

House of Representatives
State of Minnesota

The twenty-second meeting of the Committee on Transportation was called to order by Chairman Henry J. Kalis on Friday, October 16, 1987, at 11:37 a.m. in 10 State Office Building.

Members present:	Brown	Lieder
	Carlson, D.	Olson, K.
	Dauner	Richter
	Dempsey	Seaberg
	Frerichs	Steensma
	Haukoos	Tunheim
	Jensen	Valento
	Johnson, A.	Waltman
	Johnson, R.	Welle
	Johnson, V.	
	Lasley	Kalis, Chair

Members absent:	Begich, excused	McEachern, excused
	DeBlicek	Olson, E., excused
	McDonald, excused	Segal

A quorum was present.

The Chair requested that all members call the office to be excused if they are not going to be in attendance at a committee meeting. The Chair excused all those not in attendance at the Cambridge meeting on October 15, 1987.

The minutes of September 10, 1987, were approved as prepared.

The Chair introduced Rep. Bauerly, author of H.F. 1526, brakes on towed vehicles.

Rep. A. Johnson moved to amend H.F. 1526 by deleting everything after the enacting clause as per attached. (HA88-772) Motion prevailed.

Testifying and expressing concerns about H.F. 1526, as amended, were:

Major Ralph Church, Minnesota State Patrol, raising questions about the farm tractor
Mike McGuire, Minnesota Trucking Association, supporting the amended bill
Gary Botzek, Aggregate Read-Mix of Minnesota; Lobbyist for MN Concrete Products Assn.; in support of the bill
Abe Rosenthal, President, MN Transport Services Assn.; would have problems with the bill, language doesn't deal with truck cranes and joe-dogs
Tony Phillipp, 875 Colorado Ave., S., Golden Valley; Phillippi/Kirsher Transport Truck Crane Service
Gordy Boldt, MN/DOT; support the braking requirement which brings it into compliance with the federal government
Ken Paulson, Asphalt Pavement Assn.; supported the amended bill

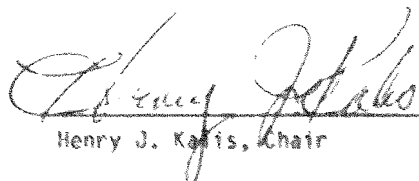
Providing braking statistics was Corp. Robert Scott McAllen, MN State Patrol.

The Chair announced that no action will be taken on H.F. 1526, as amended, at this meeting. Questions regarding "implements of husbandry" and large construction equipment should be settled. Whether or not this bill would go to subcommittee will be determined later.

Meeting adjourned 12:42 p.m.



Committee Secretary



Henry J. Kalis, Chair

A. Johnson

~~Sauerly~~

1 moves to amend H.F. No. 1526, as follows:

2 Delete everything after the enacting clause and insert:

3 "Section 1. Minnesota Statutes 1986, section 169.67,

4 subdivision 3, is amended to read:

5 Subd. 3. [~~TRAILERS, SEMITRAILERS, TANK-TRAILERS~~ TOWED

6 VEHICLES.] Every (a) A trailer, semitrailer, or other vehicle of

7 ~~a-gross-weight-of-1,500-pounds-or-more, when drawn or pulled~~

8 ~~upon~~ towed on a highway, shall ~~shall~~ must be equipped with brakes

9 adequate to control the movement of the vehicle and to stop and

10 to hold such the vehicle, and so. The brakes must be designed

11 as to be applied by the driver of a towing motor vehicle from

12 ~~its cab, except (a) trailers owned by farmers when transporting~~

13 ~~agricultural products produced on the owner's farm or supplies~~

14 ~~back to the farm of the owner of the trailer, (b) custom-service~~

15 ~~vehicles drawn by motor vehicles equipped with brakes capable of~~

16 ~~stopping both vehicles within the distance required by law for~~

17 ~~vehicles with four-wheel brakes, (c) trailers or semitrailers~~

18 ~~when used by retail dealers delivering implements of husbandry,~~

19 ~~(d) motor vehicles drawn by motor vehicles equipped with brakes~~

20 ~~capable of stopping the combination of vehicles within the~~

21 ~~performance requirements of this section, (e) tank trailers not~~

22 ~~exceeding 8,500 pounds gross weight used solely for transporting~~

23 ~~liquid fertilizer or gaseous fertilizer under pressure, or~~

24 ~~distributor trailers not exceeding 8,500 pounds gross weight~~

1 ~~used solely for transporting and distributing dry fertilizer,~~
2 ~~when hauled by a truck capable of stopping with loaded trailer~~
3 ~~attached in the distance specified by subdivision 5 for vehicles~~
4 ~~equipped with four wheel brakes, providing the gross weight of~~
5 ~~such trailer or semitrailer other than those described in clause~~
6 ~~(e) when drawn by a pleasure vehicle shall not exceed 3,000~~
7 ~~pounds, or when drawn by a truck or tractor shall not exceed~~
8 ~~6,000 pounds, and except disabled vehicles towed to a place of~~
9 ~~repair. The brake requirement applies:~~

10 (1) to a towed vehicle with a gross weight that exceeds
11 3,000 pounds; and

12 (2) to a towed vehicle with a gross weight that exceeds 40
13 percent of the gross weight of the towing vehicle.

14 (b) The following towed vehicles, when towed by a truck or
15 truck tractor, are not subject to the brake requirement in
16 paragraph (a) if the towing vehicle is equipped with brakes that
17 meet the performance standards of subdivision 5:

18 (1) a towed vehicle not exceeding 6,000 pounds and owned by
19 a farmer, when it is used to transport agricultural products
20 produced on the farm or to transport supplies to the farm of the
21 owner of the towed vehicle;

22 (2) a custom service vehicle;

23 (3) a conveyor belt, rock crusher, or construction
24 equipment not exceeding 30,000 pounds gross weight, when towed
25 by a truck as defined in section 168.011, subdivision 7;

26 (4) a towed vehicle not exceeding 6,000 pounds, when used
27 by a retail dealer to deliver implements of husbandry;

28 (5) an implement of husbandry temporarily moved upon a
29 highway;

30 (6) a tank trailer used to transport liquid fertilizer or
31 gaseous fertilizer under pressure and a distributor trailer used
32 to transport and distribute dry fertilizer on fields, if the
33 gross weight of the tank trailer or distributor trailer does not
34 exceed 9,500 pounds;

35 (7) a disabled vehicle being towed to a place of repair;
36 and

1 (8) a motor vehicle being towed by a motor vehicle.

2 Sec. 2. Minnesota Statutes 1986, section 169.67,

3 subdivision 4, is amended to read:

4 Subd. 4. [SERVICE BRAKES ON ALL WHEELS; EXCEPTIONS.] Every

5 new (a) Except as provided in paragraph (b), a motor vehicle,

6 trailer, or semitrailer, sold in this state manufactured after

7 June 30, 1988, and operated upon the highways shall on a highway

8 must be equipped with service brakes upon on all wheels of every

9 such the vehicle, except that any motorcycle, any semitrailer,

10 (b) The requirement of paragraph (a) does not apply to:

11 (1) a towed vehicle with a gross weight of less than

12 17,500 3,000 pounds gross weight, unless the towed vehicle's

13 gross weight exceeds 40 percent of the gross weight of the

14 towing vehicle;

15 (2) a third wheel, of a swivel type, on a house trailer;

16 (3) a temporary auxiliary axle attached to a motor vehicle

17 during the period of seasonal road restrictions for the purpose

18 of relieving weight of another axle, when the temporary

19 auxiliary axle and the axle to be relieved do not exceed the

20 combined gross weight of 18,000 20,000 pounds, and the vehicle

21 to which such the temporary axle is attached meets the brake

22 requirements of this section, need not be equipped with brakes,

23 and except further, that brakes are not required on the front

24 wheels of vehicles having three or more axles or upon more than

25 one wheel of a motorcycle provided the brakes on the other

26 wheels are adequate to stop the vehicle in accordance with the

27 braking performance requirements of subdivision 5; and

28 (4) more than one wheel of a motorcycle, if the brakes meet

29 the braking performance requirements of subdivision 5.

30 Sec. 3. [EFFECTIVE DATE.]

31 Sections 1 and 2 are effective July 1, 1988."