

Approved by  
Revisor of Statutes

JRM

- 1.1 Hornstein from the Transportation Finance and Policy Division to which was referred:
- 1.2 H. F. No. 104, A bill for an act relating to public safety; increasing the penalties for
- 1.3 texting while driving and authorizing the forfeiture of wireless communications devices
- 1.4 used in certain violations; providing that certain improper use of wireless communications
- 1.5 devices while driving crimes are not payable offenses; expanding the criminal vehicular
- 1.6 operation crime; requiring driver education and driver's manual to cover distracted driving;
- 1.7 authorizing rulemaking; amending Minnesota Statutes 2018, sections 169.475, subdivision
- 1.8 2, by adding a subdivision; 171.0701, subdivision 1; 171.0705, by adding a subdivision;
- 1.9 609.2112, subdivision 1; 609.2113, subdivisions 1, 2, 3; 609.2114, subdivisions 1, 2; 609.531,
- 1.10 subdivision 1; 609.5312, subdivision 2.
- 1.11 Reported the same back with the following amendments:
- 1.12 Page 1, delete section 1 and insert:
- 1.13 "Section 1. Minnesota Statutes 2018, section 169.475, subdivision 2, is amended to read:
- 1.14 Subd. 2. **Prohibition on use; penalty.** (a) No ~~When~~ a motor vehicle is in motion or a
- 1.15 part of traffic, the person may operate a motor vehicle operating the vehicle while is prohibited
- 1.16 from using a wireless communications device to compose, read, or send an electronic
- 1.17 message, when the vehicle is in motion or a part of traffic. A person who violates this
- 1.18 paragraph for the first time is guilty of a misdemeanor and must pay a fine of \$150.
- 1.19 (b) A person who violates paragraph (a) a second ~~or subsequent~~ time is guilty of a
- 1.20 misdemeanor and must pay a fine of \$225, plus the amount specified in the uniform fine
- 1.21 schedule established by the Judicial Council \$300.
- 1.22 (c) A person who violates paragraph (a) a third or subsequent time is guilty of a
- 1.23 misdemeanor and must pay a fine of \$500.
- 1.24 (d) Notwithstanding section 609.101, subdivision 4, the Judicial Council may not add
- 1.25 a violation of this subdivision that is a third or subsequent violation to the Statewide Payables
- 1.26 List.

- 2.1 EFFECTIVE DATE. This section is effective August 1, 2019, and applies to crimes
- 2.2 committed on or after that date. "
- 2.3 Page 2, delete section 2
- 2.4 Page 9, delete section 11
- 2.5 Page 10, delete section 12
- 2.6 Page 11, line 18, delete "3" and insert "2"
- 2.7 Renumber the sections in sequence
- 2.8 Amend the title as follows:
- 2.9 Page 1, line 2, delete "and"
- 2.10 Page 1, delete line 3
- 2.11 Page 1, line 4, delete "violations"
- 2.12 Correct the title numbers accordingly
- 2.13 With the recommendation that the bill as amended be returned to the Committee on
- 2.14 Ways and Means with a recommended re-referral to the Public Safety Division.

2.15 This Division action taken March 26, 2019

2.16 ....., Chair