

## CHAPTER 563—H.F.No.177

[Coded]

*An act relating to motor vehicles; establishing noise limits for existing and new motor vehicles; amending Minnesota Statutes 1969, Chapter 169, by adding sections.*

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

Section 1. Minnesota Statutes 1969, Chapter 169, is amended by adding a section to read:

**[169.691] MOTOR VEHICLES; NOISE LIMITS.** Subdivision 1.  
No person shall operate either a motor vehicle or combination of  
vehicles of a type subject to registration at any time or under any  
condition of grade, load, acceleration or deceleration in such a manner  
as to exceed the following noise limit for the category of motor  
vehicle based on a distance of 50 feet from the center of the lane of  
travel within the speed limits specified in this section:

	<u>Speed limit</u> <u>of 35 mph</u> <u>or less</u>	<u>Speed limit</u> <u>of more</u> <u>than 35 mph</u>
<u>(1) Any motor vehicle with a</u> <u>manufacturer's gross vehicle weight</u> <u>rating of 6,000 pounds or more, any</u> <u>combination of vehicles towed by</u> <u>such motor vehicle, and any motor-</u> <u>cycle:</u>		
<u>(A) Before January 1, 1975 ..</u>	88 dbA	<u>90 dbA</u>
<u>(B) On and after</u> <u>January 1, 1975 .....</u>	86 dbA	<u>90 dbA</u>
<u>(2) Any other motor vehicle</u> <u>and any combination of vehicles</u> <u>towed by such motor vehicle .....</u>	82 dbA	<u>86 dbA</u>

Subd. 2. The department of public safety shall adopt regula-  
tions establishing the test procedures and instrumentation to be  
utilized.

Subd. 3. This section applies to the total noise from a vehicle or  
combination of vehicles and shall not be construed as limiting or  
precluding the enforcement of any other provisions of law relating to  
motor vehicle exhaust noise.

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

Subd. 4. For the purpose of this section, a truck, truck tractor, or bus that is not equipped with an identification plate or marking bearing the manufacturer's name and manufacturer's gross vehicle weight rating shall be considered as having a manufacturer's gross vehicle weight rating of 6,000 pounds or more if the unloaded weight is more than 5,000 pounds.

Subd. 5. No person shall have a cause of action relating to the provisions of this section against a manufacturer of a vehicle or a component part thereof on a theory based upon breach of express or implied warranty unless it is alleged and proved that such manufacturer did not comply with noise limit standards of section 2 of this act applicable to manufacturers and in effect at the time such vehicle or component part was first sold for purposes other than resale.

Sec. 2. Minnesota Statutes 1969, Chapter 169, is amended by adding a section to read:

[169.692] NEW MOTOR VEHICLE NOISE LIMITS. Subdivision 1. No person shall sell or offer for sale a new motor vehicle which produces a maximum noise exceeding the following noise limit at a distance of 50 feet from the centerline of travel under test procedures established by the department of public safety:

(1) Any motorcycle manufactured before January 1, 1972 ..... 92 dbA

(2) Any motorcycle manufactured on or after January 1, 1972 and before January 1, 1973 ..... 88 dbA

(3) Any motorcycle manufactured on or after January 1, 1973 ..... 86 dbA

(4) Any motor vehicle with a gross vehicle weight rating of 6,000 pounds or more manufactured on or after January 1, 1972, and before January 1, 1975 ..... 88 dbA

(5) Any motor vehicle with a gross vehicle weight rating of 6,000 pounds or more manufactured on or after January 1, 1975 ..... 86 dbA

(6) Any other motor vehicle manufactured on or after January 1, 1972, and before January 1, 1975 ..... 86 dbA

(7) Any other motor vehicle manufactured after January 1, 1975 ..... 84 dbA

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

Subd. 2. Test procedures for compliance with this section shall be established by the department of public safety, taking into consideration the test procedures of the society of automotive engineers.

Sec. 3. This act is effective January 1, 1972.

Approved May 27, 1971.

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## CHAPTER 564—H.F.No.511

*An act relating to taxation; providing certain dates and time periods relative to the assessment of property; amending Minnesota Statutes 1969, Sections 270.11, Subdivisions 1 and 2; 270.12; 270.13; 273.01; 274.01; 274.04; 274.13; 274.14; and 274.16.*

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

Section 1. Minnesota Statutes 1969, Section 270.11, Subdivision 1, is amended to read:

**270.11 TAXATION; ASSESSMENT DATES; POWERS; MEETINGS.** Subdivision 1. **TO ACT AS STATE BOARD OF EQUALIZATION.** The commissioner of taxation shall have and exercise all the rights, powers and authority by law vested in the state board of equalization, which board of equalization is hereby continued, with full power and authority to review, modify, and revise all of the acts and proceedings of the commissioner in so far as they relate to the equalization and valuation of property assessed for taxation, as prescribed by section 270.12, which state board of equalization shall meet ~~on the second Tuesday in September~~ August 15 of each year during its existence.

Sec. 2. Minnesota Statutes 1969, Section 270.11, Subdivision 2, is amended to read:

**Subd. 2. COUNTY AUDITOR'S REPORTS OF ASSESSMENTS FILED WITH COMMISSIONER.** The commissioner of taxation shall require the auditor of each county in the state to file with him, on or before ~~the fourth Monday in August~~ August 1, each year, complete abstracts of all real and personal property in the county, as equalized by the county board of equalization, and itemized by assessment districts, accompanied by a printed or typewritten copy of the proceedings of the county board of equalization, and it shall be the duty of the county auditor to so report to the commissioner of taxation.

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