

highway on which such regulations are applicable and when so erected no person shall disobey the restrictions stated on such signs.

Sec. 10. Minnesota Statutes 1976, Section 171.01, Subdivision 17, is amended to read:

Subd. 17. "Motorcycle" means every motor vehicle having a seat or saddle for the use of the rider and designed to travel on not more than three wheels in contact with the ground, including motor scooters and bicycles with motor attached, but excluding a ~~tractor~~ tractors and motorized bicycles.

Sec. 11. Minnesota Statutes 1976, Section 171.01, is amended by adding a subdivision to read:

Subd. 20. "Motorized bicycle" means a bicycle with fully operatable pedals which may be propelled by human power or a motor, or by both, with a motor of a capacity of less than 50 cubic centimeters piston displacement, and a maximum of two brake horsepower, which is capable of a maximum speed of not more than 30 miles per hour on a flat surface with not more than one percent grade in any direction when the motor is engaged.

Sec. 12. Minnesota Statutes 1976, Section 171.02, is amended by adding a subdivision to read:

Subd. 3. MOTORIZED BICYCLES. No motorized bicycle shall be operated on any public roadway by any person who does not possess a valid drivers license, unless such person has obtained a motorized bicycle operator's permit from the commissioner of public safety. Such permit may be issued to any person who has attained the age of 15 years and who has passed the examination prescribed by the commissioner. The commissioner may promulgate rules and regulations prescribing the content of such examination and the information to be contained on the permit.

Sec. 13. **EFFECTIVE DATE.** Sections 1, 2 and 3 are effective November 15, 1977, for the vehicle registration year 1978 and subsequent years. The remaining sections of this act are effective August 1, 1977.

Approved May 20, 1977.

CHAPTER 215—H.F.No.40

[Coded in Part]

An act relating to real estate brokers and salespersons; establishing a precense educational requirement and a continuing educational requirement; restricting certain activities of council members; authorizing the commissioner to increase license terms; amending Minnesota Statutes 1976, Sections 82.20, by adding a subdivision; 82.22, Subdivision 6, and by adding a subdivision; 82.30, Subdivision 1; and 82.34, by adding a

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subdivision.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 1976, Section 82.20, is amended by adding a subdivision to read:

Subd. 14. REAL ESTATE BROKERS; EDUCATION; LICENSES; EXTENDING DURATION. Notwithstanding the provisions of subdivisions 7 and 8, the commissioner may institute a system by rule pursuant to chapter 15 to provide three year licenses from the date of issuance for any license prescribed by this section.

Sec. 2. Minnesota Statutes 1976, Section 82.22, Subdivision 6, is amended to read:

Subd. 6. INSTRUCTION; NEW LICENSES. (a) Every salesperson, licensed after July 1, 1973 and before July 1, 1976 shall, within two years of the date his license was first granted be required to successfully complete a course of study in the real estate field consisting of not less than 60 hours of instruction, approved by the commissioner. Upon appropriate showing of hardship by the licensee, or for persons licensed pursuant to section 82.20, subdivision 1, clause (b), the commissioner may waive or modify the requirements of this subdivision. Every salesperson licensed after July 1, 1976 and before July 1, 1978 shall, within three years of the date his license was first issued, be required to successfully complete a course of study in the real estate field consisting of not less than 90 hours of instruction, approved by the commissioner;

(b) After July 1, 1978 every applicant for a salesperson's license shall be required to successfully complete a course of study in the real estate field consisting of 30 hours of instruction approved by the commissioner before taking the examination specified in subdivision 1. Every salesperson licensed after July 1, 1978 shall, within one year of the date his license was first issued, be required to successfully complete a course of study in the real estate field consisting of 60 hours of instruction approved by the commissioner.

~~(b)~~ (c) The commissioner may approve courses of study in the real estate field offered in educational institutions of higher learning in this state or courses of study in the real estate field developed by and offered under the auspices of the national association of realtors, its affiliates, or private real estate schools licensed by the state department of education. The commissioner may by rule prescribe the curriculum and qualification of those employed as instructors.

Sec. 3. Minnesota Statutes 1976, Section 82.22, is amended by adding a subdivision to read:

Subd. 13. CONTINUING EDUCATION. (a) After July 1, 1978, all real estate salespersons not subject to or who have completed the educational requirements contained in section 82.22, subdivision 6 and all real estate brokers shall be required to successfully complete 45 hours of real estate education, either as a student or a lecturer, in courses of study approved by the commissioner, within three years after their annual renewal date.

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(b) For the purposes of administration, the commissioner shall classify by lot, the real estate brokers and salespersons subject to (a) above, in three classifications of substantially equal size. The first class shall complete 15 hours of approved real estate study between July 1, 1978 and June 30, 1979 inclusive. The second class shall complete 30 hours of approved real estate study between the dates of July 1, 1978 and June 30, 1980 inclusive. The third class shall complete 45 hours of approved real estate study between the dates of July 1, 1978 and June 30, 1981. After the first period, each class shall complete the prescribed educational requirements during successive three year periods.

(c) The commissioner shall adopt rules defining the standards for course and instructor approval, and may adopt rules for the proper administration of this subdivision.

Sec. 4. Minnesota Statutes 1976, Section 82.30, Subdivision 1, is amended to read:

82.30 ADVISORY COUNCIL. Subdivision 1. There shall be a real estate advisory council of seven members to be appointed by the commissioner of securities. Five members shall be real estate brokers with at least five years experience as licensed real estate brokers in Minnesota and two members shall be public members. They shall meet at the call of the commissioner; on a quarterly basis at publicized sessions and at such other times as the commissioner may deem necessary and advise and consult with him on all matters relating to education of licensees, preclicensing requirements, and such other major policy matters relating to the licensing of real estate brokers in Minnesota administration of sections 82.17 to 82.34. The council shall expire and the terms, compensation, and removal of members shall be as provided in section 15.059. No member of the real estate advisory council may establish, own, operate, invest in a course designed to fulfill any requirement of Minnesota law pertaining to licenses for real estate sales persons or brokers.

Sec. 5. Minnesota Statutes 1976, Section 82.34, is amended by adding a subdivision to read:

Subd. 19. The commissioner shall include in the annual report of the commerce commission pursuant to section 45.033, a report on the activities of the real estate education, research and recovery fund; noting the amount of money received by the fund, the amount of money expended and the purposes therefor.

Approved May 20, 1977.

CHAPTER 216—H.F.No.76

[Coded in Part]

An act relating to highways; providing a simplified procedure for the removal of trees, shrubs and other obstructions within the limits of town roads; removing provision for an appeal by abutting owners; amending Minnesota Statutes 1976, Section 160.22, Subdivision 8, and by adding a subdivision.

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