

## CHAPTER 220—H. F. No. 1125

*An act to amend Laws 1927, Chapter 94, as amended by Laws 1929, Chapter 363.*

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

Section 1. **Reciprocal permission to non-resident auto owners.**—That Laws 1927, Chapter 94, as amended by Laws 1929, Chapter 363, be and the same are hereby amended so as to read to follows:

“Section 1. Any citizen of any state, *District of Columbia* or Canadian province, who owns and is duly licensed under the laws of his own state or country to operate a motor vehicle upon the highways thereof, may also operate such motor vehicle personally or by his authorized driver upon the streets and highways of townships, boroughs, villages, and cities in this state, subject to the following conditions and limitations:

First. Upon condition that any citizen of this state, who owns and is fully licensed under the laws of this state to operate a motor vehicle upon the highways thereof, shall also be privileged to operate such motor vehicles tax free upon the streets and highways of such state or Canadian province under conditions substantially as favorable to any such Minnesota citizens as the conditions herein specified for the operation in this state of the motor vehicle of any similarly situated citizen and resident of such state or Canadian province.

Second. Upon condition that any such motor vehicle so operated in this State by any such non-resident at all times shall carry and display all license number plates or like insignia required by the laws of the home state or country of said non-resident.

Third. Upon condition that such non-resident motor vehicle owner shall first file with the registrar of motor vehicles in this State an instrument in writing, subscribed by him and duly acknowledged before a notary public or other officer with like authority, setting forth the name and address of the owner and of each person having any interest in such motor vehicle, the name and address of the person from whom such motor vehicle was purchased or acquired, the name of the manufacturer and of the motor vehicle if it has a name, the year when manufactured, the serial number or other number and model identifying such motor vehicle, the weight in pounds of such motor vehicle, and the number of cylinders of the motor engine. Said written instrument shall also contain substantially the following:

"The undersigned owner of the above described motor vehicle hereby consents and agrees that the use and operation of said motor vehicle inside the state of Minnesota shall always be subject to all the laws, ordinances, rules, and regulations applicable to like operation thereof by a citizen and resident of the state of Minnesota except as it may be expressly provided otherwise by the laws of Minnesota. The undersigned owner hereby consents to be sued or otherwise proceeded against, either civilly or criminally, at any place in Minnesota where the above described motor vehicle is operated, upon any claim or cause of action arising from such operation, in the same number as a Minnesota citizen and resident owner and operator of a like motor vehicle might be sued or proceeded against in like circumstances. And in any such civil proceedings, legal process and other notices or papers may be served upon the undersigned owner of the above described motor vehicle by depositing a copy thereof in the United States mails, properly enveloped, sealed, postage prepaid, and addressed to the undersigned owner at his above stated address or at such other address as he may have later filed in writing supplementary to this agreement. Such service shall be deemed personal service, and shall have the same force and effect as like process or notice served personally upon a motor vehicle owner residing in and being a citizen of the state of Minnesota."

**Sec. 2. Registrar of motor vehicles to issue permit.**—As soon as any non-resident motor vehicle owner entitled to the privileges herein extended shall have complied with the provisions hereof the registrar of motor vehicles shall issue to him a certificate stating that he is entitled to operate such motor vehicle within this state for and during such time as he continues to own such motor vehicle with license to operate the same in his own state or country; but subject, nevertheless, to suspension, revocation, or cancellation for any cause that would justify similar action with respect to any motor vehicle license or registration issued to any citizen or resident of this state. For each such certificate the registrar of motor vehicles shall charge one dollar, which shall be paid into the state treasury and credited to the general revenue fund. Within ten days from the date when any change shall have been made in the ownership, or foreign license or number plates, of any motor vehicle operating in this state under a certificate as above provided, said certificate shall be surrendered to the registrar of motor vehicles and such change shall be noted thereon, or a new certificate issued under the same conditions as the original, and a like charge of one dollar shall be collected in either case. Such certificate shall be prima facie evidence that the motor vehicle therein described may be lawfully operated in this state.

Any foreign motor vehicle operating at any time without such certificate shall be subject to seizure and the driver thereof to ar-

rest by any law enforcing officer of this state; and upon conviction of such driver for operating in this state without license, such motor vehicle may be sold in the same manner as on execution sale for debt and the proceeds may be applied to satisfy any penalty or fine imposed and to pay any costs or expenses incurred in connection with such arrest, seizure, and sale. But this provision shall not apply to any foreign motor vehicle operated for a limited time in this state under Section 13 of Chapter 461, Laws 1921 (as amended by Chapter 418, Laws 1923, as amended by Chapter 299, Laws 1925), or any similar provisions of law hereafter enacted.

**Sec. 3. Penalties for fraudulent registration.**—Any person who files any statement or written instrument hereinabove required, knowing that the same is false or fraudulent in whole or in part, shall be guilty of a felony; and such felony shall be deemed to have been committed at the time when and place where such false or fraudulent statement was filed in this state.

**Sec. 4. Registrar to promulgate rules.**—The registrar of motor vehicles may promulgate such rules and regulations, from time to time, as may be reasonably necessary to accomplish the purpose of this Act.

**Sec. 5. Act to be subordinate to treaties.**—The provisions of this enactment relating to motor vehicle traffic between Minnesota and Canadian provinces shall be subordinate to all the laws, treaties, agreements, and policies of the respective national governments primarily controlling said international boundary line; and all privileges extended by this Act to Canadian motor vehicle owners shall be deemed abridged accordingly, and shall not be substantially greater than the privileges available to similarly situated Minnesota motor vehicle owners operating across said international boundary line.

**Sec. 6. Operative in states and Canadian Provinces.**—This Act shall be operative as to any state, and as to any Canadian province within the limits permitted by paramount law or authority, whenever substantially similar or equal privileges shall be there made available to Minnesota motor vehicle owners similarly situated in this state. Upon the happening of any such event, the registrar of motor vehicles of this state, at his discretion and with the approval of the attorney general, may issue a proclamation setting forth such facts for the guidance of law enforcement officers and for the information of the public. A like proclamation of opposite import may be similarly issued whenever any such state or Canadian province thereafter withdraws from, or otherwise ceases to be party to, such reciprocal arrangement.

**Sec. 7. Application.**—This act shall not apply to a motor vehicle owned by a citizen of *any* state or province temporarily residing in this state while regularly employed therein under contract for a term of six months or more, nor to motor vehicles engaged in commercial transportation over regular routes and between fixed termini nor to trucks entering the state of Minnesota for the purpose of doing intra-state hauling."

Approved April 20, 1931.

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#### CHAPTER 221—H. F. No. 1149

*An act to amend Laws of 1929, Chapter 283, Section 8, relating to contributions by townships to aid in the construction of county aid roads.*

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

**Section 1. Townships to aid in construction of county aid roads.**—That Laws 1929, Chapter 283, Section 8, be amended to read as follows:

"Sec. 8. The remainder of the moneys so apportioned to each county shall be devoted to the construction and improvement of county aid roads therein. No work of such construction or improvement shall be begun or any contract therefor let until the town within which lies the road so proposed to be constructed or improved shall have paid to the county toward the cost of such work an amount equal to not less than ten nor more than *twenty* per cent of the cost of such road within the township as the county board shall determine by resolution as such cost is estimated by the county highway engineer, or shall have included such amount in its annual levy for the town's road and bridge fund, provided that the county board upon unanimous vote may by resolution waive as to any town the requirement that it shall contribute toward the cost of constructing or improving county aid roads, whenever it shall appear to the county board that the enforcement of said requirement would be impracticable or unjust. In case of such levy such payment shall be made to the county not later than December 1 of the year following such levy with interest thereon from the commencement of such work at the rate of six per cent per annum.