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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-SECOND SESSION

H. F. No. 251

01/21/2021

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The bill was read for the first time and referred to the Committee on Public Safety and Criminal Justice Reform Finance and Policy

1.1 A bill for an act
1.2 relating to public safety; providing for a study of the measurement of controlled
1.3 substance level of persons stopped or arrested for driving while impaired.

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

1.5 Section 1. DWI STUDY; MEASUREMENT OF CONTROLLED SUBSTANCES.

1.6 (a) The commissioner of public safety, in consultation with stakeholders and experts,
1.7 shall study and report on the use of screening tests that measure the controlled substance
1.8 level of a person stopped or arrested for driving while impaired. The commissioner shall
1.9 also study the threshold measurement level for the legal impairment of persons who are
1.10 driving under the influence of a controlled substance. The study must include the
1.11 identification, review, and evaluation of:

1.12 (1) controlled substance screening tests, including at a minimum oral fluid roadside
1.13 tests;

1.14 (2) the measured amount of a controlled substance in a driver's blood or urine that is the
1.15 legal threshold for impairment of the driver;

1.16 (3) the practices and laws in other states for drug screening tests and measurement of
1.17 controlled substances in persons driving while impaired by controlled substances; and

1.18 (4) any other necessary information relating to the measurement of controlled substances
1.19 in persons who are driving under the influence of a controlled substance.

1.20 (b) The commissioner shall submit a report of its study by March 15, 2022, to the chairs
1.21 and ranking minority members of the legislative committees with jurisdiction over public
1.22 safety.

2.1 **EFFECTIVE DATE.** This section is effective the day following final enactment.