

is within the state or who is a student at an educational institution located within the state, shall not operate a vehicle, regardless of its place of registration, upon any highway within the state if such vehicle is equipped with tires which would be unauthorized were the vehicle registered in this state.

Approved April 9, 1974.

CHAPTER 390—S.F.No.2690

An act relating to the supreme court; authorizing the court to promulgate rules of criminal procedure which supersede certain statutes; amending Minnesota Statutes 1971, Section 480.059, Subdivisions 6 and 7.

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

Section 1. Minnesota Statutes 1971, Section 480.059, Subdivision 7, is amended to read:

Subd. 7. **SUPREME COURT; RULES OF CRIMINAL PROCEDURE; EFFECT UPON STATUTES.** Nothing herein contained shall be deemed to grant the supreme court power to amend or modify any statute—Present statutes relating to the pleadings, practice, procedure, and the forms thereof in criminal actions shall be effective until modified or superseded by court rule. If a rule is promulgated pursuant to this section which is in conflict with a statute, the statute shall thereafter be of no force and effect. Notwithstanding any rule, however, the following statutes remain in full force and effect:

(a) Statutes which relate to substantive criminal law, found in Minnesota Statutes, Chapters 609, 617, and 624, except for sections 609.115, 609.116, and 609.145;

(b) Statutes which relate to the rights of the accused, found in Minnesota Statutes, Sections 611.01 to 611.033, 611.11 to 611.12, and 611.30 to 611.34 and Laws 1973, Chapter 317;

(c) Statutes which relate to the prevention of crime, found in Minnesota Statutes, Chapter 625;

(d) Statutes which relate to training, investigation, apprehension, and reports, found in Minnesota Statutes, Chapter 626;

(e) Statutes which relate to privacy of communications, found in Minnesota Statutes, Chapter 626A;

(f) Statutes which relate to extradition, detainers, and arrest, found in Minnesota Statutes, Sections 629.01 to 629.404;

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(g) Statutes which relate to judgment and sentence, found in Minnesota Statutes, Sections 631.20 to 631.21 and 631.40 to 631.51;

(h) Statutes which relate to special rules, evidence, privileges, and witnesses, found in Minnesota Statutes, Sections 595.02 to 595.025 and Chapter 634 and

(i) The supreme court shall not have the power to adopt or promulgate any rule requiring less than unanimous verdicts in criminal cases.

(j) Statutes which relate to the writ of habeas corpus, including but not limited to, Minnesota Statutes, Sections 589.01 through 589.30 and 484.03.

Whenever, pursuant to this section, the court adopts a rule which conflicts, modifies, or supersedes a statute not enumerated above it shall indicate the statute in the order adopting the rule .

Sec. 2. This act is effective the day following final enactment. Any rules promulgated by the supreme court pursuant to this act shall not be effective prior to July 1, 1975.

Sec. 3. Minnesota Statutes 1971, Section 480.059, Subdivision 6, is amended to read:

Subd. 6. **PROMULGATION.** (1) **EFFECTIVE DATE OF RULES; PUBLICATION.** All rules promulgated under this section shall be effective at a time fixed by the court and shall be published in the appendix to the official reports of the supreme court and shall be bound therewith. The court shall publish and distribute to the judiciary and attorneys of the state, on or before September 1, 1974, copies of the final version of the rules it intends to adopt. A period of at least 120 days shall be allowed from the date of publication of this final version for the rules to be studied by the judiciary and attorneys of the state prior to the adoption of any of the rules.

(2) **PRINTING, PUBLISHING AND DISTRIBUTING.** The commissioner of administration shall print, publish and distribute copies thereof to the judiciary and attorneys and as required by law.

Approved April 9, 1974.

CHAPTER 391—S.F.No.2817

An act relating to elections; providing for the filing of nominating petitions; amending Minnesota Statutes 1971, Section 202.13.

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