

1.1 moves to amend H.F. No. 1520 as follows:

1.2 Page 1, after line 5, insert:

1.3 "Section 1. Minnesota Statutes 2024, section 169A.55, subdivision 5, is amended to read:

1.4 Subd. 5. **Reinstatement of driving privileges; certain criminal vehicular operation**

1.5 **offenses.** A person whose driver's license has been revoked under section 171.17, subdivision

1.6 1, paragraph (a), clause ~~(1)~~ (2) (revocation, criminal vehicular operation), or suspended

1.7 under section 171.187 (suspension, criminal vehicular operation), for a violation of section

1.8 609.2113, subdivision 1, clause (2), item (i) or (iii), (3), or (4), subdivision 2, clause (2),

1.9 item (i) or (iii), (3), or (4), or subdivision 3, clause (2), item (i) or (iii), (3), or (4); or section

1.10 609.2114, subdivision 2, clause (2), item (i) or (iii) (criminal vehicular operation,

1.11 alcohol-related provisions), resulting in bodily harm, substantial bodily harm, or great bodily

1.12 harm, shall not be eligible for reinstatement of driving privileges until the person has

1.13 submitted to the commissioner verification of the use of ignition interlock for the applicable

1.14 time period specified in those sections. To be eligible for reinstatement under this subdivision,

1.15 a person shall utilize an ignition interlock device that meets the performance standards and

1.16 certification requirements under subdivision 4, paragraph (c)."

1.17 Page 3, line 11, strike "shall" and insert "must"

1.18 Page 4, line 9, strike "shall" and insert "must"

1.19 Page 4, after line 11, insert:

1.20 "Sec. 5. Minnesota Statutes 2024, section 171.2405, subdivision 1, is amended to read:

1.21 Subdivision 1. **Establishment.** (a) A city or county may establish a license reinstatement

1.22 diversion program for holders of class D drivers' licenses who have been charged with

1.23 violating section 171.24, subdivision 1 or 2. An individual charged with driving after

2.1 revocation under section 171.24, subdivision 2, is eligible for diversion only if the revocation
2.2 was due to a violation of section 169.791; 169.797; 169A.52; 169A.54; 171.17, subdivision
2.3 1, paragraph (a), clause ~~(6)~~ (7); or 171.177. An individual who is a holder of a commercial
2.4 driver's license or who has committed an offense in a commercial motor vehicle is not
2.5 eligible to participate in the diversion program. Nothing in this section authorizes the issuance
2.6 of a driver's license to a diversion program participant during the underlying suspension or
2.7 revocation period at issue in the violation of section 171.24, subdivision 1 or 2.

2.8 (b) Notwithstanding any law or ordinance to the contrary, a city or county may contract
2.9 with a third party to create and administer the diversion program under this section. Any
2.10 participating city or county, at its own expense, may request an audit of the administrator.

2.11 (c) For purposes of this section, "administrator" means the city, county, or administrator
2.12 of the program.

2.13 Sec. 6. Minnesota Statutes 2024, section 171.301, subdivision 1, is amended to read:

2.14 Subdivision 1. **Conditions of issuance.** (a) The commissioner may issue a reintegration
2.15 driver's license to any person:

2.16 (1) who is 18 years of age or older;

2.17 (2) who has been released from a period of at least 180 consecutive days of confinement
2.18 or incarceration in:

2.19 (i) an adult correctional facility under the control of the commissioner of corrections or
2.20 licensed by the commissioner of corrections under section 241.021;

2.21 (ii) a federal correctional facility for adults; or

2.22 (iii) an adult correctional facility operated under the control or supervision of any other
2.23 state; and

2.24 (3) whose license has been suspended or revoked under the circumstances listed in
2.25 section 171.30, subdivision 1, paragraph (a), clauses (1) to (4), for a violation that occurred
2.26 before the individual was incarcerated for the period described in clause (2).

2.27 (b) If the person's driver's license or permit to drive has been revoked under section
2.28 169.792 or 169.797, the commissioner may only issue a reintegration driver's license to the
2.29 person after the person has presented an insurance identification card, policy, or written
2.30 statement indicating that the driver or owner has insurance coverage satisfactory to the
2.31 commissioner.

3.1 (c) If the person's driver's license or permit to drive has been suspended under section
3.2 171.186, the commissioner may only issue a reintegration driver's license to the person after
3.3 the commissioner receives notice of a court order provided pursuant to section 518A.65,
3.4 paragraph (e), showing that the person's driver's license or operating privileges should no
3.5 longer be suspended.

3.6 (d) If the person's driver's license has been revoked under section 171.17, subdivision
3.7 1, paragraph (a), clause (1) or (2), the commissioner may only issue a reintegration driver's
3.8 license to the person after the person has completed the applicable revocation period.

3.9 (e) The commissioner must not issue a reintegration driver's license:

3.10 (1) to any person described in section 171.04, subdivision 1, clause (7), (8), (10), or
3.11 (11);

3.12 (2) to any person described in section 169A.55, subdivision 5;

3.13 (3) if the person has committed a violation after the person was released from custody
3.14 that results in the suspension, revocation, or cancellation of a driver's license, including
3.15 suspension for nonpayment of child support or maintenance payments as described in section
3.16 171.186, subdivision 1; or

3.17 (4) if the issuance would conflict with the requirements of the nonresident violator
3.18 compact.

3.19 (f) The commissioner must not issue a class A, class B, or class C reintegration driver's
3.20 license.

3.21 Sec. 7. Minnesota Statutes 2024, section 171.306, subdivision 1, is amended to read:

3.22 Subdivision 1. **Definitions.** (a) As used in this section, the terms in this subdivision have
3.23 the meanings given them.

3.24 (b) "Ignition interlock device" or "device" means equipment that is designed to measure
3.25 breath alcohol concentration and to prevent a motor vehicle's ignition from being started
3.26 by a person whose breath alcohol concentration measures 0.02 or higher on the equipment.

3.27 (c) "Location tracking capabilities" means the ability of an electronic or wireless device
3.28 to identify and transmit its geographic location through the operation of the device.

3.29 (d) "Program participant" means a person who has qualified to take part in the ignition
3.30 interlock program under this section, and whose driver's license has been:

4.1 (1) revoked, canceled, or denied under section 169A.52; 169A.54; 171.04, subdivision
4.2 1, clause (10); or 171.177; or

4.3 (2) revoked under section 171.17, subdivision 1, paragraph (a), clause ~~(1)~~(2), or
4.4 suspended under section 171.187, for a violation of section 609.2113, subdivision 1, clause
4.5 (2), item (i) or (iii), (3), or (4); subdivision 2, clause (2), item (i) or (iii), (3), or (4); or
4.6 subdivision 3, clause (2), item (i) or (iii), (3), or (4); or 609.2114, subdivision 2, clause (2),
4.7 item (i) or (iii), (3), or (4), resulting in bodily harm, substantial bodily harm, or great bodily
4.8 harm.

4.9 (e) "Qualified prior impaired driving incident" has the meaning given in section 169A.03,
4.10 subdivision 22.

4.11 Sec. 8. Minnesota Statutes 2024, section 171.306, subdivision 4, is amended to read:

4.12 Subd. 4. **Issuance of restricted license.** (a) The commissioner shall issue a class D
4.13 driver's license, subject to the applicable limitations and restrictions of this section, to a
4.14 program participant who meets the requirements of this section and the program guidelines.
4.15 The commissioner shall not issue a license unless the program participant has provided
4.16 satisfactory proof that:

4.17 (1) a certified ignition interlock device has been installed on the participant's motor
4.18 vehicle at an installation service center designated by the device's manufacturer; and

4.19 (2) the participant has insurance coverage on the vehicle equipped with the ignition
4.20 interlock device. If the participant has previously been convicted of violating section 169.791,
4.21 169.793, or 169.797 or the participant's license has previously been suspended, revoked, or
4.22 canceled under section 169.792 or 169.797, the commissioner shall require the participant
4.23 to present an insurance identification card that is certified by the insurance company to be
4.24 noncancelable for a period not to exceed 12 months.

4.25 (b) A license issued under authority of this section must contain a restriction prohibiting
4.26 the program participant from driving, operating, or being in physical control of any motor
4.27 vehicle not equipped with a functioning ignition interlock device certified by the
4.28 commissioner. A participant may drive an employer-owned vehicle not equipped with an
4.29 interlock device while in the normal course and scope of employment duties pursuant to
4.30 the program guidelines established by the commissioner and with the employer's written
4.31 consent.

4.32 (c) A program participant whose driver's license has been: (1) revoked under section
4.33 169A.52, subdivision 3, paragraph (a), clause (1), (2), or (3), or subdivision 4, paragraph

5.1 (a), clause (1), (2), or (3); 169A.54, subdivision 1, clause (1), (2), (3), or (4); or 171.177,
5.2 subdivision 4, paragraph (a), clause (1), (2), or (3), or subdivision 5, paragraph (a), clause
5.3 (1), (2), or (3); or (2) revoked under section 171.17, subdivision 1, paragraph (a), clause ~~(1)~~
5.4 (2), or suspended under section 171.187, for a violation of section 609.2113, subdivision
5.5 1, clause (2), item (i) or (iii), (3), or (4); subdivision 2, clause (2), item (i) or (iii), (3), or
5.6 (4); or subdivision 3, clause (2), item (i) or (iii), (3), or (4); or 609.2114, subdivision 2,
5.7 clause (2), item (i) or (iii), (3), or (4), resulting in bodily harm, substantial bodily harm, or
5.8 great bodily harm, where the participant has fewer than two qualified prior impaired driving
5.9 incidents within the past ten years or fewer than three qualified prior impaired driving
5.10 incidents ever; may apply for conditional reinstatement of the driver's license, subject to
5.11 the ignition interlock restriction.

5.12 (d) A program participant whose driver's license has been: (1) revoked, canceled, or
5.13 denied under section 169A.52, subdivision 3, paragraph (a), clause (4), (5), or (6), or
5.14 subdivision 4, paragraph (a), clause (4), (5), or (6); 169A.54, subdivision 1, clause (5), (6),
5.15 or (7); or 171.177, subdivision 4, paragraph (a), clause (4), (5), or (6), or subdivision 5,
5.16 paragraph (a), clause (4), (5), or (6); or (2) revoked under section 171.17, subdivision 1,
5.17 paragraph (a), clause ~~(1)~~ (2), or suspended under section 171.187, for a violation of section
5.18 609.2113, subdivision 1, clause (2), item (i) or (iii), (3), or (4); subdivision 2, clause (2),
5.19 item (i) or (iii), (3), or (4); or subdivision 3, clause (2), item (i) or (iii), (3), or (4); or
5.20 609.2114, subdivision 2, clause (2), item (i) or (iii), (3), or (4), resulting in bodily harm,
5.21 substantial bodily harm, or great bodily harm, where the participant has two or more qualified
5.22 prior impaired driving incidents within the past ten years or three or more qualified prior
5.23 impaired driving incidents ever; may apply for conditional reinstatement of the driver's
5.24 license, subject to the ignition interlock restriction, if the program participant is enrolled in
5.25 a licensed substance use disorder treatment or rehabilitation program as recommended in
5.26 a chemical use assessment. As a prerequisite to eligibility for eventual reinstatement of full
5.27 driving privileges, a participant whose chemical use assessment recommended treatment
5.28 or rehabilitation shall complete a licensed substance use disorder treatment or rehabilitation
5.29 program. If the program participant's ignition interlock device subsequently registers a
5.30 positive breath alcohol concentration of 0.02 or higher, the commissioner shall extend the
5.31 time period that the participant must participate in the program until the participant has
5.32 reached the required abstinence period described in section 169A.55, subdivision 4.

5.33 (e) Notwithstanding any statute or rule to the contrary, the commissioner has authority
5.34 to determine when a program participant is eligible for restoration of full driving privileges,
5.35 except that the commissioner shall not reinstate full driving privileges until the program

6.1 participant has met all applicable prerequisites for reinstatement under section 169A.55 and
6.2 until the program participant's device has registered no positive breath alcohol concentrations
6.3 of 0.02 or higher during the preceding 90 days."

6.4 Renumber the sections in sequence and correct the internal references

6.5 Amend the title accordingly