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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETIETH SESSION

H. F. No. 2856

02/20/2018 Authored by Johnson, B., 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 the list of prior offenses that support a
1.3 conviction of first-degree driving while impaired; amending Minnesota Statutes
1.4 2016, section 169A.24, subdivision 1.

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

1.6 Section 1. Minnesota Statutes 2016, section 169A.24, subdivision 1, is amended to read:

1.7 Subdivision 1. Degree described. A person who violates section 169A.20 (driving while
1.8 impaired) is guilty of first-degree driving while impaired if the person:

1.9 (1) commits the violation within ten years of the first of three or more qualified prior
1.10 impaired driving incidents;

1.11 (2) has previously been convicted of a felony under this section; or

1.12 (3) has previously been convicted of a felony under:

1.13 (i) Minnesota Statutes 2012, section 609.21 (criminal vehicular homicide and injury,
1.14 substance-related offenses), subdivision 1, clauses (2) to (6);

1.15 (ii) Minnesota Statutes 2006, section 609.21 (criminal vehicular homicide and injury,
1.16 substance-related offenses), subdivision 1, clauses (2) to (6); subdivision 2, clauses (2) to
1.17 (6); subdivision 2a, clauses (2) to (6); subdivision 3, clauses (2) to (6); or subdivision 4,
1.18 clauses (2) to (6); or

1.19 (iii) section 609.2112, subdivision 1, clauses (2) to (6); 609.2113, subdivision 1, clauses
1.20 (2) to (6), subdivision 2, clauses (2) to (6), or subdivision 3, clauses (2) to (6); or 609.2114,
1.21 subdivision 1, clauses (2) to (6), or subdivision 2, clauses (2) to (6); or

2.1 (iv) a statute from this state or another state in conformity with any provision listed in  
2.2 clause (i), (ii), or (iii).

2.3 **EFFECTIVE DATE.** This section is effective August 1, 2018, and applies to violations  
2.4 committed on or after that date.