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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. 1002

02/11/2019 Authored by Pinto The bill was read for the first time and referred to the Public Safety and Criminal Justice Reform Finance and Policy Division

1.1 A bill for an act
1.2 relating to driving while impaired; providing that DWI offenders are not required
1.3 to take a specified examination as a condition of driver's license reinstatement;
1.4 amending Minnesota Statutes 2018, sections 169A.55, subdivision 2; 171.29,
1.5 subdivision 1.

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

1.7 Section 1. Minnesota Statutes 2018, section 169A.55, subdivision 2, is amended to read:

1.8 Subd. 2. Reinstatement of driving privileges; notice. Upon expiration of a period of
1.9 revocation under section 169A.52 (license revocation for test failure or refusal), 169A.54
1.10 (impaired driving convictions and adjudications; administrative penalties), or 171.177
1.11 (revocation; search warrant), the commissioner shall notify the person of the terms upon
1.12 which driving privileges can be reinstated, and new registration plates issued, which terms
1.13 are: (1) successful completion of an examination and proof of compliance with any terms
1.14 of alcohol treatment or counseling previously prescribed, if any; and (2) any other
1.15 requirements imposed by the commissioner and applicable to that particular case. The
1.16 commissioner shall notify the owner of a motor vehicle subject to an impoundment order
1.17 under section 169A.60 (administrative impoundment of plates) as a result of the violation
1.18 of the procedures for obtaining new registration plates, if the owner is not the violator. The
1.19 commissioner shall also notify the person that if driving is resumed without reinstatement
1.20 of driving privileges or without valid registration plates and registration certificate, the
1.21 person will be subject to criminal penalties.

2.1 Sec. 2. Minnesota Statutes 2018, section 171.29, subdivision 1, is amended to read:

2.2 Subdivision 1. **Examination required.** (a) No person whose driver's license has been  
2.3 revoked by reason of conviction, plea of guilty, or forfeiture of bail not vacated, under  
2.4 section 169.791, 169.797, 171.17, or 171.172, or revoked under section 169.792, ~~169A.52,~~  
2.5 or 171.177 shall be issued another license unless and until that person shall have successfully  
2.6 passed an examination as required by the commissioner of public safety. This subdivision  
2.7 does not apply to an applicant for early reinstatement under section 169.792, subdivision  
2.8 7a.

2.9 (b) The requirement to successfully pass the examination described in paragraph (a)  
2.10 does not apply to a person whose driver's license has been revoked because of an impaired  
2.11 driving offense.