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## State of Minnesota

## HOUSE OF REPRESENTATIVES

NINETY-FOURTH SESSION

H. F. No. 3283

05/01/2025

Authored by Jordan

The bill was read for the first time and referred to the Committee on Public Safety Finance and Policy

- 1.1 A bill for an act
- 1.2 relating to public safety; authorizing establishments with on-sale intoxicating liquor
- 1.3 licenses to prohibit the carry of firearms by off-duty peace officer; amending
- 1.4 Minnesota Statutes 2024, section 624.714, subdivision 17.
- 1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
- 1.6 Section 1. Minnesota Statutes 2024, section 624.714, subdivision 17, is amended to read:
- 1.7 Subd. 17. **Posting; trespass.** (a) A person carrying a firearm on or about his or her person
- 1.8 or clothes under a permit or otherwise who remains at a private establishment knowing that
- 1.9 the operator of the establishment or its agent has made a reasonable request that firearms
- 1.10 not be brought into the establishment may be ordered to leave the premises. A person who
- 1.11 fails to leave when so requested is guilty of a petty misdemeanor. The fine for a first offense
- 1.12 must not exceed \$25. Notwithstanding section 609.531, a firearm carried in violation of
- 1.13 this subdivision is not subject to forfeiture.
- 1.14 (b) As used in this subdivision, the terms in this paragraph have the meanings given.
- 1.15 (1) "Reasonable request" means a request made under the following circumstances:
- 1.16 (i) the requester has prominently posted a conspicuous sign at every entrance to the
- 1.17 establishment containing the following language: "(INDICATE IDENTITY OF OPERATOR)
- 1.18 BANS GUNS IN THESE PREMISES."; or
- 1.19 (ii) the requester or the requester's agent personally informs the person that guns are
- 1.20 prohibited in the premises and demands compliance.
- 1.21 (2) "Prominently" means readily visible and within four feet laterally of the entrance
- 1.22 with the bottom of the sign at a height of four to six feet above the floor.

(3) "Conspicuous" means lettering in black arial typeface at least 1-1/2 inches in height against a bright contrasting background that is at least 187 square inches in area.

(4) "Private establishment" means a building, structure, or portion thereof that is owned, leased, controlled, or operated by a nongovernmental entity for a nongovernmental purpose.

(c) The owner or operator of a private establishment may not prohibit the lawful carry or possession of firearms in a parking facility or parking area.

(d) The owner or operator of a private establishment may not prohibit the lawful carry or possession of firearms by a peace officer, as defined in section 626.84, subdivision 1, paragraph (c), within the private establishment or deny the officer access thereto, except as provided under paragraph (e) or when specifically authorized by other statute. The owner or operator of the private establishment may require the display of official credentials issued by the agency that employs the peace officer prior to granting the officer entry into the private establishment.

(e) The owner or operator of a private establishment that has an on-sale intoxicating liquor license may prohibit the lawful carry or possession of firearms by an off-duty peace officer, as defined in section 626.84, subdivision 1, paragraph (c), within the private establishment or deny the officer access thereto.

~~(e)~~ (f) This subdivision does not apply to private residences. The lawful possessor of a private residence may prohibit firearms, and provide notice thereof, in any lawful manner.

~~(f)~~ (g) A landlord may not restrict the lawful carry or possession of firearms by tenants or their guests.

~~(g)~~ (h) Notwithstanding any inconsistent provisions in section 609.605, this subdivision sets forth the exclusive criteria to notify a permit holder when otherwise lawful firearm possession is not allowed in a private establishment and sets forth the exclusive penalty for such activity.

~~(h)~~ (i) This subdivision does not apply to a security guard acting in the course and scope of employment. The owner or operator of a private establishment may require the display of official credentials issued by the company, which must be licensed by the Private Detective and Protective Agent Services Board, that employs the security guard and the guard's permit card prior to granting the guard entrance into the private establishment.