

3, is amended to read:

Subd. 3. MUNICIPALITIES; PEDESTRIAN MALLS; ADVISORY BOARD. In its discretion, the city council may create and appoint an advisory board or boards ; ~~consisting of seven persons, at least of which~~ a majority of ~~whom~~ the members of each board shall be owners or occupants of properties adjoining a pedestrian mall or malls or their representatives, to advise the city council and the city engineer in connection with the acquisition, construction and improvement of a pedestrian mall or malls , the making of a plan therefor and the operation and maintenance thereof and to meet and furnish recommendations on complaints and requests of members of the public and of owners and occupants of adjoining property. ~~Such~~ Each advisory board may elect an executive secretary, who need not be a member of the board, to keep its minutes, records and correspondence and to communicate with the city council, city engineer and other officials and with owners and occupants of adjoining properties and users of the pedestrian mall or malls .

Sec. 2. This act takes effect the day following its final enactment.

Approved April 11, 1975.

CHAPTER 29—H.F.No.272

[Coded in Part]

An act relating to motor vehicles; definitions; equipment requirements and driving rules for motorcycle operators; amending Minnesota Statutes 1974, Sections 168.011, by adding a subdivision; 169.01, Subdivision 4; 171.01, Subdivision 17; and 169.974, Subdivisions 2, 4 and 5.

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

Section 1. Minnesota Statutes 1974, Section 168.011, is amended by adding a subdivision to read:

Subd. 26. HIGHWAY TRAFFIC REGULATIONS; MOTORCYCLES; REGULATION. “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.

Sec. 2. Minnesota Statutes 1974, Section 169.01, Subdivision 4, is amended to read:

Subd. 4. MOTORCYCLE. “Motorcycle” means every motor vehicle. Changes or additions indicated by underline deletions by ~~strikeout~~

cle 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.

Sec. 3. Minnesota Statutes 1974, Section 169.974, Subdivision 2, is amended to read:

Subd. 2. **LICENSE REQUIREMENTS.** No person shall operate a motorcycle on any street or highway after September 30, 1968, unless he has a valid standard driver's license with a two-wheeled vehicle endorsement as provided by law. No such two-wheeled vehicle endorsement shall be issued after July 1, 1969, unless the person applying therefor has ~~been~~ in possession of a valid two-wheeled vehicle instruction permit as provided herein ~~for at least 30 days~~, has passed a written examination and road test administered by the department of public safety for such endorsement, and, after September 1, 1970, in the case of applicants under 18 years of age, shall present a certificate or other evidence of having successfully completed an approved two-wheeled vehicle driver's safety course in this or another state, in accordance with such regulations as the commissioner of public safety shall promulgate. A two-wheeled vehicle instruction permit shall be issued to any person over 16 years of age, who is in possession of a valid driver's license, and who has passed a written examination for such permit and has paid such fee as the commissioner of public safety shall prescribe. A two-wheeled vehicle instruction permit shall be effective for ~~90-45~~ days, and may be renewed under rules to be prescribed by the commissioner of public safety.

No ~~motorcycle operator-person~~ who is operating by virtue of a two-wheeled vehicle instruction permit shall :

(a) Carry any ~~passenger-passengers~~ on the streets and highways of this state on the motorcycle which he is operating ~~unless such passenger has a valid driver's license with a two-wheeled vehicle endorsement~~;

(b) Drive the motorcycle at night time;

(c) Drive the motorcycle on a freeway .

Notwithstanding the provisions of this subdivision, the commissioner of public safety may, however, issue a special motorcycle permit, restricted or qualified in such manner as he shall deem proper, to any person demonstrating a need therefor and unable to qualify for a standard driver's license.

Sec. 4. Minnesota Statutes 1974, Section 169.974, Subdivision 4, is amended to read:

Subd. 4. **EQUIPMENT FOR OPERATORS AND PASSENGERS.**

Changes or additions indicated by underline deletions by ~~strikeout~~

(a) When operating a motorcycle on the streets and highways of this state, the operator and passenger, if any, shall wear protective headgear that complies with standards established by the commissioner of public safety; and no person shall operate a motorcycle unless he is wearing an eye-protective device of a type approved by the commissioner, except when the motorcycle is equipped with a wind screen.

(b) The provisions of this subdivision shall not apply to persons during their participation in a parade for which parade a permit or other official authorization has been granted by a local governing body or other governmental authority or to persons riding within an enclosed cab.

Sec. 5. Minnesota Statutes 1974, Section 169.974, Subdivision 5, is amended to read:

Subd. 5. **DRIVING RULES.** (a) An operator of a motorcycle shall ride only upon a permanent and regular seat which is attached to the vehicle for such purpose. No other person shall ride on a motorcycle; except that passengers may ride upon a permanent and regular operator's seat if designed for two persons, or upon additional seats attached to the vehicle to the rear of the operator's seat, or in a side car attached to the vehicle; provided, however, that the operator of a motorcycle shall not carry passengers in a number in excess of the designed capacity of the motorcycle or side car attached to it. No passenger shall be carried in a position that will interfere with the safe operation of the motorcycle or the view of the operator.

(b) No person shall ride upon any motorcycle as a passenger unless, when sitting astride his seat, he can reach the foot rests with both feet.

(c) No person, except passengers of sidecars or drivers and passengers of three-wheeled motorcycles, shall operate or ride upon a motorcycle except while sitting astride the seat, facing forward, with one leg on either side of the motorcycle.

(d) No person shall operate a motorcycle while carrying packages, bundles, or articles which prevent him from keeping both hands on the handlebars.

(e) No person shall operate a motorcycle between lanes of moving or stationary vehicles headed in the same direction, nor shall any person drive a motorcycle abreast of or overtake or pass another vehicle within the same traffic lane, except that motorcycles may, with the consent of both drivers, be operated not more than two abreast in a single traffic lane.

(f) All motor vehicles including motorcycles are entitled to the full use of a traffic lane and no motor vehicle shall be driven or operated in

such a manner so as to deprive any motorcycle of the full use of a traffic lane.

(g) Every person operating a motorcycle upon a roadway shall be granted all of the rights and shall be subject to all of the duties applicable to a motor vehicle as provided by law, except as to those provisions which by their nature can have no application.

(h) Clause (e) of this subdivision shall not apply to police officers in the performance of their official duties.

(i) No person shall operate a motorcycle on a street or highway unless the headlight or headlights are lighted at all times the motorcycle is so operated.

Sec. 6. Minnesota Statutes 1974, Section 171.01, Subdivision 17, is amended to read:

Subd. 17. "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.

Approved April 11, 1975.

CHAPTER 30—H.F.No.611

[Coded]

An act relating to cities; powers of statutory cities; enabling cities to provide decorations; amending Minnesota Statutes 1974, Section 412.221, by adding a subdivision.

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

Section 1. Minnesota Statutes 1974, Section 412.221, is amended by adding a subdivision to read:

Subd. 34. MUNICIPALITIES; STATUTORY CITIES; DECORATIONS. The council shall have the power to provide decorations, signs, plaques and attached accessories for public streets, buildings and parks.

Approved April 11, 1975.

Changes or additions indicated by underline deletions by ~~strikeout~~