

HOUSE OF REPRESENTATIVES

NINETY-FOURTH SESSION

H. F. No. 2130

03/10/2025 Authored by Kraft, Witte, Moller, Stier, Youakim and others

03/24/2025 The bill was read for the first time and referred to the Committee on Transportation Finance and Policy

04/03/2025 Adoption of Report: Amended and re-referred to the Committee on Public Safety Finance and Policy

04/28/2025 Adoption of Report: Amended and re-referred to the Committee on Ways and Means

Read for the Second Time

05/01/2025 Calendar for the Day, Amended

Read Third Time as Amended

Passed by the House as Amended and transmitted to the Senate to include Floor Amendments

05/12/2025 Returned to the House as Amended by the Senate

Refused to concur and a Conference Committee was appointed

05/16/2025 Conference Committee Report Adopted

Read Third Time as Amended by Conference and repassed by the House

05/20/2025 Presented to Governor

05/22/2025 Governor Approval

- 1.1 A bill for an act
- 1.2 relating to public safety; extending the length of driver's license revocations related
- 1.3 to certain offenses; modifying the length of time certain individuals must participate
- 1.4 in the ignition interlock program; requiring all ignition interlock participants to
- 1.5 complete a treatment or rehabilitation program before reinstatement of full driving
- 1.6 privileges; imposing criminal penalties for ignition interlock program participants
- 1.7 who operate vehicles not equipped with an interlock device; making criminal
- 1.8 vehicular homicide offenders eligible for the ignition interlock program; providing
- 1.9 for judicial review of an extension of a person's driver's license revocation for a
- 1.10 violation of the ignition interlock program; modifying how license plates are
- 1.11 impounded and reissued under the DWI law; expanding the time period that a
- 1.12 temporary driver's license issued after a DWI is valid; providing criminal penalties;
- 1.13 appropriating money; amending Minnesota Statutes 2024, sections 169A.37,
- 1.14 subdivision 1; 169A.52, subdivisions 3, 4, 7; 169A.54, subdivision 1; 169A.60,
- 1.15 subdivisions 4, 5, 6; 169A.63, subdivision 13; 171.09, subdivision 1; 171.177,
- 1.16 subdivisions 4, 5; 171.187, subdivision 3; 171.19; 171.24, subdivision 2; 171.306,
- 1.17 subdivisions 1, 2, 4, 5, 6, by adding a subdivision; proposing coding for new law
- 1.18 in Minnesota Statutes, chapter 171; repealing Minnesota Statutes 2024, sections
- 1.19 169A.54, subdivisions 2, 3, 4; 169A.55, subdivisions 4, 5; 171.17, subdivision 4.
- 1.20 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
- 1.21 Section 1. Minnesota Statutes 2024, section 169A.37, subdivision 1, is amended to read:
- 1.22 Subdivision 1. **Crime described.** It is a crime for a person:
- 1.23 (1) to fail to comply with an impoundment order under section 169A.60 (administrative
- 1.24 plate impoundment);
- 1.25 (2) to file a false statement under section 169A.60, subdivision 7, 8, or 14;
- 1.26 (3) to operate a self-propelled motor vehicle on a street or highway when the vehicle is
- 1.27 subject to an impoundment order issued under section 169A.60, unless specially coded
- 1.28 plates have been issued for the vehicle pursuant to section 169A.60, subdivision 13;

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

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

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

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

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

Sec. 2. Minnesota Statutes 2024, section 169A.52, subdivision 3, is amended to read:

Subd. 3. **Test refusal; license revocation.** (a) Upon certification by the peace officer that there existed probable cause to believe the person had been driving, operating, or in physical control of a motor vehicle in violation of section 169A.20 (driving while impaired), and that the person refused to submit to a test, the commissioner shall revoke the person's license or permit to drive, or nonresident operating privilege, even if a test was obtained pursuant to this section after the person refused to submit to testing. The commissioner shall revoke the license, permit, or nonresident operating privilege; as provided in section 171.178.

~~(1) for a person with no qualified prior impaired driving incidents within the past ten years, for a period of not less than one year;~~

~~(2) for a person under the age of 21 years and with no qualified prior impaired driving incidents within the past ten years, for a period of not less than one year;~~

~~(3) for a person with one qualified prior impaired driving incident within the past ten years, or two qualified prior impaired driving incidents, for a period of not less than two years;~~

~~(4) for a person with two qualified prior impaired driving incidents within the past ten years, or three qualified prior impaired driving incidents, for a period of not less than three years;~~

~~(5) for a person with three qualified prior impaired driving incidents within the past ten years, for a period of not less than four years; or~~

~~(6) for a person with four or more qualified prior impaired driving incidents, for a period of not less than six years.~~

(b) Upon certification by the peace officer that there existed probable cause to believe the person had been driving, operating, or in physical control of a commercial motor vehicle with the presence of any alcohol in violation of section 169A.20 (driving while impaired), and that the person refused to submit to a test, the commissioner shall disqualify the person from operating a commercial motor vehicle and shall revoke the person's license or permit to drive or nonresident operating privilege according to the federal regulations adopted by reference in section 171.165, subdivision 2.

Sec. 3. Minnesota Statutes 2024, section 169A.52, subdivision 4, is amended to read:

Subd. 4. **Test failure; license revocation.** (a) Upon certification by the peace officer that there existed probable cause to believe the person had been driving, operating, or in physical control of a motor vehicle in violation of section 169A.20 (driving while impaired) and that the person submitted to a test and the test results indicate an alcohol concentration of 0.08 or more or the presence of a controlled substance listed in Schedule I or II or its metabolite, other than marijuana or tetrahydrocannabinols, then the commissioner shall revoke the person's license or permit to drive, or nonresident operating privilege: as provided in section 171.178.

~~(1) for a period of 90 days, or, if the test results indicate an alcohol concentration of twice the legal limit or more, not less than one year;~~

~~(2) if the person is under the age of 21 years, for a period of not less than 180 days or, if the test results indicate an alcohol concentration of twice the legal limit or more, not less than one year;~~

~~(3) for a person with one qualified prior impaired driving incident within the past ten years, or two qualified prior impaired driving incidents, for a period of not less than one year, or if the test results indicate an alcohol concentration of twice the legal limit or more, not less than two years;~~

~~(4) for a person with two qualified prior impaired driving incidents within the past ten years, or three qualified prior impaired driving incidents, for a period of not less than three years;~~

~~(5) for a person with three qualified prior impaired driving incidents within the past ten years, for a period of not less than four years; or~~

~~(6) for a person with four or more qualified prior impaired driving incidents, for a period of not less than six years.~~

(b) On certification by the peace officer that there existed probable cause to believe the person had been driving, operating, or in physical control of a commercial motor vehicle with any presence of alcohol and that the person submitted to a test and the test results indicated an alcohol concentration of 0.04 or more, the commissioner shall disqualify the person from operating a commercial motor vehicle under section 171.165 (commercial driver's license disqualification).

(c) If the test is of a person's blood or urine by a laboratory operated by the Bureau of Criminal Apprehension, or authorized by the bureau to conduct the analysis of a blood or urine sample, the laboratory may directly certify to the commissioner the test results, and the peace officer shall certify to the commissioner that there existed probable cause to believe the person had been driving, operating, or in physical control of a motor vehicle in violation of section 169A.20 and that the person submitted to a test. Upon receipt of both certifications, the commissioner shall undertake the license actions described in paragraphs (a) and (b).

Sec. 4. Minnesota Statutes 2024, section 169A.52, subdivision 7, is amended to read:

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

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

(c) The officer shall:

- (1) invalidate the person's driver's license or permit card;
- (2) issue the person a temporary license effective for only ~~seven~~ 14 days; and
- (3) send the notification of this action to the commissioner along with the certificate required by subdivision 3 or 4.

Sec. 5. Minnesota Statutes 2024, section 169A.54, subdivision 1, is amended to read:

Subdivision 1. **Revocation periods for DWI convictions.** Except as provided in subdivision 7, the commissioner shall revoke the driver's license of a person convicted of violating section 169A.20 (driving while impaired) or an ordinance in conformity with it, as follows: provided in section 171.178.

~~(1) not less than 30 days for an offense under section 169A.20, subdivision 1 (driving while impaired crime);~~

~~(2) not less than 90 days for an offense under section 169A.20, subdivision 2 (refusal to submit to chemical test crime);~~

~~(3) not less than one year for:~~

~~(i) an offense occurring within ten years of a qualified prior impaired driving incident;~~

~~(ii) an offense occurring after two qualified prior impaired driving incidents; or~~

~~(iii) an offense occurring when a person has an alcohol concentration of twice the legal limit or more as measured at the time or within two hours of the time of the offense and the person has no qualified prior impaired driving incident within ten years;~~

~~(4) not less than two years for an offense occurring under clause (3), item (i) or (ii), and where the test results indicate an alcohol concentration of twice the legal limit or more, and until the court has certified that treatment or rehabilitation has been successfully completed where prescribed in accordance with section 169A.70 (chemical use assessments);~~

~~(5) not less than three years for an offense occurring within ten years of the first of two qualified prior impaired driving incidents or occurring after three qualified prior impaired driving incidents and with denial under section 171.04, subdivision 1, clause (10), until rehabilitation is established according to standards established by the commissioner; and~~

~~(6) not less than four years for an offense occurring within ten years of the first of three qualified prior impaired driving incidents and with denial under section 171.04, subdivision 1, clause (10), until rehabilitation is established according to standards established by the commissioner; or~~

~~(7) not less than six years for an offense occurring after four or more qualified prior impaired driving incidents and with denial under section 171.04, subdivision 1, clause (10), until rehabilitation is established according to standards established by the commissioner.~~

Sec. 6. Minnesota Statutes 2024, section 169A.60, subdivision 4, is amended to read:

Subd. 4. **Peace officer as agent for notice of impoundment.** On behalf of the commissioner, a peace officer issuing a notice of intent to revoke and of revocation for a plate impoundment violation shall also serve a notice of intent to impound and an order of impoundment. On behalf of the commissioner, a peace officer who is arresting a person for or charging a person with a plate impoundment violation described in subdivision 1, paragraph (d), clause (5), shall also serve a notice of intent to impound and an order of impoundment. If the vehicle involved in the plate impoundment violation is accessible to the officer at the time the impoundment order is issued, the officer shall seize the registration plates subject to the impoundment order. The officer shall destroy all plates seized or impounded under this section. Alternatively, the officer may invalidate the plates by affixing a permanent sticker on them. The officer shall send to the commissioner copies of the notice of intent to impound and the order of impoundment and a notice that registration plates impounded and seized under this section have been destroyed or have been affixed with the permanent sticker.

Sec. 7. Minnesota Statutes 2024, section 169A.60, subdivision 5, is amended to read:

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

Sec. 8. Minnesota Statutes 2024, section 169A.60, subdivision 6, is amended to read:

Subd. 6. **Surrender of plates.** Within ~~seven~~ 14 days after issuance of the impoundment notice, a person who receives a notice of impoundment and impoundment order shall surrender all registration plates subject to the impoundment order that were not seized by a peace officer under subdivision 4. Registration plates required to be surrendered under this subdivision must be surrendered to a Minnesota police department, sheriff, or the State Patrol, along with a copy of the impoundment order. A law enforcement agency receiving

registration plates under this subdivision shall destroy the plates and notify the commissioner that they have been destroyed. The notification to the commissioner shall also include a copy of the impoundment order.

Sec. 9. Minnesota Statutes 2024, section 169A.63, subdivision 13, is amended to read:

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

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

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

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

(1) subsequently operates a motor vehicle:

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

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

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

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

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

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

8.1 (ii) violating the terms of the contract with the provider as determined by the provider;
8.2 or

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

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

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

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

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

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

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

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

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

9.1 Sec. 10. Minnesota Statutes 2024, section 171.09, subdivision 1, is amended to read:

9.2 Subdivision 1. **Authority; violations.** (a) The commissioner, when good cause appears,
9.3 may impose restrictions suitable to the licensee's driving ability or other restrictions applicable
9.4 to the licensee as the commissioner may determine to be appropriate to assure the safe
9.5 operation of a motor vehicle by the licensee.

9.6 (b) Pursuant to Code of Federal Regulations, title 49, section 383.95, if an applicant for
9.7 a commercial driver's license either does not successfully complete the air brake component
9.8 of the knowledge test, or does not successfully complete the skills test in a vehicle equipped
9.9 with air brakes as such tests are prescribed in Code of Federal Regulations, title 49, part
9.10 384, the department shall indicate on the class C, class B, or class A commercial driver's
9.11 license, if issued, that the individual is restricted from operating a commercial motor vehicle
9.12 equipped with air brakes.

9.13 (c) The commissioner shall restrict the operating privileges of a holder of a class A, class
9.14 B, or class C commercial driver's license in accordance with Code of Federal Regulations,
9.15 title 49, sections 383.73 and 383.95.

9.16 (d) The commissioner may restrict the operating privileges of a holder of a class A, class
9.17 B, or class C commercial driver's license to the extent that the restrictions are authorized
9.18 by section 221.0314, subdivision 3 or 3a, or rules adopted under those subdivisions or
9.19 section 221.031.

9.20 (e) Upon receiving satisfactory evidence of any violation of the restrictions on the license,
9.21 the commissioner may suspend or revoke the license. A license suspension under this section
9.22 is subject to section 171.18, subdivisions 2 and 3.

9.23 (f) A person who drives, operates, or is in physical control of a motor vehicle while in
9.24 violation of the restrictions imposed in a restricted driver's license issued to that person
9.25 under this section is guilty of a crime as follows:

9.26 (1) if the restriction relates to the possession or consumption of alcohol or controlled
9.27 substances, the person is guilty of a gross misdemeanor; or

9.28 (2) if the restriction relates to another matter, the person is guilty of a misdemeanor.

9.29 (g) It is a gross misdemeanor for a person who holds a restricted license issued under
9.30 section 171.306 to drive, operate, or be in physical control of any motor vehicle that is not
9.31 equipped with a functioning ignition interlock device certified by the commissioner.

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

10.1 Sec. 11. Minnesota Statutes 2024, section 171.177, subdivision 4, is amended to read:

10.2 Subd. 4. **Test refusal; license revocation.** (a) Upon certification under subdivision 3
10.3 that there existed probable cause to believe the person had been driving, operating, or in
10.4 physical control of a motor vehicle in violation of section 169A.20, and that the person
10.5 refused to comply with the execution of the search warrant, the commissioner shall revoke
10.6 the person's license or permit to drive or nonresident operating privilege. The commissioner
10.7 shall revoke the license, permit, or nonresident operating privilege: as provided in section
10.8 171.178.

10.9 ~~(1) for a person with no qualified prior impaired driving incidents within the past ten~~
10.10 ~~years, for a period of not less than one year;~~

10.11 ~~(2) for a person under the age of 21 years and with no qualified prior impaired driving~~
10.12 ~~incidents within the past ten years, for a period of not less than one year;~~

10.13 ~~(3) for a person with one qualified prior impaired driving incident within the past ten~~
10.14 ~~years or two qualified prior impaired driving incidents, for a period of not less than two~~
10.15 ~~years;~~

10.16 ~~(4) for a person with two qualified prior impaired driving incidents within the past ten~~
10.17 ~~years or three qualified prior impaired driving incidents, for a period of not less than three~~
10.18 ~~years;~~

10.19 ~~(5) for a person with three qualified prior impaired driving incidents within the past ten~~
10.20 ~~years, for a period of not less than four years; or~~

10.21 ~~(6) for a person with four or more qualified prior impaired driving incidents, for a period~~
10.22 ~~of not less than six years.~~

10.23 (b) When a person who had been driving, operating, or in physical control of a
10.24 commercial motor vehicle refuses to comply with the search warrant and permit testing,
10.25 the commissioner shall disqualify the person from operating a commercial motor vehicle
10.26 and shall revoke the person's license or permit to drive or nonresident operating privilege
10.27 according to the federal regulations adopted by reference in section 171.165, subdivision
10.28 2.

10.29 Sec. 12. Minnesota Statutes 2024, section 171.177, subdivision 5, is amended to read:

10.30 Subd. 5. **Test failure; license revocation.** (a) Upon certification under subdivision 3
10.31 pursuant to a search warrant, that there existed probable cause to believe the person had
10.32 been driving, operating, or in physical control of a motor vehicle in violation of section

169A.20, and that the person submitted to a test and the test results indicate an alcohol concentration of 0.08 or more or the presence of a controlled substance listed in Schedule I or II or its metabolite, other than marijuana or tetrahydrocannabinols, the commissioner shall revoke the person's license or permit to drive or nonresident operating privilege: as provided in section 171.178.

~~(1) for a period of 90 days or, if the test results indicate an alcohol concentration of twice the legal limit or more, not less than one year;~~

~~(2) if the person is under the age of 21 years, for a period of not less than 180 days or, if the test results indicate an alcohol concentration of twice the legal limit or more, not less than one year;~~

~~(3) for a person with one qualified prior impaired driving incident within the past ten years or two qualified prior impaired driving incidents, for a period of not less than one year or, if the test results indicate an alcohol concentration of twice the legal limit or more, not less than two years;~~

~~(4) for a person with two qualified prior impaired driving incidents within the past ten years or three qualified prior impaired driving incidents, for a period of not less than three years;~~

~~(5) for a person with three qualified prior impaired driving incidents within the past ten years, for a period of not less than four years; or~~

~~(6) for a person with four or more qualified prior impaired driving incidents, for a period of not less than six years.~~

(b) On certification by the peace officer that there existed probable cause to believe the person had been driving, operating, or in physical control of a commercial motor vehicle with any presence of alcohol and that the person submitted to a test and the test results indicated an alcohol concentration of 0.04 or more, the commissioner shall disqualify the person from operating a commercial motor vehicle under section 171.165.

(c) If the test is of a person's blood or urine by a laboratory operated by the Bureau of Criminal Apprehension or authorized by the bureau to conduct the analysis of a blood or urine sample, the laboratory may directly certify to the commissioner the test results, and the peace officer shall certify to the commissioner that there existed probable cause to believe the person had been driving, operating, or in physical control of a motor vehicle in violation of section 169A.20, and that the person submitted to a test. Upon receipt of both

12.1 certifications, the commissioner shall undertake the license actions described in paragraphs
12.2 (a) and (b).

12.3 Sec. 13. **[171.178] REVOCATION, DENIAL, AND REINSTATEMENT; DRIVING**
12.4 **WHILE IMPAIRED; CRIMINAL VEHICULAR HOMICIDE AND OPERATION.**

12.5 Subdivision 1. **Definitions.** (a) For purposes of this section, the following terms have
12.6 the meanings given.

12.7 (b) "Ignition interlock device" has the meaning given in section 171.306, subdivision 1.

12.8 (c) "Qualified prior impaired driving incident" has the meaning given in section 169A.03,
12.9 subdivision 22.

12.10 Subd. 2. **Qualified prior impaired driving incident; determination.** Section 169A.09
12.11 applies for determining the number of qualified prior impaired driving incidents under this
12.12 section.

12.13 Subd. 3. **Test refusal; period of license revocation.** A revocation by the commissioner
12.14 as required under section 169A.52, subdivision 3, or 171.177, subdivision 4, must be for
12.15 the following periods:

12.16 (1) if the person has no qualified prior impaired driving incidents within the past 20
12.17 years, not less than one year; or

12.18 (2) if the person has one qualified prior impaired driving incident within the past 20
12.19 years, or two or more qualified prior impaired driving incidents, until the commissioner
12.20 determines that the person used an ignition interlock device in compliance with section
12.21 171.306 for the period of time described in subdivision 8.

12.22 Subd. 4. **Test failure; period of license revocation.** A revocation by the commissioner
12.23 as required under section 169A.52, subdivision 4, or 171.177, subdivision 5, must be for
12.24 the following periods:

12.25 (1) if the person has no qualified prior impaired driving incidents within the past 20
12.26 years:

12.27 (i) not less than 90 days;

12.28 (ii) not less than 180 days if the person is under 21 years of age and the test results
12.29 indicate an alcohol concentration of less than twice the legal limit; or

12.30 (iii) not less than one year if the test results indicate an alcohol concentration of twice
12.31 the legal limit or more; or

13.1 (2) if the person has one qualified prior impaired driving incident within the past 20
13.2 years, or two or more qualified prior impaired driving incidents, until the commissioner
13.3 determines that the person used an ignition interlock device in compliance with section
13.4 171.306 for the period of time described in subdivision 8.

13.5 Subd. 5. **Driving while impaired conviction or adjudication; period of license**
13.6 **revocation.** (a) Notwithstanding the periods specified in subdivisions 3 and 4 and except
13.7 as provided in section 169A.54, subdivision 7, a revocation by the commissioner as required
13.8 under section 169A.54, subdivision 1, or 171.17, subdivision 1, paragraph (a), clause (2)
13.9 or (9), for conviction of an offense in another state that would be grounds for revocation in
13.10 this state under section 169A.54, subdivision 1, must be for the following periods:

13.11 (1) if the person has no qualified prior impaired driving incidents within the past 20
13.12 years:

13.13 (i) not less than 30 days if the person is convicted of an offense under section 169A.20,
13.14 subdivision 1 (driving while impaired);

13.15 (ii) not less than 90 days if the person is convicted of an offense under section 169A.20,
13.16 subdivision 2 (refusal to submit to chemical test);

13.17 (iii) not less than 180 days if the person is under 21 years of age and the test results
13.18 indicate an alcohol concentration of less than twice the legal limit; or

13.19 (iv) not less than one year if the test results indicate an alcohol concentration of twice
13.20 the legal limit or more; or

13.21 (2) if the person has one qualified prior impaired driving incident within the past 20
13.22 years, or two or more qualified prior impaired driving incidents, until the commissioner
13.23 determines that the person used an ignition interlock device in compliance with section
13.24 171.306 for the period of time described in subdivision 8.

13.25 (b) Whenever department records show that the violation involved personal injury or
13.26 death to any person, at least 90 additional days must be added to the base periods provided
13.27 in paragraph (a), clause (1), items (i) to (iv).

13.28 Subd. 6. **Criminal vehicular operation or homicide conviction; period of license**
13.29 **revocation.** Notwithstanding the periods specified in subdivisions 3 to 5, a revocation by
13.30 the commissioner under section 171.17, subdivision 1, paragraph (a), clause (1), after the
13.31 commissioner receives a record of a conviction for a violation of section:

13.32 (1) 609.2112, subdivision 1, paragraph (a), clause (2), (3), (4), (5), or (6);

14.1 (2) 609.2113, subdivision 1, clause (2), (3), (4), (5), or (6);
14.2 (3) 609.2113, subdivision 2, clause (2), (3), (4), (5), or (6);
14.3 (4) 609.2113, subdivision 3, clause (2), (3), (4), (5), or (6); or
14.4 (5) 609.2114, subdivision 1, paragraph (a), clause (2), (3), (4), (5), or (6); or subdivision
14.5 2, clause (2), (3), (4), (5), or (6),
14.6 must be until the commissioner determines that the person used an ignition interlock device
14.7 in compliance with section 171.306 for the period of time described in subdivision 8.

14.8 Subd. 7. **Driving while impaired; license cancellation and denial.** (a) The commissioner
14.9 must designate a person with two or more qualified prior impaired driving incidents as
14.10 inimical to public safety pursuant to section 171.04, subdivision 1, clause (10), if the person
14.11 is convicted of a violation of section:

14.12 (1) 169A.20, subdivision 1;
14.13 (2) 169A.20, subdivision 2;
14.14 (3) 609.2112, subdivision 1, paragraph (a), clause (2), (3), (4), (5), or (6);
14.15 (4) 609.2113, subdivision 1, clause (2), (3), (4), (5), or (6);
14.16 (5) 609.2113, subdivision 2, clause (2), (3), (4), (5), or (6);
14.17 (6) 609.2113, subdivision 3, clause (2), (3), (4), (5), or (6);
14.18 (7) 609.2114, subdivision 1, paragraph (a), clause (2), (3), (4), (5), or (6); or
14.19 (8) 609.2114, subdivision 2, clause (2), (3), (4), (5), or (6).

14.20 (b) The commissioner must cancel the person's driver's license pursuant to section 171.14
14.21 and must not issue the person a driver's license until the person complies with the provisions
14.22 of this section and establishes rehabilitation according to standards established by the
14.23 commissioner.

14.24 Subd. 8. **Ignition interlock periods; treatment; alcohol-related violations.** (a) Until
14.25 the commissioner reinstates a person's full driving privileges, the following persons must
14.26 not operate a motor vehicle, off-road recreational vehicle, or a motorboat unless the person
14.27 participates in the ignition interlock device program:

14.28 (1) a person whose license or permit to drive, or nonresident operating privilege, is
14.29 revoked as described in subdivision 3, 4, or 5, at a time when the person has one qualified
14.30 prior impaired driving incident within the past 20 years, or two or more qualified prior
14.31 impaired driving incidents; and

15.1 (2) a person whose license or permit to drive, or nonresident operating privilege, is
15.2 revoked as described in subdivision 6, at a time when the person has one qualified prior
15.3 impaired driving incident.

15.4 (b) The commissioner must not reinstate full driving privileges for a person described
15.5 in paragraph (a) until the person completes a licensed substance use disorder treatment or
15.6 rehabilitation program and participates in the ignition interlock device program in compliance
15.7 with section 171.306 for a period of not less than:

15.8 (1) two years if the commissioner revokes the person's license or permit to drive, or
15.9 nonresident operating privilege as described in:

15.10 (i) subdivision 3, 4, or 5 when the person has one qualified prior impaired driving incident
15.11 within the past 20 years; or

15.12 (ii) subdivision 6 when the violation resulted in bodily harm or substantial bodily harm
15.13 to another and the person has no qualified prior impaired driving incidents;

15.14 (2) five years if the commissioner revokes the person's license or permit to drive, or
15.15 nonresident operating privilege as described in subdivision 6 when the violation resulted
15.16 in bodily harm or substantial bodily harm to another and the person has one qualified prior
15.17 impaired driving incident;

15.18 (3) six years if the commissioner revokes the person's license or permit to drive, or
15.19 nonresident operating privilege as described in:

15.20 (i) subdivision 3, 4, or 5 when the person has two qualified prior impaired driving
15.21 incidents;

15.22 (ii) subdivision 6 when the violation resulted in great bodily harm to another and the
15.23 person has no qualified prior impaired driving incidents; or

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

15.26 (4) eight years if the commissioner revokes the person's license or permit to drive, or
15.27 nonresident operating privileges described in subdivision 6 when the violation resulted in:

15.28 (i) great bodily harm to another and the person has one qualified prior impaired driving
15.29 incident; or

15.30 (ii) bodily harm or substantial bodily harm to another and the person has two qualified
15.31 prior impaired driving incidents;

16.1 (5) ten years if the commissioner revokes the person's license or permit to drive, or
16.2 nonresident operating privileges described in:

16.3 (i) subdivision 6 when the violation resulted in great bodily harm to another and the
16.4 person has two or more qualified prior impaired driving incidents;

16.5 (ii) subdivision 3, 4, or 5 when the person has three or more qualified prior impaired
16.6 driving incidents; or

16.7 (iii) subdivision 6 when the violation resulted in bodily harm or substantial bodily harm
16.8 to another and the person has three or more qualified prior impaired driving incidents;

16.9 (6) 15 years if the commissioner revokes the person's license or permit to drive, or
16.10 nonresident operating privileges as described in subdivision 6 when the violation resulted
16.11 in death to another and the person has one qualified prior impaired driving incident; or

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

16.16 (c) The commissioner must establish standards allowing a person to submit proof that
16.17 the person completed a licensed substance use disorder treatment or rehabilitation program.
16.18 A person seeking reinstatement of full driving privileges must submit proof of completion
16.19 in the form and manner established by the commissioner.

16.20 (d) Nothing in this section prohibits the commissioner from extending the period of time
16.21 that a person must use an ignition interlock device pursuant to section 171.306, subdivision
16.22 5.

16.23 (e) If the commissioner learns that a person who is a participant in the ignition interlock
16.24 device program and who completed a licensed substance use disorder treatment or
16.25 rehabilitation program subsequently (1) registers a positive breath alcohol concentration of
16.26 0.02 or higher on an ignition interlock device, or (2) is convicted of, or adjudicated delinquent
16.27 for, an offense involving the use of alcohol that did not involve driving, operating, or being
16.28 in physical control of any motor vehicle, the commissioner must extend the time period that
16.29 the person must use an ignition interlock device until the participant demonstrates abstinence
16.30 for a period equal to the applicable period under paragraph (b). A person whose time period
16.31 is extended under this paragraph must be given credit for one-half of the amount of time
16.32 that the person participated in the ignition interlock device program before the violation.

17.1 (f) If a participant in the ignition interlock device program commits an act that results
17.2 in a license revocation as described in subdivision 3, 4, 5, or 6, the commissioner must
17.3 terminate the person from the ignition interlock device program. The person may reenter
17.4 the program but is not entitled to credit for time spent in the program before termination.
17.5 If the person reenters the program, the commissioner must not reinstate the person's full
17.6 driving privileges until the person participates in the ignition interlock device program in
17.7 compliance with section 171.306 for a period of not less than the longer of:

17.8 (1) the applicable period under paragraph (b) that applies to the new act; or

17.9 (2) the full period under paragraph (b) that was previously required to be completed,
17.10 including any extensions imposed pursuant to section 171.306, subdivision 5.

17.11 Sec. 14. Minnesota Statutes 2024, section 171.187, subdivision 3, is amended to read:

17.12 Subd. 3. **Credit.** If a person whose driver's license was suspended under subdivision 1
17.13 is later convicted of the underlying offense that resulted in the suspension and the
17.14 commissioner revokes the person's license, the commissioner shall credit the time accrued
17.15 under the suspension period toward the revocation period imposed under section ~~171.17,~~
17.16 ~~subdivision 4~~ 171.178, subdivision 6, or for violations of section:

17.17 (1) 609.20₅;

17.18 (2) 609.205₅, or;

17.19 (3) 609.2112, subdivision 1, paragraph (a), clause (1), (7), or (8);

17.20 (4) 609.2113, subdivision 1, clause (1), (7), or (8); subdivision 2, clause (1), (7), or (8);
17.21 or subdivision 3, clause (1), (7), or (8); or

17.22 (5) 609.2114, subdivision 1, paragraph (a), clause (1), (7), or (8), or subdivision 2, clause
17.23 (1), (7), or (8).

17.24 Sec. 15. Minnesota Statutes 2024, section 171.19, is amended to read:

17.25 **171.19 PETITION FOR COURT HEARING ON LICENSE REINSTATEMENT.**

17.26 Any person whose driver's license has been refused, revoked, suspended, canceled, or
17.27 disqualified by the commissioner, except where the license is revoked or disqualified under
17.28 section 169A.52, 171.177, or 171.186, or whose driver's license revocation, suspension, or
17.29 cancellation period has been extended by the commissioner based on a violation of the
17.30 ignition interlock program guidelines, may file a petition for a hearing in the matter in the
17.31 district court in the county wherein such person shall reside and, in the case of a nonresident,

18.1 in the district court in any county, and such court is hereby vested with jurisdiction, and it
18.2 shall be its duty, to set the matter for hearing upon 15 days' written notice to the
18.3 commissioner, and thereupon to take testimony and examine into the facts of the case to
18.4 determine whether the petitioner is entitled to a license or is subject to revocation, suspension,
18.5 cancellation, disqualification, or refusal of license, or whether the commissioner's extension
18.6 determination is valid or should be modified, and shall render judgment accordingly. The
18.7 petition for hearing must either be filed within 180 days of the effective date of the order
18.8 of revocation, suspension, cancellation, disqualification, or refusal to license, or of the date
18.9 on the commissioner's notice of extension, or be filed before expiration of the withdrawal
18.10 period, whichever occurs first. The petition shall be heard by the court without a jury and
18.11 may be heard in or out of term. The commissioner may appear in person, or by agents or
18.12 representatives, and may present evidence upon the hearing by affidavit personally, by
18.13 agents, or by representatives. The petitioner may present evidence by affidavit, except that
18.14 the petitioner must be present in person at such hearing for the purpose of cross-examination.
18.15 In the event the department shall be sustained in these proceedings, the petitioner shall have
18.16 no further right to make further petition to any court for the purpose of obtaining a driver's
18.17 license until after the expiration of one year after the date of such hearing.

18.18 Sec. 16. Minnesota Statutes 2024, section 171.24, subdivision 2, is amended to read:

18.19 Subd. 2. **Driving after revocation; ~~misdemeanor~~ penalties.** (a) A person is guilty of
18.20 a misdemeanor if:

18.21 (1) the person's driver's license or driving privilege has been revoked;

18.22 (2) the person has been given notice of or reasonably should know of the revocation;
18.23 and

18.24 (3) the person disobeys the order by operating in this state any motor vehicle, the
18.25 operation of which requires a driver's license, while the person's license or privilege is
18.26 revoked.

18.27 (b) A person who violates paragraph (a) is guilty of a gross misdemeanor if the person
18.28 is prohibited from operating a motor vehicle unless the person participates in the ignition
18.29 interlock device program.

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

19.1 Sec. 17. Minnesota Statutes 2024, section 171.306, subdivision 1, is amended to read:

19.2 Subdivision 1. **Definitions.** (a) ~~As used in~~ For purposes of this section, the terms in this
19.3 subdivision have the meanings given ~~them~~.

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

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

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

19.11 (1) revoked, canceled, or denied under section 169A.52; 169A.54; 171.04, subdivision
19.12 1, clause (10); 171.17, subdivision 1, paragraph (a), clause (9), for conviction of an offense
19.13 in another state that would be grounds for revocation in this state under section 169A.54,
19.14 subdivision 1; or 171.177; or

19.15 (2) revoked under section 171.17, subdivision 1, paragraph (a), clause (1), or suspended
19.16 under section 171.187, for a violation of section 609.2112, subdivision 1, paragraph (a),
19.17 clause (2), item (i) or (iv), (3), or (4); 609.2113, subdivision 1, clause (2), item (i) or (iii)
19.18 (iv), (3), or (4); subdivision 2, clause (2), item (i) or (iii) (iv), (3), or (4); or subdivision 3,
19.19 clause (2), item (i) or (iii) (iv), (3), or (4); or 609.2114, subdivision 1, paragraph (a), clause
19.20 (2), item (i) or (iv), (3), or (4); or subdivision 2, clause (2), item (i) or (iii) (iv), (3), or (4),
19.21 resulting in bodily harm, substantial bodily harm, or great bodily harm, or death.

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

19.24 Sec. 18. Minnesota Statutes 2024, section 171.306, subdivision 2, is amended to read:

19.25 Subd. 2. **Performance standards; certification; manufacturer and provider**
19.26 **requirements.** (a) The commissioner shall establish performance standards and a process
19.27 for certifying devices used in the ignition interlock program, except that the commissioner
19.28 may not establish standards that, directly or indirectly, require devices to use or enable
19.29 location tracking capabilities without a court order.

19.30 (b) The manufacturer of a device must apply annually for certification of the device by
19.31 submitting the form prescribed by the commissioner. The commissioner shall require
19.32 manufacturers of certified devices to:

(1) provide device installation, servicing, and monitoring to indigent program participants at a discounted rate, according to the standards established by the commissioner;

(2) include in an ignition interlock device contract a provision that a program participant who voluntarily terminates participation in the program or voluntarily withdraws from the program is only liable for servicing and monitoring costs incurred during the time the device is installed on the motor vehicle, regardless of whether the term of the contract has expired; and

(3) include in an ignition interlock device contract a provision that requires manufacturers of certified devices to pay any towing or repair costs caused by device failure or malfunction, or by damage caused during device installation, servicing, or monitoring.

(c) The manufacturer of a certified device must include with an ignition interlock device contract a separate notice to the program participant regarding any location tracking capabilities of the device.

Sec. 19. Minnesota Statutes 2024, section 171.306, subdivision 4, is amended to read:

Subd. 4. **Issuance of restricted license.** (a) The commissioner shall issue a class D driver's license, subject to the applicable limitations and restrictions of this section, to a program participant who meets the requirements of this section and the program guidelines. Notwithstanding any law to the contrary, the commissioner must not require a program participant to pay the reinstatement fee and surcharge described in section 171.29, subdivision 2, before issuing a restricted license under this section. A program participant is not eligible for full reinstatement of driving privileges until the person pays the full reinstatement fee and surcharge. The commissioner shall not issue a license unless the program participant has provided satisfactory proof that:

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

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

(b) A license issued under authority of this section must contain a restriction prohibiting the program participant from driving, operating, or being in physical control of any motor

21.1 vehicle not equipped with a functioning ignition interlock device certified by the
21.2 commissioner. A participant may drive an employer-owned vehicle not equipped with an
21.3 interlock device while in the normal course and scope of employment duties pursuant to
21.4 the program guidelines established by the commissioner and with the employer's written
21.5 consent.

21.6 (c) A program participant ~~whose~~ may apply for conditional reinstatement of the driver's
21.7 license, subject to the ignition interlock restriction, if the program participant's driver's
21.8 license has been was:

21.9 (1) revoked, canceled, or denied under section:

21.10 (i) 169A.52, subdivision 3, paragraph (a), ~~clause (1), (2), or (3)~~, or subdivision 4,
21.11 paragraph (a), ~~clause (1), (2), or (3)~~;

21.12 (ii) 169A.54, subdivision 1, ~~clause (1), (2), (3), or (4)~~; ~~or~~

21.13 (iii) 171.17, subdivision 1, paragraph (a), clause (9), for conviction of an offense in
21.14 another state that would be grounds for revocation in this state under section 169A.54,
21.15 subdivision 1; or

21.16 (iv) 171.177, subdivision 4, paragraph (a), ~~clause (1), (2), or (3)~~, or subdivision 5,
21.17 paragraph (a), ~~clause (1), (2), or (3)~~; ~~or~~

21.18 (2) revoked under section 171.17, subdivision 1, paragraph (a), clause (1), for a violation
21.19 of section:

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

21.21 (ii) 609.2113, subdivision 1, clause (2), item (i) or (iv), (3), or (4); subdivision 2, clause
21.22 (2), item (i) or (iv), (3), or (4); or subdivision 3, clause (2), item (i) or (iv), (3), or (4); or

21.23 (iii) 609.2114, subdivision 1, paragraph (a), clause (2), item (i) or (iv), (3), or (4); or
21.24 subdivision 2, clause (2), item (i) or (iv), (3), or (4); or

21.25 (3) suspended under section 171.187, for a violation of section:

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

21.27 (ii) 609.2113, subdivision 1, clause (2), item (i) or ~~(iii)~~ (iv), (3), or (4); subdivision 2,
21.28 clause (2), item (i) or ~~(iii)~~ (iv), (3), or (4); or subdivision 3, clause (2), item (i) or ~~(iii)~~ (iv),
21.29 (3), or (4); or

21.30 (iii) 609.2114, subdivision 1, paragraph (a), clause (2), item (i) or (iv), (3), or (4); or

21.31 subdivision 2, clause (2), item (i) or ~~(iii)~~ (iv), (3), or (4), resulting in bodily harm, substantial

22.1 ~~bodily harm, or great bodily harm, where the participant has fewer than two qualified prior~~
22.2 ~~impaired driving incidents within the past ten years or fewer than three qualified prior~~
22.3 ~~impaired driving incidents ever; may apply for conditional reinstatement of the driver's~~
22.4 ~~license, subject to the ignition interlock restriction.~~

22.5 (d) ~~A program participant whose driver's license has been: (1) revoked, canceled, or~~
22.6 ~~denied under section 169A.52, subdivision 3, paragraph (a), clause (4), (5), or (6), or~~
22.7 ~~subdivision 4, paragraph (a), clause (4), (5), or (6); 169A.54, subdivision 1, clause (5), (6),~~
22.8 ~~or (7); or 171.177, subdivision 4, paragraph (a), clause (4), (5), or (6), or subdivision 5,~~
22.9 ~~paragraph (a), clause (4), (5), or (6); or (2) revoked under section 171.17, subdivision 1,~~
22.10 ~~paragraph (a), clause (1), or suspended under section 171.187, for a violation of section~~
22.11 ~~609.2113, subdivision 1, clause (2), item (i) or (iii), (3), or (4); subdivision 2, clause (2),~~
22.12 ~~item (i) or (iii), (3), or (4); or subdivision 3, clause (2), item (i) or (iii), (3), or (4); or~~
22.13 ~~609.2114, subdivision 2, clause (2), item (i) or (iii), (3), or (4), resulting in bodily harm,~~
22.14 ~~substantial bodily harm, or great bodily harm, where the participant has two or more qualified~~
22.15 ~~prior impaired driving incidents within the past ten years or three or more qualified prior~~
22.16 ~~impaired driving incidents ever; may apply for conditional reinstatement of the driver's~~
22.17 ~~license, subject to the ignition interlock restriction, if the program participant is enrolled in~~
22.18 ~~a licensed substance use disorder treatment or rehabilitation program as recommended in~~
22.19 ~~a chemical use assessment. As a prerequisite to eligibility for eventual reinstatement of full~~
22.20 ~~driving privileges, a participant who either had one qualified prior impaired driving incident~~
22.21 ~~within the past 20 years, or two or more qualified prior impaired driving incidents when~~
22.22 ~~the person's driver's license was revoked, canceled, or denied under the conditions described~~
22.23 ~~in paragraph (c), clause (1), or whose driver's license was revoked or suspended under the~~
22.24 ~~conditions described in paragraph (c), clause (2) or (3), and whose chemical use assessment~~
22.25 ~~recommended treatment or rehabilitation shall complete a licensed substance use disorder~~
22.26 ~~treatment or rehabilitation program. If the program participant's ignition interlock device~~
22.27 ~~subsequently registers a positive breath alcohol concentration of 0.02 or higher, the~~
22.28 ~~commissioner shall extend the time period that the participant must participate in the program~~
22.29 ~~until the participant has reached the required abstinence period described in section 169A.55,~~
22.30 ~~subdivision 4 171.178, subdivision 8.~~

22.31 (e) Notwithstanding any statute or rule to the contrary, the commissioner has authority
22.32 to determine when a program participant is eligible for restoration of full driving privileges,
22.33 except that the commissioner shall not reinstate full driving privileges until the program
22.34 participant has met all applicable prerequisites for reinstatement under ~~section~~ sections

23.1 169A.55 and 171.178 and until the program participant's device has registered no positive
23.2 breath alcohol concentrations of 0.02 or higher during the preceding 90 days.

23.3 Sec. 20. Minnesota Statutes 2024, section 171.306, subdivision 5, is amended to read:

23.4 Subd. 5. **Penalties; program violations.** (a) If a program participant tampers with,
23.5 circumvents, or bypasses a device; drives, operates, or exercises physical control over a
23.6 motor vehicle not equipped with a device certified by the commissioner; violates a condition
23.7 of a license conditionally reinstated under subdivision 4 and section 171.30; or violates the
23.8 program guidelines of subdivision 3, the commissioner shall extend the person's revocation
23.9 period and the period of time that a person must use an ignition interlock device under
23.10 section ~~169A.52, 169A.54, or 171.177~~ 171.178 by:

23.11 (1) 180 days for a first violation;

23.12 (2) one year for a second violation; or

23.13 (3) 545 days for a third and each subsequent violation.

23.14 (b) Notwithstanding paragraph (a), the commissioner may terminate participation in the
23.15 program by any person when, in the commissioner's judgment, termination is necessary to
23.16 the interests of public safety and welfare. In the event of termination, the commissioner
23.17 shall not reduce the applicable revocation period under section ~~169A.52, 169A.54, or 171.177~~
23.18 171.178 by the amount of time during which the person possessed a limited or restricted
23.19 driver's license issued under the authority of subdivision 4.

23.20 Sec. 21. Minnesota Statutes 2024, section 171.306, subdivision 6, is amended to read:

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

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

23.30 (c) A person with a license issued under this section who operates a motor vehicle that
23.31 is not equipped with a functioning ignition interlock device certified by the commissioner
23.32 is subject to the penalty described in section 171.09, subdivision 1, paragraph (g).

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

24.3 Sec. 22. Minnesota Statutes 2024, section 171.306, is amended by adding a subdivision
24.4 to read:

24.5 Subd. 10. **Termination from program; reentry.** (a) If a program participant's license
24.6 is withdrawn for an act or condition that does not involve the use of alcohol during the
24.7 participant's time on the ignition interlock device program, the person is prohibited from
24.8 driving, operating, or being in physical control of a motor vehicle. The person can continue
24.9 to receive credit for time in the ignition interlock device program if the person ensures that
24.10 the ignition interlock device is serviced and calibrated and the person continues to meet all
24.11 program requirements. If the person voluntarily withdraws from the ignition interlock device
24.12 program, the commissioner shall credit the person with the time spent in the program if the
24.13 person reenters the program.

24.14 (b) If a program participant commits an act involving the use of alcohol that results in
24.15 revocation of the person's license, the commissioner must terminate the person from the
24.16 ignition interlock device program. The person may reenter the program as described in
24.17 section 171.178, subdivision 8, paragraph (f).

24.18 Sec. 23. **DRIVER'S LICENSE REVOCATION AND IGNITION INTERLOCK**
24.19 **REQUIREMENTS; APPROPRIATION.**

24.20 \$382,000 in fiscal year 2026 and \$382,000 in fiscal year 2027 are appropriated from the
24.21 driver and vehicle services operating account under Minnesota Statutes, section 299A.705,
24.22 to the commissioner of public safety for staffing and other expenses related to an increase
24.23 in the length of time individuals are participants in the ignition interlock program. If this
24.24 appropriation is enacted more than once during the 2025 regular legislative session, the
24.25 appropriation must be given effect only once.

24.26 Sec. 24. **REPEALER.**

24.27 Minnesota Statutes 2024, sections 169A.54, subdivisions 2, 3, and 4; 169A.55,
24.28 subdivisions 4 and 5; and 171.17, subdivision 4, are repealed.

169A.54 DWI CONVICTIONS, ADJUDICATIONS; ADMINISTRATIVE PENALTIES.

Subd. 2. **Driving while impaired by person under age 21.** If the person convicted of violating section 169A.20 (driving while impaired) is under the age of 21 years at the time of the violation, the commissioner shall revoke the offender's driver's license or operating privileges for a period of not less than 180 days or for the appropriate period of time under subdivision 1, clauses (1) to (6), for the offense committed, whichever is the longer period.

Subd. 3. **Juvenile adjudications.** For purposes of this section, a juvenile adjudication under section 169A.20 (driving while impaired), an ordinance in conformity with it, or a statute or ordinance from another state in conformity with it is an offense.

Subd. 4. **Violations involving personal injury.** Whenever department records show that the violation involved personal injury or death to any person, at least 90 additional days must be added to the base periods provided in subdivisions 1 to 3.

169A.55 LICENSE REVOCATION TERMINATION; LICENSE REINSTATEMENT.

Subd. 4. **Reinstatement of driving privileges; multiple incidents.** (a) A person whose driver's license has been revoked as a result of an offense listed under clause (2) shall not be eligible for reinstatement of driving privileges without an ignition interlock restriction until the commissioner certifies that either:

(1) the person did not own or lease a vehicle at the time of the offense or at any time between the time of the offense and the driver's request for reinstatement, or commit a violation of chapter 169, 169A, or 171 between the time of the offense and the driver's request for reinstatement or at the time of the arrest for the offense listed under clause (2), item (i), subitem (A) or (B), or (ii), subitem (A) or (B), as based on:

(i) a request by the person for reinstatement, on a form to be provided by the Department of Public Safety;

(ii) the person's attestation under penalty of perjury; and

(iii) the submission by the driver of certified copies of vehicle registration records and driving records for the period from the arrest until the driver seeks reinstatement of driving privileges; or

(2) the person used the ignition interlock device and complied with section 171.306 for a period of not less than:

(i) one year, for a person whose driver's license was revoked for:

(A) an offense occurring within ten years of a qualified prior impaired driving incident; or

(B) an offense occurring after two qualified prior impaired driving incidents; or

(ii) two years, for a person whose driver's license was revoked for:

(A) an offense occurring under item (i), subitem (A) or (B), and the test results indicated an alcohol concentration of twice the legal limit or more; or

(B) an offense occurring under item (i), subitem (A) or (B), and the current offense is for a violation of section 169A.20, subdivision 2.

(b) A person whose driver's license has been canceled or denied as a result of three or more qualified impaired driving incidents shall not be eligible for reinstatement of driving privileges without an ignition interlock restriction until the person:

(1) has completed rehabilitation according to rules adopted by the commissioner or been granted a variance from the rules by the commissioner; and

(2) has submitted verification of abstinence from alcohol and controlled substances under paragraph (c), as evidenced by the person's use of an ignition interlock device or other chemical monitoring device approved by the commissioner.

(c) The verification of abstinence must show that the person has abstained from the use of alcohol and controlled substances for a period of not less than:

(1) three years, for a person whose driver's license was canceled or denied for an offense occurring within ten years of the first of two qualified prior impaired driving incidents, or occurring after three qualified prior impaired driving incidents;

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(2) four years, for a person whose driver's license was canceled or denied for an offense occurring within ten years of the first of three qualified prior impaired driving incidents; or

(3) six years, for a person whose driver's license was canceled or denied for an offense occurring after four or more qualified prior impaired driving incidents.

Subd. 5. Reinstatement of driving privileges; certain criminal vehicular operation offenses. A person whose driver's license has been revoked under section 171.17, subdivision 1, paragraph (a), clause (1) (revocation, criminal vehicular operation), or suspended under section 171.187 (suspension, criminal vehicular operation), for a violation of section 609.2113, subdivision 1, clause (2), item (i) or (iii), (3), or (4), subdivision 2, clause (2), item (i) or (iii), (3), or (4), or subdivision 3, clause (2), item (i) or (iii), (3), or (4); or section 609.2114, subdivision 2, clause (2), item (i) or (iii) (criminal vehicular operation, alcohol-related provisions), resulting in bodily harm, substantial bodily harm, or great bodily harm, shall not be eligible for reinstatement of driving privileges until the person has submitted to the commissioner verification of the use of ignition interlock for the applicable time period specified in those sections. To be eligible for reinstatement under this subdivision, a person shall utilize an ignition interlock device that meets the performance standards and certification requirements under subdivision 4, paragraph (c).

171.17 REVOCATION.

Subd. 4. Criminal vehicular operation; revocation periods. (a) As used in this subdivision, "qualified prior impaired driving incident" has the meaning given in section 169A.03, subdivision 22.

(b) Upon receiving a record of a conviction for a violation of section 609.2112, subdivision 1, paragraph (a), clause (2), (3), (4), (5), or (6); 609.2113, subdivision 1, clause (2), (3), (4), (5), or (6); subdivision 2, clause (2), (3), (4), (5), or (6); or subdivision 3, clause (2), (3), (4), (5), or (6); or 609.2114, subdivision 1, paragraph (a), clause (2), (3), (4), (5), or (6), or subdivision 2, clause (2), (3), (4), (5), or (6); the commissioner shall revoke the driver's license or driving privileges of a person as follows:

(1) not less than ten years if the violation resulted in great bodily harm or death to another and the person has two or more qualified prior impaired driving incidents within the past ten years or three or more qualified prior impaired driving incidents, and with denial under section 171.04, subdivision 1, clause (10), until rehabilitation is established according to standards established by the commissioner;

(2) not less than eight years if the violation resulted in great bodily harm or death to another and the person has a qualified prior impaired driving incident within the past ten years;

(3) not less than six years if the violation resulted in great bodily harm or death to another;

(4) not less than six years if the violation resulted in bodily harm or substantial bodily harm to another and the person has two or more qualified prior impaired driving incidents within the past ten years or three or more qualified prior impaired driving incidents, and with denial under section 171.04, subdivision 1, clause (10), until rehabilitation is established according to standards established by the commissioner;

(5) not less than four years if the violation resulted in bodily harm or substantial bodily harm to another and the person has a qualified prior impaired driving incident within the past ten years; or

(6) not less than two years if the violation resulted in bodily harm or substantial bodily harm to another.

(c) Section 169A.09 applies when determining the number of qualified prior impaired driving incidents under this subdivision.