

Minnesota Department of Public Safety

Driver and Vehicle Services Division

Request for Comments on Possible New Rules Governing Motorcycle Road Guard Certification and Qualification Requirements.

Subject of Rule. The Minnesota Department of Public Safety requests comments on its possible rules governing motorcycle road guard certification and qualification requirements. In order to comply with statutory requirements, the department is considering new rules that would establish procedures for the department to: (1) establish qualifications and requirements for a person to obtain a motorcycle road guard certificate; (2) develop and offer a motorcycle road guard certificate course; (3) establish safety and equipment standards for a person who operates under a motorcycle road guard certificate; and (4) establish a fee for each applicant for a motorcycle road guard certificate.

Persons Affected. The possible new rules would likely affect class D license holders with a motorcycle endorsement, motorcycle dealers, clubs and owners groups, motorcycle instructors and training schools, state and bordering law enforcement agencies, the Minnesota Department of Transportation, political subdivisions, including cities, townships, and counties, the automotive insurance industry, and the general public.

Statutory Authority. *Minnesota Statutes*, section 171.60, subd. 5, and *Minnesota Laws 2012*, Chapter 287, article 3, sections 27 and 43, authorize the Commissioner of Public Safety to adopt rules governing motorcycle road guard certification and qualification requirements.

Public Comment. Interested persons or groups may submit comments or information on these possible rules in writing until further notice is published in the *State Register* that the department intends to adopt or to withdraw the proposed rules. Additionally, the department is interested in comments addressing the cumulative effect of any possible new rules governing motorcycle road guard certification and qualification requirements. The department may appoint an advisory committee to comment on the possible rules.

Rule Draft. The department has not prepared a draft of the possible rules.

Agency Contact Person. Written comments, questions, requests to receive a draft of the rule, and requests for more information on these possible rules should be directed to:

Ms. Jacqueline Cavanagh
Driver and Vehicle Services
445 Minnesota Street, Suite 195
Saint Paul, Minnesota 55101-5195
(651) 201-7583
E-mail: *DVS.Rules@state.mn.us*

TTY users may call the department at (651) 282-6555.

Alternative Format. Upon request, this Request for Comment can be provided in an alternative format such as large print, Braille, or other electronic media format. To make such a request, please contact the agency contact person at the address or telephone number listed above.

NOTE: If the department initiates a proceeding to adopt the rules, it will not necessarily include comments received in response to this notice in the formal rulemaking record that is submitted to the administrative law judge. The agency is required to submit to the judge only those written comments received in response to the rule after it is proposed. If you submit comments during the development of the rule and wish to ensure that the administrative law judge reviews them, you must resubmit the comments after the rule is formally proposed.

June 7, 2012

Ramona L. Dohman
Commissioner