

(3) who drives a vehicle with a seating capacity of ten or fewer persons used as a Head Start bus.

Sec. 2. EFFECTIVE DATE; APPLICABILITY.

Section 1 is effective June 1, 2001, and applies to offenses committed before, on, or after that date.

Presented to the governor April 11, 2001

Signed by the governor April 13, 2001, 1:50 p.m.

CHAPTER 26—S.F.No. 225

An act relating to civil commitment; modifying the prohibition on the use of restraints; amending Minnesota Statutes 2000, section 253B.03, subdivision 1.

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

Section 1. Minnesota Statutes 2000, section 253B.03, subdivision 1, is amended to read:

Subdivision 1. **RESTRAINTS.** (a) A patient has the right to be free from restraints. Restraints shall not be applied to a patient in a treatment facility unless the head of the treatment facility or, a member of the medical staff, or a licensed peace officer who has custody of the patient determines that they are necessary for the safety of the patient or others.

(b) Restraints shall not be applied to patients with mental retardation except as permitted under section 245.825 and rules of the commissioner of human services. Consent must be obtained from the person or person's guardian except for emergency procedures as permitted under rules of the commissioner adopted under section 245.825.

(c) Each use of a restraint and reason for it shall be made part of the clinical record of the patient under the signature of the head of the treatment facility.

Presented to the governor April 11, 2001

Signed by the governor April 13, 2001, 1:50 p.m.

CHAPTER 27—S.F.No. 702

An act relating to natural resources; modifying requirements for the Blufflands trail system; amending Minnesota Statutes 2000, section 85.015, subdivision 7.

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