

Minnesota Attorney General: Administrative Rules Proceedings

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Version 3
August 20, 2018

MINNESOTA STATE REGULATIONS

Notice of filing by the Commissioner of Administration

We have received on this date, stamped and filed 2 copies of Rules and Regulations pertaining to

the Department of Public Safety
(Agency or Board)

Regulation No. 51, 52, 53, 54, 55, 56, 61, 62,

Subject: Certification of Insurance for registration or transfer of a motor Vehicle Request for verification

Department of Administration
Publication, Central Services Division
Documents Section
140 Centennial Office Building
St. Paul, Minnesota 55155
Telephone: (612) 296-2874

FILED
RICHARD L. BRUBACHER
Commissioner of Administration

DEC 26 1975

BY Ela Staudenmaier
AUTH. SIGNATURE

3:10PM

Stamped and filed with the Secretary of State Dec 26, 1975 2:45PM

Rev. 9-72

Adopted Rules

MINNESOTA DEPARTMENT OF PUBLIC SAFETY

DRIVER LICENSE DIVISION

CHAPTER FIVE: Certification of Insurance for registration or Transfer of a motor vehicle. Requests for verification.

DrivLic 51 PURPOSE AND SCOPE

The purpose of these regulations is to implement and provide effective administration of the provisions requiring and governing termination of a plan of reparation security as required by Minnesota Statutes ~~1973~~ 1974, Chapter 65B.

DrivLic 52 SCOPE

The scope of these regulations is intended to be consistent with the provisions of Minnesota Statutes ~~1973~~ 1974, Section 65B.68.

DrivLic 53 DEFINITIONS

For the purposes of these rules, the following terms shall have the meanings ascribed to them:

(a) Commissioner. The Commissioner of Public Safety of the State of Minnesota.

(b) Owner. Owner means a person who holds legal title to a motor vehicle, or in the event that a motor vehicle is the subject of a security agreement or lease with option to purchase and the debtor or lessee is entitled to the immediate use or possession of the vehicle, then the debtor or lessee shall be deemed the owner.

(c) Insurance Policy. Insurance policy means a plan of reparation security as required by Minnesota Statutes ~~1973~~ 1974, Chapter 65B.

(d) Reparation Obligor. Reparation Obligor means an insurer or self-insurer as defined by Minnesota Statutes ~~1973~~ 1974, ~~Chapter~~ Section 65B. 43.

DrivLic 54 Every owner when applying for registration, reregistration or transfer of ownership shall supply any information the Commissioner reasonably requires to determine that the vehicle is covered by a plan of reparation

security. Such information shall include but is not limited to the name and address of the owner, the name of the reparation obligor, the insurance policy number and any other data the Commissioner requires. In lieu of the information regarding reparation security, the owner may submit an affidavit, in a form prescribed by the Commissioner, that the vehicle will not be used or operated.

DrivLic 55 The owner shall provide such information as required by provisions of DrivLic 54, when the records of the department indicate that ~~an~~ a required insurance policy is not in effect or as circumstances indicate such information is necessary.

DrivLic 56 All reparation obligors shall comply with all written requests from the department to furnish information concerning the effective dates of an insurance policy.

DrivLic 57-60 Reserved for future use.

CHAPTER SIX: Suspension and Surrender of the Registration Certificate and License Plates.

DrivLic 61 If ~~the~~ department records indicate that any owner has ceased to maintain ~~an~~ a required insurance policy, the Commissioner shall suspend the registration certificate and license plates for the vehicle and shall demand their immediate surrender by the owner. The Commissioner shall direct any peace officer to serve an order of suspension or revocation and secure any registration certificate and license plates not surrendered.

DrivLic 62 Upon certification that the vehicle is covered by an insurance policy and application and payment of all applicable fees, the Commissioner may issue a replacement registration certificate and license plates to the owner of a vehicle for which the registration certificate and license plates have been suspended.

DrivLic 63-70 Reserved for future use.

R

APPROVED AS TO FORM AND LEGALITY
DEC 24 1975 19
WARREN SPANNAUS, ATTORNEY GENERAL
BY /s/ Michael B. Miller
SPECIAL ASSISTANT ATTORNEY GENERAL

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
DEC 26 1975
2:45 PM
Secretary of State

FILED
RICHARD L. BRUBACHER
Commissioner of Administration
DEC 26 1975
BY
AUTH. SIGNATURE 3:10 p.m.

STATEMENT OF COMPLIANCE WITH

MANUAL OF RULE MAKING PROCEDURES

I, Special Assistant Attorney General Lenore Miller, do hereby declare that I have examined the proposed rules and all related documents and that, based on them and my personal familiarity with the applicable procedures, the Manual of Rule Making Procedures has been followed.

Lenore Miller

Lenore Miller
Special Assistant Attorney General

Dated: 11/28/75

EXHIBIT A

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE EDWARD G. NOVAK

COMMISSIONER OF PUBLIC SAFETY

In the matter of the Proposed Adoption of Rules of the State Department of Public Safety governing amended requirements for certification of No-Fault Insurance.

ORDER FOR HEARING

To effectively implement Laws 1975, Chapter 160, which amends Minnesota Statutes 1974, Section 65B.48, the Minnesota Commissioner of Public Safety deems it necessary to consider adoption of the proposed rules captioned above pursuant to the authority vested in me by M.S. 1974, Section 299A.01, Subdivision 6.

NOW, THEREFORE, IT IS ORDERED this 6th day of August, 1975, that a public hearing on the proposed rules captioned above be held in Room B9 Highway Building, St. Paul, Minnesota, October 8, 1975, commencing at 9:00 a.m., and continuing until all representatives of associations or other interested groups or persons have had an opportunity to be heard.

IT IS FURTHER ORDERED, that notice of said hearing be given to all representatives of associations or other interested groups or persons who have registered their names with the Secretary of State for that purpose and all persons who are presently members of the Minnesota Legislature.

STATE OF MINNESOTA
DEPARTMENT OF PUBLIC SAFETY

Edw G Novak

COMMISSIONER OF PUBLIC SAFETY

EXHIBIT B

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE EDWARD G. NOVAK

COMMISSIONER OF PUBLIC SAFETY

In the matter of the proposed Adoption of Rules of the State Department of Public Safety governing amended requirements for certification of No-Fault Insurance.

NOTICE OF HEARING

Notice is hereby given that a public hearing will be held pursuant to M.S. 1974, Section 15.0412, Subdivision 4, in the above-entitled matter in Room B9 Highway Building, Capitol Complex, October 8, 1975, commencing at 9:00 a.m., and continuing until all representatives of associations or other interested groups or persons have had an opportunity to be heard concerning adoption of the proposed rules captioned above by submitting either oral or written data, statements or arguments. Statements or briefs may be submitted without appearing at the hearing.

A copy of the proposed rules is attached hereto.

Additional copies of the proposed rules are available and may be obtained by writing to Diane Hamilton, Department of Public Safety, 207 Highway Building, St. Paul, Minnesota, 55155.

STATE OF MINNESOTA
DEPARTMENT OF PUBLIC SAFETY

Edward G Novak
COMMISSIONER OF PUBLIC SAFETY

8-14-75
DATE

Proposed Rules

MINNESOTA DEPARTMENT OF PUBLIC SAFETY

DRIVER LICENSE DIVISION

CHAPTER FIVE: Certification of Insurance for registration or Transfer of a motor vehicle. Requests for verification.

DrivLic 51 PURPOSE AND SCOPE

The purpose of these regulations is to implement and provide effective administration of the provisions requiring and governing termination of a plan of reparation security as required by Minnesota Statutes ~~1973~~ 1974, Chapter 65B.

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security. Such information shall include but is not limited to the name and address of the owner, the name of the reparation obligor, the insurance policy number and any other data the Commissioner requires. In lieu of the information regarding reparation security, the owner may submit an affidavit, in a form prescribed by the Commissioner, that the vehicle will not be used or operated.

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DrivLic 57-60 Reserved for future use.

CHAPTER SIX: Suspension and Surrender of the Registration Certificate and License Plates.

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DrivLic 62 Upon certification that the vehicle is covered by an insurance policy and application and payment of all applicable fees, the Commissioner may issue a replacement registration certificate and license plates to the owner of a vehicle for which the registration certificate and license plates have been suspended.

DrivLic 63-70 Reserved for future use.

EXHIBIT C

STATE OF MINNESOTA

COUNTY OF RAMSEY

In the matter of the Proposed Adoption of Rules of the State Department of Public Safety governing amended requirements for certification of No-Fault Insurance.

CERTIFICATE

I hereby certify that the enclosed 437 general labels and Public Safety list constitute the complete list of persons, associations, and other interested groups who as of 9:45 o'clock A .M., this 3rd day of September, 1975, have requested pursuant to M.S. 1974, Section 15.0412, Subdivision 4, that their names be placed on file with the Secretary of State for the purpose of receiving notice of public hearing on proposed rules on the subject captioned above.

Secretary of State

Joan Anderson Growe

Joan Anderson Growe

By Virginia Daniels

ALBERT,AA CALDER CORP
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ST PAUL MN
55101

ALLENDORF MARSHALL
220 GRAIN EX 400 S 4TH
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AM CAMPING ASSN MRS LEACOCK
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AM INST PROF GEOLOGISTS
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ST PAUL MN
55101

ASSOCIATED INDUST OF MPLS
NATIONAL BLDG
MPLS MN
55402

ASSN OF MINN COUNTIES
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ST PAUL MN
55103

ASSN RESIDENCES FOR RETARDED
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55103

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ST PAUL MN
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ANOKA MN
55303

BADALICH JOHN P
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SO ST PAUL MN
55075

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MPLS MN
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55433

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CAMBRIDGE MN
55008

BEECHER EVERETT
10 10 1ST ST SO
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MPLS. MN
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BURGER ALBERT
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WASHINGTON DC
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MPLS MN
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730 E 38TH ST
MPLS MN
55407

CAIRNS JOHN A
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MANKATO STATE COLLEGE
MANKATO MN
56001

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CENTRAL MN REGIONAL DEV COMM
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ELY MN
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DEAN
MOORHEAD MN
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BRAINERD MN
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ANOKA MN
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INS FED OF MINN
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JAIN NIRMAL ENIV PROCESS
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55405

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55801

JENSEN CARL A
127 E MAIN ST
SLEEPY EYE MN
56085

JOHNSON & SANDERSON
ST MARYS HOSPITAL
ROCHESTER MN
55901

JOHNSON CLARENCE IBEW LU 292
3615 37TH AVE S
MPLS MN
55406

JOHNSON LEROY
9939 BLUEBIRD ST NW
COON RAPIDS MN
55433

JOHNSON M.C. FRUNDT & FRUNDT

BLUE EARTH MN
56013

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ST PAUL MN
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KABLE RICHARD W

BETHEL MN
55006

KAVANEY RICHARD
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ST PAUL MN
55102

KEABLE MIKE
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ST CLOUD MN
56301

KEENAN RICHARD J
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MPLS MN
55402

KIMBALL ROBERT
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ST PAUL MN
55101

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MPLS MN
55407

KLOSTER MARION PEAVEY CO
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MPLS MN
55402

KLUZ STEVEN J
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MPLS MN
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55108

KNUTSON DR KEITH, BIOLOGY DPT
ST CLOUD STATE
ST CLOUD MN
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F J SCHULT BLDG
ST ST PAUL MN
55075

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MPLS MN
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INVER GR HGHT MN
55075

KRAMER ERNEST W
717 DELAWARE ST SE
MPLS MN
55440

KRONLOKKEN J E
10048 NORD RD
BLOOMINGTON MN
55437

LAKE SUPERIOR INDUSTRIAL BUR
828 FIRST AM. BK. BLDG.
DULUTH MN
55802

LANAHAN E F - SIBLEY CO
184 E 6TH ST
ST PAUL MN
55101

LANGVIN DAVID
7500 80TH ST S
COTTAGE GROVE MN
55016

LANSING & OAKES
400 SIBLEY ST
ST PAUL MN
55101

LAPP LAZAR LAURIE ET AL
1200 BUILDERS EXCHANGE
MINNEAPOLIS MN
55402

LARSON C L
3800 MINNEHAHA AVE SO
MPLS MN
55406

LARSON HANS P DIV HOSP SERV
717 DELAWARE ST SE
MPLS MN
55440

LEAGUE MN MUNIC
300 HANOVER 480 CEDAR
ST PAUL MN
55101

LEAGUE WOMEN VOTERS OF MINN
555 WABASHA
ST PAUL MN
55102

LIBBEY LEONARD
BOX 17011 NOKOMIS STA
MPLS MN
55417

LINDALL & JONATHAN DEVELOP.
VILLAGE ONE CENTER
CHASKA MN
55318

LOCKNER GARY
R R 1 BOX 23
BAUDETTE MN
56623

LOGS CALVIN J
6809 LYNDALE AVE SO
MPLS MN
55423

LOWE DOUG
2701 N LEXINGTON AVE
ROSEVILLE MN
55113

LYNCH DONALD SIBLEY CO
184 E 6TH ST
ST PAUL MN
55102

MALONE E I COMM LABOR & INDU
444 LAFAYETTE RD 5TH FL
ST PAUL MN
55101

MANKATO STAT STUDENT SENATE
CENTENNIAL STUDENT UN
MANKATO MN
56001

MANKATO STATE STUDENT AS
BOX 58 MANKATO COLLEGE
MANKATO MN
56001

MANTHEY T J PICKANDS MATHER
1100 SUPERIOR AVE
CLEVELAND OH
44114

MASTOR & MATTSON LTD
315 PEAVEY BLDG
MPLS MN
55402

MAUL WARREN E
320 S 4TH ST
MPLS MN
55415

MAYO FOUNDATION G ORWOLL
200 FIRST AVE NW
ROCHESTER MN
55901

MECCA
867 GRAND AVE
ST PAUL MN
55105

MEIEROTTO, JOAN
1794 SO LEXINGTON
ST PAUL MN
55118

MERRITT GRANT POLLUTION CONT
1935 W CO RD 32
ROSEVILLE MN
55113

MET TER MEN ASSN A ROSENT
1821 UNIV AVE
ST PAUL MN
55104

METROPOLITAN COUNCIL LIBRARY
300 METRO SQUARE
ST PAUL MN
55155

MIDLAND GLASS- HD SPURLING
PO BOX 69
SHAKOPEE MN
55379

MILLER RICHARD A
1020 PLYMOUTH BLDG
MPLS MN
55402

MILLER TOM
2311 PILLSBURY AVE S
MPLS MN
55404

MPLS CHAMBER COMM TRANSP DPT
15 S 5TH ST
MPLS MN
55402

MPLS CITY ATTORNEY
325M CITY HALL
MPLS MN
55415

MPLS STAR PRESS ROOM
STATE CAPITOL
ST PAUL MN
55101

MPLS TRIBUNE CITY DESK
425 PORTLAND AVE
MPLS MN
55415

MIDLAND GLASS-HD SPURLING
PO BOX 69
SHAKOPEE MN
55379

MILLER PAUL J PHARMACY SERV
ST MARYS HOSP
ROCHESTER MN
55901

MINN APT ASSN
GRIGGS-MIDWAY BLDG
ST PAUL MN
55104

MN. ASN.C&IND H.D.PETERSO
480 CEDAR ST.
ST.PAUL MN
55101

MINN AFL-CIO, L O LA SHUMB
414 AUDITORIUM ST
ST PAUL MN
55102

MINN ASPHALT PAVEMENT ASSN
555 WABASHA RM 209
ST PAUL MN
55102

MINN ASSN COOPERATIVES
55 SHERBURNE AVE
ST PAUL MN
55103

MINN ASSN ELEC COOPERATIV
4901 W 77TH ST
MPLS MN
55435

MINN. ASSN. PET RETAILERS
1115 2ND AVE. SO.
MINNEAPOLIS MN
55403

MINN ASSN WATERSHED DIST'S

ADA MN
56510

MINN AUTOMOBILE DEALERS ASSN
GRIGGS MIDWAY BLDG
ST PAUL MN
55104

MINN COMM FOR HANDICAPPED
METRO SQ 492 7TH & ROBT
ST PAUL MN
55101

MINN COMMUNITY DEVELOP SERV
512 RUSSMOR BLDG
ST PAUL MN
55101

MINN COUNCIL STATE EMP NO 6
475 RICE ST
ST PAUL MN
55103

MINN DEPT HEALTH J C MCKASY
717 DELAWARE S E
MPLS MN
55440

MINN DENTAL HYGIENISTS
5041 YVONNE TERRACE
MPLS MN
55436

MINN ELECTRICAL ASSN INC
525 SO 7TH
MPLS MN
55415

MINN ENV LAW INST INC
PO BOX 15076 COMM STA
MPLS MN
55415

MINN FARMERS UNION PRES OFF
1275 UNIV AVE
ST PAUL MN
55104

MINN FOOD RETAILERS ASSN
555 WABASHA
ST PAUL MN
55101

MINN HEREFORD-LJ SCHAFER

BUFFALO LAKE MN
55314

MINN. HOTEL & MTR. ASSN
2001 UNIVERSITY AVE
ST PAUL MN

MINN HOUSING INST N T CARTER
7801 METRO PKWY
MPLS MN
55420

MINN HWYS MANAGEMENT SERV
407 HWY BLDG
ST PAUL MN
55101

MINN PETROLEUM COUNCIL
1020 NORTHERN FED BLDG
ST PAUL MN
55102

MINN RETAIL FEDERATION
7600 PARKLAWN STE 457
MPLS MN
55435

MINN SCC CERTIFIED PUB ACCTS
1102 WESLEY TEMPLE BLDG
MPLS MN
55403

MINN STATE MED ASSN
375 JACKSON ST
ST PAUL MN
55101

MINN.TURKEY GROWERS ASSN
2363 UNIV AVE
ST PAUL MN
55114

MN PUB INT RESEARCH GROUP
3036 UNIV AVE SE
MPLS MN
55414

MORTON BUILDINGS INC
R #1
FOLEY MN
56329

NASS GEO V PENN CO GEN HOSP
5TH AND PORTLAND AVE
MPLS MN
55415

NAT'L SOLID WASTES-R. GRASSO
1730 RHODE ISLAND AV.NW
WASHINGTON DC
20036

NESBITT JOHN
7651 METRO PKWY S 118
MPLS MN
55420

NORTH CENTRAL ELEC ASSN
PO BOX 202
BATTLE LAKE MN

MINN POULTRY & HATCHERY ASSN
BOX 158
MADELIA MN
56062

MINN RETAIL HARDWARE ASSN
3033 EXCELSIOR BLVD 313
MPLS MN
55416

MINN STATE BAR ASSN
100 MINN FED BLDG
MPLS MN
55402

MINN STATE RETIREMENT SYSTEM
529 JACKSON ST
ST PAUL MN
55101

MINN VETERANS MED ASSN
2175 W HWY 36
ROSEVILLE MN
55113

MOFFITT R.C. DIR.ENV.CONTROL
MPLS.CITY HALL RM 301M
MPLS MN
55415

MPIRG
BOX 45 ST MARYS COLLEGE
WINONA MN
55987

NATL CAR RENTAL ATT D MITZEL
5501 GREEN VALLEY DR
MPLS MN
55437

NCEC INC C/O DR DAHLBERG
CONCORDIA COLLEGE
MOORHEAD MN
56560

NEUMAN RALPH W
RT 2 BOX 125
EMBARRASS MN
55732

NW COUNTRY ELEVATOR ASSN
802 GRAIN EXCH BLDG
MPLS MN
55415

MN REP STATE CENTRAL COMM
555 WABASHA AVE
ST PAUL MN
55102

MINN SCH BUS OPERATORS ASSN

FARIBAULT MN
55021

MINN STATE BD PHARMACY
717 DELAWARE ST SE #351
MPLS MN
55414

MINN TEAMSTERS CREDIT UNION
2021 HENN AVE E
MPLS MN
55413

MINN WATER RESOURCES BD
RM 206 555 WABASHA ST
ST PAUL MN
55102

MCOD R BLOOMINGTON HLTH DEPT
10200 PENN SO
BLOOMINGTON MN
55431

MUELLER SHIRLEY A
787 W COTTAGE AVE
ST PAUL MN
55117

NATL COUNCIL JEWISH WOMEN
4330 CEDAR LK RD
MPLS MN
55416

NELSON DONALD E NSP CO
414 NICOLLET AVE
MPLS MN
55401

NIELSEN STOCK & BLACKBURN
415 730 BLDG
MPLS MN

NURSING HOME ADMRS BD EXAMRS
RM 340 717 DELAWARE SE
MPLS MN
55414

MINN RESTAURANT ASSN
2001 UNIVERSITY AVE.
ST PAUL MN 55
104

MINN SOCIETY ARCHITECTS A
NW NATL BK BLDG
ST PAUL MN
55101

MINN STATE CAPITOL EMP UN
PO BOX 3215
ST PAUL MN
55165

MINN TBR PRODUCERS ASSN
200 CHRISTIE BLDG
DULUTH MN
55802

MINN-WISC BOUNDARY AREA C
600 2ND ST
HUDSON WI
54016

MOONEY, MICHAEL A.
BOX 903, ST.JOHN'S UNIV
COLLEGEVILLE MN
56321

NATL FAMILY INS CO
2147 UNIV AVE
ST PAUL MN
55114

NEDELL HAROLD - MEINEKE
6300 W LOOP S SUITE 200
BELLAIRE TX
77401

NO SUB MONTESSORI-S SADDL
2487 HELEN COURT
NO ST PAUL MN
55109

NUTTER JULIA
743 W MONTANA
ST PAUL MN
55117

OFFICE OF THE GOVERNOR
130 STATE CAPITOL
ST PAUL MN
55101

OLD COLONY GAS & OIL COMPANY
17TH AVE N AT 2ND ST
MPLS MN
55411

OLOFSON ARTHUR MBO & MAINC
927 SOO LINE BLDG
MPLS MN
55402

OSTRUM DONALD E
PO BOX 33163
COON RAPIDS MN
55433

OTTER TAIL POWER CO.
215 S. CASCADE ST.
FERGUS FALLS MN
56537

PATTISON ORVIS
BOX 645
WILLMAR MN
56201

PAYNE COL ALVIN

DEGRAFF MN
56233

PAYNE WM B
2400 FIRST NATL BK BLDG
MPLS MN
55402

PETERSON JOHN W
510 NW BK BLDG
ST PAUL MN
55101

PETERSON GARY
854 MIDLAND BK BLDG
MPLS MN
55401

PFEIFER AND SHULTZ, INC
1433 UTICA AVE S
MPLS MN
55416

PHAR MFGRS ASSN WM D PATTON
1155 15TH ST NW
WASHINGTON DC DC
20005

PHILLIPS LEGISLATIVE SERVICE
459 RICE ST
ST PAUL MN
55103

PINNETTI NICK M HALEY & ASS.
40 CENTRAL PARK S
NEW YORK NY
10019

POPOVICH PETER S
314 MINN BLDG
ST PAUL MN
55101

PORTER LYLE O

TRACY MN
56175

PORT AUTH CITY OF ST PAUL
330 MINNESOTA BLDG
ST PAUL MN
55101

POSS DONALD G
6301 SHINGLE CREEK PKWY
BROOKLYN CTR MN
55430

POYZER ROBT
BOX 675
FERGUS FALLS MN
56357

PRAUSE JOS.C.
2220 105TH AVE.N.W.
COON RAPIDS MN
55433

PROCTOR&GAMBLE L THECHAROUS
IVORYDALE TECH CENTER
CINCINNATI OH
45217

PULSCHER RBT SPRINGSTED INC
813 OSBORN BLDG
ST PAUL MN
55102

QUIRIN E W
408 HWY BLDG
ST PAUL MN
55155

RADMAN RICHARD-LABOR TEMPLE
418 AUDITORIUM
ST PAUL MN
55102

RANALLO CLARENCE
800 CENTRAL AVE N E
MPLS MN
55413

RAUENHORST CORP-C ANDERSON
7900 XERXES S. S-2200
MPLS MN
55431

RED OWL STORES INC
215 E EXCELSIOR AVE
HOPKINS MN
55343

REID DAVID H
5633 WASHBURN AVE S
MPLS MN
55410

RENNER R.H. ST PAUL AREA
300 OSBORN BLDG.
ST PAUL MN
55102

RAMSEY CO MEDICAL SOCIETY
1500 LOWRY MEDICAL BLDG
ST PAUL MN
55102

RICHARDSON THOS
7851 METRO PKWY S 103
MPLS MN
55420

RICHARDS MONTGOMERY ET AL
1430 RAND TOWER
MPLS MN
55402

ROE DAVID
175 AURORA
ST PAUL MN
55103

ROBBIE JOSEPH
904 CARGILL BLDG NO CTR
MPLS MN
55402

ROBERTS DAVID E
1260 NW NATL BK BLDG
ST PAUL MN
55101

ROSS ALFRED
6356 WARE RD
LINO LAKES MN
55014

RUDY FLOYD
118 AVE C
CLOQUET MN
55720

SAN SIMEON DEVELOP CORP
OLD 1ST STATE BK BLDG
PAYNESVILLE MN

SANFORD S M
7000 PORTLAND AVE
RICHFIELD MN
55423

SATHRE, HARVEY
375 MARION STREET
ST PAUL MN
55103

SCARBOROUGH WILLIAM
DIV.ED. U.M.
MORRIS MN
56267

SCHLICHT REV ROBT
611 W MAIN ST
BELLE PLAINE MN
56011

SCHMIDT D R MN ASSN REALTORS
6101 WAYZATA BLVD
MPLS MN
55416

SCHMIDT H W TCHRS RETIREM
302 CAPITOL SQ BLDG
ST PAUL MN
55101

SCHMIDT LARRY WCCO-TV NEWS
50 S 9TH ST
MPLS MN
55402

SCHNEIDER MAHLON
GREEN GIANT
LESUEUR MN
56058

SCHUTZ LINDA
RM 328 CAPITOL BLDG
ST PAUL MN
55155

SCHWARTAU NEAL METH HOSP
201 W CENTER ST
ROCHESTER MN
55901

SCHWERMAN EARL JR
1535 8TH AVE SE
ROCHESTER MN
55901

SCHWINN ROBT.P.
1400 SCO LINE BLDG.
MPLS. MN
55402

SCHNEIDER & NEESER
706 1ST ST SO PO BX 876
WILLMAR MN
56201

SCHROEDER ALFRED H
2172 CARROLL AVE
ST PAUL MN
55104

SENATE COUN OFF ROOM 24
STATE CAPITOL
ST PAUL MN
55101

SENATE FINANCE COMMITTEE
113 STATE CAPITOL
ST PAUL MN
55101

SENATE GOV OP COMM
RM 303 STATE CAPITOL
ST PAUL MN
55155

SHABATURA EUGENE H
2833 LAKE AVE SO
DULUTH MN
55811

SHARP BOB
4125 HIGHWOOD RD
ST LOUIS PK MN
55416

SHAW ROBERT M
616 MOBIL OIL BLDG
MPLS MN
55402

SHELL OIL CO. W.A. ROQUET
ONE SHELL PLAZA BX 2463
HOUSTON TX
77001

SITE ENGINEERS INC
900 REDWELL LANE
APPLE VALLEY MN
55124

SKELLY OIL CO R R WELLINGTON
PO BOX 436
KANSAS CITY MO

SLOCUM CHARLES A
1203 IDS TOWER
MPLS MN
55402

SMERIKA WM.
BOISE CASCADE PAPERS
INTL FALLS MN
56649

SMITH MICHAEL
1423 NEWTON AVE N
MPLS MN
55411

SNELL LYN
BOX 314
EDEN VALLEY MN
55329

SNYDER ROBERT W
248 CO B U OF M
ST PAUL MN
55101

SODERBERG HAROLD J
1500 MIDWEST PLAZA BLDG
MPLS MN
55402

SODERMAN ANTHONY
152 S PLAZA BLDG
MPLS MN
55416

STANSFIELD ARLENE LAND OLKS
PO BOX 116
MPLS MN
55440

STATE BD.BARBER EXAMINERS
555 WABASHA
ST PAUL MN
55102

STATE BD VETERINARY EXAMINER
C/O DR A C SPANNAUS DVM
WACONIA MN

STD AM LIFE & ANNUITY CO
3801 W 50TH ST
MPLS MN
55410

STEELWORKERS CREDIT UNION
BOX 250
BABBITT MN
55706

STENSLAND M.E. PRES. MVMA
203 NW 22ND ST.
AUSTIN MN
55912

STOLPESTAD BROWN & SMITH
1550 NW BK BLDG
ST PAUL MN
55101

STUPKA & MOREM
MIDTOWN BLDG
AUSTIN MN
55912

SULLIVAN J KIRK
PO BOX 200
BOISE ID
83701

SUMMIT NATL BANK D L MORRILL
205 AURORA AVE
ST PAUL MN
55103

SUSSEL CO.ATTN:TED SCHWENKER
1650 COMO AVE.
ST PAUL MN
55108

SWANSON BURT E
W-2162 1ST NATL BK BLDG
ST PAUL MN
55101

SWANSON DALE
P O BOX 339
FOREST LAKE MN
55025

SWANSON GERALD H
212 CITY HALL
ROCHESTER MN
55901

SWEITZER R L HONEYWELL INC
2701 4TH AVE S
MPLS MN
55408

TOUCHE ROSS & CO K H STOCKE
780 NORTHSTAR CNTR
MPLS MN
55402

TWIN CITY RETAIL DRUGGIST AS
2388 UNIV AVE
ST PAUL MN
55104

UNION STOCK YARDS
ATTN PRES
SO ST PAUL MN
55075

VAN CLEVE JOHN H
2101 HENN AVE
MPLS MN
55405

VAN DRAKE STEPHEN R
BOX 353
PELICAN RAPID MN
56572

VAN EVERA MUNDT ET AL
700 TORREY BLDG
DULUTH MN
55802

VERRILL JOHN E
DEPT SECONDARY ED UOF M
DULUTH MN
55812

VILLAGE OF WOODBURY-F.STRONG
561 TOWER DRIVE
NEWPORT MN
55055

VOLDNESS PERRY
IDS 8TH & MARQUETTE
MPLS MN
55402

VOSS REV GORDON O
11120 NE 7TH ST
BLAINE MN
55434

VOS LEROY
2137 BURNS AVE
ST PAUL MN
55119

WALD JEAN
5746 SANDER DR
MPLS MN
55417

WALIGORA ROBERT
3228 SO 17TH AVE
MPLS MN
55407

WALTERS THOS H
4510 W 77TH ST STE 235
MPLS MN
55435

WANQUIST ALLEN
RM 252 FEDERAL BLDG
ST PAUL MN
55101

WELK G V NORTHERN STATES
414 NICOLLET MALL
MPLS MN
55401

WESTIN CHAS W
220 MEDICAL ARTS BLDG
DULUTH MN
55802

WHITING RALPH
555 WABASHA SUITE 204
ST PAUL MN
55102

WHITLOCK A G
ECON LAB OSBORN BLDG
ST PAUL MN
55102

WILCOX J PATRICK
1220 NORTHERN FED BLDG
ST PAUL MN
55102

WM.MITCHEL COLLEGE LAW LI
2100 SUMMIT AVE.
ST.PAUL MN
55105

WILEY ENTERPRISES
101 5TH AVE SE
OSSEO MN
55369

WILSON R GARY PPG INDUSTR
1 GATEWAY CENTER
PITTSBURGH PA
15222

WIS FEEDER PIG MARKET CO-OP

FRANCIS CREEK WI

WOLKERSTORTER THEODORE
676 17TH AVE NW
NEW BRIGHTON MN
55112

WOZNIAK C D
401 FIRST FED BLDG
ST PAUL MN
55101

WYANT CLINTON W ATTY

ATKIN MN
56431

Beck, Pat 953 Hyacinth Ave, St Paul 55106

Berry, Ed, Box 144, Emmons 56029

Brown, H.D., 4961 Kingsberry Lane, Minnetonka 55343

Dawson, James M., Felhaber, Larson et al; W-1080 qst Natl Bk Bldg, St Paul 55101

House Research, Room 17 State Capitol, St Paul 55155

Matthias, Dr. Howard, 329 Brown Hall, St. Cloud State College 56301

Moffitt, R.C., Room 301, Minneapolis City Hall, Mpls 55415

Neren, Madonna, 376 Neal Ave So., Afton 55001

Ostern, Bill, 513 South Section, Spring Valley 55975

Porter, David, 3212 Longfellow Ave So, Mpls 55407

Pure Power Company, 5917 View Lane, Mpls 55436

Reagan, Michael, c/o Minn. Learning Center, Brainerd 56401

Renquist, Arthur, NSP Company, 414 Nicollet Mall, Mpls. 55401

St. Paul Motorcycle Escort Club, Inc., PO Box 3264, St.Paul 55101

Shields, J.B., Driver Ed.Range, 1000 N. Snelling Ave., St.Paul 55108

Thorson,Mork & Henefield,Attorneys at Law,1st Nat.Bank.Bldg., Blooming Prairie 55917

Belanger, Philip H., Castle Enterprises, R2, Box 193, Log Cabin Rd., Three Oaks, Michigan 49128

Halvorson Equipment, Inc., 325 Lake Ave. S., Duluth 55802 c/o John Clay

Phillips, Dean, R. R. 3, Box 224, Grand Rapids 55744
P.T. Brake Lining Co., Inc., Attn. Norman Comins, 17 Shepard St., Lawrence, Mass. 01842

SEND NOTICE OF HEARING – NO FAULT INSURANCE REGS.

Robert Provost
Minn. Insurance Information Center
Soo Line Bldg.
Mpls, Minn 55402

James P. Kelly
Minn Dept of Commerce
Metro Square Bldg.
St Paul, Minn 55101

Berton W. Heaton
Minn Dept of Commerce
Metro Square Bldg
St Paul, Minn 55101

* Tom Overton
Spec. Asst Attorney General
420 Highway Bldg

* Ernest Scheidness
D. L. – No Fault Insurance Section
116 Highway Bldg

* Ken Kirkgvager
151 Highway Bldg.

* Mary M. Williams
161 Highway Bldg.

* Howard Owen
318 Highway Bldg

* Commissioner Novak

* Asst Commissioner Erchul

* Inter Office Mail

OFFICE MEMORANDUM

June 27, 1975

TO: EDWARD G. NOVAK
Commissioner of Public Safety

MARY M. WILLIAMS, Director
Motor Vehicles Division

KENNETH A. KIRKZWAGER, Director
Driver License Division

ERNEST E. SCHEIDNESS
No-Fault Insurance Section
Driver License Division

FROM: ERIC B. SCHULTZ
Deputy Attorney General

SUBJECT: Regulations DRIV LIC 54, 61, 62.

Minn. Stat. 1974 § 65B.48 subd. 1 has been amended by Laws 1975, c. 160, § 1 effective May 18, 1975. This amendment requires that a plan of reparation security be maintained only "during the period in which operation or use (of the vehicle) is contemplated."

The above regulations impose reparation security requirements which exceed those imposed by the statute as amended and therefore exceed the limited provisions of Minn. Stat. § 65B.68 providing for adoption of "implementing" rules.

It therefore appears advisable that the regulations be amended to conform to the statute as amended. A provision in the regulations allowing the owner to submit an affidavit that the vehicle will not be used or operated in lieu of information regarding reparation security would supply such conformity.

Any change in regulations after July 1, 1975, will be subject to the recent amendments expanding the scope of Minn. Stat. ch. 15 (the Administrative Procedure Act).

EBS:JS

EXHIBIT D

STATE OF MINNESOTA

COUNTY OF RAMSEY

In the matter of the Proposed Adoption of Rules of the State Department of Public Safety governing amended requirements for certification of No Fault Insurance.

AFFIDAVIT OF MAILING

Diane Hamilton, being first duly sworn, deposes and says:

That on the 2nd day of September, 1975, at the City of St. Paul, County of Ramsey, State of Minnesota, she served the attached Notice of Hearing by depositing in the United States mail at said City of St. Paul, a true and correct copy thereof, properly enveloped, with postage prepaid, to all persons and associations at the addresses listed on the attached Certificate of the Secretary of State as well as to all persons presently being members of the Minnesota Legislature.

Diane K. Hamilton

Subscribed and sworn to before me

this 4th day of September, 1975.

Cheryl E. Waller

CHERYL E. WALLER
NOTARY PUBLIC - MINNESOTA
HENNEPIN COUNTY
My Comm. Expires Jan. 21, 1980

EXHIBIT E

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE EDWARD G. NOVAK

COMMISSIONER OF PUBLIC SAFETY

In the matter of the Proposed Adoption of Rules of the State Department of Public Safety Relating to amended requirements for certification of No Fault Insurance.

STATEMENT OF NEED

The above captioned rules are amendments to existing rules of the Department of Public Safety. The above captioned rules were originally adopted April 14, 1975.

The need to adopt these rules arises because of amendments to State statute made by Laws 1975, Chapter 160, changing the requirements for maintaining a plan of reparation security. Minnesota Statutes 1974, Section 65B.48, Subdivision 1, as amended by Laws 1975, Chapter 160, requires every owner of a motor vehicle required to be registered, licensed or principally garaged in this state to maintain No Fault Insurance during the period in which operation or use of such vehicle is contemplated.

The present regulations require presentation of proof that a vehicle is covered by a No Fault Insurance plan when application for title, registration or reregistration is made, and provides for penalties for not maintaining such insurance.

The proposed amended regulations will permit application for title, registration, or reregistration without showing proof of insurance by allowing the applicant to submit an affidavit that the vehicle will not be used or operated.

STATE OF MINNESOTA
DEPARTMENT OF PUBLIC SAFETY

Edward G. Novak
COMMISSIONER OF PUBLIC SAFETY

8-15-75
DATE

STATE OF MINNESOTA

BEFORE EDWARD G. NOVAK

COUNTY OF RAMSEY

COMMISSIONER OF PUBLIC SAFETY

In the matter of the Proposed Adoption of Rules of the State Department of Public Safety governing amended requirements for certification of No-Fault Insurance.

APPOINTMENT OF HEARING OFFICER

Kenneth Dirkzwager, Director of the Driver License Division of the Department of Public Safety, is hereby appointed hearing officer for the public hearing to be held in the above entitled matter, in Room B9 Highway Building, St. Paul, Minnesota, October 8, 1975, commencing at 9:00 a.m.

He is authorized and empowered to hear the case, to perform any and all acts incidental thereto, and to recommend findings of fact and final decision.

STATE OF MINNESOTA
DEPARTMENT OF PUBLIC SAFETY

Edward G. Novak
COMMISSIONER OF PUBLIC SAFETY

10-1-75
DATE

COPY

STATE OF MINNESOTA — BEFORE EDWARD G. NOVAK

COUNTY OF RAMSEY — COMMISSIONER OF PUBLIC SAFETY

In the Matter of:

The Proposed Adoption of Rules of the State Department of Public Safety governing Amended Requirements for Certification of No-Fault Insurance.

TRANSCRIPT OF PROCEEDINGS

commencing at 9:00 o'clock A.M. on Wednesday, the 8th day of October, 1975.

MINNESOTA STATE HIGHWAY BUILDING
Room B 9-A
ST. PAUL, MINNESOTA

APPEARANCES:

KENNETH DIRKZWAGER, Hearing Officer, Director of the Driver License Division, State Department of Public Safety, St. Paul, Minnesota.

ERNIE SCHEIDNESS, Supervisor of the No-Fault Compliance Section, State Department of Public Safety, St. Paul, Minnesota.

DIANE HAMILTON, 210A Highway Building, St. Paul, Minnesota.

LENORE MILLER, Assistant Attorney General, appeared as Counsel for the Department of Public Safety.

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WHEREUPON, the following proceedings were duly had: --

MR. DIRKZWAGER: I will bring this meeting to order. My name is Kenneth Dirkzwager, the Director of the Driver License Division, State Department of Public Safety, and I will be presiding over this hearing. The other members of

this panel here with me today are Lenore Miller, on my left, who is assistant attorney general assigned to us for this purpose. Sitting next to her is Ernie Scheidness, Supervisor of the No-Fault Compliance Section. Diane Hamilton is at the end of the table and has been working with the Department of Public Safety. The lady on my right is Marlene Burn, the court reporter. I see that you have all signed the attendance sheet, so we can go on from there. If there is anyone else who comes in during the course of this hearing, we'll have them sign it and if they wish to speak later on, we will take them in the order that they have signed in. This hearing is being held on this 8th day of October, 1975 in Room B 9-A of the State Highway Building commencing at a little after 9:00 A.M. It will continue until all representatives of associations or all other interested groups or persons have had an opportunity to be heard concerning the proposed adoption of rules of the State Department of Public Safety governing the amended requirements for certification

of no-fault insurance. The need to adopt these rules arises because of amendments to State statute made by Laws 1975, Chapter 160, changing the requirements for maintaining a plan of reparation security. Minnesota Statutes 1974, Section 65B.48, Subdivision 1, as amended by Laws 1975, Chapter 160, requires every owner of a motor vehicle required to be registered, licensed or principally garaged in this state to maintain No Fault Insurance during the period in which operation or use of such vehicle is contemplated.

The present regulations require presentation of proof that a vehicle is covered by a No Fault Insurance plan when application for title, registration or reregistration is made, and provides for penalties for not maintaining such insurance. The proposed amended regulations will permit application for title, registration, or reregistration without showing proof of insurance by allowing the applicant to submit an affidavit that the vehicle will not be used or operated. All interested parties will be given an opportunity

to testify limited to the subject of this hearing. It is permissible to present written material, which should be marked as an exhibit and introduced for the record. Statements or briefs typed on 8 1/2 x 11 inch paper may be submitted after the hearing to the Commissioner of Public Safety, State Highway Building, St. Paul, Minnesota, 55155. Such statements must be postmarked no later than midnight October 28, 1975. Anyone who has signed the attendance sheet and desires to speak will be called upon. Thereafter, any others will be given the opportunity to speak. I want you to please speak clearly so our court reporter does not miss anything. Before making your statement, introduce yourself, spell your name, give the name and address of the association you represent.

Before we begin taking testimony, Lenore Miller, the assistant attorney general, here on the panel, will explain the procedural rules and introduce as exhibits the following documents of the Department of Public Safety. Miss Miller.

MISS MILLER: I have before me several

documents which already have been marked as exhibits in this proceedings. I will identify them as I offer them into evidence. Exhibit "A" is an Order for Hearing which was executed on August 6, 1975 by Edward G. Novak, Commissioner of Public Safety. This Order set the meeting for October 8, this morning, at 9:00 A.M. The Exhibit "B" is a Notice of Hearing executed by the Commissioner of Public Safety Mr. Novak on August 14, 1975, and attached to this Notice of Hearing was a copy of the Proposed Rules and Regulations. Exhibit "C" is the Certificate executed in the name of Joan Anderson Growe by Virginia Daniels, that the complete list of persons, associations and others interested, that these names have been placed on file for the purpose of receiving notice of public hearing on these rules with the Secretary of State. And Exhibit "D," which is an Affidavit of Mailing by someone who works for the Secretary of State, that all the persons legally required to be notified were so notified.

MR. DIRKZWAGER: By someone who works for the Department of Public Safety.

MISS MILLER: Oh, I'm very sorry. Diane K. Hamilton, who works for the Department of Public Safety. Exhibit "E" is the Statement of Need executed on August 15, 1975 by Mr. Novak, the Commissioner of Public Safety, which is the Statement of Need read to you earlier by Mr. Dirkzwager. Mr. Dirkzwager.

MR. DIRKZWAGER: Thank you, Miss Miller. At this time, I would like to ask Ernie Scheidness, supervisor of the No-Fault Compliance Section to explain the need for this new rule.

MR. SCHEIDNESS: Thank you, Mr. Dirkzwager. The need for this rule came about as a result of the change in the statute itself that allows that an owner of a motor vehicle has to maintain insurance during the period in which use or operation is contemplated. And by changing our rules to allow for that change in the law, we can implement the use of an affidavit in lieu of insurance certificate at the time of transfer or

reregistration of a motor vehicle. This was explained before. We have a form, which is an affidavit or waiver of proof of insurance to be executed by the registrar of the motor vehicle if the vehicle is indeed stored and will not be used. And by use of the affidavit, we will waive the requirement of certification of insurance at the time of registration or transfer. I think that briefly explains the need for the rule change.

MR. DIRKZWAGER: Thank you, Mr. Scheidness. At this time, I will ask for testimony from anyone who would like to make a presentation. If you have any questions or anything pertaining to this rule, we certainly would appreciate it at this time.

GEORGE McFADDEN: I'm George McFadden. I'm with the St. Paul Dispatch and Pioneer Press, but I'm speaking as a citizen. I have a problem under the existing regulations and it could still occur under the existing change or contemplated change. To give you a little background as to how this problem arises, at the paper we have surveyed

the St. Paul market each year for 27 consecutive years on purchasing habits, home ownership, income, family makeup, demographics, and so on, as well as their shopping preferences for groceries and cars, use of motor oil and tires and batteries, and things like this. Very interestingly, the ownership of cars 25 years ago was less than one per family. It continued to grow and continued to grow until we passed two cars per family some 10, 12 years ago. In the survey of 1973, the average registration of cars per household in the greater St. Paul area reached between 2.7 and 2.8 cars per family. In my own particular case, I have a company car, which the company buys, insures and keeps filled with gasoline for business purposes. And because of storage problems, they charge me back a small fee and ask me to take it home at night and on weekends, so they do not have to store the car. And in turn, they keep it full of gas and I drive it on the weekends, I drive it as a family car and I drive it on vacation. If we're going anywhere in the evening, my wife goes with me.

So we're in that car that's insured and owned and paid for by the company. Now in addition to this, we have a car for my wife, which she drives about 8,000 miles a year. In addition to that, we have a little car that's kind of a cute car that we bought for her 10 years ago, which became old and we subsequently purchased a better car. So that's two cars. In addition to that, I purchased from the company a car that they bought for me four years ago, which they sold off after three years and I bid in and bought it. So I'm in a position of having three automobiles at home, besides my company car, which I drive. Now no one lives at home except myself and my wife. So it's a physical impossibility for more than the company car and one of our three cars to be going at the same time. I could go somewhere and she could go somewhere, but only one car would be in use on our personal insurance policy. In order to license those cars of course I had to have insurance on them.But it's very cumbersome for the insurance company to take these cars out of use and put them on a standby or put them back in

use. I usually store one or two of these cars at another facility away from the home, but one of the older cars is a convertible and on a nice weekend, we like to get in that car and go somewhere on Sunday afternoon rather than one of the closed cars. It's very, very difficult under our existing insurance laws to keep insurance in effect without paying a fantastic premium for the ownership of those vehicles. And my problem is that I think the insurance laws should recognize that there are multiple cars per household and they should establish fees for the household on a use basis rather than just on numbers of vehicles, because they're computerized and it's very difficult for them to take Car "A" off for me or put Car "B" in or take "A" and "B" off and put Car "C" in for two weeks. We're going on a 10-day vacation in November and we're going to have to take one car out of storage and in effect put another one in, and the insurance company has to go back in and fiddle with their computer. And to me, it makes a lot more sense to say, "How much does a household drive per

year, how many drivers are in it, and our insurance policy should cost us so much money." Rather than being concerned that this particular family has one car or it has four cars. Thank you very much.

MR. DIRKZWAGER: Thank you, Mr. McFadden. We here today, I represent the Department of Public Safety on this rule governing only the implementation of the law which was passed, which permits us to exempt certain vehicles. The statute very clearly addresses itself to that all cars that are going to be driven must have insurance. And I think what you're speaking of is, I could be corrected on this, but I think what you're speaking of is something between insurance commissioner's office and insurance companies. Mr. Kelly is here today and maybe later on, he would care to talk to you and get some notes or whatever, and approach it from that end. As far as these regulations today, there's nothing that we're changing one way or the other on that and we don't have that authority as I see it. The law is mandated, as we see it, for compliance.

GEORGE McFADDEN: I think that the point that it's mandatory to affidavit that the car will not be used, I think this is a point that has reference to what I'm speaking of. The very fact that you affidavit that the car is not going to be used means that if you do use it, your insurance is invalid. And I think this is a very key point. I think this is exactly the point I'm speaking to.

MR. DIRKZWAGER: Thank you, Mr. McFadden. Is there anyone else who would like to be heard this morning?

W. R. ANDERSON: Mr. Chairman, I believe I would, I'm W. R. Anderson. I'm a citizen. I represent no one but myself. I think the law is good. I think the State is entirely just in requiring people to have insurance for the vehicles that they're driving. What I do question, I would like to direct this question to you is the justification for requiring a certification. Now I'll be glad to furnish the State any information as to whom I'm insured with and what my policy is or the amount or anything you ask. But I cannot

certify that I will have this insurance one day beyond the time I sent in my application. Now I may have an intention to retain my insurance, but I'm over 70, so the insurance company could drop that tomorrow and I would have no insurance. But I just want to raise this question about the certification, because I believe that the State is asking me to enter a plea of guilty before the fact of a crime being committed.

MR. DIRKZWAGER: The question is: You don't want to certify that you have insurance?

W. R. ANDERSON: I don't think that that is legal. I think you're invading my privacy in asking me to make a confession of guilt before I've committed any crime.

MR. DIRKZWAGER: Thank you, sir. I think the certificate asks you to certify that you have insurance in effect at that time.

W. R. ANDERSON: And will continue during that license year.

MR. DIRKZWAGER: And you see, this new amendment allows you to come in at anytime

need be with the affidavit.

MISS MILLER: That is correct. And should the insurance company drop you, then that would not be your voluntary dropping. Therefore, --

W. R. ANDERSON: Still I have made a plea of guilty. Now we have lots of laws that say that I can't go out and kill a person. But I don't have to make a statement that I'm not going to kill a person. We still have the privilege as American citizens to violate laws if we're foolish enough to do it. But we are aware of your law and we'll obey it.

MR. DIRKZWAGER: Thank you, sir. I think it's evident that most people are obeying it from the surveys we've made which show that over 96 percent of the people are carrying it.

W. R. ANDERSON: I question your right to ask me to swear that I am going to obey it.

MISS MILLER: I believe that that would be a legislative question, Mr. Anderson. And perhaps your question should be best directed to them. If you wish, it also might be tested in the

courts, but at this point, the Commission is obligated to implement regulations which meet the requirements of the statute.

W. R. ANDERSON: Does the law require me to submit a certification?

MISS MILLER: That would be the only way that we could implement the statute --

W. R. ANDERSON: Is it stated in the law?

MISS MILLER: No, sir. But without such a regulation, the statute could not be implemented and there would be no point for the statute.

W. R. ANDERSON: Now we're talking about regulations, not law then? And the regulation started here, not in the legislature.

MISS MILLER: The statute would not have the force of law without the regulation. And the commissioner is required by the legislature to implement these so that the laws will be carried out. That is the mandate of the legislature.

W. R. ANDERSON: My objection still stands. I don't think you have a right to require

a certification.

MISS MILLER: We recognize your objection, Mr. Anderson.

MR. DIRKZWAGER: Are there any other comments from anyone? Is there anyone else that wants to make any comments on the proposed regulation under discussion this morning? Twenty days will be allowed posthearing of submission of evidence, statements or briefs. Such statements must be typed on 8 1/2 x 11 inch paper and must be mailed to the Commissioner of Public Safety, State Highway Building, St. Paul, Minnesota, 55155, post-marked no later than midnight October 28, 1975. If there is no further discussion, this matter, this hearing is adjourned.

(WHEREUPON, the above proceedings were concluded at 9:30 o'clock A.M.)

* * *

REPORTER'S CERTIFICATE

I, MARLENE FRANCES BURN, do hereby certify and state that I recorded in shorthand the proceedings had in the matter of the Proposed Adoption of Rules of the State Department of Public Safety governing amended requirements for certification of No-Fault Insurance, on October 8, 1975.

That thereafter I caused to be transcribed in typewriting the foregoing transcript of said recorded proceedings, which typewritten transcript consists of the preceding seventeen (17) pages;

That the said typewritten transcript of such recorded proceedings is true and correct to the best of my ability.

Marlene Frances Burn

MARLENE FRANCES BURN
Court Reporter

Dated this 16th day of
October, 1975.

STATE OF MINNESOTA

BEFORE EDWARD G. NOVAK

COUNTY OF RAMSEY

COMMISSIONER OF PUBLIC SAFETY

In the matter of the Proposed Adoption of Rules of the State Department of Public Safety Relating to Amended Requirements for Certification of No-Fault Insurance.

FINDINGS OF FACT

The above-entitled matter came on for hearing before the Commissioner of Public Safety of the State of Minnesota on the 8th day of October, 1975, at 9:00 A.M. in Room B9 Highway Building, St. Paul, Minnesota, after proper notice required by M.S. 1974, Section 15.0412 was served upon all persons, associations and other interested groups registered with the Secretary of State for that purpose.

After affording interested persons an opportunity to present written and oral data, statements and arguments, having heard all of the testimony, having considered all of the evidence adduced and upon the records, files and proceedings herein, I find the following:

1. The Commissioner of Public Safety is specifically authorized by M.S. 1974, Section 65B.68 to adopt rules to perform the duties imposed on him by Laws 1974, Chapter 408 to implement and provide effective administration of the provisions of Chapter 408 requiring motor vehicle reparation security and governing termination of security.

2. The need for these rules arises because of amendments to State statute made by Laws 1975, Chapter 160, changing the requirements for maintaining a plan of reparation security. Minnesota Statutes 1974, Section 65B.48, subdivision 1, as amended by Laws 1975, Chapter 160, requires every owner of a motor vehicle required to be registered, licensed or principally garaged in this state to maintain a plan of reparation security during the period in which operation or use of such vehicle is contemplated.

3. The present regulation requires presentation of proof that a vehicle is covered by a no-fault insurance plan when application for title, registration or reregistration is made. The proposed amended regulation permits such applications without showing proof of insurance by allowing the applicant to submit an affidavit that the vehicle will not be used or operated.

4. At the public hearing on this matter, no comments were received specifically pertaining to the proposed rules. During the post hearing period for submission of written comments or briefs, no comments or briefs were received concerning the proposed rules.

STATE OF MINNESOTA
DEPARTMENT OF PUBLIC SAFETY

Edward R Novak
COMMISSIONER OF PUBLIC SAFETY

11/10/75
DATE

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE EDWARD G. NOVAK

COMMISSIONER OF PUBLIC SAFETY

In the matter of the Proposed Adoption of Rules of the State Department of Public Safety Governing Amended Requirements for Certification of No-Fault Insurance.

ORDER ADOPTING RULES

The above-entitled matter came on for hearing before the Commissioner of Public Safety of the State of Minnesota on the 8th day of October, 1975, at 9:00 A.M. in Room B9, Highway Building, St. Paul, Minnesota, after proper notice required by M.S. 1974, Section 15.0412 was served upon all persons, associations and other interested groups registered with the Secretary of State for that purpose.

After affording interested persons an opportunity to present written and oral data, statements and arguments, having heard all of the testimony, having considered all of the evidence adduced and upon the records, files and proceedings herein, and applicable statutory standards or criteria, and having confirmed the need for the above captioned rules;

NOW, THEREFORE, IT IS ORDERED that these rules identified as Minnesota Department of Public Safety, Driver License Division, Chapter Five Certification of Insurance for Registration or Transfer of a Motor Vehicle DrivLic 51-60 and Chapter Six, Suspension and Surrender of the Registration Certificate and License Plates, DrivLic 61-70 are adopted this 11th day of Nov, 1975, pursuant to authority vested in me by M.S. 1974, Section 299A.01, Subdivision 6.

STATE OF MINNESOTA
DEPARTMENT OF PUBLIC SAFETY

Edward G. Novak
COMMISSIONER OF PUBLIC SAFETY