

Subd. 2. The state board of education and the commissioner shall jointly prescribe rules governing the qualifications of individuals to drive school buses.

[171.322] AGE LIMITS FOR OPERATORS OF VEHICLES FOR HIRE. No person under 18 years of age shall operate a motor vehicle while it is in use as a carrier of persons for hire, nor shall any person under 18 years of age drive a passenger carrying vehicle as a hired driver.

Sec. 17. Minnesota Statutes 1969, Sections 168.39; 168.40; 168.41; 168.413; 168.42; 168.423; 168.43; 168.44; 168.45; and 171.01, Subdivision 7, are repealed.

Sec. 18. **EFFECTIVE DATE.** The effective date of this act shall be January 1, 1973; however, Class C, Class B or Class A licenses may be issued after January 1, 1972, and shall be valid for use as hereinbefore stated. Anyone holding a chauffeur's license may after January 1, 1972, secure a classified license in lieu thereof but he must first surrender the chauffeur's license therefor.

Approved June 1, 1971.

CHAPTER 645—H.F.No.1717

An act relating to the department of public service; appeals to district court from orders of the commission; authorizing the commission to grant temporary permits to certain carriers in certain cases; amending Minnesota Statutes 1969, Sections 216.24 and 221.121, Subdivision 1.

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

Section 1. Minnesota Statutes 1969, Section 216.24, is amended to read:

216.24 DEPARTMENT OF PUBLIC SERVICE; TEMPORARY PERMITS FOR CERTAIN CARRIERS; APPEALS. Any party to a proceeding before the commission, or any party affected by any order thereof, or the state of Minnesota, by the attorney general, may appeal therefrom to the district court of the county in which the complainants, or a majority of them, reside, or in case none of them reside in the state, or in a proceeding commenced by the commission on its own motion without complaint, to the district court of one of

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the counties in which the order of the commission requires a service to be performed or an act to be done or not to be done by the carrier or warehouseman; or in case of train service, to the district court of one of the counties through which the train runs, at any time within 30 days after service of a copy of such order on the parties of record, as in this chapter provided, by service of a written notice of appeal on the commission, or its secretary. Such 30 day period is not to become effective until all decisions, orders and requirements have been concluded on applications for rehearing, reargument or reconsideration. Upon service of the notice of appeal, the commission, by its secretary, shall forthwith file with the clerk of the district court to which the appeal is taken a certified copy of the order appealed from together with findings of fact on which the same is based. In case appeals are taken to the district court of more than one county, they shall be consolidated and tried in the district court of the county to which the first appeal was taken.

Sec. 2. Minnesota Statutes 1969, Section 221.121, Subdivision 1, is amended to read:

221.121 APPLICATION; HEARING; ISSUANCE; RENEWAL.
Subdivision 1. **PERMIT CARRIERS.** Any person desiring to operate hereunder as a permit carrier, except as a livestock carrier, shall file a petition with the commission specifying the kind of permit desired, the name and address of the applicant, and the names and addresses of the officers, if a corporation, and such other information as the commission may require. The commission, after notice to interested parties and a hearing, shall issue the permit upon compliance with all laws and regulations relating thereto, unless it finds that the area to be served has a sufficient number of carriers to fully and adequately meet the needs of such area or that applicant's vehicles do not meet the safety standards set up by the commission or that applicant is not fit and able to conduct the proposed operations, provided that no person who holds a permit at the time sections 221.011 to 221.291 take effect shall be denied a renewal thereof upon compliance with other provisions of sections 221.011 to 221.291. A permit once granted shall continue in full force and effect until abandoned or unless suspended or revoked, subject to compliance by the permit holder with all applicable provisions of law and the rules of the commission governing permit carriers. No permit shall be issued to any common carrier by rail, whereby said common carrier will be permitted to operate trucks for hire within this state, nor shall any common carrier by rail be permitted to own, lease, operate, control or have any interest in any permit carrier by truck, either by stock ownership or otherwise, directly, indirectly, through any holding company, or by stockholders or directors in common, or in any other manner. Nothing in sections 221.011 to 221.291 shall prevent the commission from issuing a permit to a common carrier by rail, whereby such carrier will be given authority to operate trucks wholly

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within the limits of any municipality or within adjacent or contiguous municipalities or a common rate point served by said railroad and which service shall only be a service supplementary to the rail service now established by such carriers.

The commission may grant a temporary permit, ex parte, valid for a period not exceeding six months upon a showing there is an immediate and urgent need for the proposed service, pending prompt action by the permit holder to follow regular procedure in securing the permit, and that such immediate and urgent authority from the commission is in the public interest. A copy of the order granting such temporary permit, ex parte, shall be mailed immediately to interested parties.

The commission shall have power to refuse to issue a permit to a regular route common carrier or petroleum carrier. The commission may issue a permit as a contract carrier to such cooperative associations as are described in subdivision 9 of section 221.011, notwithstanding the number of its hauling contracts, and provided that such contract carrier shall be permitted to haul its own property.

Approved June 1, 1971.

CHAPTER 646—H.F.No.1761

An act relating to the department of public service; permitting hearings reporters to provide transcripts for a fee; amending Minnesota Statutes 1969, Section 216A.04, Subdivision 3.

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

Section 1. Minnesota Statutes 1969, Section 216A.04, Subdivision 3, is amended to read:

Subd. 3. **DEPARTMENT OF PUBLIC SERVICE; TRANSCRIPTS OF PROCEEDINGS; OFFICERS AND EMPLOYEES.** The commission may employ such other assistants as may be necessary to carry out its functions, including hearings, officers and reporters, within the funds provided therefor from time to time. The commissioners individually may act as hearings officers.

Hearings reporters may provide transcripts of proceedings before the commission to persons requesting transcripts who pay a reasonable charge therefor to the reporter. The amount of the

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