

**Sec. 8. EXTENSION OF EXEMPTION FROM EXAMINATION PERIOD.**

From July 1, 1996 to June 30, 1999, the board of social work may, at its discretion, issue a license without examination to an applicant who would have qualified for licensure under section 2 had the person applied between July 1, 1995 and June 30, 1996, and who demonstrates to the board that the applicant did not have knowledge of the provision for qualifying for licensure under section 2. The board of social work's determination as to whether the applicant had knowledge of the provision for qualifying for licensure under section 2 is final and is not appealable.

**Sec. 9. REPEALER.**

Minnesota Statutes 1994, sections 148B.23, subdivision 1a; and 148B.28, subdivision 6, are repealed effective July 1, 1996.

Presented to the governor April 18, 1995

Signed by the governor April 19, 1995, 2:16 p.m.

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**CHAPTER 64—H.F.No. 1091**

*An act relating to commerce; regulating sales by transient merchants; prohibiting the sale of certain items by certain merchants; prescribing penalties; amending Minnesota Statutes 1994, sections 329.099; and 329.14; proposing coding for new law in Minnesota Statutes, chapter 329.*

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

Section 1. Minnesota Statutes 1994, section 329.099, is amended to read:

**329.099 DEFINITION.**

The term "transient merchant" includes any person, individual, copartnership, limited liability company, and corporation, both as principal and agent, who engage in, do, or transact any temporary and transient business in this state, either in one locality, or in traveling from place to place in this state, selling goods, wares, and merchandise; and who, for the purpose of carrying on such business, hire, lease, occupy, or use a building, structure, vacant lot, or railroad car for the exhibition and sale of such goods, wares, and merchandise. The term "transient merchant" does not include a seller or exhibitor in a firearms collector show involving two or more sellers or exhibitors.

**Sec. 2. [329.135] PROHIBITED SALES.**

No transient merchant or seller at a flea market, except an authorized manufacturer's representative, shall offer for sale any of the following items:

New language is indicated by underline, deletions by ~~strikeout~~.

(1) infant formula or other food intended primarily for consumption by a child under the age of two years; and

(2) over-the-counter drugs, medical devices, and cosmetics.

Sec. 3. Minnesota Statutes 1994, section 329.14, is amended to read:

**329.14 CERTAIN SALES EXCEPTED.**

The provisions of sections 329.10 to 329.13 and 329.14 to 329.17 shall not apply to sales made to dealers by commercial travelers or selling agents in the usual course of business, nor to bona fide sales of goods, wares, and merchandise by sample, catalog, or brochure, for future delivery, or to hawkers on the street, or to peddlers from vehicles, baskets, or packs carried on their backs, or to sheriffs, constables, or other public officers selling goods, wares, and merchandise according to law; nor to bona fide assignees or receivers appointed in this state selling goods, wares, and merchandise for the benefit of creditors, nor to persons who may sell or peddle the products of the farm or garden occupied and cultivated by themselves, nor to sales made by a seller at a residential premises pursuant to an invitation issued by the owner or legal occupant of the premises.

Presented to the governor April 18, 1995

Signed by the governor April 19, 1995, 2:21 p.m.

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**CHAPTER 65—H.F.No. 1307**

*An act relating to game and fish; identification required on ice fishing shelters; amending Minnesota Statutes 1994, section 97C.355, subdivision 1.*

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

Section 1. Minnesota Statutes 1994, section 97C.355, subdivision 1, is amended to read:

Subdivision 1. **IDENTIFICATION REQUIRED.** All shelters on the ice of state waters, including dark houses and fish houses, must have the name and address or driver's license number of an owner legibly painted on the exterior ~~in~~ letters with characters at least three inches high.

Presented to the governor April 18, 1995

Signed by the governor April 19, 1995, 2:22 p.m.

New language is indicated by underline, deletions by ~~strikeout~~.