

SENATE
STATE OF MINNESOTA
NINETY-SECOND SESSION

S.F. No. 1399

(SENATE AUTHORS: JASINSKI)

DATE	D-PG	OFFICIAL STATUS
02/25/2021	549	Introduction and first reading Referred to Transportation Finance and Policy See First Special Session 2021, HF10, Art. 4, Sec. 76

1.1 A bill for an act

1.2 relating to motor vehicles; amending proctoring requirements for online driver's

1.3 license knowledge testing; amending Minnesota Statutes 2020, section 171.13,

1.4 subdivision 9.

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

1.6 Section 1. Minnesota Statutes 2020, section 171.13, subdivision 9, is amended to read:

1.7 Subd. 9. **Online driver's license knowledge testing authorization.** (a) The commissioner

1.8 must implement online knowledge testing as provided in this subdivision. The commissioner

1.9 must not charge a fee to a driver education program or an authorized entity for access to

1.10 the online knowledge testing system or for administering the online knowledge test. The

1.11 commissioner must administer the fourth or subsequent knowledge test for a person.

1.12 (b) Upon written request from a driver education program licensed by the department,

1.13 the commissioner must grant access to the department's web-based knowledge testing system

1.14 to the driver education program. Once granted access to the online knowledge testing system,

1.15 a driver education program may administer the online knowledge test to a student of the

1.16 program.

1.17 (c) An entity other than a driver education program may apply to the commissioner for

1.18 authority to administer online knowledge tests. The commissioner may approve or disapprove

1.19 an application for administering the online knowledge tests under this paragraph. Upon

1.20 approving an application of an entity, the commissioner must grant access to the department's

1.21 web-based knowledge testing system to that authorized entity. Once granted access to the

1.22 online knowledge testing system, the authorized entity may administer the online knowledge

1.23 test.

2.1 (d) A driver education program or authorized entity:

2.2 (1) must provide all computers and equipment for persons that take the online knowledge
2.3 test;

2.4 (2) must provide appropriate proctors to monitor persons taking the online knowledge
2.5 test; and

2.6 (3) may charge a fee of no more than \$10 for administering the online knowledge test.

2.7 (e) For purposes of paragraph (d), clause (2), a proctor must be an employee of the driver
2.8 education program, authorized entity, a school, a charter school, or a state or local
2.9 government. The proctor must be physically present at the location where the test is being
2.10 administered. A proctor must not be a relative of the person taking the test. For purposes
2.11 of this paragraph, a relative is a spouse, fiancée, fiancé, grandparent, parent, child, sibling,
2.12 or legal guardian, including adoptive, half, step, and in-law relationships.

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