

SENATE
STATE OF MINNESOTA
EIGHTY-EIGHTH LEGISLATURE

S.F. No. 83

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DATE	D-PG	OFFICIAL STATUS
01/22/2013	81	Introduction and first reading Referred to Environment and Energy

A bill for an act

relating to game and fish; allowing scopes on muzzleloaders; amending
Minnesota Statutes 2012, section 97B.031, subdivision 5.

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

Section 1. Minnesota Statutes 2012, section 97B.031, subdivision 5, is amended to read:

Subd. 5. **Scopes; ~~visually impaired hunters~~ on muzzleloaders.** (a)

~~Notwithstanding any other law to the contrary, the commissioner may issue a special permit, without a fee, to~~ A person may use a muzzleloader with a scope to take deer during the muzzleloader season ~~to a person who obtains the required licenses and who has a visual impairment. The scope may not have magnification capabilities.~~

~~(b) The visual impairment must be to the extent that the applicant is unable to identify targets and the rifle sights at the same time without a scope. The visual impairment and specific conditions must be established by medical evidence verified in writing by (1) a licensed physician or a certified nurse practitioner or certified physician assistant acting under the direction of a licensed physician; (2) a licensed ophthalmologist; or (3) a licensed optometrist. The commissioner may request additional information from the physician if needed to verify the applicant's eligibility for the permit.~~

~~(c) A permit issued under this subdivision may be valid for up to five years, based on the permanence of the visual impairment as determined by the licensed physician, ophthalmologist, or optometrist.~~

~~(d) The permit must be in the immediate possession of the permittee when hunting under the special permit.~~

~~(e) The commissioner may deny, modify, suspend, or revoke a permit issued under this subdivision for cause, including a violation of the game and fish laws or rules.~~

2.1 ~~(f) A person who knowingly makes a false application or assists another in making~~
2.2 ~~a false application for a permit under this subdivision is guilty of a misdemeanor. A~~
2.3 ~~physician, certified nurse practitioner, certified physician assistant, ophthalmologist, or~~
2.4 ~~optometrist who fraudulently certifies to the commissioner that a person is visually~~
2.5 ~~impaired as described in this subdivision is guilty of a misdemeanor.~~