collected by the commissioner under this paragraph,
8.4 90 percent must be deposited in the special revenue fund and credited to the driver services
8.5 operating account established in section 299A.705 and ten percent must be deposited in the
8.6 general fund. Of the fees collected by a full-service provider under this paragraph, the
8.7 provider must transmit 50 cents to the commissioner to be deposited into the general fund,
8.8 and the provider must retain the remainder.

8.9 (g) The fees in paragraphs (e) and (f) notwithstanding, the commissioner ~~shall~~ or
8.10 full-service provider must provide an electronic copy of the accident records database to
8.11 the public on a case-by-case basis using the cost-recovery charges provided for under section
8.12 13.03, subdivision 3. The database provided must not contain personal or private data on
8.13 an individual. However, unless the accident records database includes the vehicle
8.14 identification number, the commissioner ~~shall~~ or full-service provider must include the
8.15 vehicle registration plate number if a private agency certifies and agrees that the agency:

8.16 (1) is in the business of collecting accident and damage information on vehicles;

8.17 (2) will use the vehicle registration plate number only for identifying vehicles that have
8.18 been involved in accidents or damaged, to provide this information to persons seeking access
8.19 to a vehicle's history and not for identifying individuals or for any other purpose; and

8.20 (3) will be subject to the penalties and remedies under sections 13.08 and 13.09.

8.21 **EFFECTIVE DATE.** This section is effective August 1, 2022, and applies to requests
8.22 for records made on or after that date.

8.23 Sec. 8. Minnesota Statutes 2020, section 171.01, is amended by adding a subdivision to
8.24 read:

8.25 Subd. 33a. **Full-service provider.** "Full-service provider" means a person who is
8.26 appointed by the commissioner as both a driver's license agent under this chapter and deputy
8.27 registrar under chapter 168.

8.28 Sec. 9. Minnesota Statutes 2020, section 171.02, subdivision 3, is amended to read:

8.29 Subd. 3. **Motorized bicycle.** (a) A motorized bicycle may not be operated on any public
8.30 roadway by any person who does not possess a valid driver's license, unless the person has
8.31 obtained a motorized bicycle operator's permit or motorized bicycle instruction permit from
8.32 the commissioner of public safety. The operator's permit may be issued to any person who

9.1 has attained the age of 15 years and who has passed the examination prescribed by the
 9.2 commissioner. The instruction permit may be issued to any person who has attained the age
 9.3 of 15 years and who has successfully completed an approved safety course and passed the
 9.4 written portion of the examination prescribed by the commissioner.

9.5 (b) This course must consist of, but is not limited to, a basic understanding of:

9.6 (1) motorized bicycles and their limitations;

9.7 (2) motorized bicycle laws and rules;

9.8 (3) safe operating practices and basic operating techniques;

9.9 (4) helmets and protective clothing;

9.10 (5) motorized bicycle traffic strategies; and

9.11 (6) effects of alcohol and drugs on motorized bicycle operators.

9.12 (c) The commissioner may adopt rules prescribing the content of the safety course,
 9.13 examination, and the information to be contained on the permits. A person operating a
 9.14 motorized bicycle under a motorized bicycle permit is subject to the restrictions imposed
 9.15 by section 169.974, subdivision 2, on operation of a motorcycle under a two-wheel instruction
 9.16 permit.

9.17 (d) The fees for motorized bicycle operator's permits are as follows:

9.18	(1) Motorized bicycle operator's permit before age 21 and valid until	\$	9.75
9.19	age 21		
9.20	(2) Renewal permit age 21 or older and valid for four <u>eight</u> years	\$	15.75
9.21	(3) Duplicate of any renewal permit	\$	5.25
9.22	(4) Written examination and instruction permit, valid for 30 days	\$	6.75

9.23 **EFFECTIVE DATE.** This section is effective August 1, 2022, and applies to new or
 9.24 renewal applications for driver's licenses or identification cards submitted on or after that
 9.25 date.

9.26 Sec. 10. Minnesota Statutes 2020, section 171.06, subdivision 2, is amended to read:

9.27 Subd. 2. **Fees.** (a) The fees for a license and Minnesota identification card are as follows:

9.28	REAL ID Compliant or				
9.29	Noncompliant Classified				
9.30	Driver's License	D-\$21.00	C-\$25.00	B-\$32.00	A-\$40.00
9.31	REAL ID Compliant or				
9.32	Noncompliant Classified				
9.33	Under-21 D.L.	D-\$21.00	C-\$25.00	B-\$32.00	A-\$20.00

10.1	Enhanced Driver's License	D-\$36.00	C-\$40.00	B-\$47.00	A-\$55.00
10.2	REAL ID Compliant or				
10.3	Noncompliant Instruction				
10.4	Permit				\$5.25
10.5	Enhanced Instruction				
10.6	Permit				\$20.25
10.7	Commercial Learner's				
10.8	Permit				\$2.50
10.9	REAL ID Compliant or				
10.10	Noncompliant Provisional				
10.11	License				\$8.25
10.12	Enhanced Provisional				
10.13	License				\$23.25
10.14	Duplicate REAL ID				
10.15	Compliant or Noncompliant				
10.16	License or duplicate REAL				
10.17	ID Compliant or				
10.18	Noncompliant				
10.19	identification card				\$6.75
10.20	Enhanced Duplicate				
10.21	License or enhanced				
10.22	duplicate identification card				\$21.75
10.23	REAL ID Compliant or				
10.24	Noncompliant Minnesota				
10.25	identification card or REAL				
10.26	ID Compliant or				
10.27	Noncompliant Under-21				
10.28	Minnesota identification				
10.29	card, other than duplicate,				
10.30	except as otherwise				
10.31	provided in section 171.07,				
10.32	subdivisions 3 and 3a				\$11.25
10.33	Enhanced Minnesota				
10.34	identification card				\$26.25

10.35 From August 1, 2019, to June 30, 2022, the fee is increased by \$0.75 for REAL ID compliant
10.36 or noncompliant classified driver's licenses, REAL ID compliant or noncompliant classified
10.37 under-21 driver's licenses, and enhanced driver's licenses.

10.38 (b) In addition to each fee required in paragraph (a), the commissioner ~~shall~~ must collect
10.39 a surcharge of \$2.25. Surcharges collected under this paragraph must be credited to the
10.40 driver and vehicle services technology account under section 299A.705.

10.41 (c) Notwithstanding paragraph (a), an individual who holds a provisional license and
10.42 has a driving record free of (1) convictions for a violation of section 169A.20, 169A.33,
10.43 169A.35, sections 169A.50 to 169A.53, or section 171.177, (2) convictions for crash-related
10.44 moving violations, and (3) convictions for moving violations that are not crash related, ~~shall~~

11.1 must have a \$3.50 credit toward the fee for any classified under-21 driver's license. "Moving
11.2 violation" has the meaning given it in section 171.04, subdivision 1.

11.3 (d) In addition to the driver's license fee required under paragraph (a), the commissioner
11.4 ~~shall~~ must collect an additional \$4 processing fee from each new applicant or individual
11.5 renewing a license with a school bus endorsement to cover the costs for processing an
11.6 applicant's initial and biennial physical examination certificate. The department ~~shall~~ must
11.7 not charge these applicants any other fee to receive or renew the endorsement.

11.8 (e) In addition to the fee required under paragraph (a), a driver's license agent may charge
11.9 and retain a filing fee as provided under section 171.061, subdivision 4.

11.10 (f) In addition to the fee required under paragraph (a), the commissioner ~~shall~~ must
11.11 charge a filing fee at the same amount as a driver's license agent under section 171.061,
11.12 subdivision 4. Revenue collected under this paragraph for in-person transactions must be
11.13 deposited in the driver services operating account under section 299A.705. Revenue collected
11.14 under this paragraph for mail or online transactions must be allocated as follows:

11.15 (1) 50 percent must be deposited in the driver services operating account under section
11.16 299A.705, subdivision 2; and

11.17 (2) 50 percent must be deposited in the full-service provider account under section
11.18 299A.705, subdivision 3a.

11.19 (g) An application for a Minnesota identification card, instruction permit, provisional
11.20 license, or driver's license, including an application for renewal, must contain a provision
11.21 that allows the applicant to add to the fee under paragraph (a), a \$2 donation for the purposes
11.22 of public information and education on anatomical gifts under section 171.075.

11.23 Sec. 11. Minnesota Statutes 2020, section 171.061, subdivision 4, is amended to read:

11.24 Subd. 4. **Fee; equipment.** (a) The agent may charge and retain a filing fee of ~~\$8~~
11.25 ~~application-~~ as follows:

11.26 (1) New application for noncompliant driver's license \$ 11.00

11.27 (2) New application for REAL ID compliant driver's license or \$ 16.00
11.28 enhanced driver's license

11.29 (3) Renewal application for REAL ID compliant driver's license, \$ 11.00
11.30 noncompliant driver's license, or enhanced driver's license

11.31 Except as provided in paragraph (c), the fee ~~shall~~ must cover all expenses involved in
11.32 receiving, accepting, or forwarding to the department the applications and fees required

12.1 under sections 171.02, subdivision 3; 171.06, subdivisions 2 and 2a; and 171.07, subdivisions
12.2 3 and 3a.

12.3 (b) The statutory fees and the filing fees imposed under paragraph (a) may be paid by
12.4 credit card or debit card. The driver's license agent may collect a convenience fee on the
12.5 statutory fees and filing fees not greater than the cost of processing a credit card or debit
12.6 card transaction. The convenience fee must be used to pay the cost of processing credit card
12.7 and debit card transactions. The commissioner ~~shall~~ must adopt rules to administer this
12.8 paragraph using the exempt procedures of section 14.386, except that section 14.386,
12.9 paragraph (b), does not apply.

12.10 (c) The department ~~shall~~ must maintain the photo identification equipment for all agents
12.11 appointed as of January 1, 2000. Upon the retirement, resignation, death, or discontinuance
12.12 of an existing agent, and if a new agent is appointed in an existing office pursuant to
12.13 Minnesota Rules, chapter 7404, and notwithstanding the above or Minnesota Rules, part
12.14 7404.0400, the department ~~shall~~ must provide and maintain photo identification equipment
12.15 without additional cost to a newly appointed agent in that office if the office was provided
12.16 the equipment by the department before January 1, 2000. All photo identification equipment
12.17 must be compatible with standards established by the department.

12.18 (d) A filing fee retained by the agent employed by a county board must be paid into the
12.19 county treasury and credited to the general revenue fund of the county. An agent who is not
12.20 an employee of the county ~~shall~~ must retain the filing fee in lieu of county employment or
12.21 salary and is considered an independent contractor for pension purposes, coverage under
12.22 the Minnesota State Retirement System, or membership in the Public Employees Retirement
12.23 Association.

12.24 (e) Before the end of the first working day following the final day of the reporting period
12.25 established by the department, the agent must forward to the department all applications
12.26 and fees collected during the reporting period except as provided in paragraph (d).

12.27 **EFFECTIVE DATE.** This section is effective August 1, 2022, and applies to applications
12.28 made on or after that date.

12.29 Sec. 12. Minnesota Statutes 2020, section 171.07, subdivision 4, is amended to read:

12.30 Subd. 4. **Identification card expiration.** (a) Except as otherwise provided in this
12.31 subdivision, the expiration date of a Minnesota identification card is the birthday of the
12.32 applicant in the ~~fourth~~ eighth year following the date of issuance of the card.

12.33 ~~(b)~~ For an applicant age 65 or older;

13.1 ~~(1) the expiration date of a Minnesota identification card is the birthday of the applicant~~
 13.2 ~~in the eighth year following the date of issuance of the card; or~~

13.3 ~~(2) a noncompliant identification card is valid for the lifetime of the applicant.~~

13.4 ~~(e) For the purposes of paragraph (b), "Minnesota identification card" does not include~~
 13.5 ~~an enhanced identification card issued to an applicant age 65 or older.~~

13.6 ~~(d)~~ (b) The expiration date for an Under-21 identification card is the cardholder's 21st
 13.7 birthday. The commissioner ~~shall~~ must issue an identification card to a holder of an Under-21
 13.8 identification card who applies for the card, pays the required fee, and presents proof of
 13.9 identity and age, unless the commissioner determines that the applicant is not qualified for
 13.10 the identification card.

13.11 ~~(e)~~ (c) Notwithstanding paragraphs (a) ~~to (d)~~ and (b), the expiration date for an
 13.12 identification card issued to a person with temporary lawful status is the last day of the
 13.13 person's legal stay in the United States, or one year after issuance if the last day of the
 13.14 person's legal stay is not identified.

13.15 **EFFECTIVE DATE.** This section is effective August 1, 2022, and applies to new or
 13.16 renewal applications for driver's licenses or identification cards submitted on or after that
 13.17 date.

13.18 Sec. 13. Minnesota Statutes 2021 Supplement, section 171.071, subdivision 4, is amended
 13.19 to read:

13.20 Subd. 4. **Variance for homebound individuals.** (a) Notwithstanding section 171.07 or
 13.21 Minnesota Rules, part 7410.1810, the commissioner may grant a variance from the
 13.22 photograph requirements for a noncompliant identification card if: (1) the individual is
 13.23 homebound as defined in paragraph (b); (2) the individual has submitted proof of homebound
 13.24 status; and (3) the department has a photograph of the applicant on file that was taken within
 13.25 the last ~~four~~ eight years or during the most recent renewal cycle or the applicant has submitted
 13.26 a photograph to the department that meets the requirements of section 171.07, Minnesota
 13.27 Rules, part 7410.1810, subpart 1, and other technical requirements established by the
 13.28 commissioner, such as background color and electronic file size, to ensure the image can
 13.29 be used on a credential and conforms with images taken by the department. Applicants
 13.30 granted a photograph variance under this subdivision are not required to appear in person
 13.31 to have a new photograph taken.

14.1 (b) For purposes of this subdivision, "homebound" means the individual is unable to
14.2 leave the individual's residence due to a medical, physical, or mental health condition or
14.3 infirmity as documented in writing by a physician, case worker, or social worker.

14.4 EFFECTIVE DATE. This section is effective August 1, 2022, and applies to new or
14.5 renewal applications for driver's licenses or identification cards submitted on or after that
14.6 date.

14.7 Sec. 14. Minnesota Statutes 2020, section 171.12, subdivision 1a, is amended to read:

14.8 Subd. 1a. **Driver and vehicle services information system; security and auditing.** (a)

14.9 The commissioner must establish written procedures to ensure that only individuals
14.10 authorized by law may enter, update, or access not public data collected, created, or
14.11 maintained by the driver and vehicle services information system. An authorized individual's
14.12 ability to enter, update, or access data in the system must correspond to the official duties
14.13 or training level of the individual and to the statutory authorization granting access for that
14.14 purpose. All queries and responses, and all actions in which data are entered, updated,
14.15 accessed, shared, or disseminated, must be recorded in a data audit trail. Data contained in
14.16 the audit trail are public to the extent the data are not otherwise classified by law.

14.17 (b) The commissioner must not suspend or revoke the authorization of any individual
14.18 who properly accessed data to complete an authorized transaction or to resolve an issue that
14.19 does not result in a completed authorized transaction. The commissioner must immediately
14.20 and permanently revoke the authorization of any individual who willfully entered, updated,
14.21 accessed, shared, or disseminated data in violation of state or federal law. If an individual
14.22 willfully gained access to data without authorization by law, the commissioner must forward
14.23 the matter to the appropriate prosecuting authority for prosecution. The commissioner must
14.24 establish a process that allows an individual whose access was revoked to appeal that
14.25 decision.

14.26 (c) The commissioner must arrange for an independent biennial audit of the driver and
14.27 vehicle services information system to determine whether data currently in the system are
14.28 classified correctly, how the data are used, and to verify compliance with this subdivision.
14.29 The results of the audit are public. No later than 30 days following completion of the audit,
14.30 the commissioner must provide a report summarizing the audit results to the commissioner
14.31 of administration; the chairs and ranking minority members of the committees of the house
14.32 of representatives and the senate with jurisdiction over transportation policy and finance,
14.33 public safety, and data practices; and the Legislative Commission on Data Practices and

15.1 Personal Data Privacy. The report must be submitted as required under section 3.195, except
15.2 that printed copies are not required.

15.3 Sec. 15. Minnesota Statutes 2021 Supplement, section 171.13, subdivision 1, is amended
15.4 to read:

15.5 Subdivision 1. **Examination subjects and locations; provisions for color blindness,**
15.6 **disabled veterans.** (a) Except as otherwise provided in this section, the commissioner ~~shall~~
15.7 must examine each applicant for a driver's license by such agency as the commissioner
15.8 directs. This examination must include:

15.9 (1) a test of the applicant's eyesight, provided that this requirement is met by submission
15.10 of a vision examination certificate under section 171.06, subdivision 7;

15.11 (2) a test of the applicant's ability to read and understand highway signs regulating,
15.12 warning, and directing traffic;

15.13 (3) a test of the applicant's knowledge of (i) traffic laws; (ii) the effects of alcohol and
15.14 drugs on a driver's ability to operate a motor vehicle safely and legally, and of the legal
15.15 penalties and financial consequences resulting from violations of laws prohibiting the
15.16 operation of a motor vehicle while under the influence of alcohol or drugs; (iii) railroad
15.17 grade crossing safety; (iv) slow-moving vehicle safety; (v) laws relating to pupil
15.18 transportation safety, including the significance of school bus lights, signals, stop arm, and
15.19 passing a school bus; (vi) traffic laws related to bicycles; and (vii) the circumstances and
15.20 dangers of carbon monoxide poisoning;

15.21 (4) an actual demonstration of ability to exercise ordinary and reasonable control in the
15.22 operation of a motor vehicle; and

15.23 (5) other physical and mental examinations as the commissioner finds necessary to
15.24 determine the applicant's fitness to operate a motor vehicle safely upon the highways.

15.25 (b) Notwithstanding paragraph (a), the commissioner must not deny an application for
15.26 a driver's license based on the exclusive grounds that the applicant's eyesight is deficient in
15.27 color perception or that the applicant has been diagnosed with diabetes mellitus. War veterans
15.28 operating motor vehicles especially equipped for disabled persons, if otherwise entitled to
15.29 a license, must be granted such license.

15.30 (c) The commissioner ~~shall~~ must make ~~provision~~ provisions for giving the examinations
15.31 under this subdivision either in the county where the applicant resides or at a place adjacent
15.32 thereto reasonably convenient to the applicant.

16.1 (d) The commissioner ~~shall~~ must ensure that an applicant is able to obtain an appointment
16.2 for an examination to demonstrate ability under paragraph (a), clause (4), within 14 days
16.3 of the applicant's request if, under the applicable statutes and rules of the commissioner,
16.4 the applicant is eligible to take the examination.

16.5 (e) The commissioner must ensure that 40 or more exam stations are located throughout
16.6 the state.

16.7 Sec. 16. Minnesota Statutes 2020, section 171.13, subdivision 1a, is amended to read:

16.8 Subd. 1a. **Waiver when license issued by another jurisdiction.** (a) If the commissioner
16.9 determines that an applicant 21 years of age or older possesses a valid driver's license issued
16.10 by another state or jurisdiction that requires a comparable examination for obtaining a
16.11 driver's license, the commissioner may must waive the ~~requirement~~ requirements that the
16.12 applicant pass a written knowledge examination and demonstrate ability to exercise ordinary
16.13 and reasonable control in the operation of a motor vehicle ~~on determining that the applicant~~
16.14 ~~possesses a valid driver's license issued by a jurisdiction that requires a comparable~~
16.15 ~~demonstration for license issuance.~~

16.16 (b) If the commissioner determines that an applicant 21 years of age or older possesses
16.17 a valid driver's license with a two-wheeled vehicle endorsement issued by another state or
16.18 jurisdiction that requires a comparable examination for obtaining the endorsement, the
16.19 commissioner must waive the requirements that the applicant for a two-wheeled vehicle
16.20 endorsement pass a written knowledge examination and demonstrate the ability to exercise
16.21 ordinary and reasonable control in the operation of a motor vehicle.

16.22 (c) For purposes of this subdivision, "jurisdiction" includes, but is not limited to, both
16.23 the active and reserve components of any branch or unit of the United States armed forces,
16.24 and "valid driver's license" includes any driver's license that is recognized by that branch
16.25 or unit as currently being valid, or as having been valid at the time of the applicant's
16.26 separation or discharge from the military within a period of time deemed reasonable and
16.27 fair by the commissioner, up to and including one year past the date of the applicant's
16.28 separation or discharge.

16.29 **EFFECTIVE DATE.** This section is effective August 1, 2022, and applies to applications
16.30 made on or after that date.

17.1 Sec. 17. Minnesota Statutes 2021 Supplement, section 171.27, subdivision 1, is amended
17.2 to read:

17.3 Subdivision 1. **Expiration.** (a) Except as otherwise provided in this section, the expiration
17.4 date for each driver's license is the birthday of the driver in the ~~fourth~~ eightth year following
17.5 the date of issuance of the license. The birthday of the driver ~~shall~~ must be as indicated on
17.6 the application for a driver's license. A license may be renewed on or before expiration or
17.7 within one year after expiration upon application, payment of the required fee, and passing
17.8 the examination required of all drivers for renewal. Driving privileges ~~shall~~ must be extended
17.9 or renewed on or preceding the expiration date of an existing driver's license unless the
17.10 commissioner believes that the licensee is no longer qualified as a driver.

17.11 (b) The expiration date for each under-21 license ~~shall~~ must be the 21st birthday of the
17.12 licensee. Upon the licensee attaining the age of 21 and upon the application, payment of
17.13 the required fee, and passing the examination required of all drivers for renewal, a driver's
17.14 license ~~shall~~ must be issued unless the commissioner determines that the licensee is no
17.15 longer qualified as a driver.

17.16 (c) The expiration date for each provisional license is two years after the date of
17.17 application for the provisional license.

17.18 (d) Notwithstanding paragraphs (a) to (c), the expiration date for a license issued to a
17.19 person with temporary lawful status is the last day of the person's legal stay in the United
17.20 States, or one year after issuance if the last day of the person's legal stay is not identified.

17.21 **EFFECTIVE DATE.** This section is effective August 1, 2022, and applies to new or
17.22 renewal applications for driver's licenses or identification cards submitted on or after that
17.23 date.

17.24 Sec. 18. Minnesota Statutes 2021 Supplement, section 171.27, subdivision 2, is amended
17.25 to read:

17.26 Subd. 2. **Extension of expiration.** (a) For purposes of this subdivision, "eligible
17.27 individual" means:

17.28 (1) a person then or subsequently serving outside Minnesota in active military service,
17.29 as defined in section 190.05, subdivision 5, in any branch or unit of the armed forces of the
17.30 United States;

17.31 (2) a person then or subsequently serving outside Minnesota as a volunteer in the Peace
17.32 Corps;

18.1 (3) a person who is an employee of a federal department or agency and is assigned to
 18.2 foreign service outside of the United States; or

18.3 (4) a person residing outside of Minnesota because the person is a spouse, domestic
 18.4 partner, or dependent under age 26 of a person in clause (1), (2), or (3).

18.5 (b) A valid Minnesota driver's license issued to an eligible individual continues in full
 18.6 force and effect without requirement for renewal until the date one year following the
 18.7 person's separation or discharge from active military or volunteer service, or following the
 18.8 conclusion of assignment to foreign service outside the United States, and until the license
 18.9 holder's birthday in the ~~fourth~~ eighth full year following the person's most recent license
 18.10 renewal or, in the case of a provisional license, until the person's birthday in the third full
 18.11 year following the renewal.

18.12 **EFFECTIVE DATE.** This section is effective August 1, 2022, and applies to new or
 18.13 renewal applications for driver's licenses or identification cards submitted on or after that
 18.14 date.

18.15 Sec. 19. Minnesota Statutes 2020, section 299A.705, subdivision 1, is amended to read:

18.16 Subdivision 1. **Vehicle services operating account.** (a) The vehicle services operating
 18.17 account is created in the special revenue fund, consisting of all money from the vehicle
 18.18 services fees specified in chapters 168, 168A, and 168D, and any other money donated,
 18.19 allotted, transferred, or otherwise provided to the account.

18.20 (b) Funds appropriated from the account must be used by the commissioner of public
 18.21 safety to administer the vehicle services specified in chapters 168, 168A, and 168D, and
 18.22 section 169.345, including:

18.23 (1) designing, producing, issuing, and mailing vehicle registrations, plates, emblems,
 18.24 and titles;

18.25 (2) collecting title and registration taxes and fees;

18.26 (3) transferring vehicle registration plates and titles;

18.27 (4) maintaining vehicle records;

18.28 (5) issuing disability certificates and plates;

18.29 (6) licensing vehicle dealers;

18.30 (7) appointing, monitoring, and auditing deputy registrars; and

18.31 (8) inspecting vehicles when required by law.

19.1 (c) \$..... per mail or online transaction is annually appropriated from the account to the
19.2 commissioner for the expense of fulfilling these orders.

19.3 Sec. 20. Minnesota Statutes 2020, section 299A.705, subdivision 2, is amended to read:

19.4 Subd. 2. **Driver services operating account.** (a) The driver services operating account
19.5 is created in the special revenue fund, consisting of all money collected under chapter 171
19.6 and any other money donated, allotted, transferred, or otherwise provided to the account.

19.7 (b) Funds appropriated from the account must be used by the commissioner of public
19.8 safety to administer the driver services specified in chapters 169A and 171, including the
19.9 activities associated with producing and mailing drivers' licenses and identification cards
19.10 and notices relating to issuance, renewal, or withdrawal of driving and identification card
19.11 privileges for any fiscal year or years and for the testing and examination of drivers.

19.12 (c) \$..... per mail or online transaction is annually appropriated from the account to the
19.13 commissioner for the expense of fulfilling these orders.

19.14 Sec. 21. Minnesota Statutes 2020, section 299A.705, is amended by adding a subdivision
19.15 to read:

19.16 Subd. 3a. **Full-service provider account.** (a) The full-service provider account is created
19.17 in the special revenue fund, consisting of fees described in sections 168.33, subdivision 7,
19.18 and 171.06, subdivision 2, and any other money donated, allotted, transferred, or otherwise
19.19 provided to the account.

19.20 (b) Money in the account is annually appropriated to the commissioner of public safety
19.21 to distribute to full-service providers, as defined in section 168.002, subdivision 12a. At
19.22 least quarterly, the commissioner must distribute the money in the account to each full-service
19.23 provider that was in operation during that quarter based proportionally on the number of
19.24 transactions completed by each full-service provider.

19.25 Sec. 22. **REPORT; TRANSITION TO DIGITAL TITLES AND DRIVERS'**
19.26 **LICENSES.**

19.27 By December 15, 2022, the commissioner of public safety must report to the chairs and
19.28 ranking minority members of the legislative committees with jurisdiction over transportation
19.29 policy and finance on transitioning from physical driver and vehicle documents to digital
19.30 versions of the same documents. At a minimum, the report must:

- 20.1 (1) include information on how other states have implemented the transition to digital
 20.2 documents;
- 20.3 (2) make recommendations on how to ensure the security, integrity, and privacy of data;
- 20.4 (3) include an estimate of the costs for transitioning to digital documents;
- 20.5 (4) include an estimated timeline for transitioning to digital documents; and
- 20.6 (5) identify statutory changes necessary to implement the transition to digital documents.

20.7 **Sec. 23. REPORT; DEPARTMENT OF NATURAL RESOURCES; POTENTIAL**
 20.8 **USE OF MNDRIVE.**

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

20.11 (b) "Commissioners" means the commissioner of public safety and the commissioner
 20.12 of natural resources.

20.13 (c) "DNR" means the Department of Natural Resources.

20.14 (d) "DNR system" means the current Department of Natural Resources system for boat,
 20.15 all-terrain vehicle, and snowmobile registrations.

20.16 (e) "MnDRIVE" means the state's vehicle title and registration system.

20.17 Subd. 2. **Report.** By December 15, 2022, the commissioners, in consultation with deputy
 20.18 registrars, must report to the chairs and ranking minority members of the legislative
 20.19 committees with jurisdiction over transportation policy and finance and natural resources
 20.20 policy and finance on the potential of transitioning from the DNR system to MnDRIVE to
 20.21 complete boat, all-terrain vehicle, and snowmobile registrations. At a minimum, the report
 20.22 must evaluate whether the DNR system should be replaced and, if so, whether MnDRIVE
 20.23 is an appropriate replacement. If the commissioners determine MnDRIVE is an appropriate
 20.24 replacement, then the report must also:

- 20.25 (1) include an estimate of costs for transitioning from the DNR system to MnDRIVE;
- 20.26 (2) include an estimated timeline for transitioning from the DNR system to MnDRIVE;
 20.27 and
- 20.28 (3) identify statutory changes necessary to implement the transition from the DNR system
 20.29 to MnDRIVE.

21.1 Sec. 24. **REPORT; IMPLEMENTATION OF DRIVER AND VEHICLE SERVICES**
21.2 **RECOMMENDATIONS.**

21.3 (a) The legislature encourages the commissioner of public safety, in conjunction with
21.4 appropriate stakeholders, to implement the following recommendations included in
21.5 independent expert review of driver and vehicle services issued January 12, 2022:

21.6 (1) revise the deputy registrar and driver's license agent contracts to encourage all deputy
21.7 registrars and driver's license agents to become or remain full-service providers as defined
21.8 in Minnesota Statutes, section 168.002, subdivision 12a;

21.9 (2) explore methods to reduce exam retakes, including how to support learning and
21.10 whether to raise the fee for subsequent road and knowledge tests after the second failed
21.11 attempt;

21.12 (3) track and share student pass rates for each certified driving school and investigate
21.13 high student failure rates when they occur for a given school;

21.14 (4) determine how best to utilize certified and impartial third parties for administration
21.15 of knowledge and road tests;

21.16 (5) implement data and reporting practices to assist the commissioner in making decisions
21.17 focused on the residents of the state;

21.18 (6) conduct a staffing review that balances staff quantity and quality, leverages technology
21.19 automations and configurations, and establishes performance standards and targets that
21.20 meet the needs of the state;

21.21 (7) identify performance and service standards and create a deputy registrar performance
21.22 scorecard and a driver's license agent performance scorecard that monitors user performance
21.23 to ensure a consistently positive experience for Minnesotans;

21.24 (8) provide a rapid response communication method for situations where deputy registrars
21.25 or driver's license agents need immediate support;

21.26 (9) explore ways to speed up background checks of new employees at the division of
21.27 driver and vehicle services offices and deputy registrar offices, including using a police
21.28 department or county sheriff;

21.29 (10) promote the preapplication process and expand the use of preapplications to all
21.30 possible, relevant areas;

21.31 (11) evaluate and make recommendations to the legislature on areas where it is
21.32 appropriate to make preapplications mandatory;

- 22.1 (12) adjust policies and practices to automate as many approval transactions as possible;
- 22.2 (13) determine the proper user level field needed by transaction type and explore
- 22.3 additional differentiated user levels in MnDRIVE;
- 22.4 (14) allow deputy registrars to have increased visibility to and influence on the MnDRIVE
- 22.5 enhancement process;
- 22.6 (15) engage a learning consultant and create a content strategy and communications
- 22.7 campaign to meet the needs of Minnesota residents, including a feedback loop for continuous
- 22.8 improvement and evolution;
- 22.9 (16) provide additional training and clear guidance regarding permissible use of records
- 22.10 and enable in-application notation of usage other than for paid transactions;
- 22.11 (17) consider what security measures are appropriate at each deputy registrar or driver's
- 22.12 license agent location, including the possible need for a security officer or for cameras with
- 22.13 recording capabilities; and
- 22.14 (18) offer training in deescalation and negotiation techniques to all public-facing staff.
- 22.15 (b) By December 15, 2022, the commissioner must report to the chairs and ranking
- 22.16 minority members of the legislative committees with jurisdiction over transportation finance
- 22.17 and policy on whether the recommendations in paragraph (a) and the recommendations
- 22.18 included in the March 2021 legislative auditor's report on driver examination stations have
- 22.19 been implemented, are in the process of being implemented, or will not be implemented.
- 22.20 For each recommendation that has been implemented, the commissioner must describe how
- 22.21 each recommendation was implemented and the outcome of the implementation. For each
- 22.22 recommendation that is in the process of being implemented, the commissioner must provide
- 22.23 the implementation timeline and a description of how the recommendation is being
- 22.24 implemented. For each recommendation that will not be implemented, the commissioner
- 22.25 must provide an explanation of why the recommendation will not be implemented.
- 22.26 **Sec. 25. EFFECTIVE DATE.**
- 22.27 Except where otherwise specified, this act is effective August 1, 2022.