

A bill for an act

relating to public safety; establishing a pilot project for alcohol and controlled substance monitoring for certain persons with revoked driver's licenses in Crow Wing County.

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

Section 1. **ALCOHOL AND CONTROLLED SUBSTANCE MONITORING;
PILOT PROJECT; CROW WING COUNTY.**

(a) The commissioner of public safety shall conduct a pilot project in Crow Wing County beginning on the effective date of this section and continuing through June 30, 2013. The commissioner shall submit a preliminary report by September 30, 2012, and a final report by September 30, 2013, to the chairs and ranking minority members of the senate and house of representatives committees having jurisdiction over criminal justice policy and funding. The reports must evaluate the successes and failures of the pilot project, provide information on participation and recidivism rates, and make recommendations on continuing the project.

(b) A person who is a resident of Crow Wing County and who qualifies to participate in the pilot project under Minnesota Statutes 2009, section 171.306, shall have the option to be monitored by an ignition interlock device, secure continuous remote alcohol monitor (SCRAM), a portable breath testing (PBT) device, or other alcohol or controlled substance monitoring methodology approved by the commissioner. The commissioner shall determine appropriate performance standards and a certification process for any monitoring device and methodology used in the pilot project. Only devices and methodologies certified by the commissioner as meeting the performance standards may be used in the pilot project. The Department of Public Safety may provide the monitoring

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2.1 or it may contract with an appropriate public or private entity for that purpose. If the
2.2 department contracts for monitoring under this section it must, as is practicable, follow the
2.3 same process for contracting as it uses for the ignition interlock program under Minnesota
2.4 Statutes, section 171.306.

2.5 (c) The requirements and restrictions under Minnesota Statutes, section 171.306,
2.6 pertaining specifically to ignition interlock devices shall not apply to a person who
2.7 chooses to use a monitoring device or methodology other than the ignition interlock.
2.8 However, to the extent practicable, the department must apply the same process it uses for
2.9 the ignition interlock program.

2.10 (d) A person participating in the pilot program under this section must pay all costs
2.11 associated with the person's monitoring.

2.12 (e) This section may be known as "Joey's Law."

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