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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-THIRD SESSION

H. F. No. 5080

1.1 A bill for an act

1.2 relating to motor vehicles; providing for drivers' licenses; allowing applicants to

1.3 designate a secondary mailing address for drivers' licenses and identification cards;

1.4 appropriating money; amending Minnesota Statutes 2022, sections 171.01, by

1.5 adding a subdivision; 171.06, by adding a subdivision; Minnesota Statutes 2023

1.6 Supplement, sections 171.06, subdivision 3; 171.07, subdivisions 1, 3.

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

1.8 Section 1. Minnesota Statutes 2022, section 171.01, is amended by adding a subdivision

1.9 to read:

1.10 Subd. 46a. **Secondary mailing address.** "Secondary mailing address" means the mailing

1.11 address of any place where a person regularly or occasionally stays and may receive mail

1.12 in their name other than the person's residence address. A secondary mailing address does

1.13 not include the designated address under section 5B.05.

1.14 **EFFECTIVE DATE.** This section is effective August 1, 2024.

1.15 Sec. 2. Minnesota Statutes 2023 Supplement, section 171.06, subdivision 3, is amended

1.16 to read:

1.17 Subd. 3. **Contents of application; other information.** (a) An application must:

1.18 (1) state the full name, date of birth, sex, and ~~either~~ (i) the residence address of the

1.19 applicant, (ii) a secondary mailing address under subdivision 3c, which may be indicated

1.20 in addition to the residence address or designated address, or ~~(ii)~~ (iii) a designated address

1.21 under section 5B.05;

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

2.4 (3) state:

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

2.6 (ii) if the applicant does not have a Social Security number and is applying for a
2.7 Minnesota identification card, instruction permit, or class D provisional or driver's license,
2.8 that the applicant elects not to specify a Social Security number;

2.9 (4) contain a notification to the applicant of the availability of a living will/health care
2.10 directive designation on the license under section 171.07, subdivision 7;

2.11 (5) include a method for the applicant to:

2.12 (i) request a veteran designation on the license under section 171.07, subdivision 15,
2.13 and the driving record under section 171.12, subdivision 5a;

2.14 (ii) indicate a desire to make an anatomical gift under subdivision 3b, paragraph (e);

2.15 (iii) as applicable, designate document retention as provided under section 171.12,
2.16 subdivision 3c;

2.17 (iv) indicate emergency contacts as provided under section 171.12, subdivision 5b;

2.18 (v) indicate the applicant's race and ethnicity; and

2.19 (vi) indicate caretaker information as provided under section 171.12, subdivision 5c;

2.20 and

2.21 (6) meet the requirements under section 201.161, subdivision 3.

2.22 (b) Applications must be accompanied by satisfactory evidence demonstrating:

2.23 (1) identity, date of birth, and any legal name change if applicable; and

2.24 (2) for ~~driver's~~ drivers' licenses and Minnesota identification cards that meet all
2.25 requirements of the REAL ID Act:

2.26 (i) principal residence address in Minnesota, including application for a change of address,
2.27 unless the applicant provides a designated address under section 5B.05;

2.28 (ii) Social Security number, or related documentation as applicable; and

2.29 (iii) lawful status, as defined in Code of Federal Regulations, title 6, section 37.3.

3.1 (c) An application for an enhanced driver's license or enhanced identification card must
3.2 be accompanied by:

3.3 (1) satisfactory evidence demonstrating the applicant's full legal name and United States
3.4 citizenship; and

3.5 (2) a photographic identity document.

3.6 (d) A valid Department of Corrections or Federal Bureau of Prisons identification card
3.7 containing the applicant's full name, date of birth, and photograph issued to the applicant
3.8 is an acceptable form of proof of identity in an application for an identification card,
3.9 instruction permit, or driver's license as a secondary document for purposes of Minnesota
3.10 Rules, part 7410.0400, and successor rules.

3.11 (e) An application form must not provide for identification of (1) the accompanying
3.12 documents used by an applicant to demonstrate identity, or (2) except as provided in
3.13 paragraphs (b) and (c), the applicant's citizenship, immigration status, or lawful presence
3.14 in the United States. The commissioner and a driver's license agent must not inquire about
3.15 an applicant's citizenship, immigration status, or lawful presence in the United States, except
3.16 as provided in paragraphs (b) and (c).

3.17 **EFFECTIVE DATE.** This section is effective August 1, 2024, and applies to applications
3.18 made on or after that date.

3.19 Sec. 3. Minnesota Statutes 2022, section 171.06, is amended by adding a subdivision to
3.20 read:

3.21 **Subd. 3c. Secondary mailing address; licenses and identification cards.** (a) The
3.22 department must allow an applicant to designate a secondary mailing address upon application
3.23 for:

3.24 (1) an identification card, including an enhanced identification card; or

3.25 (2) a driver's license, including:

3.26 (i) an instruction permit;

3.27 (ii) a provisional license;

3.28 (iii) a noncompliant driver's license;

3.29 (iv) a REAL ID driver's license; and

3.30 (v) an enhanced driver's license.

4.1 The secondary mailing address is separate from the applicant's residence address listed on
 4.2 the identification card or license. When an applicant designates a secondary mailing address
 4.3 under this subdivision, the commissioner must use the secondary mailing address in lieu of
 4.4 the applicant's residence address for delivery of the identification card or driver's license.

4.5 (b) An applicant must designate a secondary mailing address for:

4.6 (1) each subsequent renewal of a driver's license or identification card issued under
 4.7 section 171.07, subdivision 1 or 3; or

4.8 (2) an application for a duplicate driver's license or identification card issued under
 4.9 section 171.10 if the person designated a secondary mailing address in the initial application
 4.10 for a driver's license or identification card.

4.11 (c) Except for payment of fees required under section 171.10, subdivision 1, the
 4.12 commissioner must not charge a fee for the designation of a secondary mailing address.

4.13 (d) Nothing in this section may be construed to modify or remove proof of residency
 4.14 requirements at the time of application for an initial driver's permit, driver's license, or
 4.15 identification card.

4.16 **EFFECTIVE DATE.** This section is effective August 1, 2024, and applies to applications
 4.17 made on or after that date.

4.18 Sec. 4. Minnesota Statutes 2023 Supplement, section 171.07, subdivision 1, is amended
 4.19 to read:

4.20 Subdivision 1. **License; contents and design.** (a) Upon the payment of the required fee,
 4.21 the department ~~shall~~ must issue to every qualifying applicant a license designating the type
 4.22 or class of vehicles the applicant is authorized to drive as applied for. This license must
 4.23 bear: (1) a distinguishing number assigned to the licensee; (2) the licensee's full name and
 4.24 date of birth; (3) either (i) the licensee's residence address, or (ii) the designated address
 4.25 under section 5B.05; (4) a description of the licensee in a manner as the commissioner
 4.26 deems necessary; (5) the usual signature of the licensee; and (6) designations and markings
 4.27 as provided in this section. No license is valid unless it bears the usual signature of the
 4.28 licensee. Every license must bear a colored photograph or an electronically produced image
 4.29 of the licensee.

4.30 (b) If the United States Postal Service will not deliver mail to (1) the applicant's residence
 4.31 address as listed on the license, or (2) the applicant's designated secondary mailing address,
 4.32 then the applicant shall must provide verification from the United States Postal Service that
 4.33 mail will not be delivered to the applicant's residence address or designated secondary

5.1 mailing address and that mail will be delivered to a specified alternate mailing address,
5.2 which must be distinct from the designated secondary mailing address in section 171.06,
5.3 subdivision 3c. When an applicant provides an alternate mailing address under this
5.4 subdivision, the commissioner ~~shall~~ must use the alternate mailing address in lieu of the
5.5 applicant's residence address or designated secondary mailing address for all notices and
5.6 mailings to the applicant.

5.7 (c) Every license issued to an applicant under the age of 21 must be of a distinguishing
5.8 color and plainly marked "Under-21."

5.9 (d) A license issued to an applicant age 65 or over must be plainly marked "senior" if
5.10 requested by the applicant.

5.11 (e) Except for a noncompliant license, a license must bear a distinguishing indicator for
5.12 compliance with requirements of the REAL ID Act.

5.13 (f) A noncompliant license must:

5.14 (1) be marked "not for federal identification" on the face and in the machine-readable
5.15 portion;

5.16 (2) have a unique design or color indicator for purposes of the REAL ID Act; and

5.17 (3) bear no indicator or design that relates to the lawful presence or the citizenship of
5.18 the license holder.

5.19 (g) A REAL ID compliant license issued to a person with temporary lawful status or
5.20 admission period must be marked "temporary" on the face and in the machine-readable
5.21 portion.

5.22 (h) A license must display the licensee's full name or no fewer than 39 characters of the
5.23 name. Any necessary truncation must begin with the last character of the middle name and
5.24 proceed through the second letter of the middle name, followed by the last character of the
5.25 first name and proceeding through the second letter of the first name.

5.26 **EFFECTIVE DATE.** This section is effective August 1, 2024, and applies to applications
5.27 made on or after that date.

5.28 Sec. 5. Minnesota Statutes 2023 Supplement, section 171.07, subdivision 3, is amended
5.29 to read:

5.30 Subd. 3. **Identification card; content and design; fee.** (a) Upon payment of the required
5.31 fee, the department shall issue to every qualifying applicant a Minnesota identification card.
5.32 The department may not issue a Minnesota identification card to an individual who has a

6.1 driver's license, other than a limited license. The department may not issue an enhanced
6.2 identification card to an individual who is under 16 years of age, not a resident of this state,
6.3 or not a citizen of the United States of America. The card must bear: (1) a distinguishing
6.4 number assigned to the applicant; (2) a colored photograph or an electronically produced
6.5 image of the applicant; (3) the applicant's full name and date of birth; (4) either (i) the
6.6 licensee's residence address, or (ii) the designated address under section 5B.05; (5) a
6.7 description of the applicant in the manner as the commissioner deems necessary; (6) the
6.8 usual signature of the applicant; and (7) designations and markings provided under this
6.9 section.

6.10 (b) If the United States Postal Service will not deliver mail to (1) the applicant's residence
6.11 address as listed on the Minnesota identification card, or (2) the applicant's designated
6.12 secondary mailing address, then the applicant ~~shall~~ must provide verification from the United
6.13 States Postal Service that mail will not be delivered to the applicant's residence address or
6.14 designated secondary mailing address and that mail will be delivered to a specified alternate
6.15 mailing address, which must be distinct from a designated secondary mailing address in
6.16 section 171.06, subdivision 3c. When an applicant provides an alternate mailing address
6.17 under this subdivision, the commissioner ~~shall~~ must use the alternate mailing address in
6.18 lieu of the applicant's residence address or designated secondary mailing address for all
6.19 notices and mailings to the applicant.

6.20 (c) Each identification card issued to an applicant under the age of 21 must be of a
6.21 distinguishing color and plainly marked "Under-21."

6.22 (d) Each Minnesota identification card must be plainly marked "Minnesota identification
6.23 card - not a driver's license."

6.24 (e) Except for a noncompliant identification card, a Minnesota identification card must
6.25 bear a distinguishing indicator for compliance with requirements of the REAL ID Act.

6.26 (f) A noncompliant identification card must:

6.27 (1) be marked "not for federal identification" on the face and in the machine-readable
6.28 portion;

6.29 (2) have a unique design or color indicator for purposes of the REAL ID Act; and

6.30 (3) bear no indicator or design that relates to the lawful presence or the citizenship of
6.31 the identification card holder.

7.1 (g) A REAL ID compliant Minnesota identification card issued to a person with temporary
7.2 lawful status or admission period must be marked "temporary" on the face and in the
7.3 machine-readable portion.

7.4 (h) A Minnesota identification card must display the cardholder's full name or no fewer
7.5 than 39 characters of the name. Any necessary truncation must begin with the last character
7.6 of the middle name and proceed through the second letter of the middle name, followed by
7.7 the last character of the first name and proceeding through the second letter of the first name.

7.8 (i) The fee for a Minnesota identification card is 50 cents when issued to a person who
7.9 is developmentally disabled, as defined in section 252A.02, subdivision 2; a physically
7.10 disabled person, as defined in section 169.345, subdivision 2; or, a person with mental
7.11 illness, as described in section 245.462, subdivision 20, paragraph (c).

7.12 EFFECTIVE DATE. This section is effective August 1, 2024, and applies to applications
7.13 made on or after that date.

7.14 Sec. 6. APPROPRIATION.

7.15 \$...... in fiscal year 2025 is appropriated from the driver and vehicle services operating
7.16 account in the special revenue fund to the commissioner of public safety for costs related
7.17 to implementing and administering the designation of a secondary mailing address for
7.18 drivers' licenses and identification cards required under Minnesota Statutes, sections 171.06,
7.19 subdivision 3c, and 171.07, subdivisions 1 and 3. This is a onetime appropriation and is
7.20 available until June 30, 2026.