

(2) Any rifle, except those described in this clause, in a territory open for the taking of deer with shotguns and slugs but not with rifles, during such season; (a) smooth-bore muzzle loading muskets of not less than 45 caliber and rifle muzzle loading muskets of not less than 40 caliber that are incapable of being loaded at the breech, may be possessed and used for the hunting of deer during such open season and (b) 22 caliber rim-fire rifles or handguns carried for the sole purpose of taking small game when lawful and using 22 caliber short, long, or long rifle bullets, may be possessed and used during such open deer season;

(3) Any slugs for use in a shotgun in any territory open for the taking of deer with firearms during the open season, except for slugs carried for the sole purpose of taking deer or bear.

Sec. 3. Minnesota Statutes 1978, Section 100.29, Subdivision 9, is amended to read:

Subd. 9. Except as provided in subdivision 3, and in this subdivision, it shall be unlawful to take deer, moose, or any other wild animal during deer or moose season in open deer or moose hunting territory with a rifle or firearm which discharges a projectile, the diameter of which is less than twenty-three hundredths of an inch, or to use any cartridge less than one and three-fourths inches in length, and not containing a soft point or expanding bullet, the measurement to include the cartridge or shell and the bullet seated in the usual manner, provided cartridges of 35 caliber or larger may be used, regardless of length, or to use shells containing buckshot, or fine shot except for game birds, and except that smooth-bore muzzle loading muskets of not less than 45 caliber and rifled muzzle loading muskets of not less than 40 caliber that are incapable of being loaded at the breech may be used, and provided further that handguns of the .357, .41, and .44 magnum caliber, using ammunition with a case length of not less than 1.285 inches, shall be used by a disabled person authorized to take wild animals by use of a handgun pursuant to subdivision 2 and other calibers of similar performance as determined by the commissioner, may be used to take deer, moose, bear, or any wild animal.

Approved April 15, 1980

CHAPTER 577—S.F.No. 480

An act relating to public health; authorizing the funding of a statewide poison information center; giving grant and program monitoring responsibilities to the commissioner of health; appropriating money.

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

Section 1. [145.93] MINNESOTA POISON INFORMATION CENTER; ESTABLISHMENT. Subdivision 1. PURPOSE. The legislature finds that the needs of citizens of the state for information relating to the prompt identification

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and appropriate home management or referral of cases of human poisoning are best served by establishing a single poison information center, organized to provide statewide information and education services to the public and to health professionals.

Subd. 2. **ADVISORY COUNCIL.** The commissioner of health shall appoint an advisory council to serve on a voluntary basis consisting of, but not limited to, the following: one nurse; one pharmacist; one physician each from the fields of toxicology, pediatric medicine, emergency medicine, and internal medicine; and one person who has no past or present material financial interest or professional involvement in the provision of poison information or treatment services. No more than three members may be residents of the metropolitan area, as defined in Minnesota Statutes, Section 473.02, Subdivision 5; no more than one may be a resident of any single county; and none may be affiliated in any way with the currently designated poison information center.

Subd. 3. **GRANT AWARD; DESIGNATION; PAYMENTS UNDER GRANT.** Each year the commissioner shall give reasonable public notice of the availability of moneys appropriated pursuant to section 2. After consulting with the advisory council, the commissioner shall select as grantee a nonprofit corporation or unit of government which applies for the moneys and best fulfills the criteria specified in subdivision 4. The grantee selected shall be designated the Minnesota poison information center. Monies appropriated under section 2 shall be paid to the grantee quarterly beginning on July 1.

Subd. 4. **SELECTION CRITERIA.** In selecting a grantee under this section, the commissioner of health shall determine which applicant, if any, best fulfills the following criteria:

(a) Whether the applicant can demonstrate the ability to provide appropriate and adequate telephone poison information services to the general public and to health professionals 24 hours a day at no direct cost to users and in a manner that appropriately utilizes "911" emergency telephone services developed pursuant to Minnesota Statutes, Chapter 403;

(b) Whether the applicant can demonstrate the ability to provide adequate medical direction as well as the toxicological and related professional and technical resources needed for poison information services;

(c) Whether the applicant can demonstrate the ability to provide appropriate public education and professional education services; and

(d) Whether the applicant can demonstrate the ability to provide poison information services in a financially sound and cost effective manner.

Subd. 5. **INTERSTATE AGREEMENTS.** The grantee may enter into agreements with comparable entities in other states to share data and technical resources. Agreements shall be in writing and shall be subject to the prior approval of the commissioner of health. The commissioner may approve the contracts only if they will provide for better public access to cost effective poison information services.

Subd. 6. **REPORTS; MONITORING; TERMINATION.** The grantee selected shall report quarterly to the commissioner of health, on a form provided by the commissioner, information about programmatic and fiscal performance and status. All relevant records and the performance of the grantee shall be monitored by the commissioner for purposes of assuring that the grantee continues to fulfill the criteria specified in subdivision 3. Should the commissioner at any time find that a grantee is not continuing to fulfill the criteria specified in subdivision 3, he may terminate the grant upon 30 days notice.

Sec. 2. **APPROPRIATION.** The sum of \$125,000 is appropriated from the general fund to the commissioner of health for the Minnesota poison information center, to be available until June 30, 1981.

Sec. 3. **EFFECTIVE DATE.** Sections 1 and 2 are effective the day following final enactment.

Approved April 15, 1980

CHAPTER 578—S.F.No. 364

An act relating to peace officers, part-time officers and constables; providing for the training of part-time officers and constables; requiring uniform colors and identification for law enforcement motor vehicles and uniforms of peace officers and security guards; amending Minnesota Statutes 1978, Sections 169.98; 326.337, Subdivision 1; 367.41, Subdivision 1; 626.846, Subdivisions 1 and 2; 626.851, Subdivision 1; 626.852; and Minnesota Statutes, 1979 Supplement, Sections 626.84; 626.8463; 626.8464; and repealing Minnesota Statutes 1978, Sections 367.41, Subdivision 3; and 626.846, Subdivisions 1a, 3a, 4, and 5; and Minnesota Statutes, 1979 Supplement, Sections 367.41, Subdivision 2; and 626.8467.

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

Section 1. Minnesota Statutes 1978, Section 367.41, Subdivision 1, is amended to read:

367.41 CONSTABLES AND PEACE OFFICER LICENSING REQUIREMENTS; DEPUTY CONSTABLES, REQUIREMENTS. Subdivision 1. Notwithstanding any general or local law or charter to the contrary, any constable employed or elected on or after July 1, 1979, by any political subdivision of the state of Minnesota shall not be eligible for permanent appointment without being licensed by the Minnesota board of peace officer standards and training pursuant to ~~rules promulgated under section 626.843~~ section 626.8463, clauses (a) to (c).

Sec. 2. Minnesota Statutes, 1979 Supplement, Section 626.84, is amended to read:

626.84 DEFINITIONS AND SCOPE. Subdivision 1. DEFINITIONS. For the purposes of sections 626.84 to 626.855, the following terms shall have the meanings given them:

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