

under control, either singly or as one of a group of persons, any firearm, bow or other implement whereby big game could be killed, unless the firearm is unloaded in both barrels and magazine and completely contained in a gun case expressly made for that purpose which is fully enclosed by being zipped, snapped, buckled, tied, or otherwise fastened with no portion of the firearm exposed, and, as so enclosed, the firearm is contained in the trunk of the car with the trunk door closed and in the case of a bow, unless the same is completely encased or unstrung and, as so encased or unstrung, the bow is contained in the trunk of the car with the trunk door closed; provided, however, that if the vehicle has no trunk, the firearm or bow must be placed in the rearmost location in the vehicle. ~~When artificial lights are used to take raccoon when treed with the aid of dogs while on foot, the rifles used to take raccoon shall not be of a larger caliber than .22 rim-fire, and shotguns so used shall only contain shells with shot no larger than No. 4. Artificial lights to take raccoon when treed with the aid of dogs while on foot shall be legal. Raccoons may be taken between the hours of sunset and sunrise only under the following conditions:~~

(a) Hunters shall be on foot and may use an artificial light only when using dogs for the purpose of taking raccoon.

(b) Rifles, when used, shall not be of a caliber larger than .22 rim-fire, using .22 short, long or long rifle ammunition.

(c) Shotguns, when used, shall use shells with shot no larger than No. 4 fine shot.

Approved March 31, 1980

CHAPTER 395—H.F.No. 711

An act relating to highway traffic regulations; authorizing physician's trained mobile intensive care paramedics to withdraw blood for the purpose of determining the presence of alcohol or controlled substances under the implied consent law; amending Minnesota Statutes 1978, Section 169.123, Subdivision 3.

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

Section 1. Minnesota Statutes 1978, Section 169.123, Subdivision 3, is amended to read:

Subd. 3. **MANNER OF MAKING TEST; ADDITIONAL TESTS.** Only a physician, medical technician, physician's trained mobile intensive care paramedic, registered nurse, medical technologist or laboratory assistant acting at the request of a peace officer may withdraw blood for the purpose of determining the presence of alcohol or controlled substance. This limitation does not apply to the taking of a breath or urine specimen. The person tested has the right to have a person of his own choosing administer a chemical test or tests in addition to any

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

administered at the direction of a peace officer; provided, that the additional test specimen on behalf of the person is obtained at the place where the person is in custody, after the test administered at the direction of a peace officer, and at no expense to the state. The failure or inability to obtain an additional test or tests by a person shall not preclude the admission in evidence of the test taken at the direction of a peace officer unless the additional test was prevented or denied by the peace officer. Upon the request of the person who is tested, full information concerning the test or tests taken at the direction of the peace officer shall be made available to him. The physician, medical technician, physician's trained mobile intensive care paramedic, medical technologist, laboratory assistant or registered nurse drawing blood at the request of a peace officer for the purpose of determining alcohol concentration shall in no manner be liable in any civil or criminal action except for negligence in drawing the blood. The person administering a test at the request and direction of a peace officer shall be fully trained in the administration of the tests pursuant to standards promulgated by rule by the commissioner of public safety.

Sec. 2. **EFFECTIVE DATE.** This act is effective the day following its final enactment.

Approved March 31, 1980

CHAPTER 396—H.F.No. 924

An act relating to commerce; regulating conduct of business under assumed business names; amending Minnesota Statutes 1978, Sections 333.055, Subdivision 3; and 333.13.

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

Section 1. Minnesota Statutes 1978, Section 333.055, Subdivision 3, is amended to read:

Subd. 3. The secretary of state shall charge and collect:

(a) For the filing of each certificate or amended certificate of an assumed name - ~~\$29~~ \$12

(b) Certificate renewal fee - ~~\$40~~ \$6

Sec. 2. Minnesota Statutes 1978, Section 333.13, is amended to read:

333.13 VIOLATIONS; PENALTIES. ~~Any person or persons carrying on or conducting or transacting a business, as provided by sections 333.01 to 333.06, who shall fail to comply with the provisions of sections 333.01 to 333.06, shall be guilty of a misdemeanor.~~

Any person who ~~shall wilfully wear, exhibit, display, print, or use~~ wears, exhibits, displays, prints or uses, for any purpose, the badge, motto, button,

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