

CHAPTER 874—H. F. No. 573

An act relating to taxation; providing for an increase in gasoline excise tax for motor vehicles; amending Minnesota Statutes 1965, Sections 162.09, Subdivision 4, and 296.02, Subdivision 1.

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

Section 1. Minnesota Statutes 1965, Section 296.02, Subdivision 1, is amended to read:

Subdivision 1. **Gasoline; tax increase; tax imposed for motor vehicle use.** There is hereby imposed an excise tax of ~~six~~ **seven** cents per gallon on all gasoline used in producing and generating power for propelling motor vehicles used on the public highways of this state. This tax shall be payable at the times, in the manner, and by persons specified in this chapter.

Sec. 2. Minnesota Statutes 1965, Section 162.09, Subdivision 4, is amended to read:

Subd. 4. **Federal census to be conclusive.** In determining whether any city, village, or borough has a population of 5,000 or more, the last federal ~~decennial~~ census shall be conclusive; provided, that if an entire area not heretofore incorporated as either a city, village, or borough is incorporated as such during the ~~ten-year~~ interval between federal ~~decennial~~ censuses, its population shall be determined by its incorporation census. The incorporation census shall be determinative of the population of the city, village, or borough only until the next federal ~~decennial~~ census.

Sec. 3. **Effective date.** *This act is effective July 1, 1967, except for section 2, which becomes effective upon enactment. The increase in gasoline tax imposed by section 1 applies to all gasoline in distributor storage on July 1, 1967.*

Approved May 25, 1967.

CHAPTER 875—H. F. No. 935

[Coded]

An act relating to motorcycles, motor scooters, and motor bikes.

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

Section 1. [169.974] **Motorcycles, motor scooters and**

Changes or additions indicated by italics, deletions by strikeout:

motor bikes; safety provisions; driving rules. [Subdivision 1.] **Definition.** Motorcycles as used herein shall mean the vehicles defined in Minnesota Statutes 1965, Section 169.01, Subdivision 4.

Sec. 2. [Subd. 2.] **License requirements.** No person shall operate a motorcycle on any street or highway after September 30, 1968, unless he has a valid standard driver's license with a two-wheeled vehicle endorsement as provided by law.

Sec. 3. [Subd. 3.] **Vehicle equipment.** (a) No person shall operate any motorcycle equipped with handlebars, no part of which is more than 15 inches in height above the uppermost portion of the operator's seat when fully depressed by the weight of the operator.

(b) Any motorcycle with a seat designed or suited for use by a passenger shall be equipped with foot rests for the passenger.

(c) All other applicable provisions of Minnesota Statutes, Chapter 169 pertaining to motorcycle and other motor vehicle equipment shall apply to motorcycles, except those which by their nature have no application.

Sec. 4. [Subd 4.] **Equipment for operators and passengers.**

(a) When operating a motorcycle on the streets and highways of this state, the operator and passenger, if any, shall wear protective headgear that complies with standards established by the commissioner.

(b) The provisions of section 4 shall not apply to persons during their participation in a parade for which parade a permit or other official authorization has been granted by a local governing body or other governmental authority.

Sec. 5. [Subd. 5.] **Driving rules.** (a) An operator of a motorcycle shall ride only upon a permanent and regular seat which is attached to the vehicle for such purpose. No other person shall ride on a motorcycle; except that one passenger may ride upon a permanent and regular operator's seat if designed for two persons, or upon a second seat attached to the vehicle to the rear of the operator's seat, or in a side car attached to the vehicle. No passenger shall be carried in a position that will interfere with the operation of the motorcycle or the view of the operator.

(b) No person shall ride upon any motorcycle as a passenger unless, when sitting astride his seat, he can reach the foot rests with both feet.

(c) No person shall operate or ride upon a motorcycle except

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while sitting astride the seat, facing forward, with one leg on either side of the motorcycle.

(d) No person shall operate a motorcycle while carrying packages, bundles, or articles which prevent him from keeping both hands on the handlebars.

(e) No person shall operate a motorcycle between lanes of moving or stationary vehicles headed in the same direction, nor shall any person drive a motorcycle abreast of or overtake or pass another vehicle within the same traffic lane, except that motorcycles may, with the consent of both drivers, be operated not more than two abreast in a single traffic lane.

(f) All motor vehicles including motorcycles are entitled to the full use of a traffic lane and no motor vehicle shall be driven or operated in such a manner so as to deprive any motorcycle of the full use of a traffic lane.

(g) Every person operating a motorcycle upon a roadway shall be granted all of the rights and shall be subject to all of the duties applicable to a motor vehicle as provided by law, except as to those provisions which by their nature can have no application.

Sec. 6. The effective date for section 3, (a) and (b), and all of section 4 shall be May 1, 1968.

Approved May 25, 1967.

CHAPTER 876—H. F. No. 2078

[Coded in Part]

An act providing for the registration of snowmobiles by the commissioner of conservation; regulating the use thereof; authorizing the commissioner of conservation to make rules and regulations; authorizing the commissioner of highways to make rules and regulations; appropriating money for the administration of this act and promotion and development of recreational facilities for snowmobiling; amending Minnesota Statutes 1965, Section 168.011, Subdivision 4; and Section 168.012, Subdivision 3.

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

Section 1. Minnesota Statutes 1965, Section 168.011, Subdivision 4, is amended to read:

Changes or additions indicated by italics, deletions by strikeout.