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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETIETH SESSION

H. F. No. 949

02/09/2017 Authored by Koegel, Bernardy and Hornstein
The bill was read for the first time and referred to the Committee on Transportation and Regional Governance Policy

1.1 A bill for an act
1.2 relating to public safety; authorizing issuance of citations for certain work zone
1.3 violations; amending Minnesota Statutes 2016, section 169.06, subdivision 4a.

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

1.5 Section 1. Minnesota Statutes 2016, section 169.06, subdivision 4a, is amended to read:

1.6 Subd. 4a. Obedience to work zone flagger; violation, penalty. (a) A flagger in a work
1.7 zone may stop vehicles and, hold vehicles in place until it is safe for the vehicles to proceed.
1.8 A person operating a motor vehicle that has been stopped by a flagger in a work zone may
1.9 proceed after stopping only on instruction by the flagger or a police officer, and direct
1.10 vehicles to proceed when it is safe. A driver who does not comply with an instruction made
1.11 by an official traffic control device, flagger, or peace officer in a work zone under this
1.12 paragraph is guilty of a petty misdemeanor and must pay a fine of \$300 in addition to the
1.13 surcharge under section 357.021, subdivision 6.

1.14 (b) A person convicted of operating a motor vehicle in violation of a speed limit in a
1.15 work zone, or any other provision of this section while in a work zone, shall be required to
1.16 pay a fine of \$300. This fine is in addition to the surcharge under section 357.021, subdivision
1.17 6.

1.18 (c) If a motor vehicle is operated in violation of paragraph (a), the owner of the vehicle,
1.19 or for a leased motor vehicle the lessee of the vehicle, is guilty of a petty misdemeanor and
1.20 is subject to a fine as provided in paragraph (b). The owner or lessee may not be fined under
1.21 this paragraph if (1) another person is convicted for that violation, or (2) the motor vehicle
1.22 was stolen at the time of the violation. This paragraph does not apply to a lessor of a motor
1.23 vehicle if the lessor keeps a record of the name and address of the lessee.

2.1 (d) Paragraph (c) does not prohibit or limit the prosecution of a motor vehicle operator
2.2 for violating paragraph (a).

2.3 (e) A violation under paragraph (c) does not constitute grounds for revocation or
2.4 suspension of a driver's license.

2.5 (f) A peace officer may stop and issue a citation to the driver of a motor vehicle if the
2.6 peace officer has probable cause to believe the driver has, within the last four hours, operated
2.7 the vehicle in a manner that violates paragraph (a).

2.8 **EFFECTIVE DATE.** This section is effective August 1, 2017, and applies to violations
2.9 committed on or after that date.