

Sec. 2. Minnesota Statutes 1949, Section 168.011, Subdivision 17, is amended to read:

Subd. 17. **Farm truck.** "Farm truck" means all single unit trucks, tractors, and trailers used by the owner thereof to transport agricultural, horticultural, dairy, and other farm products, including livestock, produced, or finished by the owner of the truck, from the farm to market, and to transport property and supplies to the farm of the owner. Trucks, tractors 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 such transportation constitutes the first haul of such products, and may be used by the owner thereof to transport logs, pulpwood and other raw and unfinished forest products from the place of production to an assembly yard or railhead when such transportation constitutes the first haul thereof.

"Farm trucks" shall also include only single unit trucks, which, because of their construction, cannot be used for any other purpose and are used exclusively to transport milk and cream en route from 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 shall not be construed to mean that the owner or operator of any such truck cannot carry on his usual accommodation services for his patrons on regular return trips, such as butter, cream, cheese, and other dairy supplies.*

Sec. 3. This act shall be in force from and after its passage.

Approved April 20, 1951.

CHAPTER 575—H. F. No. 661

An act relating to motor vehicles, providing for the regulation and taxation thereof; amending Minnesota Statutes 1949, Section 168.013, Subdivision 3.

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

Section 1. Minnesota Statutes 1949, Section 168.013, Subdivision 3, is amended to read as follows:

168.013 Subd. 3. **Application; cancelation; excess gross weights forbidden.** The applicant for a non-farm truck or truck-tractor semi-trailer license shall state in writing upon oath, among other things, the unloaded weight of such vehicle or combination and the maximum load which the applicant proposes to carry thereon, *the sum of which shall constitute the gross weight upon which the license tax shall be paid and the gross weight of no vehicle or combination of vehicles shall exceed the gross weight upon which the license tax has been paid* by more than 1,000 pounds. The gross weight of the vehicle for which such license tax is paid shall be stenciled in a conspicuous place on each side of the vehicle by the owner thereof in letters not less than 2½ inches high and a ⅜ inch stroke and shall be in a color giving a marked contrast with that of the part of the vehicle on which it is placed and shall be done with a good quality paint that will endure throughout the term of the registration. The stenciling must be on a part of the vehicle itself and not on a removable plate or placard of any kind and shall be kept clean and visible at all times.

The owner or driver of a vehicle upon conviction for transporting a gross weight in excess of the gross weight for which it was registered or for operating a vehicle with an axle weight exceeding the maximum lawful axle load weight shall be guilty of a misdemeanor and be subject to fine according to the following schedule:

1. *If the gross weight exceeds the selected gross weight for which the vehicle is registered by more than 1,000 pounds, but less than 2,000 pounds, the fine shall be not less than \$25 for each such offense.*

2. *If the gross weight exceeds the selected gross weight for which the vehicle is registered by 2,000 pounds or more, the fine shall be not less than \$50 for each such offense, and in addition to paying the fine the owner or driver shall apply to the registrar to increase the authorized gross weight to be carried on the vehicle to a weight equal to or greater than the gross weight of which the owner or driver was convicted of carrying. If the additional registration tax computed upon that weight, plus the tax already paid, amounts to more than the regular tax for the maximum gross weight permitted for such a vehicle under Minnesota Statutes 1949, Section 169.83, that*

additional amount shall nevertheless be paid into the highway fund, but the additional tax thus paid shall not be deemed to permit the vehicle to be operated with a gross weight in excess of the maximum legal weight as provided by Minnesota Statutes 1949, Section 169.83. Unless the owner within 30 days after such a conviction shall apply to increase the authorized weight and pay the additional tax as herein provided, the registrar shall revoke the registration on the vehicle and demand the return of the registration card and plates issued by him on that registration.

3. *If the axle load exceeds the lawful axle load as provided by section 169.83, by more than 2,500 pounds the fine shall be not less than \$75; if the axle load exceeds the lawful axle load by more than 3,500 pounds the fine shall be not less than \$95; and if axle load exceeds the lawful axle load by more than 5,000 pounds, or if the load on any group of consecutive axles spaced less than 6 feet apart exceeds the lawful axle load by more than 8,000 pounds, the fine shall be not less than \$95, and the registrar shall cancel the certificate of reciprocity on the vehicle involved if the same is being operated under reciprocity, or if the vehicle is not being operated under reciprocity, he shall cancel the certificate of registration on the vehicle so operated and demand the return of the registration certificate and registration plates.*

4. *When the registration on a motor vehicle has been revoked by the registrar according to the provisions of this section, such vehicle shall not be again operated on the highways of the state until it is registered or re-registered, as the case may be, and new plates issued, and the registration fee therefor shall be computed for the full calendar year in which the violation occurred, and on the basis of the gross weight of the vehicle at the time of violation.*

Approved April 20, 1951.

CHAPTER 576—H. F. No. 847

An act relating to the operation of trucks licensed as urban trucks outside of the municipality where licensed; amending Minnesota Statutes 1949, Section 168.013, Subdivision 1.