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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. 1008

02/11/2019 Authored by Elkins, Masin, Koegel, Baker, Petersburg and others
The bill was read for the first time and referred to the Committee on Ways and Means

1.1 A bill for an act
1.2 relating to motor vehicles; increasing vehicle registration fees; deeming issuance
1.3 of duplicate certificates by deputy registrars an expedited service; amending
1.4 Minnesota Statutes 2018, sections 168.33, subdivision 7; 168A.09, subdivision 1;
1.5 171.061, subdivision 4.

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

1.7 Section 1. Minnesota Statutes 2018, section 168.33, subdivision 7, is amended to read:

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

1.10 (1) \$6 \$8.50 is imposed on every vehicle registration renewal, excluding pro rate
1.11 transactions; and

1.12 (2) \$10 \$13.50 is imposed on every other type of vehicle transaction, including motor
1.13 carrier fuel licenses under sections 168D.05 and 168D.06, and pro rate transactions.

1.14 (b) Notwithstanding paragraph (a):

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

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

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

1.21 (d) The statutory fees and taxes, and the filing fees imposed under paragraph (a) may
1.22 be paid by credit card or debit card. The deputy registrar may collect a surcharge on the

2.1 statutory fees, taxes, and filing fee not greater than the cost of processing a credit card or
 2.2 debit card transaction, in accordance with emergency rules established by the commissioner
 2.3 of public safety. The surcharge must be used to pay the cost of processing credit and debit
 2.4 card transactions.

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

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

2.8 (i) ~~\$4.50~~ \$..... must be deposited in the vehicle services operating account; and

2.9 (ii) ~~\$1.50~~ \$..... must be deposited:

2.10 (A) in the driver and vehicle services technology account until sufficient funds have
 2.11 been deposited in that account to cover all costs of administration, development, and initial
 2.12 full deployment of the driver and vehicle services information system; and

2.13 (B) after completion of the deposit of funds under subitem (A) in the vehicle services
 2.14 operating account; and

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

2.16 (i) ~~\$3.50~~ \$..... must be deposited in the general fund;

2.17 (ii) ~~\$5.00~~ \$..... must be deposited in the vehicle services operating account; and

2.18 (iii) ~~\$1.50~~ \$..... must be deposited:

2.19 (A) in the driver and vehicle services technology account until sufficient funds have
 2.20 been deposited in that account to cover all costs of administration, development, and initial
 2.21 full deployment of the driver and vehicle services information system; and

2.22 (B) after completion of the deposit of funds under subitem (A) in the vehicle services
 2.23 operating account.

2.24 Sec. 2. Minnesota Statutes 2018, section 168A.09, subdivision 1, is amended to read:

2.25 Subdivision 1. **Application, issuance, form, bond, and notice.** (a) In the event a
 2.26 certificate of title is lost, stolen, mutilated, destroyed, or becomes illegible, the owner or
 2.27 legal representative of the owner named in the certificate may submit an application to the
 2.28 department or a deputy registrar for a duplicate in a format prescribed by the department.
 2.29 The department or deputy registrar must issue a duplicate certificate of title if satisfied that
 2.30 the applicant is entitled to the duplicate certificate of title. The duplicate certificate of title
 2.31 must be plainly marked as a duplicate and mailed or delivered to the owner. The department

3.1 or deputy registrar must indicate in the driver and vehicle information system records that
3.2 a duplicate certificate of title has been issued. As a condition to issuing a duplicate certificate
3.3 of title, the department may require a bond from the applicant in the manner and format
3.4 prescribed in section 168A.07, subdivision 1, clause (2). The duplicate certificate of title
3.5 must contain the legend: "This duplicate certificate of title may be subject to the rights of
3.6 a person under the original certificate."

3.7 (b) On and after August 1, 2018, the commissioner must allow duplicate certificate of
3.8 title issuance by a deputy registrar, subject to procedures established by the commissioner.
3.9 Such issuance is an expedited service subject to section 168.326, paragraph (b).

3.10 Sec. 3. Minnesota Statutes 2018, section 171.061, subdivision 4, is amended to read:

3.11 Subd. 4. **Fee; equipment.** (a) The agent may charge and retain a filing fee of ~~\$8~~ \$12 for
3.12 each application. Except as provided in paragraph (c), the fee shall cover all expenses
3.13 involved in receiving, accepting, or forwarding to the department the applications and fees
3.14 required under sections 171.02, subdivision 3; 171.06, subdivisions 2 and 2a; and 171.07,
3.15 subdivisions 3 and 3a.

3.16 (b) The statutory fees and the filing fees imposed under paragraph (a) may be paid by
3.17 credit card or debit card. The driver's license agent may collect a convenience fee on the
3.18 statutory fees and filing fees not greater than the cost of processing a credit card or debit
3.19 card transaction. The convenience fee must be used to pay the cost of processing credit card
3.20 and debit card transactions. The commissioner shall adopt rules to administer this paragraph
3.21 using the exempt procedures of section 14.386, except that section 14.386, paragraph (b),
3.22 does not apply.

3.23 (c) The department shall maintain the photo identification equipment for all agents
3.24 appointed as of January 1, 2000. Upon the retirement, resignation, death, or discontinuance
3.25 of an existing agent, and if a new agent is appointed in an existing office pursuant to
3.26 Minnesota Rules, chapter 7404, and notwithstanding the above or Minnesota Rules, part
3.27 7404.0400, the department shall provide and maintain photo identification equipment without
3.28 additional cost to a newly appointed agent in that office if the office was provided the
3.29 equipment by the department before January 1, 2000. All photo identification equipment
3.30 must be compatible with standards established by the department.

3.31 (d) A filing fee retained by the agent employed by a county board must be paid into the
3.32 county treasury and credited to the general revenue fund of the county. An agent who is not
3.33 an employee of the county shall retain the filing fee in lieu of county employment or salary
3.34 and is considered an independent contractor for pension purposes, coverage under the

4.1 Minnesota State Retirement System, or membership in the Public Employees Retirement
4.2 Association.

4.3 (e) Before the end of the first working day following the final day of the reporting period
4.4 established by the department, the agent must forward to the department all applications
4.5 and fees collected during the reporting period except as provided in paragraph (d).