

that the council may submit the ordinance at any general or special election held at least 60 days after submission of the petition, or it may reconsider its action in adopting the ordinance. As far as practicable the requirements of subdivisions 1 to 3 apply to petitions submitted under this section, to an ordinance amending a charter, and to the filing of such ordinance when approved by the voters.

Presented to the governor May 21, 2005

Signed by the governor May 25, 2005, 12:20 p.m.

CHAPTER 94—S.F.No. 1379

An act relating to motor vehicles; excluding cost of air bag repair or replacement and related repair costs from motor vehicle damage calculations for salvage title and consumer disclosure purposes; amending Minnesota Statutes 2004, sections 168A.04, subdivision 4; 168A.151, subdivision 1; 325F.6641, subdivisions 1, 2.

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

Section 1. Minnesota Statutes 2004, section 168A.04, subdivision 4, is amended to read:

Subd. 4. **VEHICLE LAST REGISTERED OUT OF STATE.** If the application refers to a vehicle last previously registered in another state or country, the application shall contain or be accompanied by:

- (1) any certificate of title issued by the other state or country;
- (2) any other information and documents the department reasonably requires to establish the ownership of the vehicle and the existence or nonexistence and priority of any security interest in it;
- (3) the certificate of a person authorized by the department that the identifying number of the vehicle has been inspected and found to conform to the description given in the application, or any other proof of the identity of the vehicle the department reasonably requires; and
- (4) with respect to vehicles subject to section 325F.6641, whether the vehicle sustained damage by collision or other occurrence which exceeded 70 percent of actual cash value. Damage, for the purpose of this calculation, does not include the actual cost incurred to repair, replace, or reinstall inflatable safety restraints and other vehicle components that must be replaced due to the deployment of the inflatable safety restraints.

Sec. 2. Minnesota Statutes 2004, section 168A.151, subdivision 1, is amended to read:

Subdivision 1. **SALVAGE TITLES.** (a) When an insurer, licensed to conduct business in Minnesota, acquires ownership of a late-model or high-value vehicle

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through payment of damages, the insurer shall immediately apply for a salvage certificate of title or shall stamp the existing certificate of title with the legend "SALVAGE CERTIFICATE OF TITLE" in a manner prescribed by the department. Within 48 hours of taking possession of a vehicle through payment of damages, an insurer must notify the department in a manner prescribed by the department.

(b) Any person who acquires a damaged motor vehicle with an out-of-state title and the cost of repairs exceeds the value of the damaged vehicle or a motor vehicle with an out-of-state salvage title or certificate, as proof of ownership, shall immediately apply for a salvage certificate of title. A self-insured owner of a late-model or high-value vehicle who sustains damage by collision or other occurrence which exceeds 70 percent of its actual cash value shall immediately apply for a salvage certificate of title. Damage, for the purpose of this calculation, does not include the actual cost incurred to repair, replace, or reinstall inflatable safety restraints and other vehicle components that must be replaced due to the deployment of the inflatable safety restraints.

Sec. 3. Minnesota Statutes 2004, section 325F.6641, subdivision 1, is amended to read:

Subdivision 1. **DAMAGE.** (a) If a motor vehicle has sustained damage by collision or other occurrence which exceeds 70 percent of its actual cash value immediately prior to sustaining damage, the seller must disclose that fact to the buyer, if the seller has actual knowledge of the damage. The amount of damage is determined by the retail cost of repairing the vehicle based on a complete written retail repair estimate or invoice, exclusive of the actual cost incurred to repair, replace, or reinstall inflatable safety restraints and other vehicle components that must be replaced due to the deployment of the inflatable safety restraints.

(b) The disclosure required under this subdivision must be made in writing on the application for title and registration or other transfer document, in a manner prescribed by the registrar of motor vehicles. The registrar shall revise the certificate of title form, including the assignment by seller (transferor) and reassignment by licensed dealer sections of the form, the separate application for title forms, and other transfer documents to accommodate this disclosure. If the seller is a motor vehicle dealer licensed pursuant to section 168.27, the disclosure required by this section must be made orally by the dealer to the prospective buyer in the course of the sales presentation.

(c) Upon transfer and application for title to a vehicle covered by this subdivision, the registrar shall record the term "rebuilt" on the first Minnesota certificate of title and all subsequent Minnesota certificates of title used for that vehicle.

Sec. 4. Minnesota Statutes 2004, section 325F.6641, subdivision 2, is amended to read:

Subd. 2. **FORM OF DISCLOSURE.** The disclosure required in this section must be made in substantially the following form: "To the best of my knowledge, this vehicle has has not sustained damage, exclusive of any costs to repair, replace,

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or reinstall air bags and other components that were replaced due to deployment of air bags, in excess of 70 percent actual cash value."

Presented to the governor May 21, 2005

Signed by the governor May 25, 2005, 12:25 p.m.

CHAPTER 95—S.F.No. 1268

An act relating to veterans; eliminating a restriction on a veteran's preference provision; repealing Minnesota Statutes 2004, sections 43A.11, subdivision 2; 197.455, subdivision 3.

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

Section 1. **REPEALER.**

Minnesota Statutes 2004, sections 43A.11, subdivision 2, and 197.455, subdivision 3, are repealed.

Presented to the governor May 21, 2005

Signed by the governor May 25, 2005, 12:31 p.m.

CHAPTER 96—S.F.No. 1861

An act relating to building plan review; directing the commissioner of labor and industry to study procedures for supervision of installation of biotechnology piping systems; requiring a report to the legislature.

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

Section 1. **WORKING GROUP TO BE CONVENED.**

The commissioner of labor and industry will convene a working group to consist of one member from each of the Departments of Labor and Industry, Employment and Economic Development, and Administration; two members who are mechanical contractors; two members who are installers of piping systems; two members who are biotechnology manufacturers; and two representatives of cities who have process piping expertise, one of whom represents a city of the first class and one of whom represents a city other than a city of the first class. The working group will study procedures for supervision of installation of biotechnology piping systems through plan review and inspection. The commissioner of labor and industry will report the results of the study to the chairs of the committees in the house and senate with relevant jurisdiction no later than February 1, 2006.

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