

1.1 moves to amend H.F. No. 2130, the first engrossment, as follows:

1.2 Page 1, after line 11, insert:

1.3 "Section 1. Minnesota Statutes 2024, section 169A.37, subdivision 1, is amended to read:

1.4 Subdivision 1. **Crime described.** It is a crime for a person:

1.5 (1) to fail to comply with an impoundment order under section 169A.60 (administrative
1.6 plate impoundment);

1.7 (2) to file a false statement under section 169A.60, subdivision 7, 8, or 14;

1.8 (3) to operate a self-propelled motor vehicle on a street or highway when the vehicle is
1.9 subject to an impoundment order issued under section 169A.60, unless specially coded
1.10 plates have been issued for the vehicle pursuant to section 169A.60, subdivision 13;

1.11 (4) to fail to notify the commissioner of the impoundment order when requesting new
1.12 plates;

1.13 (5) who is subject to a plate impoundment order under section 169A.60, to drive, operate,
1.14 or be in control of any motor vehicle during the impoundment period, unless the vehicle is
1.15 employer-owned and is not required to be equipped with an ignition interlock device pursuant
1.16 to section 171.306, subdivision 4, paragraph (b), or Laws 2013, chapter 127, section 70, or
1.17 has specially coded plates issued pursuant to section 169A.60, subdivision 13, and the person
1.18 is validly licensed to drive; ~~or~~

1.19 (6) who is the transferee of a motor vehicle and who has signed a sworn statement under
1.20 section 169A.60, subdivision 14, to allow the previously registered owner to drive, operate,
1.21 or be in control of the vehicle during the impoundment period; or

2.1 (7) to intentionally remove all or a portion of or to otherwise obliterate or damage a
 2.2 permanent sticker affixed on and invalidating a registration plate under section 169A.60,
 2.3 subdivision 4.

2.4 **EFFECTIVE DATE.** This section is effective August 1, 2025, and applies to crimes
 2.5 committed on or after that date."

2.6 Page 3, after line 23, insert:

2.7 "Sec. Minnesota Statutes 2024, section 169A.52, subdivision 7, is amended to read:

2.8 Subd. 7. **Test refusal; driving privilege lost.** (a) On behalf of the commissioner, a peace
 2.9 officer requiring a test or directing the administration of a chemical test shall serve immediate
 2.10 notice of intention to revoke and of revocation on a person who refuses to permit a test or
 2.11 on a person who submits to a test the results of which indicate an alcohol concentration of
 2.12 0.08 or more.

2.13 (b) On behalf of the commissioner, a peace officer requiring a test or directing the
 2.14 administration of a chemical test of a person driving, operating, or in physical control of a
 2.15 commercial motor vehicle shall serve immediate notice of intention to disqualify and of
 2.16 disqualification on a person who refuses to permit a test, or on a person who submits to a
 2.17 test the results of which indicate an alcohol concentration of 0.04 or more.

2.18 (c) The officer shall:

2.19 (1) invalidate the person's driver's license or permit card;

2.20 (2) issue the person a temporary license effective for only ~~seven~~ 14 days; and

2.21 (3) send the notification of this action to the commissioner along with the certificate
 2.22 required by subdivision 3 or 4."

2.23 Page 4, after line 21, insert:

2.24 "Sec. Minnesota Statutes 2024, section 169A.60, subdivision 4, is amended to read:

2.25 Subd. 4. **Peace officer as agent for notice of impoundment.** On behalf of the
 2.26 commissioner, a peace officer issuing a notice of intent to revoke and of revocation for a
 2.27 plate impoundment violation shall also serve a notice of intent to impound and an order of
 2.28 impoundment. On behalf of the commissioner, a peace officer who is arresting a person for
 2.29 or charging a person with a plate impoundment violation described in subdivision 1,
 2.30 paragraph (d), clause (5), shall also serve a notice of intent to impound and an order of
 2.31 impoundment. If the vehicle involved in the plate impoundment violation is accessible to

3.1 the officer at the time the impoundment order is issued, the officer shall seize the registration
3.2 plates subject to the impoundment order. The officer shall destroy all plates seized or
3.3 impounded under this section. Alternatively, the officer may invalidate the plates by affixing
3.4 a permanent sticker on them. The officer shall send to the commissioner copies of the notice
3.5 of intent to impound and the order of impoundment and a notice that registration plates
3.6 impounded and seized under this section have been destroyed or have been affixed with the
3.7 permanent sticker.

3.8 Sec. Minnesota Statutes 2024, section 169A.60, subdivision 5, is amended to read:

3.9 Subd. 5. **Temporary permit.** If the motor vehicle is registered to the violator, the officer
3.10 shall issue a temporary vehicle permit that is valid for ~~seven~~ 14 days when the officer issues
3.11 the notices under subdivision 4. If the motor vehicle is registered in the name of another,
3.12 the officer shall issue a temporary vehicle permit that is valid for 45 days when the notices
3.13 are issued under subdivision 3. The permit must be in a form determined by the registrar
3.14 and whenever practicable must be posted on the left side of the inside rear window of the
3.15 vehicle. A permit is valid only for the vehicle for which it is issued.

3.16 Sec. Minnesota Statutes 2024, section 169A.60, subdivision 6, is amended to read:

3.17 Subd. 6. **Surrender of plates.** Within ~~seven~~ 14 days after issuance of the impoundment
3.18 notice, a person who receives a notice of impoundment and impoundment order shall
3.19 surrender all registration plates subject to the impoundment order that were not seized by
3.20 a peace officer under subdivision 4. Registration plates required to be surrendered under
3.21 this subdivision must be surrendered to a Minnesota police department, sheriff, or the State
3.22 Patrol, along with a copy of the impoundment order. A law enforcement agency receiving
3.23 registration plates under this subdivision shall destroy the plates and notify the commissioner
3.24 that they have been destroyed. The notification to the commissioner shall also include a
3.25 copy of the impoundment order.

3.26 Sec. Minnesota Statutes 2024, section 169A.63, subdivision 13, is amended to read:

3.27 Subd. 13. **Exception.** (a) A forfeiture proceeding is stayed and the vehicle must be
3.28 returned if the driver becomes a program participant in the ignition interlock program under
3.29 section 171.306, in any motor vehicle eligible to be equipped with the ignition interlock
3.30 device, at any time before the seized motor vehicle is forfeited and any of the following
3.31 apply:

4.1 (1) the ~~driver committed~~ motor vehicle has been seized for a designated offense other
4.2 than a violation of section 169A.20 under the circumstances described in section 169A.24;
4.3 or

4.4 (2) the driver is accepted into a treatment court dedicated to changing the behavior of
4.5 alcohol- and other drug-dependent offenders arrested for driving while impaired.

4.6 (b) Notwithstanding paragraph (a), the vehicle whose forfeiture was stayed in paragraph
4.7 (a) may be seized and the forfeiture action may proceed under this section if the program
4.8 participant described in paragraph (a):

4.9 (1) subsequently operates a motor vehicle:

4.10 (i) to commit a violation of section 169A.20 (driving while impaired);

4.11 (ii) in a manner that results in a license revocation under section 169A.52 (license
4.12 revocation for test failure or refusal) or 171.177 (revocation; search warrant) or a license
4.13 disqualification under section 171.165 (commercial driver's license disqualification) resulting
4.14 from a violation of section 169A.52 or 171.177;

4.15 (iii) after tampering with, circumventing, or bypassing an ignition interlock device; or

4.16 (iv) without an ignition interlock device at any time when the driver's license requires
4.17 such device;

4.18 (2) either voluntarily or involuntarily ceases to participate in the program for more than
4.19 30 days, or fails to successfully complete it as required by the Department of Public Safety
4.20 due to:

4.21 (i) two or more occasions of the participant's driving privileges being withdrawn for
4.22 violating the terms of the program, unless the withdrawal is determined to be caused by an
4.23 error of the department or the interlock provider; or

4.24 (ii) violating the terms of the contract with the provider as determined by the provider;

4.25 or

4.26 (3) was the driver, forfeiture was stayed after the driver entered a treatment court, and
4.27 the driver ceases to be a participant in the treatment court for any reason.

4.28 (c) Paragraph (b) applies only if the described conduct occurs before the participant has
4.29 been restored to full driving privileges or within three years of the original designated offense
4.30 or designated license revocation, whichever occurs latest.

5.1 (d) The requirement in subdivision 2, paragraph (b), that device manufacturers provide
 5.2 a discounted rate to indigent program participants applies also to device installation under
 5.3 this subdivision.

5.4 (e) An impound or law enforcement storage lot operator must allow an ignition interlock
 5.5 manufacturer sufficient access to the lot to install an ignition interlock device under this
 5.6 subdivision.

5.7 (f) Notwithstanding paragraph (a), an entity in possession of the vehicle is not required
 5.8 to release it until the reasonable costs of the towing, seizure, and storage of the vehicle have
 5.9 been paid by the vehicle owner.

5.10 (g) At any time prior to the vehicle being forfeited, the appropriate agency may require
 5.11 that the owner or driver of the vehicle surrender the title of the seized vehicle.

5.12 (h) If an event described in paragraph (b) occurs in a jurisdiction other than the one in
 5.13 which the original forfeitable event occurred, and the vehicle is subsequently forfeited, the
 5.14 proceeds shall be divided equally, after payment of seizure, towing, storage, forfeiture, and
 5.15 sale expenses and satisfaction of valid liens against the vehicle, among the appropriate
 5.16 agencies and prosecuting authorities in each jurisdiction.

5.17 (i) Upon successful completion of the program, the stayed forfeiture proceeding is
 5.18 terminated or dismissed and any vehicle, security, or bond held by an agency must be
 5.19 returned to the owner of the vehicle.

5.20 (j) A claimant of a vehicle for which a forfeiture action was stayed under paragraph (a)
 5.21 but which later proceeds under paragraph (b), may file a demand for judicial forfeiture as
 5.22 provided in subdivision 8, in which case the forfeiture proceedings must be conducted as
 5.23 provided in subdivision 9."

5.24 Page 7, lines 12 and 26, delete "9" and insert "8"

5.25 Page 8, lines 14 and 27, delete "9" and insert "8"

5.26 Page 8, line 18, after "operation" insert "or homicide"

5.27 Page 8, after line 21, insert:

5.28 "(1) 609.2112, subdivision 1, paragraph (a), clause (2), (3), (4), (5), or (6);"

5.29 Renumber the clauses in sequence

5.30 Page 8, line 25, after "subdivision" insert "1, paragraph (a), clause (2), (3), (4), (5), or
 5.31 (6); or subdivision"

6.1 Page 8, delete subdivision 7

6.2 Renumber the subdivisions in sequence

6.3 Page 10, line 23, delete "or"

6.4 Page 10, line 25, after the semicolon, insert "or"

6.5 Page 10, after line 25, insert:

6.6 "(iii) subdivision 6 when the violation resulted in death to another and the person has
6.7 no qualified prior impaired driving incidents;"

6.8 Page 10, line 31, delete "or"

6.9 Page 11, line 6, delete the period and insert a semicolon

6.10 Page 11, after line 6, insert:

6.11 "(6) 15 years if the commissioner revokes the person's license or permit to drive, or
6.12 nonresident operating privileges as described in subdivision 6 when the violation resulted
6.13 in death to another and the person has one qualified prior impaired driving incident; or

6.14 (7) for the remainder of the person's life if the commissioner revokes the person's license
6.15 or permit to drive, or nonresident operating privileges as described in subdivision 6 when
6.16 the violation resulted in death to another and the person has two qualified prior impaired
6.17 driving incidents."

6.18 Page 11, line 26, delete "or 7"

6.19 Page 12, after line 2, insert:

6.20 "Sec. Minnesota Statutes 2024, section 171.19, is amended to read:

6.21 **171.19 PETITION FOR COURT HEARING ON LICENSE REINSTATEMENT.**

6.22 Any person whose driver's license has been refused, revoked, suspended, canceled, or
6.23 disqualified by the commissioner, except where the license is revoked or disqualified under
6.24 section 169A.52, 171.177, or 171.186, or whose driver's license revocation, suspension, or
6.25 cancellation period has been extended by the commissioner based on a violation of the
6.26 ignition interlock program guidelines, may file a petition for a hearing in the matter in the
6.27 district court in the county wherein such person shall reside and, in the case of a nonresident,
6.28 in the district court in any county, and such court is hereby vested with jurisdiction, and it
6.29 shall be its duty, to set the matter for hearing upon 15 days' written notice to the
6.30 commissioner, and thereupon to take testimony and examine into the facts of the case to
6.31 determine whether the petitioner is entitled to a license or is subject to revocation, suspension,

7.1 cancellation, disqualification, or refusal of license, or whether the commissioner's extension
7.2 determination is valid or should be modified, and shall render judgment accordingly. The
7.3 petition for hearing must either be filed within 180 days of the effective date of the order
7.4 of revocation, suspension, cancellation, disqualification, or refusal to license, or of the
7.5 commissioner's extension determination, or be filed before expiration of the withdrawal
7.6 period, whichever occurs first. The petition shall be heard by the court without a jury and
7.7 may be heard in or out of term. The commissioner may appear in person, or by agents or
7.8 representatives, and may present evidence upon the hearing by affidavit personally, by
7.9 agents, or by representatives. The petitioner may present evidence by affidavit, except that
7.10 the petitioner must be present in person at such hearing for the purpose of cross-examination.
7.11 In the event the department shall be sustained in these proceedings, the petitioner shall have
7.12 no further right to make further petition to any court for the purpose of obtaining a driver's
7.13 license until after the expiration of one year after the date of such hearing."

7.14 Page 12, line 14, strike the second "or"

7.15 Page 12, line 20, strike the period and insert "; or"

7.16 Page 12, after line 20, insert:

7.17 "(3) suspended, revoked, canceled, or denied under a statute or ordinance from another
7.18 state, in conformity with any provision listed in clause (1) or (2)."

7.19 Page 12, line 16, after the second "section" insert "609.2112, subdivision 1, paragraph
7.20 (a), clause (2), item (i) or (iv), (3), or (4);"

7.21 Page 12, line 18, before the second "subdivision" insert "subdivision 1, paragraph (a),
7.22 clause (2), item (i) or (iv), (3), or (4); or"

7.23 Page 12, line 19, strike the third "or"

7.24 Page 12, line 20, before the period, insert ", or death"

7.25 Page 13, after line 26, insert:

7.26 "(i) 609.2112, subdivision 1, paragraph (a), clause (2), item (i) or (iv), (3), or (4);"

7.27 Renumber the items in sequence

7.28 Page 13, line 29, before "subdivision" insert "subdivision 1, paragraph (a), clause (2),
7.29 item (i) or (iv), (3), or (4); or"

7.30 Page 14, before line 1, insert:

7.31 "(i) 609.2112, subdivision 1, paragraph (a), clause (2), item (i) or (iv), (3), or (4);"

8.1 Renumber the items in sequence

8.2 Page 14, line 4, before "subdivision" insert "subdivision 1, paragraph (a), clause (2),
8.3 item (i) or (iv), (3), or (4); or"

8.4 Page 14, line 34, delete "9" and insert "8"

8.5 Page 15, after line 23, insert:

8.6 "Sec. Minnesota Statutes 2024, section 171.306, subdivision 6, is amended to read:

8.7 Subd. 6. **Penalties; tampering.** (a) A person who lends, rents, or leases a motor vehicle
8.8 that is not equipped with a functioning ignition interlock device certified by the commissioner
8.9 to a person with a license issued under this section knowing that the person is subject to the
8.10 ignition interlock restriction is guilty of a misdemeanor.

8.11 (b) A person who tampers with, circumvents, or bypasses the ignition interlock device,
8.12 or assists another to tamper with, circumvent, or bypass the device, is guilty of a misdemeanor
8.13 except when the action was taken for emergency purposes or for mechanical repair, and the
8.14 person limited to the use of an ignition interlock device does not operate the motor vehicle
8.15 while the device is disengaged.

8.16 (c) A person with a license issued under this section who operates a motor vehicle that
8.17 is not equipped with a functioning ignition interlock device certified by the commissioner
8.18 is guilty of a gross misdemeanor.

8.19 **EFFECTIVE DATE.** This section is effective August 1, 2025, and applies to crimes
8.20 committed on or after that date."

8.21 Renumber the sections in sequence and correct the internal references

8.22 Correct the title numbers accordingly

8.23 Amend the title as follows:

8.24 Page 1, line 6, after "privileges" insert "; imposing criminal penalties for ignition interlock
8.25 program participants who operate vehicles not equipped with an interlock device; making
8.26 criminal vehicular homicide offenders eligible for the ignition interlock program; providing
8.27 for judicial review of an extension of a person's driver's license revocation for a violation
8.28 of the ignition interlock program; modifying how license plates are impounded and reissued
8.29 under the DWI law; expanding the time period that a temporary driver's license issued after
8.30 a DWI is valid; providing criminal penalties"