

moved on any highway unless such vehicle is so constructed or loaded, or the load securely covered as to prevent any of its load from dropping, sifting, leaking, or otherwise escaping therefrom, except that sand may be dropped for the purpose of securing traction, or water or other substances may be sprinkled on a roadway in cleaning or maintaining such roadway. This subdivision shall not apply to motor vehicles operated by a farmer or his agent when transporting produce he has produced.

Approved May 24, 1973.

CHAPTER 667—S.F.No.612

[Coded]

An act relating to employment; prohibiting polygraph or other tests purporting to test the honesty of employees or prospective employees; providing a penalty.

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

Section 1. **[181.75] EMPLOYMENT; LIE DETECTOR TESTS OF EMPLOYEES OR PROSPECTIVE EMPLOYEES PROHIBITED.** No employer or agent thereof shall by direct or indirect coercion request or require a polygraph or any test purporting to test the honesty of any employee or prospective employee. An employer or agent violating this section is guilty of a misdemeanor.

Sec. 2. **[181.76] DISCLOSURE OF LIE DETECTOR TESTS PROHIBITED.** No person shall disclose that another person has taken a polygraph or any test purporting to test honesty or the results of that test except to the individual tested. If such a test is given after the effective date of this act and at the employee's request, the results may be given only to persons authorized by the employee to receive the results. A person who violates this section is guilty of a misdemeanor.

Sec. 3. **[181.77] USE BY POLICE; DETERMINATION OF NECESSITY; OTHER LIMITS.** Nothing in this act shall be construed to prohibit the use of the polygraph test where a police chief determines that it is necessary to utilize the polygraph as an investigatory tool provided:

(a) The questions asked the officer relate specifically, directly and narrowly to the past performance of his official duties.

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

(b) The officer is not required to waive immunity from prosecution.

(c) The officer is advised that information supplied through his answers cannot be used against him in a later criminal proceeding and that his refusal to cooperate in the investigation could result in disciplinary action, including dismissal.

Approved May 24, 1973.

CHAPTER 668—S.F.No.681

An act relating to sheriffs; providing for qualifications; amending Minnesota Statutes 1971, Section 387.01.

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

Section 1. Minnesota Statutes 1971, Section 387.01, is amended to read:

387.01 SHERIFFS; QUALIFICATIONS; BOND; OATH. Every person elected or appointed to the office of sheriff, after August 1, 1973, and not holding a certificate of satisfactory completion of the basic course in training issued by the executive director of the Minnesota peace officers training board, shall, within one year after assuming office obtain such certificate, except that sheriffs in office on August 1, 1973, shall be considered to be qualified and eligible to continue in office as sheriff and to be reelected to that office. A sheriff who without good cause does not obtain a certificate of satisfactory completion as required by this section shall thereafter forfeit all privileges and compensation, the office of sheriff shall be deemed vacant, and the county board may fill said office at a special election called for that purpose, but shall fill said office no later than at the next general election. Before entering upon his duties, every sheriff shall give bond to the state in a sum not less than \$25,000 in counties whose population exceeds 150,000, and not less than \$5,000 in all other counties, to be approved by the county board, conditioned that he will well and faithfully in all things perform and execute the duties of his office, without fraud, deceit, or oppression, which bond, with his oath of office, shall be filed for record with the register of deeds.

Approved May 24, 1973.

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