

1.1 moves to amend H.F. No. 2690 as follows:

1.2 Page 2, after line 20, insert:

1.3 "Sec. 2. Minnesota Statutes 2014, section 171.09, subdivision 1, is amended to read:

1.4 Subdivision 1. **Authority; violations.** (a) The commissioner, when good cause
1.5 appears, may impose restrictions suitable to the licensee's driving ability or other
1.6 restrictions applicable to the licensee as the commissioner may determine to be appropriate
1.7 to assure the safe operation of a motor vehicle by the licensee.

1.8 (b) Pursuant to Code of Federal Regulations, title 49, section 383.95, if an applicant
1.9 for a commercial driver's license either does not successfully complete the air brake
1.10 component of the knowledge test, or does not successfully complete the skills test
1.11 in a vehicle equipped with air brakes as such tests are prescribed in Code of Federal
1.12 Regulations, title 49, part 384, the department shall indicate on the class C, class B,
1.13 or class A commercial driver's license, if issued, that the individual is restricted from
1.14 operating a commercial motor vehicle equipped with air brakes.

1.15 (c) The commissioner shall restrict the operating privileges of a holder of a class
1.16 A, class B, or class C commercial driver's license in accordance with Code of Federal
1.17 Regulations, title 49, sections 383.73 and 383.95.

1.18 (d) The commissioner may restrict the operating privileges of a holder of a class
1.19 A, class B, or class C commercial driver's license to the extent that the restrictions
1.20 are authorized by section 221.0314, subdivision 3 or 3a, or rules adopted under those
1.21 subdivisions or section 221.031.

1.22 (e) Upon receiving satisfactory evidence of any violation of the restrictions on the
1.23 license, the commissioner may suspend or revoke the license. A license suspension under
1.24 this section is subject to section 171.18, subdivisions 2 and 3.

1.25 (f) A person who drives, operates, or is in physical control of a motor vehicle while
1.26 in violation of the restrictions imposed in a restricted driver's license issued to that person
1.27 under this section is guilty of a crime as follows:

2.1 (1) if the restriction relates to the possession or consumption of alcohol or controlled
2.2 substances, the person is guilty of a gross misdemeanor; or

2.3 (2) if the restriction relates to another matter, the person is guilty of a misdemeanor.

2.4 (g) ~~It is a misdemeanor for~~ A person who holds a restricted license issued under
2.5 section 171.306 ~~to drive and drives, operate~~ operates, or ~~be~~ is in physical control of any
2.6 motor vehicle that is not equipped with a functioning ignition interlock device certified by
2.7 the commissioner is guilty of a crime as follows:

2.8 (1) for a first violation, the person is guilty of a misdemeanor; or

2.9 (2) for two violations of this paragraph in five years, or three or more violations of
2.10 this paragraph in ten years, the person is guilty of a gross misdemeanor.

2.11 **EFFECTIVE DATE.** This section is effective August 1, 2016, and applies to crimes
2.12 committed on or after that date."

2.13 Amend the title accordingly