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State of Minnesota
HOUSE OF REPRESENTATIVES
NINETIETH SESSION

H. F. No. 3802

03/14/2018 Authored by Torkelson
The bill was read for the first time and referred to the Committee on Transportation and Regional Governance Policy

1.1 A bill for an act
1.2 relating to transportation; modifying certain hours of service requirements for
1.3 agricultural transportation; amending Minnesota Statutes 2016, sections 221.031,
1.4 subdivision 2d; 221.0314, subdivision 9.

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

1.6 Section 1. Minnesota Statutes 2016, section 221.031, subdivision 2d, is amended to read:

1.7 Subd. 2d. **Hours of service exemptions.** The federal regulations incorporated in section
1.8 221.0314, subdivision 9, for ~~maximum driving and on-duty time~~, hours of service do not
1.9 apply to drivers engaged in intrastate transportation within a 150-air-mile radius from the
1.10 source of the commodities, or from the retail or wholesale distribution point of the farm
1.11 supplies, for:

- 1.12 (1) agricultural commodities; or
- 1.13 (2) farm supplies for agricultural purposes ~~from March 15 to December 15 of each year;~~
- 1.14 ~~or,~~
- 1.15 ~~(2) sugar beets from September 1 to May 15 of each year.~~

1.16 Sec. 2. Minnesota Statutes 2016, section 221.0314, subdivision 9, is amended to read:

1.17 Subd. 9. **Hours of service of driver.** (a) Code of Federal Regulations, title 49, part 395,
1.18 is incorporated by reference, except that paragraphs (a), (c), (d), (f), (h), (i), ~~(k)~~, (m), and
1.19 (n) of section 395.1 of that part are not incorporated. In addition, cross-references to sections
1.20 or paragraphs not incorporated in this subdivision are not incorporated by reference.

2.1 (b) For purposes of Code of Federal Regulations, title 49, part 395.1, paragraph (k), the
2.2 planting and harvest period for Minnesota is from January 1 through December 31 of each
2.3 year.

2.4 (c) The requirements of Code of Federal Regulations, title 49, part 395, do not apply to
2.5 drivers of lightweight vehicles.