

1.1 Senator moves to amend S.F. No. 2068 as follows:

1.2 Page 1, after line 11, insert:

1.3 "Section 1. Minnesota Statutes 2024, section 169A.37, subdivision 1, is amended to read:

1.4 Subdivision 1. **Crime described.** It is a crime for a person:

1.5 (1) to fail to comply with an impoundment order under section 169A.60 (administrative
1.6 plate impoundment);

1.7 (2) to file a false statement under section 169A.60, subdivision 7, 8, or 14;

1.8 (3) to operate a self-propelled motor vehicle on a street or highway when the vehicle is
1.9 subject to an impoundment order issued under section 169A.60, unless specially coded
1.10 plates have been issued for the vehicle pursuant to section 169A.60, subdivision 13;

1.11 (4) to fail to notify the commissioner of the impoundment order when requesting new
1.12 plates;

1.13 (5) who is subject to a plate impoundment order under section 169A.60, to drive, operate,
1.14 or be in control of any motor vehicle during the impoundment period, unless the vehicle is
1.15 employer-owned and is not required to be equipped with an ignition interlock device pursuant
1.16 to section 171.306, subdivision 4, paragraph (b), or Laws 2013, chapter 127, section 70, or
1.17 has specially coded plates issued pursuant to section 169A.60, subdivision 13, and the person
1.18 is validly licensed to drive; ~~or~~

1.19 (6) who is the transferee of a motor vehicle and who has signed a sworn statement under
1.20 section 169A.60, subdivision 14, to allow the previously registered owner to drive, operate,
1.21 or be in control of the vehicle during the impoundment period; or

1.22 (7) to intentionally remove all or a portion of or to otherwise obliterate or damage a
1.23 permanent sticker affixed on and invalidating a registration plate under section 169A.60,
1.24 subdivision 4.

1.25 **EFFECTIVE DATE.** This section is effective August 1, 2025, and applies to crimes
1.26 committed on or after that date."

1.27 Page 3, after line 23, insert:

1.28 "Sec. 4. Minnesota Statutes 2024, section 169A.52, subdivision 7, is amended to read:

1.29 Subd. 7. **Test refusal; driving privilege lost.** (a) On behalf of the commissioner, a peace
1.30 officer requiring a test or directing the administration of a chemical test shall serve immediate

notice of intention to revoke and of revocation on a person who refuses to permit a test or on a person who submits to a test the results of which indicate an alcohol concentration of 0.08 or more.

(b) On behalf of the commissioner, a peace officer requiring a test or directing the administration of a chemical test of a person driving, operating, or in physical control of a commercial motor vehicle shall serve immediate notice of intention to disqualify and of disqualification on a person who refuses to permit a test, or on a person who submits to a test the results of which indicate an alcohol concentration of 0.04 or more.

(c) The officer shall:

(1) invalidate the person's driver's license or permit card;

(2) issue the person a temporary license effective for only ~~seven~~ 14 days; and

(3) send the notification of this action to the commissioner along with the certificate required by subdivision 3 or 4."

Page 4, after line 21, insert:

"Sec. 6. Minnesota Statutes 2024, section 169A.60, subdivision 4, is amended to read:

Subd. 4. **Peace officer as agent for notice of impoundment.** On behalf of the commissioner, a peace officer issuing a notice of intent to revoke and of revocation for a plate impoundment violation shall also serve a notice of intent to impound and an order of impoundment. On behalf of the commissioner, a peace officer who is arresting a person for or charging a person with a plate impoundment violation described in subdivision 1, paragraph (d), clause (5), shall also serve a notice of intent to impound and an order of impoundment. If the vehicle involved in the plate impoundment violation is accessible to the officer at the time the impoundment order is issued, the officer shall seize the registration plates subject to the impoundment order. The officer shall destroy all plates seized or impounded under this section. Alternatively, the officer may invalidate the plates by affixing a permanent sticker on them. The officer shall send to the commissioner copies of the notice of intent to impound and the order of impoundment and a notice that registration plates impounded and seized under this section have been destroyed or have been affixed with the permanent sticker.

Sec. 7. Minnesota Statutes 2024, section 169A.60, subdivision 5, is amended to read:

Subd. 5. **Temporary permit.** If the motor vehicle is registered to the violator, the officer shall issue a temporary vehicle permit that is valid for ~~seven~~ 14 days when the officer issues

the notices under subdivision 4. If the motor vehicle is registered in the name of another, the officer shall issue a temporary vehicle permit that is valid for 45 days when the notices are issued under subdivision 3. The permit must be in a form determined by the registrar and whenever practicable must be posted on the left side of the inside rear window of the vehicle. A permit is valid only for the vehicle for which it is issued.

Sec. 8. Minnesota Statutes 2024, section 169A.60, subdivision 6, is amended to read:

Subd. 6. **Surrender of plates.** Within ~~seven~~ 14 days after issuance of the impoundment notice, a person who receives a notice of impoundment and impoundment order shall surrender all registration plates subject to the impoundment order that were not seized by a peace officer under subdivision 4. Registration plates required to be surrendered under this subdivision must be surrendered to a Minnesota police department, sheriff, or the State Patrol, along with a copy of the impoundment order. A law enforcement agency receiving registration plates under this subdivision shall destroy the plates and notify the commissioner that they have been destroyed. The notification to the commissioner shall also include a copy of the impoundment order."

Page 7, lines 12 and 26, delete "9" and insert "8"

Page 8, lines 14 and 27, delete "9" and insert "8"

Page 8, line 18, after "operation" insert "or homicide"

Page 8, after line 21, insert:

"(1) 609.2112, subdivision 1, paragraph (a), clause (2), (3), (4), (5), or (6);"

Renumber the clauses in sequence

Page 8, line 25, after "subdivision" insert "1, paragraph (a), clause (2), (3), (4), (5), or (6); or subdivision"

Page 8, delete subdivision 7

Renumber the subdivisions in sequence

Page 10, line 23, delete "or"

Page 10, line 25, after the semicolon, insert "or"

Page 10, after line 25, insert:

"(iii) subdivision 6 when the violation resulted in death to another and the person has no qualified prior impaired driving incidents;"

4.1 Page 10, line 31, delete "or"

4.2 Page 11, line 6, delete the period and insert a semicolon

4.3 Page 11, after line 6, insert:

4.4 "(6) 15 years if the commissioner revokes the person's license or permit to drive, or
4.5 nonresident operating privileges as described in subdivision 6 when the violation resulted
4.6 in death to another and the person has one qualified prior impaired driving incident; or

4.7 (7) for the remainder of the person's life if the commissioner revokes the person's license
4.8 or permit to drive, or nonresident operating privileges as described in subdivision 6 when
4.9 the violation resulted in death to another and the person has two qualified prior impaired
4.10 driving incidents."

4.11 Page 11, line 26, delete "or 7"

4.12 Page 12, after line 2, insert:

4.13 "Sec. 13. Minnesota Statutes 2024, section 171.19, is amended to read:

4.14 **171.19 PETITION FOR COURT HEARING ON LICENSE REINSTATEMENT.**

4.15 Any person whose driver's license has been refused, revoked, suspended, canceled, or
4.16 disqualified by the commissioner, except where the license is revoked or disqualified under
4.17 section 169A.52, 171.177, or 171.186, or whose driver's license revocation period has been
4.18 extended by the commissioner based on a violation of the ignition interlock program
4.19 guidelines, may file a petition for a hearing in the matter in the district court in the county
4.20 wherein such person shall reside and, in the case of a nonresident, in the district court in
4.21 any county, and such court is hereby vested with jurisdiction, and it shall be its duty, to set
4.22 the matter for hearing upon 15 days' written notice to the commissioner, and thereupon to
4.23 take testimony and examine into the facts of the case to determine whether the petitioner is
4.24 entitled to a license or is subject to revocation, suspension, cancellation, disqualification,
4.25 revocation extension, or refusal of license, and shall render judgment accordingly. The
4.26 petition for hearing must either be filed within 180 days of the effective date of the order
4.27 of revocation, suspension, cancellation, disqualification, revocation extension, or refusal to
4.28 license or be filed before expiration of the withdrawal period, whichever occurs first. The
4.29 petition shall be heard by the court without a jury and may be heard in or out of term. The
4.30 commissioner may appear in person, or by agents or representatives, and may present
4.31 evidence upon the hearing by affidavit personally, by agents, or by representatives. The
4.32 petitioner may present evidence by affidavit, except that the petitioner must be present in
4.33 person at such hearing for the purpose of cross-examination. In the event the department

shall be sustained in these proceedings, the petitioner shall have no further right to make further petition to any court for the purpose of obtaining a driver's license until after the expiration of one year after the date of such hearing."

Page 12, line 16, after the second "section" insert "609.2112, subdivision 1, paragraph (a), clause (2), item (i) or (iv), (3), or (4);"

Page 12, line 18, before the second "subdivision" insert "subdivision 1, paragraph (a), clause (2), item (i) or (iv), (3), or (4); or"

Page 12, line 19, strike the third "or"

Page 12, line 20, before the period, insert ", or death"

Page 12, line 29, after the period, insert "A program participant is not eligible for full reinstatement of driving privileges until the person pays the full reinstatement fee and surcharge."

Page 13, after line 26, insert:

"(i) 609.2112, subdivision 1, paragraph (a), clause (2), item (i) or (iv), (3), or (4);"

Renumber the items in sequence

Page 13, line 29, before "subdivision" insert "subdivision 1, paragraph (a), clause (2), item (i) or (iv), (3), or (4); or"

Page 14, before line 1, insert:

"(i) 609.2112, subdivision 1, paragraph (a), clause (2), item (i) or (iv), (3), or (4);"

Renumber the items in sequence

Page 14, line 4, before "subdivision" insert "subdivision 1, paragraph (a), clause (2), item (i) or (iv), (3), or (4); or"

Page 14, line 34, delete "9" and insert "8"

Page 15, after line 23, insert:

"Sec. 17. Minnesota Statutes 2024, section 171.306, subdivision 6, is amended to read:

Subd. 6. **Penalties; tampering.** (a) A person who lends, rents, or leases a motor vehicle that is not equipped with a functioning ignition interlock device certified by the commissioner to a person with a license issued under this section knowing that the person is subject to the ignition interlock restriction is guilty of a misdemeanor.

(b) A person who tampers with, circumvents, or bypasses the ignition interlock device, or assists another to tamper with, circumvent, or bypass the device, is guilty of a misdemeanor except when the action was taken for emergency purposes or for mechanical repair, and the person limited to the use of an ignition interlock device does not operate the motor vehicle while the device is disengaged.

(c) A person with a license issued under this section who operates a motor vehicle that is not equipped with a functioning ignition interlock device certified by the commissioner is guilty of a gross misdemeanor.

EFFECTIVE DATE. This section is effective August 1, 2025, and applies to crimes committed on or after that date."

Renumber the sections in sequence and correct the internal references

Correct the title numbers accordingly

Amend the title as follows:

Page 1, line 6, after "privileges" insert "; imposing criminal penalties for ignition interlock program participants who operate vehicles not equipped with an interlock device; making criminal vehicular homicide offenders eligible for the ignition interlock program; providing for judicial review of an extension of a person's driver's license revocation for a violation of the ignition interlock program; modifying how license plates are impounded and reissued under the DWI law; expanding the time period that a temporary driver's license issued after a DWI is valid; providing criminal penalties"