

SENATE
STATE OF MINNESOTA
EIGHTY-NINTH SESSION

S.F. No. 1393

(SENATE AUTHORS: KENT, Dibble and Franzen)

DATE	D-PG	OFFICIAL STATUS
03/05/2015	566	Introduction and first reading Referred to Transportation and Public Safety
03/11/2015	647a	Comm report: To pass as amended and re-refer to Judiciary
03/25/2015	1291	Comm report: To pass
	1353	Second reading
	4868	Rule 47, returned to Judiciary
03/14/2016		Comm report: To pass as amended Second reading

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 2014, section 169.06, subdivision 4a.

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

1.5 Section 1. Minnesota Statutes 2014, 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
1.7 work zone may stop vehicles and hold vehicles in place ~~until it is safe for the vehicles to~~
1.8 ~~proceed. A person operating a motor vehicle that has been stopped by a flagger in a work~~
1.9 ~~zone may proceed after stopping only on instruction by the flagger or a police officer and~~
1.10 direct them to proceed when it is safe. A driver who does not comply with the instruction
1.11 of an official traffic control device, flagger, or peace officer in a work zone is guilty of
1.12 a petty misdemeanor, and shall pay a fine of \$300, in addition to the surcharge under
1.13 section 357.021, subdivision 6.

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

1.18 (c) If a motor vehicle is operated in violation of paragraph (a), the owner of the
1.19 vehicle, or for a leased motor vehicle the lessee of the vehicle, is guilty of a petty
1.20 misdemeanor and is subject to a fine as provided in paragraph (b). The owner or lessee may
1.21 not be fined under this paragraph if (1) another person is convicted for that violation, or (2)
1.22 the motor vehicle was stolen at the time of the violation. This paragraph does not apply to a
1.23 lessor of a motor 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
2.2 operator 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
2.6 the peace officer has probable cause to believe the driver has, within the last four hours,
2.7 operated the vehicle in a manner that violates paragraph (a).

2.8 **EFFECTIVE DATE.** This section is effective August 1, 2015, and applies to
2.9 violations committed on or after that date.