SENATE STATE OF MINNESOTA EIGHTY-SEVENTH LEGISLATURE

S.F. No. 1310

(SENATE AUTHORS: PARRY, Sheran and Daley)

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DATED-PGOFFICIAL STATUS04/27/20111432Introduction and first reading Referred to Transportation03/23/2012Comm report: To pass as amended and re-refer to Finance

	relating to drivered licenses, modifying and elerifying provisions relating
1.2	relating to drivers' licenses; modifying and clarifying provisions relating
1.3	to instruction permits; amending Minnesota Statutes 2010, section 171.05,
1.4	subdivision 2.
1.5	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 2010, section 171.05, subdivision 2, is amended to read:

A bill for an act

- Subd. 2. **Person less than 18 years of age.** (a) Notwithstanding any provision in subdivision 1 to the contrary, the department may issue an instruction permit to an applicant who is 15, 16, or 17 years of age and who:
- (1) has completed a course of driver education in another state, has a previously issued valid license from another state, or is enrolled in either:
- (i) a public, private, or commercial driver education program that is approved by the commissioner of public safety and that includes classroom and behind-the-wheel training; or
- (ii) an approved behind-the-wheel driver education program when the student is receiving full-time instruction in a home school within the meaning of sections 120A.22 and 120A.24, the student is working toward a homeschool diploma, the student's status as a homeschool student has been certified by the superintendent of the school district in which the student resides, and the student is taking home-classroom driver training with classroom materials approved by the commissioner of public safety;
- (2) has <u>either (i)</u> completed the classroom phase of instruction in the driver education program or (ii) enrolled in a concurrent driver education program that utilizes simulation or behind-the-wheel instruction as approved by the department and completes 15 hours of

Section 1.

S.F. No. 1310, as introduced - 87th Legislative Session (2011-2012) [11-1895]

classroom instruction and one behind-the-wheel lesson with an instructor before driving with any other licensed adult age 21 years or older;

(3) has passed a test of the applicant's eyesight;

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- (4) has passed a department-administered test of the applicant's knowledge of traffic laws;
- (5) has completed the required application, which must be approved by (i) either parent when both reside in the same household as the minor applicant or, if otherwise, then (ii) the parent or spouse of the parent having custody or, in the event there is no court order for custody, then (iii) the parent or spouse of the parent with whom the minor is living or, if items (i) to through (iii) do not apply, then (iv) the guardian having custody of the minor, (v) the foster parent or the director of the transitional living program in which the child resides or, in the event a person under the age of 18 has no living father, mother, or guardian, then (v) the foster parent or the director of the transitional living program in which the child resides or, if items (i) through (v) do not apply or the minor applicant is married or otherwise legally emancipated, then (vi) the applicant's adult spouse, adult close family member, or adult employer; provided, that the approval required by this clause contains a verification of the age of the applicant and the identity of the parent, guardian, foster parent, program director, adult spouse, adult close family member, or adult employer; and
 - (6) has paid the fee required in section 171.06, subdivision 2.
- (b) The instruction permit is valid for two years from the date of application and may be renewed upon payment of a fee equal to the fee for issuance of an instruction permit under section 171.06, subdivision 2.

Section 1. 2