

Section 1. Minnesota Statutes 1969, Chapter 525, is amended by adding a section to read:

[525.805] PROBATE PROCEEDINGS; NONRESIDENT REPRESENTATIVE; AGENT FOR SERVICE OF PROCESS. Every individual appointed a representative under the provisions of this chapter who resides without this state shall before entering upon the duties of his trust in writing appoint and continuously maintain a competent person who is a resident of this state as his agent for service of process. Such writing shall contain the complete and accurate residence address of such agent and shall be filed with the court. Thereupon letters may issue and thereafter all service of process may be made upon such agent with the same force and effect as if made upon said representative personally within this state.

Sec. 2. **EFFECTIVE DATE.** This act is effective October 1, 1971.

Approved March 29, 1971.

CHAPTER 70—H.F.No.247

[Coded in Part]

An act relating to the blind; rights as pedestrians and in connection with housing accommodations; providing a penalty; amending Minnesota Statutes 1969, Chapter 256C, by adding a Section; and Sections 169.202, Subdivision 2; 256C.01; 256C.03; 256C.05; and 256C.06.

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

Section 1. Minnesota Statutes 1969, Chapter 256C, is amended by adding a section to read:

[256C.025] BLIND PERSONS; HOUSING; PROTECTION AS PEDESTRIANS. Subdivision 1. Blind persons, visually handicapped persons, and other physically disabled persons shall be entitled to full and equal access, as other members of the general public, to all housing accommodations offered for rent, lease, or compensation, subject to the conditions and limitations established by law and applicable alike to all persons.

Subd. 2. "Housing accommodations" means any real property, or portion thereof, which is used or occupied or is intended, arranged, or designed to be used or occupied, as the home, residence or sleeping

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place of one or more human beings, but shall not include any single family residence the occupants of which rent, lease, or furnish for compensation not more than one room therein.

Subd. 3. Nothing in this section shall require any person renting, leasing, or providing for compensation real property to modify his property in any way or provide a higher degree of care for a blind person, visually handicapped person, or other physically disabled person than for a person who is not physically disabled.

Subd. 4. Every totally or partially blind person who has a guide dog, or who obtains a guide dog, shall be entitled to full and equal access to all housing accommodations provided for in this section, and he shall not be required to pay extra compensation for such guide dog but shall be liable for any damage done to the premises by such guide dog.

Sec. 2. Minnesota Statutes 1969, Section 169.202, Subdivision 2, is amended to read:

Subd. 2. **BLIND PEDESTRIANS HAVE RIGHT OF WAY.** Any person operating a motor vehicle in this state shall bring such motor vehicle to a stop and give the right of way at any intersection of any street, avenue, alley or other public highway to a ~~blind person carrying a white painted cane~~ pedestrian who is carrying a cane predominantly white or metallic in color, with or without red tip, or using a guide dog, when such blind person enters said intersection by holding out his white cane with the arm extended.

Sec. 3. Minnesota Statutes 1969, Section 256C.01, is amended to read:

256C.01 POSITION OF THE STATE WITH REGARD TO THE BLIND AND HANDICAPPED. ~~It is the policy of this state to~~ The state of Minnesota shall encourage and enable the blind, the visually handicapped, and the otherwise physically disabled to participate fully in the social and economic life of the state and to engage in remunerative employment. It is further the policy of this state that ~~The blind, the visually handicapped, and the otherwise physically disabled shall be employed by the state, its political subdivisions, the public schools, and in all other employment supported in whole or in part by public funds on the same terms and conditions as the able-bodied, unless it is shown that the particular disability prevents the performance of the work involved.~~

Sec. 4. Minnesota Statutes 1969, Section 256C.03, is amended to read:

256C.03 BLIND PEDESTRIANS; CIVIL LIABILITY. The driver of a vehicle approaching a totally or partially blind pedestrian who is carrying a cane predominantly white or metallic in color, with or

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without a red tip, or using a guide dog shall ~~take all reasonable precautions to avoid injury~~ bring such vehicle to a stop and give the right of way at any intersection of any street, avenue, alley or other public highway to such blind pedestrian.

Sec. 5. Minnesota Statutes 1969, Section 256C.05, is amended to read:

256C.05 **CRIMINAL PENALTY.** Any person, or the agent of any person, firm, or corporation who denies or interferes with admittance to or enjoyment of the public facilities enumerated in section 256C.02 or housing accommodations contrary to section 1, or otherwise interferes with the rights of a totally or partially blind or otherwise disabled person under section 256C.02 shall be guilty of a misdemeanor.

Sec. 6. Minnesota Statutes 1969, Section 256C.06, is amended to read:

256C.06 **CITATION.** Sections 256C.01 to 256C.06 shall be known and may be cited the "Minnesota White Cane Law".

Approved March 29, 1971.

CHAPTER 71—H.F.No.251

An act relating to Minnesota Statutes; removing text found unconstitutional, superseded or ineffective by the Minnesota Supreme Court; amending Minnesota Statutes 1969, Section 410.07; repealing Minnesota Statutes 1969, Sections 3.01, Subdivision 2; 299C.37, Subdivision 2; 325.91; 325.911; 325.912; 325.913; 325.914; and 325.915.

REVISOR'S BILL

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

Section 1. **REVISOR'S BILL; UNCONSTITUTIONAL, SUPERSEDED, OR INEFFECTIVE TEXT BY THE MINNESOTA SUPREME COURT.** Minnesota Statutes 1969, Section 3.01, Subdivision 2, is repealed.

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