



## Lawyers Legislative Ledger

February 3, 2009

*An update on the Minnesota State Bar Association's 2009 Legislative Agenda and other legislative activity of interest to Minnesota's legal community.*



### **Session Overview**

#### **Governor Tim Pawlenty Unveils Budget Proposal**

Governor Tim Pawlenty unveiled his budget proposal on Tuesday, which he stated "sets priorities for a better future" and prepares Minnesota to be strategically placed in a changing world. "The upcoming budget debate should not just be about where we are now. It should be about where we're headed," Governor Pawlenty said. "That means looking forward, not back, and setting priorities that will deliver a better future. This is a plan that doesn't increase tax burdens on struggling families and job providers, lives within our means, and positions Minnesota for growth."

The Governor's plan focuses on strategic investments to encourage job growth and progress K-12 education. The budget proposal for Fiscal Year (FY) 2010-11 would spend \$33.61 billion, which is a 2.2 percent reduction from current FY 2008-09 general fund expenditures of \$34.36 billion.

The Governor's budget proposal aims to erase a projected budget shortfall of \$4.8 billion over the next biennium. Spending reductions and other savings currently total \$2.5 billion, while the use of federal stimulus funding and other resources provides another \$3.2 billion. New spending initiatives, tax cuts, and placing \$250 million in the budget-reserve, totals \$860 million. Pawlenty is counting on at least \$920 million in federal stimulus funds to help the state out of the increasing budget deficit. The figure is actually expected to be much higher, but Pawlenty pointed out that half of that money may go to "shovel-ready" projects that will benefit the state's economy but not necessarily its budget. Whatever additional money comes in could serve as a cushion against the deeper declines expected in coming months.

Nearly 85,000 working Minnesotans would lose their health care under Pawlenty's proposed budget, while cities, counties, colleges and universities would see funding cuts in the first proposal in a generation to make year-to-year reductions in the state's budget.

Highlights of Governor Pawlenty's budget include:

- **K-12 Education**: The Governor's plan includes \$41.45 million in FY 2010-11 to expand the state's nation-leading pay for teacher-performance program, Q Comp, to every school in the state. Q Comp funding would be comparable to a 5 percent increase in the general education formula for districts not currently in the

program. The Governor also recommended \$91 million in FY 2010-11 for "Pay for Progress," a new initiative that links increases educational funding based on student achievement.

- **Minnesota Jobs Recovery Act**: The Governor's plan to retain and grow jobs in Minnesota includes a package of tax cuts and incentives. This includes reducing the business tax rate from 9.8 percent to 4.8 percent over six years, providing an up-front exemption from the sales tax for purchases of capital equipment, a new Reinvestment Tax Credit for small businesses that reinvest in assets such as machinery and equipment, and other incentives.
- **Health and Human Services**: The Governor's plan slows the rate of spending growth in these programs while preserving core services for children.
- **State/Local Reform**: Governor Pawlenty is proposing a new collaboration between the state and counties to improve the delivery of human-service programs. A portion of proposed county aid reductions can be recovered if counties comply with proposed service reforms. The Governor is also proposing to allow counties to opt-out of some mandates to provide flexibility without adding state costs. For some local governments, state aid supplies more than half of their revenue.
- **Improved State Services**: To provide government services effectively, efficiently and conveniently, Governor Pawlenty is recommending improving state services, including an updated information technology platform that will enhance information access, transparency and the consolidation of data centers.
- **Constitutional Amendment - Clean Water/Parks & Trails**: Governor Pawlenty is recommending a \$118 million package to protect Minnesota's water supply. These funds come from the new sales tax revenues authorized by the constitutional amendment passed in November. The package was developed by the Governor's Clean Water Cabinet. The Governor also recommended a \$53 million package for parks and trails from the constitutional amendment funds. For both clean water and parks and trails, funds are focused on strategic, long-term investments.

The budget-balancing task is complicated by two unknowns: the exact size and scope of the federal bailout that should come together in the next few weeks, and a state economic forecast coming at the beginning of March that is almost certain to show another big drop in projected revenues.

As to his recommendation for court funding, the Governor first acknowledged the separation of powers and the judicial branches independence, but also noted his legal obligation to submit a balanced budget which included the courts. To that end, the Governor recommended a general 5 percent reduction in appropriations for the FY 2010-11 biennium for the Supreme Court, Court of Appeals, Trial Courts, and the Board of Public Defense. The Governor's recommendation translates into the following reductions for the biennium:

- Supreme Court - \$3,198,000
- Court of Appeals - \$1,036,000
- Trial Courts - \$25,212,000

- Board of Public Defense - \$6,800,000
- Civil Legal Services - \$1,202,000

In addition, the Governor recommended that the Court Mandated Services Budget Request of \$5,586,000 be fully funded. But, Legal Services Budget was reduced by \$1,960,000.

### **2009 Session Committee Deadlines**

- *Friday, March 27* - First Deadline: policy bills must pass all relevant committees in one body or another.
- *Tuesday, April 7* - Second Deadline: policy bills must pass all relevant committees in the other body by this date.
- *April 8 to April 14 (noon)* - Easter and Passover break.
- *Wednesday, April 15* - Third Deadline: finance division bills and property tax bills out of relevant committees.
- *Wednesday, April 22* - Fourth Deadline: tax and finance bills to the floor.

### **MSBA Legislative Agenda**

The Real Property Law Section five-part proposal was introduced in the Senate as S.F. 261 by lawyer-legislator Senator Ron Latz (DFL-St. Louis Park). The Chief Author in the House will be lawyer-legislator Representative Gail Kulick Jackson (DFL-Milaca), who introduced the bill as H.F. 332. The five parts of the proposal are: (1) technical amendments to the Transfer on Death Deed statute passed during the 2008 session; (2) an exemption for designated transfers from the requirements to file a Certificate of Real Estate Value; (3) elimination of the need for affidavits by attorneys-in-fact executed by a corporation, partnership, limited liability company, or trustee; (4) expansion of the use of the common element certificate of titles from condominiums to planned communities; and (5) enactment of a procedure for establishing cartways within municipalities. The bill will be heard for the first time in the Senate Judiciary Committee on February 3, 2009. The companion will be heard in House Commerce and Labor Committee on February 5, 2009.

The Probate and Trust Law Section bill has been introduced in the Senate as S.F. 262 by lawyer-legislator Senator Linda Scheid (DFL-Brooklyn Park). In the House, the bill will be carried by lawyer-legislator Representative Melissa Hortman (DFL-Brooklyn Park) as H.F. 265. The Probate and Trust Law Section bill includes: (1) an increase in the threshold for collection of personal property by affidavit to \$50,000; (2) reinstatement of Minnesota Statutes § 525.02 to grant probate courts the powers to correct, modify, vacate, and amend its records, orders, and decrees; and (3) amendments to conform the Darlene Luther Uniform Anatomical Gift Act with the Mortician's Statute, Minnesota Statutes chapter 149A.

### **House and Senate Committee Hearings**

#### **House**

During the week of January 19, the House Civil Justice Committee took up three bills: (1) H.F. 100, authored by lawyer-legislator Representative Ryan Winkler (DFL-Golden Valley), which clarifies the I-35W bridge collapse survivor compensation process, was passed and referred to the House floor; (2) H.F. 8, the Minnesota False Claims Act,

authored by lawyer-legislator Representative Steve Simon, was passed and re-referred to the House Committee on Commerce and Labor; and (3) lawyer-legislator Representative Joe Mullery's (DFL-Minneapolis) bill, H.F. 90, which would provide a general exception from attachment, garnishment, or sale of a debtor's equity interest, not to exceed \$10,000, in property not otherwise exempt, was heard and laid over.

Last week, the House Civil Justice Committee met twice; first, on Monday, January 26, to discuss genetic information; and then again, on Wednesday, January 28, to hear a report from the State Court Administrator's Office on the 2007 Guardianship to Conservatorship Study.

The House Committee on Public Safety Finance and Oversight met on Tuesday, January 27 to discuss the Controlled Substances Working Group Report.

This coming week, the House Civil Justice Committee will meet on February 2 to consider two bills: (1) H.F. 348, authored by lawyer-legislator Representative John Lesch (DFL-St. Paul), which repeals the law prohibiting sheriffs, deputy sheriffs, and coroners from practicing law; and (2) H.F. 334, authored by Representative Debra Hilstrom (DFL-Brooklyn Center), which prohibits prejudgment garnishment in certain circumstances.

On February 5, the House Public Safety Policy and Oversight Committee will take up H.F. 212, authored by lawyer-legislator Representative Steve Simon (DFL-St. Louis Park), which eliminates the prerequisite of pretrial filing of a transcript for admission into evidence of law enforcement vehicle recordings.

On the same day, the House Commerce and Labor Committee will take up H.F. 8, the Minnesota False Claims Act, which is authored by lawyer-legislator Representative Steve Simon (DFL-St. Louis Park).

On February 6, the House Labor and Commerce Protection Division will hear H.F. 354, the Homestead-Lender Mediation Act, authored by Representative Debra Hilstrom (DFL-Brooklyn Center).

#### Senate:

On Thursday, January 22, the Senate Judiciary Committee and the House Public Safety Policy and Oversight Committee held a joint meeting to hear a presentation on the Adam Walsh Act, which provides a comprehensive set of minimum standards for sex offender registration and notification in the United States. The Committees heard that the state has until July 27, 2009 to come into compliance with provisions of the Act or face a 10 percent reduction to law enforcement grants. According to Harry Kennedy, Minnesota State Sex Offender Policy Coordinator, while Minnesota is mostly in compliance with the Act, the state will file for an extension of the compliance deadline to come into complete compliance with the Act.

The Senate Judiciary Committee met again on Tuesday, January 27 to consider: (1) S.F. 94, the companion to H.F. 100 mentioned above, which clarifies the I-35W bridge collapse survivor compensation process; and (2) S.F. 93, which would remove the cap on the total recovery which can be brought against the state from a single event.

The individual tort cap remains in place under the bill. Both bills are authored by lawyer-legislator Senator Ron Latz (DFL-St. Louis Park). The Committee passed S.F. 94 onto the Senate floor, but laid S.F. 93 on the table to resolve local government issues. S.F. 93 is scheduled to be heard again on February 3.

On the same day, the Agriculture and Veterans Committee heard two bills regarding dog and cat breeders: (1) S.F. 7, authored by lawyer-legislator Senator Don Betzold (DFL-Fridley), which would create licensing and registration requirements for dog and cat breeders; and (2) S.F. 201, authored by Senator Steve Dille (R-Dassel), which would require dog and cat breeders with 20 or more breeding females who are not regulated by the United States Department of Agriculture, to register with their local animal control authority. After considerable debate and several amendments, S.F. 7 was laid over for further discussion. No action was taken on S.F. 201.

On January 29, the Senate Judiciary Budget Division received a report from the Parent Legal Representation Workgroup.

This coming week, the Senate Commerce and Consumer Protection Committee will take up S.F. 166, the Insurance Interest Act, authored by lawyer-legislator Senator Linda Scheid (DFL-Brooklyn Park) with hearings scheduled on February 3 and February 5. The Insurance Interest Act addresses the practice of stranger-originated life insurance practices.

Also during week of February 2, the Senate Judiciary Committee will meet on Tuesday, February 3 to consider the following bills: (1) S.F. 93, the tort claims bill discussed above, authored by lawyer-legislator Senator Ron Latz (DFL-St. Louis Park); (2) S.F. 137, which modifies the provisions governing access to adoption records and original birth certificates, authored by Senator Ann Rest (DFL-New Hope); (3) S.F. 164, which requires a birth parent to file an affidavit and complete an updated nonidentifying medical history form if they do not want information on the original birth record disclosed, also authored by Senator Ann Rest (DFL-New Hope); and (4) S.F. 297, which repeals the prohibition against sheriffs and deputy sheriffs, authored by lawyer-legislator Senator Ellen Anderson (DFL-St. Paul).

On Thursday, February 5, the Committee will take up S.F. 82, the Minnesota False Claims Act, which is authored by lawyer-legislator Senator Ron Latz (DFL-St. Louis Park).

On the budget front, the Senate Judiciary Budget Division will hear budget presentations from Civil Legal Services, the Public Defense Board, and the Judicial Standards Board on Tuesday, February 3, followed by a presentation on the judicial branch budget.

### **Bill Introductions**

Some of the more notable bills introduced recently are listed below.

#### **Animal Law**

- [H.F. 253](#): Representative Tom Tillberry (DFL-Fridley) introduced a bill for an act relating to animals; providing standards of care for dog and cat breeders;

authorizing rulemaking; providing criminal penalties; appropriating money; proposing coding for new law in Minnesota Statutes chapter 347. Referred to Committee on Public Safety and Oversight. Senate Companion Bill, S.F. 7.

- [H.F. 297](#): Representative Rick Hansen (DFL-South St. Paul) introduced a bill for an act relating to dogs; creating a regional dog park permit and matching grant program in the Twin Cities metropolitan area; appropriating money; proposing coding for new law in Minnesota statutes chapter 473. Referred to Environment Policy and Oversight.
- [S.F. 201](#): Senator Steve Dille (R-Dassel) introduced a bill for an act relating to animals; providing for registration and standards of care for dog and cat breeders; imposing penalties; proposing coding for new law in Minnesota Statutes chapter 347. Referred to the Committee on Agriculture and Veterans.
- [S.F. 309](#): Lawyer-legislator Senator Ellen Anderson (DFL-St. Paul) introduced a bill for an act relating to dogs; requiring certain dog owners to take responsible dog owner classes and pass certain tests; requiring maintenance of a database; proposing coding for new law in Minnesota Statutes chapter 347. Referred to the Committee on Agriculture and Veterans. House Companion, H.F. 115.

#### Business Law

- [S.F. 289](#): Senator Sharon Erickson Ropes (DFL-Winona) introduced a bill for an act relating to agriculture; eliminating the sunset of the farmer-lender mediation law; repealing Minnesota Statutes section 583.215. Referred to the Committee on Agriculture and Veterans.
- [H.F. 398](#): Representative Bill Hilty (DFL-Finlayson) introduced a bill for an act relating to corporations; providing for incorporation of socially responsible for-profit business corporations; proposing coding for new law as Minnesota Statutes chapter 304A. Referred to the Committee on Commerce and Labor.

#### Civil Law

- [H.F. 334](#): Representative Debra Hilstrom (DFL-Brooklyn Center) introduced a bill for an act relating to creditor remedies; prohibiting prejudgment garnishment in certain circumstances; amending Minnesota Statutes sections 551.05, subdivisions 1a, 3, 4, by adding a subdivision, 571.71, 571.72, subdivision 4, 571.79, 571.912, 571.914, subdivisions 1, 2, 4, and 571.93, subdivision 1; repealing Minnesota Statutes sections 551.05, subdivisions 5 and 6, and 571.914, subdivision 3. Referred to Committee on Civil Justice.
- [S.F. 140](#): Lawyer-legislator Senator Ron Latz (DFL-St. Louis Park) introduced a bill for an act relating to consumer protection; regulating consumer fraud; amending Minnesota Statutes section 325F.69, by adding a subdivision. Referred to the Committee on Commerce and Consumer Protection, withdrawn and re-referred to the Committee on Judiciary. House Companion, H.F. 84.
- [S.F. 304](#): Senator Tom Bakk (DFL-Cook) introduced a bill for an act relating to creditors' remedies; changing the type of mailed notification to secured creditors required in connection with foreclosure of a mechanics lien on a motor vehicle; amending Minnesota Statutes section 514.20. Referred to the Committee on Judiciary. House Companion, H.F. 208.

#### Construction Law

- [H.F. 164](#): Representative Andrew Falk (DFL-Murdock) introduced a bill for an act relating to energy; requiring the commissioner of commerce to develop a state plan for a green infrastructure; providing funding to create energy-efficient

residences; authorizing bonding to fund energy-efficient public buildings, renewable energy for public schools, green industrial parks, and a solar certification laboratory. Referred to the Committee on Finance.

- [H.F. 211](#): Representative Marsha Swails (DFL-Woodbury) introduced a bill for an act relating to civil actions; salutatory housing warranties; regulating recovery for breaches; amending Minnesota Statutes section 327A.05. Referred to Committee on Civil Justice.
- [H.F. 239](#): Representative Paul Gardner (DFL-Shoreview) introduced a bill for an act relating to real estate; permitting homeowners to recover all damages incurred to due to faulty construction; amending Minnesota Statutes section 327A.05. Referred to Committee on Commerce and Labor, referred by Chair to Labor and Consumer Protection Division. Senate Companion, S.F. 6.
- [H.F. 330](#): Representative Bev Scalze (DFL-Little Canada) introduced a bill for an act relating to real estate; providing homeowners with a longer period within which to notify contractors of construction defects; amending Minnesota Statutes section 327A.03. Referred to Committee on Commerce and Labor. Senate Companion, S.F. 264.
- [H.F. 362](#): Representative Kate Knuth (DFL-New Brighton) introduced a bill for an act relating to real estate; eliminating a requirement that homeowner's notice to building contractor of construction defect be in writing; amending Minnesota Statutes sections 327A.02, subdivision 4, and 327A.03. Referred to the Committee on Commerce and Labor. Senate Companion, S.F. 362.
- [H.F. 380](#): Lawyer-legislator Representative Steve Simon (DFL-St. Louis Park) introduced a bill for an act relating to real estate; prohibiting discontinuance of investigations of residential building contractors due to the homeowner making a warranty claim; amending Minnesota Statutes section 326B.082, by adding a subdivision. Referred to the Committee on Commerce and Labor.
- [S.F. 170](#): Senator Kathy Saltzman (DFL-Woodbury) introduced a bill for an act relating to statutory housing warranties; augmenting remedies for breaches; amending Minnesota Statutes section 327A.05. Referred to the Committee on Judiciary.

#### Courts

- [H.F. 212](#): Lawyer-legislator Representative Steve Simon (DFL-St. Louis Park) introduced a bill for an act relating to courts; eliminating the prerequisite of pretrial filing of a transcript for admission into evidence of law enforcement vehicle recordings; proposing coding for a new law in Minnesota Statutes chapter 634. Referred to Committee on Public Safety Policy and Oversight. Senate Companion, S.F. 333.
- [H.F. 224](#): Lawyer-legislator Representative Steve Simon (DFL-St. Louis Park) introduced a bill for an act relating to judicial selection; proposing an amendment to the Minnesota Constitution, article VI, sections 7 and 8; establishing retention elections for judges; creating a judicial performance commission; amending Minnesota Statutes sections 10A.01, subdivisions 7, 10, 15, 204B.06, subdivision 6, 204B.34, subdivision 3, and 204B.36, subdivision 4; proposing coding for new law in Minnesota Statutes chapters 204D and 480B; repealing Minnesota Statutes sections 204B.36, subdivision 5, and 204D.14, subdivision 3. Referred to Committee on State and Local Government Operations Reform, Technology and Elections. Senate Companion, S.F. 70.

- [H.F. 248](#): Representative Michael Paymar (DFL-St. Paul) introduced a bill for an act relating to public safety; authorizing continuation of existing domestic fatality review team and permitting all judicial districts to create domestic fatality review teams; amending Laws 1999, chapter 216, article 2, section 27, subdivisions 1, as amended, 3c, as added, 4; repealing Laws 2002, chapter 266, section 1, as amended. Referred to Committee on Public Safety Policy and Oversight. Senate Companion, S.F. 17.
- [H.F. 348](#): Lawyer-legislator Representative John Lesch (DFL-St. Paul) introduced a bill for an act relating to attorneys; repealing the law prohibiting sheriffs, deputy sheriffs, and coroners from practicing law; repealing Minnesota Statutes section 387.13. Referred to the Committee on Civil Justice. Senate Companion, S.F. 297.
- [S.F. 200](#): Lawyer-legislator Senator Leo Foley (DFL-Coon Rapids) introduced a bill for an act relating to judicial reform; defining infraction offenses and providing a procedure for adjudicating those cases; reducing the penalty for numerous offenses by making them infractions; establishing the position of judicial hearing officer and defining its authority; eliminating the authority of local units of government to enact criminal ordinances; reducing the number of judges statewide; making numerous conforming changes; amending Minnesota Statutes sections 2.722, subdivision 1, 260B.007, subdivision 16, 366.01, subdivision 10, 375.53, 412.231, 484.91, subdivision 4, 609.02, by adding a subdivision, and 645.241; proposing coding for new law in Minnesota Statutes chapters 410, 484, and 609; proposing coding for new law as Minnesota Statutes chapter 609C; repealing Minnesota Statutes sections 609.02, subdivision 4a, 609.0331, 609.0332, and 609.034. Referred to the Committee on Judiciary.
- [S.F. 214](#): Lawyer-legislator Senator Don Betzold (DFL-Fridley) introduced a bill for an act relating to notaries public; modifying fees; regulating commissions and notarial stamps and seals; providing clarifications; providing for the accommodations of physical limitations; amending Minnesota Statutes sections 357.021, subdivision 2, 358.15, 358.47, 359.01, subdivisions 2, 3, 4, 359.02, 359.03, subdivisions 1, 3, 4, 359.061, and 359.12; proposing coding for new law in Minnesota Statutes chapters 357 and 359; repealing Minnesota Statutes sections 357.17 and 359.05. Referred to the Committee on Commerce and Consumer Protection.

#### Criminal Law

- [H.F. 212](#): Lawyer-legislator Representative Steve Simon (DFL-St. Louis Park) introduced a bill for an act relating to courts; eliminating the prerequisite of pretrial filing of a transcript for admission into evidence of law enforcement vehicle recordings; proposing coding for new law in Minnesota Statutes chapter 634. Referred to the Committee on Public Safety Policy and Oversight. Senate Companion, S.F. 333.
- [H.F. 213](#): Lawyer-legislator Representative Joe Mullery (DFL-Minneapolis) introduced a bill for an act relating to crime; prohibiting use of arrest records for private employment purposes; providing immunity from negligent hiring as it relates to use of criminal records; imposing state liability; proposing coding for new law in Minnesota Statutes chapter 364. Referred to Committee on Public Safety Policy and Oversight, referred by Chair to Crime Victims/Criminal Records Division.

- [H.F. 251](#): Representative John Benson (DFL-Minnetonka) introduced a bill for an act relating to public safety; designating a specified law as the “Teri Lee Law;” amending Minnesota Statutes section 299C.46, subdivision 6. Referred to Committee on Public Safety Policy and Oversight, referred by Chair to Crime Victims/Criminal Records Division. Senate Companion, S.F. 83.
- [H.F. 254](#): Lawyer-legislator Representative Paul Thissen (DFL-Minneapolis) introduced a bill for an act relating to public safety; requiring law enforcement to provide violent crime alerts to citizens who request notification; requiring crime alerts to be distributed in a format that disabled citizens can access; proposing coding for a new law in Minnesota Statutes chapter 611A. Referred to Committee on Public Safety Policy and Oversight, referred by Chair to Crime Victims/Criminal Records Division. Senate Companion, S.F. 265.
- [H.F. 287](#): Lawyer-legislator Representative Tom Emmer (DFL-Delano) introduced a bill for an act relating to public safety; repealing the Implied Consent Law; repealing Minnesota Statutes sections 169A.50, 169A.51, 169A.52, and 169A.53. Referred to Committee on Public Safety Policy and Oversight.
- [H.F. 317](#): Representative Bud Nornes (R-Fergus Falls) introduced a bill for an act relating to public safety; lowering the age of adult certification for juveniles; defining a violent juvenile offense; amending Minnesota Statutes sections 260B.007, by adding a subdivision, 260B.125, subdivision 1, 260B.130, subdivision 1, 260B.141, subdivision 4, 260B.198, subdivision 6, and 609.055. Referred to the Committee on Public Safety Policy and Oversight. Senate Companion, S.F. 256.
- [H.F. 366](#): Representative Michael Paymar (DFL-St. Paul) introduced a bill for an act relating to public safety; clarifying the powers and duties of the POST Board; amending Minnesota Statutes sections 626.843, subdivisions 1 and 3, and 626.845, subdivision 1. The bill was read for the first time and referred to the Committee on Public Safety Policy and Oversight. Senate Companion, S.F. 350.
- [H.F. 386](#): Representative Bruce Anderson (R-Buffalo Township) introduced a bill for an act relating to public safety; amending the drug paraphernalia crime to change the mental state requirement, specifically address sales of drug paraphernalia, and consolidate certain drug paraphernalia crimes into a single statutory section; prohibiting the possession of certain items associated with controlled substance use; imposing criminal penalties; amending Minnesota Statutes sections 152.01, subdivision 18, and 152.093; proposing coding for new law in Minnesota Statutes chapter 152; repealing Minnesota Statutes section 152.094. Referred to the Committee on Public Safety Policy and Oversight. Senate Companion, S.F. 326.
- [H.F. 389](#): Representative Mindy Greiling (DFL-Roseville) introduced a bill for an act relating to criminal justice; adopting certain model penal code provisions relating to criminal responsibility of persons with a mental disease or defect; amending Minnesota Statutes section 611.026. Referred to the Committee on Public Safety Policy and Oversight.
- [S.F. 154](#): Senator Bill Ingebrigtsen (R-Alexandria) introduced a bill for an act relating to crime; providing a life imprisonment sentence for persons convicted of three or more violent felonies; amending Minnesota Statutes sections 244.05, subdivision 4, and 609.1095, subdivision 3. Referred to the Committee on Judiciary. House Companion, H.F. 36.

- [S.F. 192](#): Lawyer-legislator Senator Don Betzold (DFL-Fridley) introduced a bill for an act relating to civil commitment; permitting the designation of statewide panels of judges and attorneys for sexual psychopathic personality and sexually dangerous person commitments; amending Minnesota Statutes section 253B.185, by adding a subdivision. Referred to the Committee on Judiciary.
- [S.F. 194](#): Senator Linda Berglin (DFL-Minneapolis) introduced a bill for an act relating to public safety; establishing a petty misdemeanor offense of damaging property with graffiti and addressing how liability may be established; requiring local approval; amending Minnesota Statutes section 617.90, by adding a subdivision. Referred to the Committee on Judiciary.
- [S.F. 210](#): Lawyer-legislator Senator Linda Scheid (DFL-Brooklyn Park) introduced a bill for an act relating to crimes; changing requirement that defendant waiver of jury trial be consented to by prosecutor; proposing coding for new law in Minnesota Statutes chapter 631. Referred to the Committee on Judiciary.

#### Family Law

- [H.F. 173](#): Representative Deb Hilstrom (DFL-Brooklyn Center) introduced a bill for an act relating to finance; requiring map of money used to support children; proposing coding for a new law in Minnesota Statutes chapter 16A. Referred to Committee on Finance, referred by Chair to State Government Finance Division.
- [H.F. 176](#): Lawyer-legislator Representative Tom Emmer (R-Delano) introduced a bill for an act relating to health; requiring a replacement death record when ordered by the court; amending Minnesota Statutes sections 144.221, by adding a subdivision, and 390.23. Referred to Committee on Health Care and Human Services Policy and Oversight. Senate Companion, S.F. 190.
- [H.F. 327](#): Representative Erin Murphy (DFL-St. Paul) introduced a bill for an act relating to adoption; requiring affidavit regarding disclosure of birth records; requiring updated non-identifying medical history; amending Minnesota Statutes section 259.89, subdivision 2. Referred to Committee on Health Care and Human Services Policy and Oversight. Senate Companion, S.F. 164.
- [H.F. 328](#): Representative Erin Murphy (DFL-St. Paul) introduced a bill for an act relating to adoption; modifying provisions access to adoption records and original birth certificates; amending Minnesota Statutes sections 13.465, subdivision 8, 144.218, subdivision 1, 144.225, subdivision 2, 144.2252, 144.226, subdivision 1, 259.89, subdivision 1, and 260C.317, subdivision 4; proposing coding for new law in Minnesota Statutes chapter 144; repealing Minnesota Statutes sections 259.83, subdivision 3, and 259.89, subdivisions 2, 3, 4. Referred to Committee on Health Care and Human Services Policy and Oversight. Senate Companion, S.F. 137.
- [S.F. 135](#): Lawyer-legislator Senator Ellen Anderson (DFL-St. Paul) introduced a bill for an act relating to child support; requiring collection service fees to be paid by obligor; amending Minnesota Statutes section 518A.51. Referred to the Committee on Judiciary.

#### Public Utilities Law

- [H.F. 235](#): Lawyer-legislator Representative Steve Simon (DFL-St. Louis Park) introduced a bill for an act relating to utilities; prohibiting a public utility from acquiring nonutility company; proposing coding for a new law in Minnesota

Statutes chapter 216B. Referred to Committee on Energy Finance and Policy Division. Senate Companion, S.F. 43.

### Real Property Law

- [H.F. 157](#): Lawyer-legislator Representative Joe Mullery (DFL-Minneapolis) introduced a bill for an act relating to local government; authorizing zoning for owner-occupied residential uses; amending Minnesota Statutes section 462.357, by adding a subdivision. Referred to Committee on State and Local Government Operations Reform, Technology and Elections, referred by Chair to Local Government Division.
- [H.F. 222](#): Representative Nora Slawik (DFL-Maplewood) introduced a bill for an act relating to elections; allowing certain persons access to multiple unit residences for certain campaign and election purposes; amending Minnesota Statutes section 211B.20, subdivision 1. Referred to Committee on State and Local Government Operations Reform, Technology and Elections. Senate Companion, S.F. 160.
- [H.F. 333](#): Lawyer-legislator Representative Joe Mullery (DFL-Minneapolis) introduced a bill for an act relating to real property; providing for Minnesota Foreclosure Remediation Fee Act; proposing coding for the new law as Minnesota Statutes chapter 287A. Referred to Commerce and Labor.
- [H.F. 354](#): Representative Debra Hilstrom (DFL-Brooklyn Center) introduced a bill for an act relating to real property; mortgages; requiring notice and mandatory mediation prior to commencement of mortgage foreclosure proceedings on homestead property; creating a homestead-lender mediation account; amending Minnesota Statutes sections 357.18, subdivision 1, 508.82, subdivision 1, and 508A.82, subdivision 1; proposing coding for new law in Minnesota Statutes chapters 582 and 583. Referred to the Committee on Commerce and Labor. Senate Companion, S.F. 340.
- [H.F. 356](#): Representative Paul Gardner (DFL-Shoreview) introduced a bill for an act relating to manufactured housing; making changes to the Minnesota manufactured home relocation trust fund; amending Minnesota Statutes sections 290A.04, subdivision 2a, by adding a subdivision, 327C.095, subdivisions 12 and 13, and 462A.35, subdivision 1, by adding a subdivision. Referred to the Committee on Finance.
- [H.F. 371](#): Representative Larry Howes (R-Walker) introduced a bill for an act relating to waters; stating the rights of private property owners regarding groundwater, lakes, and watercourses; proposing coding for new law in Minnesota Statutes chapter 103G. Referred to the Committee on Environment Policy and Oversight.
- [S.F. 242](#): Lawyer-legislator Senator Ellen Anderson (DFL-St. Paul) introduced a bill for an act relating to real property; providing for the Minnesota Subprime Borrower Relief Act of 2009; proposing coding for new law in Minnesota Statutes chapter 583. Referred to the Committee on Commerce and Consumer Protection. House Companion, H.F. 9.

### Tax Law

- [H.F. 184](#): Representative Bob Dettmer (R-Forest Lake) introduced a bill for an act relating to property taxation; repealing the 2008 changes to the Green Acres Law; amending Minnesota Statutes section 273.111, subdivisions 3, 4, 8, 9, 11, 11a; Laws 2008, chapter 366, article 6, section 52; repealing Minnesota Statutes

section 273.111, subdivision 3a. Referred to Committee on Finance, referred by Chair to Agriculture, Rural Economies and Veterans Affairs Finance Division. Senate Companion, S.F. 153.

- [H.F. 204](#): Lawyer-legislator Representative Ryan Winkler (DFL-Golden Valley) introduced a bill for an act relating to taxation; removing a deadline for establishing housing improvement districts without special legislation; repealing Minnesota Statutes section 428A.21. Referred to Committee on Taxes. Senate Companion, S.F. 8.
- [H.F. 387](#): Representative Bruce Anderson (R-Buffalo Township) introduced a bill for an act relating to property taxation; repealing the 2008 changes to the Green Acres law; amending Minnesota Statutes section 273.111, subdivisions 3, 4, 8, 9, 11, 11a; Laws 2008, chapter 366, article 6, section 52; repealing Minnesota Statutes section 273.111, subdivision 3a. Referred to the Committee on Finance. Senate Companion, S.F. 139.
- [H.F. 401](#): Representative Loren Solberg (DFL-Grand Rapids) introduced a bill for an act relating to taxation; sales and use; defining solicitor for nexus purposes; amending Minnesota Statutes section 297A.66, by adding a subdivision. Referred to the Committee on Taxes. Senate Companion, S.F. 282.

For more information on these and other bills of interest, follow the link below, and enter the appropriate username and password below for your section. Please note, you must scroll back to the top of the page to click to the next page of bills.

<http://www.house.leg.state.mn.us/leg/billslogin.asp>

<u>Section</u>	<u>Username</u>	<u>Password</u>
Admin	MSBA-ADM	MSBAADM
Business	MSBA-BUS	MSBABUS
Civil Litigation	MSBA-CV	MSBACV
Construction	MSBA-CON	MSBACON
Courts	MSBA-CT	MSBACT
Criminal	MSBA-CR	MSBACR
Elder	MSBA-ELDER	MSBAELDER
Family	MSBA-FM	MSBAFM
General	MSBA-GEN	MSBAGEN
Human Rights	MSBA-HR	MSBAHR
Judicial	MSBA-JUD	MSBAJUD
Probate	MSBA-PROB	MSBAPROB
Public	MSBA-PUB	MSBAPUB
Public Utilities	MSBA-PU	MSBAPU
Real Property	MSBA-RP	MSBARP
Tax	MSBA-TAX	MSBATAX