

"Highway". Any public thoroughfare for vehicles, including streets in cities, villages and boroughs.

"Motor Vehicles". Any self-propelled vehicle not operated exclusively upon railroad tracks, and any vehicle propelled or drawn by a self-propelled vehicle.

"Owner." Any person, firm, association or corporation owning or renting a motor vehicle, or having the exclusive use thereof, under a lease or otherwise, for a period greater than 30 days.

"Tractor." Any motor vehicle designed or used for drawing other vehicles but having no provision for carrying loads independently.

"Trailer." Any vehicle designed for carrying property or passengers wholly on its own structure and for being drawn by a motor vehicle.

"Semi-Trailer." A vehicle of the trailer type so designed and used in conjunction with a self-propelled vehicle that a considerable part of its own weight or that of its load rests upon and is carried by the towing vehicle.

"Trucks". Any motor vehicle designed or used principally for carrying things other than passengers and includes a motor vehicle to which has been added a cabinet, box, platform, rack or other equipment for the purpose of carrying merchandise other than the person or effects of the passenger.

"Registrar". The registrar of motor vehicles designed in this act.

"Sworn Statement". Any statement required by or made pursuant to the provisions of this act, made under oath administered by an officer authorized to administer oaths.

"Dealer". Any person, firm or corporation engaged in the business of manufacturing, selling or purchasing of motor vehicles who has been registered as such in accordance with the requirements of this act."

Approved April 27, 1929.

CHAPTER 433—S. F. No. 660

An act to provide for the licensing of chauffeurs.

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

Section 1. Chauffeurs licenses.—No person shall drive a motor vehicle as a chauffeur upon any public highway in this state unless he be licensed by the secretary of state as provided in this act, except that a non-resident chauffeur, registered under the provisions of the law of the county, state, territory or district of his residence, operating such motor vehicle temporarily within this state not more than 60 days in any one year, and while wearing the badge assigned to him as such chauffeur in the county, state, territory or district of his residence, operating such motor vehicle temporarily within this state not more than 60 days in any one year, and while wearing the badge assigned to him as such chauffeur in the county, state, territory or district of his residence, shall be exempt from such license requirements. No person, whether licensed or not, who is an habitual user of narcotics or who is under the influence of intoxicating liquors or narcotics, shall drive any vehicle upon any highway.

The term chauffeur, as used in this act, shall mean and shall include every person who is employed for the principal purpose of operating a motor vehicle belonging to another, and every person, including the owner, who drives a motor vehicle while it is in use as a carrier of persons or property for hire.

Sec. 2. Secretary of State shall issue licenses.—The secretary of state shall establish a chauffeurs' license division in the motor vehicle department of his office for the purpose of ascertaining and determining the qualifications of applicants for chauffeur's licenses, and shall conduct examinations of applicants for such license at such times and places as he shall designate, and shall issue licenses only to such applicants as shall be found to have a practical knowledge of the construction, mechanism and operation of motor vehicles and a sufficient knowledge of the traffic laws of this state, and other needful qualifications, to enable him to drive with safety, and he may appoint such examiners and other employees as may be necessary in the conduct of the license division so established.

Sec. 3. Shall provide badges.—The secretary of state shall provide every person licensed hereunder with a suitable badge to be worn by him attached conspicuously upon the outside of his clothing at all times while he is engaged in service as a chauffeur, and no licensed chauffeur shall voluntarily permit another person to possess and use the badge so provided, nor shall any person, while driving or operating a motor vehicle, use any license or badge belonging to another.

Sec. 4. Shall expire on December 31 of each year.—All chauffeurs' licenses issued hereunder shall expire at midnight on December 31 of the year for which it is issued, but may be renewed

without examination upon such evidence as shall satisfy the secretary of state that the licensee is qualified to continue as a chauffeur, but no renewal of a license issued before November 1, in any year shall be granted unless application for such renewal is made during the month of November of the year for which the license was issued.

Sec. 5. Applications and examinations.— Applications for examination and license hereunder shall be in writing upon such forms and shall contain such needed information as the secretary of state may prescribe, and shall be accompanied by the payment of an examination and license fee of one dollar and fifty cents, except that the fee for a renewal license shall be one dollar. The state treasurer shall maintain a separate fund known as a chauffeurs' license fund, in which all fees so received shall be credited, and the amount necessary for payment of salaries and expenses in connection with this act is hereby appropriated. No fees that have been paid into this fund shall be refunded, but the secretary of state in his discretion, upon proper application within three months thereafter, may grant one re-examination without additional fee to a person who has been refused a license on a previous application. Any balance remaining in this fund at the end of the calendar year, after the payment of employees' salaries and other expenses of the license division shall be transferred to and deposited in the general fund.

Sec. 6. Violations and penalties.— Upon conviction of a licensed chauffeur of a violation of any provision of this act or of a violation of any provision of the uniform highway traffic act, the court in which such conviction is had may order that such chauffeur's license be revoked forthwith, and may require such chauffeur to surrender to the court his chauffeur's badge, and when so surrendered shall return it to the secretary of state with a report of its proceedings, including the order of revocation.

For sufficient cause upon complaint and after a hearing, the secretary of state may revoke the license of any chauffeur who, in the judgment of the secretary of state, should not be permitted to continue as a licensed chauffeur.

Sec. 7. Violation a misdemeanor.— Any person who shall violate any of the provisions of this act shall be guilty of a misdemeanor.

Sec. 8. Inconsistent acts repealed.— All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

Approved April 26, 1929.