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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-FIFTH
SESSION

HOUSE FILE No. **2191**

March 19, 2007

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The bill was read for the first time and referred to the Transportation Finance Division

1.1 A bill for an act
1.2 relating to drivers' licenses; permitting use of address designated by secretary of
1.3 state for data protection purposes; amending Minnesota Statutes 2006, sections
1.4 171.06, subdivision 3; 171.07, subdivisions 1, 3.

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

1.6 Section 1. Minnesota Statutes 2006, section 171.06, subdivision 3, is amended to read:

1.7 Subd. 3. **Contents of application; other information.** (a) An application must:

1.8 (1) state the full name, date of birth, sex, and either (i) the residence address of the
1.9 applicant, or (ii) the designated address under section 5B.05;

1.10 (2) as may be required by the commissioner, contain a description of the applicant
1.11 and any other facts pertaining to the applicant, the applicant's driving privileges, and the
1.12 applicant's ability to operate a motor vehicle with safety;

1.13 (3) state:

1.14 (i) the applicant's Social Security number; or

1.15 (ii) if the applicant does not have a social security number and is applying for a
1.16 Minnesota identification card, instruction permit, or class D provisional or driver's license,
1.17 that the applicant certifies that the applicant does not have a Social Security number;

1.18 (4) contain a space where the applicant may indicate a desire to make an anatomical
1.19 gift according to paragraph (b); and

1.20 (5) contain a notification to the applicant of the availability of a living will/health
1.21 care directive designation on the license under section 171.07, subdivision 7.

1.22 (b) If the applicant does not indicate a desire to make an anatomical gift when
1.23 the application is made, the applicant must be offered a donor document in accordance
1.24 with section 171.07, subdivision 5. The application must contain statements sufficient

2.1 to comply with the requirements of the Uniform Anatomical Gift Act (1987), sections
 2.2 525.921 to 525.9224, so that execution of the application or donor document will make
 2.3 the anatomical gift as provided in section 171.07, subdivision 5, for those indicating a
 2.4 desire to make an anatomical gift. The application must be accompanied by information
 2.5 describing Minnesota laws regarding anatomical gifts and the need for and benefits of
 2.6 anatomical gifts, and the legal implications of making an anatomical gift, including the
 2.7 law governing revocation of anatomical gifts. The commissioner shall distribute a notice
 2.8 that must accompany all applications for and renewals of a driver's license or Minnesota
 2.9 identification card. The notice must be prepared in conjunction with a Minnesota organ
 2.10 procurement organization that is certified by the federal Department of Health and Human
 2.11 Services and must include:

2.12 (1) a statement that provides a fair and reasonable description of the organ donation
 2.13 process, the care of the donor body after death, and the importance of informing family
 2.14 members of the donation decision; and

2.15 (2) a telephone number in a certified Minnesota organ procurement organization that
 2.16 may be called with respect to questions regarding anatomical gifts.

2.17 (c) The application must be accompanied also by information containing relevant
 2.18 facts relating to:

2.19 (1) the effect of alcohol on driving ability;

2.20 (2) the effect of mixing alcohol with drugs;

2.21 (3) the laws of Minnesota relating to operation of a motor vehicle while under the
 2.22 influence of alcohol or a controlled substance; and

2.23 (4) the levels of alcohol-related fatalities and accidents in Minnesota and of arrests
 2.24 for alcohol-related violations.

2.25 Sec. 2. Minnesota Statutes 2006, section 171.07, subdivision 1, is amended to read:

2.26 Subdivision 1. **License; contents.** (a) Upon the payment of the required fee, the
 2.27 department shall issue to every qualifying applicant a license designating the type or
 2.28 class of vehicles the applicant is authorized to drive as applied for. This license must
 2.29 bear a distinguishing number assigned to the licensee; the licensee's full name; and date
 2.30 of birth; ~~and~~; either (1) the licensee's residence address, or (2) the designated address
 2.31 under section 5B.05; a description of the licensee in a manner as the commissioner deems
 2.32 necessary; and the usual signature of the licensee. No license is valid unless it bears
 2.33 the usual signature of the licensee. Every license must bear a colored photograph or an
 2.34 electronically produced image of the licensee.

3.1 (b) If the United States Postal Service will not deliver mail to the applicant's
 3.2 residence address as listed on the license, then the applicant shall provide verification from
 3.3 the United States Postal Service that mail will not be delivered to the applicant's residence
 3.4 address and that mail will be delivered to a specified alternate mailing address. When an
 3.5 applicant provides an alternate mailing address under this subdivision, the commissioner
 3.6 shall use the alternate mailing address in lieu of the applicant's residence address for
 3.7 all notices and mailings to the applicant.

3.8 (c) Every license issued to an applicant under the age of 21 must be of a
 3.9 distinguishing color and plainly marked "Under-21."

3.10 (d) The department shall use processes in issuing a license that prohibit, as nearly as
 3.11 possible, the ability to alter or reproduce a license, or prohibit the ability to superimpose a
 3.12 photograph or electronically produced image on a license, without ready detection.

3.13 (e) A license issued to an applicant age 65 or over must be plainly marked "senior" if
 3.14 requested by the applicant.

3.15 Sec. 3. Minnesota Statutes 2006, section 171.07, subdivision 3, is amended to read:

3.16 Subd. 3. **Identification card; fee.** (a) Upon payment of the required fee, the
 3.17 department shall issue to every qualifying applicant a Minnesota identification card. The
 3.18 department may not issue a Minnesota identification card to an individual who has a
 3.19 driver's license, other than a limited license. The card must bear a distinguishing number
 3.20 assigned to the applicant; a colored photograph or an electronically produced image of
 3.21 the applicant; the applicant's full name; and date of birth; and; either (1) the licensee's
 3.22 residence address, or (2) the designated address under section 5B.05; a description of the
 3.23 applicant in the manner as the commissioner deems necessary; and the usual signature of
 3.24 the applicant.

3.25 (b) If the United States Postal Service will not deliver mail to the applicant's
 3.26 residence address as listed on the Minnesota identification card, then the applicant shall
 3.27 provide verification from the United States Postal Service that mail will not be delivered
 3.28 to the applicant's residence address and that mail will be delivered to a specified alternate
 3.29 mailing address. When an applicant provides an alternate mailing address under this
 3.30 subdivision, the commissioner shall use the alternate mailing address in lieu of the
 3.31 applicant's residence address for all notices and mailings to the applicant.

3.32 (c) Each identification card issued to an applicant under the age of 21 must be of a
 3.33 distinguishing color and plainly marked "Under-21."

3.34 (d) Each Minnesota identification card must be plainly marked "Minnesota
 3.35 identification card - not a driver's license."

- 4.1 (e) The fee for a Minnesota identification card is 50 cents when issued to a person
4.2 who is developmentally disabled, as defined in section 252A.02, subdivision 2; a
4.3 physically disabled person, as defined in section 169.345, subdivision 2; or, a person with
4.4 mental illness, as described in section 245.462, subdivision 20, paragraph (c).