

HOUSE OF REPRESENTATIVES

EIGHTY-EIGHTH SESSION

H. F. No. 2728

- 03/06/2014 Authored by Simonson  
The bill was read for the first time and referred to the Committee on Transportation Policy
- 03/13/2014 Adoption of Report: Re-referred to the Committee on Transportation Finance
- 03/28/2014 Adoption of Report: Re-referred to the Committee on Ways and Means
- 04/09/2014 Adoption of Report: Placed on the General Register  
Read Second Time

1.1 A bill for an act  
 1.2 relating to public safety; modifying permits for motorized bicycle operators;  
 1.3 establishing a fee for the commercial learner's permit; providing for federal  
 1.4 conformance in laws pertaining to commercial motor vehicles; amending  
 1.5 Minnesota Statutes 2012, sections 171.02, subdivision 3; 171.06, subdivision 2;  
 1.6 proposing coding for new law in Minnesota Statutes, chapter 171.

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

1.8 Section 1. Minnesota Statutes 2012, section 171.02, subdivision 3, is amended to read:

1.9 Subd. 3. **Motorized bicycle.** (a) A motorized bicycle may not be operated on any  
 1.10 public roadway by any person who does not possess a valid driver's license, unless the  
 1.11 person has obtained a motorized bicycle operator's permit or motorized bicycle instruction  
 1.12 permit from the commissioner of public safety. The operator's permit may be issued to  
 1.13 any person who has attained the age of 15 years and who has passed the examination  
 1.14 prescribed by the commissioner. The instruction permit may be issued to any person who  
 1.15 has attained the age of 15 years and who has successfully completed an approved safety  
 1.16 course and passed the written portion of the examination prescribed by the commissioner.

1.17 (b) This course must consist of, but is not limited to, a basic understanding of:

- 1.18 (1) motorized bicycles and their limitations;
- 1.19 (2) motorized bicycle laws and rules;
- 1.20 (3) safe operating practices and basic operating techniques;
- 1.21 (4) helmets and protective clothing;
- 1.22 (5) motorized bicycle traffic strategies; and
- 1.23 (6) effects of alcohol and drugs on motorized bicycle operators.

1.24 (c) The commissioner may adopt rules prescribing the content of the safety course,  
 1.25 examination, and the information to be contained on the permits. A person operating a

2.1 motorized bicycle under a motorized bicycle permit is subject to the restrictions imposed  
 2.2 by section 169.974, subdivision 2, on operation of a motorcycle under a two-wheel  
 2.3 instruction permit.

2.4 (d) The fees for motorized bicycle operator's permits are as follows:

2.5	(1) <del>Examination and operator's permit, valid for one year</del>	\$	<del>6.75</del>
2.6	(2) <del>Duplicate</del>	\$	<del>3.75</del>
2.7	(3) (1) <u>Renewal Motorized bicycle operator's permit before age 21</u>	\$	9.75
2.8	and valid until age 21		
2.9	(4) (2) <u>Renewal permit age 21 or older and valid for four years</u>	\$	15.75
2.10	(5) (3) <u>Duplicate of any renewal permit</u>	\$	5.25
2.11	(6) (4) <u>Written examination and instruction permit, valid for 30 days</u>	\$	6.75

2.12 Sec. 2. Minnesota Statutes 2012, section 171.06, subdivision 2, is amended to read:

2.13 Subd. 2. **Fees.** (a) The fees for a license and Minnesota identification card are  
 2.14 as follows:

2.15	Classified Driver's License	D-\$17.25	C-\$21.25	B-\$28.25	A-\$36.25
2.16	Classified Under-21 D.L.	D-\$17.25	C-\$21.25	B-\$28.25	A-\$16.25
2.17	Enhanced Driver's License	D-\$32.25	C-\$36.25	B-\$43.25	A-\$51.25
2.18	Instruction Permit				\$5.25
2.19	Enhanced Instruction				
2.20	Permit				\$20.25
2.21	<u>Commercial Learner's</u>				
2.22	<u>Permit</u>				<u>\$2.50</u>
2.23	Provisional License				\$8.25
2.24	Enhanced Provisional				
2.25	License				\$23.25
2.26	Duplicate License or				
2.27	duplicate identification				
2.28	card				\$6.75
2.29	Enhanced Duplicate				
2.30	License or enhanced				
2.31	duplicate identification				
2.32	card				\$21.75
2.33	Minnesota identification				
2.34	card or Under-21				
2.35	Minnesota identification				
2.36	card, other than duplicate,				
2.37	except as otherwise				
2.38	provided in section 171.07,				
2.39	subdivisions 3 and 3a				\$11.25
2.40	Enhanced Minnesota				
2.41	identification card				\$26.25

2.42 In addition to each fee required in this paragraph, the commissioner shall collect a  
 2.43 surcharge of: (1) \$1.75 until June 30, 2012; and (2) \$1.00 from July 1, 2012, to June 30,

3.1 2016. Surcharges collected under this paragraph must be credited to the driver and vehicle  
3.2 services technology account in the special revenue fund under section 299A.705.

3.3 (b) Notwithstanding paragraph (a), an individual who holds a provisional license and  
3.4 has a driving record free of (1) convictions for a violation of section 169A.20, 169A.33,  
3.5 169A.35, or sections 169A.50 to 169A.53, (2) convictions for crash-related moving  
3.6 violations, and (3) convictions for moving violations that are not crash related, shall have a  
3.7 \$3.50 credit toward the fee for any classified under-21 driver's license. "Moving violation"  
3.8 has the meaning given it in section 171.04, subdivision 1.

3.9 (c) In addition to the driver's license fee required under paragraph (a), the  
3.10 commissioner shall collect an additional \$4 processing fee from each new applicant  
3.11 or individual renewing a license with a school bus endorsement to cover the costs for  
3.12 processing an applicant's initial and biennial physical examination certificate. The  
3.13 department shall not charge these applicants any other fee to receive or renew the  
3.14 endorsement.

3.15 (d) In addition to the fee required under paragraph (a), a driver's license agent may  
3.16 charge and retain a filing fee as provided under section 171.061, subdivision 4.

3.17 (e) In addition to the fee required under paragraph (a), the commissioner shall  
3.18 charge a filing fee at the same amount as a driver's license agent under section 171.061,  
3.19 subdivision 4. Revenue collected under this paragraph must be deposited in the driver  
3.20 services operating account.

3.21 (f) An application for a Minnesota identification card, instruction permit, provisional  
3.22 license, or driver's license, including an application for renewal, must contain a provision  
3.23 that allows the applicant to add to the fee under paragraph (a), a \$2 donation for the  
3.24 purposes of public information and education on anatomical gifts under section 171.075.

3.25 Sec. 3. **[171.161] COMMERCIAL DRIVER'S LICENSE; FEDERAL**  
3.26 **CONFORMITY.**

3.27 Subdivision 1. **Conformity with federal law.** The commissioner of public safety  
3.28 shall ensure the programs and policies related to commercial drivers' licensure and the  
3.29 operation of commercial motor vehicles in Minnesota conform with the requirements of  
3.30 Code of Federal Regulations, title 49, part 383.

3.31 Subd. 2. **Conflicts.** To the extent a requirement of sections 171.162 to 171.169, or  
3.32 any other state or local law, conflicts with a provision of Code of Federal Regulations, title  
3.33 49, part 383, the federal provision prevails.