

SENATE

STATE OF MINNESOTA

EIGHTY-SEVENTH LEGISLATURE

S.F. No. 1437

(SENATE AUTHORS: PARRY, DeKruif and Sheran)

DATE	D-PG	OFFICIAL STATUS
05/17/2011	2097	Introduction and first reading Referred to Transportation

A bill for an act
relating to transportation; governing definition and regulation of farm trucks;
amending Minnesota Statutes 2010, sections 168.002, subdivision 8; 171.01,
subdivision 33; 171.02, subdivision 2.
BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 2010, section 168.002, subdivision 8, is amended to read:

Subd. 8. **Farm truck.** (a) "Farm truck" means all single-unit trucks, truck-tractors,
tractors, semitrailers, and trailers used ~~by the owner thereof~~ to transport:

(1) agricultural, horticultural, dairy, and other farm products, including livestock,
produced or finished by the owner of the truck, and from the farm to market;

(2) agricultural, horticultural, dairy, and other farm products, including livestock,
whether or not produced or finished by the owner of the truck, from the place of production
to another farm when the transportation constitutes the first haul of the products;

(3) unprocessed and raw farm products, not produced by the owner of the truck,
occasionally from the place of production to market when the transportation constitutes
the first haul of the products;

(4) farm machinery, farm supplies, and farm property, to or from a farm; or

(5) any other personal property owned by the farmer to whom the license for the
truck is issued vehicle owner, from the farm to market, and to transport property and
supplies to the farm of the owner.

(b) Trucks, truck-tractors, tractors, semitrailers, and trailers registered as "farm
trucks" may be used by the owner thereof to occasionally transport unprocessed and raw
farm products, not produced by the owner of the truck, from the place of production to
market when the transportation constitutes the first haul of the products, and may be used

by the owner thereof, either the farmer or logger who harvests and hauls forest products only, to transport logs, pulpwood, lumber, chips, railroad ties and other raw and unfinished forest products from the place of production to an intermediate or final assembly point or transfer yard or railhead, which transportation may be continued by another farm truck to a place for final processing or manufacture located within 200 miles of the place of production and all of which is deemed to constitute the first haul of unfinished wood products; ~~provided that~~. The owner and operator of the vehicle transporting planed lumber under this paragraph shall have in immediate possession a statement signed by the producer of the lumber designating the governmental subdivision, section, and township where the lumber was produced and that this haul, indicating the date, is the first haul thereof. The licensed vehicles may also be used by the owner thereof to transport, to and from timber-harvesting areas, equipment and appurtenances incidental to timber harvesting, and gravel and other road-building materials for timber haul roads.

~~(b)~~ (c) "Farm trucks" ~~shall also include~~ truck also includes only single-unit trucks that, because of their construction, cannot be used for any other purpose and are used exclusively to transport milk and cream en route from a farm to an assembly point or place for final manufacture, and for transporting milk and cream from an assembly point to a place for final processing or manufacture. This ~~section~~ paragraph shall not be construed to mean that the owner or operator of the truck cannot carry on usual accommodation services for patrons on regular return trips, such as butter, cream, cheese, and other dairy supplies.

Sec. 2. Minnesota Statutes 2010, section 171.01, subdivision 33, is amended to read:

Subd. 33. **Farm truck.** ~~For purposes of this chapter only, "farm truck" means a single-unit truck, including a pickup truck as defined in section 168.002; truck-tractor; tractor; semitrailer; or trailer, used by its owner:~~

~~(1) to transport from the farm to the market agricultural, horticultural, dairy, or other farm products, including livestock, produced or finished by the owner of the farm truck;~~

~~(2) to transport the owner's other personal property from the farm to market; or~~

~~(3) to transport property and supplies to the farm of the owner.~~

For purposes of this chapter only, "farm truck" has the meaning given in section 168.002, subdivision 8, except that farm truck includes also a pickup truck, as defined in section 168.002, subdivision 26, when the requirements of section 168.002, subdivision 8, paragraph (a), are otherwise met.

Sec. 3. Minnesota Statutes 2010, section 171.02, subdivision 2, is amended to read:

Subd. 2. **Driver's license classifications, endorsements, exemptions.** (a) Drivers' licenses are classified according to the types of vehicles that may be driven by the holder of each type or class of license. The commissioner may, as appropriate, subdivide the classes listed in this subdivision and issue licenses classified accordingly.

(b) Except as provided in paragraph (c), clauses (1) and (2), and subdivision 2a, no class of license is valid to operate a motorcycle, school bus, tank vehicle, double-trailer or triple-trailer combination, vehicle transporting hazardous materials, or bus, unless so endorsed. There are four general classes of licenses as described in paragraphs (c) through (f).

(c) Class D drivers' licenses are valid for:

(1) operating all farm trucks if the farm truck is:

(i) controlled and operated by a farmer, including operation by an immediate family member ~~or~~, an employee of the farmer, or a person operating the vehicle under an agreement with the farmer;

~~(ii) used to transport agricultural products, farm machinery, or farm supplies, including hazardous materials, to or from a farm;~~

~~(iii)~~ not used in the operations of a common or contract motor carrier as governed by Code of Federal Regulations, title 49, part 365; and

~~(iv)~~ (iii) used within 150 miles of the farm;

(2) notwithstanding paragraph (b), operating an authorized emergency vehicle, as defined in section 169.011, subdivision 3, whether or not in excess of 26,000 pounds gross vehicle weight;

(3) operating a recreational vehicle as defined in section 168.002, subdivision 27, that is operated for personal use;

(4) operating all single-unit vehicles except vehicles with a gross vehicle weight of more than 26,000 pounds, vehicles designed to carry more than 15 passengers including the driver, and vehicles that carry hazardous materials;

(5) notwithstanding paragraph (d), operating a type A school bus or a multifunction school activity bus without a school bus endorsement if the requirements of subdivision 2a are satisfied, as determined by the commissioner;

(6) operating any vehicle or combination of vehicles when operated by a licensed peace officer while on duty; and

(7) towing vehicles if:

(i) the towed vehicles have a gross vehicle weight of 10,000 pounds or less; or

(ii) the towed vehicles have a gross vehicle weight of more than 10,000 pounds and the combination of vehicles has a gross vehicle weight of 26,000 pounds or less.

- 4.1 (d) Class C drivers' licenses are valid for:
- 4.2 (1) operating class D motor vehicles;
- 4.3 (2) with a hazardous materials endorsement, operating class D vehicles to transport
- 4.4 hazardous materials;
- 4.5 (3) with a passenger endorsement, operating buses; and
- 4.6 (4) with a passenger endorsement and school bus endorsement, operating school
- 4.7 buses.
- 4.8 (e) Class B drivers' licenses are valid for:
- 4.9 (1) operating all class C motor vehicles, class D motor vehicles, and all other
- 4.10 single-unit motor vehicles including, with a passenger endorsement, buses; and
- 4.11 (2) towing only vehicles with a gross vehicle weight of 10,000 pounds or less.
- 4.12 (f) Class A drivers' licenses are valid for operating any vehicle or combination of
- 4.13 vehicles.