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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-THIRD SESSION

H. F. No. 2648

03/06/2023

Authored by Petersburg

The bill was read for the first time and referred to the Committee on Transportation Finance and Policy

1.1 A bill for an act

1.2 relating to transportation; combining the driver services operating account and

1.3 vehicle services operating account into a single account; creating the driver and

1.4 vehicle services fund; appropriating money; amending Minnesota Statutes 2022,

1.5 sections 168.326; 168.327, subdivisions 1, 5b; 169.09, subdivision 13; 171.26;

1.6 299A.705, subdivisions 1, 3; proposing coding for new law in Minnesota Statutes,

1.7 chapter 299A; repealing Minnesota Statutes 2022, sections 168.121, subdivision

1.8 5; 168.1282, subdivision 5; 168.1294, subdivision 5; 168.1299, subdivision 4;

1.9 299A.705, subdivision 2.

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

1.11 ARTICLE 1

1.12 DRIVER AND VEHICLE SERVICES FUND; COMBINATION OF ACCOUNTS

1.13 Section 1. 299A.704 DRIVER AND VEHICLE SERVICES FUND.

1.14 A driver and vehicle services fund is created in the state treasury. The fund consists of

1.15 accounts and money as specified by law and any other money otherwise donated, allotted,

1.16 or transferred to the fund.

1.17 Sec. 2. Minnesota Statutes 2022, section 299A.705, subdivision 1, is amended to read:

1.18 Subdivision 1. Driver and vehicle services operating account. (a) The driver and

1.19 vehicle services operating account is created in the ~~special revenue~~ driver and vehicle

1.20 services fund, consisting of all money from the vehicle services fees specified in chapters

1.21 168, 168A, and 168D, all money collected under chapter 171, and any other money donated,

1.22 allotted, transferred, or otherwise provided to the account.

1.23 (b) Funds appropriated from the account must be used by the commissioner of public

1.24 safety to administer:

2.1 (1) the vehicle services specified in chapters 168, 168A, and 168D, and section 169.345,
2.2 including:

2.3 ~~(1)~~ (i) designing, producing, issuing, and mailing vehicle registrations, plates, emblems,
2.4 and titles;

2.5 ~~(2)~~ (ii) collecting title and registration taxes and fees;

2.6 ~~(3)~~ (iii) transferring vehicle registration plates and titles;

2.7 ~~(4)~~ (iv) maintaining vehicle records;

2.8 ~~(5)~~ (v) issuing disability certificates and plates;

2.9 ~~(6)~~ (vi) licensing vehicle dealers;

2.10 ~~(7)~~ (vii) appointing, monitoring, and auditing deputy registrars; and

2.11 ~~(8)~~ (viii) inspecting vehicles when required by law; and

2.12 (2) the driver services specified in chapters 169A and 171, including the activities
2.13 associated with producing and mailing drivers' licenses and identification cards and notices
2.14 relating to issuance, renewal, or withdrawal of driving and identification card privileges for
2.15 any fiscal year or years and for the testing and examination of drivers.

2.16 Sec. 3. Minnesota Statutes 2022, section 299A.705, subdivision 3, is amended to read:

2.17 Subd. 3. **Driver and vehicle services technology account.** (a) The driver and vehicle
2.18 services technology account is created in the ~~special revenue~~ driver and vehicle services
2.19 fund, consisting of the technology surcharge collected as specified in chapters 168, 168A,
2.20 and 171; the filing fee revenue collected under section 168.33, subdivision 7; and any other
2.21 money donated, allotted, transferred, or otherwise provided to the account.

2.22 (b) Money in the account is annually appropriated to the commissioner of public safety
2.23 for the development, deployment, and maintenance of the driver and vehicle services
2.24 information systems.

2.25 (c) By January 15 of each year, the commissioner must submit a report to the chairs and
2.26 ranking minority members of the legislative committees with jurisdiction over transportation
2.27 policy and finance concerning the account, which must include information on (1) total
2.28 revenue deposited in the driver and vehicle services technology account, with a breakdown
2.29 by sources of funds; and (2) an estimate of ongoing system maintenance costs, including a
2.30 breakdown of the amounts spent by category.

3.1 **ARTICLE 2**

3.2 **CONFORMING CHANGES**

3.3 Section 1. Minnesota Statutes 2022, section 168.013, subdivision 8, is amended to read:

3.4 Subd. 8. **Tax proceeds to highway user fund; fee proceeds to vehicle services**
 3.5 **account.** (a) Unless otherwise specified in this chapter, the net proceeds of the registration
 3.6 tax imposed under this chapter must be collected by the commissioner, paid into the state
 3.7 treasury, and credited to the highway user tax distribution fund.

3.8 (b) All fees collected under this chapter, unless otherwise specified, must be deposited
 3.9 in the driver and vehicle services operating account ~~in the special revenue fund~~ under section
 3.10 299A.705.

3.11 Sec. 2. Minnesota Statutes 2022, section 168.1293, subdivision 7, is amended to read:

3.12 Subd. 7. **Deposit of fee; appropriation.** The commissioner shall deposit the application
 3.13 fee under subdivision 2, paragraph (a), clause (3), in the driver and vehicle services operating
 3.14 account ~~of the special revenue fund~~ under section 299A.705. An amount sufficient to pay
 3.15 the department's cost in implementing and administering this section, including payment
 3.16 of refunds under subdivision 4, is appropriated to the commissioner from that account.

3.17 Sec. 3. Minnesota Statutes 2022, section 168.1295, subdivision 5, is amended to read:

3.18 Subd. 5. **Contribution and fees credited.** Contributions under subdivision 1, paragraph
 3.19 (a), clause (5), must be paid to the commissioner and credited to the state parks and trails
 3.20 donation account established in section 85.056. The other fees collected under this section
 3.21 must be deposited in the driver and vehicle services operating account ~~of the special revenue~~
 3.22 ~~fund~~ under section 299A.705.

3.23 Sec. 4. Minnesota Statutes 2022, section 168.1296, subdivision 5, is amended to read:

3.24 Subd. 5. **Contribution and fees credited.** Contributions under subdivision 1, paragraph
 3.25 (a), clause (5), must be paid to the commissioner and credited to the Minnesota critical
 3.26 habitat private sector matching account established in section 84.943. The fees collected
 3.27 under this section must be deposited in the driver and vehicle services operating account ~~of~~
 3.28 ~~the special revenue fund~~ under section 299A.705.

4.1 Sec. 5. Minnesota Statutes 2022, section 168.1298, subdivision 5, is amended to read:

4.2 Subd. 5. **Contribution and fees credited.** Contributions under subdivision 1, paragraph
4.3 (a), clause (5), must be paid to the commissioner and credited to the Minnesota "Support
4.4 Our Troops" account established in section 190.19. The fees collected under this section
4.5 must be deposited in the driver and vehicle services operating account ~~in the special revenue~~
4.6 ~~fund~~ under section 299A.705.

4.7 Sec. 6. Minnesota Statutes 2022, section 168.27, subdivision 11, is amended to read:

4.8 Subd. 11. **Dealers' licenses; location change notice; fee.** (a) Application for a dealer's
4.9 license or notification of a change of location of the place of business on a dealer's license
4.10 must include a street address, not a post office box, and is subject to the commissioner's
4.11 approval.

4.12 (b) Upon the filing of an application for a dealer's license and the proper fee, unless the
4.13 application on its face appears to be invalid, the commissioner shall grant a 90-day temporary
4.14 license. During the 90-day period following issuance of the temporary license, the
4.15 commissioner shall inspect the place of business site and insure compliance with this section
4.16 and rules adopted under this section.

4.17 (c) The commissioner may extend the temporary license 30 days to allow the temporarily
4.18 licensed dealer to come into full compliance with this section and rules adopted under this
4.19 section.

4.20 (d) In no more than 120 days following issuance of the temporary license, the dealer
4.21 license must either be granted or denied.

4.22 (e) A license must be denied under the following conditions:

4.23 (1) The license must be denied if within the previous ten years the applicant was enjoined
4.24 due to a violation of section 325F.69 or convicted of violating section 325E.14, 325E.15,
4.25 325E.16, or 325F.69, or convicted under section 609.53 of receiving or selling stolen
4.26 vehicles, or convicted of violating United States Code, title 49, sections 32701 to 32711 or
4.27 pleaded guilty, entered a plea of nolo contendere or no contest, or has been found guilty in
4.28 a court of competent jurisdiction of any charge of failure to pay state or federal income or
4.29 sales taxes or felony charge of forgery, embezzlement, obtaining money under false pretenses,
4.30 theft by swindle, extortion, conspiracy to defraud, or bribery.

4.31 (2) A license must be denied if the applicant has had a dealer license revoked within the
4.32 previous ten years.

5.1 (f) If the application is approved, the commissioner shall license the applicant as a dealer
 5.2 for one year from the date the temporary license is granted and issue a certificate of license
 5.3 that must include a distinguishing number of identification of the dealer. The license must
 5.4 be displayed in a prominent place in the dealer's licensed place of business.

5.5 (g) Each initial application for a license must be accompanied by a fee of \$100 in addition
 5.6 to the annual fee. The annual fee is \$150. The initial fees and annual fees must be paid into
 5.7 the state treasury and credited to the general fund except that \$50 of each initial and annual
 5.8 fee must be paid into the driver and vehicle services operating account ~~in the special revenue~~
 5.9 ~~fund~~ under section 299A.705.

5.10 Sec. 7. Minnesota Statutes 2022, section 168.326, is amended to read:

5.11 **168.326 EXPEDITED DRIVER AND VEHICLE SERVICES; FEE.**

5.12 (a) When an applicant requests and pays an expedited service fee of \$20, in addition to
 5.13 other specified and statutorily mandated fees and taxes, the commissioner shall expedite
 5.14 the processing of an application for a driver's license, driving instruction permit, Minnesota
 5.15 identification card, or vehicle title transaction.

5.16 (b) A driver's license agent or deputy registrar may retain \$10 of the expedited service
 5.17 fee for each expedited service request processed by the licensing agent or deputy registrar.

5.18 (c) When expedited service is requested, materials must be mailed or delivered to the
 5.19 requester within three days of receipt of the expedited service fee excluding Saturdays,
 5.20 Sundays, or the holidays listed in section 645.44, subdivision 5. The requester shall comply
 5.21 with all relevant requirements of the requested document.

5.22 (d) The commissioner may decline to accept an expedited service request if it is apparent
 5.23 at the time it is made that the request cannot be granted.

5.24 (e) The expedited service fees collected under this section ~~for an application for a driver's~~
 5.25 ~~license, driving instruction permit, or Minnesota identification card~~ minus any portion
 5.26 retained by a licensing agent or deputy registrar under paragraph (b) must be paid into the
 5.27 driver and vehicle services operating account ~~in the special revenue fund~~ specified under
 5.28 section 299A.705.

5.29 ~~(f) The expedited service fees collected under this section for a transaction for a vehicle~~
 5.30 ~~service minus any portion retained by a licensing agent or deputy registrar under paragraph~~
 5.31 ~~(b) must be paid into the vehicle services operating account in the special revenue fund~~
 5.32 ~~specified under section 299A.705.~~

6.1 Sec. 8. Minnesota Statutes 2022, section 168.327, subdivision 1, is amended to read:

6.2 Subdivision 1. **Records and fees.** (a) Upon request by any person authorized in this
6.3 section, the commissioner shall furnish a certified copy of any driver's license record,
6.4 instruction permit record, Minnesota identification card record, vehicle registration record,
6.5 vehicle title record, or accident record.

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

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

6.12 (d) Fees collected under ~~paragraph~~ paragraphs (b) ~~for driver's license, instruction permit,~~
6.13 ~~and Minnesota identification card records~~ and (c) must be paid into the state treasury with
6.14 50 cents of each fee credited to the general fund. The remainder of the fees collected must
6.15 be credited to the driver and vehicle services operating account ~~in the special revenue fund~~
6.16 under section 299A.705.

6.17 ~~(e) Fees collected under paragraphs (b) and (c) for vehicle registration or title records~~
6.18 ~~must be paid into the state treasury with 50 cents of each fee credited to the general fund.~~
6.19 ~~The remainder of the fees collected must be credited to the vehicle services operating account~~
6.20 ~~in the special revenue fund specified in section 299A.705.~~

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

6.25 (1) \$2.70 must be deposited in the general fund; and

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

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

6.31 ~~(g)~~ (f) Fees and the deposit of the fees for accident records and reports are governed by
6.32 section 169.09, subdivision 13.

7.1 Sec. 9. Minnesota Statutes 2022, section 168.327, subdivision 5b, is amended to read:

7.2 Subd. 5b. **Custom data request record fees.** (a) For purposes of this subdivision,
7.3 "custom data request records" means a total of 1,000 or more (1) vehicle title records, (2)
7.4 vehicle registration records, or (3) driver's license records.

7.5 (b) The commissioner must charge a fee of \$0.02 per record for custom data request
7.6 records.

7.7 (c) Of the fees collected for custom data request records:

7.8 (1) 20 percent must be credited:

7.9 ~~(i) for vehicle title or registration records, to the driver and vehicle services operating~~
7.10 ~~account under section 299A.705, subdivision 1, and is appropriated to the commissioner~~
7.11 ~~for the purposes of this subdivision; and~~

7.12 ~~(ii) for driver's license records, to the driver services operating account under section~~
7.13 ~~299A.705, subdivision 2, and is appropriated to the commissioner for the purposes of this~~
7.14 ~~subdivision;~~

7.15 (2) 30 percent must be credited to the data security account in the special revenue fund
7.16 under section 3.9741, subdivision 5; and

7.17 (3) 50 percent must be credited to the driver and vehicle services technology account
7.18 under section 299A.705, subdivision 3.

7.19 (d) The commissioner may impose an additional fee for technical staff to create a custom
7.20 set of data under this subdivision.

7.21 Sec. 10. Minnesota Statutes 2022, section 168.33, subdivision 7, is amended to read:

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

7.24 (1) \$7 is imposed on every vehicle registration renewal, excluding pro rate transactions;
7.25 and

7.26 (2) \$11 is imposed on every other type of vehicle transaction, including motor carrier
7.27 fuel licenses under sections 168D.05 and 168D.06, and pro rate transactions.

7.28 (b) Notwithstanding paragraph (a):

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

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

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

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

8.11 (e) The fees collected under this subdivision by the department must be allocated as
8.12 follows:

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

8.14 (i) \$5.50 must be deposited in the driver and vehicle services operating account under
8.15 section 299A.705, subdivision 1; and

8.16 (ii) \$1.50 must be deposited in the driver and vehicle services technology account under
8.17 section 299A.705, subdivision 3; and

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

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

8.20 (ii) \$6.00 must be deposited in the driver and vehicle services operating account under
8.21 section 299A.705, subdivision 1; and

8.22 (iii) \$1.50 must be deposited in the driver and vehicle services technology account under
8.23 section 299A.705, subdivision 3.

8.24 Sec. 11. Minnesota Statutes 2022, section 168.381, subdivision 4, is amended to read:

8.25 Subd. 4. **Appropriations.** (a) Money appropriated to the Department of Public Safety
8.26 to procure the plates for any fiscal year or years is available for allotment, encumbrance,
8.27 and expenditure from and after the date of the enactment of the appropriation. Materials
8.28 and equipment used in the manufacture of plates are subject only to the approval of the
8.29 commissioner.

9.1 (b) This section contemplates that money to be appropriated to the Department of Public
 9.2 Safety to carry out the terms and provisions of this section will be appropriated by the
 9.3 legislature from the highway user tax distribution fund.

9.4 (c) A sum sufficient is appropriated annually from the driver and vehicle services
 9.5 operating account ~~in the special revenue fund~~ under section 299A.705 to the commissioner
 9.6 to pay the costs of purchasing, delivering, and mailing plates, registration stickers, and
 9.7 registration notices.

9.8 Sec. 12. Minnesota Statutes 2022, section 168A.152, subdivision 2, is amended to read:

9.9 Subd. 2. **Inspection fee; proceeds allocated.** (a) A fee of \$35 must be paid to the
 9.10 department before the department issues a certificate of title for a vehicle that has been
 9.11 inspected and for which a certificate of inspection has been issued pursuant to subdivision
 9.12 1. The only additional fee that may be assessed for issuing the certificate of title is the filing
 9.13 fee imposed under section 168.33, subdivision 7.

9.14 (b) Of the fee collected by the department under this subdivision, for conducting
 9.15 inspections under subdivision 1, \$20 must be deposited in the general fund and the remainder
 9.16 of the fee collected must be deposited in the driver and vehicle services operating account
 9.17 ~~in the special revenue fund as specified in~~ under section 299A.705.

9.18 Sec. 13. Minnesota Statutes 2022, section 168A.29, subdivision 1, is amended to read:

9.19 Subdivision 1. **Amounts.** (a) The department must be paid the following fees:

9.20 (1) for filing an application for and the issuance of an original certificate of title, \$8.25,
 9.21 of which \$4.15 must be paid into the driver and vehicle services operating account under
 9.22 section 299A.705, subdivision 1, and a surcharge of \$2.25 must be added to the fee and
 9.23 credited to the driver and vehicle services technology account under section 299A.705,
 9.24 subdivision 3;

9.25 (2) for each security interest when first noted upon a certificate of title, including the
 9.26 concurrent notation of any assignment thereof and its subsequent release or satisfaction,
 9.27 \$2, except that no fee is due for a security interest filed by a public authority under section
 9.28 168A.05, subdivision 8;

9.29 (3) for each assignment of a security interest when first noted on a certificate of title,
 9.30 unless noted concurrently with the security interest, \$1; and

9.31 (4) for issuing a duplicate certificate of title, \$7.25, of which \$3.25 must be paid into
 9.32 the driver and vehicle services operating account under section 299A.705, subdivision 1,

10.1 and a surcharge of \$2.25 must be added to the fee and credited to the driver and vehicle
 10.2 services technology account under section 299A.705, subdivision 3.

10.3 (b) In addition to the fee required under paragraph (a), clause (1), the department must
 10.4 be paid \$3.50. The additional \$3.50 fee collected under this paragraph must be deposited
 10.5 in the special revenue fund and credited to the public safety motor vehicle account established
 10.6 in section 299A.70.

10.7 Sec. 14. Minnesota Statutes 2022, section 168A.31, subdivision 2, is amended to read:

10.8 Subd. 2. **Expenses; appropriation.** All necessary expenses incurred by the department
 10.9 for the administration of sections 168A.01 to 168A.31 must be paid from money in the
 10.10 driver and vehicle services operating account ~~of the special revenue fund as specified in~~
 10.11 under section 299A.705, and such funds are hereby appropriated.

10.12 Sec. 15. Minnesota Statutes 2022, section 168D.06, is amended to read:

10.13 **168D.06 FUEL LICENSE FEES.**

10.14 License fees paid to the commissioner under the International Fuel Tax Agreement must
 10.15 be deposited in the driver and vehicle services operating account ~~in the special revenue fund~~
 10.16 under section 299A.705. The commissioner shall charge an annual fuel license fee of \$15,
 10.17 an annual application filing fee of \$13 for quarterly reporting of fuel tax, and a reinstatement
 10.18 fee of \$100 to reinstate a revoked International Fuel Tax Agreement license.

10.19 Sec. 16. Minnesota Statutes 2022, section 168D.07, is amended to read:

10.20 **168D.07 FUEL DECAL FEE.**

10.21 The commissioner shall issue a decal or other identification to indicate compliance with
 10.22 the International Fuel Tax Agreement. The commissioner shall collect a fee for the decal
 10.23 or other identification in the amount established in section 168.12, subdivision 5. Decal or
 10.24 other identification fees paid to the commissioner under this section must be deposited in
 10.25 the driver and vehicle services operating account ~~in the special revenue fund~~ under section
 10.26 299A.705.

10.27 Sec. 17. Minnesota Statutes 2022, section 169.09, subdivision 13, is amended to read:

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

11.1 (1) upon written request, the commissioner of public safety or any law enforcement
11.2 agency shall disclose the report required under subdivision 8 to:

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

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

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

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

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

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

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

11.17 (4) the commissioner of public safety shall provide the commissioner of transportation
11.18 the information obtained for each traffic accident involving a commercial motor vehicle,
11.19 for purposes of administering commercial vehicle safety regulations;

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

11.24 (6) the commissioner of public safety may give to the United States Department of
11.25 Transportation commercial vehicle accident information in connection with federal grant
11.26 programs relating to safety.

11.27 (b) Accident reports and data contained in the reports are not discoverable under any
11.28 provision of law or rule of court. No report shall be used as evidence in any trial, civil or
11.29 criminal, or any action for damages or criminal proceedings arising out of an accident.
11.30 However, the commissioner of public safety shall furnish, upon the demand of any person
11.31 who has or claims to have made a report or upon demand of any court, a certificate showing
11.32 that a specified accident report has or has not been made to the commissioner solely to prove

12.1 compliance or failure to comply with the requirements that the report be made to the
12.2 commissioner.

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

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

12.11 (e) The commissioner of public safety shall charge authorized persons as described in
12.12 paragraph (a) a \$5 fee for a copy of an accident report. Ninety percent of the \$5 fee collected
12.13 under this paragraph must be deposited in ~~the special revenue fund and credited to the driver~~
12.14 and vehicle services operating account established in section 299A.705 and ten percent
12.15 must be deposited in the general fund. The commissioner may also furnish an electronic
12.16 copy of the database of accident records, which must not contain personal or private data
12.17 on an individual, to private agencies as provided in paragraph (g), for not less than the cost
12.18 of preparing the copies on a bulk basis as provided in section 13.03, subdivision 3.

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

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

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

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

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

13.5 Sec. 18. Minnesota Statutes 2022, section 169A.60, subdivision 16, is amended to read:

13.6 Subd. 16. **Fees credited.** Fees collected from the sale or reinstatement of license plates
13.7 under this section must be paid into the state treasury and credited one-half to the driver
13.8 and vehicle services operating account in the special revenue fund specified in under section
13.9 299A.705 and one-half to the general fund.

13.10 Sec. 19. Minnesota Statutes 2022, section 171.07, subdivision 11, is amended to read:

13.11 Subd. 11. **Standby or temporary custodian.** (a) Upon the written request of the applicant
13.12 and upon payment of an additional fee of \$4.25, the department shall issue a driver's license
13.13 or Minnesota identification card bearing a symbol or other appropriate identifier indicating
13.14 that the license holder has appointed an individual to serve as a standby or temporary
13.15 custodian under chapter 257B.

13.16 (b) The request must be accompanied by a copy of the designation executed under section
13.17 257B.04.

13.18 (c) The department shall maintain a computerized records system of all individuals listed
13.19 as standby or temporary custodians by driver's license and identification card applicants.
13.20 This data must be released to appropriate law enforcement agencies under section 13.69.
13.21 Upon a parent's request and payment of a fee of \$4.25, the department shall revise its list
13.22 of standby or temporary custodians to reflect a change in the appointment.

13.23 (d) At the request of the license or cardholder, the department shall cancel the standby
13.24 or temporary custodian indication without additional charge. However, this paragraph does
13.25 not prohibit a fee that may be applicable for a duplicate or replacement license or card,
13.26 renewal of a license, or other service applicable to a driver's license or identification card.

13.27 (e) Notwithstanding sections 13.08, subdivision 1, and 13.69, the department and
13.28 department employees are conclusively presumed to be acting in good faith when employees
13.29 rely on statements made, in person or by telephone, by persons purporting to be law
13.30 enforcement and subsequently release information described in paragraph (b). When acting
13.31 in good faith, the department and department personnel are immune from civil liability and
13.32 not subject to suit for damages resulting from the release of this information.

14.1 (f) The department and its employees:

14.2 (1) have no duty to inquire or otherwise determine whether a designation submitted
14.3 under this subdivision is legally valid and enforceable; and

14.4 (2) are immune from all civil liability and not subject to suit for damages resulting from
14.5 a claim that the designation was not legally valid and enforceable.

14.6 (g) Of the fees received by the department under this subdivision:

14.7 (1) Up to \$61,000 received must be deposited in the general fund.

14.8 (2) All other fees must be deposited in the driver and vehicle services operating account
14.9 ~~in the special revenue fund specified in~~ under section 299A.705.

14.10 Sec. 20. Minnesota Statutes 2022, section 171.13, subdivision 7, is amended to read:

14.11 Subd. 7. **Examination fees.** (a) A fee of \$10 must be paid by an individual to take a
14.12 third and any subsequent knowledge test administered by the department if the individual
14.13 has failed two previous consecutive knowledge tests on the subject.

14.14 (b) A fee of \$20 must be paid by an individual to take a third and any subsequent skills
14.15 or road test administered by the department if the individual has previously failed two
14.16 consecutive skill or road tests in a specified class of motor vehicle.

14.17 (c) A fee of \$20 must be paid by an individual who fails to appear for a scheduled skills
14.18 or road test or who cancels a skills or road test within 24 hours of the appointment time.

14.19 (d) All fees received under this subdivision must be paid into the state treasury and
14.20 credited to the driver and vehicle services operating account ~~in the special revenue fund~~
14.21 ~~specified~~ under section 299A.705.

14.22 Sec. 21. Minnesota Statutes 2022, section 171.26, is amended to read:

14.23 **171.26 MONEY CREDITED TO FUNDS.**

14.24 Subdivision 1. **Driver and vehicle services operating account.** Unless otherwise
14.25 specified, all money received under this chapter must be paid into the state treasury and
14.26 credited to the driver and vehicle services operating account ~~in the special revenue fund~~
14.27 ~~specified under sections~~ section 299A.705, ~~except as provided in subdivision 2 of that~~
14.28 ~~section; 171.06, subdivision 2a; 171.07, subdivision 11, paragraph (g); 171.20, subdivision~~
14.29 ~~4, paragraph (d); and 171.29, subdivision 2, paragraph (b).~~

15.1 Sec. 22. Minnesota Statutes 2022, section 171.29, subdivision 2, is amended to read:

15.2 Subd. 2. **Reinstatement fees and surcharges allocated and appropriated.** (a) An
15.3 individual whose driver's license has been revoked by reason of one or more convictions,
15.4 pleas of guilty, forfeitures of bail not vacated, or mandatory revocations under section
15.5 169.791, 169.792, 169.797, 171.17, or 171.172, and who is otherwise eligible for
15.6 reinstatement must pay a single \$30 fee before the driver's license is reinstated. An individual
15.7 whose driver's license has been revoked under provisions specified in both this paragraph
15.8 and paragraph (b) must pay the reinstatement fee as provided in paragraph (b).

15.9 (b) A person whose driver's license has been revoked under section 169A.52, 169A.54,
15.10 171.177, 609.2112, 609.2113, or 609.2114, or Minnesota Statutes 2012, section 609.21,
15.11 must pay a \$250 fee plus a \$430 surcharge for each instance of revocation before the driver's
15.12 license is reinstated, except as provided in paragraph (f). The \$250 fee must be credited as
15.13 follows:

15.14 (1) 20 percent to the driver and vehicle services operating account ~~in the special revenue~~
15.15 ~~fund as specified in~~ under section 299A.705;

15.16 (2) 67 percent to the general fund;

15.17 (3) eight percent to a separate account to be known as the Bureau of Criminal
15.18 Apprehension account. Money in this account is annually appropriated to the commissioner
15.19 of public safety and the appropriated amount must be apportioned 80 percent for laboratory
15.20 costs and 20 percent for carrying out the provisions of section 299C.065; and

15.21 (4) five percent to a separate account to be known as the vehicle forfeiture account,
15.22 which is created in the special revenue fund. The money in the account is annually
15.23 appropriated to the commissioner for costs of handling vehicle forfeitures.

15.24 (c) The revenue from \$50 of the surcharge must be credited to a separate account to be
15.25 known as the traumatic brain injury and spinal cord injury account. The revenue from \$50
15.26 of the surcharge on a reinstatement under paragraph (f) is credited from the first installment
15.27 payment to the traumatic brain injury and spinal cord injury account. The money in the
15.28 account is annually appropriated to the commissioner of health to be used as follows: 83
15.29 percent for contracts with a qualified community-based organization to provide information,
15.30 resources, and support to assist persons with traumatic brain injury and their families to
15.31 access services, and 17 percent to maintain the traumatic brain injury and spinal cord injury
15.32 registry created in section 144.662. For the purposes of this paragraph, a "qualified
15.33 community-based organization" is a private, not-for-profit organization of consumers of
15.34 traumatic brain injury services and their family members. The organization must be registered

16.1 with the United States Internal Revenue Service under section 501(c)(3) as a tax-exempt
16.2 organization and must have as its purposes:

16.3 (1) the promotion of public, family, survivor, and professional awareness of the incidence
16.4 and consequences of traumatic brain injury;

16.5 (2) the provision of a network of support for persons with traumatic brain injury, their
16.6 families, and friends;

16.7 (3) the development and support of programs and services to prevent traumatic brain
16.8 injury;

16.9 (4) the establishment of education programs for persons with traumatic brain injury; and

16.10 (5) the empowerment of persons with traumatic brain injury through participation in its
16.11 governance.

16.12 A patient's name, identifying information, or identifiable medical data must not be disclosed
16.13 to the organization without the informed voluntary written consent of the patient or patient's
16.14 guardian or, if the patient is a minor, of the parent or guardian of the patient.

16.15 (d) The remainder of the surcharge must be credited to a separate account to be known
16.16 as the remote electronic alcohol-monitoring program account. The commissioner shall
16.17 transfer the balance of this account to the commissioner of management and budget on a
16.18 monthly basis for deposit in the general fund.

16.19 (e) When these fees are collected by a driver's license agent, appointed under section
16.20 171.061, a filing fee is imposed in the amount specified under section 171.061, subdivision
16.21 4. The reinstatement fees, surcharge, and filing fee must be deposited in an approved
16.22 depository as directed under section 171.061, subdivision 4.

16.23 (f) A person whose driver's license has been revoked as provided in subdivision 1 under
16.24 section 169A.52, 169A.54, or 171.177 may choose to pay 50 percent and an additional \$25
16.25 of the total amount of the surcharge and 50 percent of the fee required under paragraph (b)
16.26 to reinstate the person's driver's license, provided the person meets all other requirements
16.27 of reinstatement. If a person chooses to pay 50 percent of the total and an additional \$25,
16.28 the driver's license must expire after two years. The person must pay an additional 50 percent
16.29 less \$25 of the total to extend the license for an additional two years, provided the person
16.30 is otherwise still eligible for the license. After this final payment of the surcharge and fee,
16.31 the license may be renewed on a standard schedule, as provided under section 171.27. A
16.32 filing fee may be imposed for each installment payment. Revenue from the filing fee is

17.1 credited to the driver and vehicle services operating account ~~in the special revenue fund~~
 17.2 under section 299A.705 and is appropriated to the commissioner.

17.3 (g) Any person making installment payments under paragraph (f), whose driver's license
 17.4 subsequently expires, or is canceled, revoked, or suspended before payment of 100 percent
 17.5 of the surcharge and fee, must pay the outstanding balance due for the initial reinstatement
 17.6 before the driver's license is subsequently reinstated. Upon payment of the outstanding
 17.7 balance due for the initial reinstatement, the person may pay any new surcharge and fee
 17.8 imposed under paragraph (b) in installment payments as provided under paragraph (f).

17.9 Sec. 23. Minnesota Statutes 2022, section 171.36, is amended to read:

17.10 **171.36 LICENSE FEES; RENEWAL.**

17.11 All licenses expire one year from the date of issuance and may be renewed upon
 17.12 application to the commissioner. Each application for an original or renewal school license
 17.13 must be accompanied by a fee of \$150 and each application for an original or renewal
 17.14 instructor's license must be accompanied by a fee of \$50. The license fees collected under
 17.15 sections 171.33 to 171.41 must be paid into the driver and vehicle services operating account
 17.16 ~~in the special revenue fund specified~~ under section 299A.705. A license fee must not be
 17.17 refunded in the event that the license is rejected or revoked.

17.18 Sec. 24. **REVISOR INSTRUCTION.**

17.19 The revisor of statutes must change the terms "driver services operating account" and
 17.20 "vehicle services operating account" to "driver and vehicle services operating account"
 17.21 wherever the terms appear in Minnesota Statutes.

17.22 Sec. 25. **REPEALER.**

17.23 Minnesota Statutes 2022, sections 168.121, subdivision 5; 168.1282, subdivision 5;
 17.24 168.1294, subdivision 5; 168.1299, subdivision 4; and 299A.705, subdivision 2, are repealed.

168.121 SPECIAL PLATES REMEMBERING VICTIMS OF IMPAIRED DRIVERS.

Subd. 5. **Fees credited.** Fees collected under this section must be credited to the vehicle services operating account in the special revenue fund.

168.1282 "START SEEING MOTORCYCLES" SPECIAL PLATES.

Subd. 5. **Fees.** Fees collected under subdivision 1, clause (2), and subdivision 3 are credited to the vehicle services operating account in the special revenue fund.

168.1294 LAW ENFORCEMENT MEMORIAL PLATES.

Subd. 5. **Fees.** Fees collected under subdivision 1, clauses (2) and (3), and subdivision 3 are credited to the vehicle services operating account in the special revenue fund.

168.1299 MINNESOTA GOLF PLATES.

Subd. 4. **Fees.** Fees collected under subdivision 1, clause (2), and subdivision 3 are credited to the vehicle services operating account in the special revenue fund.

299A.705 DRIVER AND VEHICLE SERVICES ACCOUNTS.

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

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