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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-SIXTH
SESSION

HOUSE FILE No. **2939**

February 12, 2010

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The bill was read for the first time and referred to the Committee on Public Safety Policy and Oversight

1.1 A bill for an act
1.2 relating to traffic regulations; authorizing protective agents to use flashing lights
1.3 in certain traffic situations; amending Minnesota Statutes 2008, sections 169.64,
1.4 subdivision 3, by adding a subdivision; 326.338, subdivision 4.

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

1.6 Section 1. Minnesota Statutes 2008, section 169.64, subdivision 3, is amended to read:

1.7 Subd. 3. **Flashing lights.** Flashing lights are prohibited, except on an authorized
1.8 emergency vehicle, school bus, bicycle as provided in section 169.222, subdivision 6,
1.9 road maintenance equipment, tow truck or towing vehicle, service vehicle, farm tractor,
1.10 self-propelled farm equipment, rural mail carrier vehicle, funeral home vehicle, protective
1.11 agent vehicle, or on any vehicle as a means of indicating a right or left turn, or the presence
1.12 of a vehicular traffic hazard requiring unusual care in approaching, overtaking, or passing.
1.13 All flashing warning lights shall be of the type authorized by section 169.59, subdivision
1.14 4, unless otherwise permitted or required in this chapter.

1.15 Sec. 2. Minnesota Statutes 2008, section 169.64, is amended by adding a subdivision
1.16 to read:

1.17 Subd. 11. **Flashing light on protective agent vehicle.** A protective agent vehicle
1.18 must be equipped with flashing or intermittent red and amber lights of a type approved by
1.19 the commissioner of public safety. The lights must be placed on the dome of the vehicle at
1.20 the highest practicable point visible from a distance of 500 feet. The flashing red light
1.21 must be displayed only when the protective agent vehicle is engaged in performing the
1.22 duties described in section 326.32, subdivision 13, paragraph (a), clause (3), and section
1.23 326.338, subdivision 4, clause (4).

2.1 Sec. 3. Minnesota Statutes 2008, section 326.338, subdivision 4, is amended to read:

2.2 Subd. 4. **Protective agent.** A person who for a fee, reward, or other valuable
2.3 consideration undertakes any of the following acts is considered to be engaged in the
2.4 business of protective agent:

2.5 (1) providing guards, private patrol, or other security personnel to protect persons or
2.6 their property or to prevent the theft, unlawful taking of goods, merchandise, or money, or
2.7 to prevent the misappropriation or concealment of goods, merchandise, money, or other
2.8 valuable things, or to procure the return of those things;

2.9 (2) physically responding to any alarm signal device, burglar alarm, television
2.10 camera, still camera, or a mechanical or electronic device installed or used to prevent or
2.11 detect burglary, theft, shoplifting, pilferage, losses, or other security measures;

2.12 (3) providing armored car services for the protection of persons or property;

2.13 (4) controlling motor traffic on public streets, roads, and highways for the purpose
2.14 of escorting a funeral procession and oversized loads; or

2.15 (5) providing management and control of crowds for the purpose of safety and
2.16 protection.

2.17 A person covered by this subdivision may perform the traffic control duties in clause
2.18 (4) in place of a ~~police~~ peace officer when a special permit is required, provided that
2.19 the protective agent is first-aid qualified.