

Sec. 21. **REPEALER.**

Minnesota Statutes 1992, section 518.55, subdivisions 2 and 2a, are repealed.

Sec. 22. **EFFECTIVE DATE; APPLICATION.**

Section 5 is effective January 1, 1994, and applies to actions commenced on or after that date.

Presented to the governor May 17, 1993

Signed by the governor May 20, 1993, 2:10 p.m.

CHAPTER 323—S.F.No. 131

An act relating to motor carriers; restricting authority of regular route common carriers of passengers to depart from their authorized routes; authorizing the continued exercise of certain operating authority by such carriers; abolishing certain regulations related to personal transportation service providers; making technical correction; amending Minnesota Statutes 1992, sections 168.1281, by adding a subdivision; 221.051; and 221.091; repealing Minnesota Statutes 1992, sections 168.011, subdivision 36; 168.1281; 221.011, subdivision 34; and 221.85.

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

Section 1. Minnesota Statutes 1992, section 168.1281, is amended by adding a subdivision to read:

Subd. 4. NEW LICENSE PLATES. The registrar may not issue new license plates under subdivision 1 after the effective date of this section.

Sec. 2. Minnesota Statutes 1992, section 221.051, is amended to read:

221.051 ABANDONMENT OR DISCONTINUANCE OF SERVICE REGULAR ROUTE PASSENGER CARRIERS.

Subdivision 1. ABANDONMENT OR DISCONTINUANCE OF SERVICE. No regular route common carrier of passengers or class I carrier may abandon or discontinue any service required under its certificate without an order of the board therefor, except in cases of emergency or conditions beyond its control.

A passenger regular route common carrier may depart from the route over which it is authorized to operate for the purpose of transporting chartered or excursion parties to any point in the state of Minnesota on such terms and conditions as the board may prescribe.

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

Subd. 2. INCIDENTAL CHARTER AUTHORITY. Notwithstanding any other law, a regular route common carrier of passengers that was granted incidental charter operating authority by the board before August 1, 1993, may continue to exercise that authority.

Sec. 3. Minnesota Statutes 1992, section 221.091, is amended to read:

221.091 LIMITATIONS; RELATIONSHIP TO LOCAL REGULATION.

No provision in sections 221.011 to 221.291 and 221.84 ~~to 221.85~~ shall authorize the use by any carrier of any public highway in any city of the first class in violation of any charter provision or ordinance of such city in effect January 1, 1925, unless and except as such charter provisions or ordinance may be repealed after that date; nor shall sections 221.011 to 221.291 and 221.84 ~~to 221.85~~ be construed as in any manner taking from or curtailing the right of any city to reasonably regulate or control the routing, parking, speed or the safety of operation of a motor vehicle operated by any carrier under the terms of those sections, or the general police power of any such city over its highways; nor shall sections 221.011 to 221.291 and 221.84 ~~to 221.85~~ be construed as abrogating any provision of the charter of any such city requiring certain conditions to be complied with before such carrier can use the highways of such city and such rights and powers herein stated are hereby expressly reserved and granted to such city; but no such city shall prohibit or deny the use of the public highways within its territorial boundaries by any such carrier for transportation of passengers or property received within its boundaries to destinations beyond such boundaries, or for transportation of passengers or property from points beyond such boundaries to destinations within the same, or for transportation of passengers or property from points beyond such boundaries through such municipality to points beyond the boundaries of such municipality, where such operation is pursuant to a certificate of convenience and necessity issued by the commission or to a permit issued by the commissioner under section 221.84 ~~or 221.85~~.

Sec. 4. REPEALER.

Minnesota Statutes 1992, sections 168.011, subdivision 36; 168.1281; 221.011, subdivision 34; and 221.85, are repealed.

Sec. 5. EFFECTIVE DATE.

Section 1 is effective the day following final enactment. Sections 3 and 4 are effective August 1, 1994.

Presented to the governor May 17, 1993

Signed by the governor May 20, 1993, 3:20 p.m.

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