

terminated under the provisions of any charter of any such city of the first class.

Approved March 28, 1957.

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CHAPTER 227—H. F. No. 216

[Coded]

*An act relating to classified civil service status for certain civil defense department personnel; amending Laws 1951, Chapter 694, Section 101, Subdivision 2.*

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

Section 1. Laws 1951, Chapter 694, Section 101, Subdivision 2, is amended to read:

Subd. 2. [12.11] *The state director may employ such technical, clerical, stenographic and other personnel and with the approval of the governor may make such expenditures within the appropriation therefor, or, with the approval of the executive council, from other funds made available to him for purposes of civil defense as may be necessary to carry out the purposes of this act. Such personnel except the director and principal assistant director of Civil Defense shall be in the classified service of the state civil service. Such personnel except the director and principal assistant director of Civil Defense holding offices or employment in the unclassified service on December 31, 1956, and continuously thereafter and until the effective date of this act shall be given a qualifying examination as herein provided. The director of civil service, subject to the rules and regulations of the civil service board, shall on or before January 1, 1958, prepare and give once to all such incumbents of positions in the civil defense agency whose positions are in the classified service a qualifying examination which shall be noncompetitive, practical and involve only the duties of the position they occupied on December 31, 1956, or the position they occupy on the effective date of this act, or the position they occupy on the date said examination is given, whichever examination the officer or employee may elect to take. If such aforementioned incumbents are found by such qualifying examination to have such ability and capacity as to enable them to perform the duties of the position for which they were examined in a reasonably efficient manner, they shall be given a civil service status subject to the provisions of Minnesota Statutes 1953, Section 43.21. If any of the aforementioned incumbents who are required by this act to take a*

*qualifying examination fails to pass the examination, he shall be removed from his position at the expiration of 60 days following receipt of notice of failure to pass the examination. Any person who wilfully fails or refuses to take the examination when offered, without reasonable excuse, shall be removed from his position immediately. No person required by this act to take a qualifying examination shall be laid off, suspended, discharged or reduced in pay or position except in accordance with the provisions of law applicable to the members of the classified civil service having a civil service status, until he has completed such qualifying examination and is notified of the result thereof, or unless he refuses to take such qualifying examination. In the event of necessary reductions in employment in any class or position, officers or employees who have not acquired a permanent civil service status shall be laid off in accordance with their seniority within the civil defense department.*

Approved March 28, 1957.

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#### CHAPTER 228—H. F. No. 225

*An act relating to game and fish; authorizing the commissioner of conservation to open state game refuges, including state parks, for the taking of wild animals doing damage to forest crops or when the commissioner has determined that there is a harvestable surplus of wild animals therein; amending Minnesota Statutes 1953, Section 99.26, Subdivision 2.*

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

Section 1. Minnesota Statutes 1953, Section 99.26, Subdivision 2, is hereby amended to read:

Subd. 2. Whenever the commissioner shall find that any species of protected wild animal on any refuge, including state parks, has attained an abundance in excess of the capacity of such refuge to support it or causing substantial damage to agricultural or forest crops in the vicinity, or is threatening the well-being and continued production of that species or of other protected wild animals, or when he has determined that there is a harvestable surplus of wild animals, he may include such refuge or any part thereof in the open territory prescribed for the taking of such species, during the succeeding regular open season, and may prescribe any reasonable regulations for the hunting or trapping thereof.

Approved March 28, 1957.

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