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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-THIRD SESSION

H. F. No. 5412

04/24/2024 Authored by Robbins, Moller and Tabke
The bill was read for the first time and referred to the Committee on Transportation Finance and Policy

1.1 A bill for an act
1.2 relating to public safety; expanding driver's license suspensions to include all cases
1.3 where a person is believed to have committed criminal vehicular homicide or
1.4 criminal vehicular operation; requiring peace officers to report all cases where a
1.5 person is believed to have committed criminal vehicular homicide or criminal
1.6 vehicular operation; amending Minnesota Statutes 2022, sections 171.187,
1.7 subdivisions 1, 3; 629.344.

1.8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.9 Section 1. Minnesota Statutes 2022, section 171.187, subdivision 1, is amended to read:

1.10 Subdivision 1. Suspension required. The commissioner shall suspend the driver's license
1.11 of a person:

1.12 (1) for whom a peace officer has made the certification described in section 629.344
1.13 that probable cause exists to believe that the person violated section 609.2112, subdivision
1.14 1, paragraph (a), ~~clause (2), (3), (4), (5), or (6)~~; 609.2113, subdivision 1, ~~clause (2), (3), (4),~~
1.15 ~~(5), or (6)~~; ~~subdivision 2, clause (2), (3), (4), (5), or (6)~~; or ~~subdivision 3, clause (2), (3),~~
1.16 ~~(4), (5), or (6)~~; or 609.2114, subdivision 1, ~~paragraph (a), clause (2), (3), (4), (5), or (6)~~, or
1.17 ~~subdivision 2, clause (2), (3), (4), (5), or (6)~~; or

1.18 (2) who has been formally charged with a violation of section 609.20, 609.205, 609.2112,
1.19 609.2113, or 609.2114, resulting from the operation of a motor vehicle.

1.20 EFFECTIVE DATE. This section is effective August 1, 2024, and applies to
1.21 certifications made on or after that date.

2.1 Sec. 2. Minnesota Statutes 2022, section 171.187, subdivision 3, is amended to read:

2.2 Subd. 3. **Credit.** If a person whose driver's license was suspended under subdivision 1
 2.3 is later convicted of the underlying offense that resulted in the suspension and the
 2.4 commissioner revokes the person's license, the commissioner shall credit the time accrued
 2.5 under the suspension period toward the revocation period imposed under section 171.17,
 2.6 subdivision 4, or for violations of section 609.20, or 609.205, or 609.2112, subdivision 1,
 2.7 paragraph (a), clause (1), (7), or (8); 609.2113, subdivision 1, clause (1), (7), or (8);
 2.8 subdivision 2, clause (1), (7), or (8); or subdivision 3, clause (1), (7), or (8); or 609.2114,
 2.9 subdivision 1, paragraph (a), clause (1), (7), or (8), or subdivision 2, clause (1), (7), or (8).

2.10 **EFFECTIVE DATE.** This section is effective August 1, 2024.

2.11 Sec. 3. Minnesota Statutes 2022, section 629.344, is amended to read:

2.12 **629.344 CRIMINAL VEHICULAR OPERATION AND MANSLAUGHTER;**
 2.13 **CERTIFICATION OF PROBABLE CAUSE BY PEACE OFFICER.**

2.14 If a peace officer determines that probable cause exists to believe that a person has
 2.15 violated section 609.2112, subdivision 1, paragraph (a), clause (2), (3), (4), (5), or (6);
 2.16 609.2113, subdivision 1, clause (2), (3), (4), (5), or (6); subdivision 2, clause (2), (3), (4),
 2.17 (5), or (6); or subdivision 3, clause (2), (3), (4), (5), or (6); or 609.2114, subdivision 1,
 2.18 paragraph (a), clause (2), (3), (4), (5), or (6); or subdivision 2, clause (2), (3), (4), (5), or
 2.19 (6), the officer shall certify this determination and notify the commissioner of public safety.

2.20 **EFFECTIVE DATE.** This section is effective August 1, 2024, and applies to
 2.21 determinations by a peace officer that probable cause exists made on or after that date.