

Approved by
Revisor of Statutes

KRB

1.1 Mariani from the Public Safety and Criminal Justice Reform Finance and Policy Division
1.2 to which was referred:

1.3 H. F. No. 50, A bill for an act relating to transportation; prohibiting use of cell phones
1.4 while driving under specified circumstances; amending Minnesota Statutes 2018, sections
1.5 169.011, subdivision 94; 169.475.

1.6 Reported the same back with the following amendments to the first division engrossment
1.7 (DIVH0050-1):

1.8 Page 3, after line 9, insert:

1.9 "Sec. 3. **TRAFFIC STOP STUDY; REPORT REQUIRED.**

1.10 Subdivision 1. **Traffic stop study.** The commissioner of public safety, in coordination
1.11 with the Minnesota State Patrol, shall oversee a study on traffic stops to determine whether
1.12 amendments to Minnesota Statutes, section 169.475, effective August 1, 2019, have a
1.13 disproportionate impact on any group.

1.14 Subd. 2. **Data to be collected.** (a) To facilitate the traffic stop study, members of the
1.15 Minnesota State Patrol, as defined in Minnesota Statutes, section 299D.03, shall collect
1.16 data on all traffic stops.

1.17 (b) The data that must be collected as part of this study include:

1.18 (1) the location of the stop;

1.19 (2) the date and time of the stop;

1.20 (3) the race, ethnicity, or both of the driver;

1.21 (4) the gender of the driver;

1.22 (5) the age of the driver; and

1.23 (6) any enforcement action taken, including, but not limited to, any citation or warning
1.24 issued.

2.1 (c) Unless otherwise provided by law, rule, or policy of the Minnesota State Patrol, the
 2.2 data identified in paragraph (b) must be collected through December 31, 2019.

2.3 (d) The data collected in paragraph (b) are the minimum that must be collected. Nothing
 2.4 in this section prohibits the Minnesota State Patrol from voluntarily collecting additional
 2.5 data elements. If additional data are collected and transmitted to the commissioner of public
 2.6 safety, the data are classified as provided in subdivision 6.

2.7 (e) The commissioner of public safety may request other relevant data from the Minnesota
 2.8 State Patrol and from other law enforcement agencies. Law enforcement agencies that decide
 2.9 to participate in the study shall, to the extent practicable, follow the procedures set forth by
 2.10 this section.

2.11 (f) Nothing in this section requires the use of an external vendor to collect or administer
 2.12 data.

2.13 Subd. 3. **Submission of data to commissioner.** The commissioner of public safety shall
 2.14 determine the method that must be used and the frequency with which the Minnesota State
 2.15 Patrol shall submit the data described in subdivision 2, paragraph (a).

2.16 Subd. 4. **Method of data collection.** Unless otherwise provided by law, rule, or policy
 2.17 of the Minnesota State Patrol, members of the Minnesota State Patrol shall rely on their
 2.18 own observation to identify the race, ethnicity, and gender of a driver. All other data shall
 2.19 be collected as provided by law, rule, or policy of the Minnesota State Patrol.

2.20 Subd. 5. **Report.** By February 15, 2020, the commissioner of public safety shall report
 2.21 to the chairs and ranking minority members of the legislative committees and divisions with
 2.22 jurisdiction over transportation and criminal justice policy on the data collected by the study.
 2.23 Summary data must be aggregated by month and county. Summary data must be
 2.24 disaggregated by race and ethnicity; gender; age; and the disposition of the stop.

2.25 Subd. 6. **Classification of data.** Data collected pursuant to this section are private data
 2.26 on individuals or nonpublic data as defined in Minnesota Statutes, section 13.02. This
 2.27 subdivision does not affect the classification of the same data collected for other law
 2.28 enforcement purposes.

2.29 **EFFECTIVE DATE.** This section is effective the day following final enactment."

2.30 Amend the title as follows:

2.31 Page 1, line 3, before the semicolon, insert "; requiring a study of traffic stops; requiring
 2.32 a report"

3.1 With the recommendation that the bill as amended be returned to the Committee on
3.2 Ways and Means.

3.3 This Division action taken February 26, 2019

3.4 ....., Chair