

CHAPTER 220—S. F. No. 359

An act providing for the safe operation of trains over streets and highways; granting authority to the railroad and warehouse commission to regulate the speed of trains, and providing a penalty; prohibiting the obstruction of streets and highways by trains, and providing a penalty; and repealing Minnesota Statutes 1941, Section 616.31.

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

Section 1. Rate of speed for trains fixed by railroad and warehouse commission. The railroad and warehouse commission on petition of any city or village council or any railway corporation may fix and determine after a hearing a reasonable rate of speed for the operation of an engine or train on and over any railroad crossing of a public highway or street in such city or village.

Sec. 2. Procedure. The procedure before the railroad and warehouse commission and the right of appeal under this act shall be that provided in Minnesota Statutes 1941, Chapter 216, and acts amendatory thereof.

Sec. 3. Maximum rate of speed. Where the railroad and warehouse commission has fixed the rate of speed of an engine or train over a public highway or street crossing in a city or village as provided in this act, such rate of speed so fixed shall be the lawful maximum rate of speed at which an engine or train can be operated on and over such public highway or street crossing, until changed by subsequent order of the commission.

Sec. 4. Not to block public roads or streets. No railway corporation shall permit any public road or street crossing a railroad track to be closed for traffic by a standing car, train or engine or other railroad equipment for a longer period than ten minutes, provided, this section shall not apply to cities of the first class which regulate obstruction of streets by ordinance.

Sec. 5. Violation. Any railway corporation violating any provision of this act shall be guilty of a misdemeanor and upon conviction therefor shall be liable for a fine of not less than \$25 nor more than \$100.

Sec. 6. Repeal. Minnesota Statutes 1941, Section 616.31, and all acts or parts of acts inconsistent herewith are hereby repealed.

Approved April 3, 1945.