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State of Minnesota  
HOUSE OF REPRESENTATIVES

EIGHTY-SEVENTH SESSION

H. F. No. 3035

04/28/2012 Authored by Hilstrom, Smith, Mullery, Hornstein, Urdahl and others  
The bill was read for the first time and referred to the Committee on Transportation Policy and Finance

1.1 A bill for an act  
1.2 relating to public safety; motor vehicles; traffic regulations; adding requirements  
1.3 for driver feedback and safety-monitoring equipment; providing for annual  
1.4 reporting; amending Minnesota Statutes 2010, section 169.71, subdivision 1.

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

1.6 Section 1. Minnesota Statutes 2010, section 169.71, subdivision 1, is amended to read:

1.7 Subdivision 1. **Prohibitions generally; exceptions.** (a) A person shall not drive or  
1.8 operate any motor vehicle with:

1.9 (1) a windshield cracked or discolored to an extent to limit or obstruct proper vision;

1.10 (2) any objects suspended between the driver and the windshield, other than:

1.11 (i) sun visors;

1.12 (ii) rearview mirrors;

1.13 (iii) driver feedback and safety-monitoring equipment when ~~mounted immediately~~  
1.14 ~~behind, slightly above, or slightly below~~ attached to the rearview mirror;

1.15 (iv) global positioning systems or navigation systems when mounted or located near  
1.16 the bottommost portion of the windshield; and

1.17 (v) electronic toll collection devices; or

1.18 (3) any sign, poster, or other nontransparent material upon the front windshield,  
1.19 sidewings, or side or rear windows of the vehicle, other than a certificate or other paper  
1.20 required to be so displayed by law or authorized by the state director of the Division of  
1.21 Emergency Management or the commissioner of public safety.

1.22 (b) Paragraph (a), clauses (2) and (3), do not apply to law enforcement vehicles.

1.23 (c) Paragraph (a), clause (2), does not apply to authorized emergency vehicles.

2.1 (d) The following additional requirements apply to driver feedback and  
 2.2 safety-monitoring equipment under paragraph (a), clause (2):

2.3 (1) driver feedback and safety-monitoring equipment shall be smaller than 1-1/4  
 2.4 inches tall, 1-1/2 inches wide, and one inch in depth; and

2.5 (2) all driver feedback and safety-monitoring devices shall:

2.6 (i) be licensed annually for use in Minnesota;

2.7 (ii) be made available for inspection;

2.8 (iii) focus solely on the person operating the vehicle; and

2.9 (iv) not disperse or emanate any clear or colored light beam toward the driver or  
 2.10 occupant, or otherwise inhibit the driver's ability to safely operate the vehicle.

2.11 **EFFECTIVE DATE.** This section is effective the day following final enactment.

2.12 Sec. 2. **SAFETY-MONITORING EQUIPMENT DATA COLLECTION.**

2.13 Subdivision 1. **Data collection.** The Department of Public Safety shall require  
 2.14 collection of information recorded by driver feedback and safety-monitoring equipment  
 2.15 and compile the information for safety analysis. The commissioner shall report findings  
 2.16 from the driver feedback and safety-monitoring equipment to the chairs and ranking  
 2.17 minority members of the senate and house of representatives committees having  
 2.18 jurisdiction over public safety on or before July 1 in each even-numbered calendar year.

2.19 Subd. 2. **Reporting.** Any for-hire motor carrier under Minnesota Statutes, section  
 2.20 221.012, subdivision 14, and any motor carrier of railroad employees under Minnesota  
 2.21 Statutes 221.012, subdivision 27a, that equips vehicles with safety-monitoring equipment  
 2.22 shall provide an annual report to the commissioner of public safety. The report shall  
 2.23 contain:

2.24 (1) complete image and audio recordings captured by each licensed monitoring  
 2.25 device, as well as any other appropriate information recorded, described in total hours in  
 2.26 operation and total time images were recorded;

2.27 (2) a summary of the total number of recorded incidents that involved a traffic  
 2.28 violation, collision, or other dangerous incident;

2.29 (3) a compliance statement detailing efforts taken to ensure the driver's right to  
 2.30 provide information or statements concerning images and information recorded by  
 2.31 driver-monitoring equipment; and

2.32 (4) a compliance statement detailing efforts taken to ensure driver and passenger  
 2.33 privacy rights.

2.34 Subd. 3. **Exceptions.** The reporting requirements under subdivision 2 do not apply  
 2.35 to small vehicle passenger service providers under Minnesota Statutes, section 221.012,

- 3.1 subdivision 38, or to the types of intrastate transportation described in Minnesota Statutes,
- 3.2 section 221.025.