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State of Minnesota  
HOUSE OF REPRESENTATIVES

EIGHTY-NINTH SESSION

H. F. No. 965

02/16/2015 Authored by Hertaus

The bill was read for the first time and referred to the Committee on Public Safety and Crime Prevention Policy and Finance

1.1 A bill for an act  
1.2 relating to public safety; requiring the disclosure of preliminary screening test  
1.3 results under certain circumstances in DWI proceedings; amending Minnesota  
1.4 Statutes 2014, section 169A.41, by adding a subdivision.

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

1.6 Section 1. Minnesota Statutes 2014, section 169A.41, is amended by adding a  
1.7 subdivision to read:

1.8 Subd. 5. Disclosure of test results. (a) Upon the request of the driver or the driver's  
1.9 counsel, the results of a preliminary screening test must be disclosed to the requestor  
1.10 immediately by the peace officer who administered the test.

1.11 (b) A test result recorded in a digital or numerical manner must be disclosed in the  
1.12 same digital or numerical manner.

1.13 (c) If a peace officer does not comply with this subdivision, the test result may not  
1.14 be used in any proceeding under section 169A.53 or listed in subdivision 2.

1.15 EFFECTIVE DATE. This section is effective August 1, 2015, and applies to  
1.16 preliminary screening tests administered on or after that date.