

a sale solely limited to either repair services or replacement parts, or both, for a hearing aid already owned by a consumer or to the sale of a replacement hearing aid to an aid already owned by a consumer.

Subd. 3. **PENALTY.** The violation of this section is a misdemeanor.

Sec. 2. [145.44] **CONDITIONS REQUIRING CONSULTATION OF DOCTOR OR AUDIOLOGIST; WAIVER OF SALE RESTRICTIONS.** Subdivision 1. When a hearing aid vendor finds the following conditions in any person either by observation or being told by said person, said vendor shall not fit or sell a hearing aid until that person has consulted with a licensed medical doctor or audiologist:

- (1) Visible congenital or traumatic deformity of the ear.
- (2) History of, or active drainage from the ear within the previous 90 days.
- (3) History of sudden or rapidly progressive hearing loss within the previous 90 days.
- (4) Acute or chronic dizziness.
- (5) Unilateral hearing loss of sudden or recent onset within the previous 90 days.
- (6) Significant air-bone gap.

Subd. 2. Adults under 60 years who are legally competent may be exempted from the provisions of section 1, subdivisions 2 and 3, if they sign a waiver acknowledging that they have been provided a copy of this law printed in large typeface (at least 14-point) and that the law has been read aloud to them by the hearing aid vendor. A copy of the signed waiver will be kept on file for three years from the date of sale.

Approved May 19, 1973.

CHAPTER 384—S.F.No.551

[Coded in Part]

An act relating to highway traffic regulations; school bus equipment; use of equipment; color; amending Minnesota Statutes 1971, Section 169.44, Subdivisions 1, 2, 6, 7, 8, and by adding subdivisions.

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

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

Section 1. Minnesota Statutes 1971, Section 169.44, Subdivision 1, is amended to read:

169.44 HIGHWAY TRAFFIC REGULATIONS; SCHOOL BUSES; STOP SIGNALS; CONDUCT OF OTHER VEHICLES. Subdivision 1. **MEETING OR OVERTAKING BUSES; STOP SIGNALS; STOPPING.** The driver of a vehicle upon a street or highway, upon meeting or overtaking from front or rear any school bus which has stopped on the street or highway for the purpose of receiving or discharging any school child or children, shall stop the vehicle not less than 20 feet from the bus when the bus is stopped and is displaying an extended stop signal arm and flashing red signals and shall remain stopped until the school bus driver retracts the stop signal arm and extinguishes the flashing red signals. Every school bus with a seating capacity in excess of 12 16 persons shall be equipped with a stop signal arm, pre-warning flashing amber signals and flashing red signals. ~~The stop signal arm shall be used only when the school bus is stopped on a street or highway for the purpose of receiving or discharging any school child or children and flashing red signals of a type, and actuated in a manner, approved by the state board of education and commissioner of public safety, which shall be used when preparing to stop and while stopped on a street or highway for the purpose of receiving or discharging any school child or children.~~

Vehicles district owned or under contract having a seating capacity of 12 16 or fewer persons transporting school children to or from school ~~when operating outside of an incorporated municipality, shall be equipped front and rear with alternately flashing amber signals. The alternately flashing signals shall be used only when preparing to stop and while stopped on a street or highway for the purpose of receiving or discharging any school child or children. Such vehicle shall display signs front and rear plainly marked "school bus," such signs and signal lights to comply with standards set by the commissioner of public safety. shall comply with state board of education rules and regulations relating to, but not limited to, construction, design, equipment, color, identification, and operation.~~

Sec. 2. Minnesota Statutes 1971, Section 169.44, Subdivision 2, is amended to read:

Subd. 2. **LOADING AND UNLOADING PASSENGERS; USE OF SIGNALS.** (a) Drivers of a school bus with a capacity of more than 12 16 persons shall actuate the pre-warning flashing red amber signals of the bus before stopping to load or unload a school

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~~child or children~~ at least 300 feet ~~before stopping to load or unload a school child or children~~, when operating outside an incorporated municipality and at least 100 feet when operating within an incorporated municipality and, upon stopping for such purpose, such drivers shall extend the stop signal arm and actuate the flashing red signals and shall not retract the stop signal arm and extinguish such lights the flashing red signals until loading or unloading is completed and persons who must cross the street or highway are safely across.

(b) School bus drivers shall not actuate the pre-warning flashing amber signals or flashing red signals:

(1) in special school bus loading areas where the bus is entirely off the traveled portion of the road;

(2) in residence or business districts of cities, villages, and boroughs except when directed by the local school administrator; and

(3) when a school bus is being used on a highway for purposes other than the actual transportation of school children to or from school or a school approved activity, in which event the words "school bus" on the front and rear of the bus shall be removed or completely concealed; and

(4) at railroad grade crossings.

(c) Where school children must cross the road before boarding or after being discharged from the bus, the driver of a school bus or a school bus patrol may supervise such crossings making use of the standard school patrol flag or signal as approved and prescribed by the commissioner of public safety. When children are alighting from a school bus, and not crossing the road, the driver shall visually ascertain that alighting children shall be a safe distance from the bus before moving the bus.

(d) Vehicles having a seating capacity of ~~12~~ 16 or fewer persons shall load or unload school children only from the right hand side of the vehicle except on a one way street such vehicle shall load or unload school children only from the curb side of the vehicle.

Sec. 3. Minnesota Statutes 1971, Section 169.44, Subdivision 6, is amended to read:

Subd. 6. **PASSENGER CAPACITY.** The number of pupils or other authorized passengers transported in or assigned to a school bus shall not be more than the number of pupils or passengers that can be seated. Seating capacity shall be adjusted according to passenger's individual physical size, but not to exceed manufacturers' rated seating capacity, and no person shall stand when the bus is in motion.

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Sec. 4. Minnesota Statutes 1971, Section 169.44, Subdivision 7, is amended to read:

Subd. 7. **COLOR.** ~~After July 1, 1970,~~ Any new school bus purchased for delivery after June 1, 1973 for use in the state of Minnesota as a school bus with a seating capacity in excess of ~~12~~ 16 persons shall be of a uniform color, Minnesota national school bus golden orange glossy yellow. Any school bus substantially repainted after June 1, 1973 shall be painted national school bus glossy yellow.

Sec. 5. Minnesota Statutes 1971, Section 169.44, Subdivision 8, is amended to read:

Subd. 8. **VEHICLES USED AS OTHER THAN SCHOOL BUSES.** A vehicle which is no longer used as a school bus shall not be operated on a public street or highway unless it is painted a color other than that required by law for school buses, including for purposes of this subdivision, Minnesota school bus golden orange, and all school bus related equipment and printing shall be removed from said vehicles. Violation of this subdivision is a misdemeanor.

Sec. 6. Minnesota Statutes 1971, Section 169.44, is amended by adding subdivisions to read:

Subd. 10. **APPROVED FLASHING SIGNALS; SYSTEM OF OPERATION.** Flashing pre-warning amber signals and flashing red signals shall be of a type approved by the commissioner of public safety. Such signals shall be a complete system meeting minimum standards as prescribed by state board of education rules and regulations.

Subd. 11. **RECAPPED TIRES.** Recapped tires shall not be used on the front wheels of a school bus.

Sec. 7. **EFFECTIVE DATE.** Except for section 4 which is effective June 1, 1973, this act is effective on September 1, 1973.

Approved May 19, 1973.

CHAPTER 385—S.F.No.578

An act relating to group insurance for certain retired public officers and employees and their dependents; amending Minnesota Statutes 1971, Section 471.61, Subdivision 2a.

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

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