

CHAPTER 626

INVESTIGATION, APPREHENSION; RECORDS

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SEARCH WARRANTS

626.01 SEARCH WARRANTS; WHEN ISSUED. When complaint shall be made on oath, to any magistrate authorized to issue warrants in criminal cases, that personal property has been stolen or obtained by false tokens or pretenses, and that the complainant believes that it is concealed in any particular house or place, such magistrate, if satisfied that there is reasonable cause for such belief, shall issue his warrant to search for such property.

[R. L. s. 5196] (10537)

626.02 SEARCH FOR COUNTERFEIT COIN, OBSCENE BOOKS, AND GAMING APPARATUS. Every such magistrate, when satisfied that there is reasonable cause, may also, upon like sworn complaint, issue search warrants in the following cases:

To search for and seize:

(1) Any counterfeit or spurious coin, forged bank notes, and forged instruments, tools, machines, or material prepared or provided for making any of them;

(2) Any books, pamphlets, ballads, printed papers, or other things containing obscene language, obscene prints, pictures, figures, or descriptions, manifestly tending to corrupt the morals of youth, and intended to be sold, loaned, circulated, distributed, or introduced into any family, school, or place of education;

(3) Any gambling apparatus or implements used, or kept for use, in gambling in any gambling house, or in any building, apartment, or place resorted to for the purpose of gambling.

[R. L. s. 5197] (10538)

626.03 SEARCH WARRANTS; TO WHOM DIRECTED; CONTENTS. Every search warrant shall be directed to the sheriff or any constable of the county, commanding him to search the house or place where the stolen property, or other things for which he shall be required to search, are believed to be concealed, the place,

property, or things to be searched for being designated and described in the warrant, and to bring such stolen property or other things when found, and the person in whose possession the same shall be found, before the magistrate issuing the warrant, or some other magistrate or court having cognizance of the case.

[*R. L. s. 5198*] (*10539*)

626.04 PROPERTY; SEIZURE, KEEPING, AND DISPOSAL. When any officer, in the execution of a search warrant, shall find any stolen property, or seize any other things for which search is allowed by law, the same shall be safely kept by direction of the court or magistrate, so long as may be necessary for the purpose of being produced as evidence on any trial, and then the stolen property shall be returned to the owner thereof, and the other things seized destroyed under the direction of the court or magistrate. Any money found in gambling devices when seized shall be paid into the county treasury, or, if such gambling devices are seized by a police officer of a municipality, such money shall be paid into the treasury of such municipality.

[*R. L. s. 5199; 1929 c. 177*] (*10540*)

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626.311 DEFINITIONS. Subdivision 1. **Terms.** For the purposes of sections 626.311 to 626.319 the terms defined in this section have the meanings ascribed to them.

Subd. 2. **Verified identification card.** "Verified identification card" means a card issued to an applicant therefor containing the signature of the applicant, his name, residence address, date and place of birth, sex, height, weight, color of eyes and hair, visible distinctive marks, print of the right thumb, an identification number, having attached thereto a full-face front view photograph taken by a photographer authorized by the superintendent. The top line of the card shall bear in bold type the words "age 21 on" followed by the date of the applicant's twenty-first birthday.

Subd. 3. **Applicant.** "Applicant" means any person who is a resident of the state making application for a verified identification card.

Subd. 4. **Superintendent.** "Superintendent" means the superintendent of the bureau of criminal apprehension.

Subd. 5. **Issuing officer.** "Issuing officer" means the clerk of the district court. [*1953 c 508 s 1*]

626.312 IDENTIFICATION CARDS. Subdivision 1. **Forms, contents, container.** Each verified identification card shall be dated, be signed by the issuing officer and have his official seal affixed thereon. The issuing officer shall seal such card within a plastic container.

Subd. 2. **Issuance.** Verified identification cards shall be issued by the clerk of the district court, under the supervision of the superintendent.

[*1953 c 508 s 2, 3*]

626.313 APPLICATIONS. Each applicant for a verified identification card shall make application to the issuing officer, on a prescribed form, which shall state the information necessary to be contained in the verified identification card. The application shall be signed and sworn to by the applicant before the issuing officer, bear the print of the right thumb, and be accompanied by two identical full-face front view photographs, attaching one to the application. The other shall be affixed to the verified identification card. He shall attach an authentic certified copy of his birth record to his application.

[*1953 c 508 s 4*]

626.314 DUTIES; ISSUING OFFICER, SUPERINTENDENT. Subdivision 1. **Applications forwarded to superintendent.** On or before the tenth day of each month, the issuing officer shall forward to the superintendent all applications received by him during the preceding calendar month. Each application so forwarded shall show the assigned identifying number of the verified identification card issued thereon.

Subd. 2. **Index of applications.** The superintendent shall retain all applications and properly index the same so as to provide a central permanent file. This shall be a privileged file.

[*1953 c 508 s 5*]

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626.315 RULES, FORMS. The superintendent may establish rules and prescribe all forms necessary to carry out the provisions of sections 626.311 to 626.319.
[1953 c 508 s 6]

626.316 EQUIPMENT, SUPPLIES. The superintendent shall furnish to the issuing officer application forms, fingerprinting equipment, blank identification cards, plastic containers, and report forms to be used pursuant to the provisions of sections 626.311 to 626.319.
[1953 c 508 s 7]

626.317 FEES. The applicant shall pay to the issuing officer a fee of \$3 for a verified identification card. The issuing officer shall remit one half of such fee to the superintendent, who shall deposit the same in the state treasury. The money so deposited is hereby appropriated to the superintendent for the purpose of carrying out the provisions of sections 626.311 to 626.319. In counties in which the issuing officer is compensated entirely by salary the amount retained by him shall be deposited in the general revenue fund of the county.
[1953 c 508 s 8]

626.318 IDENTIFICATION CARD PRIMA FACIE EVIDENCE OF AGE AND IDENTIFICATION. Any verified identification card issued under the provisions of sections 626.311 to 626.319 is prima facie evidence of the age and identification of the person to whom issued.
[1953 c 508 s 9]

626.319 OFFENSES. Subdivision 1. **Issuing card containing false information.** Any person issuing a verified identification card knowing it to contain false information concerning the person described therein is guilty of a misdemeanor.

Subd. 2. **False representation in application.** Any applicant who falsely represents any of the contents of his application for a verified identification card is guilty of a misdemeanor.

Subd. 3. **Alteration of card or carrying false card.** Any person who transfers, alters, or defaces a verified identification card, or who uses or carries a false card, or uses the card of another is guilty of a misdemeanor.

[1953 c 508 s 10]

626.32 CREATION. A bureau of the state government, under the attorney general, is hereby created and is designated as the bureau of criminal apprehension.
[1927 c 224 s 1] (9950-5)

626.33 SUPERINTENDENT; RULES, REGULATIONS. This bureau shall be under the supervision and control of a superintendent, who shall be appointed by the governor, by and with the consent of the senate. The term of office of the superintendent shall be two years. The incumbent shall serve until a successor is appointed and qualifies. The governor may remove the superintendent at any time at his pleasure. Any vacancy shall be filled for the unexpired portion of the term. The superintendent shall devote his entire time to the duties of his office. The superintendent, from time to time, shall make such rules and regulations and adopt such measures as he deems necessary, within the provisions and limitations of sections 626.33 to 626.37, 626.39, 626.40, 626.47, 626.48, 626.51, to secure the efficient operation of the bureau. The bureau shall cooperate with the respective sheriffs, constables, marshals, police, and other peace officers of the state in the detection of crime and the apprehension of criminals throughout the state, and shall have the power to conduct such investigations as the superintendent may deem necessary to secure evidence which may be essential to the apprehension and conviction of alleged violators of the criminal laws of the state. The various members of the bureau shall have and may exercise throughout the state the same powers of arrest possessed by a sheriff, but they shall not be employed to render police service in connection with strikes and other industrial disputes.

[1927 c 224 s 2; 1935 c 197 s 1; 1949 c 739 s 21; 1951 c 713 s 34] (9950-6)

626.34 EMPLOYEES, CIVIL SERVICE; EXPENSES. The superintendent is hereby authorized to appoint, in the manner provided, and to remove as provided by the state civil service law, and to prescribe the duties of such skilled and unskilled employees, including an identification expert, as may be necessary to carry out the work of the bureau; provided, that the appointment and removal of such skilled and unskilled employees shall be in the manner provided by the state civil service law. The superintendent and all officers and employees of the bureau shall, in addition

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to their compensation, receive their actual and necessary expenses incurred in the discharge of their duties, provided that the total expense of the bureau during any year shall not exceed the appropriation therefor.

[1927 c 224 s 3; 1935 c 197 s 2; 1939 c 441 s 41; 1953 c 503 s 1] (9950-7)

626.35 DIVISION OF CRIMINAL STATISTICS. There is hereby established within the bureau a division of criminal statistics, and the superintendent, within the limits of membership herein prescribed, shall appoint a qualified statistician and one assistant to be in charge thereof. It shall be the duty of this division to collect, and preserve as a record of the bureau, information concerning the number and nature of offenses known to have been committed in the state, of the legal steps taken in connection therewith from the inception of the complaint to the final discharge of the defendant, and such other information as may be useful in the study of crime and the administration of justice. The information so collected and preserved shall include such data as may be requested by the United States department of justice, at Washington, under its national system of crime reporting.

[1927 c. 224 s. 3; 1935 c. 197 s. 2; 1939 c. 441 s. 41] (9950-7)

626.36 DIVISION POWERS AND DUTIES; LOCAL OFFICERS TO COOPERATE. It shall be the duty of all sheriffs, chiefs of police, city marshals, constables, prison wardens, superintendents of insane hospitals, reformatories and correctional schools, probation and parole officers, school attendance officers, coroners, county attorneys, court clerks, the liquor control commissioner, the commissioner of highways, and the state fire marshal to furnish to the division statistics and information regarding the number of crimes reported and discovered, arrests made, complaints, informations, and indictments, filed and the disposition made of same, pleas, convictions, acquittals, probations granted or denied, receipts, transfers, and discharges to and from prisons, reformatories, correctional schools, and other institutions, paroles granted and revoked, commutation of sentences and pardons granted and rescinded, and all other data useful in determining the cause and amount of crime in this state and to form a basis for the study of crime, police methods, court procedure, and penal problems. Such statistics and information shall be furnished upon the request of the division and upon such forms as may be prescribed and furnished by it. The division shall have the power to inspect and prescribe the form and substance of the records kept by those officials from which the information is so furnished.

[1927 c. 224 s. 3; 1935 c. 197 s. 2; 1939 c. 441 s. 41] (9950-7)

626.365 RESTORATION OR DISPOSAL OF STOLEN PROPERTY. The bureau of criminal apprehension shall make every effort for a period of one year after the seizure or recovery of abandoned or stolen property to return such property to the lawful owner or to the sheriff of the county from which it was stolen.

Any such property held by the bureau for more than one year, in case the owner cannot be found or if it cannot be determined from what county the property was stolen, shall be sold at public auction by the superintendent of the bureau, or his agent, after two weeks' published notice thereof in a legal newspaper in Ramsey county, stating the time and place of such sale and a list of the property to be sold.

The proceeds of such sale shall be applied in payment of the necessary expenses of the sale and all necessary costs, storage, or charges incurred in relation to such property. The balance of the proceeds of such sales shall be paid into the general revenue fund.

[1941 c. 389]

626.37 BONDS OF SUPERINTENDENT AND EMPLOYEES. The superintendent and each employee in the bureau whom he shall designate, before entering upon the performance of his duties under sections 626.33 to 626.37, 626.39, 626.40, 626.47, 626.48, 626.51, shall take the usual oath and give bond to the state, in such amount as the governor shall direct and approve, conditioned for the faithful performance of his duties. If a surety bond is given, the premium thereon shall be paid as an expense of the bureau, upon the approval of the amount of the premium by the commissioner of administration. The state, the several governmental subdivisions thereof, or any person damaged by any wrongful act or omission of either the superintendent or any of such employees in the performance of his duties under sections 626.32 to 626.50, may maintain an action on such bond for the recovery of damages so sustained.

[1927 c. 224 s. 4; 1935 c. 197 s. 3] (9950-8)

626.38 SYSTEM FOR IDENTIFICATION OF CRIMINALS; RECORDS AND INDEXES. The bureau shall install systems for identification of criminals, including the finger-print system, the modus operandi system, the Bertillon method, and such others as the superintendent deems proper. The bureau shall keep a complete record and index of all information received in convenient form for consultation and comparison. The bureau shall obtain from wherever procurable and file for record finger and thumb prints, measurements, photographs, plates, outline pictures, descriptions, modus operandi statements, or such other information as the superintendent considers necessary, of persons who have been or shall hereafter be convicted of a felony, gross misdemeanor, or an attempt to commit a felony or gross misdemeanor, within the state, or who are known to be habitual criminals. To the extent that the superintendent may determine it to be necessary, the bureau shall obtain like information concerning persons convicted of a crime under the laws of another state or government, the central repository of this records system is the bureau of criminal apprehension in St. Paul.

[1927 c 224 s 5; 1957 c 790 s 1] (9950-9)

626.39 FINGER-PRINTS, BERTILLON MEASUREMENTS, PHOTOGRAPHS; POWERS OF SHERIFFS AND POLICE OFFICERS. It is hereby made the duty of the sheriffs of the respective counties and of the police officers in cities of the first, second, and third classes, under the direction of the chiefs of police in such cities, to take or cause to be taken immediately finger and thumb prints, photographs, and such other identification data as may be requested or required by the superintendent of the bureau; of all persons arrested for a felony, gross misdemeanor, of all juveniles committing felonies as distinguished from those committed by adult offenders, of all persons reasonably believed by the arresting officer to be fugitives from justice, of all persons in whose possession, when arrested, are found concealed firearms or other dangerous weapons, burglar tools or outfits, high-power explosives, or articles, machines, or appliances useable for an unlawful purpose and reasonably believed by the arresting officer to be intended for such purposes, and within 24 hours thereafter to forward such finger-print records and other identification data on such forms and in such manner as may be prescribed by the superintendent of the bureau of criminal apprehension.

[1927 c 224 s 6; 1929 c 46 s 1; 1935 c 197 s 4; 1957 c 790 s 2] (9950-10)

626.40 PRINTS, FURNISHED TO BUREAU BY SHERIFFS AND CHIEFS OF POLICE. The sheriff of each county and the chief of police of each city of the first, second, and third classes shall furnish the bureau, upon such form as the superintendent shall prescribe, with such finger and thumb prints, photographs, and other identification data as may be requested or required by the superintendent of the bureau, which may be taken under the provisions of section 626.39, of persons who shall be convicted of a felony, gross misdemeanor, or who shall be found to have been convicted of a felony or gross misdemeanor, within ten years next preceding their arrest. Upon the determination of all pending criminal actions or proceedings in favor of the arrested person, he shall, upon demand, have all such finger and thumb prints, photographs, and other identification data, and all copies and duplicates thereof, returned to him, provided it is not established that he has been convicted of any felony, either within or without the state, within the period of ten years immediately preceding such determination.

[1927 c 224 s 7; 1929 c 46 s 2; 1935 c 197 s 5; 1957 c 790 s 3] (9950-11)

626.41 RECORDS OF FELONIES COMMITTED TO BE KEPT BY PEACE OFFICERS; REPORTS TO BUREAU. Every peace officer shall keep or cause to be kept a permanent written record, in such form as the superintendent may prescribe, of all felonies reported to or discovered by him within his jurisdiction and of all warrants of arrest for felonies and search warrants issued to him in relation to the commission of felonies, and shall make or cause to be made to the bureau reports of all such crimes, upon such forms as the superintendent may prescribe, including a statement of the facts and a description of the offender, so far as known, the offender's method of operation, the action taken by the officer, and such other information as the superintendent may require.

[1927 c. 224 s. 8] (9950-12)

626.42 INFORMATION AS TO CRIMINALS TO BE FURNISHED BY BUREAU TO PEACE OFFICERS. Upon receipt of information data as to any arrested person, the bureau shall immediately ascertain whether the person arrested has a criminal record or is a fugitive from justice, and shall at once inform the

arresting officer of the facts ascertained. Upon application by any sheriff, chief of police, or other peace officer in the state, or by an officer of the United States or by an officer of another state, territory, or government duly authorized to receive the same and effecting reciprocal interchange of similar information with the division, it shall be the duty of the bureau to furnish all information in its possession pertaining to the identification of any person.

[1927 c. 224 s. 9] (9950-13)

626.43 OFFICERS OF PENAL INSTITUTIONS TO FURNISH BUREAU WITH DATA RELATING TO RELEASED PRISONERS. It shall be the duty of the officials having charge of the penal institutions of the state or the release of prisoners therefrom to furnish to the bureau, as the superintendent may require, finger and thumb prints, Bertillon measurements, photographs, identification data, modus operandi reports, and criminal records of prisoners heretofore, now, or hereafter confined in such penal institutions, together with the period of their service and the time, terms, and conditions of their discharge.

[1927 c. 224 s. 10] (9950-14)

626.44 BUREAU TO COOPERATE WITH OTHER CRIMINAL IDENTIFICATION ORGANIZATIONS. The bureau shall cooperate and exchange information with other organizations for criminal identification, either within or without the state, for the purpose of developing, improving, and carrying on an efficient system for the identification and apprehension of criminals.

[1927 c. 224 s. 11] (9950-15)

626.45 BUREAU TO BROADCAST INFORMATION TO PEACE OFFICERS. The bureau shall broadcast, by mail, wire, and wireless, to peace officers such information as to wrongdoers wanted, property stolen or recovered, and other intelligence as may help in controlling crime.

[1927 c. 224 s. 12] (9950-16)

626.46 POLICE SCHOOLS FOR TRAINING OF PEACE OFFICERS. The superintendent may, from time to time, provide police schools at convenient centers in the state for training peace officers in their powers and duties and in the use of approved equipment and methods for detection, identification, and apprehension of criminals. For this purpose the superintendent may use the services of all employees of the bureau.

[1927 c. 224 s. 13] (9950-17)

626.47 REPORTS TO BUREAU BY CLERKS OF COURT. The superintendent shall have power to require the clerk of court of any county to file with the department, at such time as the superintendent may designate, a report, upon such form as the superintendent may prescribe, furnishing such information as he may require with regard to the prosecution and disposition of criminal cases. A copy of the report shall be kept on file in the office of the clerk of court.

[1927 c. 224 s. 14; 1935 c. 197 s. 6] (9950-18)

626.48 REPORTS. Biennially, on or before October 1, in each even-numbered year the superintendent shall submit to the governor a detailed report of the operations of the bureau, of information about crime and the handling of crimes and criminals by state and local officials collected by the bureau, and his interpretations of the information, with his comments and recommendations. In such reports he shall, from time to time, include his recommendations to the legislature for dealing with crime and criminals and information as to conditions and methods in other states in reference thereto, and shall furnish a copy of such report to each member of the legislature.

[1927 s 224 s 15; 1935 c 197 s 7; 1955 c 847 s 29] (9950-19)

626.49 EMPLOYEES INCLUDED IN WORKMEN'S COMPENSATION LAWS. Every employee of the bureau, except the superintendent, shall be deemed an employee of the state within the meaning of the workmen's compensation laws of this state and entitled to the benefit of all the provisions of those laws applicable to state employees.

[1927 c. 224 s. 16] (9950-20)

626.50 CONSTRUCTION OF SECTIONS 626.32 TO 626.50. It is hereby declared that sections 626.32 to 626.50 are necessary for the public safety, peace and welfare, are remedial in nature, shall be construed liberally, and that, in case any part thereof shall be declared unconstitutional, it shall not in any way affect any other part.

[1927 c. 224 s. 17] (9950-21)

626.51 PENALTY ON LOCAL OFFICERS REFUSING INFORMATION. If any public official charged with the duty of furnishing to the bureau finger-print records, reports, or other information required by sections 626.36, 626.39, 626.40, 626.47, shall neglect or refuse to comply with such requirement, the bureau, in writing, shall notify the state, county, or city officer charged with the issuance of a warrant for the payment of the salary of such official. Upon the receipt of the notice the state, county, or city official shall withhold the issuance of a warrant for the payment of the salary or other compensation accruing to such officer for the period of 30 days thereafter until notified by the bureau that such suspension has been released by the performance of the required duty.

[1935 c. 197 s. 8] (9950-22)

626.52 PHYSICIANS AND OTHER AIDS TO HEALING TO REPORT INJURIES FROM FIREARMS. Every physician, every surgeon, every person authorized to engage in the practice of healing, every superintendent or manager of a hospital, every nurse and every pharmacist, whether such physicians, surgeons, persons engaged in the practice of healing, superintendent or manager of any hospital, nurse and pharmacist be licensed or not, shall immediately report to the proper police authorities, as herein defined, all bullet wounds, gun-shot wounds, powder burns, or any other injury arising from, or caused by the discharge of any gun, pistol, or any other firearm, which wound he is called upon to treat, dress, or bandage.

[1935 c. 165 s. 1] (9950-22a)

626.53 REPORT BY TELEPHONE AND LETTER. The report required by section 626.52 shall be made forthwith by telephone or in person, and shall be promptly supplemented by letter, enclosed in a securely sealed, postpaid envelope, addressed to the sheriff of the county in which the wound is examined, dressed, or otherwise treated; except that, if the place in which the patient is treated for such injury or his wound dressed or bandaged be in a city of the first, second, or third class, such report shall be made and transmitted as herein provided to the chief of police of such city instead of the sheriff. The office of any such sheriff and of any such chief of police shall keep such report as a confidential communication and shall not disclose the name of the person making the same, and the party making the report shall not by reason thereof be subpoenaed, examined, or forced to testify in court as a consequence of having made such a report.

[1935 c. 165 s. 2] (9950-23)

626.54 APPLICATION OF SECTIONS 626.52 TO 626.55. The requirements of sections 626.52 to 626.55 shall not apply to a nurse employed in a hospital nor to a nurse regularly employed by a physician, surgeon, or other person practicing healing, where the employer has made a proper report in compliance therewith.

[1935 c. 165 s. 3] (9950-24)

626.55 PENALTY. Any person who violates any provision of sections 626.52 to 626.55 is guilty of a gross misdemeanor.

[1935 c. 165 s. 4] (9950-25)

626.553 GUNSHOT WOUNDS; INVESTIGATIONS, REPORTS. Upon receipt of the report required in section 626.52 and 626.53, the sheriff or chief of police receiving the report shall determine the general cause of the wound, and if he determines that the wound was caused by an action connected with the occupation or sport of hunting or shooting he shall immediately conduct a detailed investigation into the facts surrounding the incident or occurrence which occasioned the injury or death reported. The investigating officer shall report the findings of his investigation to the commissioner of conservation on forms provided by the commissioner for this purpose.

[1957 c 407 s 1]

BROADCASTING

626.56 RADIO BROADCASTING STATIONS MAY BE INSTALLED. The commissioner of administration is hereby authorized to purchase, secure the necessary air privilege, lease or otherwise acquire, and install one or more radio broadcasting stations to be used for police purposes only, under the direction of the bureau of criminal apprehension.

[1935 c. 195 s. 1] (9950-41)

626.57 BUREAU TO MAINTAIN STATION. The bureau is hereby charged with the maintenance, operation, and conduct of all radio broadcasting stations established under the provisions of sections 626.56 to 626.64.

[1935 c. 195 s. 2] (9950-42)

626.58 POLICE CARS TO HAVE RADIOS. When the broadcasting station or stations authorized by sections 626.56 to 626.64 have been established and are ready for operation, the bureau shall notify immediately the board of county commissioners in each county of the state that such radio service has been established; and forthwith the board shall provide for the purchase and installation in the office of the sheriff and at such other places within each county as it may direct, and in at least one motor vehicle used by the sheriff in the conduct of his office, a locked-in radio receiving set of the character prescribed by the bureau for use in connection with the broadcasting station or stations so established.

[1935 c. 195 s. 3; *Ex. 1936 c. 104 s. 1*] (9950-43)

626.59 RECEIVING STATIONS IN CITIES AND VILLAGES. The council of each city in the state shall, and the council of each village in the state may, purchase, install, and maintain in such place as the council may determine, at least one such locked-in radio receiving set, as may be prescribed by the bureau for use in law enforcement and police work in such city or village in connection with the broadcasting system thereby established.

[1935 c. 195 s. 4; *Ex. 1936 c. 104 s. 2*] (9950-44)

626.60 COMMISSIONER TO SUPPLY BROADCASTING SETS. The commissioner of administration shall purchase and supply the bureau of criminal apprehension with such locked-in radio receiving sets as are deemed necessary by the superintendent.

[1935 c. 195 s. 5; *Ex. 1936 c. 104 s. 3*] (9950-45)

626.61 BUREAU TO BROADCAST CRIMINAL INFORMATION. It shall be the duty of the bureau to broadcast all police dispatches and reports submitted which, in the opinion of the superintendent, shall have a reasonable relation to or connection with the apprehension of criminals, the prevention of crime, and the maintenance of peace and order throughout the state. Every sheriff, peace officer, or other person employing a radio receiving set under the provisions of sections 626.56 to 626.64 shall make report to the bureau at such times and containing such information as the superintendent shall direct.

[1935 c. 195 s. 6] (9950-46)

626.62 TELEPHONE AND TELEGRAPH COMPANIES TO GIVE PRIORITY TO MESSAGES. Every telegraph and telephone company operating in the state shall give priority to all messages or calls directed to the broadcasting station or stations established under sections 626.56 to 626.64.

[1935 c. 195 s. 7] (9950-47)

626.63 PERMISSION FOR SHORT WAVE SETS MUST BE SECURED. No person other than peace officers within the state and the members of the state highway patrol shall equip any motor vehicle with a short wave length radio receiving set or use the same in such motor vehicle without first obtaining permission to do so from the superintendent of the bureau upon such form of application as he may prescribe.

[1935 c. 195 s. 8] (9950-48)

626.64 VIOLATIONS; PENALTIES. Any telegraph or telephone operator who shall fail to give priority to police messages or calls as provided in sections 626.56 to 626.64; any person who installs or uses a short wave length radio receiving set in any motor vehicle contrary to the provisions of sections 626.56 to 626.64; and any person who wilfully makes any false, misleading, or unfounded report to any broadcasting station established thereunder for the purpose of interfering with the operation thereof, or with the intention of misleading any officer of this state, shall be guilty of a misdemeanor.

[1935 c. 195 s. 10] (9950-50)

UNIFORM LAW ON FRESH PURSUIT

626.65 UNIFORM LAW ON FRESH PURSUIT; RECIPROCAL. Any member of a duly organized state, county, or municipal peace unit of another state of the United States who enters this state in fresh pursuit, and continues within this state in such fresh pursuit, of a person in order to arrest him on the ground that he is

believed to have committed a felony in such other state, shall have the same authority to arrest and hold such person in custody, as has any member of any duly organized state, county, or municipal peace unit of this state, to arrest and hold in custody a person on the ground that he is believed to have committed a felony in this state; provided, the rights extended by this section shall be extended only to those states granting these same rights to peace officers of this state who may be in fresh pursuit of suspected criminals in such reciprocating states.

[1939 c. 64 s. 1] (10547-1)

626.66 ARREST; HEARING. If an arrest is made in this state by an officer of another state in accordance with the provisions of section 626.65 he shall, without unnecessary delay, take the person arrested before a magistrate of the county in which the arrest was made, who shall conduct a hearing for the purpose of determining the lawfulness of the arrest. If the magistrate determines that the arrest was lawful he shall commit the person arrested to await for a reasonable time the issuance of an extradition warrant by the governor of this state, or admit him to bail for such purpose. If the magistrate determines that the arrest was unlawful he shall discharge the person arrested.

[1939 c. 64 s. 2] (10547-2)

626.67 CONSTRUCTION OF SECTION 626.65. Section 626.65 shall not be construed so as to make unlawful any arrest in this state which would otherwise be lawful.

[1939 c. 64 s. 3] (10547-3)

626.68 STATE INCLUDES DISTRICT OF COLUMBIA. For the purpose of sections 626.65 to 626.69, the word "state" includes the District of Columbia.

[1939 c. 64 s. 4] (10547-4)

626.69 FRESH PURSUIT. The term "fresh pursuit," as used in sections 626.65 to 626.69, includes fresh pursuit as defined by the common law, and also the pursuit of a person who has committed a felony or who is reasonably suspected of having committed a felony. It shall also include the pursuit of a person suspected of having committed a supposed felony, though no felony has actually been committed, if there is reasonable ground for believing that a felony has been committed. Fresh pursuit, as used therein, shall not necessarily imply instant pursuit, but pursuit without unreasonable delay.

[1939 c. 64 s. 5] (10547-5)

626.70 [Unnecessary]

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