

Sec. 3. Proceedings to relate back. When such proceedings are taken within such period of time, such proceedings shall relate back to the date of the expiration of such original corporate period, as fixed by its articles of incorporation or by statutory limitation, and when such period is extended as provided by this act, any and all corporate acts and contracts done and performed, made and entered into after the expiration of said original period, shall be and each is hereby declared to be legal and valid.

Sec. 4. Application. This act shall not apply to any corporation, the charter of which has been declared forfeited by the final judgment of any court of competent jurisdiction of this state or to any corporation as to which there is pending any action or proceeding in any of the courts of this state, for the forfeiture of its charter, nor shall this act affect any action or proceedings now pending in any of the courts of this state in relation to any corporation described in section 1.

Approved March 17, 1965.

CHAPTER 94—S. F. No. 235

An act relating to motor vehicles; providing for the regulation and taxation thereof; amending Minnesota Statutes 1961, Section 168.013, Subdivision 3.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1961, Section 168.013, Subdivision 3, is amended to read:

Subd. 3. Motor vehicles; application; cancelation; excessive gross weights forbidden. The applicant for a non-farm truck or truck-tractor semi-trailer license shall state in writing upon oath, among other things, the unloaded weight of such vehicle or combination and the maximum load which the applicant proposes to carry thereon, the sum of which shall constitute the gross weight upon which the license tax shall be paid and the gross weight of no vehicle or combination of vehicles shall exceed the gross weight upon which the license tax has been paid by more than 1,000 pounds. The gross weight of the vehicle for which such license tax is paid shall be stenciled in a conspicuous place on each side of the vehicle by the owner thereof in letters not less than 2-½ inches high and a ⅜ inch stroke and shall be in a color giving a marked contrast with

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that of the part of the vehicle on which it is placed and shall be done with a good quality paint that will endure throughout the term of the registration. The stenciling must be on a part of the vehicle itself and not on a removable plate or placard of any kind and shall be kept clean and visible at all times.

The owner or driver of a vehicle upon conviction for transporting a gross weight in excess of the gross weight for which it was registered or for operating a vehicle with an axle weight exceeding the maximum lawful axle load weight shall be guilty of a misdemeanor and be subject to fine according to the following schedule:

1. If the gross weight exceeds the selected gross weight for which the vehicle is registered by more than 1,000 pounds, but less than 2,000 pounds, the fine shall be not less than \$25 for each such offense.

2. If the gross weight exceeds the selected gross weight for which the vehicle is registered by 2,000 pounds or more, the fine shall be not less than \$50 for each such offense, and in addition to paying the fine the owner or driver shall apply to the registrar to increase the authorized gross weight to be carried on the vehicle to a weight equal to or greater than the gross weight of which the owner or driver was convicted of carrying. If the additional registration tax computed upon that weight, plus the tax already paid, amounts to more than the regular tax for the maximum gross weight permitted for such a vehicle under ~~Minnesota Statutes 1949~~, section 169.83, that additional amount shall nevertheless be paid into the highway fund, but the additional tax thus paid shall not be deemed to permit the vehicle to be operated with a gross weight in excess of the maximum legal weight as provided by ~~Minnesota Statutes 1949~~, section 169.83. Unless the owner within 30 days after such a conviction shall apply to increase the authorized weight and pay the additional tax as herein provided, the registrar shall revoke the registration on the vehicle and demand the return of the registration card and plates issued by him on that registration.

3. If the axle load exceeds the lawful axle load as provided by section 169.83, by more than 2,500 pounds the fine shall be not less than \$75; if the axle load exceeds the lawful axle load by more than 3,500 pounds the fine shall be not less than \$95; and if *the* axle load exceeds the lawful axle load by more than 5,000 pounds, or if the load on any group of consecutive axles spaced less than 6 *six* feet apart exceeds the lawful axle load by more than 8,000 pounds, the fine shall be not less than \$95, and the registrar shall cancel the ~~certificate of reciprocity~~ *privileges* on the vehicle involved if the same is being operated under reciprocity, or if the vehicle is

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not being operated under reciprocity, he shall cancel the certificate of registration on the vehicle so operated and demand the return of the registration certificate and registration plates.

4. When the registration on a motor vehicle has been revoked by the registrar according to the provisions of this section, such vehicle shall not be again operated on the highways of the state until it is registered or re-registered, as the case may be, and new plates issued, and the registration fee therefor shall be computed for the *full balance of the calendar year in which the violation occurred*, and on the basis of the gross weight of the vehicle at the time of violation. *1/12 of the annual tax for each month remaining in the calendar year beginning with the first day of the month in which the violation occurred.*

Sec. 2. *This act becomes effective November 15, 1965 for the year 1966 and subsequent years.*

Approved March 17, 1965.

CHAPTER 95—S. F. No. 240

An act relating to motor vehicles; permitting the buyer of a new motor vehicle to use dealer plates for a certain period pending receipt of the buyer's number plates; amending Minnesota Statutes 1961, Section 168.27, Subdivision 5.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1961, Section 168.27, Subdivision 5, is amended to read:

Subd. 5. Motor vehicles; plates; distinguishing numbers. The registrar shall issue to every motor vehicle dealer, upon a request from such motor vehicle dealer licensed as provided in subdivision 1, one pair of number plates displaying a general distinguishing number upon the payment of \$5 to the registrar. The registrar shall also issue to such motor vehicle dealer such additional pair of such number plates as the motor vehicle dealer may request, upon the payment of such motor vehicle dealer to the registrar of the sum of \$5 for each additional pair. Motor vehicles, new and used, bearing such number plates owned by such motor vehicle dealer, may be driven upon the streets and highways of this state by such motor vehicle dealer, or any employee of such motor vehicle dealer, for demonstration purposes, or for any purpose incident to the usual and

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