

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

Section 1. Minnesota Statutes 1990, section 169.42, subdivision 5, is amended to read:

Subd. 5. **PENALTY.** Any person violating the provisions of this section is guilty of a misdemeanor. The record of any conviction of or plea of guilty under this section of a person operating a motor vehicle shall be immediately forwarded to the department of public safety for inclusion upon that offender's driving record. Any second or subsequent offense under this section shall require a minimum fine in the amount of ~~\$100~~ \$400. Any judge may, for any violation of this section, order the offender to pick up litter along any public highway or road for four to eight hours under the direction of the department of transportation, with the option of a jail sentence being imposed.

Sec. 2. Minnesota Statutes 1990, section 169.421, subdivision 4, is amended to read:

Subd. 4. **DAMAGES.** Any person or governmental body injured by a violation of subdivision 3 may bring a civil action and recover as damages the actual costs of removal and disposal of the litter plus exemplary damages not to exceed ~~\$100~~ \$400, together with costs and disbursements, including reasonable attorney's fees, as determined by the court.

Presented to the governor May 17, 1991

Signed by the governor May 21, 1991, 1:34 p.m.

CHAPTER 139—H.F.No. 722

An act relating to the military; clarifying language about certain money appropriated for land acquisition; amending Minnesota Statutes 1990, section 190.25, subdivision 3.

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

Section 1. Minnesota Statutes 1990, section 190.25, subdivision 3, is amended to read:

Subd. 3. The adjutant general is authorized to sell in the manner provided by law any or all

(1) land, and

(2) timber, growing crops, buildings, and other improvements, if any, situated upon the land,

acquired under the authority of subdivision 1 or which may hereafter comprise

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

the Camp Ripley military field training center and not needed for military training purposes. The proceeds of any sales shall be deposited in the general fund.

The adjutant general may use funds that are directly appropriated for the acquisition of land, the payment of expenses of forest management on land forming the Camp Ripley military reservation, and the provision of an enlisted person's service center. If amounts that are directly appropriated for these purposes in either year of a biennium are insufficient, the appropriation for the other year of the biennium is available.

Sec. 2. **EFFECTIVE DATE.**

Section 1 is effective July 1, 1991.

Presented to the governor May 17, 1991

Signed by the governor May 21, 1991, 1:36 p.m.

CHAPTER 140—H.F.No. 1201

An act relating to local government; permitting police and fire civil service commissions to expand certified lists in certain circumstances; amending Minnesota Statutes 1990, sections 419.06; and 420.07.

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

Section 1. Minnesota Statutes 1990, section 419.06, is amended to read:

419.06 RULES FOR POLICE DEPARTMENT.

The commission shall, ~~immediately after its appointment and from time to time thereafter, make, amend, alter, and change~~ adopt rules to promote efficiency in the police department service and to carry out the purposes of this chapter. The rules ~~shall~~ must provide among other things for:

- (1) The classification of all offices and employments in the police department;
- (2) Public competitive examinations to test the relative fitness of applicants;
- (3) Public advertisements of all examinations at least ten days in advance in a newspaper of general circulation in the city and posting the advertisement for ten days in the city hall and at each station house;
- (4) The creation and maintenance of lists of eligible candidates after successful examination in order of their standing in the examination and without reference to the time of examination, which ~~shall~~ must be ~~embraced~~ included in an eligible register;

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