

Subject Authorizing the use of preliminary screening tests to prove certain violations of federal motor carrier regulations

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Overview

Minnesota law permits peace officers to use a preliminary screening test in cases of suspected DWI offenses. Officers may use the results of such a test, often called a “preliminary breath test” or “PBT,” to arrest a person and require additional breath, blood, or urine tests. But the results of the preliminary screening test are not generally admissible in a criminal or other court proceeding. Current law has several exceptions to that prohibition, including prosecutions for offenses that prohibit the operation of a motor vehicle by a person with any amount of alcohol in the person’s system.

This bill would add an exception to the prohibition on admitting the results of a preliminary screening test. The exception would apply to prosecutions for a violation of federal motor carrier regulations adopted in Minnesota law.

Summary

Section	Description
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1	Use of test results.
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	Provides that a preliminary screening test may be used in a court action for a prosecution for violations of the federal motor carrier regulations.
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