

SENATE
STATE OF MINNESOTA
EIGHTY-NINTH SESSION

S.F. No. 986

(SENATE AUTHORS: CARLSON, Sieben, Clausen and Dahle)

DATE	D-PG	OFFICIAL STATUS
02/19/2015	366	Introduction and first reading Referred to Transportation and Public Safety
03/04/2015	534	Author added Metzen
03/25/2015	1311a	Comm report: Amended, No recommendation, re-referred to Judiciary
04/07/2015	1451	Comm report: To pass as amended
	1490	Second reading
04/28/2015	2935	Special Order
	2935	Third reading Passed
04/30/2015	3180	Author stricken Metzen See SF878, Art. 6, Sec. 3-4

A bill for an act

relating to public safety; revising the definition of reckless driving and enhancing penalties for reckless driving resulting in death or great bodily harm; amending Minnesota Statutes 2014, section 169.13, subdivisions 1, 3.

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

Section 1. Minnesota Statutes 2014, section 169.13, subdivision 1, is amended to read:

Subdivision 1. **Reckless driving.** ~~(a) Any person who drives any vehicle in such a manner as to indicate either a willful or a wanton disregard for the safety of persons or property is guilty of reckless driving and such reckless driving is a misdemeanor~~ A person who drives a motor vehicle while aware of and consciously disregarding a substantial and unjustifiable risk that the driving may result in harm to another or another's property is guilty of reckless driving. The risk must be of such a nature and degree that disregard of it constitutes a significant deviation from the standard of conduct that a reasonable person would observe in the situation.

(b) A person shall not race any vehicle upon any street or highway of this state. Any person who willfully compares or contests relative speeds by operating one or more vehicles is guilty of racing, which constitutes reckless driving, whether or not the speed contested or compared is in excess of the maximum speed prescribed by law.

(c) A person who violates paragraph (a) or (b) is guilty of a misdemeanor. A person who violates paragraph (a) or (b) and causes great bodily harm or death to another is guilty of a gross misdemeanor.

(d) For purposes of this section, "great bodily harm" has the meaning given in section 609.02, subdivision 8.

2.1 Sec. 2. Minnesota Statutes 2014, section 169.13, subdivision 3, is amended to read:

2.2 Subd. 3. **Application.** (a) The provisions of this section apply, but are not limited in
2.3 application, to any person who drives any vehicle in the manner prohibited by this section:

2.4 (1) upon the ice of any lake, stream, or river, including but not limited to the ice of
2.5 any boundary water; or

2.6 (2) in a parking lot ordinarily used by or available to the public though not as a
2.7 matter of right, and a driveway connecting the parking lot with a street or highway.

2.8 (b) This section does not apply to:

2.9 (1) an authorized emergency vehicle, when responding to an emergency call or when
2.10 in pursuit of an actual or suspected violator;

2.11 (2) the emergency operation of any vehicle when avoiding imminent danger; or

2.12 (3) any raceway, racing facility, or other public event sanctioned by the appropriate
2.13 governmental authority.

2.14 (c) Nothing in this section or section 609.035 or 609.04 shall limit the power of the
2.15 state to prosecute or punish a person for conduct that constitutes any other crime under
2.16 any other law of this state.

2.17 Sec. 3. **EFFECTIVE DATE.**

2.18 Sections 1 and 2 are effective August 1, 2015, and apply to crimes committed on or
2.19 after that date.