

Sec. 13. Minnesota Statutes 1965, Section 90.41, Subdivision 1, is amended to read:

90.41 **State appraiser and scaler; violations, penalties.** Subdivision 1. Any ~~surveyor general or deputy surveyor general scaler~~ or state appraiser who shall accept any compensation or gratuity for his services as such from any other source except the state of Minnesota, or who shall make any false report, or insert in any such report any false statement, or shall make any such report without having examined the land embraced therein or without having actually been upon the land, or omit from any such report any statement required by law to be made therein, or who shall fail to report any trespass committed upon state lands which has come to his knowledge, or who shall conspire with any other person in any manner, by act or omission or otherwise, to defraud or unlawfully deprive the state of Minnesota of any land or timber, or the value thereof, shall be guilty of a felony. Any material discrepancy between the facts and the scale returned by any such person scaling timber for the state shall be considered prima facie evidence that such person is guilty of violating this statute.

No such appraiser or ~~surveyor general or deputy surveyor general scaler~~ who has been once discharged for cause shall ever again be appointed. This provision shall not apply to resignations voluntarily made by and accepted from such employees.

Sec. 14. **Repealer.** *Minnesota Statutes 1965, Sections 90.27 and 90.28, and Minnesota Statutes 1965, Chapter 91, are repealed.*

Sec. 15. **Effective date.** *This act is effective July 1, 1967.*

Approved May 18, 1967.

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CHAPTER 569—H. F. No. 100

[Coded in Part]

*An act relating to vehicles; prohibiting certain conduct in the driving, operation, or control of vehicles upon the ice of waters of the state; amending Minnesota Statutes 1965, Sections 169.121, Subdivision 1, and 169.13, by adding a new subdivision thereto.*

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

Section 1. Minnesota Statutes 1965, Section 169.121, Subdivision 1, is amended to read:

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

**169.121 Motor vehicles—operation on frozen lakes; drivers under influence of drugs or alcoholic beverages.** Subdivision 1. It shall be unlawful and punishable as provided in this section for any of the following persons to drive, operate or be in actual physical control of any vehicle within this state:

- (a) A person who is under the influence of an alcoholic beverage or narcotic drug;
- (b) A person who is an habitual user of narcotic drugs;
- (c) A person who is under the influence of a combination of any two or more of the elements named in subsections (a) and (b) hereof.

*The provisions of this subdivision apply, but are not limited in application, to any person who drives, operates, or who is in actual physical control of any vehicle in the manner prohibited by this subdivision upon the ice of any lake, stream, or river, including but not limited to the ice of any boundary water.*

Sec. 2. Minnesota Statutes 1965, Section 169.13, is amended by adding a subdivision to read:

*Subd. 4. Application. The provisions of this section apply, but are not limited in application, to any person who drives any vehicle in the manner prohibited by this section upon the ice of any lake, stream, or river, including but not limited to the ice of any boundary water.*

Approved May 18, 1967.

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## CHAPTER 570—H. F. No. 288

*An act relating to crimes and punishment; detaining one's own child outside the state; amending Minnesota Statutes 1965, Section 609.26.*

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

Section 1. Minnesota Statutes 1965, Section 609.26, is amended to read:

**609.26 Custody of children; detaining own child.** Whoever intentionally ~~takes, confines or restrains~~ *detains* his own child under the age of 18 years *outside the state of Minnesota*, with intent to

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