

## CHAPTER 549 — H.F.No. 1589

*An act relating to motor vehicles; authorizing the operation of motorized golf carts by certain persons on designated roadways of city streets; regulating the operation thereof; amending Minnesota Statutes 1980, Sections 168.012, by adding a subdivision; 169.522; and proposing new law coded in Minnesota Statutes, Chapter 169.*

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

Section 1. Minnesota Statutes 1980, Section 168.012, is amended by adding a subdivision to read:

Subd. 3a. **MOTORIZED GOLF CARTS.** Motorized golf carts operated under permit and on roadways designated pursuant to section 2 are exempt from the provisions of this chapter.

**Sec. 2. [169.045] MOTORIZED GOLF CARTS; OPERATION; REGULATION.**

Subdivision 1. **DESIGNATION OF ROADWAYS, PERMIT.** The governing body of any home rule charter or statutory city or town may by ordinance authorize the operation of motorized golf carts on designated roadways or portions thereof under its jurisdiction. Authorization to operate a motorized golf cart is by permit only. Permits are restricted to physically handicapped persons defined in Minnesota Statutes, Section 169.345, Subdivision 2.

Subd. 2. **ORDINANCE.** The ordinance shall designate the roadways, prescribe the form of the application for the permit, require evidence of insurance complying with the provisions of section 65B.48, subdivision 5 and may prescribe conditions, not inconsistent with the provisions of this section, under which a permit may be granted. Permits may be granted for a period of not to exceed one year, and may be annually renewed. A permit may be revoked at any time if there is evidence that the permittee cannot safely operate the motorized golf cart on the designated roadways. The ordinance may require, as a condition to obtaining a permit, that the applicant submit a certificate signed by a physician that the applicant is able to safely operate a motorized golf cart on the roadways designated.

Subd. 3. **TIMES OF OPERATION.** Motorized golf carts may only be operated on designated roadways from sunrise to sunset. They shall not be operated in inclement weather or when visibility is impaired by weather, smoke, fog or other conditions, or at any time when there is insufficient light to clearly see persons and vehicles on the roadway at a distance of 500 feet.

Subd. 4. **SLOW MOVING VEHICLE EMBLEM.** Motorized golf carts shall display the slow moving vehicle emblem provided for in Minnesota Statutes, Section 169.522, when operated on designated roadways.

Changes or additions are indicated by underline, deletions by ~~strikeout~~.

Subd. 5. CROSSING INTERSECTING HIGHWAYS. The operator of a motorized golf cart may cross any street or highway intersecting a designated roadway.

Subd. 6. APPLICATION OF TRAFFIC LAWS. Every person operating a motorized golf cart under permit on designated roadways has all the rights and duties applicable to the driver of any other vehicle under the provisions of Minnesota Statutes, Chapter 169, except when those provisions cannot reasonably be applied to motorized golf carts and except as otherwise specifically provided in subdivision 7.

Subd. 7. NONAPPLICATION OF CERTAIN LAWS. The provisions of Minnesota Statutes, Chapter 171, are not applicable to persons operating motorized golf carts under permit on designated roadways pursuant to this section. Except for the requirements of Minnesota Statutes, Section 169.70, the provisions of Minnesota Statutes, Chapter 169 relating to equipment on vehicles is not applicable to motorized golf carts operating on designated roadways.

Sec. 3. Minnesota Statutes 1980, Section 169.522, is amended to read:

**169.522 SLOW MOVING VEHICLES, SIGNS REQUIRED.**

Subdivision 1. All animal-drawn vehicles, motorized golf carts when operated on designated roadways pursuant to section 2, implements of husbandry and other machinery, including all road construction machinery, which are designed for operation at a speed of 25 miles per hour or less shall display a triangular slow moving vehicle emblem except when being used in actual construction and maintenance work and traveling within the limits of a construction area which is marked in accordance with requirements of the manual of uniform traffic control devices, as set forth in section 169.06. Such emblem shall be mounted so as to be visible from a distance of not less than 600 feet to the rear. When a primary power unit towing an implement of husbandry or other machinery displays a slow moving vehicle emblem visible from a distance of 600 feet to the rear, it shall not be necessary to display a similar emblem on the secondary unit. After January 1, 1975 all slow moving vehicle emblems sold in this state shall be so designed that when properly mounted they are visible from a distance of not less than 600 feet to the rear when directly in front of lawful lower beam of head lamps on a motor vehicle. The commissioner of public safety shall adopt standards and specifications for the design and position of mounting the slow moving vehicle emblem. Such standards and specifications shall be adopted by rule and regulation in accordance with the administrative procedure act. A violation of this section shall not be admissible evidence in any civil cause of action arising prior to January 1, 1970.

Subd. 2. The use of this emblem shall be restricted to the slow moving vehicles specified in subdivision 1 and its use on any other type of vehicle or stationary object on the highway is prohibited.

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Subd. 3. No person shall sell, lease, rent, or operate any slow moving vehicle, as defined in subdivision 1, except motorized golf carts and except those units designed to be completely mounted on a primary power unit, which is manufactured or assembled on or after July 1, 1967, unless such vehicle is equipped with a slow moving vehicle emblem mounting device as specified in subdivision 1. Provided however, no slow moving vehicle shall be operated without such slow moving vehicle emblem after January 1, 1968.

Sec. 4. **EFFECTIVE DATE.**

This act is effective the day following final enactment.

Approved March 22, 1982

**CHAPTER 550 — H.F.No. 1611**

*An act relating to garnishment; authorizing an employer to recover expenses incurred for administering garnishment of an employee's wages; amending Minnesota Statutes 1980, Section 571.57.*

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

Section 1. Minnesota Statutes 1980, Section 571.57, is amended to read:

**571.57 GARNISHEE FEES.**

Subdivision 1. WITNESS FEES. A garnishee other than an employer whose employee is the judgment debtor shall be paid \$2 fees at the time of service of garnishee summons and. If required to appear and submit to oral examination a garnishee shall be tendered his fees and mileage for attendance at the rate allowed by law to a witness, and in extraordinary cases, may be allowed such further sum as the court shall deem reasonable for his counsel fees and other necessary expenses. If he be charged as a garnishee, the amount of such fees and allowances may be recovered by judgment creditor out of the property in his hands. If charged as garnishee on account of specific articles of personal property, the garnishee shall not be required to deliver the same to an officer until payment of his reasonable charges for storage.

Subd. 2. EMPLOYER EXPENSES OF GARNISHMENT. An employer garnishee administering garnishment of an employee judgment debtor's wages shall be paid \$3 for each processing transaction relating to the garnishment. A processing transaction means any written response the garnishee employer is required by law to mail or deliver for purposes of administering the garnishment of an employee's wages. The \$3 processing fee shall be charged to the employee judgment debtor.

Approved March 22, 1982

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