Sec. 2. **EFFECTIVE DATE.**

Section 1 is effective the day after final enactment.

Approved April 25, 1984

CHAPTER 495 — H.F.No. 1703

An act relating to local government; authorizing joint exercise of police powers; amending Minnesota Statutes 1982, section 471.59, by adding a subdivision.

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

Section 1. Minnesota Statutes 1982, section 471.59, is amended by adding a subdivision to read:

Subd. 12. **JOINT EXERCISE OF POLICE POWER.** In the event that an agreement authorizes the exercise of peace officer or police powers by an officer appointed by one of the governmental units within the jurisdiction of the other governmental unit, an officer acting pursuant to that agreement has the full and complete authority of a peace officer as though appointed by both governmental units and licensed by the state of Minnesota, provided that:

(1) the peace officer has successfully completed professionally recognized peace officer pre-employment education which the Minnesota board of peace officer standards and training has found comparable to Minnesota peace officer pre-employment education; and

(2) the officer is duly licensed or certified by the peace officer licensing or certification authority of the state in which the officer's appointing authority is located.

Approved April 25, 1984

CHAPTER 496 — H.F.No. 1722

An act relating to crimes; changing the limitation period for certain criminal sexual conduct offenses; amending Minnesota Statutes 1982, section 628.26.

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

Section 1. Minnesota Statutes 1982, section 628.26, is amended to read:

Changes or additions are indicated by underline, deletions by strikeout.

628.26 **LIMITATIONS.**

(a) Indictments or complaints for murder may be found or made at any time after the death of the person killed.

(b) Indictments or complaints for violation of section 609.42, subdivision 1, clauses (1) or (2) shall be found or made and filed in the proper court within six years after the commission of the offense.

(c) Indictments or complaints for violation of sections 609.3641 to 609.3644, or for violation of sections 609.342 to 609.345 if the victim ~~and the actor were in a familial relationship as defined in section 609.364, subdivision 9~~ was under the age of 18 years at the time the offense was committed, shall be found or made and filed in the proper court within 7 years after the commission of the offense.

(d) In all other cases, indictments or complaints shall be found or made and filed in the proper court within three years after the commission of the offense; but the time during which the defendant shall not be an inhabitant of, or usually resident within, this state, shall not constitute any part of the limitations imposed by this section.

Approved April 25, 1984

CHAPTER 497 — H.F.No. 1735

An act relating to crimes; requiring the court to impose a stay of execution of sentence with a 90-day period of incarceration as a condition of probation for certain offenders convicted of a first offense of burglary of a dwelling; amending Minnesota Statutes 1983 Supplement, section 609.583.

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

Section 1. Minnesota Statutes 1983 Supplement, section 609.583, is amended to read:

609.583 **SENTENCING; FIRST BURGLARY OF A DWELLING.**

In determining an appropriate ~~sentence~~ disposition for a first offense of burglary of a dwelling, the court shall presume that a stay of execution with a ~~120~~ 90-day period of incarceration as a condition of probation shall be imposed unless the defendant's criminal history score determined according to the sentencing guidelines indicates a presumptive executed sentence, in which case the presumptive executed sentence shall be imposed unless the court departs from the sentencing guidelines pursuant to section 244.10. A stay of imposition of sentence may be granted only if accompanied by a statement on the record of the

Changes or additions are indicated by <u>underline</u>, **deletions by** ~~strikeout~~.