

Section 1. [340.035] **Evidence of defendant reinvestigation of status of purchaser.** In any criminal proceeding for the enforcement of the provisions of Minnesota Statutes 1953, Sections 340.03, 340.73, 340.82, 340.83, 340.941, relating to the sale or furnishing of non-intoxicating malt liquor or intoxicating liquor to the persons described therein, the defendant may establish by competent evidence that he has made a bona fide and careful investigation of the status of such person and he has determined upon evidence sufficient to convince a careful and prudent person that such sale is not a violation of said sections; such evidence shall be considered in determining whether the defendant is guilty of intent to violate said laws.

Sec. 2. This act shall not be held to affect suits now pending nor any cause of action which may have arisen prior to the passage of this act.

Approved April 29, 1957.

CHAPTER 824—H. F. No. 482

An act relating to the state highway patrol; amending Minnesota Statutes 1953, Section 161.03, Subdivisions 21, 22, 23, as amended.

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

Section 1. Minnesota Statutes 1953, Section 161.03, Subdivision 21, as amended by Laws 1955, Chapter 667, Section 1, is amended to read:

Subd. 21. **Highway patrolmen, duties, number.** The commissioner of highways is hereby authorized to employ and designate not to exceed 297 persons and a chief supervisor, and such assistant supervisors and sergeants as hereinafter provided, who shall comprise the Minnesota Highway Patrol. The members of the Minnesota Highway Patrol shall have the power and authority:

(1) As peace officers to enforce the provisions of the law relating to the protection of and use of trunk highways.

(2) At all times to direct all traffic on trunk highways in conformance with law, and in the event of a fire or other emergency, or to expedite traffic or to insure safety, to direct traffic on other roads as conditions may require notwithstanding the provisions of law.

(3) To serve warrants and legal documents anywhere

in the state in cases initiated by a member of the Minnesota Highway Patrol for offenses committed on trunk highways.

(4) To serve orders of the commissioner of highways or his duly authorized agents issued under the provisions of the Drivers License Law, the Safety Responsibility Act, or relating to authorized brake and light testing stations, anywhere in the state and to take possession of any license, permit, or certificate ordered to be surrendered.

(5) To conduct drivers license examinations anywhere in the state when specifically so directed by the commissioner.

(6) To inspect official brake and light adjusting stations.

(7) To make appearances anywhere within the state for the purpose of conducting traffic safety educational programs and school bus clinics.

(8) Upon all trunk highways the same powers with respect to the enforcement of laws relating to crimes, as sheriffs, constables and police officers have within their respective jurisdictions, so far as may be necessary for the protection of life and property upon such trunk highways.

(9) Under instructions and regulations of the commissioner of highways, said employees shall cooperate with all sheriffs and other police officers, and to that end are authorized to exercise the powers herein conferred upon all trunk highways and, for the purpose of continuing pursuit from such trunk highways of offenders thereon, upon all public highways connecting and traversing such trunk highways, provided that said employees shall have no power or authority in connection with strikes or industrial disputes.

(10) To assist and aid any peace officer whose life or safety is in jeopardy.

Employees thus employed and designated shall subscribe an oath and furnish a bond running to the State of Minnesota, said bond to be approved and filed in the office of the secretary of state.

Sec. 2. Minnesota Statutes 1953, Section 161.03, Subdivision 22, as amended by Laws 1955, Chapter 667, Section 1, and Chapter 378, Section 1, is amended to read:

Subd. 22. **Moneys received from traffic and motor vehicle law violation put into separate fund use.** All fines and forfeited bail money, from traffic and motor vehicle law violations, collected from persons apprehended or arrested by

such employees, shall be paid into the state treasury by the justice of the peace, or such other person or officer collecting such fines, forfeited bail money or instalments thereof, within 15 days after the last day of the month in which such moneys were collected, and shall be credited to a separate fund hereby established for that purpose. Out of such fund shall first be paid to counties all costs and expenses incurred by them in the prosecution and punishment of persons so arrested and for which such counties have not been reimbursed by the payment of such costs and expenses by the person prosecuted, and so much of the fund as shall be necessary for the making of such reimbursement is hereby appropriated therefor. Such payment shall be made by the state treasurer upon the claim of the county verified by the county auditor but no claim shall be made exceeding the amount provided in Chapter 641, Section 641.11 or Section 641.13 for board and lodging of a prisoner. *All costs of participation in a nation-wide police communication system chargeable to the State of Minnesota shall also be paid from such fund.* On the first day of each calendar month the money remaining in such fund, *not needed for the purposes specified in this subdivision*, shall be credited to that part of the trunk highway fund which is set apart for maintenance purpose; and so much of the maintenance fund as shall be necessary for the salaries and maintenance of such employees is hereby appropriated for that purpose.

Sec. 3. **Salaries of patrolmen.** Minnesota Statutes 1953, Section 161.03, Subdivision 23, as amended by Laws 1955, Chapter 593, Section 1, and Chapter 667, Section 1, is amended to read:

Subd. 23. (1) Commencing July 1, 1955, each such employee other than the chief supervisor, assistant supervisors and sergeants hereinafter designated shall be known as patrol officers, each of whom shall receive a basic salary of not less than \$320 per month and shall receive an annual raise of \$10 per month for each succeeding year of employment, such terms of employment to be computed from commencement of employment by such individual employee, except as provided herein for longevity the basic salary of no patrol officer shall exceed the sum of \$370 per month.

(2) The salary of the chief supervisor shall be \$650 per month.

(3) There may be appointed one assistant chief supervisor who shall receive a salary of \$530 per month; two assistant supervisors who shall each receive a salary of \$500 per month; nine assistant supervisors who shall receive a salary of \$470 per month; and there may be appointed 20 ser-

geants, each of whom shall receive a salary of \$420 per month. The supervisors and sergeants shall be appointed by and have such duties as the commissioner of highways may direct and shall be selected from the patrol officers, sergeants, and supervisors who shall have had at least three years experience as either patrol officers, sergeants, or supervisor.

(4) The salaries established herein are basic rates of pay for the state employees enumerated and shall be placed in effect by the commissioner of highways on July 1, 1955. The supervisors, sergeants, and patrolmen authorized by this act shall each receive the sum of \$2 per day subsistence while engaged in performance of duty, and in addition thereto shall be reimbursed for all expenses necessarily incurred by them in excess of \$2 per day subsistence while engaged in performance of duty.

(5) Salaries provided by this subdivision shall be increased at the rate of \$10 per month for each employee who has completed ten years of service, and at the rate of an additional \$10 per month for each employee who has completed 20 years of service.

(6) Every person employed hereunder shall be subject to the terms and provisions of Laws 1935, Chapter 254, and acts amendatory thereof.

Approved April 29, 1957.

CHAPTER 825—S. F. No. 319

[Not Coded]

An act creating a commission to revise, clarify and codify the laws relating to elections in the state and its municipal subdivisions; appropriating money therefor.

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

Section 1. **Interim commission, election laws.** A commission to investigate and study all laws relating to elections for state and national purposes and for purposes of governing the several classes of governmental subdivisions of the state is hereby created to consist of three members of the senate to be appointed by the committee on committees, and three members of the house of representatives to be appointed by the speaker. The appointment of such commission shall be made upon passage of this act. Any vacancy that may occur in the membership of the commission shall be filled by the appointing power.