

SF9018 - 0 - Vehicle Insurance Penalties Modified

Chief Author: **John Jasinski**
 Committee: **Transportation**
 Date Completed: **4/2/2025 2:36:16 PM**
 Lead Agency: **Supreme Court**
 Other Agencies:
 Corrections Dept Public Defense Board
 Public Safety Dept Sentencing Guidelines Comm

State Fiscal Impact	Yes	No
Expenditures	X	
Fee/Departmental Earnings	X	
Tax Revenue		X
Information Technology	X	
Local Fiscal Impact	X	

This table shows direct impact to state government only. Local government impact, if any, is discussed in the narrative.
 Reductions shown in the parentheses.

State Cost (Savings)		Biennium		Biennium	
Dollars in Thousands	FY2025	FY2026	FY2027	FY2028	FY2029
Public Safety Dept					
Restrict Misc Special Revenue	-	85	86	86	86
Supreme Court					
General Fund	-	(430)	(470)	(470)	(470)
State Total					
Restrict Misc Special Revenue	-	85	86	86	86
General Fund	-	(430)	(470)	(470)	(470)
Total	-	(345)	(384)	(384)	(384)
Biennial Total			(729)		(768)

Full Time Equivalent Positions (FTE)		Biennium		Biennium	
	FY2025	FY2026	FY2027	FY2028	FY2029
Public Safety Dept					
Restrict Misc Special Revenue	-	1	1	1	1
Supreme Court					
General Fund	-	-	-	-	-
Total	-	1	1	1	1

Lead LBO Analyst's Comment

I have reviewed this fiscal note for reasonableness of content and consistency with the LBO's Uniform Standards and Procedures.

LBO Signature: Susan Nelson **Date:** 4/2/2025 2:36:16 PM
Phone: 651-296-6054 **Email:** susan.nelson@lbo.mn.gov

State Cost (Savings) Calculation Details

This table shows direct impact to state government only. Local government impact, if any, is discussed in the narrative.
 Reductions are shown in parentheses.

*Transfers In/Out and Absorbed Costs are only displayed when reported.

State Cost (Savings) = 1-2		Biennium			Biennium	
Dollars in Thousands		FY2025	FY2026	FY2027	FY2028	FY2029
Public Safety Dept						
Restrict Misc Special Revenue	-	85	86	86	86	86
Supreme Court						
General Fund	-	(430)	(470)	(470)	(470)	(470)
Total	-	(345)	(384)	(384)	(384)	(384)
Biennial Total			(729)			(768)
1 - Expenditures, Absorbed Costs*, Transfers Out*						
Public Safety Dept						
Restrict Misc Special Revenue						
Expenditures	-	129	86	86	86	86
Absorbed Costs	-	(44)	-	-	-	-
Supreme Court						
General Fund	-	-	-	-	-	-
Total	-	85	86	86	86	86
Biennial Total			171			172
2 - Revenues, Transfers In*						
Public Safety Dept						
Restrict Misc Special Revenue	-	-	-	-	-	-
Supreme Court						
General Fund	-	430	470	470	470	470
Total	-	430	470	470	470	470
Biennial Total			900			940

SF9018 - 0 - Vehicle Insurance Penalties Modified

Chief Author: **John Jasinski**
 Committee: **Transportation**
 Date Completed: **4/2/2025 2:36:16 PM**
 Agency: **Supreme Court**

State Fiscal Impact	Yes	No
Expenditures		X
Fee/Departmental Earnings	X	
Tax Revenue		X
Information Technology		X
Local Fiscal Impact	X	

This table shows direct impact to state government only. Local government impact, if any, is discussed in the narrative.
 Reductions shown in the parentheses.

State Cost (Savings)	Biennium			Biennium	
	FY2025	FY2026	FY2027	FY2028	FY2029
Dollars in Thousands					
General Fund	-	(430)	(470)	(470)	(470)
Total	-	(430)	(470)	(470)	(470)
Biennial Total			(900)		(940)

Full Time Equivalent Positions (FTE)	Biennium			Biennium	
	FY2025	FY2026	FY2027	FY2028	FY2029
General Fund	-	-	-	-	-
Total	-	-	-	-	-

LBO Analyst's Comment

I have reviewed this fiscal note for reasonableness of content and consistency with the LBO's Uniform Standards and Procedures.

LBO Signature: Susan Nelson **Date:** 3/25/2025 3:35:05 PM
Phone: 651-296-6054 **Email:** susan.nelson@lbo.mn.gov

State Cost (Savings) Calculation Details

This table shows direct impact to state government only. Local government impact, if any, is discussed in the narrative. Reductions are shown in parentheses.

*Transfers In/Out and Absorbed Costs are only displayed when reported.

State Cost (Savings) = 1-2		Biennium			Biennium
Dollars in Thousands		FY2025	FY2026	FY2027	FY2028
					FY2029
General Fund	-	(430)	(470)	(470)	(470)
Total	-	(430)	(470)	(470)	(470)
Biennial Total			(900)		(940)
1 - Expenditures, Absorbed Costs*, Transfers Out*					
General Fund	-	-	-	-	-
Total	-	-	-	-	-
Biennial Total			-		-
2 - Revenues, Transfers In*					
General Fund	-	430	470	470	470
Total	-	430	470	470	470
Biennial Total			900		940

Bill Description

S.F. 9018-0 (the "bill") amends Minn. Stat. § 169.791, subd. 6 and Minn. Stat. § 169.797, subd. 4 to require the court to impose a fine of not less than \$250 for a person's only conviction within ten years; not less than \$400 for a conviction occurring within ten years of a prior conviction; and not less than \$600 for a violation occurring within ten years of two or more prior violations. The imposition of fines for a misdemeanor may be stayed if the individual convicted obtains subsequent proof of qualifying insurance and presents it to the court administrator and the commissioner.

The commissioner of public safety is responsible for verification of continuous coverage by an individual seeking a stay of a fine under Minn. Stat. § 169.791, subds. 6(c) and 6(d). Upon verification of a person's required and continued proof of insurance, the commissioner must notify the court administrator, and the person must not be imposed a fine. If the commissioner determines the party did not comply, the commissioner must notify the court administrator, and the court shall impose a 50% increased fine amount than originally imposed or a 25% increase in hours of required community service.

This section is effective August 1, 2025, for citations issued on or after that date.

The bill requires the commissioner of public safety, in consultation with the judicial branch, to submit a report by February 1 of each year to the chairs and ranking minority members of the legislative committees with jurisdiction over transportation and public safety finance and policy.

Assumptions

It is assumed that the provision requiring a fine of not less than \$600 for a violation occurring within 10 years of 2 or more prior violations is intended to apply to the gross misdemeanor offenses under Minn. Stat. § 169.797, subd. 4(a) and Minn. Stat. § 169.791, subd. 6.

In the Bureau of Criminal Apprehension and judicial branch offense coding systems, Minn. Stat. § 169.797, subd. 4(a) and Minn. Stat. § 169.791, subd. 6., are penalty statutes, not charging. Minn. Stat. § 169.797, subdivisions 2 and 3 are coded as charges and are currently programmed in the judicial branch systems as payable at \$200. Minn. Stat. § 169.791, subdivisions 2, 3, and 4, are also currently programmed in the judicial branch systems as payable at \$200.

It is assumed for purposes of this fiscal note that the Judicial Council will increase the payable fine for violations of Minn. Stat. § 169.797, subdivisions 2 and 3 and Minn. Stat. § 169.791, subdivisions 2, 3, and 4 to \$250 based on the provisions of this bill. It is assumed that not all charges result in a conviction, that not all convictions are paid in the same year issued, and that not all amounts due are paid. It is also assumed that the rate of fine revenue collected and distributed will remain

constant. It is also assumed the bill will not result in any change in distribution of the criminal traffic surcharge or the county law library fee revenue.

It is assumed that the provision requiring the court to impose not less than \$400 for a violation occurring within 10 years of a prior violation can only be applied in cases where the defendant appears and is sentenced in court as the court can only program in one payable fine amount for violations of Minn. Stat. § 169.797, subdivisions 2 and 3 and Minn. Stat. § 169.791, subdivisions 2, 3, and 4.

Expenditure and/or Revenue Formula

Minn. Stat. § 169.797

Based on 3 years of judicial branch data, an annual average of 6,205 charges under section 169.797 are paid without appearance and an annual average of \$151.78 per case for a total of \$941,794.90 is collected per year. ((18,614 total cases for 2022-2024/3 = 6,205); (\$2,825,347.98 total fines collected for 2022-2024/3) / 6,205= \$151.78 average fee collected per conviction, or an average of 76% of each \$200 fine amount imposed)). If the base fine is increased from \$200 to \$250, an annual average of an additional **\$237,155** (.76 x 250 = \$190, an additional \$38.22 per case x 6,205 = \$237,155) will be collected and disbursed to the general fund and to local units of government, **\$217,392 in FY26**, which is the annual amount discounted by one month to account for the August 1, 2025 effective date.

Minn. Stat. §169.791

Based on 3 years of judicial branch data, an annual average of 13,419 charges under section 169.791 are paid without appearance and an annual average of \$151.78 per case for a total of \$941,794.90 is collected per year. ((40,259 total cases for 2022-24/3=13,419); (\$2,824,972.98 total fines collected for 2022-24/3=\$941,657.66) / 13,419= \$70.17 average fee collected per conviction, or an average of 35% of each \$200 fine amount imposed)). If the base fine is increased from \$200 to \$250, an annual average of an additional **\$232,551.27** (.35 x 250 = \$87.50, an additional \$17.33 per case x 13,419 = \$232,551.27) will be collected and disbursed to the general fund and to local units of government, **\$213,171 in FY26**, which is the annual amount discounted by one month to account for the August 1, 2025 effective date.

Currently, the distribution of fines under either statute depends on the county in which the offense occurs, who has prosecutorial authority, and whether the citation was issued by the State Patrol.

If the citation is issued by the State Patrol, 5/8 of the fine is paid to the Trunk Highway Fund and 3/8 credited to the state general fund, unless the offender enters a plea of not guilty, is subsequently found guilty and a city attorney is the prosecuting, then 1/3 of the fine is paid to the Trunk Highway Fund, 1/3 of the fine is paid to the city, and 1/3 of the fine is paid to the state general fund. Minn. Stat. § 299D.03, subd. 5.

If the citation is not issued by the State Patrol then:

- If the county attorney is the prosecutorial authority for the case, 100% of the fine is credited to the state general fund. Minn. Stat. §§ 484.841, 574.34.
- If a city attorney is the prosecutorial authority in Hennepin County, 80% of the fine is paid to the city and 20% is credited to the state general fund. Minn. Stat. § 484.841.
- In all cases prosecuted in Ramsey County by an attorney for a municipality or subdivision of government within Ramsey County, 2/3 of the fine is paid to the treasury of the municipality or subdivision of government within Ramsey County and 1/3 credited to the state general fund under Minn. Stat. § 484.85.
- In Chisago County, 50% of the fine is paid to the city and 50% to the state general fund. Minn. Law 1975 c 392 s 2.
- If a city attorney in another of the other 85 counties is the prosecutorial authority, 2/3 of the fine is paid to the city and 1/3 to the state general fund. Minn. Stat. §§ 484.85, 484.90.

Because fine distribution is dependent on the circumstances of each case, while the bill is anticipated to result in an increase in revenue to the general fund and the Trunk Highway Fund, it is unknown what the exact impact will be.

Long-Term Fiscal Considerations

The annual increase in revenue will be ongoing.

Local Fiscal Impact

The bill is anticipated to result in an increase in revenue to municipalities and townships.

References/Sources

Agency Contact:

Agency Fiscal Note Coordinator Signature: Callie Lehman

Phone: 651-297-7579

Date: 3/24/2025 11:00:29 AM

Email: callie.lehman@courts.state.mn.us

SF9018 - 0 - Vehicle Insurance Penalties Modified

Chief Author: **John Jasinski**
 Committee: **Transportation**
 Date Completed: **4/2/2025 2:36:16 PM**
 Agency: **Corrections Dept**

State Fiscal Impact	Yes	No
Expenditures		X
Fee/Departmental Earnings		X
Tax Revenue		X
Information Technology		X
Local Fiscal Impact		X

This table shows direct impact to state government only. Local government impact, if any, is discussed in the narrative.
 Reductions shown in the parentheses.

State Cost (Savings)		Biennium			Biennium	
Dollars in Thousands		FY2025	FY2026	FY2027	FY2028	FY2029
Total		-	-	-	-	-
Biennial Total				-		-

Full Time Equivalent Positions (FTE)		Biennium			Biennium	
		FY2025	FY2026	FY2027	FY2028	FY2029
Total		-	-	-	-	-

LBO Analyst's Comment

I have reviewed this fiscal note for reasonableness of content and consistency with the LBO's Uniform Standards and Procedures.

LBO Signature: Susan Nelson **Date:** 3/25/2025 1:06:55 PM
Phone: 651-296-6054 **Email:** susan.nelson@lbo.mn.gov

State Cost (Savings) Calculation Details

This table shows direct impact to state government only. Local government impact, if any, is discussed in the narrative. Reductions are shown in parentheses.

*Transfers In/Out and Absorbed Costs are only displayed when reported.

State Cost (Savings) = 1-2		Biennium			Biennium	
Dollars in Thousands		FY2025	FY2026	FY2027	FY2028	FY2029
Total		-	-	-	-	-
Biennial Total				-		-
1 - Expenditures, Absorbed Costs*, Transfers Out*						
Total		-	-	-	-	-
Biennial Total				-		-
2 - Revenues, Transfers In*						
Total		-	-	-	-	-
Biennial Total				-		-

Bill Description

This bill increases the penalty for not having driver's insurance and details the logistics of the change.

Assumptions

The Minnesota Sentencing Guidelines Commission (MSGC) projects no fiscal impact to state correctional resources as a result of this legislation.

Expenditure and/or Revenue Formula

N/A

Long-Term Fiscal Considerations

N/A

Local Fiscal Impact

Unknown

References/Sources

Department of Corrections staff

MSGC

Agency Contact:

Agency Fiscal Note Coordinator Signature: Mark Besonen

Date: 3/25/2025 1:01:56 PM

Phone: 651-361-7200

Email: mark.besonen@state.mn.us

SF9018 - 0 - Vehicle Insurance Penalties Modified

Chief Author: **John Jasinski**
 Committee: **Transportation**
 Date Completed: **4/2/2025 2:36:16 PM**
 Agency: **Public Defense Board**

State Fiscal Impact	Yes	No
Expenditures		X
Fee/Departmental Earnings		X
Tax Revenue		X
Information Technology		X
Local Fiscal Impact		X

This table shows direct impact to state government only. Local government impact, if any, is discussed in the narrative.
 Reductions shown in the parentheses.

State Cost (Savings)		Biennium			Biennium	
Dollars in Thousands		FY2025	FY2026	FY2027	FY2028	FY2029
Total		-	-	-	-	-
Biennial Total				-		-

Full Time Equivalent Positions (FTE)		Biennium			Biennium	
		FY2025	FY2026	FY2027	FY2028	FY2029
Total		-	-	-	-	-

LBO Analyst's Comment

I have reviewed this fiscal note for reasonableness of content and consistency with the LBO's Uniform Standards and Procedures.

LBO Signature: Susan Nelson **Date:** 3/24/2025 2:50:49 PM
Phone: 651-296-6054 **Email:** susan.nelson@lbo.mn.gov

State Cost (Savings) Calculation Details

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Dollars in Thousands		FY2025	FY2026	FY2027	FY2028	FY2029
Total		-	-	-	-	-
Biennial Total				-		-
1 - Expenditures, Absorbed Costs*, Transfers Out*						
Total		-	-	-	-	-
Biennial Total				-		-
2 - Revenues, Transfers In*						
Total		-	-	-	-	-
Biennial Total				-		-

Bill Description

The bill would increase the minimum fine for driving without proof of insurance or failure to maintain insurance on a vehicle.

Assumptions

It is not anticipated that workloads or caseloads would increase as a result of this bill.

Expenditure and/or Revenue Formula**Long-Term Fiscal Considerations****Local Fiscal Impact****References/Sources****Agency Contact:**

Agency Fiscal Note Coordinator Signature: Kevin Kajer

Phone: 612-279-3508

Date: 3/17/2025 4:47:14 PM

Email: Kevin.kajer@pubdef.state.mn.us

SF9018 - 0 - Vehicle Insurance Penalties Modified

Chief Author: **John Jasinski**
 Committee: **Transportation**
 Date Completed: **4/2/2025 2:36:16 PM**
 Agency: **Public Safety Dept**

State Fiscal Impact	Yes	No
Expenditures	X	
Fee/Departmental Earnings		X
Tax Revenue		X
Information Technology	X	
Local Fiscal Impact		X

This table shows direct impact to state government only. Local government impact, if any, is discussed in the narrative.
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State Cost (Savings)	Biennium			Biennium	
	FY2025	FY2026	FY2027	FY2028	FY2029
Dollars in Thousands					
Restrict Misc Special Revenue	-	85	86	86	86
Total	-	85	86	86	86
Biennial Total			171		172

Full Time Equivalent Positions (FTE)	Biennium			Biennium	
	FY2025	FY2026	FY2027	FY2028	FY2029
Restrict Misc Special Revenue	-	1	1	1	1
Total	-	1	1	1	1

LBO Analyst's Comment

I have reviewed this fiscal note for reasonableness of content and consistency with the LBO's Uniform Standards and Procedures.

LBO Signature: Laura Cecko **Date:** 4/2/2025 8:11:46 AM
Phone: 651-284-6543 **Email:** laura.cecko@lbo.mn.gov

State Cost (Savings) Calculation Details

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State Cost (Savings) = 1-2		Biennium			Biennium	
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Restrict Misc Special Revenue	-	85	86	86	86	86
Total	-	85	86	86	86	86
Biennial Total			171			172
1 - Expenditures, Absorbed Costs*, Transfers Out*						
Restrict Misc Special Revenue						
Expenditures	-	129	86	86	86	86
Absorbed Costs	-	(44)	-	-	-	-
Total	-	85	86	86	86	86
Biennial Total			171			172
2 - Revenues, Transfers In*						
Restrict Misc Special Revenue	-	-	-	-	-	-
Total	-	-	-	-	-	-
Biennial Total			-			-

Bill Description

This proposal increases the fine amount penalties associated with second or subsequent violations within a ten-year timeframe within the Failure to Provide Vehicle Insurance statutes (Minn. Stat. 169.791, Subd. 6).

This bill also allows for the imposed fines to be stayed if proof of insurance is provided to the court administrator and commissioner as long as the coverage is continuous until the time of the final court appearance and six months after the date of stayed fine. Additionally, it requires the individual to notify the commissioner if the insurance coverage is interrupted during this time frame of the stayed fine.

This proposal requires the commissioner of public safety to verify the continuous coverage every six months for a period of time ranging from 13 months to 25 months based on the number of previous offenses in the past ten years. If an individual violates any of these parameters during the stayed fines, a 50% increase can be applied to the initial fines, or a 25% increase in community service time.

The same adjustments and requirements outlined for Minn. Stat. 169.791 listed above are also applied to Minn. Stat. 169.797, Subd 4 (Penalties for Failure to Provide Vehicle Insurance).

Additionally, the commissioner of public safety, in collaboration with the judicial branch, must submit a report by February 1 of each year to the legislature that outlines the following:

Assumptions**State Patrol**

Other than situational awareness and brief training on the statute to personnel of the State Patrol, the changes to the penalties related to motor vehicle insurance violations, the verification process, along with the reporting requirements outlined in this proposal would not incur any specific costs to the agency. The training and overview of the statute would likely take place during yearly scheduled in-service sessions or within a chief's memo where all new case law is

discussed.

It is assumed that the judicial branch, and by delegation, court administration offices along with DVS would be responsible for the applicable insurance verification process and reporting requirements outlined in this bill.

Driver and Vehicle Services

This bill requires Driver and Vehicle Services (DVS) to verify continual insurance of people who need to prove insurance to stay a court fine. The court will need to identify and inform DVS which individuals will need insurance monitoring.

Programming will be needed to track individuals of whom the court has identified and send out a courtesy letter to those individuals prior to their six-month deadline. This programming will cost \$26,208 and will be covered under the existing vendor contract. As it is the individuals' responsibility to provide proof of insurance at the designated time, this letter is a courtesy only and will not require rulemaking.

Programming will also be needed to create an online service to upload insurance documents and will cost an additional \$17,472, which will be covered under the existing vendor contract.

The number of cases the court will refer to DVS for monitoring is unknown, however this is potentially a large task that exceeds current staffing level capability and DVS does not have a unit that performs tasks in this capacity. DVS requires one Office and Administrative Specialist, Intermediate (OASI) FTE in the Customer Follow Up unit to monitor driver insurance levels, verify insurance with insurance companies, and communicate driver status with the courts. This OASI will need to follow up in the event the individual sold their car or changed insurance companies. One OASI costs \$83,531 per year salary and benefits, with \$2,154 operational costs, for a total of \$85,685 per year.

Expenditure and/or Revenue Formula

\$85,685 OASI FTE ($\$83,531 + \$2,154 = \$85,685$) - ongoing

\$43,680 MNDRIVE programming (120 hours plus 80 hours = 200; $200 \times \$218.40$ per hour = \$43,680) - onetime, absorbed

Long-Term Fiscal Considerations

Local Fiscal Impact

References/Sources

Driver and Vehicle Services

Agency Contact: Pong Xiong

Agency Fiscal Note Coordinator Signature: Brian Awsumb

Phone: 651-539-3387

Date: 4/1/2025 9:58:28 PM

Email: brian.awsumb@state.mn.us

SF9018 - 0 - Vehicle Insurance Penalties Modified

Chief Author: **John Jasinski**
 Committee: **Transportation**
 Date Completed: **4/2/2025 2:36:16 PM**
 Agency: **Sentencing Guidelines Comm**

State Fiscal Impact	Yes	No
Expenditures		X
Fee/Departmental Earnings		X
Tax Revenue		X
Information Technology		X
Local Fiscal Impact		X

This table shows direct impact to state government only. Local government impact, if any, is discussed in the narrative.
 Reductions shown in the parentheses.

State Cost (Savings)		Biennium			Biennium	
Dollars in Thousands		FY2025	FY2026	FY2027	FY2028	FY2029
Total		-	-	-	-	-
Biennial Total				-		-

Full Time Equivalent Positions (FTE)		Biennium			Biennium	
		FY2025	FY2026	FY2027	FY2028	FY2029
Total		-	-	-	-	-

LBO Analyst's Comment

I have reviewed this fiscal note for reasonableness of content and consistency with the LBO's Uniform Standards and Procedures.

LBO Signature: Susan Nelson **Date:** 3/25/2025 9:32:40 AM
Phone: 651-296-6054 **Email:** susan.nelson@lbo.mn.gov

State Cost (Savings) Calculation Details

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*Transfers In/Out and Absorbed Costs are only displayed when reported.

State Cost (Savings) = 1-2		Biennium			Biennium	
Dollars in Thousands		FY2025	FY2026	FY2027	FY2028	FY2029
Total		-	-	-	-	-
Biennial Total				-		-
1 - Expenditures, Absorbed Costs*, Transfers Out*						
Total		-	-	-	-	-
Biennial Total				-		-
2 - Revenues, Transfers In*						
Total		-	-	-	-	-
Biennial Total				-		-

Bill Description

Section 1 and 2 amend Minn. Stat. §§ 169.791 (Criminal Penalty for Failure to Produce Proof of Insurance) and 169.797 (Penalties for Failure to Provide Vehicle Insurance), changing the fine structure and allowing the fines to be stayed for misdemeanors if the subject subsequently provides proof of insurance.

Section 1 and section 2 are effective August 1, 2025, for citations issued on or after that date.

Section 3 requires the Commissioner of Public Safety to submit a Report to the Legislature by February 1 of each year, and include information on the number of individuals charged with a violation of Minn. Stat. §§ 169.791 or 169.797, and meet the requirements for a stayed fine.

Section 3 is effective the day following final enactment.

Assumptions

It is assumed that, because there are no felony penalties affected, there will be no impact on state correctional resources.

Expenditure and/or Revenue Formula**Long-Term Fiscal Considerations**

Based on the above assumptions, because there are no felony penalties affected, there will be no long-term fiscal impact.

Local Fiscal Impact

Unknown.

References/Sources**Agency Contact:**

Agency Fiscal Note Coordinator Signature: Jill Payne

Phone: 651-757-1725

Date: 3/25/2025 8:56:25 AM

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