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State of Minnesota  
**HOUSE OF REPRESENTATIVES**

**EIGHTY-FIFTH  
SESSION**

**HOUSE FILE No. 3374**

February 25, 2008

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The bill was read for the first time and referred to the Committee on Public Safety and Civil Justice

March 18, 2008

Committee Recommendation and Adoption of Report:

To Pass as Amended

Read Second Time

1.1 A bill for an act  
1.2 relating to public safety; making certain emergency responders exempt from  
1.3 permit requirement for emergency communications equipment; amending  
1.4 Minnesota Statutes 2006, section 299C.37, subdivision 3.

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

1.6 Section 1. Minnesota Statutes 2006, section 299C.37, subdivision 3, is amended to read:

1.7 Subd. 3. **Permit.** (a) The superintendent of the bureau shall, upon written  
1.8 application, issue a written permit, which shall be nontransferable, to a person, firm,  
1.9 political subdivision, or corporation showing good cause to use radio equipment capable  
1.10 of receiving a police emergency frequency, as a necessity, in the lawful pursuit of a  
1.11 business, trade, or occupation.

1.12 (b) Notwithstanding paragraph (a), a permit is not required for emergency response  
1.13 personnel, as defined in section 299F.092, who are members of a public safety agency,  
1.14 as defined in section 403.02, to use agency-issued radio equipment as described in  
1.15 subdivision 1, paragraph (a), when the holder of a Federal Communications Commission  
1.16 (FCC) license has granted the public safety agency written permission for the use of the  
1.17 frequencies authorized under the FCC license, where the agency is authorized to monitor  
1.18 or operate on any police emergency talkgroup on the ARMER public safety radio system  
1.19 in accordance with the technical and operational standards adopted by the Statewide Radio  
1.20 Board, as provided in section 403.37, or where the public safety agency use of a frequency  
1.21 allocated to police interoperability is consistent with any applicable rules or regulations.