

fact present, may be sentenced to imprisonment for not more than three years.

Sec. 20. Minnesota Statutes 1969, Section 365.25, is repealed.

Sec. 21. EFFECTIVE DATE. This act is effective July 1, 1971.

Approved June 4, 1971.

CHAPTER 846—S.F.No.150

An act relating to driver's licenses; providing for screening of eyesight on renewal; amending Minnesota Statutes 1969, Sections 171.13, Subdivision 2; and 171.27.

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

Section 1. Minnesota Statutes 1969, Section 171.13, Subdivision 2, is amended to read:

Subd. 2. **DRIVER'S LICENSES; RENEWAL; EYE EXAMINATION.** A driver's license shall be issued at any time without upon renewal when the applicant has passed an examination to any person who has been previously licensed as a driver provided that the applicant's license has not been theretofore canceled consisting of a screening of the applicant's eyesight. Screening of eyesight required by this subdivision shall not be construed as the practice of optometry as defined in Minnesota Statutes, Section 148.56.

Sec 2. Minnesota Statutes 1969, Section 171.27, is amended to read:

171.27 EXPIRATION OF LICENSES. The expiration date for each driver's license, other than provisional licenses, is the birthday of the driver in the fourth year following the date of issuance of the license. The birthday of the driver shall be as indicated on his application for a driver's license. Upon A license may be renewed on or before expiration or within one year after expiration upon application, and payment of the required fee, and passing the examination required of all drivers for renewal. Driving privileges shall be extended or renewed on or preceding the expiration date of an existing driver's license ~~without examination~~ unless the commissioner believes that the licensee is no longer qualified as a driver.

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

The expiration date for each provisional license shall be the 21st birthday of the licensee. Upon the provisional licensee attaining the age of 21 and upon the application, and payment of the required fee, and passing the examination required of all drivers for renewal, a driver's license shall be issued ~~without examination~~ if the commissioner deems the record of the provisional licensee to be satisfactory.

Any valid driver's license issued to a person then or subsequently on active duty with the Armed Forces of the United States shall continue in full force and effect without requirement for renewal until 90 days after the date of his discharge from such service.

Sec. 3. This act shall apply to every application for a driver's license or renewal driver's license, submitted on or after January 1, 1972, and to every license issued upon the basis of such application.

Approved June 4, 1971.

CHAPTER 847—S.F.No.739

[Coded]

An act relating to state employees; providing for legal counsel for state employees in certain instances.

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

Section 1. [15.315] **STATE EMPLOYEES; LEGAL COUNSEL.** Upon written request of any state employee and upon a determination by the attorney general that the employee was acting within the scope of his employment, the attorney general shall provide legal counsel at the expense of the state for any state employee other than an elected official against whom claim is made or action is brought for recovery of damages in any tort action involving physical injury to any person or property or for wrongful death arising out of or in connection with the employment of such employee. Upon written request of any state employee and upon a determination by the attorney general that the employee was acting within the scope of his employment the employee shall have private legal counsel of his own choosing from the time of the commencement of any litigation provided that such private attorney shall be paid only reasonable attorney's fees from state funds. The provision or reimbursement of counsel under this provision shall not be construed to render the state liable for its torts, except as may otherwise be provided by law; or for reimbursement of costs of counsel provided to the employee pursuant

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