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State of Minnesota  
**HOUSE OF REPRESENTATIVES**  
NINETIETH SESSION

**H. F. No. 4513**

05/16/2018 Authored by McDonald  
The bill was read for the first time and referred to the Committee on Public Safety and Security Policy and Finance

1.1 A bill for an act  
1.2 relating to public safety; expanding motor vehicle plate impoundment violation  
1.3 to include registered predatory offenders; amending Minnesota Statutes 2016,  
1.4 section 243.166, by adding a subdivision; Minnesota Statutes 2017 Supplement,  
1.5 sections 169A.60, subdivision 1; 609B.235, subdivision 2.

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

1.7 Section 1. Minnesota Statutes 2017 Supplement, section 169A.60, subdivision 1, is  
1.8 amended to read:

1.9 Subdivision 1. **Definitions.** (a) As used in this section, the following terms have the  
1.10 meanings given in this subdivision.

1.11 (b) "Family or household member" has the meaning given in section 169A.63, subdivision  
1.12 1.

1.13 (c) "Motor vehicle" means a self-propelled motor vehicle other than a motorboat in  
1.14 operation or an off-road recreational vehicle.

1.15 (d) "Plate impoundment violation" includes:

1.16 (1) a violation of section 169A.20 (driving while impaired), 169A.52 (license revocation  
1.17 for test failure or refusal), or 171.177 (revocation; search warrant), or an ordinance from  
1.18 this state or a statute or ordinance from another state in conformity with any of those sections,  
1.19 that results in the revocation of a person's driver's license or driving privileges, within ten  
1.20 years of a qualified prior impaired driving incident;

1.21 (2) a license disqualification under section 171.165 (commercial driver's license  
1.22 disqualification) resulting from a violation of section 169A.52 or 171.177 within ten years  
1.23 of a qualified prior impaired driving incident;

2.1 (3) a violation of section 169A.20, 169A.52, or 171.177 while having an alcohol  
 2.2 concentration of twice the legal limit or more as measured at the time, or within two hours  
 2.3 of the time, of the offense;

2.4 (4) a violation of section 169A.20, 169A.52, or 171.177 while having a child under the  
 2.5 age of 16 in the vehicle if the child is more than 36 months younger than the offender; ~~or~~

2.6 (5) a violation of section 171.24 (driving without valid license) by a person whose driver's  
 2.7 license or driving privileges have been canceled or denied under section 171.04, subdivision  
 2.8 1, clause (10) (persons not eligible for driver's license, inimical to public safety); or

2.9 (6) an order to register under section 243.166, subdivision 1b, resulting from a violation  
 2.10 listed in that subdivision.

2.11 (e) "Violator" means a person who was driving, operating, or in physical control of the  
 2.12 motor vehicle when the plate impoundment violation occurred, except that for a violation  
 2.13 under paragraph (d), clause (6), "violator" means a person required to register under section  
 2.14 243.166, subdivision 1b.

2.15 Sec. 2. Minnesota Statutes 2016, section 243.166, is amended by adding a subdivision to  
 2.16 read:

2.17 Subd. 1c. **Plate impoundment.** A person required to register under this section must be  
 2.18 charged with a plate impoundment under section 169A.60, and, if the person required to  
 2.19 register applies for new registration plates, the commissioner of public safety must issue  
 2.20 special registration plates under section 169A.60, subdivision 13.

2.21 Sec. 3. Minnesota Statutes 2017 Supplement, section 609B.235, subdivision 2, is amended  
 2.22 to read:

2.23 Subd. 2. **Plate impoundment.** When a person is arrested for or charged with a plate  
 2.24 impoundment violation, the commissioner of public safety may issue an impoundment  
 2.25 order. Under section 169A.60, subdivision 1, paragraph (d), "plate impoundment violation"  
 2.26 includes:

2.27 (1) a violation of section 169A.20, 169A.52, or 171.177 resulting in revocation of a  
 2.28 person's driver's license within ten years of a qualified prior impaired driving incident;

2.29 (2) a license disqualification under section 171.165 resulting from violation of section  
 2.30 169A.52 or 171.177 within ten years of a qualified prior impaired driving incident;

3.1 (3) a violation of section 169A.20, 169A.52, or 171.177 while having an alcohol  
3.2 concentration of 0.20 percent or more measured at the time or within two hours of the time  
3.3 of offense;

3.4 (4) a violation of section 169A.20, 169A.52, or 171.177 while having a child under the  
3.5 age of 16 in the vehicle if the child is more than 36 months younger than the offender; ~~or~~

3.6 (5) a violation of section 171.241 by a person whose driver's license has been canceled  
3.7 under section 171.04, subdivision 1, clause (10), inimical to public safety; or

3.8 (6) an order to register as a predatory offender under section 243.166, subdivision 1b,  
3.9 resulting from a violation listed in that subdivision.