

1.1 ..... moves to amend H.F. No. 3726, the first engrossment, as follows:

1.2 Page 2, lines 22 to 24, strike the old language and delete the new language

1.3 Page 3, after line 11, insert:

1.4 "Sec. 3. Minnesota Statutes 2017 Supplement, section 171.30, subdivision 1, is amended  
1.5 to read:

1.6 Subdivision 1. **Conditions of issuance.** (a) The commissioner may issue a limited license  
1.7 to the driver under the conditions in paragraph (b) in any case where a person's license has  
1.8 been:

1.9 (1) suspended under section 171.18, 171.173, 171.186, or 171.187;

1.10 (2) revoked, canceled, or denied under section:

1.11 (i) 169.792;

1.12 (ii) 169.797;

1.13 (iii) 169A.52:

1.14 (A) subdivision 3, paragraph (a), clause (1) or (2);

1.15 (B) subdivision 3, paragraph (a), clause (3), for a violation of section 169A.20,  
1.16 subdivision 1, clause (2), (3), (4), or (7);

1.17 (C) subdivision 3, paragraph (a), clause (4), (5), or (6), for a violation of section 169A.20,  
1.18 subdivision 1, clause (1), (5), or (6), and if in compliance with section 171.306;

1.19 (D) subdivision 3, paragraph (a), clause (4), (5), or (6), for a violation of section 169A.20,  
1.20 subdivision 1, clause (2), (3), (4), or (7);

1.21 ~~(C)~~ (E) subdivision 4, paragraph (a), clause (1) or (2), if the test results indicate an  
1.22 alcohol concentration of less than twice the legal limit;

- 2.1 (F) subdivision 4, paragraph (a), clause (3), for a violation of section 169A.20, subdivision  
 2.2 1, clause (2), (3), (4), or (7);
- 2.3 ~~(D)~~ (G) subdivision 4, paragraph (a), clause (4), (5), or (6), for a violation of section  
 2.4 169A.20, subdivision 1, clause (1), (5), or (6), and if in compliance with section 171.306;
- 2.5 (H) subdivision 4, paragraph (a), clause (4), (5), or (6), for a violation of section 169A.20,  
 2.6 subdivision 1, clause (2), (3), (4), or (7); or
- 2.7 (iv) 171.17; or
- 2.8 (v) 171.172;
- 2.9 (3) revoked, canceled, or denied under section 169A.54:
- 2.10 (i) subdivision 1, clause (1), if the test results indicate an alcohol concentration of less  
 2.11 than twice the legal limit;
- 2.12 (ii) subdivision 1, clause (2);
- 2.13 (iii) subdivision 1, clause (3) or (4), for a violation of section 169A.20, subdivision 1,  
 2.14 clause (2), (3), (4), or (7);
- 2.15 (iv) subdivision 1, clause (5), (6), or (7), for a violation of section 169A.20, subdivision  
 2.16 1, clause (1), (5), or (6), and if in compliance with section 171.306; or
- 2.17 (v) subdivision 1, clause (5), (6), or (7), for a violation of section 169A.20, subdivision  
 2.18 1, clause (2), (3), (4), or (7); or
- 2.19 ~~(iv)~~ (vi) subdivision 2, if the person does not have a qualified prior impaired driving  
 2.20 incident as defined in section 169A.03, subdivision 22, on the person's record, and the test  
 2.21 results indicate an alcohol concentration of less than twice the legal limit; or
- 2.22 (4) revoked, canceled, or denied under section 171.177:
- 2.23 (i) subdivision 4, paragraph (a), clause (1) or (2);
- 2.24 (ii) subdivision 4, paragraph (a), clause (4), (5), or (6), if in compliance with section  
 2.25 171.306;
- 2.26 (iii) subdivision 5, paragraph (a), clause (1) or (2), if the test results indicate an alcohol  
 2.27 concentration of less than twice the legal limit; or
- 2.28 (iv) subdivision 5, paragraph (a), clause (4), (5), or (6), if in compliance with section  
 2.29 171.306.
- 2.30 (b) The following conditions for a limited license under paragraph (a) include:

3.1 (1) if the driver's livelihood or attendance at a chemical dependency treatment or  
3.2 counseling program depends upon the use of the driver's license;

3.3 (2) if the use of a driver's license by a homemaker is necessary to prevent the substantial  
3.4 disruption of the education, medical, or nutritional needs of the family of the homemaker;  
3.5 or

3.6 (3) if attendance at a postsecondary institution of education by an enrolled student of  
3.7 that institution depends upon the use of the driver's license.

3.8 (c) The commissioner in issuing a limited license may impose such conditions and  
3.9 limitations as in the commissioner's judgment are necessary to the interests of the public  
3.10 safety and welfare including reexamination as to the driver's qualifications. The license may  
3.11 be limited to the operation of particular vehicles, to particular classes and times of operation,  
3.12 and to particular conditions of traffic. The commissioner may require that an applicant for  
3.13 a limited license affirmatively demonstrate that use of public transportation or carpooling  
3.14 as an alternative to a limited license would be a significant hardship.

3.15 (d) For purposes of this subdivision:

3.16 (1) "homemaker" refers to the person primarily performing the domestic tasks in a  
3.17 household of residents consisting of at least the person and the person's dependent child or  
3.18 other dependents; and

3.19 (2) "twice the legal limit" means an alcohol concentration of two times the limit specified  
3.20 in section 169A.20, subdivision 1, clause (5).

3.21 (e) The limited license issued by the commissioner shall clearly indicate the limitations  
3.22 imposed and the driver operating under the limited license shall have the license in possession  
3.23 at all times when operating as a driver.

3.24 (f) In determining whether to issue a limited license, the commissioner shall consider  
3.25 the number and the seriousness of prior convictions and the entire driving record of the  
3.26 driver and shall consider the number of miles driven by the driver annually.

3.27 (g) If the person's driver's license or permit to drive has been revoked under section  
3.28 169.792 or 169.797, the commissioner may only issue a limited license to the person after  
3.29 the person has presented an insurance identification card, policy, or written statement  
3.30 indicating that the driver or owner has insurance coverage satisfactory to the commissioner  
3.31 of public safety. The commissioner of public safety may require the insurance identification  
3.32 card provided to satisfy this subdivision be certified by the insurance company to be  
3.33 noncancelable for a period not to exceed 12 months.

4.1 (h) The limited license issued by the commissioner to a person under section 171.186,  
 4.2 subdivision 4, must expire 90 days after the date it is issued. The commissioner must not  
 4.3 issue a limited license to a person who previously has been issued a limited license under  
 4.4 section 171.186, subdivision 4.

4.5 (i) The commissioner shall not issue a limited driver's license to any person described  
 4.6 in section 171.04, subdivision 1, clause (6), (7), (8), (11), or (14).

4.7 (j) The commissioner shall not issue a class A, class B, or class C limited license.

4.8 **EFFECTIVE DATE.** This section is effective August 1, 2018, and applies to offenses  
 4.9 committed on or after that date.

4.10 Sec. 4. Minnesota Statutes 2017 Supplement, section 171.30, subdivision 2a, is amended  
 4.11 to read:

4.12 Subd. 2a. **Other waiting periods.** Notwithstanding subdivision 2, a limited license shall  
 4.13 not be issued for a period of:

4.14 (1) 15 days, to a person whose license or privilege has been revoked or suspended for  
 4.15 a first violation of section 169A.20, sections 169A.50 to 169A.53, section 171.177, or a  
 4.16 statute or ordinance from another state in conformity with ~~either~~ any of those sections; or

4.17 (2) 90 days, to a person who submitted to testing under sections 169A.50 to 169A.53,  
 4.18 section 171.177, or a statute or ordinance from another state in conformity with any of those  
 4.19 sections, if the person's license or privilege has been revoked or suspended for a violation  
 4.20 of section 169A.20, subdivision 1, clause (2), (3), (4), or (7), occurring within ten years of  
 4.21 a qualified prior impaired driving incident, or after two qualified prior impaired driving  
 4.22 incidents, for violations of section 169A.20, sections 169A.50 to 169A.53, section 171.177,  
 4.23 or a statute or ordinance from another state in conformity with any of those sections; or

4.24 (3) 180 days, to a person who refused testing under sections 169A.50 to 169A.53, section  
 4.25 171.177, or a statute or ordinance from another state in conformity with any of those sections,  
 4.26 if the person's license or privilege has been revoked or suspended for a violation of section  
 4.27 169A.20, subdivision 1, clause (2), (3), (4), or (7), occurring within ten years of a qualified  
 4.28 prior impaired driving incident, or after two qualified prior impaired driving incidents, for  
 4.29 violations of section 169A.20, sections 169A.50 to 169A.53, section 171.177, or a statute  
 4.30 or ordinance from another state in conformity with any of those sections; or

4.31 (4) one year, to a person whose license or privilege has been revoked or suspended for  
 4.32 committing manslaughter resulting from the operation of a motor vehicle, committing  
 4.33 criminal vehicular homicide or injury under section ~~609.21~~ 609.2112, subdivision 1, clause

5.1 (1), (2), item (ii), (5), (6), (7), or (8), committing criminal vehicular homicide under section  
 5.2 ~~609.21~~ 609.2112, subdivision 1, clause (2), item (i) or (iii), (3), or (4), or violating a statute  
 5.3 or ordinance from another state in conformity with either of those offenses.

5.4 **EFFECTIVE DATE.** This section is effective August 1, 2018, and applies to offenses  
 5.5 committed on or after that date.

5.6 Sec. 5. Minnesota Statutes 2017 Supplement, section 171.306, subdivision 1, is amended  
 5.7 to read:

5.8 Subdivision 1. **Definitions.** (a) As used in this section, the terms in this subdivision have  
 5.9 the meanings given them.

5.10 (b) "Ignition interlock device" or "device" means equipment that is designed to measure  
 5.11 breath alcohol concentration and to prevent a motor vehicle's ignition from being started  
 5.12 by a person whose breath alcohol concentration measures 0.02 or higher on the equipment.

5.13 (c) "Location tracking capabilities" means the ability of an electronic or wireless device  
 5.14 to identify and transmit its geographic location through the operation of the device.

5.15 (d) "Program participant" means a person who has qualified to take part in the ignition  
 5.16 interlock program under this section, and whose driver's license has been:

5.17 (1) revoked, canceled, or denied under section 169A.52; or 169A.54; for a violation of  
 5.18 section 169A.20, subdivision 1, clause (1), (5), or (6);

5.19 (2) revoked, canceled, or denied under section 171.04, subdivision 1, clause (10); or  
 5.20 171.177; for a violation of section 169A.20, subdivision 1, clause (1), (5), or (6); or

5.21 ~~(2)~~ (3) revoked under section 171.17, subdivision 1, paragraph (a), clause (1), or  
 5.22 suspended under section 171.187, for a violation of section 609.2113, subdivision 1, clause  
 5.23 (2), item (i) or (iii), (3), or (4); subdivision 2, clause (2), item (i) or (iii), (3), or (4); or  
 5.24 subdivision 3, clause (2), item (i) or (iii), (3), or (4); or 609.2114, subdivision 2, clause (2),  
 5.25 item (i) or (iii), (3), or (4), resulting in bodily harm, substantial bodily harm, or great bodily  
 5.26 harm.

5.27 (e) "Qualified prior impaired driving incident" has the meaning given in section 169A.03,  
 5.28 subdivision 22.

5.29 **EFFECTIVE DATE.** This section is effective August 1, 2018, and applies to offenses  
 5.30 committed on or after that date."

5.31 Amend the title as follows:

- 6.1 Page 1, line 4, after the semicolon, insert "allowing limited licenses for DWI offenders
- 6.2 with drug-related offenses; limiting ignition interlock program to alcohol-related offenses;
- 6.3 modifying waiting periods for eligibility for limited license;"
- 6.4 Correct the title numbers accordingly