

Notwithstanding Minnesota Statutes, section 160.04, or other law to the contrary, the Itasca county board or a town board located in Itasca county may locate, establish, and record, and the Itasca county recorder shall record, public roads and cartways located in organized towns and public highways located in the unorganized territories of the county at the existing maintained width, by resolution of a town board or the county board, as appropriate. Those public roads located in both organized and unorganized territory may be designated, established, and recorded as either a town road or county highway by joint resolution of the county board and the applicable town board. Recordation must be in accordance with other law not contrary to the authority provided by this section.

Sec. 2. **REPEALER.**

Section 1 is repealed, effective January 1, 1996.

Presented to the governor May 16, 1991

Signed by the governor May 19, 1991, 5:28 p.m.

CHAPTER 112—H.F.No. 466

An act relating to traffic regulations; defining "tow truck or towing vehicle" to include new variations of tower vehicles; requiring the use of amber lights on tow trucks or towing vehicles after January 1, 1992; allowing use of red lights on vehicles of certain emergency response personnel; exempting tow trucks or towing vehicles from weight requirements under certain circumstances; amending Minnesota Statutes 1990, sections 169.01, subdivision 52; 169.58, subdivision 2; 169.64, subdivision 5; and 169.825, by adding a subdivision.

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

Section 1. Minnesota Statutes 1990, section 169.01, subdivision 52, is amended to read:

Subd. 52. ~~WRECKER TOW TRUCK OR TOWING VEHICLE~~, "~~Wrecker~~" "Tow truck or towing vehicle" means a motor vehicle having a manufacturer's gross vehicle weight rating of 8,000 pounds or more, equipped with a crane and winch, or an attached device used exclusively to transport vehicles, and further equipped to control the movement of the towed vehicle.

Sec. 2. Minnesota Statutes 1990, section 169.58, subdivision 2, is amended to read:

Subd. 2. Upon obtaining a permit from the commissioner of public safety, any motor vehicles operated by an active member of a volunteer fire department authorized by or contracting with any city, town, or township in this state ~~and upon obtaining a permit therefor from the commissioner of public safety, an~~

New language is indicated by underline, deletions by ~~strikeout~~.

emergency medical first responder, or an ambulance crew member may be equipped with a lamp emitting a red light to the front of such vehicle. The lens of such lamp shall be not more than three inches in diameter. Such lamp shall be lighted only when the member of the volunteer fire department, ambulance crew member, or emergency medical first responder is responding to an emergency call in connection with duties as a volunteer firefighter, ambulance crew member, or responder. The commissioner of public safety is hereby authorized to issue permits on applications of a member of a volunteer fire department properly certified to by the chief of said volunteer fire department, and ~~it shall be the duty of the chiefs of all volunteer fire departments to notify on applications for emergency medical first responders or ambulance crew members.~~ The commissioner of public safety must be notified immediately upon the termination of ~~such~~ membership in a volunteer fire department or when an ambulance or permitted emergency medical first responder ceases operations.

Sec. 3. Minnesota Statutes 1990, section 169.64, subdivision 5, is amended to read:

Subd. 5. FLASHING RED LIGHT LIGHTS ON WRECKER TOW TRUCK OR TOWING VEHICLE. ~~A device displaying a flashing or intermittent red light of a type approved by the commissioner of public safety for that purpose, and in accordance with this section, may be used on a wrecker while engaged in emergency service at the scene of an accident. Such flashing red light shall not be displayed when traveling upon the highway or at any time other than at the scene of an accident. A tow truck or towing vehicle must be equipped with flashing or intermittent red and amber lights of a type approved by the commissioner of public safety. The lights must be placed on the dome of the vehicle at the highest practicable point visible from a distance of 500 feet. The flashing red light must be displayed only when the tow truck or towing vehicle is engaged in emergency service on or near the traveled portion of a highway. The flashing amber light may be displayed when the tow truck or towing vehicle is moving a disabled vehicle.~~

Sec. 4. Minnesota Statutes 1990, section 169.825, is amended by adding a subdivision to read:

Subd. 16. APPLICATION TO TOW TRUCKS OR TOWING VEHICLES. This section does not apply to a tow truck or towing vehicle when towing a disabled vehicle damaged in such manner that the towed vehicle cannot be towed from the rear and when the movement is temporary for the purpose of taking the disabled vehicle to a place of repair.

Sec. 5. INSTRUCTION TO REVISOR.

The revisor of statutes is directed to change the word "wrecker" wherever it appears in Minnesota Statutes to "tow truck or towing vehicle" in Minnesota Statutes 1992 and subsequent editions of the statutes.

Presented to the governor May 16, 1991

New language is indicated by underline, deletions by ~~strikeout~~.

Signed by the governor May 19, 1991, 7:12 p.m.

CHAPTER 113—H.F.No. 146

An act relating to commerce; regulating real estate closings; prohibiting persons from requiring the use of particular closing agents; authorizing the commissioner to adopt rules; amending Minnesota Statutes 1990, section 507.45, subdivision 4.

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

Section 1. Minnesota Statutes 1990, section 507.45, subdivision 4, is amended to read:

Subd. 4. (a) No real estate salesperson, broker, attorney, auctioneer, builder, title company, financial institution, or other person making a mortgage loan may require a ~~borrower~~ person to use any particular licensed attorney, real estate broker, real estate salesperson, or real estate closing agent in connection with a residential real estate closing.

(b) All listing agreements must include a notice informing sellers of their rights under this subdivision. The notice must require the seller to indicate in writing whether it is acceptable to the seller to have the licensee arrange for closing services or whether the seller wishes to arrange for others to conduct the closing. The notice must also include the disclosure of any controlled business arrangement, as the term is defined in United States Code, title 12, section 1602, between the licensee and the real estate closing agent through which the licensee proposes to arrange closing services.

(c) The commissioner of commerce may adopt rules under chapter 14 to implement, administer, and enforce this subdivision.

Presented to the governor May 16, 1991

Signed by the governor May 19, 1991, 7:16 p.m.

CHAPTER 114—H.F.No. 121

An act relating to education; encouraging a Minnesota international volunteer corps; amending Minnesota Statutes 1990, section 16B.88, by adding a subdivision.

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

Section 1. Minnesota Statutes 1990, section 16B.88, is amended by adding a subdivision to read:

New language is indicated by underline, deletions by ~~strikeout~~.