

illegally possessing a big game animal during the closed season; or provisions relating to buying or selling deer or buying fur bearing animals or raw furs shall be is guilty of a gross misdemeanor.

Sec. 2. Minnesota Statutes 1982, section 100.29, subdivision 8, is amended to read:

Subd. 8. It shall be unlawful to hunt or trap, or assist therein, in any territory zone open for the taking of deer with the use of firearms, during such open season, unless the visible portion of the hunter's or trapper's cap and outer garments, above the waist excluding sleeves if any and excluding gloves, shall be bright red or blaze orange or covered therewith.

Sec. 3. Minnesota Statutes 1982, section 100.29, is amended by adding a subdivision to read:

Subd. 9a. Between the hours of 10:00 p.m. and 6:00 a.m. from September 1 to December 31, it is unlawful to cast the rays of a spotlight, headlight or other artificial light in any field, woodland or forest for the purpose of spotting, locating or taking any wild animal except for taking raccoons in accordance with the provisions of subdivision 10.

It is not a violation of this subdivision for any person to carry out any agricultural, occupational or recreational practice, including snowmobiling, which is not related to spotting, locating or taking any wild animal.

Approved June 14, 1983

CHAPTER 370 — S.F.No. 1008

An act relating to courts; authorizing the appointment of court referees; amending Minnesota Statutes 1982, sections 260.031, subdivision 1; 484.65, subdivisions 4, 5, and 6; and 484.70, subdivision 1; repealing Minnesota Statutes 1982, section 484.701.

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

Section 1. Minnesota Statutes 1982, section 260.031, subdivision 1, is amended to read:

Subdivision 1. **APPOINTMENT.** The office of referee is abolished. No vacancy in the office of referee shall be filled, nor new office created. Persons holding the office of referee on June 30, 1980, in the second and August 15, 1980, in the fourth judicial district may continue to serve at the pleasure of the chief judge of the district under the terms and conditions of their appointment. The chief judge of the judicial district may appoint one or more suitable persons to act as referees. All referees are subject to the administrative authority and assign-

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ment power of the chief judge of the district as provided in section 484.69, subdivision 3, and are not limited to assignment to juvenile court. Referees shall be qualified for their duties by their previous training and experience and hold office at the pleasure of the judge judges of the district court and shall be learned in the law, except that persons holding the office of referee on January 1, 1983, may continue to serve under the terms and conditions of their appointment. The compensation of a referee shall be fixed by the judge, approved by the county board and payable from the general revenue funds of the county not otherwise appropriated. Part time referees holding office in the second judicial district pursuant to this subdivision shall cease to hold office on July 31, 1984.

Sec. 2. Minnesota Statutes 1982, section 484.65, subdivision 4, is amended to read:

Subd. 4. **VACANCY.** In cases of vacancy in the office, ~~until the office is filled in accordance with subdivision 6, or if work load, absence, sickness or other disability prevents said a judge from fully performing his duties,~~ the chief judge of the district court of the fourth judicial district may orally or in writing designate or assign one or more of the other judges of the district court to perform or assist in the performance of the duties of the district court judge, family court division.

Sec. 3. Minnesota Statutes 1982, section 484.65, subdivision 5, is amended to read:

Subd. 5. **ORDINARY DUTIES.** The district court judge, family court division, may be designated in writing by the chief judge of the district court of the fourth judicial district to the regular or ordinary duties of a judge of the district court without thereby affecting the term of office to which such judge was appointed or elected.

Sec. 4. Minnesota Statutes 1982, section 484.65, subdivision 6, is amended to read:

Subd. 6. **FILLING VACANCIES.** Vacancies in the office of district court judge, family court division, shall be filled in the manner prescribed by law for the filling of vacancies in the office of other judges of the district court. ~~A person appointed to fill a vacancy in the office of district court judge, family court division shall serve in that office for the unexpired portion of the term during which the vacancy occurred, but may not be appointed to serve as district court judge, family division during the next consecutive term.~~

Sec. 5. Minnesota Statutes 1982, section 484.70, subdivision 1, is amended to read:

Subdivision 1. **APPOINTMENT.** ~~The office of referee is abolished. No vacancy in the office of referee, including family, juvenile, probate, and special term referees, shall be filled, nor new office created. Persons holding the office of referee on August 15, 1980, in the fourth judicial district may continue to serve at~~

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the pleasure of the chief judge of the district under the terms and conditions of their appointment. The offices in existence on August 15, 1980, in the fourth judicial district may continue at the pleasure of the chief judge of the district. Any vacancy arising prior to June 1, 1984, in the described offices in the fourth judicial district may be filled by the chief judge of the district only upon his determination that available judicial personnel are unable to meet the demands of the caseload. The chief judge of the judicial district may appoint one or more suitable persons to act as referees. Referees shall hold office at the pleasure of the judges of the district court and shall be learned in the law, except that persons holding the office of referee on January 1, 1983, may continue to serve under the terms and conditions of their appointment. All referees are subject to the administrative authority and assignment power of the chief judge of the district as provided in section 484.69, subdivision 3, and are not limited to assignment to family, probate, juvenile or special term court. Part time referees holding office in the second judicial district pursuant to this subdivision shall cease to hold office on July 31, 1984.

Sec. 6. **REPEALER.**

Minnesota Statutes 1982, section 484.701, is repealed.

Approved June 14, 1983

CHAPTER 371 — S.F.No. 1009

An act relating to transportation; defining certain terms relating to motor vehicle carriers; delineating exemptions; prescribing rules for operation of carriers; providing for investigation of carriers; providing for regulation of carriers of hazardous materials; providing for granting of certificates for operation; setting procedures for establishing rate schedules; providing for fees; providing for annual registration; requiring certificates of insurance; allowing permits to be assigned or transferred under certain conditions; providing hearing procedures regarding rate schedules; requiring shipping documents; providing for regulation of interstate carriers; authorizing suspension of operating authority under certain conditions; requiring refunds for overcharges; providing enforcement powers; providing penalties; providing for annual renewal of identification stamps; regulating local cartage carriers; assigning duties, functions, and powers to the public utilities commission until the transportation regulation board is established and appointed; amending Minnesota Statutes 1982, sections 168.013, subdivision 1e; 174.22, subdivision 2; 221.011, subdivisions 3, 9, 11, 12, 14, 15, 16, 19, 21, and 24, and by adding subdivisions; 221.021; 221.031; 221.041; 221.071; 221.111; 221.121; 221.131; 221.141, subdivision 1, and by adding a subdivision; 221.151; 221.161; 221.171; 221.181; 221.221; 221.251; 221.291; 221.296, subdivisions 2, 3, and 4; and 221.64; proposing new law coded in Minnesota Statutes, chapter 221; repealing Minnesota Statutes 1982, sections 221.011, subdivisions 4 and 22; 221.032; 221.141, subdivision 2; 221.292; 221.294; and 221.296, subdivision 1.

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