

7422.0200 MOTORCYCLE ROAD GUARD; AUTHORITY; RESTRICTIONS.

Subpart 1. **Statutory authority.** A motorcycle road guard who is certified by the commissioner is authorized under Minnesota Statutes, section 169.06, subdivision 4, and successor requirements, to:

- A. stop and hold vehicles in place until it is safe for vehicles to proceed;
- B. act as a flagger escorting a motorcycle group ride;
- C. direct operators of motorcycles within a motorcycle group ride or other vehicle traffic, notwithstanding any contrary indication of a traffic-control device, including stop signs or traffic-control signals;
- D. obtain consent from the chief of police, or the chief's designee, of any city of the first class through which the group is proceeding; and
- E. notify each statutory or home rule charter city through which the motorcycle group is proceeding.

Subp. 2. **Requirement to carry certificate.** In addition to the requirements in subpart 1, a motorcycle road guard must carry a valid motorcycle road guard certificate at all times and must produce proof of such certificate on demand of a peace officer.

Subp. 3. **Restrictions.** In order for a motorcycle road guard to escort a motorcycle group ride, the motorcycle group ride must be an organized gathering of motorcyclists of at least 20 motorcyclists that:

- A. uses a motorcycle road guard who has liability insurance in force at the time of the motorcycle group ride;
- B. follows a route in accordance with the notification provided under Minnesota Statutes, section 169.06, subdivision 4;
- C. is riding only in daytime hours; and
- D. complies with the Minnesota Manual on Uniform Traffic-Control Devices, authorized under Minnesota Statutes, section 169.06, subdivision 1.

Subp. 4. **Requirement to produce proof of liability insurance.**

- A. A motorcycle road guard must:
 - (1) carry proof of liability insurance; and
 - (2) produce proof of such insurance on demand of a peace officer.
- B. A motorcycle road guard who fails to produce proof of insurance must, within ten days of an officer's request under this subpart, produce the required proof of insurance stating that the security had been provided for the motorcycle group ride at the time of the demand to the commissioner.

C. The commissioner shall suspend the motorcycle road guard certificate of a person who does not comply with item B until proof of insurance is received by the commissioner.

Subp. 5. **Appeal.** A person whose motorcycle road guard certificate is suspended under this part may appeal the commissioner's action under the contested case procedures of Minnesota Statutes, chapter 14.

Statutory Authority: *MS s 171.60*

History: *39 SR 157*

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