

## CHAPTER 282—S. F. No. 1295

*An act relating to village and town assessors; amending Minnesota Statutes 1965, Section 273.05, Subdivision 1.*

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

Sec. 1. Minnesota Statutes 1965, Section 273.05, Subdivision 1, is amended to read:

**273.05 Local assessors; appointments, term, bond and oath.**  
**Subdivision 1. Appointment of town, village and city assessors.** Notwithstanding any other provision of law all town assessors shall be appointed by the town board, all village assessors shall be appointed by the village council or other appointing authority as provided by law, and notwithstanding any charter provisions to the contrary, all city assessors shall be appointed by the city council or other appointing authority as provided by law or charter. Such assessors shall be residents of the state but need not be a resident of the town, village, or city for which they are appointed. They shall be selected and appointed because of their knowledge and training in the field of property taxation. The term of all town and village assessors shall expire on December 31, 1968. Thereafter all ~~succeeding terms shall be for a period of two years; town and village assessors shall be appointed for indefinite terms.~~ *Vacancies in the office of village assessors shall be filled by appointment of the village council. When a vacancy in the office of village assessor is not filled by appointment as provided in this section before the first day of January following its occurrence, the county auditor shall appoint some resident of the county as assessor for such village.*

Approved May 1, 1967.

## CHAPTER 283—H. F. No. 24

*An act relating to highway traffic regulations; reducing blood alcohol limits in regard to the presumption of driving under the influence of an alcoholic beverage; changing certain other provisions relating to blood alcohol tests; amending Minnesota Statutes 1965, Section 169.121, Subdivision 2.*

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

Section 1. Minnesota Statutes 1965, Section 169.121, Subdivision 2, is amended to read:

**Changes or additions indicated by italics, deletions by strikeout.**

Subd. 2. **Traffic regulations; intoxication; evidence.** Upon the trial of any prosecution arising out of acts alleged to have been committed by any person arrested for driving, operating, or in actual physical control of a motor vehicle while under the influence of an alcohol beverage, the court may admit evidence of the amount of alcohol in the person's blood taken voluntarily or pursuant to section 169.123 ~~within two hours of the time of the offense~~ as shown by a medical or chemical analysis of his ~~breath, blood, urine or saliva or of his breath or urine if the person arrested elected to take such test in lieu thereof.~~

For the purposes of this subdivision:

(a) evidence that there was at the time 0.05 percent or less by weight of alcohol in the person's blood is prima facie evidence that such person was not under the influence of an alcoholic beverage;

(b) evidence that there was at the time more than 0.05 percent and less than ~~0.15~~ 0.10 percent by weight of alcohol in the person's blood is relevant evidence but it is not to be given prima facie effect in indicating whether or not the person was under the influence of an alcoholic beverage;

(c) evidence that there was at the time ~~0.15~~ 0.10 percent or more by weight of alcohol in the person's blood may be admitted as prima facie evidence that the person was under the influence of an alcoholic beverage.

The foregoing provisions shall not be construed as limiting the introduction of any other competent evidence bearing upon the question whether or not such person was under the influence of an alcoholic beverage, but the refusal to permit the taking of specimens for such chemical analysis shall not be admissible in evidence. *In the event of a breath or urine test, the percentages above shall be increased by 10 percent. In the event of a breath, saliva or urine test, the percentages above shall be increased by 20 percent.*

For the purposes of this section, an "alcoholic beverage" means any liquid containing more than one-half of one percent of alcohol by volume.

Approved May 3, 1967.

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## CHAPTER 284—H. F. No. 25

*An act relating to highway traffic regulation; modifying provisions for chemical testing for intoxication and hearings incident to*

**Changes or additions indicated by italics, deletions by ~~strikeout~~.**