

Signed by the governor May 8, 1990, 3:09 p.m.

CHAPTER 611—S.F.No. 576

An act relating to human services; providing that certification of illness, injury, or incapacity for purposes of general assistance benefits may be made by a licensed chiropractor; regulating independent medical examinations by chiropractors; changing terminology; amending Minnesota Statutes 1988, section 256D.02, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 148.

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

Section 1. **[148.09] INDEPENDENT EXAMINATION.**

A doctor of chiropractic conducting a physical examination of a patient or a review of records by a doctor of chiropractic, for the purpose of generating a report or opinion to aid a reparation obligor under chapter 65B in making a determination regarding the condition or further treatment of the patient, shall meet the following requirements:

(1) the doctor of chiropractic must either be an instructor at an accredited school of chiropractic or have devoted not less than 50 percent of practice time to direct patient care during the two years immediately preceding the examination;

(2) the doctor of chiropractic must have completed any annual continuing education requirements for chiropractors prescribed by the board of chiropractic examiners;

(3) the doctor of chiropractic must not accept a fee of more than \$500 for each independent exam conducted; and

(4) the doctor of chiropractic must register with the board of chiropractic examiners as an independent examiner and adhere to all rules governing the practice of chiropractic.

Sec. 2. Minnesota Statutes 1988, section 256D.02, is amended by adding a subdivision to read:

Subd. 17. PROFESSIONAL CERTIFICATION. "Professional certification" means:

(1) a statement about a person's illness, injury, or incapacity that is signed by a licensed physician, licensed consulting psychologist, or licensed psychologist, whose professional training and experience qualifies him or her to diagnose and certify the person's condition; or

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

(2) a statement about an incapacity involving a spinal subluxation condition that is signed by a licensed chiropractor whose professional training and experience qualifies him or her to diagnose and certify the condition.

Sec. 3. REVISOR'S INSTRUCTION.

The revisor of statutes shall change the words "medical certification" or "medically certified" wherever they appear in Minnesota Statutes, chapter 256D to "professional certification" or "professionally certified" in Minnesota Statutes 1990.

Presented to the governor April 28, 1990

Signed by the governor May 4, 1990, 11:17 p.m.

CHAPTER 612—H.F.No. 2817

An act relating to legislative enactments; providing for the correction of miscellaneous oversights, inconsistencies, ambiguities, unintended results, and technical errors of a noncontroversial nature; amending Minnesota Statutes 1988, sections 252.27, as amended; 290.01, subdivision 6; 343.21, subdivision 10, as amended; and 469.005, subdivision 1, as amended; Minnesota Statutes 1989 Supplement, sections 62A.316, as amended; 144A.071, subdivision 3, as amended; 308A.621; and 410.32; H.F. No. 2419, article 1, sections 23 and 57; H.F. No. 2478, article 3, section 46, subdivision 1; S.F. No. 2621, article 2, section 56; and article 6, section 1, subdivision 1; repealing Minnesota Statutes 1988, section 297A.25, subdivision 45, as amended; Laws 1990, chapter 494, section 1, subdivision 7; H.F. No. 2478, article 9, sections 6, 7, and 12.

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

Section 1. Minnesota Statutes 1988, section 290.01, subdivision 6, is amended to read:

Subd. 6. **TAXPAYER.** The term "taxpayer" means any person or corporation subject to a tax imposed by this chapter. For purposes of H.F. No. 2666, article 3, section 28, if enacted, the term "taxpayer" means an individual eligible to vote in Minnesota under section 201.014.

Sec. 2. Minnesota Statutes 1988, section 343.21, subdivision 10, as added by Laws 1990, chapter 387, section 1, is amended to read:

Subd. 10. **RESTRICTIONS.** If a person is convicted of violating this section, the court may require that a pet or companion ~~animal~~ animals, as defined in section 346.36, subdivision 6, that ~~is~~ have not been seized by a peace officer or agent and are in the custody of the person must be turned over to a peace officer or other appropriate officer or agent if the court determines that the

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