

A bill for an act

relating to traffic regulations; amending requirements for travel in left-hand lanes; modifying driver's manual; making technical changes; appropriating money; amending Minnesota Statutes 2008, sections 169.18, subdivisions 7, 10, by adding a subdivision; 171.13, by adding a subdivision; Minnesota Statutes 2009 Supplement, section 357.021, subdivision 6.

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

Section 1. Minnesota Statutes 2008, section 169.18, subdivision 7, is amended to read:

Subd. 7. **Laned highway.** When any roadway has been divided into two or more clearly marked lanes for traffic, the following rules, in addition to all others consistent herewith, shall apply:

(a) A vehicle shall be driven as nearly as practicable entirely within a single lane and shall not be moved from such lane until the driver has first ascertained that such movement can be made with safety.

(b) Upon a roadway which is not a one-way roadway and which is divided into three lanes, a vehicle shall not be driven in the center lane except when overtaking and passing another vehicle where the roadway is clearly visible and such center lane is clear of traffic within a safe distance, or in preparation for a left turn or where such center lane is at the time allocated exclusively to traffic moving in the direction the vehicle is proceeding, and is signposted to give notice of such allocation. The left lane of a three-lane roadway which is not a one-way roadway shall not be used for overtaking and passing another vehicle.

(c) Official signs may be erected by a road authority directing slow-moving traffic to use a designated lane or allocating specified lanes to traffic moving in the same direction, and must be erected as appropriate to instruct motorists of the requirements under subdivision 10. Drivers of vehicles shall obey the directions of every such sign.

(d) Whenever a bicycle lane has been established on a roadway, any person operating a motor vehicle on such roadway shall not drive in the bicycle lane except to park where parking is permitted, to enter or leave the highway, or to prepare for a turn as provided in section 169.19, subdivision 1.

(e) A vehicle must be driven in the right-hand lane according to subdivision 10.

Sec. 2. Minnesota Statutes 2008, section 169.18, subdivision 10, is amended to read:

Subd. 10. **Slow-moving Vehicle operation in right-hand lane.** (a) Upon all roadways ~~any, including freeways and expressways as defined in section 160.02, a vehicle proceeding at less than the normal speed of traffic at the time and place and under the conditions then existing shall~~ must be driven in the right-hand lane then available for traffic, or as close as practicable to the right-hand curb or edge of the roadway, if safe and practicable to do so, except:

(1) when overtaking and passing another vehicle proceeding in the same direction, or;

(2) when preparing for a left turn at an intersection or into a private road or driveway, or;

(3) when a specific lane is designated and posted for a specific type of traffic;

(4) when necessary to enter or exit an expressway, freeway, interstate highway, or other controlled-access highway;

(5) when otherwise directed (i) by an official traffic-control device, (ii) by a peace officer, or (iii) in a highway work zone, as defined in section 169.14, subdivision 5d; or

(6) when expressly allowed or required by other law.

(b) A person who violates paragraph (a) is subject to a fine of \$50.

Sec. 3. Minnesota Statutes 2008, section 169.18, is amended by adding a subdivision to read:

Subd. 13. **Traffic safety education account; appropriation.** (a) A traffic safety education account is established in the general fund. Notwithstanding sections 299D.03, subdivision 5; 484.841, subdivision 1; 484.85; and 484.90, subdivision 6, the account consists of any fines collected under subdivision 10, and any other money donated, allotted, transferred, or otherwise provided to the account.

(b) Money in the account is annually appropriated to the commissioner of public safety, for the State Patrol to conduct traffic safety educational programs, including but not limited to review of traffic regulations and instruction on safe driving behavior.

EFFECTIVE DATE. This section is effective July 1, 2010.

Sec. 4. Minnesota Statutes 2008, section 171.13, is amended by adding a subdivision to read:

Subd. 1k. **Driver's manual; restricted driving in left lane.** The commissioner shall include in each edition of the driver's manual published by the department after August 1, 2010, instructions relating to the requirement to drive a motor vehicle in the right-hand lane, and the circumstances under which a driver is allowed to drive in the left-most lane of a highway that is divided into more than one lane in the same direction of travel, as provided under section 169.18, subdivision 10.

Sec. 5. Minnesota Statutes 2009 Supplement, section 357.021, subdivision 6, is amended to read:

Subd. 6. **Surcharges on criminal and traffic offenders.** (a) Except as provided in this paragraph, the court shall impose and the court administrator shall collect a \$75 surcharge on every person convicted of any felony, gross misdemeanor, misdemeanor, or petty misdemeanor offense, other than a violation of a law or ordinance relating to vehicle parking, for which there shall be a \$12 surcharge. When a defendant is convicted of more than one offense in a case, the surcharge shall be imposed only once in that case. In the Second Judicial District, the court shall impose, and the court administrator shall collect, an additional \$1 surcharge on every person convicted of any felony, gross misdemeanor, misdemeanor, or petty misdemeanor offense, including a violation of a law or ordinance relating to vehicle parking, if the Ramsey County Board of Commissioners authorizes the \$1 surcharge. The surcharge shall be imposed whether or not the person is sentenced to imprisonment or the sentence is stayed. The surcharge shall not be imposed when a person is convicted of a petty misdemeanor for which no fine is imposed.

(b) If the court fails to impose a surcharge as required by this subdivision, the court administrator shall show the imposition of the surcharge, collect the surcharge, and correct the record.

(c) The court may not waive payment of the surcharge required under this subdivision. Upon a showing of indigency or undue hardship upon the convicted person or the convicted person's immediate family, the sentencing court may authorize payment of the surcharge in installments.

(d) The court administrator or other entity collecting a surcharge shall forward it to the commissioner of management and budget.

(e) If the convicted person is sentenced to imprisonment and has not paid the surcharge before the term of imprisonment begins, the chief executive officer of the correctional facility in which the convicted person is incarcerated shall collect the

H.F. No. 3665, as introduced - 86th Legislative Session (2009-2010) [10-6008]

surcharge from any earnings the inmate accrues from work performed in the facility or while on conditional release. The chief executive officer shall forward the amount collected to the court administrator or other entity collecting the surcharge imposed by the court.

(f) A person who successfully completes a diversion or similar program for a violation of chapter 169 must pay the surcharge described in this subdivision.

(g) The surcharge does not apply to (1) administrative citations issued pursuant to section 169.999, and (2) citations under section 169.18, subdivision 10.

Sec. 6. **REVISOR'S INSTRUCTION.**

The revisor of statutes shall recodify Minnesota Statutes, section 171.13, subdivisions 1b, 1c, 1d, 1e, 1f, 1g, 1h, 1i, 1j, and 1k, as Minnesota Statutes, section 171.125.