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**Subject:** Lifetime revocation of licenses and reinstatement procedure for repeat DWI offenders

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### Overview

This bill establishes a lifetime driver's license revocation for a person with five or more qualified prior impaired driving incidents and creates a reinstatement procedure.

#### Section

- 1-2 Test refusal; license revocation. and Test failure; license revocation.** Require lifetime driver's license revocation for a person with five or more qualified prior impaired driving incidents subject to the new reinstatement provisions.
- 3 Reinstatement of driving privileges; multiple incidents.** Establishes that a person subject to a lifetime driver's license revocation who was granted a restricted license through the reinstatement provision can apply for full reinstatement after using an ignition interlock device for six years.
- 4 Reinstatement of driving privileges; lifetime revocation.** Creates a procedure for a person whose driver's license has been revoked for that person's life to petition for reinstatement.
- Paragraph (a) permits a person to petition for reinstatement of driving privileges and establishes notice and hearing requirements consistent with section 171.19.
- Paragraph (b) establishes that a person may not file a petition for reinstatement until ten years have passed from the later of (1) the date on which the person's license was revoked, (2) the date on which the person was released from confinement, or (3) the most recent date of a conviction involving a motor vehicle if the conviction occurred. A person can also file a

**Section**

new petition five years after a first petition is rejected unless that person has a new conviction involving a motor vehicle.

Paragraph (c) identifies factors a court must consider in determining whether to grant a petition including whether the person successfully completed a chemical dependency program.

Paragraph (d) permits a court to order either full license reinstatement or a restricted license pursuant to the ignition interlock program if the court finds by clear and convincing evidence that the person (1) is rehabilitated, (2) does not pose a public safety risk (or poses a risk that can be addressed through the ignition interlock program), and (3) successfully completed any court-ordered chemical dependency treatment.

Paragraph (e) permits a person who is made eligible for a restricted license to pursue full reinstatement under section 3 of this bill.

Paragraph (f) clarifies that a person eligible for reinstatement or a restricted license must comply with other statutory reinstatement or ignition interlock requirements.

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