



MN Legislative History Research

Liz Reppe, State Law Librarian

Minn. Stat. § 645.16

Legislative Intent Controls.

The object of all interpretation and construction of laws is to ascertain and effectuate the intention of the legislature. Every law shall be construed, if possible, to give effect to all its provisions.

When the words of a law in their application to an existing situation are clear and free from all ambiguity, the letter of the law shall not be disregarded under the pretext of pursuing the spirit.

When the words of a law are not explicit, **the intention of the legislature may be ascertained by considering**, among other matters:

- (1) the occasion and necessity for the law;
- (2) the circumstances under which it was enacted;
- (3) the mischief to be remedied;
- (4) the object to be attained;
- (5) the former law, if any, including other laws upon the same or similar subjects;
- (6) the consequences of a particular interpretation;
- (7) the contemporaneous legislative history; and
- (8) legislative and administrative interpretations of the statute.

Legislative Rules

Permanent Rules of the Senate

→ 50.9 The Senate intends that testimony and discussion preserved under this rule **not be admissible** in any court or administrative proceeding on an issue of legislative intent.

Permanent Rules of the House

2.15 RECORDED FLOOR PROCEEDINGS. Proceedings on the floor of the House must be recorded on an appropriate audio recording medium under the direction of the Chief Clerk. The Chief Clerk must transmit a copy of the recordings to the Director of the Legislative Reference Library. The Legislative Reference Library must keep the recordings available for public use under its rules during the legislative biennium when the recordings were created and for eight years thereafter. The Library may then preserve or dispose of the recordings as the Library sees fit.

A person may obtain a copy of a recording while it is kept in the Library by paying a fee determined by the House Controller to cover the cost of preparing the copy.

→ Discussion preserved under this Rule is **not intended to be admissible** in a court or administrative proceeding on an issue of legislative intent.

Case Law

“Although the rules of both houses state that the testimony and discussion preserved by the tapes are not to be admissible in any court on an issue of legislative intent, we do not believe this statement countermands our consideration of the tapes as authorized by Minn. Stat. § 645.16(7). We should not turn a blind eye to what may be helpful and to what is before us.”

Handle With Care, Inc. v. Dep't of Human Servs., 406 N.W.2d 518, 522 (Minn. 1987).

“While the motives of a legislative body in enacting any particular legislation may not be a proper subject for judicial inquiry, yet this court may in determining legislative intent consider the legislative history of the act under consideration, the subject matter as a whole, the purpose of the legislation, and objects intended to be secured thereby; and where the construction of a statute is doubtful, this court may, in addition to considering the purpose of the act, consider events leading up to it, the history of its passage, and any modifications made during its course.”

Sevcik v. Commissioner of Taxation, 257 Minn. 92, 103, 100 N.W.2d 678, 687 (1959).

Case Law

“We resort to the former law and legislative history to ascertain the legislative intent behind an ambiguous statute.” *Auto Owners Ins. Co. v. Perry*, 749 N.W.2d 324, 328 (Minn. 2008).

“Legislative history is relevant only if the statute is ambiguous.”
State v. Kirby, No. A15-0117, 2017 WL 3161079, at *5 (Minn. July 26, 2017).

“Our goal in interpreting statutes is to determine and effectuate the Legislature's intent.” *State v. Smith*, 899 N.W.2d 120, 127 (Minn. 2017) (Gildea, J. concurring).

“But if a statute is susceptible to more than one reasonable interpretation, the statute is ambiguous, and we will consider other factors to ascertain the Legislature's intent.” *Staab v. Diocese of St. Cloud*, 853 N.W.2d 713, 717 (Minn. 2014).

Getting Started – bill # is the key

START  Minnesota Statutes citation



Session Law



Bill number

Primary Sources

The primary sources of information for Minnesota legislative history research:

- Minutes of legislative committees
- Audio and video recordings of House and Senate committee hearings and floor sessions

Committee Minutes

When recordings do not exist, the House and Senate committee minutes are a primary source of information for legislative intent research.

- Minutes often lack much detail.
- The [attachments](#) to the minutes may be helpful. Sometimes there are letters, reports, brochures, handouts, bill summaries, newspaper articles, or copies of individuals' testimonies.

Online

- House - online since 2005
- Senate - online since 2017

Legislative Reference Library

- Committee minute books from 1999 to the present

Minnesota Historical Society Library

- House committee minutes for 1919-1998
- Senate committee minutes for 1911-1998
- Judiciary Committee – 1883-1910

Audio/Video

Audio/Video of committee and floor sessions

- Online access
 - 2004 to the present for both the House and Senate
 - Prior to 2004, *selected* Internet coverage is available.
 - Internet - House audio/video since 1998
 - Internet - Senate audio/video since 2001
- To search for keywords - in closed captioning
 - Senate only
 - 2016 – present only
 - Available in Advanced Search (select “Captions”)
 - Audio: http://mnsenate.granicus.com/ViewPublisher.php?view_id=2
 - Video: http://mnsenate.granicus.com/ViewPublisher.php?view_id=1

Audio/Video

Audio/Video of committee and floor sessions

- Cassette Tapes
 - Legislative Reference Library
 - House tapes for 1999-2003
 - Senate tapes for 1999-2004
 - Tapes (1991-1998) for both the House and Senate will be at vendor for digitization for 6 months starting in September.
 - Vendor can convert the tape to digital within 24 - 48 hours and deliver it in an overnight package or via an FTP Server. The cost for the service would be the cost of the tape conversion plus \$25 labor and overnight priority shipping at cost.
- Tapes *do not exist* prior to 1991.

Audio/Video

A note about retention:

The legislature, LRL, and MHS agreed to destruction of the tapes 16 years after transfer from the originating body (eight years at the LRL and eight years at the MHS). A variety of paper records, including committee minutes, will be retained as the permanent, official records of the legislature.

First example:

Online

- Minn. Stat. 609.117
 - 2010 amendments



2017 Minnesota Statutes

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609.117 DNA ANALYSIS OF CERTAIN OFFENDERS REQUIRED.

Subdivision 1. **Upon sentencing.** If an offender has not already done so, the court shall order an offender to provide a biological specimen for the purpose of DNA analysis as defined in section 299C.155 when:

- (1) the court sentences a person charged with committing or attempting to commit a felony offense and the person is convicted of that offense or of any offense arising out of the same set of circumstances; or
- (2) the juvenile court adjudicates a person a delinquent child who is petitioned for committing or attempting to commit a felony offense and is adjudicated delinquent for that offense or any offense arising out of the same set of circumstances.

The biological specimen or the results of the analysis shall be maintained by the Bureau of Criminal Apprehension as provided in section 299C.155.

Subd. 2. **Before release.** The commissioner of corrections or local corrections authority shall order a person to provide a biological specimen for the purpose of DNA analysis before completion of the person's term of imprisonment when the person has not provided a biological specimen for the purpose of DNA analysis and the person:

- (1) was initially charged with committing or attempting to commit a felony offense and was convicted of that offense or of any offense arising out of the same set of circumstances, or the person has a past felony conviction in this or any other state; or
- (2) is serving a term of imprisonment in this state under a reciprocal agreement although convicted in another state of committing or attempting to commit a felony offense or of any offense arising out of the same set of circumstances if the person was initially charged with committing or attempting to commit a felony offense. The commissioner of corrections or local corrections authority shall forward the sample to the Bureau of Criminal Apprehension.

Subd. 3. **Offenders from other states.** When the state accepts an offender from another state under the interstate compact authorized by section 243.1605, the acceptance is conditional on the offender providing a biological specimen for the purposes of DNA analysis as defined in section 299C.155, if the offender was initially charged with committing or attempting to commit a felony offense and was convicted of that offense or of any offense arising out of the same set of circumstances. The specimen must be provided under supervision of staff from the Department of Corrections or a Community Corrections Act county within 15 business days after the offender reports to the supervising agent. The cost of obtaining the biological specimen is the responsibility of the agency providing supervision.

Subd. 4. **After supervision expires.** (a) Upon motion of a prosecuting authority, a court shall issue an order to show cause why an offender who should have been ordered or required to provide a biological specimen under this section but did not, should not now be ordered to provide one for the purposes of DNA analysis. This subdivision applies if the offender's sentence or supervision has expired. The prosecuting authority shall provide the court with an affidavit that:

- (1) identifies the offender by name and date of birth;
- (2) identifies the offender's last known address;

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- [Criminal Apprehension Bureau](#)
- [Criminal Sexual Conduct](#)
- [Dna Analysis](#)
- [Felonies](#)
- [Foreign States](#)

Recent History

- [2010 Subd. 4 New 2010 c 256 s 1](#)
- [2008 Subd. 3 Amended 2008 c 299 s 19](#)
- [2005 609.117 Amended 2005 c 136 art 12 s 9](#)

of any offense arising out of the same set of circumstances. The specimen must be provided under supervision of staff from the Department of Corrections or a Community Corrections Act county within 15 business days after the offender reports to the supervising agent. The cost of obtaining the biological specimen is the responsibility of the agency providing supervision.

§ Subd. 4. **After supervision expires.** (a) Upon motion of a prosecuting authority, a court shall issue an order to show cause why an offender who should have been ordered or required to provide a biological specimen under this section but did not, should not now be ordered to provide one for the purposes of DNA analysis. This subdivision applies if the offender's sentence or supervision has expired. The prosecuting authority shall provide the court with an affidavit that:

- (1) identifies the offender by name and date of birth;
- (2) identifies the offender's last known address;
- (3) identifies the offender's charged offense, offense of conviction, and date of conviction; and
- (4) indicates that the Bureau of Criminal Apprehension database of biological specimens has been searched and the offender has not previously provided a biological specimen for DNA analysis under this chapter.

(b) The order to show cause shall direct the offender to appear before the court within 30 days after the order is served. The prosecutor shall serve the order to show cause upon the offender in the same manner as a civil summons. The offender may avoid appearing before the court by appearing at a place and time designated in the order and voluntarily providing the specimen.

Dna Analysis

Felonies

Foreign States

Recent History

2010 Subd. 4 New 2010 c 256 s 1

2008 Subd. 3 Amended 2008 c 299 s 19

2005 609.117 Amended 2005 c 136 art 12 s 9

2001 609.117 Amended 1Sp2001 c 8 art 9 s 6

Links to session laws

(Laws of Minnesota v. Minnesota Statutes)

Which year's language are you interested in? (Check MSA if possible.)

2010 c 256 s 1

including the designated location's address

authorizing, if the offender fails or refuses to comply with the order to provide a specimen, a peace officer to detain and bring the offender before the court as soon as practicable to show cause why the specimen should not be obtained.

(e) The local corrections authority shall mail the order in paragraph (d) to the offender's last known address.

History: [1989 c 290 art 4 s 16](#); [1991 c 232 s 2](#); [1991 c 285 s 11](#); [1993 c 326 art 10 s 15](#); [art 13 s 32](#); [1998 c 367 art 3 s 12, 13](#); [art 6 s 15](#); [1999 c 210 art 3 s 7-9](#); [1Sp2001 c 8 art 9 s 6](#); [2005 c 136 art 12 s 9](#); [2008 c 299 s 19](#); [2010 c 256 s 1](#)

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609.117. DNA analysis of certain offenders required

Minnesota Statutes Annotated | Crimes; Expungement; Victims (Ch. 609-624) | Effective: August 1, 2010 (Approx. 3 pages)

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Effective: August 1, 2010

M.S.A. § 609.117

609.117. DNA analysis of certain offenders required

Currentness

Subdivision 1. Upon sentencing. If an offender has not already done so, the court shall order an offender to provide a biological specimen for the purpose of DNA analysis as defined in [section 299C.155](#) when:

- (1) the court sentences a person charged with committing or attempting to commit a felony offense and the person is convicted of that offense or of any offense arising out of the same set of circumstances; or
- (2) the juvenile court adjudicates a person a delinquent child who is petitioned for committing or attempting to commit a felony offense and is adjudicated delinquent for that offense or any offense arising out of the same set of circumstances.

The biological specimen or the results of the analysis shall be maintained by the Bureau of Criminal Apprehension as provided in [section 299C.155](#).

Subd. 2. Before release. The commissioner of corrections or local corrections authority shall order a person to provide a biological specimen for the purpose of DNA analysis before completion of the person's term of imprisonment when the person has not provided a biological specimen for the purpose of DNA analysis and the person:

- (1) was initially charged with committing or attempting to commit a felony offense and was convicted of that offense or of any offense arising out of the same set of circumstances, or the person has a past felony conviction in this or any other state; or
- (2) is serving a term of imprisonment in this state under a reciprocal agreement although convicted in another state of committing or attempting to commit a felony offense or of any offense arising out of the same set of circumstances if the person was initially charged with committing or attempting to commit a felony offense. The commissioner of corrections or local corrections authority shall forward the sample to the Bureau of Criminal Apprehension.

Subd. 3. Offenders from other states. When the state accepts an offender from another state under the interstate compact authorized by [section 243.1605](#), the acceptance is conditional on the offender providing a biological specimen for the purposes of DNA analysis as defined in [section 299C.155](#), if the offender was initially charged with committing or attempting to commit a felony offense and was convicted of that offense or of any offense arising out of the same set of circumstances. The specimen must be provided

NOTES OF DECISIONS (29)

In general
Purpose
Review
Totality of circumstances
Validity

609.117. DNA analysis of certain offenders required

Minnesota Statutes Annotated | Crimes; Punishment; Victims (Ch. 609.024) | Effective: August 1, 2010 (Approx. 3 pages)

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(b) The order to show cause shall direct the offender to appear before the court within 30 days after the order is served. The prosecutor shall serve the order to show cause upon the offender in the same manner as a civil summons. The offender may avoid appearing before the court by appearing at a place and time designated in the order and voluntarily providing the specimen.

(c) Upon the offender's appearance before the court, and after an opportunity to be heard, the court may issue an order directing the offender to provide the specimen.

(d) If the offender has failed to provide the specimen or appear before the court and the prosecuting authority makes a sufficient showing that the offender was properly served with the order to show cause, the court may issue an order:

(1) requiring the offender to submit the specimen within 30 days from the date of the order at a designated location;

(2) including the designated location's address, telephone number, and regular hours of operation; and

(3) authorizing, if the offender fails or refuses to comply with the order to provide a specimen, a peace officer to detain and bring the offender before the court as soon as practicable to show cause why the specimen should not be obtained.

(e) The local corrections authority shall mail the order in paragraph (d) to the offender's last known address.

Credits

Amended by Laws 2001, 1st Sp., c. 8, art. 9, § 6, eff. July 1, 2001; Laws 2005, c. 136, art. 12, § 9; Laws 2008, c. 299, § 19, eff. July 1, 2008; Laws 2010, c. 256, § 1, eff. Aug. 1, 2010.

Editors' Notes**RULES OF CRIMINAL PROCEDURE**

<Section 480.059, subd. 7, provides in part that statutes which relate to substantive criminal law found in chapter 609, except for sections 609.115 and 609.145, remain in full force and effect notwithstanding the Rules of Criminal Procedure.>

Notes of Decisions (29)

M. S. A. § 609.117, MN ST § 609.117

Current with legislation through the end of the 2015 Regular and First Special Sessions. The statutes are subject to change as determined by the Minnesota Revisor of Statutes. (These changes will be incorporated later this year.)

End of Document

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609.117. DNA analysis of certain offenders required

Minnesota Statutes Annotated | Crimes: **Engagement of Offenders (Ch. 609.604)** | Effective: August 1, 2010 (Approx. 3 pages)

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Graphical Statute

The graphical statute map includes references to prior texts, presidential messages, congressional records, reports and proposed legislation you may want to review.



Validity (0)

Investigate the validity of a statute section by viewing cases, session laws and public laws (enacted legislation), and proposed legislation that may negatively impact the statute.



Versions (3)

Read the text of a statute section as it appeared on a particular effective date.



Editor's and Revisor's Notes (70)

Review legislative changes affecting a statute section as detailed by West attorney editors or state revisors' offices.



Bill Drafts (5)

Determine legislative intent by reviewing drafts of former bills introduced before a statute section was enacted into law.



Legislative History Materials (68)

Access legislative history materials relevant to a statute section such as committee reports, floor testimony, and executive messages.



**609.117. DNA analysis of certain offenders required**

Minnesota Statutes Annotated Crimes: Expungement: Victims (Ch. 609.624) Effective: August 1, 2010 (Approx. 3 pages)



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Editor's and Revisor's Notes (70)**HISTORICAL AND STATUTORY NOTES****Derivation:**

St.1999 Supp., § 609.3461.

Laws 1999, c. 216, art. 3, §§ 7, 8.

Laws 1998, c. 367, art. 6, § 15.

Laws 1998, c. 367, art. 3, §§ 12, 13.

Laws 1993, c. 326, art. 13, § 32.

Laws 1993, c. 326, art. 10, § 15.

Laws 1991, c. 285, § 11.

Laws 1991, c. 232, § 2.

Laws 1989, c. 290, art. 4, § 16.

Laws 1999, c. 216, art. 3, § 9, directed the revisor of statutes to renumber § 609.3461 as this section.

Laws 1999, c. 216, art. 3, § 11, provides in part that §§ 7 to 9, amending subs. 1 and 2 and renumbering § 609.3461 as § 609.117, respectively, are effective July 1, 2000, and apply to offenders sentenced or released on or after that date.

Laws 2001, 1st Sp., c. 8, art. 9, § 6, in subd. 1, corrected citations; and rewrote subd. 2, which formerly read:

"Subd. 2. Before release. The commissioner of corrections or local corrections authority shall order a person to provide a biological specimen for the purpose of DNA analysis before completion of the person's term of imprisonment when the person has not provided a biological specimen for the purpose of DNA analysis and the person:

"(1) was convicted of violating or attempting to violate any of the following or initially charged with violating one of the following sections and convicted of another offense arising out of the same set of circumstances:

"(i) murder under section 609.185, 609.19, or 609.195;

"(ii) manslaughter under section 609.20 or 609.205;

**609.117. DNA analysis of certain offenders required**

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Editor's and Revisor's Notes (70)

“(iii) assault under section 609.221, 609.222, or 609.223;

“(iv) robbery under section 609.24 or aggravated robbery under section 609.245;

“(v) kidnapping under section 609.25;

“(vi) false imprisonment under section 609.255;

“(vii) criminal sexual conduct under section 609.342, 609.343, 609.344, 609.345, or 609.3451, subdivision 3;

“(viii) incest under section 609.365;

“(ix) burglary under section 609.582, subdivision 1; or

“(x) indecent exposure under section 617.23, subdivision 3; or

“(2) was sentenced as a patterned sex offender under section 609.108, and committed to the custody of the commissioner of corrections; or

“(3) is serving a term of imprisonment in this state under a reciprocal agreement although convicted in another state of an offense described in this subdivision or a similar law of the United States or any other state. The commissioner of corrections or local corrections authority shall forward the sample to the bureau of criminal apprehension.

“Subd. 3. Offenders from other states. When the state accepts an offender from another state under the interstate compact authorized by section 243.16, the acceptance is conditional on the offender providing a biological specimen for the purposes of DNA analysis as defined in section 299C.155, if the offender was convicted of an offense described in subdivision 1 or a similar law of the United States or any other state. The specimen must be provided under supervision of staff from the department of corrections or a community corrections act county within 15 business days after the offender reports to the supervising agent. The cost of obtaining the biological specimen is the responsibility of the agency providing supervision.”

Laws 2005, c. 136, art. 12, § 9, amending this section, also provided that the amendment was effective July 1, 2005, and applies to offenders sentenced, released from supervision, or accepted for supervision on or after that date.

Laws 2008, c. 299, § 19, in subd. 3, substituted a reference to § 243.1605 for a reference to § 243.16.

2010 Legislation

Laws 2010, c. 256, § 1, added subd. 4, relating to obtaining specimens after supervision expires.

609.117. DNA analysis of certain offenders required

Minnesota Statutes Annotated | Crimes: **Engagement of Offenders (Ch. 609.634)** | Effective: August 1, 2010 (Approx. 3 pages)

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KeyCite. **Legislative History Materials (68)**[Laws 2010, c. 256, § 1, eff. Aug. 1, 2010](#)**Reports**

1. July 10, 2010, Minnesota Senate Bill Status, 2010 Senate File 3116, MN S. B. Stat., 2010 S.F. 3116
2. June 10, 2010, Minnesota Senate Bill Status, 2010 Senate File 3116, MN S. B. Stat., 2010 S.F. 3116
3. May 10, 2010, Minnesota Senate Bill Status, 2010 Senate File 3116, MN S. B. Stat., 2010 S.F. 3116
4. Apr. 10, 2010, Minnesota Senate Bill Status, 2010 Senate File 3116, MN S. B. Stat., 2010 S.F. 3116
5. Apr. 06, 2010, Minnesota House Research Bill Summary, 2010 Senate File 3116, MN H.R. B. Summ., 2010 S.F. 3116
6. Mar. 10, 2010, Minnesota Senate Bill Status, 2010 Senate File 3116, MN S. B. Stat., 2010 S.F. 3116

Journals

7. Apr. 28, 2010, Minnesota Senate Journal, April 28, 2010, MN S. Jour., 2010 Reg. Sess. No. 94
8. Apr. 15, 2010, Minnesota Senate Journal, April 15, 2010, MN S. Jour., 2010 Reg. Sess. No. 88
9. Apr. 15, 2010, Minnesota Senate Journal, April 15, 2010, MN S. Jour., 2010 Reg. Sess. No. 88
10. Apr. 13, 2010, Minnesota House Journal, April 13, 2010, MN H.R. Jour., 2010 Reg. Sess. No. 87
11. Apr. 12, 2010, Minnesota House Journal, April 12, 2010, MN H.R. Jour., 2010 Reg. Sess. No. 86
12. Mar. 29, 2010, Minnesota House Journal, March 29, 2010, MN H.R. Jour., 2010 Reg. Sess. No. 82
13. Mar. 29, 2010, Minnesota Senate Journal, March 29, 2009, MN S. Jour., 2010 Reg. Sess. No. 82
14. Mar. 25, 2010, Minnesota Senate Journal, March 25, 2010, MN S. Jour., 2010 Reg. Sess. No. 80
15. Mar. 23, 2010, Minnesota Senate Journal, March 23, 2010, MN S. Jour., 2010 Reg. Sess. No. 70
16. Mar. 23, 2010, Minnesota Senate Journal, March 23, 2010, MN S. Jour., 2010 Reg. Sess. No. 78
17. Mar. 09, 2010, Minnesota Senate Journal, March 9, 2010, MN S. Jour., 2010 Reg. Sess. No. 72

[Laws 2008, c. 299, § 19, eff. July 1, 2008](#)**Reports**

18. May 16, 2008, Minnesota Finance Committee 2008 Update, MN S. Comm. Up., 2008 FIN
19. May 06, 2008, Minnesota House Research Bill Summary, 2008 House File 2996, MN H.R. B. Summ., 2008 H.F. 2996
20. May 05, 2008, Minnesota Conference Committee Report, 2008 House File 2996, MN Conf. Comm. Rep., 2008 H.F. 2996



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Statute Chapters and/or Statute Cites, blank for all, dash for range (e.g. 301-303), comma for list (e.g. 301.01,303.01,305.01)

New indicates coding of a new section or subdivision. **Amended** indicates an amendment to an existing section or subdivision, or a newly enacted section or subdivision. **Repealed** indicates a repeal. **Revisor Instruction** indicates changes to a section of Minnesota Statutes resulting from a legislatively enacted revisor instruction. Legislative action not fitting the categories "Amended," "Repeal," "New," and "Revisor Instruction" is designated **"Other"**. Also, the actual Statute text is available both before (when applicable) and after the legislative action for each Statute.

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2016	2017	3.226	2	Amended	2017 1st Special Session	4	2	50
	2017	3.227		New	2017 Regular Session	21		2
2016	2017	3.305	1	Amended	2017 1st Special Session	4	2	1
2016	2017	3.732	1	Amended	2017 Regular Session	94	7	1
2016	2017	3.736	3	Amended	2017 Regular Session	94	7	2
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New indicates coding of a new section or subdivision. **Amended** indicates an amendment to an existing section or subdivision, or a newly enacted section or subdivision. **Repealed** indicates a repeal. **Revisor Instruction** indicates changes to a section of Minnesota Statutes resulting from a legislatively enacted revisor instruction. Legislative action not fitting the categories "Amended," "Repeal," "New," and "Revisor Instruction" is designated **Other**. Also, the actual Statute text is available both before (when applicable) and after the legislative action for each Statute.

Text	Text	Statute ▲	Subd	Action	Session	Chapter	Article	Section
2004	2005	609.117		Amended	2005 Regular Session	136	12	9
2000	2001	609.117		Amended	2001 1st Special Session	8	9	6
2007	2008	609.117	3	Amended	2008 Regular Session	299		19
	2010	609.117	4	New	2010 Regular Session	256		1

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of any offense arising out of the same set of circumstances. The specimen must be provided under supervision of staff from the Department of Corrections or a Community Corrections Act county within 15 business days after the offender reports to the supervising agent. The cost of obtaining the biological specimen is the responsibility of the agency providing supervision.

§ Subd. 4. **After supervision expires.** (a) Upon motion of a prosecuting authority, a court shall issue an order to show cause why an offender who should have been ordered or required to provide a biological specimen under this section but did not, should not now be ordered to provide one for the purposes of DNA analysis. This subdivision applies if the offender's sentence or supervision has expired. The prosecuting authority shall provide the court with an affidavit that:

- (1) identifies the offender by name and date of birth;
- (2) identifies the offender's last known address;
- (3) identifies the offender's charged offense, offense of conviction, and date of conviction; and
- (4) indicates that the Bureau of Criminal Apprehension database of biological specimens has been searched and the offender has not previously provided a biological specimen for DNA analysis under this chapter.

(b) The order to show cause shall direct the offender to appear before the court within 30 days after the order is served. The prosecutor shall serve the order to show cause upon the offender in the same manner as a civil summons. The offender may avoid appearing before the court by appearing at a place and time designated in the order and voluntarily providing the specimen.

(c) Upon the offender's appearance before the court, and after an opportunity to be heard, the court may issue an order directing the offender to provide the specimen.

(d) If the offender has failed to provide the specimen or appear before the court and the prosecuting authority makes a sufficient showing that the offender was properly served with the order to show cause, the court may issue an order:

- (1) requiring the offender to submit the specimen within 30 days from the date of the order at a designated

2004/2005 – online hearings & minutes

deciphering 2010 c 256 s 1

... address, telephone number, and regular hours of operation. If the offender refuses to comply with the order to provide a specimen, the offender shall appear before the court as soon as practicable to show cause why the specimen should not be obtained.

- (e) The local corrections authority shall mail the order in paragraph (d) to the offender's last known address.

History: 1989 c 290 art 4 s 16; 1991 c 232 s 2; 1991 c 285 s 11; 1993 c 326 art 10 s 15; art 13 s 32; 1998 c 367 art 3 s 12, 13; art 6 s 15; 1999 c 210 art 3 s 7-9; 1Sp2001 c 8 art 9 s 6; 2005 c 136 art 12 s 9; 2008 c 299 s 19; 2010 c 256 s 1

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Dna Analysis

Felonies

Foreign States

Recent History

2010 Subd. 4 New 2010 c 256 s 1

2008 Subd. 3 Amended 2008 c 299 s 19

2005 609.117 Amended 2005 c 136 art 12 s 9

2001 609.117 Amended 1Sp2001 c 8 art 9 s 6

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Laws > 86th Legislature > 2010, Regular Session > Chapter 256

Bill #

2010 Minnesota Session Laws

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Key: (1) language to be deleted (2) new language

Chap. 256

CHAPTER 256--S.F.No. 3116

An act relating to public safety; authorizing the collection of DNA from offenders; amending Minnesota Statutes 2008, section 609.117, by adding a subdivision.

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

Sec. 1

Section 1. Minnesota Statutes 2008, section 609.117, is amended by adding a subdivision to read:

Subd. 4. **After supervision expires.** (a) Upon motion of a prosecuting authority, a court shall issue an order to show cause why an offender who should have been ordered or required to provide a biological specimen under this section but did not, should not now be ordered to provide one for the purposes of DNA analysis. This subdivision applies if the offender's sentence or supervision has expired. The prosecuting authority shall provide the court with an affidavit that:

- (1) identifies the offender by name and date of birth;
- (2) identifies the offender's last known address;
- (3) identifies the offender's charged offense, offense of conviction, and date of conviction; and
- (4) indicates that the Bureau of Criminal Apprehension database of biological specimens has been searched and the offender has not previously provided a biological specimen for DNA analysis under this chapter.

(b) The order to show cause shall direct the offender to appear before the court within 30 days after the order is served. The prosecutor shall serve the order to show cause upon the offender in the same manner as a civil summons. The offender may avoid appearing before the court by appearing at a place and time designated in the order and voluntarily providing the specimen.

(c) Upon the offender's appearance before the court, and after an opportunity to be heard, the court may issue an order directing the offender to provide the specimen.

(d) If the offender has failed to provide the specimen or appear before the court and the prosecuting authority makes a sufficient showing that the offender was properly served with the order to show cause, the court may issue an order

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Session Law Chapter: [256](#)

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Description

Felony offenders DNA collection requirements expansion

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[Scheid](#)

House Authors

[Bigham](#); [Smith](#); [Olin](#); [Holberg](#); [Cornish](#); [Hilstrom](#); [Slocum](#)

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03/29/2010	Received from Senate	pg. 9762
03/29/2010	Senate file first reading, referred to Finance	pg. 9767
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04/12/2010	Second reading	pg. 10054
04/12/2010	House rule 1.22, notice of intent to place on Fiscal Calendar	pg. 10070
04/13/2010	Third reading	pg. 10104
04/13/2010	Bill was passed	vote: 132-0 pg. 10104
	Presented to Governor 04/19/2010	
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Research Report

S.F. No. 3116 - Offender DNA Collection Authorization (First Engrossment)

Author: Senator Linda Scheid
Prepared by: Chris Turner, Senate Research (651/296-4350)
Date: March 24, 2010

The bill authorizes the court, upon motion by the prosecution, to issue an order to show cause why an offender who should have been ordered to submit a DNA sample under Minnesota Statutes, section 609.117, but did not, should be ordered to provide one, even if the offender's sentence has expired. The prosecutor must provide the court with an affidavit that:

- identifies the offender by name and date of birth;
- identifies the offender's last known address;
- identifies the offender's charged offense, offense of conviction, and date of conviction; and
- indicates that the Bureau of Criminal Apprehension database has been searched and the offender has not previously provided a biological specimen for DNA analysis.

The order to show cause shall direct the offender to appear before the court within 30 days unless a specimen is provided.

Upon the offender's appearance in court, the court may issue an order directing the offender to provide the specimen.

If the offender fails to either provide a specimen or appear before the court, the court may issue an order requiring the offender to submit a specimen within 30 days at a designated location, and authorize a peace officer, upon noncompliance, to detain and bring the offender before the court to show cause why the specimen should not be detained.

The local corrections authority shall mail the order to the offender's last known address.

CT:rer

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78TH DAY]

TUESDAY, MARCH 23, 2010

requirements for appointment as a dealer"

Page 12, after line 25, insert:

"Sec. 8. EFFECTIVE DATE.

Sections 1 to 7 are effective the day following final enactment."

Remember the sections in sequence

Amend the title numbers accordingly

And when so amended the bill do pass. Amendments adopted. Report adopted.

Senator Moua from the Committee on Judiciary, to which was referred

S.F. No. 3116: A bill for an act relating to public safety; authorizing the collection of DNA from offenders; amending Minnesota Statutes 2008, section 609.117, by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2008, section 609.117, is amended by adding a subdivision to read:

Subd. 4. **After supervision expires.** (a) Upon motion of a prosecuting authority, a court shall issue an order to show cause why an offender who should have been ordered or required to provide a biological specimen under this section but did not, should not now be ordered to provide one for the purposes of DNA analysis. This subdivision applies if the offender's sentence or supervision has expired. The prosecuting authority shall provide the court with an affidavit that:

(1) identifies the offender by name and date of birth;

(2) identifies the offender's last known address;

(3) identifies the offender's charged offense, offense of conviction, and date of conviction; and

Committee Report





SF 3116

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Committee on Judiciary	
03/18/2010	Meeting scheduled for 03:00 PM in Room 15 Capitol Meeting Minutes Play Audio Download Audio (04:30:15)
03/18/2010	Laid on the table
03/19/2010	Meeting scheduled for 09:00 AM in Room 107 Capitol Meeting Minutes Play Audio Download Audio (01:47:15)
03/19/2010	Amended and recommended to pass

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Committee on Judiciary
Thursday, March 18, 2010
3:00 PM, Room 15, Capitol

Minutes

Present: Senator Mee Moua - Chair, Senator Mary A. Olson Vice Chair, Senator Don Betzold, Senator Leo T. Foley, Senator Linda Higgins, Senator Warren Limmer, Senator Julianne E. Ortman, Senator Pat Pariseau, Senator Linda Scheid

Absent: No Members Absent

Senator Mee Moua called the meeting to order at 3:12pm.

S.F. 2519: Senator Anderson: Interim public utility rate approval process and standard for approval modification.

Senator Betzold moved that S.F. 2519, as amended, be recommended to pass.

MOTION PREVAILED.

Senator Anderson offered up testimony on SF 2519 (5:10pm) Senator Betzold moves the A6 Amendment - Chris Clark, Attorney, Excel Energy, offered up testimony on A6 Amendment (5:16pm) Senator Betzold renews his motion to move the A6 Amendment Motion Prevails (5:18pm)

S.F. 2866: Senator Sheran: Statewide trauma system modifications and repeal.

Senator Betzold moved that S.F. 2866, as amended, be recommended to pass.

MOTION PREVAILED.

Senator Sheran offered up testimony on SF 2866 (3:46pm) Counsel Kathy Pontius offered up testimony on A2 Amendment Senator Olson moves the A2 Amendment Motion Prevails (3:49pm) Testifiers: - Jim Golden, Director of Public Policy, Minnesota Department of Health (3:50pm) - Tim Held, Director of Statewide Trauma System, Minnesota Department of Health (3:57pm) Committee questions ensued (3:58pm) Senator Betzold moves Oral Amendment on SF 2866, Page 3, Line 1, strike All and insert Data on patients in, on Page 3, Line 2, strike shall be, on Page 3, Line 3, strike classified as and insert are, on Page 3, Line 3, strike , and and insert . , and on Page 3 strike Line 4 Motion Prevails (4:02pm)

S.F. 2945: Senator Murphy: Child pornography definition modification.

Senator Betzold moved that S.F. 2945, as amended, be recommended to pass.

MOTION PREVAILED.

Senator Murphy offered up testimony on SF 2945 (4:03pm) Senator Murphy offered up the A1 Amendment Senator Murphy offered up testimony on A1 Amendment (4:04pm) Senator Betzold moves the A1 Amendment Motion Prevails (4:05pm) Testifiers: - Tom Gort, Assistant Winona County Attorney (4:06pm) - Travis Volkman, Goodview Police Officer (4:08pm) Committee questions ensued (4:09pm)

S.F. 3251: Senator Berglin: Sexual psychopathic personalities treatment provisions modifications.

MOTION PREVAILED.

Senator Betzold offered up testimony on SF 2328 (6:36pm)

S.F. 2186: Senator Betzold: Civil commitment county financial responsibility and prepetition clarification.

Senator Betzold moved that S.F. 2186, as amended, recommended to pass and re-referred to the Committee on Finance.

MOTION PREVAILED.

Senator Betzold offered up testimony on SF 2186 (6:40pm) Senator Betzold moves Oral Amendment that on SF 2186, Page 1, Line 12, strike Minnesota Statutes, Motion Prevails (6:43pm)

S.F. 3116: Senator Scheid: Offender DNA collection authorization.

Senator Ortman moved that S.F. 3116, be laid on the table.

MOTION PREVAILED.

Senator Scheid offered up testimony on SF 3116 (6:44pm) Testifiers: - David Brown, Assistant Hennepin County Attorney (6:44pm) - Steve Redding, Senior Assistant Hennepin County Attorney (6:47pm) Senator Scheid moves Oral Amendment on SF 3116, Page 1, Line 7, after offender insert who is initially charged with committing or attempting to commit a felony offense and was convicted of that offense or of any offense arising out of the same set of circumstances Motion Prevails (6:52pm) Committee questions ensued (6:53pm) Con: - Yefim Estrin (7:17pm) Senator Scheid moves to reconsider her earlier motion to move Oral Amendment on SF 3116, Page 1, Line 7, after offender insert who is initially charged with committing or attempting to commit a felony offense and was convicted of that offense or of any offense arising out of the same set of circumstances Motion Prevails Senator Scheid moves to remove her Oral Amendment Motion Prevails Senator Scheid moves Oral Amendment on SF 3116, Page 1, Line 7, after offender insert who was required to provide a biological specimen under this section but did not Motion Prevails (7:25pm) Committee questions ensued (7:25pm) Senator Ortman moves to lay SF 3116 on the Table (7:35pm)

S.F. 2869: Senator Higgins: Human rights act provisions modifications.

Senator Higgins moved that S.F. 2869, be recommended to pass.

MOTION PREVAILED.

Senator Higgins offered up testimony on SF 2869 (7:36pm) Testifier: - Mario Hernandez, Legislative and Community Affairs Liaison, Minnesota Department of Human Rights (7:37pm) Committee questions ensued (7:39pm)

S.F. 2880: Senator Moua: State Guardian Ad Litem board establishment.

Senator Moua offered up testimony on SF 2880 (3:12pm) Senator Moua moves the A1 Amendment Motion Prevails (3:13pm) Testifier: Pro: - Sue Dorsal, State Court Administrator (3:14pm) Committee questions ensued (3:19pm) Senator Moua moves that SF 2880 as amended be recommended to pass and be referred to the Committee on State and Local Government Operations and Oversight - Mike Harrison, Editor/Publisher, Judicial Common Sense (3:28pm) Con: - Regina Rudloff, Executive Director, Court Appointed Special Advocates Minnesota (3:33pm) Committee questions ensued (3:36pm)

S.F. 2427: Senator Betzold: Trust and guardianship provisions modifications; distribution status clarifications; relationship and inheritance provisions modifications; emergency and temporary conservator appointment authority.

Committee on Judiciary
Friday, March 19, 2010
9:00 AM, Room 107, Capitol

Minutes

Present: Senator Mee Moua - Chair, Senator Mary A. Olson Vice Chair, Senator Don Betzold, Senator Leo T. Foley, Senator Linda Higgins, Senator Warren Limmer, Senator Julianne E. Ortman, Senator Pat Pariseau, Senator Linda Scheid

Absent: No Members Absent

Senator Mee Moua called the meeting to order at 9:17am.

S.F. 3145: Senator Pappas: Controlled substance offenses mixture definition modification and weight measurement mandate.

Senator Betzold moved that S.F. 3145, be recommended to pass.

MOTION PREVAILED.

Senator Pappas moves the A1 Amendment (10:05am) Senator Olson moves the A1 Amendment Motion Prevails (10:05am) Senator Pappas offered up testimony on SF 3145 (10:05am)
Testifier: - Ted Sampsell-Jones, Assistant Professor, William Mitchell (10:06am)

S.F. 2663: Senator Scheid: Motor vehicle sales and distribution costs responsibility and regulation.

Senator Scheid moved that S.F. 2663, as amended, be recommended to pass.

MOTION PREVAILED.

Senator Scheid offered up testimony on SF 3116 (9:20am) Testifier: - Ms. Schlander, Minnesota Auto Dealers Association (9:20am) Senator Betzold moves Oral Amendment on SF 2663, on Page 1, strike Lines 7-17 (Sec. 1) Motion Prevails (9:20am) Senator Scheid offered up testimony on SF 3116 (9:21am) - Ms. Schlander, Minnesota Auto Dealers Association (9:22am) Senator Scheid moves the A2 Amendment Motion Prevails (9:24am) - Sandy Nelan, Automobile Alliance (9:25am)

S.F. 2704: Senator Scheid: Minnesota Nonrecourse Civil Litigation Funding Act.

Senator Scheid moved that S.F. 2704, be recommended to pass.

MOTION FAILED.

Senator Scheid offered up testimony on SF 2704 (9:27am) Testifier: - Eric Schuller, American Legal Finance Association (9:29am) Committee questions ensued (9:34am) - Bob Johnson, Insurance Federation of Minnesota, Minnesotans for Lawsuit Reform (9:50am) Senator Scheid offered up testimony on SF 2704 (9:58am) - Joe Carlson, Association for Justice (9:58am) Committee questions ensued (10:00am) Senator Scheid moves that SF 2704 be recommended to Pass Motion Prevails Division For: 4 Against: 4 Motion Fails (10:04am)

S.F. 2354: Senator Betzold: Data practices violations administrative remedies and civil penalties.

Committee questions ensued (10:27am) - Laurie Beyer-Kropeunski, Information Policy Analysis Division (10:32am) Committee questions ensued (10:35am) - John Melyck, Department of Education, offered up testimony on A4 Amendment (10:39am) Senator Betzold offered up testimony on A4 Amendment Senator Betzold moves the A4 Amendment Motion Prevails (10:40am)

S.F. 2517: Senator Moua: Electronic court documents access authorization.

Senator Moua moved that S.F. 2517, as amended, be recommended to pass.

MOTION PREVAILED.

Senator Moua offered up testimony on SF 2517 (10:51am) Senator Moua offered up the A1 Amendment Senator Moua moves the A1 Amendment Motion Prevails (10:52am) Committee discussion ensued (10:52am) Senator Moua moves Oral Amendment that on the A1 Amendment, Page 1, Line 2, strike □cd rom□ and insert □CD Rom□, and on Page 1, Line 3, strike □dvd rom□ and insert □DVD Rom□ Motion Prevails Testifier: - Robert Sycora (10:54am)

S.F. 1126: Senator Moua: Tax-forfeited property uses and conveyances procedures modifications.

Senator Moua moved that S.F. 1126, as amended, be recommended to pass.

MOTION PREVAILED.

Senator Moua offered up testimony on SF 1126 (10:56am) Testifier: - Jason Nord, Minnesota Department of Revenue, offered up testimony on A5 Amendment (10:58am) Senator Moua moves the A5 Amendment Committee questions ensued (11:01am) Senator Moua renews her motion to move the A5 Amendment Motion Prevails (11:02am)

S.F. 2437: Senator Moua: Domestic abuse ex parte court orders for protection expansion.

Senator Moua moved that S.F. 2437, as amended, be recommended to pass.

MOTION PREVAILED.

Senator Moua offered up testimony on SF 2437 (11:03am) Senator Moua moves the A1 Amendment Motion Prevails (11:03am)

S.F. 3028: Senator Stumpf: Pre-kindergarten through grade 12 education appropriations and appropriation reductions.

Not heard.

S.F. 3116: Senator Scheid: Offender DNA collection authorization.

Testifiers: - David Brown, Assistant Hennepin County Attorney (10:43am) Committee questions ensued (10:48am) Senator Scheid moves that A3 Amendment Motion Prevails (10:50am)

The meeting was adjourned at 11:04am.



Minnesota Senate

Get bill info



Senate Information

Committee Hearings and Actions for S.F. 3116

Date Committee Hearing or Action

Committee on Judiciary

03/18/2010 Meeting scheduled for 03:00 PM in Room 15 Capitol

[Meeting Minutes](#)
[Play Audio](#) [Download Audio](#) (04:30:15)

3:31:35

03/18/2010 Laid on the table

03/19/2010 Meeting scheduled for 09:00 AM in Room 107 Capitol

[Meeting Minutes](#)
[Play Audio](#) [Download Audio](#) (01:47:16)

03/19/2010 Amended and recommended to pass

http://www.leg.state.mn.us/senamedia/audio/2010/cmte_jud_031810.MP3

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Retrieve by number Bills

SF 3116

Status in the **Senate** for the 87th Legislature (2009 - 2010)

Current bill text: [1st Engrossment](#)
[Version List](#)

Companion: [HF3447](#);
[Companion Text](#)
[House Search](#)

Revisor number: 10-5864
Session Law Chapter: [256](#)

[Long Description](#) [Committee Hearings and Actions](#) [Senate Counsel & Research Summary](#)

Description

Felony offenders DNA collection requirements expansion

Authors

[Scheid](#)

House Authors

[Bigham](#); [Smith](#); [Olin](#); [Holberg](#); [Cornish](#); [Hilstrom](#); [Slocum](#)

Actions

[Separated](#) [Chronological](#)

Senate

03/09/2010	Introduction and first reading	pg. 7444 Intro
03/09/2010	Referred to Judiciary	
03/23/2010	Comm report: To pass as amended	pg. 8899a 1
03/23/2010	Second reading	pg. 8924
03/25/2010	General Orders: To pass	pg. 9003
03/29/2010	Calendar: Third reading Passed	pg. 9249 vote: 54-8
04/15/2010	Returned from House	pg. 9580
	Presentment date 04/19/10	
04/28/2010	Governor's action Approval 04/22/10	pg. 10060
04/28/2010	Secretary of State Chapter 256 04/22/10	pg. 10060

What about the companion bill?



Minnesota State Legislature

Minnesota House of Representatives

Retrieve by number Bills

HF 3447 Status in the House for the 86th Legislature (2009 - 2010)

Current bill text: [As Introduced](#)
[Version List](#)

Companion: [SF3116](#);
[Companion Text](#)
[Senate Search](#)

Revisor number: 10-5864

[Long Description](#)

[Further Committee Actions](#)

[House Research Summary](#)

Description

DNA collection from offenders authorized.

Authors

[Bigham](#) ; [Smith](#) ; [Olin](#) ; [Holberg](#) ; [Cornish](#) ; [Hilstrom](#) ; [Slocum](#)

Actions

[Separated](#) [Chronological](#)

House

03/08/2010	Introduction and first reading, referred to Public Safety Policy and Oversight	pg. 8311 Intro
03/09/2010	Referred by Chair to Crime Victims/Criminal Records Division	
03/09/2010	Author added Slocum	pg. 8431
03/10/2010	Division action, to pass and return to Public Safety Policy and Oversight	
03/17/2010	Committee report, to pass and re-refer to Finance	pg. 9004
03/17/2010	Referred by Chair to Public Safety Finance Division	
03/24/2010	Recalled by Chair Finance	
	See Senate file in House SF3116	



House committee hearing information for HF3447

Short Description

DNA collection from offenders authorized.

House Hearings

No Hearings Found.

Companion bill – no hearings

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<ul style="list-style-type: none"> MyBills E-mail Updates & RSS Feeds House News Senate News Phone Numbers 		

Example 2 — Your law is too old for everything to be online

- Look up the statute's historical credits to get the session law.
 - *Minnesota Statutes*
 - Paper at State Law Library, Legislative Reference Library
 - Online via the Revisor's website
 - *Minnesota Statutes Annotated*
 - Paper at the State Law Library
 - Online via Westlaw
- Look up the session law to get the bill number.
 - *Laws of Minnesota*
 - Paper at the State Law Library & Legislative Reference Library
 - Online via the Revisor's website
 - Includes statutes and session laws back to territorial days
 - Westlaw
- Next, use House and Senate Journals to see what happened to the bill



Retrieve by number Statutes Statutes Laws Rules Court Rules Constitution Revisor's Office Search Law by Keyword

2015 Minnesota Statutes > POLITICAL SUBDIVISIONS, GENERAL PROVISIONS > Chapter 465 > Section 465.79

465.78

465.795

2015 Minnesota Statutes

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Resources

- [Search Minnesota Statutes](#)
- [About Minnesota Statutes](#)
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Topics

- Cities
- COUNTIES
- County Recorders
- Descriptions of Property
- District Courts
- Land Registration
- Real Property

465.79 ESTABLISHMENT OF BOUNDARY COMMISSION.

Subdivision 1. **City council, town or county board.** By resolution, the city council of a statutory or home rule charter city, town board, or county board may create a boundary commission. Members of the commission shall be residents of the county or counties in which the city or town is located who are familiar with real property.

Subd. 2. **Duties of boundary commission.** Upon initiation by resolution of the governing body or upon petition of an adjoining or affected property owner, the boundary commission shall review property descriptions of the disputed areas in the respective jurisdiction. Upon mailed notice to all known parties in interest, the commission shall attempt to establish agreements between adjoining landowners as to the location of common boundaries as delineated by a certified land survey. If agreement cannot be reached, the commission shall make a recommendation as to the location of the common boundaries within the disputed area. The commission shall prepare a plan designating all agreed and recommended boundary lines and report to the city council, town board, or county board.

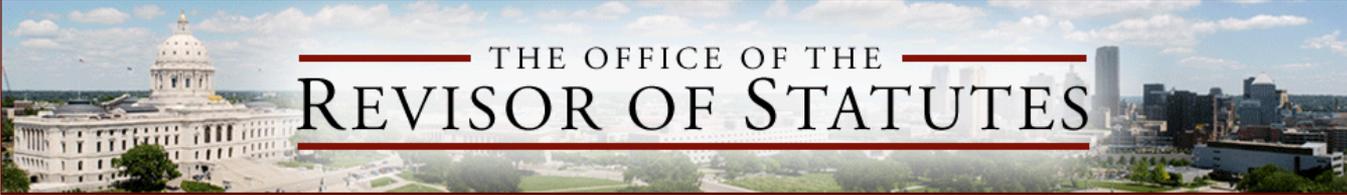
Subd. 3. **Hearing.** Upon receipt of the plan and a report from the commission, the city council, town board, or county board shall hold a public hearing. The council, town board, or county board shall give mailed notice to all known parties in interest and published notice 20 days prior to the hearing. The council, town board, or county board shall hear all interested parties and may make adjustments to the proposed plan that it deems just and necessary.

§ Subd. 4. **Judicial review.** Following the public hearing, the council or board may petition the district court for judicial approval of the proposed plan. If any affected parcel is land registered under chapter 508, the petition must be referred to the examiner of titles for a report. The council or board shall provide sufficient information to identify all parties in interest and shall give notice to parties in interest as the court may order. The court shall determine the location of any contested, disputed, or unagreed boundary and shall determine adverse claims to each parcel and determining all disputes, the court shall issue its judgment in the case and an order designating the owners current as a condition of filing the plat, and encumbrancers of each lot notwithstanding the requirements of section 508.05.

Subd. 5. **Special assessments.** The city council or board may assess part or all of the cost incurred by it against the benefited properties on a per parcel basis as provided in chapter 429.

History: [1990 c 386 s 1](#); [1992 c 493 s 9,10](#); [1997 c 78 s 1](#)

Session Law
1990 c. 386 s 1



1990 Minnesota Session Laws

[Pdf](#) [Authenticate](#)

Key: (1) language to be deleted (2) new language

Chap. 386

S.F. 2383

Sec. 1

Laws of Minnesota 1990

CHAPTER 386-S.F.No. 2383

An act relating to cities; permitting the establishment of boundary commissions; proposing coding for new law in Minnesota Statutes, chapter 465.

BE ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. [465.79] [ESTABLISHMENT OF BOUNDARY COMMISSION.]

Subdivision 1. [CITY COUNCIL.] By resolution, the city council of a statutory or home rule charter city may create a boundary commission. Members of the commission shall be residents of the county or counties in which the city is located who are familiar with real property.

Subd. 2. [DUTIES OF BOUNDARY COMMISSION.] The boundary commission shall review metes and bounds descriptions within the city. Upon notice to all known parties in interest, the commission shall attempt to establish agreements between adjoining landowners as to the location of common boundaries. If agreement cannot be reached, the commission shall make a recommendation as to the location of the common boundary. The commission shall prepare a plan designating all agreed and recommended boundary lines and report to the city council.

Subd. 3. [HEARING.] Upon receipt of the plan and a report from the commission, the city council shall hold a public hearing. The council shall give mailed notice to all known parties in interest and published notice 20 days prior to the

Resources

- [Back to Session](#)
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- [Session Laws Amended, Repealed, etc. \(Table 1\)](#)
- [Veto Information](#)
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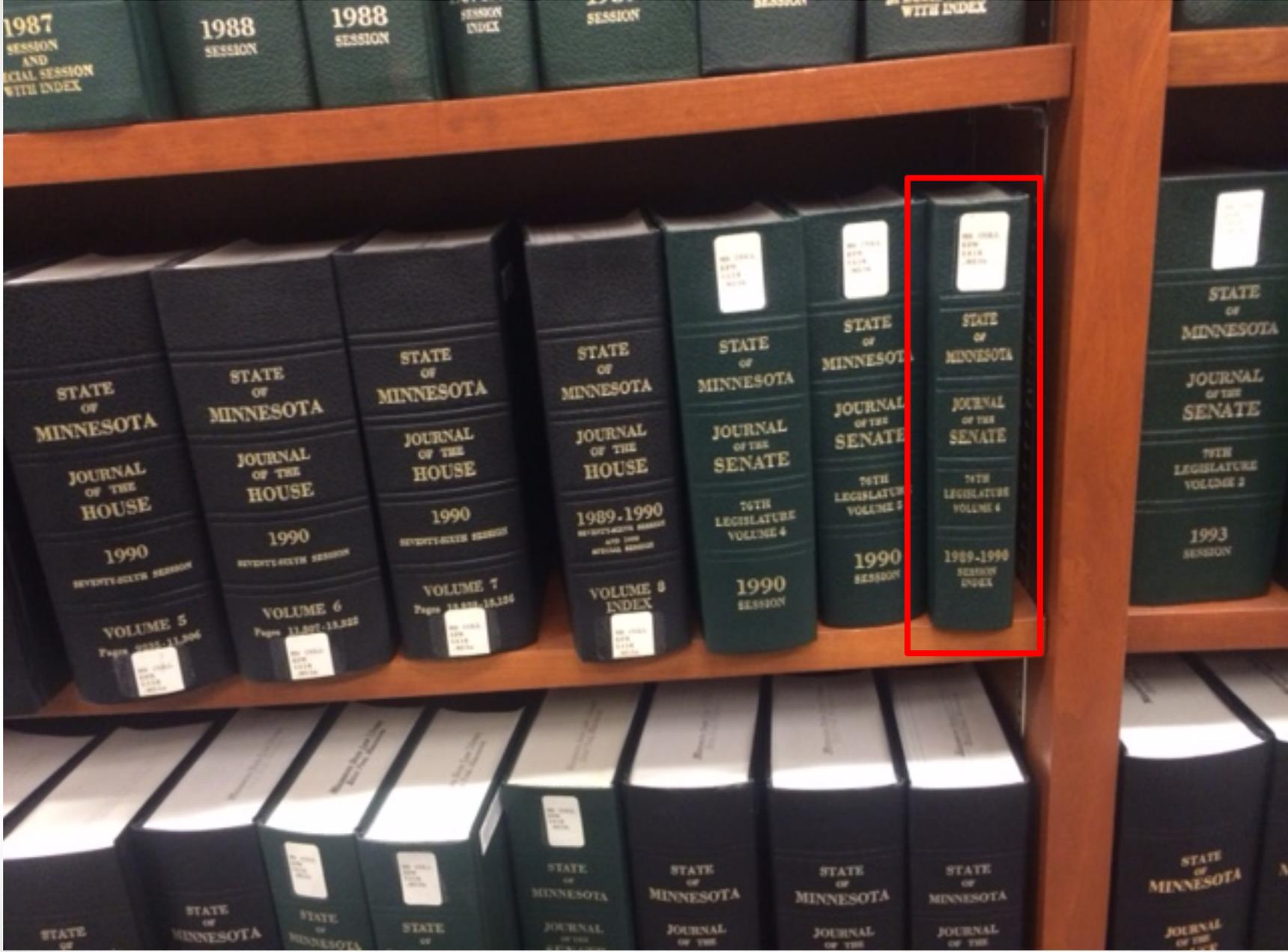
House & Senate Journals

In Print:

Minnesota State Law Library

Minnesota Legislative Reference Library

- ✓ Look up your bill (and companion) in the Index
- ✓ Look up each page listed for the bill.
- ✓ First Reading and Reference – what committee?
- ✓ All dates of committee referrals and committee reports
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SEVENTY-SIXTH SESSION

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BILLS OF THE SENATE—Continued

S. F. No.	TITLE	First Reading and Reference	Second Reading	Other Proceedings	Third Reading	Subsequent Proceedings	Returned from House	Approved	Chapter
2383	A bill for an act relating to cities; permitting the establishment of boundary commissions; proposing coding for new law in Minnesota Statutes, chapter 465. (Bertram)	6286	6564	6449 6778a	6862	7754	7376	7753	386
2384	A bill for an act relating to insurance; making changes in policy conversions to conform to federal law; regulating coverages under Medicare supplement plans; clarifying regulatory authority requiring insurers to submit claims experience and earned premiums data; amending Minnesota Statutes 1988, sections 62A...	6286	6772	6736a (H1983) 6977					

First Reading and Referral

March 6, 1990

Mr. Anderson introduced—
S.F. No. 2378: A bill for an act relating to transportation; directing commissioner of transportation to erect sign.

Referred to the Committee on Transportation.

Messrs. Solon, Metzen and Purfeerst introduced—

S.F. No. 2379: A bill for an act relating to retirement; establishing a maximum monthly benefit for the surviving spouse and dependent children of basic pension plan members; amending Minnesota Statutes 1988, section 353.31, subdivision 1.

Referred to the Committee on Governmental Operations.

Messrs. Frederickson, D.R.; Knaak; Decker; Mrs. Pariseau and Mr. Piepho introduced—

S.F. No. 2380: A bill for an act relating to environment and natural resources; authorizing the issuance of state bonds and expenditure of their proceeds for wastewater treatment grants and the reinvest in Minnesota program; and appropriating money.

Referred to the Committee on Environment and Natural Resources.

Mr. Purfeerst introduced—

S.F. No. 2381: A bill for an act relating to highways; substituting new Legislative Route No. 298 in the trunk highway system.

Referred to the Committee on Transportation.

Messrs. Dicklich, Merriam, Marty, Storm and Samuelson introduced—

S.F. No. 2382: A bill for an act relating to energy conservation; appropriating oil overcharge money for energy conservation projects that directly serve low-income Minnesotans; amending Minnesota Statutes 1988, section 4.071; and Laws 1989, chapter 338, section 11; repealing Laws 1989, chapter 338, section 11, subdivisions 1 and 3.

Referred to the Committee on Finance.

Mr. Bertram introduced—

S.F. No. 2383: A bill for an act relating to the city of Upsala; permitting the establishment of a boundary commission.

Referred to the Committee on Local and Urban Government.

Mrs. Flynn, Messrs. Vickerman, Solon, Morse and Frederickson, D.R. introduced—

S.F. No. 2384: A bill for an act relating to insurance; regulating coverages under Medicare supplement plans; requiring insurers to submit claims experience and earned premiums data; amending Minnesota Statutes 1988, 62A.36, by adding a subdivision; Minnesota Statutes 1989 Supplement, 62A.31, subdivision 2; 62A.315; and 62A.316.

Which committee and on what date?

Mr. Bertram introduced—
S.F. No. 2383: A bill for an act relating to the city of Upsala; permitting the establishment of a boundary commission.
Referred to the Committee on Local and Urban Government.

Page 6778a

March 19, 1990

The motion prevailed. So the amendment was adopted.
S.F. No. 1104 was then progressed.
S.F. No. 772, which the committee recommends to pass with the following amendment offered by Mrs. Pariseau:
Page 2, after line 1, insert:
"Sec. 2. [EFFECTIVE DATE.]
Section 1 is effective November 15, 1990."
The motion prevailed. So the amendment was adopted.
S.F. No. 2383, which the committee recommends to pass with the following amendment offered by Mr. Knaak:
Page 1, delete sections 1 and 2
Page 1, delete line 23 and insert:
"Section 1. [465.79] [ESTABLISHMENT OF BOUNDARY COMMISSION.]"
Page 2, line 1, delete "the city of Upsala" and insert "a statutory or home rule charter city"
Page 2, line 2, delete "Morrison" and insert "the" and after "county" insert "or counties in which the city is located"
Page 2, line 14, delete "Upsala"
Page 2, line 21, delete "in Morrison county"
Page 2, line 32, delete "of Upsala"
Pages 2 and 3, delete section 4
Amend the title as follows:

TWENTY-SECOND DAY] MONDAY, MARCH 19, 1990 6779

Page 1, line 2, delete "the city of Upsala" and insert "cities"
Page 1, line 3, delete "a" and delete "commission" and insert "commissions; proposing coding for new law in Minnesota Statutes, chapter 465"
The motion prevailed. So the amendment was adopted.
S.F. No. 2267, which the committee recommends to pass with the following amendment offered by Mr. Benson:
Page 1, line 7, after "mandate," insert "or" and after "require" delete the comma
Page 1, line 8, delete "or suggest to" and delete "that the peace officer" and insert "to"
The motion prevailed. So the amendment was adopted.
H.F. No. 951, which the committee recommends to pass with the following amendment offered by Mr. Dicklich:
Amend H.F. No. 951, the unofficial engrossment, as follows:
Page 4, after line 2, insert:
"Recovery of costs under clause (4) may be made only from the class of customers to which the rate is offered and not from residential customers."
Page 4, line 30, delete "any other provision of this chapter" and insert "section 216B.03, 216B.05, 216B.06, 216B.07, or 216B.16"
Page 7, line 31, delete "commission's" and insert "department's"
The motion prevailed. So the amendment was adopted.
S.F. No. 1670, which the committee recommends to pass with the following amendment offered by Mr. McGowan:

March 20, 1990

Third reading

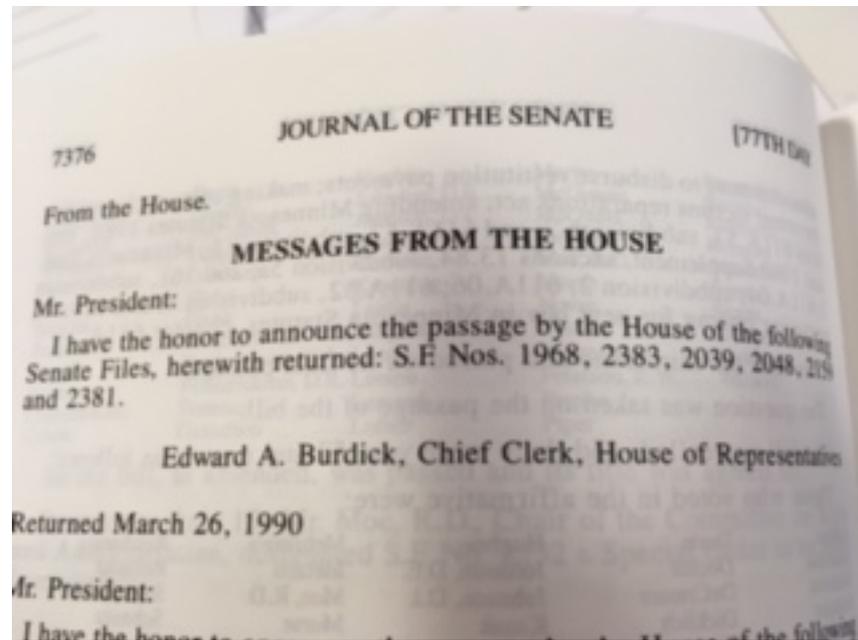
So the bill passed and its title was agreed to.
S.F. No. 2383: A bill for an act relating to cities; permitting the establishment of boundary commissions; proposing coding for new law in Minnesota Statutes, chapter 465.
Was read the third time and placed on its final passage.
The question was taken on the passage of the bill.
The roll was called, and there were yeas 67 and nays 0, as follows:
Those who voted in the affirmative were:

Adkins	Davis	Johnson, D.J.	Merriam	Ramstad
Anderson	Decker	Knaak	Metzen	Reichgott
Beckman	DeCramer	Knutson	Moe, D.M.	Renneke
Belanger	Dicklich	Kroening	Moe, R.D.	Samselson
Benson	Diersner	Laedig	Morse	Schmitz
Berg	Flynn	Langseth	Nowak	Solin
Berglin	Frank	Lantry	Olson	Spear
Bernhagen	Frederick	Larson	Pariseau	Storn
Bertram	Frederickson, D.J.	Lessard	Pebler	Stumpf
Brandl	Frederickson, D.R.	Luther	Peterson, R.W.	Vickerman
Brataas	Freeman	Marty	Piepho	Waldorf
Chmielewski	Gustafson	McGowan	Piper	
Cohen	Hughes	McQuaid	Pugemiller	
Dahl	Johnson, D.E.	Mehrkens	Parleerst	

So the bill passed and its title was agreed to.
S.F. No. 2119: A bill for an act relating to Blue Earth county; permitting

Returned from House

March 26, 1990



Dates to Note

- March 6, 1990 – went into committee on Local & Urban Govt
- March 20, 1990 – 3rd reading and approval vote
- March 26, 1990 – out of committee

House Journal – look for table of companion bills

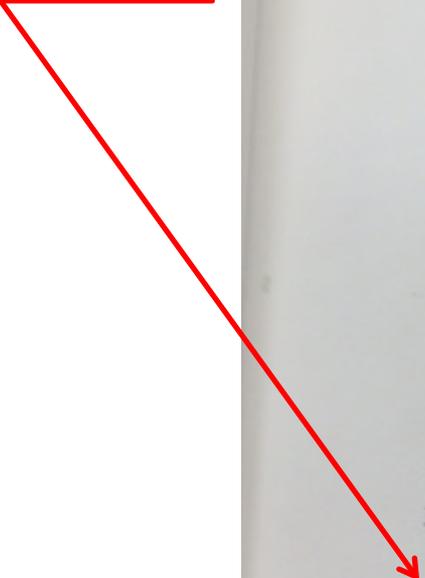


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COMPANION NUMBERS FOR BOTH HOUSE AND SENATE BILLS SEVENTY-SIXTH SESSION — 1989-1990

DIRECTIONS: The following table lists all companion numbers for both House and Senate Files. To find either a House or a Senate companion number, read down the Bill Number Column to find the number you want, either a House or a Senate number, and the corresponding companion number will be found in the proper column adjoining.

Example:	Bill Number	House Companion	Senate Companion
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In the above example, House File No. 1 has Senate File No. 26 as its companion and Senate File No. 1 has House File No. 380 as its companion.

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2390	2303	2188	2453	2493	2142
2391	2594	1994	2454	2639	2247
2392	2445	1965	2455	2444	2440
2393	2165	2261	2456	2650	2288
2394					

CAPITOL COMPLEX PARKING MAP

State of Minnesota
Plant Management Division
www.mn.gov/admin/government/buildings-grounds
Revised 09/15



Tapes from 1991 – 2003 or 2004
Minutes 1999 - present



Minutes 1919 – 1998 (house)
1911 – 1998 (senate)



- LOT AA - southwest corner of University Ave and Rice St enter from Aurora Ave
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- Electric Vehicle charging station
- Metro Green Line Light Rail
- Metro Green Line Light Rail station
- Pay station for public metered parking

Example 2 - you've got your dates, now what?

Visiting the Minnesota Historical Society Library

- On the Capitol Complex
- Check the hours (not same as other MN departments)
- Give yourself several hours
- Bring:
 - Relevant dates of committee action
 - Copies of Journal pages
 - ID – you must register
 - Pencil and paper
- Leave in the car or put in locker:
 - Pens and markers
 - Bags, purses, briefcases
 - Coats
- Be aware - you cannot make copies yourself
 - Camera

MENUS

EVENTS & PROMOS

CATERING



OUR STORY

BLOG

LOCATION & HOURS

Fresh



Healthy

AUTHENTIC CUISINE

SEE MENUS

D'Amico's Market House At The Minnesota History Center

Market House by D'Amico is proudly located in the Minnesota History Center and pays tribute to the first Saint Paul public market, built in 1852. The Market House experience connects you to Minnesota's past and present agricultural movement featuring a menu that is inspired by the farmers market and sourced from our favorite purveyors.

Cafe Hours

All Day Menu
Grill & Deli

Main Cafe
Entrees, Grill & Deli

Monday

Closed

Monday

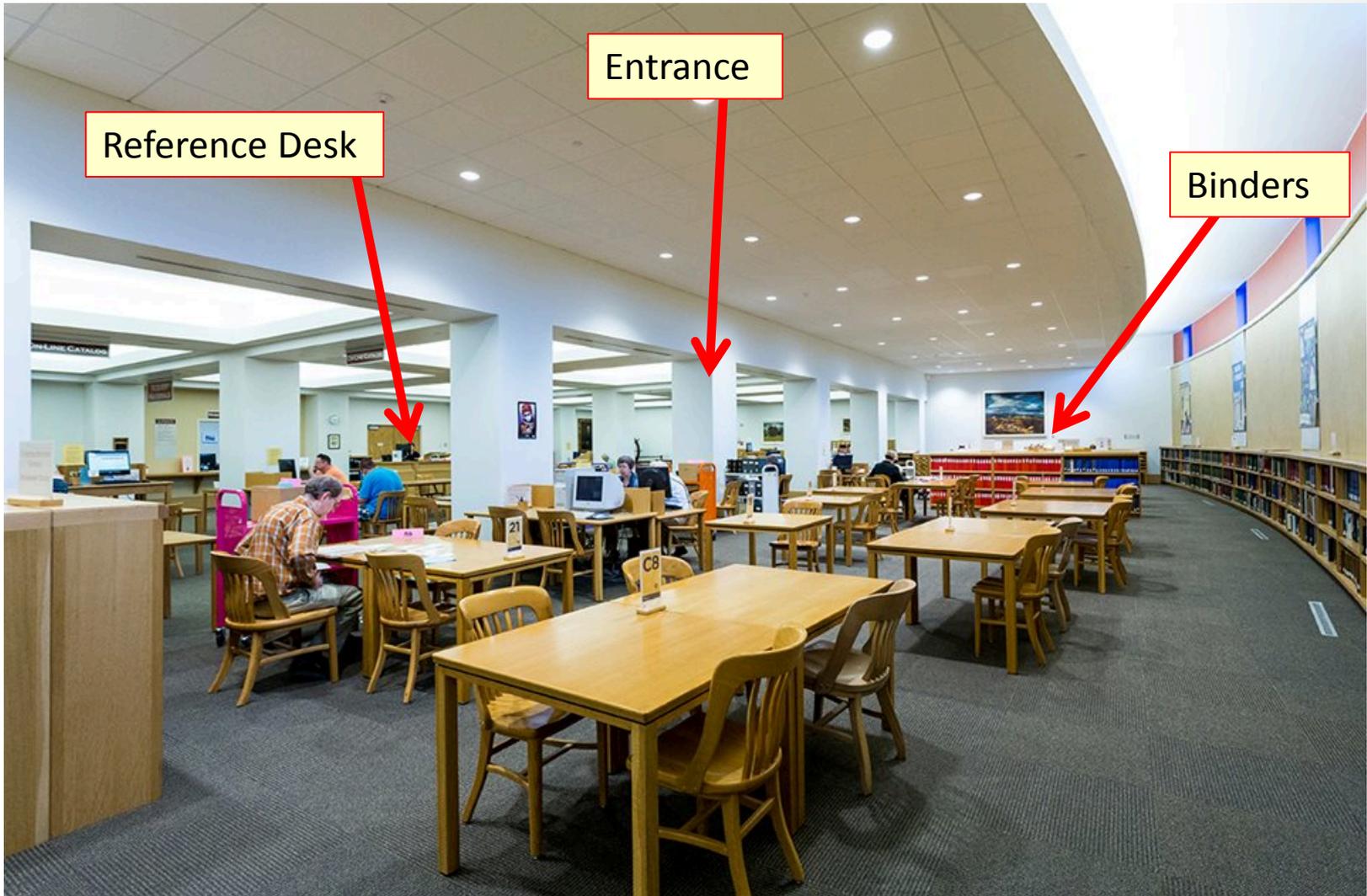
Closed



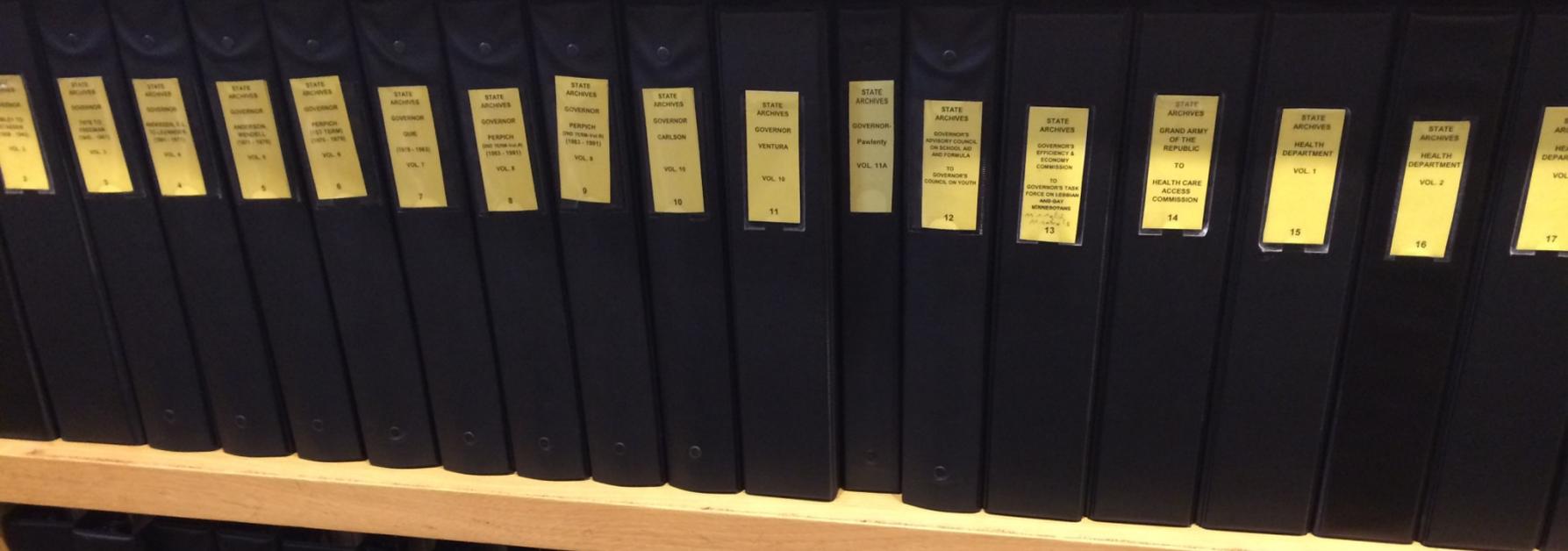
Entrance

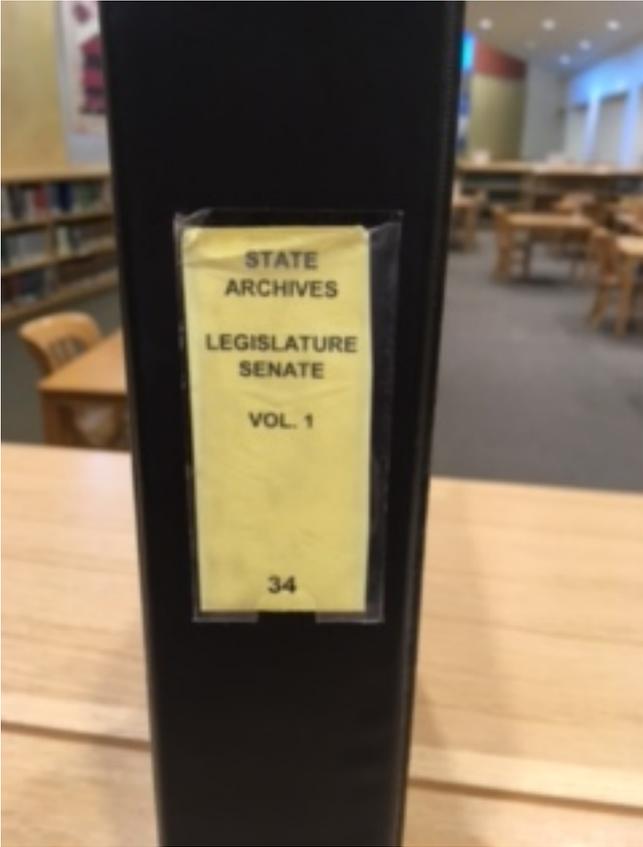
Reference Desk

Binders









STATE
ARCHIVES

LEGISLATURE
SENATE

VOL. 1

34

Look for year,
then committee

Identify the
location of the
dates you need.

Location 103.E.4.2F	Volume 3. April 14-21, 1993. Volume 4. April 22, 1993-March 22, 1994. Volume 5. March 23-April 5, 1994. Volume 6. April 8, 1994.
Location 103.E.4.3B	Health and Housing Finance Division Subcommittee. Volume 1. 1993-1994. Human Services Finance Division Subcommittee. Index; Volume 1. January 6-April 15, 1993. Volume 2. April 16-October 29, 1993. Volume 3. 1994.
Location 103.E.4.4F	Housing Committee and Manufactured Housing Subcommittee. Volume 1. 1993-1994. Joint Meetings (includes Sexual Predators Task Force). Volume 1. 1993-1994. Volume 2. 1993-1994.
Location 103.E.4.5B	Judiciary Committee. Index; Volume 1. January-March 1, 1993. Volume 2. March 5-April 7, 1993. Volume 3. April 14-30, 1993. Volume 4. January-March 16, 1994.
Location 103.E.4.6F	Volume 5. March 18-28, 1994. Volume 6. March 30-April 30, 1994. Civil Law, Criminal Justice, Family Law, Data Practices, DWI Subcommittees. Index; Volume 1. 1993-1994.
Location 103.E.4.7B	Judiciary Finance Committee. Volume 1. 1993-1994. Labor-Management Relations Committee. Index; Volume 1. January 11, 1993-March 16

Fill out the request slip



MINNESOTA HISTORICAL SOCIETY Request Slip

(Your Name) (Table Number) (Date)

Title (one per slip)

LOCATION #	Box # / Volume # / Date	out	in	hold
_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Materials must be used in Weyerhaeuser Room only

Society Staff Use Only	Reference Staff Use Only
Dept. _____	Restricted _____
Phone _____	Item not on shelf _____ Time _____

20151014155413689.pdf - Adobe Reader

File Edit View Window Help

Open [Icons] 1 / 1 [Icons] 130% [Icons] Tools Fill & Sign Comment

Windows Taskbar: News, Inbox, FW: T..., News, Re: sl..., Micr..., Skype, MN L..., Librar..., 2015..., 4:01 PM

STATE ARCHIVES
NOTEBOOKS
COUNTY & LOCAL
GOVERNMENT

HEAVY

103.E.4.5B

MINNESOTA STATE ARCHIVES
LEGISLATURE.
House.
Committee books.
Box 207
MINNESOTA HISTORICAL SOCIETY

Remove One

FEBRUARY 23, 1994

FEBRUARY 22, 1994

FEBRUARY 17, 1994

JANUARY 24, 1994

FEBRUARY 28, 1994

MARCH 2, 1994

MARCH 4, 1994

MARCH 10, 1994

MARCH 14, 1994

HSE. JUDICIARY COMMITTEE
JANUARY - MARCH 16, 1994
VOLUME #4

Write down
dates of
hearings you
want to listen to

HOUSE OF REPRESENTATIVES
STATE OF MINNESOTA

THIRTY-FOURTH MEETING
March 7, 1994

Representative Pugh renewed his motion that H.F. 2099 be recommended to pass and sent to the floor. The MOTION PREVAILED.

H.F. 2351

Representative Skoglund moved that H.F. 2351 be recommended to pass and included in the Judiciary Committee's Omnibus Crime Bill.

→ Don Peterson from the Bureau of Criminal Apprehension testified.

Representative Skoglund renewed his motion that H.F. 2351 be recommended to pass and included in the Judiciary Committee's Omnibus Crime Bill. The MOTION PREVAILED.

H.F. 1966

Representative Brown moved that H.F. 1966 be recommended to pass.

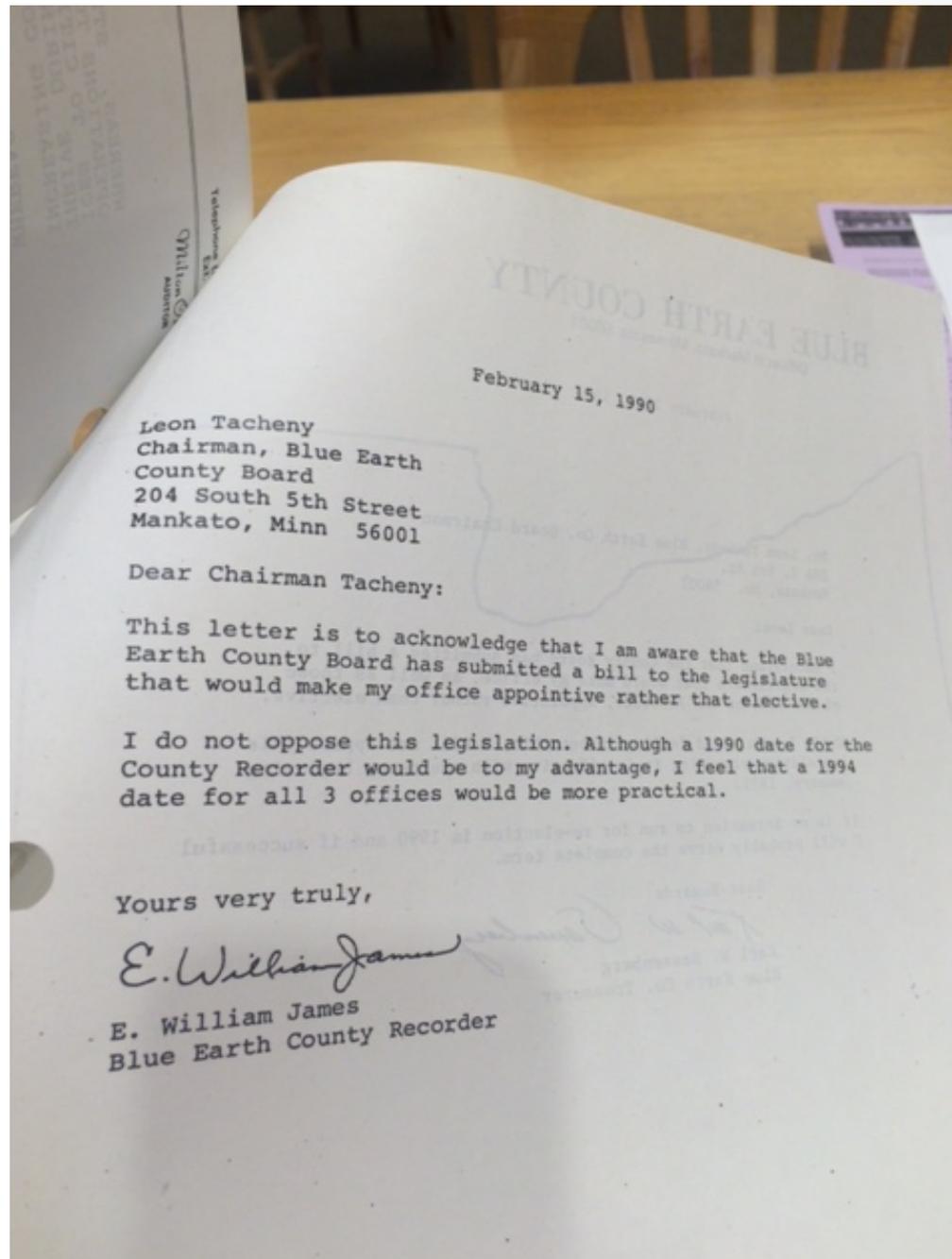
→ Representative Doug Peterson explained the bill.

→ Testifying were:

Patrick Joyce, Conservation Officer, State of Minnesota
Mark Shields, Office of the Attorney General

Other examples

Example:
Attachment
to minutes

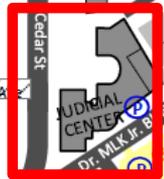


CAPITOL COMPLEX PARKING MAP

State of Minnesota
Plant Management Division
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Example 2

Visiting the Minnesota Legislative Reference Library

- On the Capitol Complex
- Give yourself adequate time
- Bring:
 - Relevant dates of committee action



Minutes binders

ENVIRONMENT,
ECONOMIC DEVELOPMENT
& AGRICULTURE BUDGET DIVISION
OF THE COMMITTEE ON FINANCE
2015
LEGISLATIVE SESSION
BOOK III of III

Health &
Human Services
Budget
Division
2015
Book 1 of 7

Health &
Human
Services
Budget
Division
2015
Book 2 of 7

Health &
Human
Services
Budget
Division
2015
Book 3 of 7

Boxes of tapes



1999 HOUSE

BOX #84

TAX. 3/5 - 4/6



Hse. Conference Committee on HF 2074
Omnibus Juvenile Justice Bill
4/22/94
Tape #4

Hse. Conference Committee on HF 2074
Omnibus Juvenile Justice Bill
4/22/94
Tape #3

Hse. Conference Committee on HF 2074
Omnibus Juvenile Justice Bill
4/22/94
Tape #2

Hse. Conference Committee on HF 2074
Omnibus Juvenile Justice Bill
4/21/94
Tape #1

Hse. Conference Committee on HF 2074
Omnibus Juvenile Justice Bill
4/21/94
Tape #8

Hse. Conference Committee on HF 2074
Omnibus Juvenile Justice Bill
4/21/94
Tape #7

Hse. Conference Committee on HF 2074
Omnibus Juvenile Justice Bill
4/21/94
Tape #6

Hse. Conference Committee on HF 2074
Omnibus Juvenile Justice Bill
4/21/94
Tape #5

Hse. Conference Committee on HF 2074
Omnibus Juvenile Justice Bill
4/21/94
Tape #4

Hse. Conference Committee on HF 2074
Omnibus Juvenile Justice Bill
4/21/94
Tape #3

Hse. Conference Committee on HF 2074
Omnibus Juvenile Justice Bill
4/21/94
Tape #2

Hse. Conference Committee on HF 2074
Omnibus Juvenile Justice Bill
4/21/94
Tape #1

Hse. Conference Committee on HF 2074
Omnibus Juvenile Justice Bill
4/21/94
Tape #1

Hse. Conference Committee on HF 2074
Omnibus Juvenile Justice Bill
4/21/94
Tape #1

Hse. Conference Committee on HF 2074
Omnibus Juvenile Justice Bill
4/21/94
Tape #1



What to listen for?

- ✓ Bill's sponsor
 - Why?
- ✓ Controversy/Support
 - Testimony

Example: Minn. Stat. 609.746
Interference with Privacy



Copies of Tapes

Legislative Reference Library

Senate:

- Call Senate Audio/Supply/Mail Services at 651-296-5720, or email kathy.warrick@senate.mn
- Following arrangements for payment, the audio CD will be mailed out or can be picked up at the Senate Supply Room Grd Fl W State Capitol.
- There is a \$12.50 dubbing charge for each (80 minutes) of recording.
- Shipping charges are added to the total. (approximately .80 for up to 5 CD's shipped)

House:

- Contact the House Public Information Office - Public.Information@house.mn, 651-296-8903

What if the law is too old?

It's pre-1991 and there are no recordings!

- Old CLEs
 - State Law Library keeps all old MN CLEs
- Newspaper coverage
 - Star Tribune 1986-current @ MJC (via Proquest)
 - MHS Newspaper Collection
 - Largest single collection of Minnesota newspapers with dates ranging from 1849 to the present day
 - Historical Minneapolis Tribune 1867-1922 on the internet via MHS website
- Law review or bar journal articles
 - Westlaw, HeinOnline @ State Law Library
 - MN Legal Periodical Index (index of MN legal articles 1984-present)
 - Paper copies of articles available at State Law Library
- *Session Weekly* or *Senate Briefly*
 - *Session Weekly* (1995-present) online from the Minnesota House of Representatives
 - *Senate Briefly* (1995-2009) online from the Minnesota Senate
 - Issues from 1985 to the present are available at the Legislative Reference Library.
 - Both publications summarize their respective committees' discussions and floor actions on a weekly basis during Session.

609.117. DNA analysis of certain offenders required

Minnesota Statutes Annotated | Crimes; Expungement; Victims (Ch. 609-624) | Effective: August 1, 2012

- Document
- Notes of Decisions (29)
- History (146)
- Citing References (88)
- Context & Analysis (11)**

powered by KeyCite

Context & Analysis (11)



VIEW

Library References	6
Treatises and Practice Aids	3
United States Code Annotated	2
All Results	11

Library References (6)

Criminal Law 1222.

Prisons 138.

Searches and Seizures 78.

Westlaw Topic Nos. 110, 310, 349.

C.J.S. Criminal Law §§ 323, 1724 to 1732.

C.J.S. Searches and Seizures §§ 31, 103 to 106.

Treatises and Practice Aids (3)

9 Minnesota Practice Series § 36:31, DNA Collection.

12 Minnesota Practice Series R 15, Delinquency Disposition.

9A Minnesota Practice Series § 51:11, Sentences; Patterned, Predatory, Dangerous, and Repeat Offenders.

United States Code Annotated (2)

DNA evidence-Debbie Smith Act, see 18 U.S.C.A. §§ 3297 and 3600; 42 U.S.C.A. §§ 14135, 14136, 14136a, and 14136b.

DNA testing-Kirk Bloodsworth Post-Conviction DNA Testing Grant Program, see 42 U.S.C.A. § 14136e.

Effective Dates

Minn. Stat. 645.02 EFFECTIVE DATE AND TIME OF LAWS.

Each act, except one making appropriations, enacted finally at any session of the legislature **takes effect on August 1 next following its final enactment, unless a different date is specified in the act.**

An appropriation act or an act having appropriation items enacted finally at any session of the legislature takes effect at the beginning of the first day of July next following its final enactment, unless a different date is specified in the act.

Each act takes effect at 12:01 a.m. on the day it becomes effective, unless a different time is specified in the act.

Effective Dates

Example of different date in session law:

Sec. 11. [EFFECTIVE DATE.]

Sections 1 and 4 to 6 are effective August 1, 1999, and apply to crimes committed on or after that date.

Sections 7 to 9 are effective July 1, 2000, and apply to offenders sentenced or released on or after that date.

Section 10 is effective the day after final enactment.

Effective Dates

Minn. Stat. 645.01, Subd. 2. Final enactment or enacted finally.

Signed by Governor:

“Final enactment” or “enacted finally” for a bill passed by the legislature and signed by the governor means the **date and time of day the governor signed the bill.**

Pocket Veto:

For a bill passed by the legislature and allowed to become law without signature by the governor, it means the **end of the last day on which the governor could have returned the bill with a veto to the legislature.**

Vetoed:

For a bill passed by the legislature but vetoed and reconsidered and approved by the legislature after the veto, it means the date and time of day of the **final legislative vote approving the vetoed bill.**

Ask for Help!

Questions about this presentation?

Liz Reppe

liz.reppe@courts.state.mn.us

651-297-2089

Questions for the State Law Library

lawclerkhelp@courts.state.mn.us

651-297-7651