
CHAPTER 21—S.F.No.152
[Coded]

An act relating to highway traffic regulations; providing for the adoption of motor vehicle safety standards; providing penalties.

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

Section 1. [169.467] MOTOR VEHICLE SAFETY STANDARDS; DEFINITIONS. Subdivision 1. As used in sections 1 to 3, the terms defined in this section have the meanings given them.

Subd. 2. "Motor vehicle" means any vehicle driven or drawn by mechanical power manufactured primarily for use on the public streets, roads and highways, except any vehicle operated exclusively on a rail or rails.

Subd. 3. "New motor vehicle" or "new vehicle" means a motor vehicle as defined herein heretofore unregistered.

Subd. 4. "New item of motor vehicle equipment" or "new equipment" means any option, device, accessory or other equipment in the possession of a retail merchant including an automobile dealer prior to its initial retail sale designed to be attached to a motor vehicle as a part thereof or to be used in conjunction therewith.

Subd. 5. "Motor vehicle safety standard" means a minimum standard for motor vehicle performance, or motor vehicle equipment performance which is practicable, which meets the need for motor vehicle safety and which provides objective criteria.

Sec. 2. [169.468] MOTOR VEHICLE SAFETY STANDARDS; REGULATIONS. Subdivision 1. The commissioner of public safety, pursuant to the administrative procedure act, may adopt and enforce regulations in substantial conformity with federal motor vehicle safety standards established by the United States secretary of transportation pursuant to the national traffic and motor vehicle safety act of 1966 (Pub. L. 89-563) with respect to any new motor vehicle or new item of motor vehicle equipment applicable to the same aspect of performance of such new vehicle or new equipment.

Subd. 2. In the absence of a motor vehicle safety standard adopted pursuant to the national traffic and motor vehicle safety act of 1966 or if any such standard is not applicable to new vehicles or new equipment manufactured and first sold in the state of Minnesota, the commissioner of public safety may require new vehicles and specific types of new equipment to be tested and approved for compliance with the requirements of Minnesota Statutes, Chapter 169, or any regula-

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tion adopted pursuant to Minnesota Statutes, Chapter 169. If such new vehicle or new equipment does not conform to the provisions of Minnesota Statutes, Chapter 169, or to such regulations adopted by the commissioner of public safety, no person shall sell, offer for sale, or use any such new vehicle or new equipment. The commissioner of public safety is authorized to set and collect a reasonable fee from the manufacturer or distributor for the testing and approval of all new vehicles and specific types of new equipment upon which approval is required under this section. Such fee may be sufficient in amount to reimburse the department of public safety for all costs connected with such test and approval.

Subd. 3. A federal motor vehicle safety standard adopted by the commissioner of public safety which conflicts with an equipment provision of Minnesota Statutes, Chapter 169, applicable to the same aspect of performance, shall supersede, on its effective date, the conflicting equipment provision of Minnesota Statutes, Chapter 169, with respect to new motor vehicles.

Subd. 4. Any person violating the provisions of this section is guilty of a misdemeanor.

Sec. 3. **[169.469] INJUNCTION.** Subdivision 1. The district courts of this state have the authority to restrain or enjoin a violation or threatened violation of section 2.

Subd. 2. Whenever it appears to the satisfaction of the attorney general that any party has sold or offered for sale or is selling or offering for sale any such new motor vehicle or new item of motor vehicle equipment in violation of this section, he may, in the name of the state, seek injunctive relief in any court of competent jurisdiction against any such violation or threatened violation.

Approved January 31, 1974.

CHAPTER 22—S.F.No.481

An act relating to highway traffic regulations; accidents; reporting of accidents; driver's license suspension under certain circumstance by reason of accident; amending Minnesota Statutes 1971, Sections 169.09, Subdivisions 3, 7, 8, and 13; and 170.25, Subdivision 1; repealing Minnesota Statutes 1971, Section 170.33, Subdivision 5.

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

Section 1. Minnesota Statutes 1971, Section 169.09, Subdivision 3, is amended to read:

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