

S.F. No. 432 – Driver’s License Suspension Modifications (1st Engrossment)

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S.F. 432 prohibits the commissioner of public safety from suspending (or “re-suspending”) a person’s driver’s license for failure to appear in court for certain offenses; failure to pay certain fines; and convictions for driving after suspension or revocation. The commissioner and the state court administrator are required to submit annual reports to the legislature on related data.

Section 1. Failure to appear. The commissioner of public safety must not suspend a person’s driver’s license based only on the fact that the person did not appear in court either: 1) in compliance with a citation for a petty misdemeanor, or 2) for a violation of the law on driving after suspension or revocation.

Section 2. Suspension on conviction. The commissioner must not suspend a person’s driver’s license if that person was convicted only for a driving after suspension or revocation.

Section 3. Failure to pay fine. The commissioner must not suspend a person’s driver’s license based only on the fact that the person was convicted of violating a traffic law but did not pay the fine or surcharge.

Sec. 4. Suspension under reciprocal agreement. Notwithstanding the prohibition on suspending driver’s licenses in this bill, the commissioner of public safety may suspend a person’s driver’s license if the commissioner receives a report from another state that is a member of the nonresident violator compact reporting that the person failed to appear in court or pay a fine or surcharge as required in by the laws of the other state.

Section 5. Offenses. The commissioner must not suspend a person’s driver’s license who has been convicted of certain offenses who was also convicted of driving after suspension or revocation.

Section 6. Driver’s license suspensions and revocations; reports. The commissioner must annually report to the legislature on the status of drivers’ licenses issued, suspended, and revoked. The state court administrator must annually report to the legislature on 1) the charges and

convictions for driving after suspension or revocation, and 2) the payment of fines for traffic violations.

Section 7. Motor vehicle charges and convictions data; report. The court administrator must collect and compile the data for the report required by **section 5**.

Section 8. Revisor's instruction. The Revisor must recodify a provision from **section 169.92** as a new subdivision in **section 171.16**.