

Section 1. Minnesota Statutes 1988, section 85.012, subdivision 27, is amended to read:

Subd. 27. ~~Helmer Myre Myre-Big Island~~ state park, Freeborn county.

Sec. 2. Minnesota Statutes 1988, section 85.012, subdivision 45, is amended to read:

Subd. 45. Nerstrand Big Woods state park, Rice county.

Presented to the governor April 10, 1990

Signed by the governor April 12, 1990, 10:51 a.m.

CHAPTER 438—S.F.No. 2373

An act relating to Olmsted county; permitting the consolidation of the offices of auditor and treasurer.

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

Section 1. CONSOLIDATION OF OFFICES.

Upon adoption of a resolution by the Olmsted county board of commissioners, the offices of auditor and treasurer shall be consolidated. The title of the consolidated office will be "auditor-treasurer." All the duties, functions, and responsibilities required by statute to be performed by the county auditor and county treasurer shall be vested in and performed by the auditor-treasurer.

Sec. 2. SCHEDULE.

Persons elected at the November 1986 general election to the positions of auditor and treasurer shall serve in those capacities and perform the duties, functions, and responsibilities required by statute, until the completion of the term of office to which each was elected, or until a vacancy occurs in the office, whichever occurs earlier.

Sec. 3. REFERENDUM.

The county board, after adopting a resolution permitted by section 1, shall publish the resolution once each week for two consecutive weeks in the official publication of the county. The resolution may be implemented without the submission of the question to the voters of the county, unless within 21 days after the second publication of the resolution a petition requesting a referendum, signed by at least ten percent of the registered voters of the county, is filed with the county auditor. If a petition is filed, the resolution may not be implemented

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until approved by a majority of the voters voting on the question at a regular or special election.

Sec. 4. EFFECTIVE DATE.

This act takes effect the day after the filing of a certificate of local approval by the Olmsted county board in compliance with Minnesota Statutes, section 645.021, subdivision 3.

Presented to the governor April 9, 1990

Signed by the governor April 9, 1990, 4:00 p.m.

CHAPTER 439—S.F.No. 2134

An act relating to crime; imposing penalties on persons who commit a gross misdemeanor or felony while wearing or possessing a bullet-resistant vest; permitting summary forfeiture of weapons used to commit a controlled substance offense; permitting summary forfeiture of bullet-resistant vests worn or possessed during the commission of a crime; increasing the penalty for furnishing firearms to a minor, intentionally discharging a firearm under circumstances that endanger another, and selling a firearm with a silencer; clarifying that ammunition manufacturers and federally licensed dealers may sell to government agencies; amending Minnesota Statutes 1988, sections 609.5316, subdivision 3; 609.66, subdivision 1, and by adding a subdivision; and 609.67, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 609.

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

Section 1. **[609.486] COMMISSION OF CRIME WHILE WEARING OR POSSESSING A BULLET-RESISTANT VEST.**

A person who commits or attempts to commit a gross misdemeanor or felony while wearing or possessing a bullet-resistant vest is guilty of a felony and, upon conviction, shall be sentenced to imprisonment for not more than five years or to payment of a fine of not more than \$10,000, or both. Notwithstanding section 609.04, a prosecution for or conviction under this section is not a bar to conviction of or punishment for any other crime committed by the defendant as part of the same conduct.

As used in this section, "bullet-resistant vest" means a bullet-resistant garment that provides ballistic and trauma protection.

Sec. 2. Minnesota Statutes 1988, section 609.5316, subdivision 3, is amended to read:

Subd. 3. **WEAPONS AND BULLET-RESISTANT VESTS.** Weapons used

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