

Subd. 5. WAIVER. The commissioner may waive any portion of the requirements of subdivisions 1 to 4 if the commissioner of health determines that it is not necessary to protect the public health or if the screening may have a detrimental effect on a person's health status.

Sec. 7. REPORT.

The commissioner, after consulting with representatives of local health departments, affected school districts, corrections, and medical providers shall determine the costs associated with tuberculosis control measures, and recommend to the legislature by February 1, 1994, mechanisms to provide adequate ongoing funding for tuberculosis control activities.

Sec. 8. EFFECTIVE DATE.

Sections 1 to 5 and 7 are effective the day following final enactment. Section 6 is effective January 1, 1994.

Presented to the governor May 11, 1993

Signed by the governor May 14, 1993, 1:29 p.m.

CHAPTER 168—S.F.No. 253

An act relating to occupations and professions; clarifying the training requirements for private detectives and security guards; amending Minnesota Statutes 1992, section 326.3361, subdivisions 1, 2, and 3.

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

Section 1. Minnesota Statutes 1992, section 326.3361, subdivision 1, is amended to read:

Subdivision 1. **RULES.** The board shall, by rule, prescribe the requirements, duration, contents, and standards for successful completion of certified training programs for license holders, qualified representatives, Minnesota managers, partners, and employees, including:

(1) first aid and firearms training required for armed employees, including training in the legal limitations on the justifiable use of force and deadly force as specified in sections 609.06 and 609.065;

(2) training in the use of weapons other than firearms, including bludgeons, nightsticks, batons, chemical weapons, and electronic incapacitation devices, and in the use of restraint or immobilization techniques, including the carotid neck restraint;

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(3) training in alternatives to the use of force;

(4) standards for weapons and equipment issued to or carried or used by license holders, qualified representatives, Minnesota managers, partners, and employees;

(4) (5) preassignment or on-the-job training, or its equivalent, required before applicants may be certified as having completed training; and

(5) (6) continuing training for license holders, qualified representatives, Minnesota managers, partners, employees, and armed employees.

Sec. 2. Minnesota Statutes 1992, section 326.3361, subdivision 2, is amended to read:

Subd. 2. **REQUIRED CONTENTS.** The rules adopted by the board must require:

(1) 12 hours of preassignment or on-the-job certified training within the first 21 days of employment, or evidence that the employee has successfully completed equivalent training before the start of employment;

(2) standards for certification by the board of a completion of certified training for a license holder, qualified representative, Minnesota manager, partner, and employee, by the board, as qualified to carry or use a firearm, a weapon other than a firearm, or an immobilizing or restraint technique; and

(3) six hours a year of certified continuing training for all license holders, qualified representatives, Minnesota managers, partners, and employees, and an additional six hours a year for armed employees individuals, which must include annual certification of the armed employee individual.

An employee may not carry or use a weapon while undergoing on-the-job training under this subdivision.

Sec. 3. Minnesota Statutes 1992, section 326.3361, subdivision 3, is amended to read:

Subd. 3. **USE OF WEAPONS; ~~CERTIFICATION~~ CERTIFIED TRAINING REQUIRED.** The rules must provide that no license holder, qualified representative, Minnesota manager, partner, or employee may carry or use a weapon or immobilizing or restraint technique without being certified having successfully completed certified training as directed by the board as qualified to do so. The board shall issue an identification card to a person certified under this subdivision. A certified employee shall have the card in the employee's possession while working as an armed employee.

Presented to the governor May 11, 1993

Signed by the governor May 14, 1993, 9:05 a.m.

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