

CHAPTER 306—S. F. No. 859

[Not Coded]

An act relating to tax levy for the county building fund in the County of Todd.

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

Section 1. **Building fund, tax levy.** The county board of the county of Todd may make a two mill levy on all taxable property in the county for its county building fund in addition to the two mill levy for that purpose authorized by Minnesota Statutes 1957, Section 373.25.

Sec. 2. This act becomes effective upon approval by a majority of the governing body of the county of Todd.

Approved April 16, 1959.

CHAPTER 307—H. F. No. 266

An act relating to the giving of proof of financial responsibility by owners and drivers of motor vehicles; amending Minnesota Statutes 1957, Sections 170.21, Subdivision 10; 170.25, Subdivision 3; 170.40, Subdivision 2; and 170.44, Subdivision 1.

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

Section 1. Minnesota Statutes 1957, Section 170.21, Subdivision 10 is amended to read:

Subd. 10. **Proof of financial responsibility defined.** "Proof of financial responsibility" means proof of ability to respond in damages for liability, on account of accidents occurring subsequent to the effective date of said proof, arising out of the ownership, maintenance or use of a motor vehicle, in the amount of \$10,000 because of bodily injury to or death of one person in any one accident, and, subject to said limit for one person, in the amount of \$20,000 because of bodily injury to or death of two or more persons in any one accident, and in the amount of \$5,000 because of injury to or destruction of property of others in any one accident.

Sec. 2. Minnesota Statutes 1957, Section 170.25, Subdivision 3 is amended to read:

Subd. 3. **Policy or bond, amounts.** No such policy or bond shall be effective under this section unless issued by an

insurance carrier or surety company authorized to do business in this state, except that if such motor vehicle was not registered in this state, or was a motor vehicle which was registered elsewhere than in this state at the effective date of the policy or bond, or the most recent renewal thereof, such policy or bond shall not be effective under this section unless the insurance carrier or surety company, if not authorized to do business in this state, shall execute a power of attorney authorizing the commissioner to accept service, on its behalf, of notice of process in any action upon such policy or bond arising out of such accident; provided, every such policy or bond is subject, if the accident has resulted in bodily injury or death, to a limit, exclusive of interest and costs, of not less than \$10,000 because of bodily injury to or death of one person in any one accident and, subject to said limit for one person, to a limit of not less than \$20,000 because of bodily injury to or death of two or more persons in any one accident, and, if the accident has resulted in injury to or destruction of property, to a limit of not less than \$5,000 because of injury to or destruction of property of others in any one accident. Upon receipt of a report of an accident and information that an automobile liability policy or surety bond was in effect at the time of the accident, the commissioner shall forward by United States mail to the insurance carrier or surety company copy of such information and shall assume that such policy or bond was in effect and provided coverage to both the owner and the driver unless the insurance carrier or surety company shall notify the commissioner otherwise within 30 days from the mailing of the notice to the insurance carrier; provided that if the commissioner shall later ascertain that a policy or bond was not in effect and did not provide coverage for both the owner and the driver, he shall at such time take such action as he is otherwise authorized to do under this chapter.

Sec. 3. Minnesota Statutes 1957, Section 170.40, Subdivision 2 is amended to read:

Subd. 2. **Insurance policy requirements.** Such owner's policy of liability insurance:

(1) Shall designate by explicit description or by appropriate reference all motor vehicles with respect to which coverage is thereby to be granted; and

(2) Shall insure the person named therein and any other person, as insured, using any such motor vehicle or motor vehicles with the express or implied permission of such named insured, against loss from liability imposed by law for

damages arising out of the ownership, maintenance or use of such motor vehicle or motor vehicles within the United States of America or the Dominion of Canada, subject to limits exclusive of interest and costs, with respect to each such motor vehicle, as follows: \$10,000 because of bodily injury to or death of one person in any one accident and, subject to said limit for one person, \$20,000 because of bodily injury to or death of two or more persons in any one accident, and \$5,000 because of injury to or destruction of property of others in any one accident.

Sec. 4. Minnesota Statutes 1957, Section 170.44, Subdivision 1 is amended to read:

170.44 **Deposit of cash with state treasurer.** Subdivision 1. Proof of financial responsibility may be evidenced by the certificate of the state treasurer that the person named therein has deposited with him \$25,000 in cash, or securities such as may legally be purchased by savings banks or for trust funds of a market value of \$25,000. The state treasurer shall not accept any such deposit and issue a certificate therefor and the commissioner shall not accept such certificate unless accompanied by evidence that there are no unsatisfied judgments of any character against the depositor in the county where the depositor resides.

Approved April 17, 1959.

CHAPTER 308—H. F. No. 328

An act relating to special instruction of nonresident handicapped children and inter district participation in providing special instruction for handicapped children; amending Minnesota Statutes 1957, Section 131.089.

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

Section 1. Minnesota Statutes 1957, Section 131.089, is amended to read:

131.089 **Special instruction outside district; inter district participation.** *Subdivision 1.* The parent or guardian of a handicapped child who resides in a school district which does not provide special instruction and services within its district may make application to the commissioner of education for special instruction and services for his child under one of the methods provided in section 131.083.

If the state commissioner of education finds that the local