

**7409.4700 WAIVER AND VARIANCES.**

Subpart 1. **Waiver.** The commissioner may waive department action on the person's driver's license if:

A. the person's driver's license has been suspended under Minnesota Statutes, section 171.09 or 171.18;

B. after reviewing the person's entire driving record, the commissioner has sufficient cause to believe that the person will improve the person's driving conduct or has demonstrated improved driving conduct; and

C. the person agrees to enter into a driver improvement agreement with the commissioner.

Subp. 2. **Driver improvement agreement.** A driver improvement agreement is an agreement between a driver and the commissioner in which the driver agrees to improve driving conduct in consideration for the department taking no action on the suspension that the person currently has pending.

A. The driver improvement agreement must not be for a period less than the period of suspension that the person currently has pending.

B. If the person commits a violation arising out of the operation of a motor vehicle while a driver improvement agreement is in effect, the commissioner shall withdraw the person's driver's license for 30 days or according to this chapter, chapter 7503, or Minnesota Statutes, whichever is the longer period.

C. The commissioner shall not issue a limited license as provided by Minnesota Statutes, section 171.30, to the person for violations committed during the period an agreement is in force.

Subp. 3. **Variations.** Unless otherwise specifically provided for in this chapter, the provisions of this chapter are not subject to variance under another rule or statute.

**Statutory Authority:** *MS s 14.06; 169.792; 169.795; 169.798; 299A.01*

**History:** *27 SR 466*

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