

take the examination when offered, without reasonable excuse, shall be removed from his position immediately. No person required by this subdivision to take a qualifying examination shall be laid off, suspended, discharged or reduced in pay or position except in accordance with the provisions of law applicable to the members of the classified civil service having a civil service status, until he has completed such qualifying examination and is notified of the result thereof, or unless he refuses to take such qualifying examination. In the event of necessary reductions in employment in any class or position, officers or employees who have not acquired a permanent civil service status shall be laid off in accordance with their seniority within the civil defense department.

Approved February 9, 1961.

CHAPTER 4—S. F. No. 39

[Coded]

An act relating to municipal courts; amending Laws 1959, Chapter 660, Section 6, Subdivision 5.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Laws 1959, Chapter 660, Section 6, Subdivision 5, is amended to read:

[488.06] Subd. 5. **Municipal judges, appointment.** When a new court is organized more than 90 days prior to a regular city, village, or borough election, or whenever there is a vacancy in the office of judge, the governor shall appoint a qualified person to fill the vacancy to hold office until a successor is elected and qualified. If there is no qualified person who will accept the appointment the governor may appoint a suitable person not learned in the law to the office of judge to take office the first Monday of the month next following the next regular city, village, or borough election. The successor shall be elected for a six year term in the next regular city, village, or borough election occurring more than one year after such appointment. In the absence or disability of the municipal judge and special municipal judge of said court, if there be one, ~~the mayor or president of the council~~ *the governor may designate appoint* a practicing attorney to sit as special judge instead of such municipal judge from day to day.

Approved February 9, 1961.

Changes or additions indicated by *italics*, deletions by ~~strikeout~~.