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State of Minnesota

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HOUSE OF REPRESENTATIVES

EIGHTY-FIFTH SESSION

HOUSE FILE No. 2970

February 14, 2008

Authored by Drazkowski and Wollschlager

The bill was read for the first time and referred to the Transportation Finance Division

March 11, 2008

Committee Recommendation and Adoption of Report:

To Pass as Amended and re-referred to the Committee on Public Safety and Civil Justice

March 19, 2008

Committee Recommendation and Adoption of Report:

To Pass as Amended

Read Second Time

1.1 A bill for an act
1.2 relating to traffic regulations; requiring motorists to move to far left of roadway
1.3 before passing certain vehicles parked on the roadway; amending Minnesota
1.4 Statutes 2006, section 169.18, subdivision 1, by adding a subdivision.

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

1.6 Section 1. Minnesota Statutes 2006, section 169.18, subdivision 1, is amended to read:

1.7 Subdivision 1. Keep to the right. Upon all roadways of sufficient width a vehicle
1.8 shall be driven upon the right half of the roadway, except as follows:

1.9 (1) when overtaking and passing another vehicle proceeding in the same direction
1.10 under the rules governing such movement;

1.11 (2) when the right half of a roadway is closed to traffic while under construction
1.12 or repair;

1.13 (3) upon a roadway divided into three marked lanes for traffic under the rules
1.14 applicable thereon;

1.15 (4) upon a roadway designated and signposted for one-way traffic as a one-way
1.16 roadway; or

1.17 (5) as necessary to comply with subdivision 11 when approaching an authorized
1.18 emergency vehicle parked or stopped on the roadway; or

1.19 (6) as necessary to comply with subdivision 12 when approaching a freeway service
1.20 patrol or road maintenance or construction vehicle parked or stopped on the roadway.

1.21 Sec. 2. Minnesota Statutes 2006, section 169.18, is amended by adding a subdivision
1.22 to read:

2.1 Subd. 12. **Passing parked road maintenance or construction vehicle; citation;**
2.2 **probable cause.** (a) When approaching and before passing a freeway service patrol, road
2.3 maintenance, or construction vehicle with its warning lights activated that is parked or
2.4 otherwise stopped on or next to a street or highway having two lanes in the same direction,
2.5 the driver of a vehicle shall safely move the vehicle to the lane farthest away from the
2.6 vehicle, if it is possible to do so.

2.7 (b) When approaching and before passing a freeway service patrol, road
2.8 maintenance, or construction vehicle with its warning lights activated that is parked or
2.9 otherwise stopped on or next to a street or highway having more than two lanes in the
2.10 same direction, the driver of a vehicle shall safely move the vehicle so as to leave a full
2.11 lane vacant between the driver and any lane in which the vehicle is completely or partially
2.12 parked or otherwise stopped, if it is possible to do so.

2.13 (c) A peace officer may issue a citation to the driver of a motor vehicle if the peace
2.14 officer has probable cause to believe that the driver has operated the vehicle in violation of
2.15 this subdivision within the four-hour period following the termination of the incident.