

## Minnesota

Since July 1, 2011, Minnesota requires the use of interlocks for all repeat and first-time convicted drunk drivers with a BAC of .16 or greater. First offenders with a BAC of .08 to .15 are eligible to go an interlock for a 90 day license revocation. However, 80 percent of first offenders plead down their DWI to a 30 day license revocation and avoid an interlock. As of December 2017, there were 12,799 interlocks installed. Between 2006 to 2018, interlocks stopped 74,129 attempts to drive drunk, including 7,802 in 2018.

**Why MADD does not call the law all-offender? Interlocks are not required for all first-time offenders in order to drive.**

### Ignition Interlock Law Overview and MADD Legislative Recommendations

| How soon can an ignition interlock be installed? |                         | Duration on ignition interlock          | Legislative Recommendation  |
|--|-------------------------|---|---|
| First offense .08 to .15 BAC                     | Upon License Revocation | 90 days                                 | <b><i>Require interlocks for all convicted drunk drivers. Require the use of interlocks for refusals.</i></b> |
| First offense .17 BAC or greater                 |                         | 1 year                                  |   |
| Second offense                                   |                         | 1 year                                  |   |
| First refusal                                    |                         | 1 year IID or 1 year restricted license |   |

#### Compliance Based Removal?

**Yes**

Time may be extended for violations; last 90 days must have no failed tests recorded on device. An additional 180 days can be added to the revocation period for the following violations: 1) tampering, circumventing or bypassing the device, 2) Operating a vehicle not equipped with an interlock, 3) violation of an interlock license, 4) For canceled drivers, the failure to provide no fewer than 30 initial breath tests each month, 5) Failure to bring the vehicle in for a service appointment every 30 days (or 60 days if the device is wireless), 6) Three failures to take a rolling retest within a seven day period. An additional 90 days can be added to the license revocation for an alcohol reading greater than .02 BAC.

#### Day-for-Day Credit for early installation?

**Yes**

#### Do plea agreements or reductions in the original DUI charge include the requirement of an interlock?

**No**

#### Legislative Recommendation

***Allow a first-time apprehended drunk driver who did not cause an injury or property damage crash, and successfully completes six continuous months on an ignition interlock and completes other court or department conditions to be granted a plea deal.***

#### Indigent Program?

**Yes**

To apply, the participant must complete a Form available on the Department's website. A participant may only apply for once per tax year and must reapply yearly. The reduced fee is effective on the date of approval. The reduced fee applies to only one vehicle.

#### Interlock user fees (not including leasing costs of the device)

**No**

Any DWI offender must pay a \$680 reinstatement fee to the DMV that is not exclusive to ignition interlock use.