BILL

No. 83

An Act to amend various Acts, and to enact a new Act, respecting Drivers, Vehicle Use and Safe Roads

(Assented to)

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of Saskatchewan, enacts as follows:

Short title

1 This Act may be cited as *The Driver, Vehicle Use and Safe Roads Act, 2026*.

Traffic Safety Amendment Act

2 *The Traffic Safety Amendment Act, 2026* as set out in Schedule 1 is enacted.

Traffic Safety Consequential Amendments Act

3 *The Traffic Safety Consequential Amendments Act, 2026* as set out in Schedule 2 is enacted.

Vehicles for Hire Act

4 *The Vehicles for Hire Act, 2026* as set out in Schedule 3 is enacted.

Vehicles for Hire Consequential Amendments Act

5 *The Vehicles for Hire Consequential Amendments Act, 2026* as set out in Schedule 4 is enacted.

Chapter numbers of Acts

6 As soon as is practicable after this Act receives assent, the Law Clerk and Parliamentary Counsel shall assign chapter numbers to the Acts set out in the Schedules.

Coming into force

7(1) Subject to subsection (2), this Act comes into force on assent.

(2) The Schedules to this Act come into force as provided in each Schedule.

SCHEDULE 1
[*Section 2*]

An Act to amend *The Traffic Safety Act*

Short title

1 This Act may be cited as *The Traffic Safety Amendment Act, 2026*.

SS 2004, c T-18.1 amended

2 *The Traffic Safety Act* is amended in the manner set forth in this Act.

Section 2 amended

3 Subsection 2(1) is amended:

(a) by repealing clause (c) and substituting the following:

"(c) **'board'** means the Traffic Safety Board continued pursuant to section 15**";**

(b) by adding the following clause after clause (dd):

"(dd.1) **'primary agriculture sector'** means the primary agriculture sector within the meaning of subsection 315.2(4) of the *Immigration and Refugee Protection Regulations* (Canada)**"; and**

(c) by adding the following clause after clause (ss):

"(ss.1) **'temporary foreign worker'** means a foreign national who is authorized to work in Canada on a temporary basis pursuant to the *Immigration and Refugee Protection Act* (Canada)**".**

New Part IV

4 Part IV is repealed and the following substituted:

"PART IV
Traffic Safety Board

"DIVISION 1
Organization

"Definition for Part

14 In this Part, **'ministry'** means the ministry over which the minister presides.

"Board continued

15 The Highway Traffic Board is continued as the Traffic Safety Board.

"Board responsible to minister

16 The board is responsible to the minister in the carrying out of the duties and exercise of the powers imposed or conferred on it.

"Board a corporation

17(1) The board is a corporation.

(2) The head office of the board is to be in any place in Saskatchewan that the minister may approve.

"Membership

18(1) The board consists of at least 5 persons appointed by the Lieutenant Governor in Council.

(2) At least one member appointed to the board must be a lawyer.

(3) A member of the board holds office at pleasure for a term not exceeding 3 years and until a successor is appointed.

(4) A member of the board may be reappointed for additional terms.

(5) The Lieutenant Governor in Council:

(a) shall designate one member as chairperson of the board; and

(b) may designate one or more members as vice-chairperson or vice-chairpersons of the board.

(6) Subject to subsection (8), a majority of the members of the board constitutes a quorum.

(7) A vacancy in the membership of the board does not impair the power of the remaining members to act.

(8) If, after a matter before the board has been heard and stands for decision, one of the members who heard the matter resigns the member's office, dies or is absent through any cause, the remaining members constitute a quorum and may render a decision as if that member were present.

(9) The chairperson shall perform the responsibilities imposed on, and may exercise the powers provided to, the chairperson by the Lieutenant Governor in Council, this Act and the regulations.

(10) If the chairperson is absent or unable to act for any reason or if the position of the chairperson is vacant, a vice-chairperson shall act as chairperson, and while so acting, must perform all the responsibilities imposed on, and may exercise the powers provided to, the chairperson.

"Panels of the board

19(1) Three members of the board may sit as a panel of the board and may exercise any powers and perform any duties that the board is authorized to exercise and perform.

(2) Notwithstanding subsection (1), an appeal pursuant to section 147.1 must be heard by a panel consisting of a single lawyer member.

(3) Any number of panels of the board may sit concurrently.

(4) A decision, action or order of the majority of the members of a panel is a decision, action or order of the board.

(5) A panel may meet and conduct hearings in any manner the hearing panel considers advisable, including by telephonic or other electronic means.

"Remuneration and employees

20(1) The members of the board are entitled to be paid any remuneration that may be approved by the Lieutenant Governor in Council for performing their responsibilities.

(2) The members of the board are entitled to be reimbursed for travel and incidental living expenses incurred in the performance of their responsibilities as members at any rates that may be approved for members of the public service of Saskatchewan.

(3) The ministry may provide the board with any supplies and the service of any employees under the minister's administration that the minister considers necessary for the board to exercise its powers and perform its duties pursuant to this Act.

(4) The board may, with the approval of the minister:

(a) employ, engage the services of or retain any officers or other employees that are required for the proper conduct of the board's business; and

(b) determine the duties, powers, conditions of employment and remuneration of officers and employees mentioned in clause (a).

(5) The board may, with the approval of the minister:

(a) engage the services of any lawyer, consultant or technical adviser that it considers appropriate to assist the board in carrying out its responsibilities; and

(b) pay the reasonable fees and expenses of the lawyer, consultants and technical advisers.

"DIVISION 2
General Powers and Duties

"General powers of the board

21(1) The board may:

(a) exercise any powers given to the board by this Act or the regulations or by any legislation;

(b) do any other thing that it considers necessary and in the public interest to perform its responsibilities; and

(c) accept and exercise any powers conferred on it pursuant to any agreement that is:

(i) entered into by the minister pursuant to this Act or any other Act; and

(ii) designated by the Lieutenant Governor in Council in the regulations.

(2) The board has the capacity to accept and exercise the powers conferred on it by the *Motor Vehicle Transport Act* (Canada).

"Delegation of board's powers

22(1) The board may authorize any person to exercise any powers or carry out any duties of the board that the board may delegate to that person.

(2) A decision or action of a person in relation to the exercise of any power or the carrying out of any duty delegated to that person pursuant to subsection (1) is deemed to be a decision or action of the board.

"Board rules

23(1) Subject to this Act and the regulations, the board may make rules:

(a) governing the management and conduct of its business and the conduct of the meetings, investigations, inquiries and any other proceedings of the board and its committees;

(b) subject to any prescribed terms and conditions, governing the management and conduct of hearings before the board and its committees; and

(c) respecting forms, applications and other documents required to be used and the procedures to be followed in the conduct of its affairs.

(2) The board must cause its rules respecting hearings and investigations that are made pursuant to subsection (1) to be published in a manner that is easily accessible to the public.

"Conduct of business and orders

24(1) The board:

(a) may sit at any times and places, either within or outside Saskatchewan; and

(b) shall conduct its proceedings in any manner that, in its opinion, is most convenient for the speedy and effective conduct of its business.

(2) The board shall keep any records necessary for the proper conduct of its business.

(3) An order of the board need not show on its face that any proceeding or notice was had or taken or that any circumstances existed necessary to give it jurisdiction.

(4) Subject to subsection (5), the board may:

(a) rehear or review any application; and

(b) on a rehearing or review pursuant to clause (a), confirm, amend or cancel any decision or order made by it.

(5) The board may rehear or review an application pursuant to subsection (4) only if it is satisfied that:

(a) there is new evidence that:

(i) was not available at the time of the initial decision or order; and

(ii) is important and relevant to the initial decision or order; and

(b) it is important and in the public interest to rehear or review the initial decision or order.

(6) A rehearing or review by the board does not operate to stay its original decision.

"Evidence

25(1) In a hearing or investigation before the board or a panel of the board, the board is not bound by the rules of evidence, but may receive and accept as evidence any oral or written testimony, or any record or thing, that the board considers to be:

(a) credible and trustworthy; and

(b) relevant to the matter being heard or reviewed.

(2) In conducting a hearing or investigation, the board or a panel of the board:

(a) has the powers conferred on a commission by sections 11, 15, and 25 of *The Public Inquiries Act, 2013*; and

(b) may receive and accept any evidence and information under oath or declaration, by affidavit or by any other means that the board or panel considers proper.

"Board not compellable

26 No member of the board or person employed or engaged by the board is compellable in any civil proceedings:

(a) to testify with respect to any information obtained in the discharge of the member's or person's duties pursuant to this Act; or

(b) to produce any file, paper, information, report, correspondence or other document relating to the business or activities of the board.

"DIVISION 3
Appeals

"When appeals may be made to board

27(1) A person who is aggrieved by a decision of the administrator pursuant to any of the following provisions may appeal the administrator's decision to the board:

(a) subsection 34(1);

(b) subsection 38(2) or (3);

(c) clause 48(2)(c);

(d) subsection 49(5);

(e) section 50;

(f) section 51;

(g) subsection 58(1);

(h) section 75;

(i) subsection 111(4) or (5);

(j) section 118;

(k) section 123;

(l) section 144;

(m) sections 146, 146.1, 146.2, 147.1, 148, 148.1, 150, 150.1 and 150.3;

(n) subsection 282(2).

(2) Without limiting the generality of the other provisions of this Act, the board may hear and determine appeals concerning the matters set out in sections 101.1 and 152.

(3) If a provision of the regulations states that this section applies, a person who is aggrieved by a decision of the administrator pursuant to that provision may appeal to the board.

(4) The board does not have jurisdiction to hear any ground of appeal:

(a) that may require a decision or determination concerning the constitutional validity, applicability or operability of an Act, a regulation made pursuant to an Act, an Act of the Parliament of Canada or a regulation made pursuant to an Act of the Parliament of Canada; or

(b) that may require a remedy pursuant to subsection 24(1) of the Canadian *Charter of Rights and Freedoms* or pursuant to *The Saskatchewan Human Rights Code, 2018*.

(5) An appeal to the board must:

(a) be in writing;

(b) be filed with the board within the prescribed time allowable for an appeal; and

(c) be accompanied by any prescribed fee.

(6) If an appeal based on a decision pursuant to subsection 38(2) or (3) or 49(5) or section 50 or 51 concerns the requirement by the administrator that a driver obtain periodic medical reports or have periodic medical or vision examinations, the sole issue on appeal is the frequency of the reports or examinations and not the requirement to obtain the reports or have the examinations.

(7) Unless prescribed otherwise, the board, on appeal, may uphold, reverse or vary the administrator's original decision.

(8) Notwithstanding any other Act or law, an appeal to the board does not stay the administrator's original decision.

(9) A decision of the board is final and is not subject to appeal**".**

Section 29 amended

5(1) Clause 29(1)(m) is amended by adding "147.1,**" after "**146.2,**".**

(2) The following subsections are added after subsection 29(2):

"(2.1) The board does not have jurisdiction to hear any ground of appeal:

(a) that may require a decision or determination concerning the constitutional validity, applicability or operability of an Act, a regulation made pursuant to an Act, an Act of the Parliament of Canada or a regulation made pursuant to an Act of the Parliament of Canada; or

(b) that may require a remedy pursuant to subsection 24(1) of the *Canadian Charter of Rights and Freedoms* or pursuant to *The Saskatchewan Human Rights Code, 2018*.

"(2.2) If the board determines it does not have jurisdiction to hear an issue raised in an application for the appeal pursuant to subsection (2.1), the board must provide notice to the person in accordance with the regulations**".**

Section 32 amended

6(1) Subsection 32(4) is amended by striking out "he or she**" and substituting "**the accused**".**

(2) Subsection 32(5) is amended:

(a) by striking out "or**" after clause (b);**

(b) by adding "or**" after clause (c); and**

(c) by adding the following clause after clause (c):

"(d) that person is a temporary foreign worker employed in the primary agriculture sector in Saskatchewan and holds a valid equivalent to a class 1 driver's licence issued by a country to which Saskatchewan has granted a Class 5 reciprocal licensing**".**

Section 35 amended

7 Subsection 35(5) is amended by striking out "his or her**" and substituting "**the holder's**".**

Section 39 amended

8 Subsection 39(2) is amended by striking out "his or her**" and substituting "**the person's**".**

Section 40 amended

9 Clause 40(6)(b) is amended by striking out "he or she**" and substituting "**the person**".**

Section 40.1 amended

10(1) Subclause 40.1(3)(a)(ii) is amended by striking out "his or her**" and substituting "**the person's**".**

(2) Subsection 40.1(4.2) is amended by striking out "represented himself or herself as**" and substituting "**purported to be**".**

(3) Subsection 40.1(5) is amended:

(a) in the portion preceding clause (a) by striking out "his or her**" and substituting "**the person's**"; and**

(b) in clause (b) by striking out "represented himself or herself as**" and substituting "**purported to be**".**

Section 41 amended

11 Section 41 is amended:

(a) in clause (d) by striking out "his or her**" and substituting "**that person's**";**

(b) in clause (h) by striking out "his or her**" wherever it appears and in each case substituting "**that person's**"; and**

(c) in clause (o) by striking out "his or her**" and substituting "**the person's**".**

Section 44 amended

12 Clause 44(b) is amended by striking out "his or her**" and substituting "**the peace officer's, judge's or justice of the peace's**".**

Section 45 amended

13 Clause 45(b) is amended by striking out "changes his or her address**" and substituting "**has changed addresses**".**

Section 48 amended

14(1) Subsection 48(2) is amended:

(a) in clause (e) by striking out "211,**";**

(b) by striking out "or**" after clause (e); and**

(c) by adding the following after clause (e):

"(e.1) the person who holds or applies for the driver's licence is convicted of an offence pursuant to section 5, 6, 7 or 7.1 of the *Controlled Drugs and Substances Act* (Canada) with respect to a controlled substance included in Schedule 1 of that Act; or".

(2) Subsection 48(3) is amended:

(a) in clause (a) by striking out "211,**"; and**

(b) in clause (b) by striking out "211,**".**

(3) The following subsection is added after subsection 48(3):

"(3.1) The period of suspension pursuant to clause (2)(e.1) is:

(a) if, in the 5 years before the date of the conviction, the person has not been convicted of an offence pursuant to section 5, 6, 7 or 7.1 of the *Controlled Drugs and Substances Act* (Canada) with respect to a controlled substance included in Schedule 1 of that Act that would have resulted in a suspension of the person's driver's licence pursuant to clause (2)(e.1), one year from the date of the conviction plus any period to which the person is sentenced to imprisonment or custody; or

(b) if, in the 5 years before the date of the conviction, the person has been convicted of an offence pursuant to section 5, 6, 7 or 7.1 of the *Controlled Drugs and Substances Act* (Canada) with respect to a controlled substance included in Schedule 1 of that Act that would have resulted in a suspension of the person's driver's licence pursuant to clause (2)(e.1), 2 years from the date of conviction plus any period to which the person is sentenced to imprisonment or custody".

New section 52.1

15 The following section is added after section 52:

"Refusal to issue driver's licence to offender

52.1(1) In this section, **'offender'** means a person who:

(a) has been served with a notice of suspension and a notice of immobilization or impoundment pursuant to section 147.1; and

(b) is in default of payment of the administrative penalty pursuant to section 147.2.

(2) The administrator shall refuse to issue a driver's licence to an offender, until the offender:

(a) fully pays the administrative penalty and any late payment charge imposed pursuant to this Act or the regulations; or

(b) otherwise fully discharges the administrative penalty and any late payment charge imposed pursuant to this Act or the regulations.

(3) Notwithstanding subsection (2), the administrator may issue a driver's licence to an offender if the offender continues to participate in the ignition interlock program pursuant to clause 147.1(10)(a) subject to any terms and conditions that the administrator considers appropriate**".**

Section 55 amended

16 Subsection 55(1) is amended in the portion preceding clause (a) by striking out "he or she**" and substituting "**the peace officer**".**

Section 57 amended

17(1) Clause 57(2)(b) is amended:

(a) in subclause (ii) by striking out "he or she**" and substituting "**the person**"; and**

(b) in subclause (iii) by striking out "him or her**" and substituting "**the person**".**

(2) Clause 57(3)(a) is amended by striking out "he or she**" and substituting "**the lessor**".**

Section 61 amended

18 Subsection 61(2) is amended by striking out "his or her**" and substituting "**the driver's**".**

Section 62 amended

19 Subsection 62(1) is amended in the portion preceding clause (a) by striking out "he or she**" and substituting "**the peace officer**".**

Section 64 amended

20 Clause 64(2)(b) is amended by striking out "his or her**" and substituting "**the owner's**".**

Section 65 amended

21 Subsection 65(5) is amended by striking out "he or she**" and substituting "**the person**".**

Section 71 amended

22 Clause 71(b) is amended by striking out "changes his or her address**" and substituting "**has changed addresses**".**

Section 75 amended

23 Clause 75(1)(u) is amended by striking out "his or her**" and substituting "**the holder's or applicant's**".**

Section 111 amended

24 Subsection 111(3) is amended by striking out "hold himself or herself out, or give instructions, as **" and substituting "**purport to be, or give instructions as,**".**

Section 129 amended

25 Subsection 129(1) is amended in the portion preceding clause (a) by striking out "his or her**" wherever it appears and in each case substituting "**the judgment creditor's**".**

Section 130 amended

26 Clause 130(4)(b) is amended:

(a) in subclause (i):

(i) in the portion preceding paragraph (A) by striking out "he or she**" and substituting "**the person**"; and**

(ii) in paragraph (B) by striking out "him or her**" and substituting "**the person**"; and**

(b) in subclause (ii) by striking out "he or she**" and substituting "**the person**".**

Section 132 amended

27(1) Subsection 132(1) is amended by striking out "his or her**" and substituting "**the person's**".**

(2) Clause 132(2)(b) is amended by striking out "him or her**" and substituting "**that person**".**

Section 137 amended

28 Subclause 137(d)(i) is amended by striking out "19**" and substituting "**21**".**

Section 139 amended

29 Subsection 139(1) is amended:

(a) in clause (b):

(i) by striking out "clause 48(2)(e) and (f)**" and substituting "**clause 48(2)(e), (e.1) or (f)**"; and**

(ii) by adding "147.1,**" after "**146.2,**"; and**

(b) by adding the following clause after clause (b):

"(b.1) if that person is operating the motor vehicle that is not equipped with an ignition interlock device and that person is required by this Act or the regulations to participate in a prescribed ignition interlock program**".**

Section 140 amended

30 Clause 140(10)(a) is amended by striking out "his or her**" and substituting "**the person's**".**

Section 141 amended

31(1) Clause 141(2)(c) is amended by adding "147.1,**" after "**146.1,**".**

(2) Clause 141(5)(b) is amended:

(a) in subclause (i) by striking out "his or her**" and substituting "**the person's**";**

(b) in subclause (ii) by striking out "his or her**" and substituting "**the person's**"; and**

(c) in subclause (iii) by striking out "he or she**" wherever it appears and in each case substituting "**the person**".**

Section 143 amended

32 Clause 143(4)(b) is amended by striking out "his or her**" and substituting "**the person's**".**

New heading to Division 3

33 The heading preceding section 146 is struck out and the following substituted:

"DIVISION 3
Suspension of Driver's Licence re Impaired Driving".

New sections 146, 146.1 and 146.2

34 Sections 146, 146.1 and 146.2 are repealed and the following substituted:

"Roadside suspension – 40 milligrams of alcohol

146(1) In this section and in sections 146.1, 146.2 and 147.1:

(a) **'approved screening device'** means a device approved for analysing the presence of alcohol or drugs in a person's body pursuant to section 320.11 of the *Criminal Code*;

(b) **'designated notice'** means a notice of suspension, or a notice of immobilization or impoundment, issued pursuant to this section, section 146, 146.1, 146.2, 147.1, 148, 150, 150.1, or 150.11 or a notice of seizure and direction issued pursuant to section 150.3 and includes a suspension or an order of disqualification issued pursuant to a former provision;

(c) **'former provision'** means the following provisions of this Act as they read on the day before the coming into force of this section:

(i) sections 146, 146.1 and 146.2;

(ii) subsections 147(1) and (5);

(iii) sections 148, 150 and 150.1.

(2) A peace officer shall do the things set out in subsections (3) and (15) if:

(a) the peace officer makes a demand to a driver pursuant to the *Criminal Code* to provide a sample of breath for analysis by means of an approved screening device; and

(b) the peace officer has reasonable grounds to believe, as a result of the analysis in clause (a), that the driver drove a motor vehicle while that driver's venous blood contained at least 40 milligrams but less than 80 milligrams of alcohol per 100 millilitres of blood.

(3) In the circumstances mentioned in subsection (2):

(a) the peace officer shall immediately:

(i) suspend the driver from driving a motor vehicle;

(ii) if the driver is the holder of a driver's licence or any other permit authorizing the driver to drive a motor vehicle, require the driver to immediately surrender the driver's driver's licence or permit;

(iii) cause the motor vehicle that the driver is driving to be immobilized or impounded; and

(iv) issue and serve a notice of suspension and a notice of immobilization or impoundment on the driver; and

(b) on being required to do so pursuant to subclause (a)(ii), the driver shall immediately surrender the driver's driver's licence or permit to the peace officer.

(4) A peace officer who acts pursuant to subsection (3) is required to provide notice in accordance with the regulations to the driver of the options outlined in subsection (9) at the time the notice of suspension and the notice of immobilization or impoundment is served on the driver.

(5) If a driver is served with a notice of suspension and a notice of immobilization or impoundment pursuant to this section:

(a) subject to subsection (9), the driver is suspended from driving a motor vehicle:

(i) if the driver has not been subject to a previous designated notice in the 10 years preceding the date of the issuance of the notice of suspension, for a period of 3 consecutive days;

(ii) if the driver has been subject to one previous designated notice in the 10 years preceding the date of the issuance of the notice of suspension, for a period of 14 consecutive days; or

(iii) if the driver has been subject to 2 or more previous designated notices in the 10 years preceding the date of the issuance of the notice of suspension, for a period of 30 consecutive days; and

(b) the motor vehicle the driver was driving at the time the driver was served with the notice of immobilization or impoundment is, on service of the notice, immediately immobilized or impounded:

(i) if the driver has not been subject to a previous designated notice in the 10 years preceding the date of the issuance of the notice, for a period of 7 consecutive days;

(ii) if the driver has been subject to one previous designated notice in the 10 years preceding the date of the issuance of the notice, for a period of 14 consecutive days; or

(iii) if the driver has been subject to 2 or more previous designated notices in the 10 years preceding the date of the issuance of the notice, for a period of 30 consecutive days.

(6) A notice of suspension and a notice of immobilization or impoundment served on a driver pursuant to this section:

(a) are effective immediately;

(b) are effective notwithstanding that the peace officer is unable for any reason to take possession of the driver's driver's licence or permit; and

(c) prohibit that driver from applying for or holding a driver's licence during the period of suspension set out in this section.

(7) A driver shall, within 120 days after the date of the issuance of the notice of suspension and notice of immobilization or impoundment pursuant to this section:

(a) if the driver has not been subject to a previous designated notice in the 10 years preceding the date of the issuance of the notice, complete any prescribed program required by the administrator;

(b) if the driver has been subject to one previous designated notice in the 10 years preceding the date of the issuance of the notice, complete any prescribed program required by the administrator; or

(c) if the driver has been subject to 2 or more previous designated notices in the 10 years preceding the date of the issuance of the notice, complete a prescribed education program or prescribed recovery program.

(8) If a driver who is required to complete a program pursuant to subsection (7) fails to do so within the 120-day period mentioned in that subsection and the driver's licence of the driver has been reinstated by the administrator, the administrator shall suspend the driver from driving a motor vehicle until the driver completes the program.

(9) If a driver is suspended from driving a motor vehicle pursuant to subsection (3), the notice of suspension and any immobilization or impoundment of the motor vehicle is terminated immediately if the driver:

(a) immediately and voluntarily:

(i) undergoes a second test using an approved screening device or approved instrument that is different from the approved screening device used for the first test pursuant to subsection (2) and the result indicates that the venous blood of the driver contains less than 40 milligrams of alcohol per 100 millilitres of blood; or

(ii) attends at a place designated by the peace officer and accompanies the peace officer to that place, if necessary, and undergoes a second test using an approved screening device or approved instrument and the result indicates that the venous blood of the driver contains less than 40 milligrams of alcohol per 100 millilitres of blood; or

(b) after the notice of suspension is issued but before the period of suspension has expired, obtains and produces to the peace officer a certificate from a duly qualified medical practitioner stating that, at the time the driver was suspended pursuant to subsection (3), the venous blood of the driver contained less than 40 milligrams of alcohol per 100 millilitres of blood.

(10) Notwithstanding subsections (5), (7) and (8), but subject to subsections (11) to (14), a driver is eligible to have the driver's driver's licence reinstated only if the driver:

(a) does not drive a motor vehicle unless the vehicle is equipped with a prescribed ignition interlock device:

(i) if the driver has not been subject to a previous designated notice in the 10 years preceding the date of the issuance of the notice of suspension, for a period of 90 consecutive days;

(ii) if the driver has been subject to one previous designated notice in the 10 years preceding the date of the issuance of the notice of suspension, for a period of 180 consecutive days; or

(iii) if the driver has been subject to 2 or more previous designated notices in the 10 years preceding the date of the issuance of the notice of suspension, for a period of one year;

(b) participates in the prescribed ignition interlock program;

(c) pays the prescribed licence reinstatement fee; and

(d) complies with any terms and conditions imposed by the administrator.

(11) If a driver has been subject to 2 or fewer previous designated notices in the 10 years preceding the date of the issuance of the notice of suspension, the driver is eligible to have the driver's driver's licence reinstated at the end of the prescribed ignition interlock period despite not having participated in the prescribed ignition interlock program.

(12) If the administrator is satisfied that a driver mentioned in subsection (10) has not fully complied with the prescribed ignition interlock program or any terms and conditions imposed by the administrator, the administrator may extend the period during which the driver must drive a motor vehicle with a prescribed ignition interlock device.

(13) If a driver satisfies the administrator that, for a prescribed reason, the driver is unable to comply with subsection (10), the administrator may, with respect to that driver:

(a) waive the requirements set out in subsection (10);

(b) in accordance with the regulations, terminate the suspension effective on a date that the administrator considers appropriate;

(c) require the driver to participate in a prescribed program; and

(d) impose any terms and conditions on the driver that the administrator considers appropriate.

(14) A driver described in subsection (13) is eligible to have the driver's driver's licence reinstated subject to any other terms and conditions imposed on the driver by the administrator pursuant to this Act.

(15) If a peace officer suspends the driver's driver's licence pursuant to this section, the peace officer shall:

(a) keep a written record of the driver's licence suspended by the peace officer;

(b) if the suspension is not terminated pursuant to subsection (9), provide the driver whose driver's licence is suspended with a written statement, in the prescribed form, of the time from which the suspension takes effect;

(c) if the driver surrenders the driver's driver's licence, give the driver a receipt for the driver's licence; and

(d) promptly send the driver's driver's licence to the administrator.

(16) This section applies, with any necessary modification, to a driver who is a non-resident.

"**Field sobriety test (alcohol) and suspensions – 40 milligrams of alcohol**

146.1(1) A peace officer may require the driver of a motor vehicle to undergo a field sobriety test if the peace officer has reasonable grounds to believe that the driver's venous blood contains not less than 40 milligrams of alcohol per 100 millilitres of blood.

(2) A driver who is requested to undergo a field sobriety test is suspended from driving a motor vehicle for the period set out in clause (5)(a), as the case may be, if the driver:

(a) refuses to undergo the field sobriety test;

(b) fails to follow the peace officer's instructions regarding the field sobriety test; or

(c) fails to satisfy the peace officer, based on the driver's performance on a field sobriety test, that the driver is able to safely operate a motor vehicle.

(3) In the circumstances mentioned in subsection (2):

(a) the peace officer shall immediately:

(i) suspend the driver from driving a motor vehicle;

(ii) if the driver is the holder of a driver's licence or any other permit authorizing the driver to drive a motor vehicle, require the driver to immediately surrender the driver's driver's licence or permit;

(iii) cause the motor vehicle that the driver is driving to be immobilized or impounded; and

(iv) issue and serve a notice of suspension and a notice of immobilization or impoundment on the driver; and

(b) on being required to do so pursuant to subclause (a)(ii), the driver shall immediately surrender the driver's driver's licence or permit to the peace officer.

(4) A peace officer who acts pursuant to subsection (3) is required to provide notice in accordance with the regulations to the driver of the options outlined in subsection (9) at the time the notice of suspension and the notice of immobilization or impoundment is served on the driver.

(5) If a driver is served with a notice of suspension and a notice of immobilization or impoundment pursuant to this section:

(a) subject to subsection (9), the driver is suspended from driving a motor vehicle:

(i) if the driver has not been subject to a previous designated notice in the 10 years preceding the date of the issuance of the notice of suspension, for a period of 3 consecutive days;

(ii) if the driver has been subject to one previous designated notice in the 10 years preceding the date of the issuance of the notice of suspension, for a period of 14 consecutive days; or

(iii) if the driver has been subject to 2 or more previous designated notices in the 10 years preceding the date of the issuance of the notice of suspension, for a period of 30 consecutive days; and

(b) the motor vehicle the driver was driving at the time the driver was served with the notice of immobilization or impoundment is, on service of the notice, immediately immobilized or impounded:

(i) if the driver has not been subject to a previous designated notice in the 10 years preceding the date of the issuance of the notice, for a period of 7 consecutive days;

(ii) if the driver has been subject to one previous designated notice in the 10 years preceding the date of the issuance of the notice, for a period of 14 consecutive days; or

(iii) if the driver has been subject to 2 or more previous designated notices in the 10 years preceding the date of the issuance of the notice, for a period of 30 consecutive days.

(6) A notice of suspension and a notice of immobilization or impoundment served on a driver pursuant to this section:

(a) are effective immediately;

(b) are effective notwithstanding that the peace officer is unable for any reason to take possession of the driver's driver's licence or permit; and

(c) prohibit that driver from applying for or holding a driver's licence during the period of suspension set out in this section.

(7) A driver shall, within 120 days after the date of the issuance of the notice of suspension pursuant to this section:

(a) if the driver has not been subject to a previous designated notice in the 10 years preceding the date of the issuance of the notice of suspension, participate in any prescribed program required by the administrator;

(b) if the driver has been subject to one previous designated notice in the 10 years preceding the date of the issuance of the notice of suspension, participate in any prescribed program required by the administrator; or

(c) if the driver has been subject to 2 or more previous designated notices in the 10 years preceding the date of the issuance of the notice of suspension, complete a prescribed education program or prescribed recovery program.

(8) If a driver who is required to complete a program pursuant to subsection (7) fails to do so within the 120-day period mentioned in that subsection and the driver's driver's licence has been reinstated by the administrator, the administrator shall suspend the driver from driving a motor vehicle until the driver completes the program.

(9) If a driver is suspended from driving a motor vehicle pursuant to subsection (3), the notice of suspension and any immobilization or impoundment of the motor vehicle is terminated immediately if the driver:

(a) immediately and voluntarily:

(i) undergoes a second test using an approved screening device or approved instrument that is different from the field sobriety test used for the first test pursuant to subsection (2) and the result indicates that the venous blood of the driver contains less than 40 milligrams of alcohol per 100 millilitres of blood; or

(ii) attends at a place designated by the peace officer and accompanies the peace officer to that place, if necessary, and undergoes a second test using an approved screening device or approved instrument and the result indicates that the venous blood of the driver contains less than 40 milligrams of alcohol per 100 millilitres of blood; or

(b) after the notice of suspension is issued but before the period of suspension has expired, obtains and produces to the peace officer a certificate from a duly qualified medical practitioner stating that, at the time the driver was suspended pursuant to subsection (3), the venous blood of the driver contained less than 40 milligrams of alcohol per 100 millilitres of blood.

(10) Notwithstanding subsections (5), (7) and (8), but subject to subsections (11) to (14), a driver is eligible to have the driver's driver's licence reinstated only if the driver:

(a) does not drive a motor vehicle unless the vehicle is equipped with a prescribed ignition interlock device:

(i) if the driver has not been subject to a previous designated notice in the 10 years preceding the date of the issuance of the notice of suspension, for a period of 90 consecutive days;

(ii) if the driver has been subject to one previous designated notice in the 10 years preceding the date of the issuance of the notice of suspension, for a period of 180 consecutive days; or

(iii) if the driver has been subject to 2 or more previous designated notices in the 10 years preceding the date of the issuance of the notice of suspension, for a period of one year;

(b) participates in the prescribed ignition interlock program;

(c) pays the prescribed licence reinstatement fee; and

(d) complies with any terms and conditions imposed by the administrator.

(11) If a driver has been subject to 2 or fewer previous designated notices in the 10 years preceding the date of the issuance of the notice of suspension, the driver is eligible to have the driver's driver's licence reinstated at the end of the prescribed ignition interlock period despite not having participated in the prescribed ignition interlock program.

(12) If the administrator is satisfied that a driver mentioned in subsection (10) has not fully complied with the prescribed ignition interlock program or the terms and conditions imposed by the administrator, the administrator may extend the period during which the driver must drive a motor vehicle with a prescribed ignition interlock device.

(13) If a driver satisfies the administrator that, for a prescribed reason, the driver is unable to comply with subsection (10), the administrator may, with respect to that driver:

(a) waive the requirements set out in subsection (10);

(b) in accordance with the regulations, terminate the suspension effective on a date that the administrator considers appropriate;

(c) require the driver to participate in a prescribed program; and

(d) impose any terms and conditions on the driver that the administrator considers appropriate.

(14) A driver described in subsection (13) is eligible to have the driver's driver's licence reinstated, subject to any other terms and conditions imposed on the driver by the administrator pursuant to this Act.

(15) If a peace officer suspends the driver's licence of a driver pursuant to this section, the peace officer shall:

(a) keep a written record of the driver's licence suspended by the peace officer;

(b) if the suspension is not terminated pursuant to subsection (9), provide the driver whose driver's licence is suspended with a written statement, in the prescribed form, of the time from which the suspension takes effect;

(c) if the driver surrenders the driver's driver's licence, give the driver a receipt for the driver's licence; and

(d) promptly send the driver's licence of the driver to the administrator.

(16) This section applies, with any necessary modification, to a driver who is a non-resident.

"Zero tolerance re drugs

146.2(1) A peace officer may make a demand pursuant to section 149 if the peace officer has reasonable grounds to believe that a driver drove a motor vehicle having any drugs in the driver's body.

(2) A peace officer shall do the things set out in subsections (3) and (9) if, following a demand pursuant to section 149:

(a) the driver fails or refuses to undergo a field sobriety test;

(b) the driver fails to satisfy the peace officer, based on the driver's performance on a field sobriety test, that the driver does not have drugs in the driver's body;

(c) the driver fails or refuses to undergo an evaluation by an evaluating officer;

(d) the driver fails to satisfy an evaluating officer, based on the driver's performance on an evaluation by the evaluating officer, that the driver does not have drugs in the driver's body;

(e) the driver fails or refuses to provide a sample of the driver's bodily substance; or

(f) a sample of the driver's bodily substance, analysed by means of an approved screening device, indicates that the driver has consumed drugs.

(3) In the circumstances mentioned in subsection (2):

(a) the peace officer shall immediately:

(i) suspend the driver from driving a motor vehicle;

(ii) if the driver is the holder of a driver's licence or any other permit authorizing the driver to drive a motor vehicle, require the driver to immediately surrender the driver's driver's licence or permit;

(iii) cause the motor vehicle that the driver is driving to be immobilized or impounded; and

(iv) issue and serve a notice of suspension and a notice of immobilization or impoundment on the driver; and

(b) on being required to do so pursuant to subclause (a)(ii), the driver shall immediately surrender the driver's driver's licence or permit to the peace officer.

(4) If a driver is served with a notice of suspension and a notice of immobilization or impoundment pursuant to this section:

(a) subject to subsection (8), the driver is suspended from driving a motor vehicle:

(i) if the driver has not been subject to a previous designated notice in the 10 years preceding the date of the issuance of the notice of suspension, for a period of 3 consecutive days;

(ii) if the driver has been subject to one previous designated notice in the 10 years preceding the date of the issuance of the notice of suspension, for a period of 21 consecutive days; or

(iii) if the driver has been subject to 2 or more previous designated notices in the 10 years preceding the date of the issuance of the notice of suspension, for a period of 90 consecutive days; and

(b) the motor vehicle the driver was driving at the time the driver was served with the notice of immobilization or impoundment is, on service of the notice, immediately immobilized or impounded:

(i) if the driver has not been subject to a previous designated notice in the 10 years preceding the date of the issuance of the notice, for a period of 7 consecutive days;

(ii) if the driver has been subject to one previous designated notice in the 10 years preceding the date of the issuance of the notice, for a period of 14 consecutive days; or

(iii) if the driver has been subject to 2 or more previous designated notices in the 10 years preceding the date of the issuance of the notice, for a period of 30 consecutive days.

(5) A notice of suspension and a notice of immobilization or impoundment served on a driver pursuant to this section:

(a) are effective immediately;

(b) are effective notwithstanding that the peace officer is unable for any reason to take possession of the driver's driver's licence or permit; and

(c) prohibit the driver from applying for or holding a driver's licence during the period of suspension set out in this section.

(6) If a driver's driver's licence has been suspended pursuant to this section and that driver becomes eligible to have the driver's driver's licence reinstated, that driver must pay the prescribed licence reinstatement fee.

(7) A driver shall, within 120 days after the date of the issuance of the notice of suspension pursuant to this section:

(a) if the driver has not been subject to a previous designated notice in the 10 years preceding the date of the issuance of the notice of suspension, participate in any prescribed program required by the administrator;

(b) if the driver has been subject to one previous designated notice in the 10 years preceding the date of the issuance of the notice of suspension, participate in any prescribed program required by the administrator; or

(c) if the driver has been subject to 2 or more previous designated notices in the 10 years preceding the date of the issuance of the notice of suspension, complete a prescribed education program or prescribed recovery program.

(8) If a driver who is required to complete a program pursuant to subsection (7) fails to do so within the 120-day period mentioned in that subsection and the driver's driver's licence has been reinstated by the administrator, the administrator shall suspend the driver from driving a motor vehicle until the driver completes the program.

(9) If a peace officer suspends the driver's licence of a driver pursuant to this section, the peace officer shall:

(a) keep a written record of the driver's licence suspended by the peace officer;

(b) provide the driver whose driver's licence is suspended with a written notice in accordance with section 155.1 of the time from which the suspension takes effect;

(c) if the driver surrenders the driver's driver's licence, give the driver a receipt for the driver's licence; and

(d) promptly send the driver's licence of the driver to the administrator.

(10) This section applies, with any necessary modification, to a driver who is a non-resident**".**

Section 146.3 amended

35 Section 146.3 is amended:

(a) in clause (a) by striking out "146(8)**" and substituting "**146(9)**";**

(b) by striking out "or**" after clause (c); and**

(c) by adding the following after clause (d):

"(e) any notice of suspension pursuant to section 147.1; or

"(f) any notice of suspension pursuant to section 148**".**

Section 146.4 amended

36(1) Subsection 146.4(3) is amended by striking out "his or her**" and substituting "**the new resident's**".**

(2) Clause 146.4(4)(b) is amended by striking out "he or she**" wherever it appears and in each case substituting "**the new resident**".**

New sections 147.1 and 147.2

37 The following sections are added before section 148:

"Roadside suspension – 80 milligrams of alcohol

147.1(1) A peace officer shall do the things set out in subsections (3) and (14) if:

(a) the peace officer makes a demand to a driver pursuant to the *Criminal Code* to provide a sample of breath for analysis by means of an approved screening device; and

(b) the peace officer has reasonable grounds to believe, as a result of the analysis, that the driver drove a motor vehicle while that driver's venous blood contained not less than 80 milligrams of alcohol per 100 millilitres of blood.

(2) Notwithstanding subsection (1) or (3), a notice of suspension and a notice of immobilization or impoundment cannot be served on a driver pursuant to this section in the following circumstances:

(a) if a notice of suspension and a notice of immobilization or impoundment has been served on the driver pursuant to section 148 for the same incident;

(b) if the driver was involved in an accident;

(c) if the driver is transporting a person under the age of 16 years.

(3) In the circumstances mentioned in subsection (1):

(a) the peace officer shall immediately:

(i) suspend the driver from driving a motor vehicle;

(ii) if the driver is the holder of a driver's licence or any other permit authorizing the driver to drive a motor vehicle, require the driver to immediately surrender the driver's driver's licence or permit;

(iii) cause the motor vehicle that the driver is driving to be immobilized or impounded; and

(iv) issue and serve a notice of suspension and a notice of immobilization or impoundment on the driver; and

(b) on being required to do so pursuant to subclause (a)(ii), the driver shall immediately surrender the driver's driver's licence or permit to the peace officer.

(4) If a driver is served with a notice of suspension and a notice of immobilization or impoundment pursuant to this section:

(a) subject to subsection (9), the driver is suspended from driving a motor vehicle for a period of 30 consecutive days; and

(b) the motor vehicle the driver was driving at the time the driver was served with the notice of immobilization or impoundment is, on service of the notice, immediately immobilized or impounded for a period of 30 consecutive days.

(5) A notice of suspension and a notice of immobilization or impoundment served on a driver pursuant to this section:

(a) are effective immediately;

(b) are effective notwithstanding that the peace officer is unable for any reason to take possession of the driver's driver's licence or permit; and

(c) prohibit that driver from applying for or holding a driver's licence during the period of suspension set out in this section.

(6) A driver shall, within 120 days after the date of the issuance of the notice of suspension and notice of immobilization or impoundment pursuant to this section, participate in any prescribed program required by the administrator.

(7) If a driver who is required to complete a prescribed program pursuant to subsection (6) fails to do so within the 120-day period mentioned in that subsection and the driver's driver's licence has been reinstated by the administrator, the administrator shall suspend the driver from driving a motor vehicle until the driver completes the program.

(8) A peace officer who acts pursuant to subsection (3) is required to provide notice to the driver of the options outlined in subsection (9) at the time the notice of suspension and the notice of immobilization or impoundment is served on the driver.

(9) If a driver is suspended from driving a motor vehicle pursuant to subsection (3), the notice of suspension and any immobilization or impoundment of the motor vehicle is terminated immediately if the driver:

(a) immediately and voluntarily:

(i) undergoes a second test using an approved screening device or approved instrument that is different from the approved screening device used for the first test pursuant to subsection (2) and the result indicates that the venous blood of the driver contains less than 40 milligrams of alcohol per 100 millilitres of blood; or

(ii) attends at a place designated by the peace officer and accompanies the peace officer to that place, if necessary, and undergoes a second test using an approved screening device or approved instrument and the result indicates that the venous blood of the driver contains less than 40 milligrams of alcohol per 100 millilitres of blood; or

(b) after the notice of suspension is issued but before the period of suspension has expired, obtains and produces to the peace officer a certificate from a duly qualified medical practitioner stating that, at the time the driver was suspended pursuant to subsection (3), the venous blood of the driver contained less than 40 milligrams of alcohol per 100 millilitres of blood.

(10) Notwithstanding subsections (4), (6) and (7), but subject to subsections (11) to (13), the driver is eligible to have the driver's driver's licence reinstated only if the driver:

(a) after the expiry of the 30-day period mentioned in clause (4)(a), does not drive a motor vehicle unless the vehicle is equipped with a prescribed ignition interlock device for a period of:

(i) if the driver has not been subject to a previous designated notice in the 10 years preceding the date of issuance of the notice of suspension, 18 months following enrolment in the ignition interlock program; or

(ii) if the driver has been subject to one or more previous designated notices in the 10 years preceding the date of the issuance of the notice of suspension, 36 months following enrolment in the ignition interlock program;

(b) participates in the prescribed ignition interlock program;

(c) pays the prescribed licence reinstatement fee; and

(d) complies with any terms and conditions imposed by the administrator.

(11) If the administrator is satisfied that a driver mentioned in subsection (10) has not fully complied with the prescribed ignition interlock program or any terms and conditions imposed by the administrator, the administrator may extend the period during which the driver must drive a motor vehicle with a prescribed ignition interlock device.

(12) If a driver satisfies the administrator that, for a prescribed reason, the driver is unable to comply with subsection (10), the administrator may, with respect to that driver:

(a) waive the requirements set out in subsection (10);

(b) in accordance with the regulations, terminate the suspension effective on a date that the administrator considers appropriate;

(c) require the driver to participate in a prescribed program; and

(d) impose any terms and conditions on the driver that the administrator considers appropriate.

(13) A driver described in subsection (12) is eligible to have the driver's driver's licence reinstated, subject to any other terms and conditions imposed on the driver by the administrator pursuant to this Act and the regulations.

(14) If a peace officer suspends a driver's driver's licence pursuant to this section, the peace officer shall:

(a) keep a written record of the driver's licence suspended by the peace officer;

(b) if the suspension is not terminated pursuant to subsection (9), provide the driver whose driver's licence is suspended with a written statement, in the prescribed form, of the time from which the suspension and immobilization or impoundment takes effect;

(c) if the driver surrenders the driver's driver's licence, give the driver a receipt for the driver's licence; and

(d) promptly send the driver's licence, and any other prescribed documents or prescribed reports, in the prescribed manner to the prescribed recipient.

(15) This section applies, with any necessary modification, to a driver who is a non-resident.

"Administrative penalty

147.2 Every driver who is served a notice of suspension and a notice of immobilization or impoundment pursuant to section 147.1 is liable to pay an administrative penalty in the prescribed manner and in the prescribed amount of not more than $2,000**".**

Section 148 amended

38(1) Clause 148(2)(a) is repealed and the following substituted:

"(a) the peace officer makes a demand to a driver pursuant to the *Criminal Code* to provide a sample of breath or blood for analysis by means of an approved instrument or an approved screening device, and the peace officer has reasonable grounds to believe, as a result of the analysis, that a driver drove a motor vehicle while the venous blood of the driver was equal to or exceeded 80 milligrams of alcohol per 100 millilitres of blood contrary to paragraph 320.14(1)(b) of the *Criminal Code***".**

(2) Clause 148(7)(b) is amended by striking out "90 days**" and substituting "**30 days**".**

(3) Subsection 148(8) is amended by striking out "made pursuant to this Act**".**

(4) Clause 148(12)(d) is amended by striking out "to the administrator**" and substituting "**in the prescribed manner to the prescribed recipient**".**

Section 149 amended

39 Subsection 149(1) is amended:

(a) in the portion preceding clause (a) by striking out "his or her**" and substituting "**the driver's**";**

(b) in clause (a) by striking out "his or her**" and substituting "**the driver's**"; and**

(c) in clause (b) by striking out "his or her**" and substituting "**the driver's**".**

New sections 150, 150.1 and 150.11

40 Sections 150, 150.1 and 150.11 are repealed and the following substituted:

"When peace officer may order suspension – new drivers

150(1) In this section and sections 150.1 and 150.11:

(a) **'designated notice'** means a notice of suspension, or a notice of immobilization or impoundment, issued pursuant to this section or section 146, 146.1, 146.2, 147.1, 148, 150.1 or 150.11 or a notice of seizure and direction issued pursuant to section 150.3 and includes an order of disqualification issued pursuant to a former provision;

(b) **'driver'** means either:

(i) a new driver; or

(ii) any person who is operating a motor vehicle and who is 21 years of age or less, whether or not the person is the holder of a valid driver's licence issued in Saskatchewan or any other jurisdiction.

(c) **'former provision'** means section 146, 146.1, 146.2, 147.1, 148, 150.1 or 150.11 of this Act as they read on the day before the coming into force of this section.

(2) A peace officer shall do the things set out in subsections (3) and (13) if the peace officer has reasonable grounds to believe that a driver:

(a) drove a motor vehicle having any alcohol in the driver's body;

(b) failed or refused, without reasonable excuse, to comply with a demand made pursuant to section 320.27 or 320.28 of the *Criminal Code* contrary to section 320.15 of the *Criminal Code*; or

(c) failed or refused, without reasonable excuse, to comply with a demand made pursuant to section 149.

(3) In the circumstances mentioned in subsection (2):

(a) the peace officer shall immediately:

(i) suspend the driver from driving a motor vehicle;

(ii) if the driver is the holder of a driver's licence or any other permit authorizing the driver to drive a motor vehicle, require the driver to immediately surrender the driver's driver's licence or permit;

(iii) cause the motor vehicle that the driver is driving to be immobilized or impounded; and

(iv) issue and serve a notice of suspension and a notice of immobilization or impoundment on the driver; and

(b) on being required to do so pursuant to subclause (a)(ii), the driver shall immediately surrender the driver's driver's licence or permit to the peace officer.

(4) If a driver is served with a notice of suspension and a notice of immobilization or impoundment pursuant to this section:

(a) subject to subsection (8), the driver is suspended from driving a motor vehicle:

(i) if the driver has not been subject to a previous designated notice in the 10 years preceding the date of the issuance of the notice of suspension, for a period of 3 consecutive days;

(ii) if the driver has been subject to one previous designated notice in the 10 years preceding the date of the issuance of the notice of suspension, for a period of 14 consecutive days; or

(iii) if the driver has been subject to 2 or more previous designated notices in the 10 years preceding the date of the issuance of the notice of suspension, for a period of 30 consecutive days; and

(b) the motor vehicle the driver was driving at the time the driver was served with the notice of immobilization or impoundment is, on service of the notice, immediately immobilized or impounded:

(i) if the driver has not been subject to a previous designated notice in the 10 years preceding the date of the issuance of the notice, for a period of 7 consecutive days;

(ii) if the driver has been subject to one previous designated notice in the 10 years preceding the date of the issuance of the notice, for a period of 14 consecutive days; or

(iii) if the driver has been subject to 2 or more previous designated notices in the 10 years preceding the date of the issuance of the notice, for a period of 30 consecutive days.

(5) A notice of suspension and a notice of immobilization or impoundment served on a driver pursuant to this section:

(a) are effective immediately;

(b) are effective notwithstanding that the peace officer is unable for any reason to take possession of the driver's driver's licence or permit; and

(c) prohibit the driver from applying for or holding a driver's licence during the period of suspension set out in this section.

(6) A driver shall, within 120 days after the date of the issuance of the notice of suspension pursuant to this section:

(a) if the driver has not been subject to a previous designated notice in the 10 years preceding the date of the issuance of the notice of suspension, participate in any prescribed program required by the administrator;

(b) if the driver has been subject to one previous designated notice in the 10 years preceding the date of the issuance of the notice of suspension, participate in any prescribed program required by the administrator; or

(c) if the driver has been subject to 2 or more previous designated notices in the 10 years preceding the date of the issuance of the notice of suspension, complete a prescribed education program or prescribed recovery program.

(7) If a driver who is required to complete a program pursuant to subsection (6) fails to do so within the 120-day period mentioned in that subsection and the driver's driver's licence has been reinstated by the administrator, the administrator shall suspend the driver from driving a motor vehicle until the driver completes the program.

(8) Notwithstanding subsections (4), (6) and (7), but subject to subsections (9) to (12), a driver is eligible to have the driver's driver's licence reinstated only if the driver:

(a) does not drive a motor vehicle unless the vehicle is equipped with a prescribed ignition interlock device:

(i) if the driver has not been subject to a previous designated notice in the 10 years preceding the date of the issuance of the notice of suspension, for a period of 90 consecutive days;

(ii) if the driver has been subject to one previous designated notice in the 10 years preceding the date of the issuance of the notice of suspension, for a period of 180 consecutive days; or

(iii) if the driver has been subject to 2 or more previous designated notices in the 10 years preceding the date of the issuance of the notice of suspension, for a period of one year;

(b) participates in the prescribed ignition interlock program;

(c) pays the prescribed licence reinstatement fee; and

(c) complies with any terms and conditions imposed by the administrator.

(9) If a driver has been subject to 2 or fewer previous designated notices in the 10 years preceding the date of the issuance of the notice of suspension, the driver is eligible to have the driver's driver's licence reinstated at the end of the prescribed ignition interlock period despite not having participated in the prescribed ignition interlock program.

(10) If the administrator is satisfied that a driver mentioned in subsection (8) has not fully complied with the prescribed ignition interlock program or any terms and conditions imposed by the administrator, the administrator may extend the period during which the driver must drive a motor vehicle with a prescribed ignition interlock device.

(11) If a driver satisfies the administrator that, for a prescribed reason, the driver is unable to comply with subsection (8), the administrator may, with respect to the driver:

(a) waive the requirements set out in subsection (8);

(b) in accordance with the regulations, terminate the suspension effective on a date that the administrator considers appropriate;

(c) require the driver to participate in a prescribed program; and

(d) impose any terms and conditions on the driver that the administrator considers appropriate.

(12) A driver described in subsection (11) is eligible to have the driver's driver's licence reinstated, subject to any other terms and conditions imposed on the driver by the administrator pursuant to this Act.

(13) If a peace officer suspends the driver's licence of a driver pursuant to this section, the peace officer shall:

(a) keep a written record of the driver's licence suspended by the peace officer;

(b) provide the driver whose driver's licence is suspended with a written statement, in the prescribed form, of the time from which the immobilization or impoundment takes effect;

(c) if the driver surrenders the driver's driver's licence, give the driver a receipt for the driver's licence; and

(d) promptly send the driver's licence to the administrator.

(14) A motor vehicle that is immobilized or impounded pursuant to this section is to be dealt with in the manner set out in section 150.2.

(15) This section applies, with any necessary modification, to a driver who is a non-resident.

"When field sobriety test may be required of new drivers

150.1(1) A peace officer may require a driver who is driving a motor vehicle to undergo a field sobriety test if the peace officer reasonably suspects that the driver has any alcohol in the driver's body that causes the driver to be unable to safely drive a vehicle.

(2) A driver mentioned in subsection (1) is subject to the actions mentioned in subsection (3) if the driver:

(a) refuses to undergo the field sobriety test;

(b) fails to follow the peace officer's instructions regarding the field sobriety test; or

(c) fails to satisfy the peace officer, based on the driver's performance on a field sobriety test, that the driver does not have any alcohol in the driver's body.

(3) In the circumstances mentioned in subsection (2):

(a) the peace officer shall immediately:

(i) suspend the driver from driving a motor vehicle;

(ii) if the driver is the holder of a driver's licence or any other permit authorizing the driver to drive a motor vehicle, require the driver to immediately surrender the driver's driver's licence or permit;

(iii) cause the motor vehicle that the driver is driving to be immobilized or impounded; and

(iv) issue and serve a notice of suspension and a notice of immobilization or impoundment on the driver; and

(b) on being required to do so pursuant to subclause (a)(ii), the driver shall immediately surrender the driver's driver's licence or permit to the peace officer.

(4) If a driver is served with a notice of suspension and a notice of immobilization or impoundment pursuant to this section:

(a) subject to subsection (8), the driver is suspended from driving a motor vehicle:

(i) if the driver has not been subject to a previous designated notice in the 10 years preceding the date of the issuance of the notice of suspension, for a period of 3 consecutive days;

(ii) if the driver has been subject to one previous designated notice in the 10 years preceding the date of the issuance of the notice of suspension, for a period of 14 consecutive days; or

(iii) if the driver has been subject to 2 or more previous designated notices in the 10 years preceding the date of the issuance of the notice of suspension, for a period of 30 consecutive days; and

(b) the motor vehicle the driver was driving at the time the driver was served with the notice of immobilization or impoundment is, on service of the notice, immediately immobilized or impounded:

(i) if the driver has not been subject to a previous designated notice in the 10 years preceding the date of the issuance of the notice, for a period of 7 consecutive days;

(ii) if the driver has been subject to one previous designated notice in the 10 years preceding the date of the issuance of the notice, for a period of 14 consecutive days; or

(iii) if the driver has been subject to 2 or more previous designated notices in the 10 years preceding the date of the issuance of the notice, for a period of 30 consecutive days.

(5) A notice of suspension and a notice of immobilization or impoundment served on a driver pursuant to this section:

(a) are effective immediately;

(b) are effective notwithstanding that the peace officer is unable for any reason to take possession of the driver's driver's licence or permit; and

(c) prohibit the driver from applying for or holding a driver's licence during the period of suspension set out in this section.

(6) A driver shall, within 120 days after the date of the issuance of the notice of immobilization or impoundment pursuant to this section:

(a) if the driver has not been subject to a previous designated notice in the 10 years preceding the date of the issuance of the notice of suspension and immobilization or impoundment, participate in any prescribed program required by the administrator;

(b) if the driver has been subject to 1 previous designated notice in the 10 years preceding the date of the issuance of the notice of suspension and immobilization or impoundment, participate in any prescribed program required by the administrator; or

(c) if the driver has been subject to 2 or more previous designated notices in the 10 years preceding the date of the issuance of the notice of suspension and immobilization or impoundment, complete a prescribed education program or prescribed recovery program.

(7) If a driver who is required to complete a program pursuant to subsection (6) fails to do so within the 120-day period mentioned in that subsection and the driver's licence of the driver has been reinstated by the administrator, the administrator shall suspend the driver from driving a motor vehicle until the driver completes the program.

(8) Notwithstanding subsections (4), (6) and (7), but subject to subsections (9) to (12), a driver is eligible to have the driver's driver's licence reinstated only if the driver:

(a) does not drive a motor vehicle unless the vehicle is equipped with a prescribed ignition interlock device:

(i) if the driver has not been subject to a previous designated notice in the 10 years preceding the date of the issuance of the notice of suspension, for a period of 90 consecutive days;

(ii) if the driver has been subject to one previous designated notice in the 10 years preceding the date of the issuance of the notice of suspension, for a period of 180 consecutive days; or

(iii) if the driver has been subject to 2 or more previous designated notices in the 10 years preceding the date of the issuance of the notice of suspension, for a period of one year;

(b) participates in the prescribed ignition interlock program; and

(c) complies with any terms and conditions imposed by the administrator.

(9) If a driver has been subject to 2 or fewer previous designated notices in the 10 years preceding the date of the issuance of the notice of suspension, the driver is eligible to have the driver's driver's licence reinstated at the end of the prescribed ignition interlock period despite not having participated in the prescribed ignition interlock program.

(10) If the administrator is satisfied that a driver mentioned in subsection (8) has not fully complied with the prescribed ignition interlock program or any terms and conditions imposed by the administrator, the administrator may extend the period during which the driver must drive a motor vehicle with a prescribed ignition interlock device.

(11) If a driver satisfies the administrator that, for a prescribed reason, the driver is unable to comply with subsection (8), the administrator may, with respect to the driver:

(a) waive the requirements set out in subsection (8);

(b) in accordance with the regulations, terminate the suspension effective on a date that the administrator considers appropriate;

(c) require the driver to participate in a prescribed program; and

(d) impose any terms and conditions on the driver that the administrator considers appropriate.

(12) A driver described in subsection (11) is eligible to have the driver's driver's licence reinstated, subject to any other terms and conditions imposed on the driver by the administrator pursuant to this Act.

(13) If a peace officer suspends the driver's licence of a driver pursuant to this section, the peace officer shall:

(a) keep a written record of the driver's licence suspended by the peace officer;

(b) provide the driver whose driver's licence is suspended with a written statement, in the prescribed form, of the time from which the immobilization or impoundment takes effect;

(c) if the driver surrenders the driver's driver's licence, give the driver a receipt for the driver's licence; and

(d) promptly send the driver's licence to the administrator.

(14) A motor vehicle that is immobilized or impounded pursuant to this section is to be dealt with in the manner set out in section 150.2.

(15) This section applies, with any necessary modification, to a driver who is a non-resident.

"New driver zero tolerance – drugs

150.11(1) In this section and section 151.1, **'approved screening device'** means a device approved for analysing the presence of alcohol or drugs in a person's body pursuant to section 320.11 of the *Criminal Code*.

(2) A peace officer may make a demand pursuant to section 149 if the peace officer has reasonable grounds to believe that a driver drove a motor vehicle having any drugs in the driver's body.

(3) A peace officer shall do the things set out in subsections (4) and (9) if:

(a) the driver fails or refuses to undergo a field sobriety test;

(b) the driver fails to satisfy the peace officer, based on the driver's performance on a field sobriety test, that the driver does not have drugs in the driver's body;

(c) the driver fails or refuses to undergo an evaluation by an evaluating officer;

(d) the driver fails to satisfy an evaluating officer, based on the driver's performance on an evaluation by the evaluating officer, that the driver does not have drugs in the driver's body;

(e) the driver fails or refuses to provide a sample of the driver's bodily substance; or

(f) a sample of the driver's bodily substance, analysed by means of an approved screening device, indicates the driver has consumed drugs.

(4) In the circumstances mentioned in subsection (3):

(a) the peace officer shall immediately:

(i) suspend the driver from driving a motor vehicle;

(ii) if the driver is the holder of a driver's licence or any other permit authorizing the driver to drive a motor vehicle, require the driver to immediately surrender the driver's driver's licence or permit;

(iii) cause the motor vehicle that the driver is driving to be immobilized or impounded; and

(iv) issue and serve a notice of suspension and a notice of immobilization or impoundment on the driver; and

(b) on being required to do so pursuant to subclause (a)(ii), the driver shall immediately surrender the driver's driver's licence or permit to the peace officer.

(5) If a driver is served with a notice of suspension and a notice of immobilization or impoundment pursuant to this section:

(a) subject to subsection (7), the driver is suspended from driving a motor vehicle:

(i) if the driver has not been subject to a previous designated notice in the 10 years preceding the date of the issuance of the notice of suspension, for a period of 3 consecutive days;

(ii) if the driver has been subject to 1 previous designated notice in the 10 years preceding the date of the issuance of the notice of suspension, for a period of 14 consecutive days; or

(iii) if the driver has been subject to 2 or more previous designated notices in the 10 years preceding the date of the issuance of the notice of suspension, for a period of 90 consecutive days; and

(b) the motor vehicle the driver was driving at the time the driver was served with the notice of immobilization or impoundment is, on service of the notice, immediately immobilized or impounded:

(i) if the driver has not been subject to a previous designated notice in the 10 years preceding the date of the issuance of the notice, for a period of 7 consecutive days;

(ii) if the driver has been subject to 1 previous designated notice in the 10 years preceding the date of the issuance of the notice, for a period of 14 consecutive days; or

(iii) if the driver has been subject to 2 or more previous designated notices in the 10 years preceding the date of the issuance of the notice, for a period of 30 consecutive days.

(6) A notice of suspension and a notice of immobilization or impoundment served on a driver pursuant to this section:

(a) are effective immediately;

(b) are effective notwithstanding that the peace officer is unable for any reason to take possession of the driver's driver's licence or permit; and

(c) prohibit the driver from applying for or holding a driver's licence during the period of suspension set out in this section.

(7) A driver shall, within 120 days after the date of the issuance of the notice of immobilization or impoundment pursuant to this section:

(a) if the driver has not been subject to a previous designated notice in the 10 years preceding the date of the issuance of the notice of suspension and immobilization or impoundment, participate in any prescribed program required by the administrator;

(b) if the driver has been subject to 1 previous designated notice in the 10 years preceding the date of the issuance of the notice of suspension and immobilization or impoundment, participate in any prescribed program required by the administrator; or

(c) if the driver has been subject to 2 or more previous designated notices in the 10 years preceding the date of the issuance of the notice of suspension and immobilization or impoundment, complete a prescribed education program or prescribed recovery program.

(8) If a driver who is required to complete a program pursuant to subsection (7) fails to do so within the 120-day period mentioned in that subsection and the driver's licence of the driver has been reinstated by the administrator, the administrator shall suspend the driver from driving a motor vehicle until the driver completes the program.

(9) If a peace officer suspends the driver's licence of a driver pursuant to this section, the peace officer shall:

(a) keep a written record of the driver's licence suspended by the peace officer;

(b) provide the driver whose driver's licence is suspended with a written notice in accordance with section 155.1 of the time from which the suspension takes effect;

(c) if the driver surrenders the driver's driver's licence, give the driver a receipt for the driver's licence; and

(d) promptly send the driver's licence of the driver to the administrator.

(10) This section applies, with any necessary modification, to a driver who is a non-resident**".**

Section 150.2 amended

41 Subsection 150.2(1) is amended by adding "147.1,**" after "**146.2,**".**

Section 150.3 amended

42(1) Subsection 150.3(2) is amended by adding "147.1,**" after "**146.2,**".**

(2) Subsection 150.3(6) is amended in the portion preceding clause (a) by adding "147.1,**" after "**146.2,**".**

New sections 151 and 151.1

43 Section 151 is repealed and the following substituted:

"Effect of suspension to any of sections 146 to 150.1

151(1) Notwithstanding subsections 146(8), 146.1(8), 146.2(8), 147.1(7), 150(7), 150.1(7) and 150.11(8), the administrator may decline to suspend a driver's licence pursuant to any of those subsections if a prescribed program is not available to the driver or new driver within a reasonable time.

(2) If the driver's licence of a driver or new driver has been suspended pursuant to subsection 146(8), 146.1(8), 146.2(8), 147.1(7), 150(7), 150.1(7) or 150.11(8), the administrator shall reinstate the licence on being satisfied that the person has participated in a prescribed program.

"Second test final

151.1 The result of the analysis of a driver's breath by means of an approved screening device or approved instrument done pursuant to subsection 146(9), 146.1(9) or 147.1(9) is considered final and a police officer is not required to offer another test if the result of the second analysis results in the issuance of a notice of suspension and a notice of immobilization or impoundment**".**

Section 152 amended

44(1) Subsection 152(1) is amended by adding "147.1,**" after "**146.2,**".**

(2) Subsection 152(2) is amended in the portion preceding clause (a) by adding "147.1,**" after "**146.2,**".**

(3) Subsection 152(3) is amended:

(a) in subclause (c)(i) by striking out "his or her**" and substituting "**the driver's**";**

(b) by adding the following clause after clause 152(3)(c):

"(c.1) in the case of a driver suspended pursuant to section 147.1, the driver:

(i) drove a motor vehicle while that driver's venous blood contained not less than 80 milligrams of alcohol per 100 millilitres of blood;

(ii) was not advised of the right to a second test pursuant to subsection 147.1(9); or

(iii) requested a second test pursuant to subsection 147.1(9) but was not provided with a second test**"; and**

(c) by striking out "his or her**" and substituting "**the driver's**" in each of the following provisions:**

(i) subclause (d)(i);

(ii) subclause (e)(i);

(iii) subclause (f)(i).

(4) Subsection 152(4) is amended by adding "147.1,**" after "**146.2,**".**

(5) Clause 152(4.2)(c) is repealed.

Section 153 amended

45 Clause 153(2)(a) is amended by striking out "his or her**" and substituting "**the driver's**".**

New section 153.1

46 The following section is added after section 153:

"Review of notice of suspension by board – driver's licences

153.1(1) Notwithstanding section 153, the following rules apply to an appellant who makes an appeal to the board with respect to a notice of suspension and a notice of immobilization or impoundment pursuant to section 147.1:

(a) an appeal must be made to the board within 10 days after a driver is served with a notice of suspension and a notice of immobilization and impoundment pursuant to section 147.1;

(b) the board must hear the appeal within the prescribed period.

(2) The remaining rules pursuant to section 153 apply, with any necessary modification, to an appeal pursuant to section 147.1**".**

Section 155 amended

47(1) Subsection 155(1) is amended:

(a) in subclause (c)(ii) by adding "147.1,**" after "**146,**"; and**

(b) in clause (d):

(i) in subclause (i) by striking out "her or she**" and substituting "**the designated person**"; and**

(ii) in subclause (iii):

(A) by striking out "he or she**" and substituting "**the person**"; and**

(B) by adding "147.1,**" after "**146,**".**

(2) Clause 155(2)(a) is amended by striking out "he or she**" and substituting "**the driver**".**

Section 155.3 amended

48(1) Subsection 155.3(1) is amended in the portion preceding clause (a) by striking out "that he or she lacks the necessary information**" and substituting "**the necessary information was not provided**".**

(2) Subsection 155.3(2) is amended by striking out "that he or she lacked the necessary information**" and substituting "**the necessary information was not provided**".**

Section 158 amended

49(1) Subclause 158(15)(a)(ii) is amended by striking out "he or she**" and substituting "**the owner**".**

(2) Clause 158(17)(b) is amended by striking out "he or she**" and substituting "**the owner**" in each of the following provisions:**

(a) subclause (i);

(b) subclause (ii).

Section 162 amended

50(1) Subclause 162(3)(a)(ii) is amended by striking out "his or her**" and substituting "**the hearing officer's**".**

(2) Clause 162(4)(d) is amended by striking out "he or she**" and substituting "**the unauthorized driver**".**

Section 163.2 amended

51 Subsection 163.2(3) is amended by striking out "a period of 3 days**" and substituting "**the prescribed period**".**

Section 172 amended

52 Section 172 is amended by striking out "his or her**" and substituting "**the owner's**".**

Section 173 amended

53 Clause 173(1)(h) is amended by striking out "211,**".**

Section 203 amended

54 Clause 203(1)(b) is amended by striking out "the regulations made by the board**" and substituting "**this Act or the regulations**".**

Section 209.1 amended

55(1) Clause 209.1(1)(b) is amended by striking out "his or her**" and substituting "**the peace officer's**".**

(2) Clause 209.1(2)(a) is amended by striking out "his or her**" and substituting "**the driver's**".**

Section 216 amended

56 Subsection 216(4) is amended by striking out "he or she**" and substituting "**the person**".**

Section 217 amended

57(1) Subclause 217(1)(b)(i) is amended by striking out "he or she**" and substituting "**the other person**".**

(2) Subsection 217(5) is amended in the portion preceding clause (a) by striking out "his or her**" and substituting "**the driver's**".**

Section 223 amended

58 Subsection 223(5) is amended by striking out "his or her**" and substituting "**the person's**".**

Section 230 amended

59 Clause 230(2)(d) is amended by striking out "his or her**" and substituting "**the driver's**".**

Section 231 amended

60 Clause 231(d) is amended by striking out "his or her**" and substituting "**the driver's**".**

Section 236 amended

61 Section 236 is amended:

(a) by striking out "his or her**" where it appears for the first time and substituting "**the peace officer's**"; and**

(b) by striking out "his or her**" where it appears for the second time and substituting "**the person's**".**

Section 238 amended

62 Subsection 238(4) is amended in the portion preceding clause (a) by striking out "his or her**" and substituting "**the peace officer's**".**

New section 238.1

63 The following section is added after section 238:

"Designation of emergency vehicles

238.1(1) If the board is satisfied that the designation is in the public interest, the board may designate a vehicle or class of vehicles as an emergency vehicle.

(2) The board may, in a designation pursuant to subsection (1), impose any terms and conditions that the board considers appropriate.

(3) The board may amend, suspend or revoke a designation made pursuant to subsection (1)**".**

Section 241 amended

64 Clause 241(2)(d) is amended by striking out "his or her duties as a peace officer**" and substituting "**the peace officer's duties**".**

Section 241.1 amended

65 Subclause 241.1(3)(a)(ii) is amended by striking out "his or her**" and substituting "**the driver's**".**

Section 242 amended

66 Clause 242(2)(b) is amended by striking out "he or she**" and substituting "**the person**".**

Section 253 amended

67 Clause 253(2)(b) is amended:

(a) in subclause (i) by striking out "his or her**" and substituting "**the person in charge of the motor vehicle's**"; and**

(b) in subclause (ii) by striking out "his or her**" and substituting "**the person in charge of the motor vehicle's**".**

Section 255 amended

68 Subsection 255(3) is amended:

(a) in the portion preceding clause (a) by striking out "his or her**" wherever it appears and in each case substituting "**the owner's or dealer's**"; and**

(b) in clause (b) by striking out "him or her**" and substituting "**the peace officer**".**

Section 258 amended

69 Subsection 258(2) is amended in the portion preceding clause (a) by striking out "his or her**" and substituting "**the person's**".**

Section 259 amended

70 The following subsection is added after subsection 259(5):

"(5.1) Service of an affidavit in accordance with subsection (5) may be proved by filing with the court a prescribed affidavit of service**".**

Section 259.1 amended

71 The following subsection is added after subsection 259.1(5):

"(5.1) Service of an affidavit in accordance with subsection (5) may be proved by filing with the court a prescribed affidavit of service**".**

Section 271 amended

72(1) Subsection 271(2) is amended:

(a) in the portion preceding clause (a) by striking out "himself or herself **" and substituting "**that person**"; and**

(b) in clause (a) by striking out "he or she**" and substituting "**the person**".**

(2) Clause 271(3)(b) is amended by striking out "his or her**" and substituting "**the person's**".**

(3) Subsection 271(4) is amended by striking out "his or her**" and substituting "**the person's**".**

Section 279 amended

73(1) Subsection 279(3) is amended in the portion preceding clause (a) by striking out "he or she**" and substituting "**the person**".**

(2) Subsection 279(4) is amended by striking out "he or she**" and substituting "**the peace officer or person appointed by the administrator**".**

Section 284 amended

74 Clause 284(2)(b) is amended by striking out "his or her own**" and substituting "**the person**".**

Section 287 amended

75 Subsection 287(1) is amended:

(a) by adding the following clauses after clause (l):

"(l.1) for the purposes of subclause 21(1)(c)(ii), designating an agreement;

"(l.2) for the purposes of subsection 29(2.2), prescribing details on providing notice**";**

(b) by adding the following clauses after clause (pp):

"(pp.1) for the purposes for subsection 146(4), prescribing details on providing notice;

"(pp.2) for the purposes of clauses 146(7)(a), 146(7)(b), 146(13)(c), 146.1(7)(a), 146.1(7)(b), 146.1(13)(c), 146.2(7)(a) and 146.2(7)(b), subsection 147.1(6) and clauses 147.1(12)(c), 150(6)(a), 150(6)(b), 150(11)(c), 150.1(6)(a), 150.1(6)(b), 150.1(11)(c), 150.11(7)(a) and 150.11(7)(b), prescribing a program required by the administrator;

"(pp.3) for the purposes of clauses 146(7)(c), 146.1(7)(c), 146.2(7)(c), 150(6)(c), 150.1(6)(c) and 150.11(7)(c), prescribing an education program and prescribing a recovery program;

"(pp.4) for the purposes of clauses 146(10)(c) and 146.1(10)(c), subsection 146.2(6) and clauses 147.1(10)(c) and 150(8)(c), prescribing a licence reinstatement fee;

"(pp.5) for the purposes of subsections 146(13), 146.1(13), 147.1(12), 150(11) and 150.1(11), prescribing a reason;

"(pp.6) for the purposes of clauses 146(15)(b), 146.1(15)(b), 147.1(14)(b) and 150.1(13)(b), prescribing the form for a written statement;

"(pp.7) for the purposes of subsection 146.1(4), prescribing details on providing notice;

"(pp.8) for the purposes of clauses 147.1(12)(b) and 150.1(11)(b), prescribing details on the termination of the suspension;

"(pp.9) for the purposes of subsection 147.1(13), prescribing terms and conditions to be imposed on the driver;

"(pp.91) for the purposes of clause 147.1(14)(d), prescribing documents, prescribing reports, prescribing the manner of sending the driver's licence, documents or reports and prescribing the recipient;

"(pp.92) for the purposes of section 147.2, prescribing:

(i) the manner of payment; and

(ii) the amount for an administrative penalty**";**

(c) by repealing clause (qq) and substituting the following:

"(qq) for the purposes of subsection 148(12), prescribing the form, documents, reports, manner and recipient;

"(qq.1) for the purposes of clause 153.1(1)(b), prescribing the period within which the board must hear the appeal**";**

(d) in subclause (rr)(iii) by striking out "his or her**" and substituting "**the individual's**";**

(e) by adding the following clause after clause (xx):

"(xx.1) for the purposes of subsection 163.2(3), prescribing the period of suspension**"; and**

(f) by adding the following clause after clause (bbbb.97):

"(bbbb.971) for the purposes of sections 259 and 259.1, prescribing an affidavit of service**".**

Coming into force

76 This Act comes into force by order of the Lieutenant Governor in Council.

SCHEDULE 2
[*Section 3*]

An Act to make consequential amendments resulting from the enactment of *The Traffic Safety Amendment Act, 2026*

Short title

1 This Act may be cited as *The Traffic Safety Consequential Amendments Act, 2026*.

SS 1988-89, c A-18.02, section 2 amended

2 Clause 2(1)(c) of *The All Terrain Vehicles Act* is amended by striking out "Highway Traffic Board**" and substituting "**Traffic Safety Board**".**

RSS 1978, c A-35, section 2 amended

3 Clause 2(1)(f) of *The Automobile Accident Insurance Act* is amended by striking out "Highway Traffic Board**" and substituting "**Traffic Safety Board**".**

SS 1998, c C-45.2, section 6 amended

4 Clause 6(e) of *The Credit Union Act, 1998* is amended by striking out "Highway Traffic Board**" and substituting "**Traffic Safety Board**".**

SS 1996, c F-19.1, section 99 amended

5 Subsection 99(2) of *The Forest Resources Management Act* is amended by striking out "Highway Traffic Board**" and substituting "**Traffic Safety Board**".**

SS 1997, c H-3.01, section 2 amended

6 Clause 2(a) of *The Highways and Transportation Act, 1997* is amended by striking out "Highway Traffic Board**" and substituting "**Traffic Safety Board**".**

SS 2005, c M-36.1, section 22 amended

7 Clause 22(5)(b) of *The Municipalities Act* is amended by striking out "Highway Traffic Board**" and substituting "**Traffic Safety Board**".**

SS 2010, c N-5.2, section 22 amended

8 Clause 22(4)(b) of *The Northern Municipalities Act, 2010* is amended by striking out "Highway Traffic Board**" and substituting "**Traffic Safety Board**".**

SS 1986, c P-1.1 amended

9(1) *The Parks Act* is amended in the manner set forth in this section.

(2) Subsection 27(2) is amended by striking out "Highway Traffic Board**" and substituting "**Traffic Safety Board**".**

(3) Clause 34.1(2)(c) is amended by striking out "Highway Traffic Board**" and substituting "**Traffic Safety Board**".**

SS 1989-90, c R-1.2, section 2 amended

10 Clause 2(b) of *The Railway Act* is amended by striking out "Highway Traffic Board**" and substituting "**Traffic Safety Board**".**

Coming into force

11 This Act comes into force by order of the Lieutenant Governor in Council.

SCHEDULE 3
[*Section 4*]

An Act respecting Vehicles for Hire and certain Vehicle-sharing Arrangements

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PART 1
Preliminary Matters

Short title

1 This Act may be cited as *The Vehicles for Hire Act, 2026*.

Definitions

2 In this Act:

"administrator" means the person designated as the administrator pursuant to *The Traffic Safety Act*;

"board" means the Traffic Safety Board continued pursuant to *The Traffic Safety Act*;

"certificate of insurance" means a certificate of insurance issued pursuant to *The Automobile Accident Insurance Act*;

"certificate of registration" means a certificate of registration issued pursuant to *The Traffic Safety Act*;

"insurer" means Saskatchewan Government Insurance;

"minister" means the member of the Executive Council to whom for the time being the administration of this Act is assigned;

"person" includes any prescribed entity;

"prescribed" means prescribed in the regulations;

"vehicle" means a vehicle that meets the prescribed qualifications.

PART 2
Vehicles for Hire

Definitions for Part

3 In this Part:

"affiliated driver" means a driver who provides a vehicle-for-hire service and is affiliated with a transportation network company;

"licence" means a licence issued by a municipality to operate a vehicle-for-hire service;

"limousine" means, subject to the regulations, a stretch limousine, sport utility limousine or limousine bus-type vehicle intended for hire that:

(a) has seating capacity for 6 or more passengers;

(b) is operated by a chauffeur;

(c) is the object of a valid prescribed inspection certificate;

(d) is not equipped with a taxi meter or any equipment designed to calculate a passenger fare based on distance travelled;

(e) is not equipped with a dispatch device, two-way radio or mobile data terminal whereby the vehicle is matched with or directed to a passenger seeking to purchase transportation; and

(f) is used exclusively for the transportation of passengers;

"limousine service" includes a corporation and any other type of business organization that acts as a limousine broker or intermediary for the provision of the limousine service;

"municipality" includes the City of Lloydminster;

"taxi" means, subject to the regulations, a vehicle for hire that:

(a) is registered in a prescribed class of vehicle; and

(b) is equipped with a taxi meter or any equipment designed to calculate a passenger fare based on distance travelled;

"taxi service" includes a corporation and any other type of business organization that acts as a taxi broker or intermediary for the provision of the taxi service;

"transportation network" means, subject to the regulations, an online enabled application, a digital platform, a software program, a website or other system or technology platform offered, used or facilitated by a transportation network company to enable a person to obtain a vehicle-for-hire service;

"transportation network company" means a person or other prescribed entity that offers, uses or facilitates a transportation network;

"vehicle-for-hire service" means a service provided by a driver affiliated with a transportation network company for the pre-arranged transportation of passengers for compensation through the use of a transportation network, but does not include a taxi service or limousine service.

Licence for vehicle-for-hire service

4 Subject to section 6, no transportation network company shall operate or facilitate the operation of a vehicle-for-hire service in a municipality unless the transportation network company:

(a) holds a valid licence to operate or facilitate a vehicle-for-hire service; or

(b) is otherwise authorized by the municipality to operate or facilitate a vehicle-for-hire service in that municipality.

Municipal bylaws respecting vehicle-for-hire service

5(1) In addition to the powers set out in *The Cities Act*, *The Municipalities Act* or *The Northern Municipalities Act, 2010*, a municipality may make bylaws respecting transportation networks and transportation network companies, including:

(a) determining the manner in which licences are to be allocated to transportation network companies, including limiting the total number of licences that are to be issued;

(b) prohibiting, controlling or limiting the transfer of licences;

(c) authorizing the conditions or requirements for obtaining, holding or renewing a licence or a class of licences to operate a transportation network company, including conditions or requirements respecting:

(i) the character and fitness of an applicant or licence holder;

(ii) the duration of licences; and

(iii) the suspension or cancellation of a licence for failure to comply with a term or condition of the bylaw or for any other reason specified in the bylaw;

(d) establishing requirements respecting, or restrictions on, who may drive a vehicle when offering a vehicle-for-hire service;

(e) regulating the manner in which a vehicle-for-hire service may be obtained or purchased by the public;

(f) authorizing conditions to be imposed at any time during the term of a licence as a requirement of continuing to hold a licence;

(g) specifying standards and other requirements for transportation network companies and a vehicle-for-hire service, including standards and requirements for the vehicle used to provide a vehicle-for-hire service and any equipment used in the vehicle-for-hire service industry;

(h) respecting the fee, rate, fare, toll, tariff or other charge that may be charged to passengers of a vehicle-for-hire service, including:

(i) establishing and specifying those charges or the manner in which the fee, rate, fare, toll, tariff or other charge is to be determined, including by way of zones or any other method;

(ii) permitting different amounts to be charged outside the municipality;

(iii) providing for the collection of the fee, rate, fare, toll, tariff or other charge; and

(iv) regulating the disclosure of the fee, rate, fare, toll, tariff or other charge, including the form and manner in which the charges must be disclosed to passengers;

(i) requiring records to be maintained by a transportation network company that holds a licence and setting the period for which records must be retained, including the records concerning a passenger's personal information that must be collected and provided to the municipality by the transportation network company and specifying the form and manner in which that information is to be provided and the time for providing that information;

(j) respecting any transitional or other matter relating to the regulation of transportation network companies and vehicle-for-hire services;

(k) respecting any other prescribed matter or thing.

(2) The power to make bylaws pursuant to subsection (1) includes the power to create classes of persons, entities, matters or things and to make different bylaws for different classes.

Trips between municipalities by vehicle-for-hire service

6 If a passenger trip provided by a vehicle-for-hire service crosses from the municipality in which the trip originated into one or more other municipalities:

(a) the bylaws respecting vehicle-for-hire service of the municipality in which the trip originated apply for the duration of the entire trip unless the municipalities have otherwise agreed; and

(b) the affiliated driver may complete the trip but shall not offer another vehicle-for-hire service in another municipality unless the affiliated driver's transportation network company holds a valid licence in that municipality or is otherwise authorized to operate a vehicle-for-hire service in that municipality.

Driver requirements

7(1) No transportation network company, taxi service or limousine service shall permit or facilitate the operation of a vehicle as part of a vehicle-for-hire service, taxi service or limousine service, and no affiliated driver or driver shall operate a vehicle as part of a vehicle-for-hire service, taxi service or limousine service, unless the affiliated driver or driver, as the case may be, holds a valid prescribed class of driver's licence.

(2) If, during the prescribed preceding period, an affiliated driver or driver was convicted of a prescribed offence:

(a) no transportation network company, taxi service or limousine service shall authorize the affiliated driver or driver, as the case may be, to provide a vehicle-for-hire service, taxi service or limousine service; and

(b) the affiliated driver or driver, as the case may be, shall not operate a vehicle as part of a vehicle-for-hire service, taxi service or limousine service.

Registration of vehicles

8(1) No person shall use, approve the use of or facilitate the use of a vehicle as part of a vehicle-for-hire service, taxi service or limousine service unless:

(a) the vehicle is registered with the administrator pursuant to *The Traffic Safety Act* as a vehicle that may be used to provide vehicle-for-hire service, taxi service or limousine service; and

(b) the vehicle meets the prescribed requirements for operation as part of a vehicle-for-hire service, taxi service or limousine service.

(2) The administrator shall not register a vehicle as a vehicle providing a vehicle-for-hire service unless the transportation network company files with the administrator written evidence, in a form satisfactory to the administrator, that the transportation network company holds a motor vehicle liability insurance policy from an insurance company authorized to carry on the business of insurance in Saskatchewan that insures every vehicle used by the transportation network company's affiliated drivers in Saskatchewan against the liability imposed by law arising out of the ownership, use or operation of the vehicle and resulting from:

(a) bodily injury to or the death of any person being carried in or on or entering or getting into or onto or alighting from the vehicle;

(b) loss of or damage to personal property of passengers that is carried in or on the vehicle; and

(c) loss of or damage to property of any person other than the insured.

(3) An insurance policy required pursuant to subsection (2):

(a) must insure against the liability described in that subsection to a limit that is not less than the prescribed amount; and

(b) is in addition to the amount of insurance required pursuant to *The Automobile Accident Insurance Act*.

Insurance for vehicle-for-hire service

9(1) No person shall operate a transportation network company unless every vehicle used by the transportation network company's affiliated drivers in Saskatchewan to provide a vehicle-for-hire service is insured pursuant to *The Automobile Accident Insurance Act*.

(2) Notwithstanding *The Automobile Accident Insurance Act*, the premium payable by a transportation network company for a certificate of insurance issued for the purposes of subsection (1) is the amount established by the insurer.

(3) The insurer shall make available to the public at its head office and at each of its branch offices during its normal business hours the premium established pursuant to subsection (2).

(4) Every certificate of insurance issued for the purposes of subsection (1) is subject to the terms and conditions set out in *The Automobile Accident Insurance Act* and any other prescribed conditions.

Information respecting transportation network company

10 No transportation network company shall fail to provide the following information to the insurer, in a form and manner acceptable to the insurer and within the period acceptable to the insurer:

(a) the transportation network company's name and principal place of business in Saskatchewan or the name and address of the transportation network company's agent or representative in Saskatchewan;

(b) the names and addresses of the transportation network company's affiliated drivers in Saskatchewan;

(c) a list of all vehicles used by the transportation network company's affiliated drivers in Saskatchewan;

(d) the geographic scope of the transportation network company's operations in Saskatchewan;

(e) proof the transportation network company is licensed to operate as a transportation network company in Saskatchewan;

(f) any additional prescribed information or information that the insurer may reasonably require.

Powers of administrator

11 Subject to this Act and the regulations, if a transportation network company, taxi service or limousine service, or an affiliated driver or driver who operates a vehicle for a transportation network company, taxi service or limousine service, fails to comply with this Act or the regulations, the administrator may suspend, cancel or refuse to issue:

(a) a certificate of registration indicating that a vehicle may be used to provide a vehicle-for-hire service, taxi service or limousine service, as the case may be; or

(b) a certificate of insurance required by a transportation network company for the purposes of section 9.

PART 3
Peer-to-peer Vehicle Sharing

Definitions for Part

12 In this Part:

"owner", with respect to a vehicle rented through a peer-to-peer vehicle sharing company, means:

(a) the person named in the owner's certificate for the vehicle issued pursuant to *The Automobile Accident Insurance Act*; or

(b) a person acting on behalf or under the direction of the person mentioned in clause (a);

"peer-to-peer vehicle sharing" means, subject to the regulations, an online enabled application, a digital platform, a software program, a website or other system or technology platform offered, used or facilitated by a peer-to-peer vehicle sharing company to enable a person to rent a vehicle from the vehicle's owner;

"peer-to-peer vehicle sharing company" means a person or other prescribed entity that offers, uses or facilitates peer-to-peer vehicle sharing;

"renter" means the person to whom the vehicle is rented through the use of a peer-to-peer vehicle sharing company;

"vehicle rental period", with respect to a vehicle rented through a peer-to-peer vehicle sharing company, means the period that:

(a) subject to clause (b), is agreed to by the owner and the renter as the period during which the renter is to have possession of the vehicle; and

(b) is not longer than the prescribed maximum rental period.

Registration of vehicles

13 No person shall make a vehicle available for peer-to-peer vehicle sharing unless:

(a) the vehicle is registered with the administrator in a prescribed class of vehicle pursuant to *The Traffic Safety Act*; and

(b) the vehicle meets the prescribed requirements for operation as part of a peer-to-peer vehicle sharing service.

Insurance for peer-to-peer vehicle sharing

14(1) No person shall make a vehicle available for peer-to-peer vehicle sharing unless the vehicle is insured pursuant to *The Automobile Accident Insurance Act*.

(2) In addition to the requirements mentioned in subsection (1), a peer-to-peer vehicle sharing company may insure, pursuant to *The Automobile Accident Insurance Act*, the vehicles available for rental through its peer-to-peer vehicle sharing company.

(3) If a peer-to-peer vehicle sharing company elects to insure the vehicles available for rental through its peer-to-peer vehicle sharing company pursuant to subsection (2), the peer-to-peer vehicle sharing company shall:

(a) insure all of the vehicles available for rental through its peer-to-peer vehicle sharing company; and

(b) register the vehicles with the administrator pursuant to *The Traffic Safety Act* as vehicles available for peer-to-peer vehicle sharing.

(4) Notwithstanding *The Automobile Accident Insurance Act*, the premium payable by a peer-to-peer vehicle sharing company for a certificate of insurance issued for the purposes of subsection (2) is the amount established by the insurer.

(5) The insurer shall make available to the public at its head office and at each of its branch offices during its normal business hours the premium established pursuant to subsection (4).

(6) A certificate of insurance issued for the purposes of subsection (2) provides no indemnity or benefits for the peer-to-peer vehicle sharing company, and solely provides indemnity and benefits to the vehicle's owner.

(7) Every certificate of insurance issued for the purposes of subsection (2) is subject to the terms and conditions set out in *The Automobile Accident Insurance Act* and any other prescribed conditions.

Information respecting peer-to-peer vehicle sharing company

15 No peer-to-peer vehicle sharing company shall, subject to the regulations, fail to provide the following information to the insurer, in a form and manner acceptable to the insurer and within the period acceptable to the insurer:

(a) the peer-to-peer vehicle sharing company's name and principal place of business in Saskatchewan or the name and address of the peer-to-peer vehicle sharing company's agent or representative in Saskatchewan;

(b) the names and addresses of all owners who make their vehicles available to the peer-to-peer sharing company for peer-to-peer vehicle sharing and who are affiliated with the peer-to-peer vehicle sharing company in Saskatchewan;

(c) a list of all vehicles available for peer-to-peer vehicle sharing by owners affiliated with the peer-to-peer vehicle sharing company in Saskatchewan;

(d) any additional prescribed information or information that the insurer may reasonably require.

Powers of administrator

16 Subject to the regulations, if a peer-to-peer vehicle sharing company or any of its affiliated owners fails to comply with this Act or the regulations, the administrator may suspend, cancel or refuse to issue:

(a) a certificate of registration indicating that a vehicle may be used for peer-to-peer vehicle sharing; or

(b) a certificate of insurance required for the purposes of subsection 14(2).

PART 4
General

Immunity

17(1) No action or other proceeding for damages lies or shall be instituted against the minister, the insurer, the administrator, the board, the Crown in right of Saskatchewan or any agent or employee of any of them if the person is acting pursuant to the authority of this Act, *The Traffic Safety Act*, *The Automobile Accident Insurance Act* or the regulations made pursuant to this Act or those Acts, for any loss or damage suffered by reason of anything in good faith done, caused, permitted or authorized to be done, attempted to be done or omitted to be done, by that person, pursuant to or in the exercise or supposed exercise of any power conferred by this Act, *The Traffic Safety Act*, *The Automobile Accident Insurance Act* or the regulations made pursuant to this Act or those Acts or in the carrying out or supposed carrying out of any responsibility imposed by this Act, *The Traffic Safety Act*, *The Automobile Accident Insurance Act* or the regulations made pursuant to this Act or those Acts.

(2) A decision made by the minister in the exercise of a discretionary power given pursuant to this Act, *The Traffic Safety Act* or *The Automobile Accident Insurance Act* or the regulations made pursuant to this Act or those Acts to do or not to do a thing does not constitute negligence.

Regulations

18 The Lieutenant Governor in Council may make regulations:

(a) defining, enlarging or restricting the meaning of any word or expression used in this Act but not defined in this Act;

(b) for the purposes of the definition of "person" in section 2, prescribing entities;

(c) for the purposes of the definition of "vehicle" in section 2, prescribing qualifications;

(d) respecting taxis, including prescribing a class of vehicle registration;

(e) respecting limousines, including prescribing a class of vehicle registration and an inspection certificate;

(f) respecting transportation networks;

(g) prescribing entities that may operate a transportation network;

(h) prescribing the types of transportation arrangements where payment of a fee, rate, fare, toll, tariff or other charge would not be considered compensation;

(i) for the purposes of section 5, prescribing matters or things for which a municipality may make bylaws;

(j) for the purposes of section 7:

(i) prescribing classes of driver's licences;

(ii) prescribing offences; and

(iii) prescribing preceding periods, including prescribing different preceding periods for different prescribed offences;

(k) for the purposes of section 8, prescribing the requirements to indicate that a vehicle may be used to provide a vehicle-for-hire service, taxi service or limousine service;

(l) for the purposes of clause 8(3)(a), prescribing the minimum amount of insurance;

(m) for the purposes of section 9, prescribing conditions to which a certificate of insurance is subject;

(n) for the purposes of clause 10(f), prescribing additional information to be provided to the insurer by a transportation network company;

(o) for the purposes of section 11, respecting the procedures for suspending, cancelling or refusing to issue a certificate of registration or certificate of insurance, including providing for any notice of a proposed action and right to appeal;

(p) respecting peer-to-peer vehicle sharing, including adding to or restricting the meaning of that term;

(q) prescribing the entities that may operate a peer-to-peer vehicle sharing company;

(r) prescribing the maximum vehicle rental period for vehicles rented through a peer-to-peer vehicle sharing company;

(s) for the purposes of clause 13(a), prescribing a class of vehicle;

(t) for the purposes of clause 13(b), prescribing the requirements to indicate that a vehicle may be used for peer-to-peer vehicle sharing;

(u) for the purpose of subsection 14(7), prescribing the conditions to which a certificate of insurance is subject;

(v) for the purposes of clause 15(d), prescribing additional information to be provided to the insurer by a peer-to-peer vehicle sharing company;

(w) for the purposes of section 16, respecting the procedures for suspending, cancelling or refusing to issue a certificate of registration or certificate of insurance, including providing for any notice of a proposed action and right to appeal;

(x) exempting any person or entity from the application of all or any provision of this Act;

(y) prescribing any matter or thing that is authorized or required to be prescribed in the regulations;

(z) respecting any other matter or thing that the Lieutenant Governor in Council considers necessary to carry out the intent of this Act.

SS 2018, c V-3.2 repealed

19 *The Vehicles for Hire Act* is repealed.

SS 2021, c 34 repealed

20 *The Vehicles for Hire Amendment Act, 2021* is repealed.

Coming into force

21 This Act comes into force by order of the Lieutenant Governor in Council.

SCHEDULE 4
[*Section 5*]

An Act to make consequential amendments resulting from the enactment of *The Vehicles for Hire Act, 2026*

Short title

1 This Act may be cited as *The Vehicles for Hire Consequential Amendments Act, 2026*.

RSS 1978, c A-35 amended

2(1) *The Automobile Accident Insurance Act* is amended in the manner set forth in this section.

(2) The following clause is added after clause 2(1)(ff.1):

"(ff.2) **'peer-to-peer vehicle sharing'** has the same meaning as in *The Vehicles for Hire Act, 2026***".**

(3) Statutory Condition 3(2) of section 39 is amended by adding "'peer-to-peer vehicle sharing,'**" before "**'U-Drive'**".**

(4) Statutory Condition 3(2) of section 48 is amended by adding "'peer-to-peer vehicle sharing,'**" before "**'U-Drive'**".**

SS 2004, c T-18.1, section 248 amended

3 Subsection 248(4.2) of *The Traffic Safety Act* is amended by striking out "*The Vehicles for Hire Act***" and substituting "**Part 2 of *The Vehicles for Hire Act, 2026***".**

Coming into force

4 This Act comes into force by order of the Lieutenant Governor in Council.

THIRD SESSION

Thirtieth Legislature

SASKATCHEWAN

BILL

No. 83

An Act to amend various Acts, and to enact a new Act, respecting Drivers, Vehicle Use and Safe Roads

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Received and read the

First time

Second time

Third time

And passed

Honourable Jeremy Harrison

Printed under the authority of
The Speaker of the Legislative Assembly
of Saskatchewan
2026