

SENATE
STATE OF MINNESOTA
NINETIETH SESSION

S.F. No. 817

(SENATE AUTHORS: LIMMER, Hall and Latz)

DATE	D-PG	OFFICIAL STATUS
02/09/2017	557	Introduction and first reading
		Referred to Judiciary and Public Safety Finance and Policy
03/16/2017	1545	Author added Hall
03/20/2017	1567a	Comm report: To pass as amended
	1575	Second reading
03/23/2017	1940	Author added Latz
	6107	Rule 47, returned to Judiciary and Public Safety Finance and Policy
03/01/2018	6219a	Comm report: To pass as amended
	6222	Second reading

1.1 A bill for an act

1.2 relating to data practices; classifying certain data related to small business

1.3 certification programs; specifying surveillance technology data requirements;

1.4 prohibiting the application of the DWI Forfeiture Law to motor vehicles operated

1.5 by persons who enter the ignition interlock program; amending ignition interlock

1.6 performance standards; amending Minnesota Statutes 2016, sections 13.591, by

1.7 adding a subdivision; 13.82, subdivision 31; 169A.63, by adding a subdivision.

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

1.9 Section 1. Minnesota Statutes 2016, section 13.591, is amended by adding a subdivision

1.10 to read:

1.11 Subd. 2a. **Small business certification program data.** Subdivisions 1 and 2 apply to

1.12 financial information about a business submitted to a government entity as part of the

1.13 business' application for certification as a small, small minority-owned, small woman-owned,

1.14 or veteran-owned business, or for certification under sections 16C.16 to 16C.21.

1.15 Sec. 2. Minnesota Statutes 2016, section 13.82, subdivision 31, is amended to read:

1.16 Subd. 31. **Use of surveillance technology.** Notwithstanding subdivision 25 and section

1.17 13.37, subdivision 2, the existence and description of the types and capabilities of all

1.18 technology maintained by a law enforcement agency that may be used to electronically

1.19 capture an audio, video, photographic, or other record of the activities of the general public,

1.20 or of an individual or group of individuals, for purposes of conducting an investigation,

1.21 responding to an incident or request for service, monitoring or maintaining public order and

1.22 safety, or engaging in any other law enforcement function authorized by law is public data.

2.1 Sec. 3. Minnesota Statutes 2016, section 169A.63, is amended by adding a subdivision to
2.2 read:

2.3 Subd. 13. **Exception.** (a) This section does not apply if the driver who committed the
2.4 designated offense or whose conduct resulted in the designated license revocation becomes
2.5 a program participant in the ignition interlock program under section 171.306 within 60
2.6 days following service of the Notice of Seizure and Intent to Forfeit under this section.

2.7 (b) Notwithstanding paragraph (a), if the program participant described in paragraph (a)
2.8 subsequently operates the motor vehicle to commit a designated offense or in a manner that
2.9 results in a designated license revocation, the vehicle must be seized and summarily forfeited.

2.10 (c) Paragraph (b) applies only if the described subsequent vehicle operation occurs before
2.11 the participant has been restored to full driving privileges or within three years of the original
2.12 designated offense or designated license revocation, whichever occurs latest.

2.13 (d) The driver who becomes a participant in the ignition interlock device program may
2.14 only utilize the process in this subdivision if the device is installed at the site of storage of
2.15 the vehicle or another site approved by the appropriate agency. The appropriate agency or
2.16 other party controlling access to the storage location of a motor vehicle subject to forfeiture
2.17 under this section shall allow an ignition interlock provider access to the vehicle to install
2.18 an ignition interlock device upon satisfactory evidence that the driver seeks return of the
2.19 vehicle under the provisions of this subdivision and section 171.306, and agrees to comply
2.20 with these provisions. The provider must certify to the appropriate agency that the device
2.21 has been successfully installed.

2.22 (e) Nothing in this subdivision precludes the appropriate agency or an impound lot from
2.23 requiring the person seeking release of a motor vehicle under this subdivision to pay the
2.24 costs of the vehicle's seizure, tow, and storage costs before release.

2.25 **EFFECTIVE DATE.** This section is effective August 1, 2018.