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State of Minnesota  
HOUSE OF REPRESENTATIVES

EIGHTY-EIGHTH SESSION

H. F. No. 298

02/04/2013 Authored by Dehn, R.,  
The bill was read for the first time and referred to the Committee on Public Safety Finance and Policy

1.1 A bill for an act  
1.2 relating to public safety; authorizing local units of government to regulate  
1.3 firearms in certain instances; amending Minnesota Statutes 2012, sections  
1.4 471.633; 624.7131, subdivision 12; 624.7132, subdivision 16; 624.714,  
1.5 subdivision 23; 624.717; 624.7191, subdivision 4.

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

1.7 Section 1. Minnesota Statutes 2012, section 471.633, is amended to read:

1.8 **471.633 FIREARMS.**

1.9 (a) Except as provided in paragraph (b), the legislature preempts all authority  
1.10 of a home rule charter or statutory city including a city of the first class, county, town,  
1.11 municipal corporation, or other governmental subdivision, or any of their instrumentalities,  
1.12 to regulate firearms, ammunition, or their respective components to the complete exclusion  
1.13 of any order, ordinance or regulation by them except that:

1.14 (a) (1) a governmental subdivision may regulate the discharge of firearms; and

1.15 (b) (2) a governmental subdivision may adopt regulations identical to state law.

1.16 (b) Paragraph (a) does not apply to a local unit of government acting to further a  
1.17 clearly stated public safety purpose and achieve a clearly stated public safety outcome.

1.18 (c) Local regulation inconsistent with this section is void.

1.19 **EFFECTIVE DATE.** This section is effective the day following final enactment.

1.20 Sec. 2. Minnesota Statutes 2012, section 624.7131, subdivision 12, is amended to read:

1.21 Subd. 12. **Local regulation.** (a) Except as provided in paragraph (b), this section  
1.22 shall be construed to supersede municipal or county regulation of the issuance of  
1.23 transferee permits.

2.1 (b) Paragraph (a) does not apply to a local unit of government acting to further a  
 2.2 clearly stated public safety purpose and achieve a clearly stated public safety outcome.

2.3 **EFFECTIVE DATE.** This section is effective the day following final enactment.

2.4 Sec. 3. Minnesota Statutes 2012, section 624.7132, subdivision 16, is amended to read:

2.5 Subd. 16. **Local regulation.** (a) Except as provided in paragraph (b), this section  
 2.6 shall be construed to supersede municipal or county regulation of the transfer of pistols.

2.7 (b) Paragraph (a) does not apply to a local unit of government acting to further a  
 2.8 clearly stated public safety purpose and achieve a clearly stated public safety outcome.

2.9 **EFFECTIVE DATE.** This section is effective the day following final enactment.

2.10 Sec. 4. Minnesota Statutes 2012, section 624.714, subdivision 23, is amended to read:

2.11 Subd. 23. **Exclusivity.** (a) Except as provided in paragraph (b), this section sets  
 2.12 forth the complete and exclusive criteria and procedures for the issuance of permits to  
 2.13 carry and establishes their nature and scope. No sheriff, police chief, governmental unit,  
 2.14 government official, government employee, or other person or body acting under color  
 2.15 of law or governmental authority may change, modify, or supplement these criteria or  
 2.16 procedures, or limit the exercise of a permit to carry.

2.17 (b) Paragraph (a) does not apply to a local unit of government acting to further a  
 2.18 clearly stated public safety purpose and achieve a clearly stated public safety outcome.

2.19 **EFFECTIVE DATE.** This section is effective the day following final enactment.

2.20 Sec. 5. Minnesota Statutes 2012, section 624.717, is amended to read:

2.21 **624.717 LOCAL REGULATION.**

2.22 (a) Except as provided in paragraph (b), sections 624.711 to 624.716 shall be  
 2.23 construed to supersede municipal or county regulation of the carrying or possessing of  
 2.24 pistols and the regulation of Saturday night special pistols.

2.25 (b) Paragraph (a) does not apply to a local unit of government acting to further a  
 2.26 clearly stated public safety purpose and achieve a clearly stated public safety outcome.

2.27 **EFFECTIVE DATE.** This section is effective the day following final enactment.

2.28 Sec. 6. Minnesota Statutes 2012, section 624.7191, subdivision 4, is amended to read:

3.1 Subd. 4. **Local regulation.** (a) Except as provided in paragraph (b), this section  
3.2 shall be construed to supersede any municipal or county regulation of ammunition,  
3.3 including its component parts.

3.4 (b) Paragraph (a) does not apply to a local unit of government acting to further a  
3.5 clearly stated public safety purpose and achieve a clearly stated public safety outcome.

3.6 **EFFECTIVE DATE.** This section is effective the day following final enactment.