

tinue in force notwithstanding the invalidity of any such sentence, word, phrase, clause, or provision.

Sec. 11. **[347.40] Exceptions.** This act shall in no way apply to dog kennels owned, operated, or leased by any veterinarian licensed to practice in the state of Minnesota.

The provisions of this act shall not apply to any institution licensed to obtain animals under the provisions of Minnesota Statutes, Section 35.71, and to any person licensed under P.L. 89-544, the federal laboratory animal welfare act.

Sec. 12. This act shall take effect January 1, 1968.

Approved May 24, 1967.

CHAPTER 696—S. F. No. 1201

An act relating to the system of state and district public defenders; amending Minnesota Statutes 1965, Sections 243.49; 611.23.

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

Section 1. Minnesota Statutes 1965, Section 243.49, is amended to read:

243.49 Public defenders; commitment papers; duty of clerk. Upon a plea of guilty or finding of guilty after trial, the clerk of every court by which a person shall be sentenced for a felony or gross misdemeanor to the custody of the commissioner of corrections or to the youth conservation commission, or to the superintendent of the work house or work farm, shall furnish to the officer or person having such person in charge a record containing a copy of the indictment and plea, the name and residence of the judge presiding, of the prosecuting officer, of the person's attorney, of the jurors, and of the witnesses sworn on the trial or proceedings, a transcript of the arraignment and all other district court pre-trial proceedings, the charge of the court, the verdict and a transcript of the sentencing proceedings, with the date thereof, together with the person's statement under oath, if obtainable from him, as to his true name, his residence, if any, the date and place of his birth, the names and addresses of his parents and other relatives and of persons by whom he has been employed or is well known, his social and other affiliations, his past occupations and employments, his former places of residence and the period of time he has resided in each, with the dates thereof, his citizenship, the number, dates, places and causes of prior con-

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victions, and the event thereof, and, in cases in which the person pleads guilty, a transcript of the proceedings relative thereto; to which shall be attached, in all cases, the impressions of the trial judge as to the mental and physical condition of the person, his general character, capacity, disposition, habits and special needs; which record, duly certified by such clerk may be used as evidence in any post-conviction proceeding brought by the person. The transcripts above referred to shall be furnished by the court reporter. The clerk shall also deliver to the sheriff or other officer or person conveying the person to the place of confinement designated by the commissioner of corrections or the youth conservation commission or judge, a commitment directing him to deliver the person and the copy of record to the principal officer in charge of such place of confinement, and take his receipt therefor. The clerk shall retain one copy of the transcripts above referred to, and a tape recording and the court reporter's notes of all *other* proceedings.

Sec. 2. Minnesota Statutes 1965, Section 611.23, is amended to read:

611.23 **Appointment; salary.** The state public defender shall be appointed by the state judicial council for a term of four years, except as otherwise provided herein, and until his successor is appointed and qualified. He shall be a qualified attorney, licensed to practice law in this state, shall be in the unclassified service of the state, and shall be removed only for cause by the appointing authority. Vacancies in the office shall be filled by the appointing authority for the unexpired term. The salary of the state public defender shall be ~~\$16,500 annually~~ *fixed by law*. The first state public defender appointed pursuant to this section shall be appointed for a term commencing July 1, 1965, and expiring December 31, 1969. Subsequent terms of the state public defender shall commence on January 1. The state public defender shall devote full time to the performance of his duties and shall not engage in the general practice of law.

Approved May 24, 1967.

CHAPTER 697—S. F. No. 1233

An act relating to intoxicating liquor; authorizing the issuance of "on sale" licenses in unincorporated or unorganized areas of counties; amending Minnesota Statutes 1965, Section 340.07, Sub-

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