

(a) If the violation occurs in the county, the remaining five-eighths shall be credited to the highway user tax distribution fund.

(b) If the violation occurs within the municipality, and the city attorney prosecutes the offense, and a plea of not guilty is entered, the remaining one-third shall be paid to the highway user tax distribution fund. *

Sec. 3. Minnesota Statutes 1978, Chapter 169, is amended by adding a section to read:

[169.872] RECEIPT OF CERTAIN OVERWEIGHT LOADS. Subdivision 1. RECORD KEEPING. A person who weighs goods before or after unloading or a person who loads or unloads goods on the basis of liquid volume measure shall keep a written record of the origin, weight and composition of each shipment, the date of loading or receipt, the name and address of the shipper, and the registration number of the power unit or some other means of identification by which the shipment was transported. The record shall be retained for 30 days and shall be open to inspection and copying by a state law enforcement officer or motor transport representative upon demand. No search warrant is required to inspect or copy the record. This subdivision does not apply to a person weighing goods who is not involved in the shipping, receiving and transporting of those goods. This subdivision also does not apply, at any time during the year, to a person who weighs a commodity for which a weight variance is permitted under section 169.83, subdivision 1, clause 3.

Subd. 2. EVIDENCE. A record kept and maintained as provided in subdivision 1 that shows that a vehicle has exceeded a gross weight limit imposed by chapter 169 is relevant evidence of a violation of chapter 169. The foregoing provisions do not limit the introduction of other competent evidence bearing upon the question of whether or not there is a violation of the prescribed maximum weight limitation permitted by chapter 169.

Subd. 3. PENALTY. A person who fails to keep and maintain documents as required in subdivision 1 is subject to a civil penalty of not to exceed \$500 for each violation. A civil penalty imposed and collected pursuant to this subdivision shall be credited to the highway user tax distribution fund of the state.

Approved April 4, 1980

* See the amendment to section 2 in Laws 1980, Chapter 618, Section 10.

CHAPTER 486—H.F.No. 1145

An act relating to banks and banking and electronic fund transfers; providing for implementation of certain statutes relating to electronic fund transfers; authorizing the commissioner of banks to adopt temporary rules; permitting counties to make electronic fund transfers; amending Minnesota Statutes 1978, Sections 47.71; and 385.07.

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

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

Section 1. Minnesota Statutes 1978, Section 47.71, is amended to read:

47.71 RULES. Subdivision 1. The commissioner may promulgate such rules as are reasonably necessary to carry out and make effective the provisions and purposes of sections 47.61 to 47.74.

Subd. 2. The commissioner may adopt temporary rules pursuant to section 15.0412, subdivision 5, to implement the provisions of sections 47.61 to 47.74.

Sec. 2. Minnesota Statutes 1978, Section 385.07, is amended to read:

385.07 FUNDS, WHERE DEPOSITED OR INVESTED. All county funds shall be deposited promptly and intact by the county treasurer in the name of the county or invested as provided in sections 471.56 and 475.66. Interest and profits which accrue from such investment shall, when collected, be credited to the general revenue fund of the county. Where the county is authorized by law to make investments, persons designated by the board may, in accordance with rules and procedures established by the board, make electronic or wire transfers of funds, notwithstanding any other law to the contrary.

Sec. 3. This act is effective the day following its final enactment.

Approved April 7, 1980

CHAPTER 487—H.F.No. 1169

An act relating to census taking; providing for the taking of special censuses by the United States bureau of the census rather than the secretary of state; providing for the approval of school district population estimates by the state demographer; providing for annual population estimates of governmental subdivisions by the state demographer and their use in the computation of tax levy limits and local government aid; abolishing the authority of the municipal board to determine the population of municipalities and towns; removing references to a state census; amending Minnesota Statutes 1978, Sections 4.12, Subdivision 7; 123.32, Subdivision 12; 275.14; 275.45; 275.53, Subdivisions 2 and 3, and by adding a subdivision; 275.59; 326.40, Subdivision 1; 326.60, Subdivision 1; 368.03; 375.025, Subdivision 1; 376.31; 395.08; 414.01, Subdivision 14; 447.34, Subdivision 1; 641.264, Subdivision 2; 645.44, Subdivision 8; Minnesota Statutes, 1979 Supplement, Sections 275.53, Subdivision 1; 462C.07, Subdivision 2; 471.697, Subdivision 1; 471.698, Subdivision 1; and repealing Minnesota Statutes 1978, Sections 365.61; 414.033, Subdivision 8; and Minnesota Statutes, 1979 Supplement, Section 275.53, Subdivision 1a.

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

Section 1. Minnesota Statutes 1978, Section 4.12, Subdivision 7, is amended to read:

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