

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

Section 1. Minnesota Statutes 1967, Section 43.13, Subdivision 2, is amended to read:

Subd. 2. **Civil service; examinations; blind persons; eligibility; time; place.** The competitive examinations shall, after published notice, be open to all applicants who are citizens of the United States, who have been residents of this state for two years immediately preceding the date of examination, and who meet with reasonable standards or requirements fixed by the director with regard to experience, character, age, education, physical condition, and such other factors as may be held to relate to the ability of the candidates to perform with reasonable efficiency the duties of the position. No standards or requirements shall be fixed with reference to education or physical condition except such as relate directly to the duties of the office or employment to be filled. Persons under such physical disability as not to make them ineligible by reason thereof, shall be examined in such manner as will fairly test their ability to perform the duties of the position, notwithstanding such physical disability. *In the case of an applicant who is blind, the department shall provide the applicant with either a braille examination, the services of a reader chosen by the applicant with the approval of the department, or such other means of examination as are available to the examining department.* The director may require candidates in filing their applications to submit certificates of general or special qualifications as the good of the service may require. Examinations shall be held at such times and places as in the judgment of the director most nearly meet the convenience of applicants, practicability of administration and the needs of the service.

Approved April 18, 1969.

CHAPTER 146—H. F. No. 603

[Coded in Part]

An act relating to highway traffic regulations and school buses; prescribing penalties; amending Minnesota Statutes 1967, Sections 168.40, Subdivision 2; 169.28; 169.32; 169.44, Subdivisions 1, 2, 3, and adding subdivisions.

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

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

Section 1. Minnesota Statutes 1967, Section 168.40, Subdivision 2, is amended to read:

Subd. 2. **School buses; traffic regulation; school bus drivers, licenses, examinations.** ~~No person shall drive a school bus unless having first obtained a school bus driver's license as herein provided.~~ *No person shall drive a school bus when transporting school children to or from school or upon a school related trip or activity without having a valid school bus driver's license as herein provided, except that a person possessing a valid driver's license but not a school bus driver's license may drive a passenger automobile or station wagon used as a school bus for occasional trips but not for regular trips to and from school.* Every applicant who seeks a license to operate a school bus is required to take, in addition to the examination given other chauffeurs' license applicants, a physical examination. Any person whose physical examination discloses communicable diseases or mental or physical conditions of intermittent or continuing nature that might reasonably affect his ability to operate a school bus shall be denied a school bus driver's license. No school bus driver's license shall be issued to any person less than 18 years of age. In addition the tests for a school bus driver's license shall include knowledge of the operation of the particular equipment the applicant will handle and knowledge of the special laws and equipment and devices peculiar to school buses as well as the general knowledge of motor vehicle operation, equipment, laws and rules. The state board of education and the commissioner of highways shall jointly prescribe rules governing the taking of these examinations and may prescribe other rules for the purpose of determining the qualifications of such applicant.

In the preparation of examinations to be given school bus drivers, the registrar shall include any questions or other tests that the board of education may order, except that the application or examination required for renewal of a school bus driver's license shall contain only such questions as may be necessary for the secretary of state to determine if the licensee is entitled to renew the license previously issued. The secretary of state shall issue a school bus driver's license or renewal thereof to such applicant who has qualified for such license under the provisions of this subdivision.

School bus driver's licenses shall expire on June 30, 1956, and shall thereafter be issued for the fiscal year ending on June 30 of each year; provided a physical examination may be required oftener upon demand of any school district from or to which such school bus driver shall be carrying passengers. Such extra examination shall be paid for by the district demanding it. Any licensed school bus driver may also operate a motor vehicle as a chauffeur.

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

For failure to pass such physical examination or for any of the grounds set forth in section 168.44, the school bus driver's license may be revoked, and in the manner set forth in section 168.44.

Sec. 2. Minnesota Statutes 1967, Section 169.28, is amended to read:

169.28 Certain vehicles to stop at railroads. The driver of any motor vehicle carrying passengers for hire, or of any school bus ~~carrying any school child~~ *whether carrying passengers or not*, or of any vehicle carrying explosive substances or flammable liquids, or liquid gas under pressure as a cargo or part of a cargo, before crossing at grade any track or tracks of a railroad, shall stop such vehicle not less than ten feet from the nearest rail of such railroad and while so stopped shall listen and look in both directions along such track for any approaching train, and for signals indicating the approach of a train, except as hereinafter provided, and shall not proceed until he can do so safely.

No stop need be made at any such crossing where a police officer or a traffic-control signal directs traffic to proceed.

This section shall not apply at street railway grade crossings within a business or residence district.

A school bus shall not be flagged across railroad grade crossings except at such railroad grade crossings as the local school administrative officer may designate.

Sec. 3. Minnesota Statutes 1967, Section 169.32, is amended to read:

169.32 Stopping, standing, and parking. Upon any highway outside of a business or residence district no person shall stop, park, or leave standing any vehicle, whether attended or unattended, upon the paved or improved or main traveled part of the highway when it is practical to stop, park, or so leave such vehicle off such part of said highway, but in every event a clear and unobstructed width of at least 20 feet of such part of the highway opposite such standing vehicle shall be left for the free passage of other vehicles and a clear view of such stopped vehicle be available from a distance of 200 feet in each direction upon such highway.

This section shall not apply to the driver of any vehicle which is disabled while on the paved or improved or main traveled portion of a highway in such a manner and to such extent that it is impossible to avoid stopping and temporarily leaving such disabled vehicle in such position.

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

This section shall not apply to the driver of a school bus stopped for the purpose of receiving or discharging any school child or school children provided the school bus is equipped and identified as provided in section 169.44 and is displaying the flashing red lamps and stop arm required therein.

Sec. 4. Minnesota Statutes 1967, Section 169.44, Subdivision 1, is amended to read:

169.44 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 ~~immediately upon the extension of a stop signal arm by the school bus driver not less than 20 feet from the bus when the bus is stopped and is displaying an extended stop 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. ~~The school bus driver shall signal his intention to stop by actuating the flashing red signals on his bus continuously during the last 200 feet traveled by the bus before stopping.~~ Every school bus with a seating capacity in excess of 12 persons shall be equipped with a stop signal arm which 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 highways, which shall be used ~~only when the school bus is stopped and, in the case of the flashing red signals, when stopping 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 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 highways.

Sec. 5. Minnesota Statutes 1967, Section 169.44, Subdivision 2, is amended to read:

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

Subd. 2. **Loading and unloading passengers; use of signals.** The driver of a school bus shall not use or extend the stop signal arm and flashing red signals in the built up areas of cities, villages or boroughs where passengers are to be loaded or unloaded from a curb or sidewalk or in special bus loading areas except that the stop signal arm and flashing red signals shall be used on streets which are not provided with curbs or sidewalks, or where the width of the roadway is so restricted, obstructed or in such condition that the school bus must stop on the travel lane or lanes of the roadway.

(a) Drivers of a school bus with a capacity of more than 12 persons shall actuate the flashing red signals of the bus at least 300 feet before stopping to load or unload a school child or children, when outside an incorporated municipality and 100 feet when operating within an incorporated municipality and shall not extinguish such lights until loading or unloading is completed and persons who must cross the highway are safely across.

(b) School bus drivers shall not actuate the flashing 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.

(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 highways. 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 or fewer persons shall load or unload school children only from the right hand side of the vehicle except on a one way street.

Sec. 6. Minnesota Statutes 1967, Section 169.44, Subdivision 3, is amended to read:

Changes or additions indicated by italics, deletions by strikeout.

Subd. 3. Sign on bus. This section shall be applicable only in the event the school bus shall bear upon the front and rear thereof a plainly visible sign containing the words "school bus" in letters not less than ~~six~~ *eight* inches in height, which ~~can~~ *shall* be removed or covered when the vehicle is not in use as a school bus.

Sec. 7. Minnesota Statutes 1967, Section 169.44, is amended by adding a subdivision to read:

Subd. 5. Maximum speed. *The operator of the school bus shall not exceed the speed of 50 miles per hour on a regular school bus route.*

Sec. 8. Minnesota Statutes 1967, Section 169.44, is amended by adding a subdivision 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 and no person shall stand when the bus is in motion.*

Sec. 9. Minnesota Statutes 1967, Section 169.44, is amended by adding a subdivision to read:

Subd. 7. Color. *After July 1, 1970, any bus purchased for use in the state of Minnesota as a school bus with a seating capacity in excess of 12 persons shall be of a uniform color, Minnesota school bus golden orange.*

Sec. 10. Minnesota Statutes 1967, Section 169.44, is amended by adding a subdivision 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 highway unless it is painted a color other than that required by law for school buses, and all school bus related equipment and printing shall be removed from said vehicles. Violation of this subdivision is a misdemeanor.*

Sec. 11. Minnesota Statutes 1967, Section 169.44, is amended by adding a subdivision to read:

Subd. 9. Seat belts. *New school buses purchased after the effective date of this act shall be equipped with driver seat belts and seat belt assemblies of the type described in Minnesota Statutes, Section 169.685, Subdivision 3. All drivers shall be required to use these seat belts.*

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

Sec. 12. *Except as otherwise provided herein, this act takes effect July 1, 1969.*

Approved April 18, 1969.

CHAPTER 147—H. F. No. 680

[Coded]

An act authorizing the formation of dentists professional corporations.

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

Section 1. [319.46] Dentists; professional corporations; title. This act may be cited as the dentists' Minnesota professional corporation act.

Sec. 2. [319.47] Definitions. Subdivision 1. For the purposes of this act the terms defined in this section shall have the meanings given to them.

Subd. 2. "Professional service" means personal service rendered by a dentist pursuant to a license granted him under Minnesota Statutes, Chapter 150.

Subd. 3. "Professional corporation" means a corporation organized under this act for the purpose of rendering professional dental service.

Subd. 4. "Board" means the state board of dental examiners.

Sec. 3. [319.48] Formation of corporation. One or more natural persons licensed as dentists in this state may form a corporation pursuant to either Minnesota Statutes, Chapter 301 or Chapter 317, for the purpose hereinafter set forth.

Sec. 4. [319.49] Purpose for which incorporated. A professional corporation may be organized pursuant to the provisions of this act only for the purpose of rendering dental service and services ancillary thereto and shall not engage in any business other than rendering such dental service which it was organized to render and services ancillary thereto; provided, however, that a professional corporation may own real and personal property necessary or appropriate for the primary purpose of rendering dental service and may in-

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