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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FOURTH SESSION

H. F. No. 3908

03/02/2026

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The bill was read for the first time and referred to the Committee on Transportation Finance and Policy

1.1 A bill for an act

1.2 relating to drivers' licenses; modifying ignition interlock program license revocation

1.3 requirements; classifying driver's license indicators as private data; making technical

1.4 corrections; amending Minnesota Statutes 2024, sections 169A.54, subdivision 6;

1.5 171.07, by adding a subdivision; 171.09, subdivision 3; 171.12, subdivision 7c;

1.6 Minnesota Statutes 2025 Supplement, sections 171.12, subdivision 7; 171.306,

1.7 subdivision 1.

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

1.9 Section 1. Minnesota Statutes 2024, section 169A.54, subdivision 6, is amended to read:

1.10 Subd. 6. **Applicability of implied consent revocation.** (a) Any person whose license

1.11 has been revoked pursuant to section 169A.52 (license revocation for test failure or refusal)

1.12 or 171.177 (revocation; pursuant to a search warrant) as the result of the same incident, and

1.13 who does not have a qualified prior impaired driving incident, is subject to the mandatory

1.14 revocation provisions of ~~subdivision 1, clause (1) or (2)~~ section 171.178, subdivision 5,

1.15 paragraph (a), clause (1), item (i) or (ii), in lieu of the mandatory revocation provisions of

1.16 ~~section 169A.52 or 171.177~~ 171.178, subdivision 3 or 4.

1.17 (b) Paragraph (a) does not apply to:

1.18 (1) a person whose license has been revoked under ~~subdivision 2~~ section 171.178,

1.19 subdivision 5, paragraph (a), clause (1), item (iii), (driving while impaired by person under

1.20 age 21); or

1.21 (2) a person whose driver's license has been revoked for, or who is charged with (i) an

1.22 alcohol concentration of twice the legal limit or more as measured at the time or within two

1.23 hours of the time of the offense; or (ii) a violation of section 169A.20 (driving while

2.1 impaired) with an aggravating factor described in section 169A.03, subdivision 3, clause
 2.2 (3).

2.3 Sec. 2. Minnesota Statutes 2024, section 171.07, is amended by adding a subdivision to
 2.4 read:

2.5 Subd. 21. **Data classification.** Data maintained by the department under subdivisions
 2.6 5 to 7, 11 to 13, 15, and 17 to 20 are private data on individuals, as defined in section 13.02,
 2.7 subdivision 12.

2.8 Sec. 3. Minnesota Statutes 2024, section 171.09, subdivision 3, is amended to read:

2.9 Subd. 3. **No-alcohol restriction.** (a) As used in this subdivision, "impaired driving
 2.10 incident" has the meaning given in section 169A.03, subdivision 22.

2.11 (b) Upon proper application by a person having a valid driver's license containing the
 2.12 restriction that the person must not consume alcohol or controlled substances, who has not
 2.13 been documented as having consumed alcohol or having possessed or used a controlled
 2.14 substance within the past ~~ten~~ 20 years, and whose driving record contains no impaired
 2.15 driving incident within the past ~~ten~~ 20 years, the commissioner must remove the
 2.16 no-alcohol/controlled substance restriction on the person's driving record and issue to the
 2.17 person a duplicate driver's license that does not show that restriction.

2.18 Sec. 4. Minnesota Statutes 2025 Supplement, section 171.12, subdivision 7, is amended
 2.19 to read:

2.20 Subd. 7. **Privacy of data.** (a) Data on individuals provided to obtain a driver's license
 2.21 or Minnesota identification card ~~shall~~ must be treated as provided by United States Code,
 2.22 title 18, section 2721, as in effect on May 23, 2005, and ~~shall~~ may be disclosed as required
 2.23 or permitted by that section. The commissioner ~~shall~~ may disclose the data in bulk form
 2.24 upon request to an authorized recipient under United States Code, title 18, section 2721.
 2.25 For any disclosure of data on individuals related to a noncompliant driver's license or
 2.26 identification card, the commissioner must require a certification pursuant to subdivision
 2.27 7b, paragraph (e).

2.28 (b) An applicant for a driver's license or a Minnesota identification card may consent,
 2.29 in writing, to the commissioner to disclose the applicant's personal information exempted
 2.30 by United States Code, title 18, section 2721, to any person who makes a request for the
 2.31 personal information. If the applicant so authorizes disclosures, the commissioner ~~shall~~
 2.32 must implement the request and the information may be used.

3.1 (c) If authorized by an applicant for a driver's license or a Minnesota identification card,
 3.2 as indicated in paragraph (b), the applicant's personal information may be used, rented, or
 3.3 sold solely for bulk distribution by organizations for business purposes, including surveys,
 3.4 marketing, or solicitation.

3.5 (d) An applicant for a driver's license, instruction permit, or Minnesota identification
 3.6 card may request that the applicant's residence address be classified as "private data on
 3.7 individuals," as defined in section 13.02, subdivision 12. The commissioner ~~shall~~ must grant
 3.8 the classification on receipt of a signed statement by the individual that the classification
 3.9 is required for the safety of the applicant or the applicant's family, if the statement also
 3.10 provides a valid, existing address where the applicant consents to receive service of process.
 3.11 The commissioner ~~shall~~ must use the service for process mailing address in place of the
 3.12 residence address in all documents and notices pertaining to the driver's license, instruction
 3.13 permit, or Minnesota identification card. The residence address and any information provided
 3.14 in the classification request, other than the mailing address, are private data on individuals
 3.15 and may be provided to requesting law enforcement agencies, probation and parole agencies,
 3.16 and public authorities, as defined in section 518A.26, subdivision 18.

3.17 Sec. 5. Minnesota Statutes 2024, section 171.12, subdivision 7c, is amended to read:

3.18 Subd. 7c. **Other data provisions.** (a) The commissioner must not share any data the
 3.19 department maintains under section 171.07, ~~subdivision~~ subdivisions 6a, 6b, or 13, with
 3.20 any federal agency, federal department, or federal entity for a use that would otherwise be
 3.21 permissible under United States Code, title 18, section 2721, or other law.

3.22 (b) Data collected by government entities under sections 624.712 to 624.719 are classified
 3.23 under section 13.87, subdivision 2.

3.24 Sec. 6. Minnesota Statutes 2025 Supplement, section 171.306, subdivision 1, is amended
 3.25 to read:

3.26 Subdivision 1. **Definitions.** (a) For purposes of this section, the terms in this subdivision
 3.27 have the meanings given.

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

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

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

4.3 (1) revoked, canceled, or denied under section 169A.52; 169A.54; 171.04, subdivision
4.4 1, clause (10); ~~171.17, subdivision 1, paragraph (a), clause (10), for conviction of an offense~~
4.5 ~~in another state that would be grounds for revocation in this state under section 169A.54,~~
4.6 ~~subdivision 1; or 171.177; or for a violation of the law of another state in conformity with~~
4.7 any of these sections; or

4.8 (2) revoked under section 171.17, subdivision 1, paragraph (a), clause (2), or suspended
4.9 under section 171.187, for a violation of section 609.2112, subdivision 1, paragraph (a),
4.10 clause (2), ~~item (i) or (iv), (3), or (4), (5), or (6); 609.2113, subdivision 1, clause (2), item~~
4.11 ~~(i) or (iv), (3), or (4), (5), or (6); subdivision 2, clause (2), item (i) or (iv), (3), or (4), (5),~~
4.12 ~~or (6); or subdivision 3, clause (2), item (i) or (iv), (3), or (4), (5), or (6); or 609.2114,~~
4.13 subdivision 1, paragraph (a), clause (2), ~~item (i) or (iv), (3), or (4), (5), or (6); or subdivision~~
4.14 ~~2, clause (2), item (i) or (iv), (3), or (4), resulting in bodily harm, substantial bodily harm,~~
4.15 ~~great bodily harm, or death (5), or (6).~~

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