

# MINNESOTA STATUTES 1975 SUPPLEMENT

## 162.10 STATE-AID SYSTEM

not required to be retained to protect the city's interest in completion of the contract. In such case it shall be lawful for the appropriate disbursing officers of the city to pay the contractor an amount consistent with the above prescribed limitations of the value of the work so completed and specified in the engineer's monthly estimate without allowance of a claim therefor by the governing body of the city.

[1975 c 259 s 1]

## CHAPTER 164. TOWN ROADS

Sec.  
164.04 Taxation.

Sec.  
164.041 Removal of levy limit; road and bridge purposes. [New]

### 164.04 Taxation.

[For text of subd 1, see M.S.1974]

**Subd. 2. Fixed at annual town meeting.** The electors of each town shall have power at their annual town meeting to determine the amount of money which shall be raised by taxation for road and bridge purposes. The tax so voted shall be extended, collected, and payment thereof enforced in the same manner and at the same time as is provided by law for the extension, collection, and enforcement of other town taxes.

[1975 c 268 s 1]

[For text of subd 3, see M.S.1974]

### 164.041 Removal of levy limit; road and bridge purposes.

It is the intent of this legislation to remove all limitations relating specifically to the authority of a town to levy taxes for road and bridge purposes and any act for a single town or for a group of towns relating specifically to a limitation on the authority of a town to levy taxes for road and bridge purposes, however stated in mills, dollars, or a per capita amount is hereby superseded; provided that nothing in Laws 1975, Chapter 268, shall be construed to permit a levy in excess of the limitations imposed by sections 275.10 and 275.50 to 275.59.

[1975 c 268 s 2]

## CHAPTER 168. MOTOR VEHICLES; REGISTRATION; TAXATION; SALES; DEALERS; CHAUFFEURS

Sec.  
168.011 Definitions.  
168.012 Vehicles exempt from license fees.  
168.021 License plates for physically handicapped persons.  
168.10 Registration; classic cars.  
168.102 School buses; preregistration inspection.  
[New]

Sec.  
168.12 License plates.  
168.33 Commissioner of public safety to be registrar.  
168.381 Manufacture of motor vehicle license number plates.

### 168.011 Definitions.

[For text of subds 1 to 25, see M.S.1974]

**Subd. 26. Motorcycle.** "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 and those motorized bicycles with less than a one horsepower engine which are propelled with the assistance of human power.

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## MOTOR VEHICLES; REGISTRATION; TAXATION 168.10

[1975 c 29 s 1]

### 168.012 Vehicles exempt from license fees.

[For text of subds 1 to 2a, see M.S.1974]

Subd. 2b. A trailer owned by a farmer and used by him exclusively to carry liquid fertilizer for use on his farm shall not be taxed as a motor vehicle using the public streets and highways and shall be exempt from the provisions of this chapter.

[1975 c 12 s 1]

[For text of subds 3 to 9, see M.S.1974]

### 168.021 License plates for physically handicapped persons.

**Subdivision 1. Special plates; application for issuance.** Where a motor vehicle is owned or primarily operated by a physically handicapped person, the owner may apply for and secure from the registrar of motor vehicles two license number plates with attached emblems, one plate to be attached to the front, and one to the rear of the vehicle. Application for issuance of these plates shall be made on or before March 1, 1976, or where the person acquires the vehicle after such date, when he first applies for its registration.

**Subd. 2. Design of plates; furnishing by registrar.** The registrar of motor vehicles shall design and furnish two license number plates with attached emblems to each such owner. The emblem shall bear the internationally accepted wheelchair symbol, as designated in Minnesota Statutes 1974, Section 299G.12, surrounded by a border approximately three inches square. The emblem shall be of such size as to be visible plainly from a distance of 50 feet. Applicants eligible for these special plates shall pay the motor vehicle registration fee authorized by law less a credit of \$10.

**Subd. 3. Unauthorized use of plate.** A person who appropriates or uses the plate provided in this section upon a motor vehicle other than as authorized by this section is guilty of a gross misdemeanor. This subdivision does not preclude a person who is not physically handicapped from operating a vehicle upon which these plates are displayed where he is the owner of the vehicle and permits its operation by a physically handicapped person, or where he operates the vehicle with the consent of the owner who is physically handicapped.

**Subd. 4. Fees; disposition.** All fees collected from the sale of plates under this section shall be deposited in the state treasury to the credit of the highway user tax distribution fund.

**Subd. 5. Definitions.** For the purposes of this section, a "physically handicapped person" is hereby defined as a person who has sustained an amputation or suffered the permanent loss of use of one leg or both legs.

**Subd. 6. Drivers license law not affected.** Nothing in this section shall be construed to revoke, limit, or amend any of the terms of the drivers license law.

**Subd. 7. Additional plates.** Additional plates bearing the emblem, but with different letter or number combinations may be issued to a qualified applicant upon payment of the regularly required registration fee.

[1975 c 217 s 1]

(NOTE: This act takes effect March 1, 1976 pursuant to Laws 1975, Chapter 217, Section 2.)

### 168.10 Registration; classic cars.

**Subdivision 1. Application.** Except as provided in subdivisions 1a, 1b, and 1c of this section, every owner of any motor vehicle in this state, not exempted

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by section 168.012 or section 168.26, shall as soon as he shall become the owner thereof and annually thereafter during the period November 15 to March 1 following, both dates inclusive, file with the registrar on a blank provided by him a listing for taxation and application for the registration of such vehicle, stating the name and address of the owner, the name and address of the person from whom purchased, make of motor vehicle, year and number of the model, manufacturer's identification number and serial number, type of body, the weight of the vehicle in pounds, for trailers only, its rated load carrying capacity and for buses only, its seating capacity, and such other information as the registrar may require. The owner shall make an oath or affirmation before some officer authorized by law to administer oaths or affirmations that the statements made are correct and true; and any false statement wilfully and knowingly made in regard thereto shall be deemed perjury and punished accordingly. Such listing for taxation and application for registration need not be sworn to when the applicant is listing the same vehicle for taxation and registration for the second or any succeeding time, unless he elects to pay registration tax thereon for a different gross weight or carrying capacity than for the previous registration. The listing and application for registration by dealers or manufacturers' agents within the state, of motor vehicles received for sale or use within the state shall be accepted as compliance with the requirements of this chapter, imposed upon the manufacturer.

Registration shall be refused a motor vehicle if the original identification or serial number has been destroyed, removed, altered, covered or defaced. However, if the registrar is satisfied on the sworn statements of the owner or such other persons as he may deem advisable that the applicant is the legal owner, a special identification number in the form prescribed by the registrar shall be assigned such motor vehicle. When it has been determined that the number had been affixed to such vehicle in a manner prescribed by the registrar, the vehicle may thereafter be registered in the same manner as other motor vehicles. In the case of a new or rebuilt motor vehicle manufactured or assembled without an identification or serial number, the registrar may assign an identification number to such motor vehicle in the same manner as prescribed heretofore.

**Subd. 1a. Collector's vehicles, pioneer license.** Any motor vehicle manufactured prior to 1936 and owned and operated solely as a collector's item shall be listed for taxation and registration as follows: An affidavit shall be executed stating the name and address of the owner, the name and address of the person from whom purchased, the make of the motor vehicle, year and number of the model, the manufacturer's identification number and that the vehicle is owned and operated solely as a collector's item and not for general transportation purposes. If the registrar is satisfied that the affidavit is true and correct and the owner pays a \$6 tax, the registrar shall list such vehicle for taxation and registration and shall issue number plates.

The number plates so issued shall bear the inscription "Pioneer," "Minnesota" and the registration number but no date. The number plates are valid without renewal as long as the vehicle is in existence and shall be issued for the applicant's use only for such vehicle. The registrar has the power to revoke said plates for failure to comply with this subdivision.

In the event of the defacement, loss or destruction of such number plates, the registrar, upon receiving and filing a sworn statement of the vehicle owner, setting forth the circumstances, together with any defaced plates and the payment of a \$2 fee, shall issue duplicate plates specially designed for that purpose. The registrar shall then note on his records the issue of such new number plates and shall proceed in such manner as he may deem advisable to cancel and call in the original plates.

**Subd. 1b. Collector's vehicle, classic car license.** Any motor vehicle manufactured between and including the years 1925 and 1948, and designated by the registrar of motor vehicles as a classic car because of its fine design, high engineering standards, and superior workmanship, and owned and operated solely as a collector's item shall be listed for taxation and registration as follows: An affidavit shall be executed stating the name and address of the

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owner, the name and address of the person from whom purchased, the make of the motor vehicle, year and number of the model, the manufacturer's identification number and that the vehicle is owned and operated solely as a collector's item and not for general transportation purposes. If the registrar is satisfied that the affidavit is true and correct and that the motor vehicle qualifies to be classified as a classic car, and the owner pays a \$6 tax, the registrar shall list such vehicle for taxation and registration and shall issue number plates.

The number plates so issued shall bear the inscription "Classic Car," "Minnesota," and the registration number but no date. The number plates are valid without renewal as long as the vehicle is in existence and shall be issued for the applicant's use only for such vehicle. The registrar has the power to revoke said plates for failure to comply with this subdivision.

In the event of the defacement, loss or destruction of such number plates, the registrar, upon receiving and filing a sworn statement of the vehicle owner, setting forth the circumstances, together with any defaced plates and the payment of a \$2 fee, shall issue duplicate plates specially designed for that purpose. The registrar shall then note on his records the issue of such new number plates and shall proceed in such manner as he may deem advisable to cancel and call in the original plates.

The following cars built between and including 1925 and 1942 are classic, with the exception of Lincoln Continentals which are considered to be classics through the year 1948:

A.C.	
Adler	
Alfa Romeo	
Alvis	Speed 20, 25, and 4.3 litre.
Amilcar	
Aston Martin	
Auburn	All 8-cylinder and 12-cylinder models.
Audi	
Austro-Daimler	
Avions Voisin 12	
Bentley	
Blackhawk	
B.M.W.	Models 327, 328, and 335 only.
Brewster	
(Heart-front Ford)	
Bugatti	
Cadillac	All 1925 through 1935. 1936-1942: Series 70, 72, 75, 80, 85 and 90 only.
Chrysler	1926 through 1930: Imperial 80. 1931: Imperial 8 Series CG. 1932: Series CG and CL. 1933: Series CL. 1934: Series CW. 1935: Series CW. All Newports and Thunderbolts.
Cord	
Cunningham	
Dagmar	Model 25-70 only.
Daimler	
Delage	
Delahaye	
Doble	
Dorris	

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Duesenberg	
du Pont	
Franklin	All models except 1933-34 Olympic Sixes.
Frazer Nash	
Hispano Suiza	
Horch	
Hotchkiss	
Invicta	
Isotta Fraschini	
Jaguar	
Jordan	Speedway Series 'Z' only.
Kissel	1925, 1926 and 1927: Model 8-75. 1928: Model 8-90, and 8-90 White Eagle. 1929: Model 8-126, and 8-90 White Eagle. 1930: Model 8-126. 1931: Model 8-126.
Lagonda	
Lancia	
La Salle	1927 through 1933 only.
Lincoln	All models K, L, KA, and KB. 1941: Model 168H. 1942: Model 268H.
Lincoln	
Continental	1939 through 1948.
Locomobile	All models 48 and 90. 1927: Model 8-80. 1928: Model 8-80. 1929: Models 8-80 and 8-88.
Marmon	All 16-cylinder models. 1925: Model 74. 1926: Model 74. 1927: Model 75. 1928: Model E75. 1930: Big 8 model. 1931: Model 88, and Big 8.
Maybach	
McFarlan	
Mercedes Benz	All models 2.2 litres and up.
Mercer	
M.G.	6-cylinder models only.
Minerva	
Packard	1925 through 1934: All models. 1935 through 1942: Models 1200, 1201, 1202, 1203, 1204, 1205, 1207, 1208, 1400, 1401, 1402, 1403, 1404, 1405, 1407, 1408, 1500, 1501, 1502, 1506, 1507, 1508, 1603, 1604, 1605, 1607, 1608, 1705, 1707, 1708, 1806, 1807, 1808, 1906, 1907, 1908, 2006, 2007, and 2008 only.
Peerless	1926 through 1928: Series 69. 1930-1931: Custom 8. 1932: Deluxe Custom 8.
Pierce Arrow	
Raillon	
Renault	Grand Sport model only.
Reo	1930-1931: Royale Custom 8, and Series 8-35 and 8-52 Elite 8. 1933: Royale Custom 8.
Revere	
Roamer	1925: Series 8-88, 6-54c, and 4-75. 1926: Series 4-75e, and 8-88. 1927-1928: Series 8-88. 1929: Series 8-88, and 8-125. 1930: Series 8-125.

Rohr  
 Rolls Royce  
 Ruxton  
 Salmson  
 Squire  
 Stearns Knight  
 Stevens Duryea  
 Steyr  
 Stutz  
 Sunbeam  
 Talbot  
 Vauxhall  
 Wills Saint Claire

Series 30-98 only.

No commercial vehicles such as hearses, ambulances, or trucks are considered to be Classic Cars.

**Subd. 1c. Collector's vehicle, collector license.** Any motor vehicle that is at least 20 model years old and manufactured after 1935, or of a defunct make, defined as any car originally licensed as a separate identifiable make as designated by the division of motor vehicles, and owned and operated solely as a collector's vehicle, shall be listed for taxation and registration as follows: An affidavit shall be executed stating the name and address of the person from whom purchased and of the new owner, the make of the motor vehicle, year and number of the model, the manufacturer's identification number and that the vehicle is owned and operated solely as a collector's item and not for general transportation purposes. The owner must also prove that he or she also has one or more vehicles with regular license plates. If the registrar is satisfied that the affidavit is true and correct and the owner pays a \$20 tax, the registrar shall list such vehicle for taxation and registration and shall issue number plates.

The number plates so issued shall bear the inscription "Collector," "Minnesota" and the registration number, but no date. The number plates are valid without renewal as long as the vehicle is in existence and shall be issued for the applicant's use only for such vehicle. The registrar has the power to revoke such plates for failure to comply with this subdivision.

In the event of the defacement, loss or destruction of such number plates, the registrar, upon receiving and filing a sworn statement of the vehicle owner, setting forth the circumstances, together with any defaced plates and the payment of a \$2 fee, shall issue duplicate plates specially designed for that purpose. The registrar shall then note on his records the issue of such new number plates and shall proceed in such a manner as he may deem advisable to cancel and call in the original plates.

**Subd. 1d. Outdoor storage.** Pioneer, classic or collector vehicles, licensed or unlicensed, operable or inoperable, may be stored in compliance with local government zoning and ordinances on their owners' property, provided that the vehicles and any outdoor storage areas they may require are maintained in such a manner that they do not constitute a health or environmental hazard and are screened from ordinary public view by means of a fence, shrubbery, rapidly growing trees or other appropriate means. The appropriate local agency or authority may inform an owner of his failure to comply with these requirements, and may order the vehicles removed from the outdoor storage area if the owner fails to comply with these requirements within 20 days after the warning.

**Subd. 1e. Equipment.** Any pioneer, classic or collector vehicle shall have all equipment, in operating condition, which was specifically required by law as a condition for its first sale after manufacture.

No law requiring any particular equipment or specifying any standards to be met by motor vehicles shall apply to pioneer, classic or collector vehicles

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unless it specifically so states.

[1975 c 55 s 1,2]

(NOTE: Subdivisions 1 to 1e are effective March 1, 1976, pursuant to Laws 1975, Chapter 55, Section 3.)

[For text of subds 2 to 4, see M.S.1974]

### 168.102 School buses; preregistration inspection.

No school bus, as defined in section 169.01, subdivision 6, shall be registered for the first time in this state unless the application for registration is accompanied by a certificate from either the Minnesota highway patrol or the dealer showing that the school bus conforms with all regulations promulgated by the department of education and with all other applicable provisions of law.

[1975 c 283 s 1]

### 168.12 License plates.

**Subdivision 1. Number plates; visibility, periods of issuance.** The registrar, upon such approval and payment, issues to the applicant the number plates required by law, bearing an abbreviation of the state name and the number assigned. The number assigned may be a combination of a letter or sign with figures. The color of the plates and the color of the abbreviation of the state name and the number assigned shall be in marked contrast. The plates shall be lettered, spaced, or distinguished to suitably indicate the registration of the vehicle according to the regulations of the registrar, and when a vehicle is registered on the basis of total gross weight, the plates issued shall clearly indicate by letters or other suitable insignia the maximum gross weight for which the tax has been paid. These number plates shall be so treated as to be at least 100 times brighter than the conventional painted number plates. When properly mounted on an unlighted vehicle, these number plates, when viewed from a vehicle equipped with standard headlights, shall be visible for a distance of not less than 1,500 feet and readable for a distance of not less than 110 feet. At the end of the registration periods in effect immediately before April 2, 1965, and for subsequent registration periods, the registrar shall issue these number plates for the following periods:

(1) Number plates issued pursuant to sections 168.27, subdivisions 5 and 6, and 168.053 shall be for a one year period;

(2) Beginning with the year 1974, new number plates issued pursuant to section 168.012, subdivision 1, shall be issued to a vehicle for as long as it is owned by the exempt agency and shall not be transferable from one vehicle to another but may be transferred with the vehicle from one tax exempt agency to another; and

(3) Beginning with number plates issued for the year 1976, plates for any vehicle not specified in clauses (1) and (2) shall be issued for a five year period.

In any year during which these number plates are not issued the registrar shall issue for each annual registration a reflectorized year plate, tab, or sticker to designate the year of registration. This plate, tab, or sticker shall show the calendar year for which issued, and is valid only for that year. Unless the motor vehicle for which a number plate, number, tab, or sticker is issued, is permanently lost, is destroyed, or is removed from the state, no number plate, number, tab, or sticker may be transferred to another motor vehicle during the calendar year in which issued.

Notwithstanding any other provision of this subdivision, number plates issued to a vehicle which is used for behind-the-wheel instruction in a driver education course in a public school may be transferred to another vehicle used for the same purpose without payment of any additional fee. The registrar shall be notified of each transfer of number plates under this paragraph, and may prescribe a form for such notification.

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[For text of subd 2, see M.S.1974]

**Subd. 2a. Personalized license plates.** Any applicant may apply for personalized license plates. Upon compliance with all laws of this state relating to registration of passenger motor vehicles, and upon payment of a fee of \$50 which fee is in addition to the registration tax required by law for the passenger vehicle, the registrar shall issue to the applicant personalized license plates. In lieu of the numbers assigned as provided in subdivision 1, such personalized license plates shall have imprinted thereon a series of not to exceed any combination of six numbers and letters. When an applicant has once obtained personalized plates, he shall have a prior claim for similar personalized plates in the next succeeding year that plates are issued if he makes application for them at least 30 days prior to the first date on which his registration can be renewed. The commissioner of public safety shall adopt rules and regulations in the manner provided by chapter 15, regulating the issuance and transfer of such personalized license plates. No words or combination of letters placed on such personalized license plates may be of an obscene, indecent or immoral nature, or such as would offend public morals or decency.

Notwithstanding the provisions of subdivision 1, personalized license plates issued pursuant to this subdivision may be transferred to another motor vehicle upon the payment of a fee of \$5, which fee shall be paid into the state treasury and credited to the highway user tax distribution fund. The registrar may by regulation provide a form for such notification.

The fee prescribed for personalized license plates shall be paid only in those years in which the number plate itself is issued, and shall not be payable in any year in which a year plate, tab or sticker is issued in lieu of a number plate.

All fees from the sale of personalized license plates shall be paid into the state treasury and credited to the highway user tax distribution fund.

[1975 c 245 s 1; 1975 c 248 s 1]

(NOTE: Subdivision 2a is effective November 15, 1976, for the year 1977 and subsequent years.)

[For text of subds 3 and 4, see M.S.1974]

### 168.33 Commissioner of public safety to be registrar.

[For text of subd 1, see M.S.1974]

**Subd. 2. Powers.** The registrar shall have the power to appoint, hire and discharge and fix the compensation of the necessary employees, in the manner provided by law, as may be required to enable him to properly carry out the duties imposed upon him by the provisions of this chapter. Before entering upon the discharge of his duties, each deputy and each employee having the charge of handling any money or number of plates shall give bond to the state in the sum of at least \$2,000, or in such larger amount as the registrar may fix, conditioned upon the faithful discharge of his duties. Premiums on such bonds shall be paid by the state from money provided for the maintenance of the registrar's office.

The registrar may appoint, and at his pleasure discontinue, the county auditor of each county as a deputy registrar. The auditor, with the approval of the director, may appoint the clerk or equivalent officer of each city or any other person as a deputy registrar as public interest and convenience may require. Each such deputy, before entering upon the discharge of his duties, shall



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qualify with the requirements imposed for the qualifying of registrar, except that a bond shall not be required. If a deputy registrar appointed hereunder is not an officer or employee of a county or city, such deputy shall in addition give bond to the state in the sum of \$10,000, or such larger sum as may be required by the registrar, conditioned upon the faithful discharge of his duties as deputy registrar. Each deputy registrar appointed hereunder shall keep and maintain, in a convenient public place within the place for which he is appointed, a registration and motor vehicle tax collection bureau, to be approved by the registrar, for the registration of motor vehicles and the collection of motor vehicle taxes thereon. He shall keep such records and make such reports to the registrar as that officer, from time to time, may require. He shall charge and receive for each application presented a filing fee of \$1, and shall report daily to the registrar all registrations made and taxes and fees collected by him. The filing fee of \$1 shall be deposited in the treasury of the place for which he is appointed, or if such deputy is not a public official, he shall retain the filing fee, but the registration tax and any additional fees for delayed registration he has collected he shall deposit each day in an approved state depository to the credit of the state through the state treasurer. The place for which the deputy registrar is appointed through its governing body shall provide the deputy registrar with facilities and personnel to carry out the duties imposed by this subdivision if such deputy is a public official. In all other cases, the deputy shall maintain a suitable facility for serving the public.

[1975 c 146 s 1]

[For text of subds 2a to 7, see M.S.1974]

### 168.381 Manufacture of motor vehicle license number plates.

License number plates required by law may be manufactured by the state reformatory for men, the state prison or other institution established by law for the confinement of persons convicted of felony upon order from the registrar of motor vehicles, such order to state the quality of material desired in such plates, the specifications thereof, and the amount or number desired.

Should the commissioner of corrections decide not to supply the required quantity of license plates, or discontinue the manufacture of plates, the commissioner of public safety is authorized to seek other suppliers on a competitive basis. Materials purchased to be used in the manufacture of such motor vehicle number plates shall be tested as to conformance with specifications established by the commissioner of public safety in a privately operated laboratory service to be designated by the commissioner. The cost of such laboratory shall be included in the cost of materials purchased. The cost of delivery of such number plates to the commissioner of public safety at places which he may designate shall be included in the expenses incurred in their manufacture. The commissioner of public safety shall establish new or revised specifications for the material and equipment used in the manufacture of number plates ordered for manufacture after August 1, 1975, and may from time to time revise such specifications, provided that such specifications conform to the requirements of section 168.12. In establishing new or revised specifications he shall consult with and give consideration to the advice and recommendations of representatives of the Minnesota highway patrol, local police officers' associations and the county sheriffs' association.

Moneys appropriated to the department of public safety to procure the plates for any fiscal year or years shall be available for allotment, encumbrance, and expenditure from and after the date of the enactment of such appropriation. Materials and equipment used in the manufacture of such number plates are subject only to the approval of the commissioner of public safety.

This section contemplates that moneys to be appropriated to the department of public safety in order to carry out the terms and provisions of this section will be appropriated by the legislature from the highway user tax distribution fund.

[1975 c 10 s 1]