

able from the special fund shall become effective until approved by the common council.

Sec. 9. *Laws 1959, Chapter 131, Section 10, Subdivision 2, and Section 20, are repealed.*

Sec. 10. *No provision of this act shall be construed as reducing the amount or rate of contribution to the association by the municipality or a member of the association from such minimum contributions as are prescribed by the Police and Firemen's Relief Associations Guidelines Act of 1969. Notwithstanding the provisions of this or any other act, the association and the municipality and the officers of each are authorized to do all things required by the Guidelines Act as conditions for the contribution of public funds or the levy of taxes for the support of the association.*

Sec. 11. *This act shall take effect upon its approval by the governing body of the city of Rochester, and upon compliance with the provisions of Minnesota Statutes, Section 645.021.*

Approved May 24, 1969.

CHAPTER 695—S. F. No. 1299

[Coded in Part]

An act relating to snowmobiles; amending Minnesota Statutes 1967, Sections 84.81, by adding subdivisions; 84.82, Subdivisions 1 and 3; 84.83; 84.86, Subdivision 1; 84.87, Subdivisions 1 and 3; 97.49, Subdivision 5; 171.01, Subdivision 3; 171.03; and Chapter 84, by adding sections.

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

Section 1. Minnesota Statutes 1967, Section 84.81, is amended by adding a subdivision to read:

Subd. 10. Snowmobiles. "Dealer" means a person, partnership, or corporation engaged in the business of selling snowmobiles at wholesale or retail.

Sec. 2. Minnesota Statutes 1967, Section 84.81, is amended by adding a subdivision to read:

Subd. 11. "Manufacturer" means a person, partnership, or corporation engaged in the business of manufacturing snowmobiles.

Changes or additions indicated by italics, deletions by ~~strikeout~~.

Sec. 3. Minnesota Statutes 1967, Section 84.82, Subdivision 1, is amended to read:

84.82 Snowmobile registration. Subdivision 1. **General requirements.** Except as hereinafter provided, no person shall after ~~September 1, 1967~~ *June 30, 1969*, operate any snowmobile ~~upon any public owned easements, trails, accesses, lands, lakes, rivers or streams within the state~~ unless such snowmobile has been registered in accordance with the provisions of ~~Laws 1967, Chapter 876~~ *Minnesota Statutes, Sections 84.81 to 84.88*.

Sec. 4. Minnesota Statutes 1967, Section 84.82, Subdivision 3, is amended to read:

Subd. 3. **Fees for registration.** (a) The fee for registration of each snowmobile, *other than those registered by a dealer or manufacturer pursuant to clauses (b) or (c) of this subdivision*, shall be as follows: ~~(a) \$8 for three years; and \$1 for a (b) duplicate or transfer; \$1.~~

(b) *The total registration fee for all snowmobiles owned by a dealer and operated for demonstration or testing purposes shall be \$25 per year.*

(c) *The total registration fee for all snowmobiles owned by a manufacturer and operated for research, testing, experimentation, or demonstration purposes shall be \$100 per year. Dealer and manufacturer registrations are not transferable.*

Sec. 5. Minnesota Statutes 1967, Section 84.83, is amended to read:

84.83. Disposition of receipts. ~~Subdivision 1.~~ Fees from registration of snowmobiles shall be deposited with the state treasurer to the credit of the general revenue fund.

Subd. 2. ~~There is hereby appropriated for the biennium beginning July 1, 1967, \$150,000 to the commissioner of conservation to be used for the administration of Laws 1967, Chapter 876 and for the promotion and development of recreational facilities for snowmobile users. Such money shall be appropriated from the general revenue fund.~~

Sec. 6. Minnesota Statutes 1967, Section 84.86, Subdivision 1, is amended to read:

84.86 Rules and regulations. Subdivision 1. With a view of achieving maximum use of snowmobiles the commissioner of

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conservation shall adopt rules and regulations in the manner provided by chapter 15, for the following purposes:

(1) Registration of snowmobiles and display of registration numbers.

(2) Use of snowmobiles insofar as game and fish resources are affected.

(3) Use of snowmobiles on public lands *and waters* under the jurisdiction of the commissioner of conservation.

(4) *Uniform signs to be used by the state, counties, cities, villages, and boroughs, which are necessary or desirable to control, direct, or regulate the operation and use of snowmobiles.*

(5) *Specifications relating to snowmobile mufflers.*

(6) *A comprehensive snowmobile information and safety education and training program, including but not limited to the preparation and dissemination of snowmobile information and safety advice to the public, the training of snowmobile operators, and the issuance of snowmobile safety certificates to snowmobile operators who successfully complete the snowmobile safety education and training course. For the purpose of administering such program and to defray a portion of the expenses of training and certifying snowmobile operators, the commissioner shall collect a fee of not to exceed \$2 from each person who receives the training and shall deposit the fee in the general revenue fund and the amount thereof is appropriated annually to the commissioner of conservation for the administration of such programs. The commissioner shall cooperate with private organizations and associations, private and public corporations, and local governmental units in furtherance of the program established under this clause. The commissioner shall consult with the commissioner of highways in regard to training program subject matter and performance testing that leads to the certification of snowmobile operators.*

Sec. 7. Minnesota Statutes 1967, Section 84.87, Subdivision 1, is amended to read:

84.87 Operation; regulation by municipalities. Subdivision 1. **Operation on streets and highways.** (a) No person shall operate a snowmobile upon the roadway, shoulder, or inside bank or slope of any trunk ~~or~~, county state aid, or county highway in this state and, in the case of a divided trunk or county highway, on the right of way between the opposing lanes of traffic, except as provided in this act. No person shall operate a snowmobile within the right of way of

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any trunk ~~or~~ county state aid, *or county highway* between the hours of one-half hour after sunset to one-half hour before sunrise, *except on the right hand side of such right of way and in the same direction as the highway traffic on the nearest lane of the roadway adjacent thereto.* No snowmobile shall be operated at any time within the right of way of any interstate highway or freeway within this state.

(b) A snowmobile may make a direct crossing of a street or highway *at any hour of the day* provided:

(1) The crossing is made at an angle of approximately 90 degrees to the direction of the highway and at a place where no obstruction prevents a quick and safe crossing; and

(2) The snowmobile is brought to a complete stop before crossing the shoulder or main traveled way of the highway; and

(3) The driver yields the right of way to all oncoming traffic which constitutes an immediate hazard; and

(4) In crossing a divided highway, the crossing is made only at an intersection of such highway with another public street or highway; *and*

(5) *If the crossing is made between the hours of one-half hour after sunset to one-half hour before sunrise or in conditions of reduced visibility, only if both front and rear lights are on.*

(c) No snowmobile shall be operated upon a public street or highway unless it is equipped with at least one head lamp, ~~and~~ one tail lamp, *each of minimum candlepower as prescribed by regulations of the commissioner, reflector material of a minimum area of 16 square inches mounted on each side forward of the handle bars,* and with brakes *each of which shall conform to standards prescribed by rule of the commissioner of highways* pursuant to the authority vested in him by section 84.86, *and each of which shall be subject to approval of the commissioner of highways.*

(d) A snowmobile may be operated upon a public street or highway other than as provided by clause (b) in an emergency during the period of time when and at locations where snow upon the roadway renders travel by automobile impractical.

(e) All provisions of chapter 169 shall apply to the operation of snowmobiles upon streets and highways, except for those relating to required equipment, and except those which by their nature have no application.

Changes or additions indicated by italics, deletions by ~~strikeout~~.

Sec. 8. Minnesota Statutes 1967, Section 84.87, Subdivision 3, is amended to read:

Subd. 3. Regulations by political subdivisions. ~~This section shall not supersede or limit the jurisdiction of municipalities and counties over public lands and property under their jurisdiction and control. Notwithstanding anything in this section to the contrary, a county board may by resolution permit the operation of snowmobiles upon the roadway, shoulder, or inside bank or slope of any county highway if safe operation in the ditch or outside bank or slope thereof is impossible, in which case the county board shall cause appropriate notice thereof to be given.~~

Any county, city, village or borough, or any town acting by its town board, may regulate the operation of snowmobiles on public lands, waters, and property under their jurisdiction and on streets and highways within their boundaries by resolution or ordinance of the governing body and by giving appropriate notice, provided such regulations are not inconsistent with the provisions of sections 84.81 to 84.88 inclusive and rules and regulations, promulgated thereunder. However, no such governmental unit may adopt an ordinance which (1) imposes a fee for the use of public land or water under the jurisdiction of either the commissioner of conservation or any other agency of the state, or for the use of any access thereto owned by the state, or a county, city, village, or borough; or (2) require a snowmobile operator to possess a motor vehicle driver's license while operating a snowmobile.

Sec. 9. Minnesota Statutes 1967, Chapter 84, is amended by adding a section to read:

[84.871] Mufflers. *Except as provided in this section, every snowmobile shall be equipped at all times with a muffler in good working order which blends the exhaust noise into the overall snowmobile noise and is in constant operation to prevent excessive or unusual noise. The exhaust system shall not emit or produce a sharp popping or crackling sound. This section does not apply to organized races or similar competitive events held on (1) private lands, with the permission of the owner, lessee, or custodian of the land; (2) public lands and water under the jurisdiction of the commissioner of conservation, with the commissioner's permission; or (3) other public lands, with the consent of the public agency owning the land. No person shall have for sale, sell, or offer for sale on any new snowmobile any muffler that fails to comply with the specifications required by the rules and regulations of the commissioner after the effective date of the rules and regulations.*

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Sec. 10. Minnesota Statutes 1967, Chapter 84, is amended by adding a section to read:

[84.872] Crossing of streets or highways by youthful snowmobile operators; prohibitions. *Notwithstanding anything in section 84.87 to the contrary, no person under 14 years of age shall make a direct crossing of a trunk, county state aid, or county highway as the operator of a snowmobile. A person 14 years of age or older, but less than 18 years of age, may make a direct crossing of a trunk, county state aid, or county highway only if he has in his immediate possession a valid snowmobile safety certificate issued by the commissioner.*

It is unlawful for the owner of a snowmobile to permit the snowmobile to be operated contrary to the provisions of this section.

When the judge of a juvenile court, or any of its duly authorized agents, shall determine that any person, while less than 18 years of age, has violated the provisions of Minnesota Statutes, Sections 84.81 to 84.88, or any other state or local law or ordinance regulating the operation of snowmobiles, the judge, or duly authorized agent, shall immediately report such determination to the commissioner and may recommend the suspension of the person's snowmobile safety certificate. The commissioner is hereby authorized to suspend the certificate, without a hearing.

Sec. 11. Minnesota Statutes 1967, Section 97.49, Subdivision 5, is amended to read:

Subd. 5. All fines and forfeited bail collected in any prosecution under any provision of chapters 97 to 102, 348, sections 84.09 to 84.15, 84.81 to 84.88, and Laws 1939, Chapter 231, or any other law relating to wild animals or to wild rice or other aquatic vegetation shall be paid to the treasurer of the county where the prosecution was had. One half of such receipts shall be transmitted by that officer to the commissioner, who shall pay the same into the state treasury to be credited to the game and fish fund. The remaining half shall be credited to the general revenue fund of the county, but the board of county commissioners of any county may, by resolution, direct the payment of all such funds to the state, and where such county action has been taken, the cost of keeping and maintaining prisoners for violating any such law shall be reimbursed to the county from the game and fish fund upon monthly itemized statements certified by the county auditor to the commissioner.

Sec. 12. Minnesota Statutes 1967, Section 171.01, Subdivision 3, is amended to read:

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Subd. 3. Motor vehicle. Every vehicle which is self-propelled and any vehicle propelled or drawn by a self-propelled vehicle, and not deriving its power from overhead wires *except snowmobiles*.

Sec. 13. Minnesota Statutes 1967, Section 171.03, is amended to read:

171.03 **Persons exempt.** The following persons are exempt from license hereunder:

(1) Persons licensed as chauffeurs under the laws of the state of Minnesota while operating motor vehicles in the performance of their duties as such chauffeurs;

(2) Any person while driving or operating a motor vehicle in the service of the Army, Navy, or Marine Corps of the United States;

(3) Any person while driving or operating any farm tractor, or implement of husbandry temporarily operated or moved on a highway;

(4) A nonresident who is at least 15 years of age and who has in his immediate possession a valid driver's license issued to him in his home state or country may operate a motor vehicle in this state only as a driver;

(5) Any nonresident who is at least 18 years of age, whose home state or country does not require the licensing of drivers may operate a motor vehicle as a driver, only for a period of not more than 90 days in any calendar year if the motor vehicle so operated is duly registered for the current calendar year in the home state or country of such nonresident.

(6) Any person over 21 years of age who becomes a resident of the state of Minnesota and who has in his possession a valid driver's license issued to him under and pursuant to the laws of some other state or province or by military authorities of the United States may operate a motor vehicle as a driver, only for a period of not more than 60 days after becoming a resident of this state without being required to have a Minnesota driver's license as provided in this chapter;

(7) *Any person operating a snowmobile, as defined in Minnesota Statutes, Section 84.81.*

Sec. 14. **Effective date.** *Except for section 10, this act is effective July 1, 1969. Section 10 is effective January 1, 1970.*

Approved May 24, 1969.

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