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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-FIFTH
SESSION

HOUSE FILE No. **2790**

February 12, 2008

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The bill was read for the first time and referred to the Committee on Public Safety and Civil Justice

1.1 A bill for an act
1.2 relating to driving while impaired; increasing the maximum bail for the
1.3 unconditional release of certain impaired driving defendants who have been
1.4 taken into custody following arrest; amending Minnesota Statutes 2006, section
1.5 629.471, subdivisions 2, 3.

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

1.7 Section 1. Minnesota Statutes 2006, section 629.471, subdivision 2, is amended to read:

1.8 Subd. 2. **Quadruple fine.** (a) For offenses under sections 169.09, ~~169A.20~~, 171.24,
1.9 subdivision 5, and 609.525, the maximum cash bail that may be required for a person
1.10 charged with a misdemeanor or gross misdemeanor violation is quadruple the highest cash
1.11 fine that may be imposed for the offense.

1.12 (b) Unless the court imposes the conditions of release specified in section 169A.44,
1.13 the court must impose maximum bail when releasing a person from detention who has
1.14 been charged with violating section 169A.20 if the person has three or more prior impaired
1.15 driving convictions within the previous ten years. As used in this subdivision, "prior
1.16 impaired driving conviction" has the meaning given in section 169A.03.

1.17 **EFFECTIVE DATE.** This section is effective August 1, 2008, and applies to
1.18 offenses occurring on or after that date.

1.19 Sec. 2. Minnesota Statutes 2006, section 629.471, subdivision 3, is amended to read:

1.20 Subd. 3. **Six times the fine.** For offenses under sections 169A.20, 518B.01,
1.21 609.224, 609.2242, and 609.377, the maximum cash bail that may be required for a person
1.22 charged with a misdemeanor or gross misdemeanor violation is six times the highest cash
1.23 fine that may be imposed for the offense.

- 2.1 **EFFECTIVE DATE.** This section is effective August 1, 2008, and applies to
- 2.2 offenses occurring on or after that date.