

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

Section 1. Minnesota Statutes 1961, Section 106.471, Subdivision 2, is amended to read:

Subd. 2. **Drainage; ditch repairs; authority of board.** (a) *After the construction of a state, county or judicial drainage system has been completed, the county board shall maintain the same or such part thereof as lies within the county and provide the repairs required to render it efficient to answer its purpose. The board shall cause such drainage system to be annually inspected, either by a committee thereof, or a ditch inspector appointed by the board, and, if the committee or inspector shall report in writing to the board that repairs are necessary on any ditch system and such report is approved by the board, it shall cause such repairs to be made within the limits hereinafter set forth. The ditch inspector may be the county highway engineer.*

(b) *If the board finds that the estimated cost of such repairs will be less than ~~\$2,500~~ \$5,000, it may have such work done by day labor without advertising for bids or entering into a contract therefor. The county board is limited in the expenditure of money therefor as herein provided. In one calendar year the board shall not spend or contract to be spent for repairs or maintenance on one ditch system a sum greater than 20 percent of the cost of construction thereof in that county, or the sum of \$5,000 if the said 20 percent is less than \$5,000, except as provided in subdivision 4. In case there are sufficient funds to the credit of the drainage system to make such repairs, such funds may be expended by the county board for such purpose without further assessment.*

(c) *Before ordering the levy of an assessment for repairs, the county board, in its discretion, may give such notice of hearing thereon as it may deem necessary.*

Approved April 23, 1965.

CHAPTER 258—H. F. No. 297

[Coded]

An act relating to motor vehicles; regulating the renting, leasing, or furnishing of motor bicycles for pay or hire; requiring the licensing of such businesses with the secretary of state; limiting the use and operation of motor bicycles; providing penalties.

Changes or additions indicated by italics, deletions by ~~strikeout~~.

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

Section 1. **[168.831] Motor bicycle rental business; definitions.** Subdivision 1. For the purposes of this act the terms defined in this section have the meanings given them.

Subd. 2. "Motor bicycle" means a self propelled vehicle used on the public highways having a saddle for the use of the rider and designed to travel on not more than three wheels in contact with the ground. The term includes motor scooters and motorcycles but does not include tractors.

Subd. 3. "Motor bicycle business" means furnishing, renting, or leasing motor bicycles for pay or hire.

Sec. 2. **[168.832] License for motor bicycle business.** No person, firm or corporation shall engage in the motor bicycle business, either exclusively or in connection with any other occupation, without being licensed as provided in this act. An applicant for a license or renewal shall apply to the secretary of state in writing. The application shall be duly verified. The applicant shall submit such information as the secretary of state may require, upon blanks supplied by him, including but not limited to the following: The name and address of the owner, the address of the business, the approximate number of motor bicycles to be used in the business, and the number on the state number plate of each motor bicycle. A license, unless revoked, continues in force through December 31 of each year. The annual license fee is \$25, which shall be deposited in the general revenue fund of the state treasury. A separate license shall be obtained for each place of business. The licensee shall display the license in a prominent place on the premises.

Sec. 3. **[168.833] Insurance required; motor bicycle business.** No license shall be issued until the applicant obtains and files with the secretary of state a policy of liability insurance by an insurance company authorized to do business under the laws of the state of Minnesota, to be kept in force for the remainder of the licensing year. The policy shall insure the applicant, his renters, and lessees, and the persons operating such motor bicycles against liability for loss in the sum of \$25,000 for injury to or death of any one person in any one accident, \$50,000 for injury to or death of more than one person in any one accident, and \$5,000 because of damage to or destruction of property in any one accident resulting from the negligent operation, use or defective condition of any motor bicycle belonging to the applicant. The policy shall contain a provision for a continuing liability thereunder for the term of the license to the full amount thereof, notwithstanding any recovery thereon. The policy also shall contain an endorsement to the effect that

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the liability under the policy is not affected by reason of any motor bicycle having been furnished to, or rented or leased by a minor, and further, that the secretary of state shall be notified by letter at least ten days before the cancellation of the insurance policy. The policy shall also contain a provision providing for at least \$200 medical payments to cover the operator or passenger of such vehicle if personal injury results to the operator or passenger from its use.

Sec. 4. [168.834] **Motor bicycle business licensee's duties.**
Subdivision 1. **Rental to licensed operators only; parental consent.** A licensee shall not rent, lease, or furnish a motor bicycle to any person who is not licensed by the state of Minnesota to operate such a vehicle, or, in the case of a nonresident who is not duly licensed to operate such a vehicle under the law of the state or country of his residence. It is unlawful to rent, lease, or furnish a motor bicycle to a person under the age of 18 years unless the person furnishes and leaves with the licensee a statement in writing showing the consent of the person's parent or guardian to the rental, lease, or furnishing of a motor bicycle to such person. Before renting, leasing, or furnishing a motor bicycle to a person the licensee shall make a permanent and legible record containing the name, address, and age of the person to whom the motor bicycle is leased, rented, or furnished, and shall record on this record the number and date of issue and expiration of the driver's license, together with any limitations noted thereon and the description of the person as set forth on the driver's license. The record so kept also shall identify the vehicle rented, leased, or furnished to the person by the number on the vehicle's state number plate.

Subd. 2. **Maintenance; operating instructions; safety helmets.** The licensee shall maintain in safe operating condition all motor bicycles rented, leased, or furnished by him. The licensee, his agent, or employee shall explain the operation, including but not limited to the controls, pedals, gears, and brakes, of the particular motor bicycle to be used by the person before the person uses it, unless the licensee, his agent, or employee is aware that the person knows how to operate the particular motor bicycle.

The licensee, his agent or his employee shall call to the attention of the user of such vehicle the precautionary measures that must be followed for the safety of the driver and the public and make available for each motor bicycle at least one sanitized safety helmet, or similar headgear, which shall be offered for use to the driver.

Sec. 5. [168.835] **Use of vehicle motor bicycle by unli-**

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censed person prohibited. It is unlawful for a person to whom a motor bicycle is rented, leased, or furnished, to rent, sublease, or otherwise authorize the use of the vehicle to a person who is not licensed by the state of Minnesota to operate such a vehicle.

Sec. 6. [168.836] **Municipal ordinances; motor bicycle business.** A city, village, or borough may enact ordinances regulating the motor bicycle business which are not in conflict with the provisions of this act.

Sec. 7. [168.837] **Motor bicycle business; penalties; revocation of license.** A person who violates the provisions of this act is guilty of a misdemeanor. The secretary of state, after notice and a hearing, may revoke the license of a licensee who is convicted of violating any of the provisions of this act.

Sec. 8. **Effective date.** This act takes effect on July 1, 1965.
Approved April 23, 1965.

CHAPTER 259—H. F. No. 926

An act relating to classification of property for purposes of taxation; amending Minnesota Statutes 1961, Section 273.13, Subdivision 2, as amended.

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

Section 1. Minnesota Statutes 1961, Section 273.13, Subdivision 2, as amended by Laws, 1963, Chapter 426, Section 1, is amended to read:

Subd. 2. **Iron ore; taxation; class 1.** Iron ore, whether mined or unmined, shall constitute class 1 and shall be valued and assessed at 50 percent of its full and true value. If unmined, it shall be assessed with and as a part of the real estate in which it is located, but at the rate aforesaid. Iron ore which either (a) is mined by underground methods and either placed in stockpile or concentrated and placed in stockpile or (b) is mined by open-pit methods and, in accordance with good engineering and metallurgical practice, requires concentration other than crushing or screening or both to make it suitable for commercial blast furnace use, and is either placed in stockpile for the purpose of concentration in the course of a concentration operation, or is concentrated and placed in stockpile, for three taxable years after being mined only, shall be listed and assessed in the taxing district where mined at the same amount

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