

(1) A ~~judge of the district or county or county municipal court~~ person appointed by the chief judge of the judicial district.

(2) A member of the county board selected by it at its next regular meeting after the order establishing the library is filed and thereafter at the annual election of officers.

(3) One attorney admitted to the practice of law, residing in the county and selected by the county attorney.

When the board consists of five trustees, the additional members shall be a judge appointed by the chief judge of the judicial district and an additional attorney admitted to the practice of law, residing in the county and selected by the county attorney. When the board consists of seven trustees, the additional members shall be provided for in the bylaws.

Approved April 19, 1984

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#### CHAPTER 402 — H.F.No. 1381

*An act relating to the city of Caledonia; providing for the appointment of members to the library board; authorizing terms of service.*

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

##### Section 1. CITY OF CALEDONIA; LIBRARY BOARD.

Minnesota Statutes, section 134.09, subdivisions 1 and 2 shall apply to the city of Caledonia except that the city council may appoint members of the library board from among residents of the service area of the library and members of the library board may serve more than three consecutive terms.

##### Sec. 2. LOCAL APPROVAL.

This act is effective the day after compliance with Minnesota Statutes, section 645.021, subdivision 3, by the governing body of the city of Caledonia.

Approved April 19, 1984

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#### CHAPTER 403 — H.F.No. 1408

*An act relating to public safety; traffic regulations; regulating school buses; amending Minnesota Statutes 1982, sections 169.01, subdivision 6; 169.44, subdivisions 1c, 2, 8, and 15; 169.45; and 171.01, by adding a subdivision.*

Changes or additions are indicated by underline, deletions by ~~strikeout~~.

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

Section 1. Minnesota Statutes 1982, section 169.01, subdivision 6, is amended to read:

Subd. 6. **SCHOOL BUS.** "School bus" means ~~every~~ a motor vehicle owned by a public or governmental agency and operated for the transportation of children to or from school or privately owned and operated for compensation for the transportation of children to or from school used to transport pupils to or from a school defined in section 120.10, or to or from school-related activities, by the school or a school district, or by someone under an agreement with the school or a school district. A school bus does not include a motor vehicle transporting children to or from school for which parents or guardians receive direct compensation from a school district, a motor coach operating under charter carrier authority, or a transit bus providing services as defined in section 174.22, subdivision 7.

Sec. 2. Minnesota Statutes 1982, section 169.44, subdivision 1c, is amended to read:

Subd. 1c. **VIOLATION; PENALTY.** (1) A peace officer may arrest the driver of a motor vehicle if the peace officer has probable cause to believe that the driver has operated the vehicle in violation of subdivision 1 within the past ~~two~~ four hours.

(2) The owner or, in the case of a leased vehicle, the lessee of a motor vehicle, may be fined not to exceed \$100, if a motor vehicle owned or leased by the person is operated in violation of subdivision 1. The owner or lessee may not be so fined if the motor vehicle was stolen, or if conviction of another is had for a violation of subdivision 1. This subdivision does not apply to a lessor of a motor vehicle if the lessor keeps a record of the name and address of the lessee. This subdivision does not prohibit or limit the prosecution of a motor vehicle operator for violating subdivision 1. A violation of this clause does not constitute grounds for revocation or suspension of the owner's driver's license.

Sec. 3. Minnesota Statutes 1982, section 169.44, subdivision 2, is amended to read:

Subd. 2. **LOADING AND UNLOADING PASSENGERS; USE OF SIGNALS.** (a) Drivers of a vehicle outwardly equipped and identified as a school bus shall actuate the pre-warning flashing amber signals of the bus before stopping to load or unload a school child or children at least 300 feet when operating outside an incorporated municipality and at least 100 feet when operating within an incorporated municipality and, upon stopping for such purpose, such drivers shall extend the stop signal arm and actuate the flashing red signals and shall not retract the stop signal arm and extinguish the flashing red signals until loading or unloading is completed and persons who must cross the street or highway are safely across.

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(b) School bus drivers shall not actuate the pre-warning flashing amber signals or flashing red signals:

(1) in special school bus loading areas where the bus is entirely off the traveled portion of the road;

(2) in residence or business districts of cities except when directed by the local school administrator;

(3) when a school bus is being used on a highway for purposes other than the actual transportation of school children to or from school or a school approved activity, in which event the words "school bus" on the front and rear of the bus shall be removed or completely concealed; and

(4) at railroad grade crossings.

(c) Where school children must cross the road before boarding or after being discharged from the bus, the driver of a school bus or a school bus patrol may supervise such crossings making use of the standard school patrol flag or signal as approved and prescribed by the commissioner of public safety. When children are alighting from a school bus, ~~and not crossing the road,~~ the driver shall visually ascertain that alighting children shall be a safe distance from the bus before moving the bus.

(d) Vehicles not outwardly equipped and identified as school buses shall load or unload school children only from the right hand side of the vehicle, except on a one way street such vehicle shall load or unload school children only from the curb side of the vehicle.

Sec. 4. Minnesota Statutes 1982, section 169.44, subdivision 8, is amended to read:

Subd. 8. **VEHICLES USED AS OTHER THAN SCHOOL BUSES.** A vehicle ~~bus~~ which is ~~no longer~~ not used as a school bus shall not be operated on a public street or highway unless it is painted a color ~~other~~ significantly different than that required by law for school buses, including for purposes of this subdivision, Minnesota school bus golden orange, and ~~all it may not be equipped with~~ school bus related equipment and printing shall be removed from said vehicles. Violation of this subdivision is a misdemeanor.

Sec. 5. Minnesota Statutes 1982, section 169.44, subdivision 15, is amended to read:

Subd. 15. **TYPE THREE SCHOOL BUS.** Type three school buses are restricted to passenger cars, station wagons, and vans with a maximum manufacturer's rated seating capacity of ten persons including the driver, and a gross vehicle weight rating of 10,000 pounds or less. For purposes of this subdivision, a "gross vehicle weight rating" or "GVW rating" means the value specified by the manufacturer as the loaded weight of a single vehicle.

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A type three school bus shall not in any way be outwardly equipped and identified as a school bus, as defined in subdivision 1a.

Sec. 6. Minnesota Statutes 1982, section 169.45, is amended to read:

**169.45 SCHOOL BUSES.**

The state board of education ~~shall have~~ has sole and exclusive authority to adopt and enforce ~~regulations~~ rules not inconsistent with this chapter to govern the design, color, and operation of school buses used for the transportation of school children, when owned and operated by a school ~~district~~ or privately owned and operated under a contract with a school ~~district~~, and these ~~regulations~~ shall rules must be made a part of any ~~such~~ that contract by reference. Each school ~~district~~, its officers and employees, and each person employed under ~~such~~ a the contract is subject to these regulations.

Sec. 7. Minnesota Statutes 1982, section 171.01, is amended by adding a subdivision to read:

Subd. 21. SCHOOL BUS. "School bus" means a motor vehicle used to transport pupils to or from a school defined in section 120.10, or to or from school-related activities, by the school or a school district or by someone under an agreement with the school or a school district. A school bus does not include a motor vehicle transporting children to or from school for which parents or guardians receive direct compensation from a school district, a motor coach operating under charter carrier authority, or a transit bus providing services as defined in section 174.22, subdivision 7.

Approved April 19, 1984

**CHAPTER 404 — H.F.No. 1460**

*An act relating to state lands; providing for the conveyance of certain land in International Falls.*

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

Section 1. **CONVEYANCE.**

The governor, upon the recommendation of the commissioner of administration and upon approval of the community college board, shall transfer and convey, without monetary consideration, by quitclaim deed in a form the attorney general approves, to the city of International Falls for the purposes of student housing, a tract of state-owned land now under the control of but no longer needed for the operation of Rainy River Community College. The tract shall not exceed three acres and shall be located adjacent to the peripheral boundary of the

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