

This Document can be made available  
in alternative formats upon request

State of Minnesota  
**HOUSE OF REPRESENTATIVES**

EIGHTY-FIFTH  
SESSION

**HOUSE FILE No. 3849**

March 5, 2008

Authored by Simon

The bill was read for the first time and referred to the Committee on Commerce and Labor

1.1 A bill for an act  
1.2 relating to alcoholic beverages; permitting passengers on a multipassenger  
1.3 bicycle to consume; amending Minnesota Statutes 2006, section 169A.35,  
1.4 subdivision 6.

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

1.6 Section 1. Minnesota Statutes 2006, section 169A.35, subdivision 6, is amended to  
1.7 read:

1.8 Subd. 6. **Exceptions.** (a) This section does not prohibit the possession or  
1.9 consumption of alcoholic beverages by passengers in:

1.10 (1) a bus that is operated by a motor carrier of passengers, as defined in section  
1.11 221.011, subdivision 48; ~~or~~

1.12 (2) a vehicle that is operated for commercial purposes in a manner similar to a  
1.13 bicycle as defined in section 169.01, subdivision 51, with three or more passengers who  
1.14 provide pedal power to the drive train of the vehicle; or

1.15 ~~(2)~~ (3) a vehicle providing limousine service as defined in section 221.84,  
1.16 subdivision 1.

1.17 (b) Subdivisions 3 and 4 do not apply to a bottle or receptacle that is in the trunk  
1.18 of the vehicle if it is equipped with a trunk, or that is in another area of the vehicle not  
1.19 normally occupied by the driver and passengers if the vehicle is not equipped with a  
1.20 trunk. However, a utility compartment or glove compartment is deemed to be within the  
1.21 area occupied by the driver and passengers.