

1.1 Senator moves to amend H.F. No. 4293, in conference committee, as
1.2 follows:

1.3 Senate language, (UEH4293-1)

1.4 Delete everything after the enacting clause and insert:

1.5 "Section 1. Minnesota Statutes 2020, section 168.002, is amended by adding a subdivision
1.6 to read:

1.7 Subd. 12a. Full-service provider. "Full-service provider" means a person who is
1.8 appointed by the commissioner as both a deputy registrar under this chapter and a driver's
1.9 license agent under chapter 171 who provides all driver services, excluding International
1.10 Registration Plan and International Fuel Tax Agreement transactions. The commissioner is
1.11 not a full-service provider.

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

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

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

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

1.25 (d) ~~Fees~~ Of the fee collected by the commissioner under paragraph (b) for driver's license,
1.26 instruction permit, and Minnesota identification card records, ~~must be paid into the state~~
1.27 ~~treasury with 50 cents of each fee credited to~~ must be deposited in the general fund., and
1.28 ~~the remainder of the fees collected must be credited to~~ must be deposited in the driver
1.29 services operating account in the special revenue fund under section 299A.705. Of the fee
1.30 collected by a full-service provider under paragraph (b) for driver's license, instruction
1.31 permit, and Minnesota identification card records, the provider must transmit 50 cents to

2.1 the commissioner to be deposited in the general fund, and the provider must retain the
2.2 remainder.

2.3 (e) Fees Of the fee collected by the commissioner under paragraphs (b) and (c) for vehicle
2.4 registration or title records, ~~must be paid into the state treasury with 50 cents of each fee~~
2.5 ~~credited to~~ must be deposited in the general fund, and the remainder of the fees collected
2.6 ~~must be credited to~~ must be deposited in the vehicle services operating account in the special
2.7 revenue fund specified in section 299A.705. Of the fee collected by a full-service provider
2.8 under paragraphs (b) and (c) for vehicle registration or title records, the provider must
2.9 transmit 50 cents of each fee to the commissioner to be deposited in the general fund, and
2.10 the provider must retain the remainder.

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

2.15 (1) \$2.70 must be deposited in the general fund;

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

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

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

2.23 **EFFECTIVE DATE.** This section is effective January 1, 2023, and applies to requests
2.24 for records made on or after that date.

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

2.26 Subd. 2. **Requests for information; surcharge on fee.** (a) Except as otherwise provided
2.27 in subdivision 3, the commissioner ~~shall~~ or full-service provider must impose a surcharge
2.28 of 50 cents on each fee charged by the commissioner or full-service provider under section
2.29 13.03, subdivision 3, for copies or electronic transmittals of public information about the
2.30 registration of a vehicle or an applicant, or holder of a driver's license, instruction permit,
2.31 or Minnesota identification card.

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

3.6 (c) The surcharges collected by the commissioner under this subdivision must be credited
3.7 to the general fund. The surcharges collected by a full-service provider must be transmitted
3.8 to the commissioner to be deposited in the general fund.

3.9 **EFFECTIVE DATE.** This section is effective January 1, 2023, and applies to requests
3.10 for records made on or after that date.

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

3.12 Subd. 3. **Exception to fee and surcharge.** (a) Notwithstanding subdivision 2 or section
3.13 13.03, a fee or surcharge may not be imposed in response to a request for public information
3.14 about the registration of a vehicle if the commissioner or full-service provider is satisfied
3.15 that:

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

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

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

3.23 **EFFECTIVE DATE.** This section is effective January 1, 2023, and applies to requests
3.24 for records made on or after that date.

3.25 Sec. 5. Minnesota Statutes 2020, section 168.327, is amended by adding a subdivision to
3.26 read:

3.27 Subd. 7. **Monitoring and auditing.** The commissioner must monitor and audit the
3.28 furnishing of records by full-service providers under this section to ensure full-service
3.29 providers are complying with this section, chapter 13, and United States Code, title 18,
3.30 section 2721, et seq.

3.31 **EFFECTIVE DATE.** This section is effective January 1, 2023.

4.1 Sec. 6. Minnesota Statutes 2020, section 168.345, subdivision 2, is amended to read:

4.2 Subd. 2. **Lessees; information.** The commissioner may not furnish information about
4.3 registered owners of passenger automobiles who are lessees under a lease for a term of 180
4.4 days or more to any person except the owner of the vehicle, the lessee, personnel of law
4.5 enforcement agencies and trade associations performing a member service under section
4.6 604.15, subdivision 4a, and federal, state, and local governmental units, and, at the
4.7 commissioner's discretion, to persons who use the information to notify lessees of automobile
4.8 recalls. The commissioner may release information about lessees in the form of summary
4.9 data, as defined in section 13.02, to persons who use the information in conducting statistical
4.10 analysis and market research.

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

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

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

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

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

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

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

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

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

5.1 ~~(3)~~ (2) the commissioner of public safety may verify with insurance companies vehicle
5.2 insurance information to enforce sections 65B.48, 169.792, 169.793, 169.796, and 169.797;

5.3 ~~(4)~~ (3) the commissioner of public safety ~~shall~~ must provide the commissioner of
5.4 transportation the information obtained for each traffic accident involving a commercial
5.5 motor vehicle, for purposes of administering commercial vehicle safety regulations;

5.6 ~~(5)~~ (4) upon specific request, the commissioner of public safety ~~shall~~ must provide the
5.7 commissioner of transportation the information obtained regarding each traffic accident
5.8 involving damage to identified state-owned infrastructure, for purposes of debt collection
5.9 under section 161.20, subdivision 4; and

5.10 ~~(6)~~ (5) the commissioner of public safety may give to the United States Department of
5.11 Transportation commercial vehicle accident information in connection with federal grant
5.12 programs relating to safety.

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

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

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

5.29 (e) The commissioner of public safety ~~shall~~ or full-service provider as defined in section
5.30 171.01, subdivision 33a, must charge authorized persons as described in paragraph (a) a \$5
5.31 fee for a copy of an accident report. Ninety percent of the \$5 fee collected by the
5.32 commissioner under this paragraph must be deposited in the special revenue fund and
5.33 credited to the driver services operating account established in section 299A.705 and ten
5.34 percent must be deposited in the general fund. Of the \$5 fee collected by a full-service

6.1 provider, the provider must transmit 50 cents to the commissioner to be deposited into the
6.2 general fund, and the provider must retain the remainder. The commissioner may also furnish
6.3 an electronic copy of the database of accident records, which must not contain personal or
6.4 private data on an individual, to private agencies as provided in paragraph (g), for not less
6.5 than the cost of preparing the copies on a bulk basis as provided in section 13.03, subdivision
6.6 3.

6.7 (f) The fees specified in paragraph (e) notwithstanding, the commissioner and law
6.8 enforcement agencies ~~shall~~ must charge commercial users who request access to response
6.9 or incident data relating to accidents a fee not to exceed 50 cents per record. "Commercial
6.10 user" is a user who in one location requests access to data in more than five accident reports
6.11 per month, unless the user establishes that access is not for a commercial purpose. Of the
6.12 money collected by the commissioner under this paragraph, 90 percent must be deposited
6.13 in the special revenue fund and credited to the driver services operating account established
6.14 in section 299A.705 and ten percent must be deposited in the general fund.

6.15 (g) The fees in paragraphs (e) and (f) notwithstanding, the commissioner ~~shall~~ must
6.16 provide an electronic copy of the accident records database to the public on a case-by-case
6.17 basis using the cost-recovery charges provided for under section 13.03, subdivision 3. The
6.18 database provided must not contain personal or private data on an individual. However,
6.19 unless the accident records database includes the vehicle identification number, the
6.20 commissioner ~~shall~~ must include the vehicle registration plate number if a private agency
6.21 certifies and agrees that the agency:

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

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

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

6.27 **EFFECTIVE DATE.** This section is effective January 1, 2023, and applies to requests
6.28 for records made on or after that date.

6.29 Sec. 8. Minnesota Statutes 2020, section 169.09, is amended by adding a subdivision to
6.30 read:

6.31 Subd. 20. **Monitoring and auditing.** The commissioner must monitor and audit the
6.32 furnishing of records by full-service providers under this section to ensure full-service

7.1 providers are complying with this section, chapter 13, and United States Code, title 18,
7.2 section 2721, et seq.

7.3 **EFFECTIVE DATE.** This section is effective January 1, 2023.

7.4 Sec. 9. Minnesota Statutes 2020, section 171.01, is amended by adding a subdivision to
7.5 read:

7.6 Subd. 33a. **Full-service provider.** "Full-service provider" has the meaning given in
7.7 section 168.002, subdivision 12a.

7.8 Sec. 10. Minnesota Statutes 2020, section 171.06, is amended by adding a subdivision to
7.9 read:

7.10 Subd. 8. **Preapplication.** (a) The commissioner must establish a process for an applicant
7.11 to submit an electronic preapplication for a driver's license or identification card. The
7.12 commissioner must design the preapplication so that the applicant must enter information
7.13 required for the application. The preapplication process must generate a list of documents
7.14 the applicant is required to submit in person at the time of the application. At the time an
7.15 individual schedules an appointment to apply for a driver's license or identification card,
7.16 the commissioner, full-service provider, or driver's license agent who is scheduling the
7.17 appointment must provide to the applicant a link to the preapplication website.

7.18 (b) An applicant who submitted a preapplication is required to appear in person before
7.19 the commissioner, a full service provider, or a driver's license agent to submit a completed
7.20 application for the driver's license or identification card.

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

7.22 Subd. 4. **Fee; equipment.** (a) The agent may charge and retain a filing fee of \$8 for each
7.23 application- as follows:

7.24 (1) **New application for a noncompliant, REAL ID-compliant, or** \$ 16.00
7.25 **enhanced driver's license or identification card**

7.26 (2) **Renewal application for a noncompliant, REAL ID-compliant, or** \$ 11.00
7.27 **enhanced driver's license or identification card**

7.28 Except as provided in paragraph (c), the fee shall must cover all expenses involved in
7.29 receiving, accepting, or forwarding to the department the applications and fees required
7.30 under sections 171.02, subdivision 3; 171.06, subdivisions 2 and 2a; and 171.07, subdivisions
7.31 3 and 3a.

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

8.8 (c) The department ~~shall~~ must maintain the photo identification and vision examination
8.9 equipment for all agents ~~appointed as of January 1, 2000. Upon the retirement, resignation,~~
8.10 ~~death, or discontinuance of an existing agent, and if a new agent is appointed in an existing~~
8.11 ~~office pursuant to Minnesota Rules, chapter 7404, and notwithstanding the above or~~
8.12 ~~Minnesota Rules, part 7404.0400, the department shall provide and maintain photo~~
8.13 ~~identification equipment without additional cost to a newly appointed agent in that office~~
8.14 ~~if the office was provided the equipment by the department before January 1, 2000. All~~
8.15 photo identification and vision examination equipment must be compatible with standards
8.16 established by the department.

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

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

8.26 **EFFECTIVE DATE.** This section is effective October 1, 2022, and applies to
8.27 applications made on or after that date.

8.28 Sec. 12. Minnesota Statutes 2020, section 171.0705, is amended by adding a subdivision
8.29 to read:

8.30 Subd. 11. **Manual and study material availability.** The commissioner must publish
8.31 the driver's manual and study support materials for the written exam and skills exam. The
8.32 study support materials must focus on the subjects and skills that are most commonly failed
8.33 by exam takers. The commissioner must ensure that the driver's manual and study support
8.34 materials are easily located and are available for no cost.

9.1 Sec. 13. Minnesota Statutes 2020, section 171.12, subdivision 1a, is amended to read:

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

9.3 The commissioner must establish written procedures to ensure that only individuals
9.4 authorized by law may enter, update, or access not public data collected, created, or
9.5 maintained by the driver and vehicle services information system. An authorized individual's
9.6 ability to enter, update, or access data in the system must correspond to the official duties
9.7 or training level of the individual and to the statutory authorization granting access for that
9.8 purpose. All queries and responses, and all actions in which data are entered, updated,
9.9 accessed, shared, or disseminated, must be recorded in a data audit trail. If an authorized
9.10 individual accesses data to resolve an issue and the access does not result in a completed
9.11 transaction, the individual must include a notation on the record for the transaction explaining
9.12 the business need for accessing the data. Data contained in the audit trail are public to the
9.13 extent the data are not otherwise classified by law.

9.14 (b) ~~If the commissioner must immediately and permanently revoke the authorization of~~
9.15 ~~any~~ determines that an individual who willfully entered, updated, accessed, shared, or
9.16 disseminated data in violation of state or federal law, the commissioner must impose
9.17 disciplinary action. If an individual willfully gained access to data without authorization by
9.18 law, the commissioner must forward the matter to the appropriate prosecuting authority for
9.19 prosecution. The commissioner must not impose disciplinary action against an individual
9.20 who properly accessed data to complete an authorized transaction or to resolve an issue that
9.21 did not result in a completed authorized transaction.

9.22 (c) The commissioner must establish a process that allows an individual whose was
9.23 subject to disciplinary action to appeal the action. If the commissioner imposes disciplinary
9.24 action, the commissioner must notify the individual in writing, of the action explain the
9.25 reason for the action, and explain how to appeal the action. The commissioner must transmit
9.26 the notification within five calendar days of the action.

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

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

10.3 (e) For purposes of this subdivision, "disciplinary action" means a formal or informal
10.4 disciplinary measure, including but not limited to requiring corrective action or suspending
10.5 or revoking the individual's access to the driver and vehicle information system.

10.6 **EFFECTIVE DATE.** This section is effective October 1, 2022. Paragraphs (b),(c), and
10.7 (e) apply to audits of data use that are open on or after October 1, 2022.

10.8 Sec. 14. Minnesota Statutes 2021 Supplement, section 171.13, subdivision 1, is amended
10.9 to read:

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

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

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

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

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

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

10.30 (b) Notwithstanding paragraph (a), the commissioner must not deny an application for
10.31 a driver's license based on the exclusive grounds that the applicant's eyesight is deficient in
10.32 color perception or that the applicant has been diagnosed with diabetes mellitus. War veterans

11.1 operating motor vehicles especially equipped for disabled persons, if otherwise entitled to
11.2 a license, must be granted such license.

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

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

11.10 (c) The commissioner must ensure there are 50 or more exam stations located so that
11.11 an applicant may take an exam either in the county where the applicant resides or in an
11.12 adjacent county at a reasonably convenient location. One or more exam stations must be
11.13 located in each county with a population of 130,000 or more, as determined by the 2020
11.14 decennial census, that is located outside of the metropolitan area as defined in section
11.15 473.121, subdivision 2. Each exam station must be open a minimum of one day per week.
11.16 The schedule for each exam station must be posted on the department's website.

11.17 (d) The commissioner must provide real-time information on the department's website
11.18 about the availability and location of exam appointments. The website must show the next
11.19 available exam dates and times for each exam station. The website must also provide an
11.20 option for a person to enter an address to see the date and time of the next available exam
11.21 at each exam station sorted by distance from the address provided. The information must
11.22 be easily accessible and must not require a person to sign in or provide any other information,
11.23 except an address, in order to see available exam dates.

11.24 **EFFECTIVE DATE.** This section is effective July 1, 2023, except that paragraph (d)
11.25 is effective January 1, 2023.

11.26 Sec. 15. Minnesota Statutes 2020, section 171.13, subdivision 1a, is amended to read:

11.27 Subd. 1a. **Waiver when license issued by another jurisdiction.** (a) If the commissioner
11.28 determines that an applicant 21 years of age or older possesses a valid driver's license issued
11.29 by another state or jurisdiction that requires a comparable examination for obtaining a
11.30 driver's license, the commissioner ~~may~~ must waive the ~~requirement~~ requirements that the
11.31 applicant pass a written knowledge examination and demonstrate ability to exercise ordinary
11.32 and reasonable control in the operation of a motor vehicle ~~on determining that the applicant~~

12.1 ~~possesses a valid driver's license issued by a jurisdiction that requires a comparable~~
12.2 ~~demonstration for license issuance.~~

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

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

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

12.18 Sec. 16. **[171.375] STUDENT PASS RATE.**

12.19 (a) For each driver training school, the commissioner must determine the percentage of
12.20 students from that school who pass the written exam or road test on the student's first attempt,
12.21 second attempt, or third or subsequent attempt. The commissioner must publicly post the
12.22 information collected under this section on the department's website. At a minimum, the
12.23 commissioner must update this information on the department's website at least every six
12.24 months. The information must be searchable by the name of a school or a location.

12.25 (b) By January 1 and July 1 of each year, each driver training school must provide to
12.26 the commissioner a list of all students who completed coursework at the school during the
12.27 previous six months.

12.28 Sec. 17. **REPORT; DRIVER AND VEHICLE SERVICES RECOMMENDATIONS.**

12.29 (a) By January 15, 2023, the commissioner of public safety must report to the chairs and
12.30 ranking minority members of the legislative committees with jurisdiction over transportation
12.31 finance and policy on driver and vehicle services recommendations and operations. The
12.32 report must:

13.1 (1) review recommendations from the independent expert review of driver and vehicle
13.2 services issued January 12, 2022, as identified under paragraph (b);

13.3 (2) review the recommendations made to the commissioner in the legislative auditor's
13.4 report on driver examination stations issued in March, 2021;

13.5 (3) provide the commissioner's plan for exam station locations, including how many
13.6 exam stations will remain open and the locations of the exam stations;

13.7 (4) identify whether any limited driver's license agents are unable to become full-service
13.8 providers because of the restrictions in Minnesota Statutes, section 171.061, and Minnesota
13.9 Rules, chapter 7404, and, if so, whether the commissioner would recommend any exceptions
13.10 to allow the limited driver's license agent to participate in the fee-sharing provisions of this
13.11 article; and

13.12 (5) propose any changes to statutes necessary or beneficial in implementing
13.13 recommendations under clauses (1) and (2).

13.14 (b) The report must include information on the independent expert review
13.15 recommendations to:

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

13.19 (2) determine how best to utilize certified and impartial third parties for administration
13.20 of knowledge and road tests;

13.21 (3) implement data and reporting practices to assist the commissioner in making decisions
13.22 focused on the residents of the state;

13.23 (4) conduct a staffing review that balances staff quantity and quality, leverages technology
13.24 automations and configurations, and establishes performance standards and targets that
13.25 meet the needs of the state;

13.26 (5) identify performance and service standards and create a deputy registrar performance
13.27 scorecard and a driver's license agent performance scorecard that monitors user performance
13.28 to ensure a consistently positive experience for Minnesotans;

13.29 (6) provide a rapid response communication method for situations where deputy registrars
13.30 or driver's license agents need immediate support;

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

14.4 (8) promote the preapplication process and expand the use of preapplications to all
14.5 possible, relevant areas;

14.6 (9) evaluate and make recommendations to the legislature on areas where it is appropriate
14.7 to make preapplications mandatory;

14.8 (10) adjust policies and practices to automate as many approval transactions as possible;

14.9 (11) determine the proper user level field needed by transaction type and explore
14.10 additional differentiated user levels in MnDRIVE;

14.11 (12) allow deputy registrars to have increased visibility to and influence on the MnDRIVE
14.12 enhancement process;

14.13 (13) engage a learning consultant and create a content strategy and communications
14.14 campaign to meet the needs of Minnesota residents, including a feedback loop for continuous
14.15 improvement and evolution;

14.16 (14) provide additional training and clear guidance regarding permissible use of records
14.17 and enable in-application notation of usage other than for paid transactions;

14.18 (15) consider what security measures are appropriate at each deputy registrar or driver's
14.19 license agent location, including the possible need for a security officer or for cameras with
14.20 recording capabilities;

14.21 (16) offer training in deescalation and negotiation techniques to all public-facing staff;

14.22 (17) examine the potential of allowing online applications for replacement class D drivers'
14.23 licenses;

14.24 (18) explore options to encourage people to conduct transactions online or in person
14.25 instead of by mail; and

14.26 (19) study the feasibility of splitting revenue from mail or online vehicle transactions
14.27 between the commissioner and deputy registrars and full-service providers.

14.28 (c) For each of the recommendations under paragraph (a), clauses (1) and (2), and
14.29 paragraph (b), the report must specify the status from the following:

14.30 (1) the recommendation is under ongoing active consideration or review, including to:

14.31 (i) describe the current state of the analysis; and

- 15.1 (ii) provide the anticipated timeline to conclude the review;
- 15.2 (2) the recommendation is in the process of being implemented, including to:
- 15.3 (i) describe how the recommendation is being implemented;
- 15.4 (ii) provide the anticipated timeline for implementation; and
- 15.5 (iii) provide an estimated cost of implementing the recommendation;
- 15.6 (3) the recommendation has been implemented, including to:
- 15.7 (i) describe when and how the recommendation was implemented;
- 15.8 (ii) describe the outcome of implementing the recommendation; and
- 15.9 (iii) provide an estimated cost of implementing the recommendation;
- 15.10 (4) the recommendation will not be implemented, including to:
- 15.11 (i) provide a detailed explanation of why the recommendation will not be implemented;
- 15.12 (ii) provide an estimated cost to implement the recommendation;
- 15.13 (iii) provide an estimated timeline to implement the recommendation; and
- 15.14 (iv) describe any unmet needs that, if met, would allow the commissioner to implement
- 15.15 the recommendation.

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

15.17 Sec. 18. Laws 2021, First Special Session chapter 5, article 1, section 4, subdivision 4, is
 15.18 amended to read:

15.19 **Subd. 4. Driver and Vehicle Services**

15.20			39,685,000
15.21	(a) Driver Services	44,820,000	<u>40,435,000</u>

15.22 This appropriation is from the driver services
 15.23 operating account in the special revenue fund
 15.24 under Minnesota Statutes, section 299A.705,
 15.25 subdivision 2.

15.26 \$2,598,000 in each year is for costs to reopen
 15.27 all driver's license examination stations that
 15.28 were closed in 2020 due to the COVID-19
 15.29 pandemic. This amount is not available for the
 15.30 public information center, general

16.1 administration, or operational support. This is
 16.2 a onetime appropriation.
 16.3 \$2,229,000 in fiscal year 2022 and \$155,000
 16.4 in fiscal year 2023 are for costs of a pilot
 16.5 project for same-day issuance of drivers'
 16.6 licenses and state identification cards.

16.7 \$750,000 in fiscal year 2023 is for
 16.8 reimbursement to limited-service driver's
 16.9 license agents for the purchase of equipment
 16.10 necessary for a full-service provider, as
 16.11 defined in Minnesota Statutes, section 171.01,
 16.12 subdivision 33a, following application to the
 16.13 commissioner. The commissioner may provide
 16.14 no more than \$15,000 to each driver's license
 16.15 agent. This is a onetime appropriation.

16.16 The base is \$36,398,000 in each of fiscal years
 16.17 2024 and 2025.

16.18			<u>35,535,000</u>
16.19	(b) Vehicle Services	37,418,000	<u>35,690,000</u>

16.20	Appropriations by Fund		
16.21		2022	2023
16.22	H.U.T.D.	686,000	-0-
16.23			<u>35,535,000</u>
16.24	Special Revenue	36,732,000	<u>35,690,000</u>

16.25 The special revenue fund appropriation is from
 16.26 the vehicle services operating account under
 16.27 Minnesota Statutes, section 299A.705,
 16.28 subdivision 1.

16.29 \$200,000 in fiscal year 2022 is from the
 16.30 vehicle services operating account for the
 16.31 independent expert review of MnDRIVE under
 16.32 article 4, section 144, for expenses of the chair
 16.33 and the review team related to work completed
 16.34 pursuant to that section, including any

17.1 contracts entered into. This is a onetime
 17.2 appropriation.
 17.3 \$250,000 in fiscal year 2022 is from the
 17.4 vehicle services operating account for
 17.5 programming costs related to the
 17.6 implementation of self-service kiosks for
 17.7 vehicle registration renewal. This is a onetime
 17.8 appropriation and is available in fiscal year
 17.9 2023.

17.10 \$101,000 in fiscal year 2023 is from the
 17.11 vehicle services operating account for staff
 17.12 costs related to monitoring and auditing
 17.13 records issued by full-service providers.

17.14 \$54,000 in fiscal year 2023 is for an appeals
 17.15 process for information technology system
 17.16 data access revocations, including costs of
 17.17 staff and equipment.

17.18 The base is ~~\$33,788,000~~ \$33,933,000 in each
 17.19 of fiscal years 2024 and 2025.

17.20 Sec. 19. Laws 2021, First Special Session chapter 5, article 1, section 4, subdivision 5, is
 17.21 amended to read:

17.22 **Subd. 5. Traffic Safety** 8,477,000 8,464,000

17.23	Appropriations by Fund	
17.24	2022	2023
17.25	General	7,970,000
17.26	Trunk Highway	494,000

17.27 \$7,398,000 in fiscal year 2022 and \$7,398,000
 17.28 in fiscal year 2023 are from the general fund
 17.29 for grants to school districts, nonpublic
 17.30 schools, charter schools, and companies that
 17.31 provide school bus services, for the purchase
 17.32 and installation of school bus stop-signal arm
 17.33 camera systems. In awarding grants, the

18.1 commissioner must prioritize: regular route
18.2 type A, B, C, and D buses; newer buses; and
18.3 buses that do not already have a stop-signal
18.4 arm or forward-facing camera. Cameras
18.5 purchased with grants awarded pursuant to
18.6 this section must be used within the state.
18.7 When implementing the grant program, the
18.8 commissioner must require grant recipients to
18.9 submit an estimate of the recipient's
18.10 anticipated ongoing costs associated with the
18.11 use of the cameras, including but not limited
18.12 to costs for operating and maintaining the
18.13 cameras, identifying violations, and methods
18.14 for compiling video evidence of violations and
18.15 providing the evidence to law enforcement. If
18.16 the money in the account is sufficient to fund
18.17 all requests, the commissioner must not require
18.18 a local match. The commissioner may seek
18.19 assistance from the commissioner of education
18.20 in administering the grants. This is a onetime
18.21 appropriation and is available until June 30,
18.22 2025.

18.23 \$110,000 in fiscal year 2022 and \$94,000 in
18.24 fiscal year 2023 are from the general fund for
18.25 staff costs to administer grants for school bus
18.26 stop-signal arm cameras. This is a onetime
18.27 appropriation and is available until June 30,
18.28 2025.

18.29 The commissioner may expend up to \$20,000
18.30 in fiscal year 2023 from the driver and vehicle
18.31 services technology account in the special
18.32 revenue fund under Minnesota Statutes,
18.33 section 299A.705, for records access
18.34 enhancements to the MNCrash information
18.35 technology system.

19.1 The base for the general fund is \$478,000 in
19.2 each of fiscal years 2024 and 2025.

19.3 Sec. 20. **APPROPRIATION; DEPUTY REGISTRAR PAYMENTS.**

19.4 \$7,000,000 in fiscal year 2023 and \$7,000,000 in fiscal year 2024 are appropriated from
19.5 the vehicle services operating account in the special revenue fund to the commissioner of
19.6 public safety for payments to deputy registrars. The commissioner must make quarterly
19.7 payments to each deputy registrar that was in operation during the previous quarter based
19.8 proportionally on the total number of transactions completed by each deputy registrar. For
19.9 purposes of this section, "deputy registrar" includes a deputy registrar who is a full-service
19.10 provider.

19.11 **EFFECTIVE DATE.** This section is effective July 1, 2022, and the first quarterly
19.12 distribution must be made on or before July 15, 2022.

19.13 Sec. 21. **REPEALER.**

19.14 Minnesota Statutes 2020, section 168.345, subdivision 1, is repealed.

19.15 Sec. 22. **EFFECTIVE DATE.**

19.16 Except where otherwise specified, this act is effective August 1, 2022."

19.17 Amend the title accordingly