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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-SIXTH
SESSION

HOUSE FILE No. **1718**

March 16, 2009

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The bill was read for the first time and referred to the Transportation and Transit Policy and Oversight Division

1.1 A bill for an act
1.2 relating to transportation; modifying application procedures and requirements for
1.3 driver's license; amending Minnesota Statutes 2008, section 171.06, subdivision
1.4 3; repealing Minnesota Rules, part 7410.0410.

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

1.6 Section 1. Minnesota Statutes 2008, section 171.06, subdivision 3, is amended to read:

1.7 Subd. 3. ~~Contents of Application; other information requirements.~~ (a) An
1.8 application must:

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

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

1.14 (3) state:

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

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

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

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

1.23 (6) contain a space where the applicant must attest to a residence address in
1.24 Minnesota.

2.1 (b) If the applicant does not indicate a desire to make an anatomical gift when
2.2 the application is made, the applicant must be offered a donor document in accordance
2.3 with section 171.07, subdivision 5. The application must contain statements sufficient to
2.4 comply with the requirements of the Darlene Luther Revised Uniform Anatomical Gift
2.5 Act, chapter 525A, so that execution of the application or donor document will make
2.6 the anatomical gift as provided in section 171.07, subdivision 5, for those indicating a
2.7 desire to make an anatomical gift. The application must be accompanied by information
2.8 describing Minnesota laws regarding anatomical gifts and the need for and benefits of
2.9 anatomical gifts, and the legal implications of making an anatomical gift, including the
2.10 law governing revocation of anatomical gifts. The commissioner shall distribute a notice
2.11 that must accompany all applications for and renewals of a driver's license or Minnesota
2.12 identification card. The notice must be prepared in conjunction with a Minnesota organ
2.13 procurement organization that is certified by the federal Department of Health and Human
2.14 Services and must include:

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

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

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

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

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

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

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

2.28 (d) For purposes of this section, "government identification card" means an official
2.29 form of governmental identification issued by a country other than the United States,
2.30 that contains:

2.31 (1) the full name and date of birth of the cardholder;

2.32 (2) a photograph identifying the cardholder;

2.33 (3) a unique identification number; and

2.34 (4) security features that make the card as impervious to alteration as is reasonably
2.35 practicable in its design and quality of material and technology, using materials that are
2.36 not readily available to the general public.

3.1 **EFFECTIVE DATE.** This section is effective January 1, 2010.

3.2 Sec. 2. **RULEMAKING; PRIMARY DOCUMENTS FOR DRIVER'S LICENSE.**

3.3 (a) By December 31, 2009, the commissioner of public safety shall amend Minnesota
3.4 Rules, part 7410.0400, to include a government identification card, as defined in
3.5 Minnesota Statutes, section 171.06, subdivision 3, paragraph (d), as a primary document.

3.6 (b) The rules adopted by the commissioner under paragraph (a) are exempt from
3.7 the rulemaking provisions of Minnesota Statutes, chapter 14. The rules are subject to
3.8 Minnesota Statutes, section 14.386, except that, notwithstanding paragraph (b) of that
3.9 section, the rules continue in effect until repealed or superseded by other law or rule.

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

3.11 Sec. 3. **REPEALER.**

3.12 Minnesota Rules, part 7410.0410, is repealed.

3.13 **EFFECTIVE DATE.** This section is effective January 1, 2010.