



# 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).

# 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

- Online since 2005

## 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

# 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
- Cassette Tapes
  - Legislative Reference Library
    - House tapes for 1999-2003
    - Senate tapes for 1999-2004
  - Minnesota Historical Society Library
    - Tapes from 1991-1998 for both the House and Senate
- 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.

MHS no longer wants to maintain the legislative history audiotape collection. LRL has agreed to take the tapes back. However, potential storage space for the audiotapes is currently occupied by displaced Senate employees. LRL expects to be able to take possession of the tapes in January 2016 when Senate staff leave the State Office Building for the new building. Once the audiotapes arrive, LRL will have the tapes for the years 1991-2003 and the minutes for 1999-2015.

# Audio/Video

## Future Plans

At some point in the future LRL hopes to find a way to digitize the collection of audiotapes in order to minimize storage and maximize use of the audiotapes. In 2010, LRL undertook a pilot project digitizing the Senate committee and floor tapes from 2004. The House switched to digital recording in 2004 while the Senate began in 2005. The pilot project proved to be too costly. LRL hopes new technologies will make digitization of approximately 28,900 tapes economically feasible.

Here's information about that pilot project:

<http://www.leg.state.mn.us/leg/leghist/2004audio>

# First example:

## Online

- Minn. Stat. 609.117
  - 2010 amendments



# THE OFFICE OF THE REVISOR OF STATUTES

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## 2015 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.

#### Resources

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#### Topics

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of any offender provided 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 may 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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		MyBills E-mail Updates & RSS Feeds House News Senate News

**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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Crimes; Expungement; Victims (Ch. 609-624)  
Chapter 609. Criminal Code (Refs & Annos)  
Sentences (Refs & Annos)

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**

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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; Employment; Victims (Ch. 609.634) | Effective: August 1, 2010 (Approx. 3 pages)

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#### KeyCite History



#### 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;

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“(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

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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



# 2015 Minnesota Statutes

Statutes are laws that apply to all citizens and cover a variety of topics, including the following: the legislature, the executive branch, state departments, the judiciary and courts, tax policy, public safety and police authority, towns, cities, counties, commerce and trade, private property and private rights, civil injuries and remedies, and crimes against people and property and the penalties associated with them. [Read more...](#) Statutes for [prior years](#) are also available.

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## Minnesota Statutes affected by Session Laws



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Statute Chapters and/or Statute Cites, blank for all, dash for range (e.g., 1-10)

**New** indicates coding of a new section or subdivision. **Amended** indicates a new or amended section or subdivision. **Repealed** indicates a repeal. Legislative action is designated "Other". Also, the actual Statute text is available both before and after the action.

Show 500

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- 2000 Regular Session
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- 1998 Regular and 1st Special Sessions
- 1997 Regular and 1st, 2nd and 3rd Special Sessions
- 1996 Regular Session
- 1995 Regular and 1st Special Sessions
- 1994 Regular and 1st Special Sessions

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<a href="#">2014</a>	<a href="#">2015</a>	<a href="#">3.855</a>	3	Amended	2015 Regular Session 1
<a href="#">2014</a>	<a href="#">2015</a>	<a href="#">3.8843</a>	5	Amended	2015 Regular Session 2
<a href="#">2014</a>	<a href="#">2015</a>	<a href="#">3.9223</a>		Repealed	2015 Regular Session 2
<a href="#">2014</a>	<a href="#">2015</a>	<a href="#">3.9225</a>		Repealed	2015 Regular Session 2
<a href="#">2014</a>	<a href="#">2015</a>	<a href="#">3.9226</a>	1	Repealed	2015 Regular Session 2
<a href="#">2014</a>	<a href="#">2015</a>	<a href="#">3.9226</a>	2	Repealed	2015 Regular Session 2
<a href="#">2014</a>	<a href="#">2015</a>	<a href="#">3.9226</a>	3	Repealed	2015 Regular Session 2
<a href="#">2014</a>	<a href="#">2015</a>	<a href="#">3.9226</a>	4	Repealed	2015 Regular Session 2
<a href="#">2014</a>	<a href="#">2015</a>	<a href="#">3.9226</a>	5	Repealed	2015 Regular Session 2
<a href="#">2014</a>	<a href="#">2015</a>	<a href="#">3.9226</a>	6	Repealed	2015 Regular Session 2
<a href="#">2014</a>	<a href="#">2015</a>	<a href="#">3.9226</a>	7	Repealed	2015 Regular Session 2
	<a href="#">2015</a>	<a href="#">3.9735</a>		New	2015 Regular Session 2
<a href="#">2014</a>	<a href="#">2015</a>	<a href="#">3A.03</a>	2	Amended	2015 Regular Session 2



# Minnesota Statutes affected by Session Laws

## Statute 609.117 Actions during All Legislative Sessions 1994 to 2015

4 Entries Found for  during

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. Legislative action not fitting the categories "Amended," "Repeal," and "New" 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
<a href="#">2004</a>	<a href="#">2005</a>	609.117		Amended	2005 Regular Session	<a href="#">136</a>	12	9
<a href="#">2000</a>	<a href="#">2001</a>	609.117		Amended	2001 1st Special Session	<a href="#">8</a>	9	6
<a href="#">2007</a>	<a href="#">2008</a>	609.117	3	Amended	2008 Regular Session	<a href="#">299</a>		19
	<a href="#">2010</a>	609.117	4	New	2010 Regular Session	<a href="#">256</a>		1

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of any offender provided 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

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.

2010 c 256 s 1

(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 3; 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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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



Bill #

# 2010 Minnesota Session Laws

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

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.*

Sec. 1

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

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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# SF 3116

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Companion: [HF3447](#);  
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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

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03/29/2010	Senate file first reading, referred to <a href="#">Finance</a>	pg. <a href="#">9767</a>
04/12/2010	Committee report, to pass	pg. <a href="#">10053</a>
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04/12/2010	House rule 1.22, notice of intent to place on Fiscal Calendar	pg. <a href="#">10070</a>
04/13/2010	Third reading	pg. <a href="#">10104</a>
04/13/2010	Bill was passed	vote: <a href="#">132-0</a> pg. <a href="#">10104</a>
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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](#)

## Actions

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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

[Check on the status of this bill](#)

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*Last review or update: 03/24/2010*

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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:

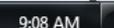
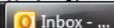
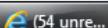
Subd. 4. **After supervision expires.** (a) Upon motion of a prosecuting authority, a court shall issue an order to show cause why an offender who should have been ordered or required to provide a biological specimen under this section but did not, should not now be ordered to provide one for the purposes 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





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# SF 3116

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## Actions

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### Senate

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## Senate Information

### Committee Hearings and Actions for S.F. 3116

Date	Committee Hearing or Action
<b>Committee on Judiciary</b>	
03/18/2010	Meeting scheduled for 03:00 PM in Room 15 Capitol <a href="#">Meeting Minutes</a>  <a href="#">Play Audio</a> <a href="#">Download Audio</a> (04:30:15)
03/18/2010	Laid on the table
03/19/2010	Meeting scheduled for 09:00 AM in Room 107 Capitol <a href="#">Meeting Minutes</a>  <a href="#">Play Audio</a> <a href="#">Download Audio</a> (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)

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

[http://www.leg.state.mn.us/senatemedias/audio/2010/cmte\\_jud\\_031810.MP3](http://www.leg.state.mn.us/senatemedias/audio/2010/cmte_jud_031810.MP3)

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Accessibility

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### House committee hearing information for HF3447

#### Short Description

DNA collection from offenders authorized.

#### House Hearings

No Hearings Found.

Companion bill – no hearings

#### ABOUT THE LEGISLATURE

- FAQ
- Guide to the Legislative Process
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 Contact your Senator

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 Call 651-296-2146, 800-657-3550 toll free (voice), or the Minnesota Relay service at 711 or 800-627-3529 (TTY)  
 Ask a legislative librarian  
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- 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

465.79

# 2015 Minnesota Statutes

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## Resources

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[Section 465.79](#)

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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 current as a condition of filing the plat, and encumbrancers of each lot notwithstanding the requirements of section 508.05 and an order designating the owners

Session Law  
1990 c. 386 s 1

Subd. 5. **Special assessments.** The city council, town board, or county 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](#)



# 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

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[Veto Information](#)

[Chapter 386](#)

[History and Authors](#)

[SF2383 Text](#)

[Version List](#)

# 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
- ✓ Session debates/votes and conference committee actions
- ✓ Date the conference committee was created and date of the conference committee report



## INDEX

## BILLS OF THE SENATE—Continued

S. E. 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					

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. Vickers, 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?

**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
	1	380	26

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.

Senate File No.	Bill Number	House Companion	Senate Companion
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# CAPITOL COMPLEX PARKING MAP

State of Minnesota  
Plant Management Division  
[www.mn.gov/admin/government/buildings-grounds](http://www.mn.gov/admin/government/buildings-grounds)  
Revised 09/15



Tapes from 1999 – 2003 or 2004  
Minutes 1999 - present



Tapes from 1991 – 1998  
Minutes 1919 – 1998 (house)  
1911 – 1998 (senate)



- LOT AA - southwest corner of University Ave and Rice St enter from Aurora Ave
- RAMP F, 1<sup>st</sup> Level - enter from Fuller Ave, off of Rice St
- LOT H - northeast corner of 12<sup>th</sup> St and John Ireland Blvd
- LOT K - northwest corner of Cedar St and 12<sup>th</sup> St (4 hr. limit at metered parking stalls only)
- ANDERSEN PARKING RAMP - enter from 10<sup>th</sup> St and Cedar St
- CENTENNIAL PARKING RAMP, Orange Level - southeast corner of Rev. Dr. MLK Jr. Blvd and W. Central Park Pl
- REV. DR. MLK JR. BLVD - parking on either side of the street
- LOT U - southeast corner of N. Robert St and 14<sup>th</sup> St
- LOT W - southwest corner of 14<sup>th</sup> St and Jackson St
- LOT Q - northeast corner of Cedar St and Sherburne Ave

- 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
  - A note about pictures

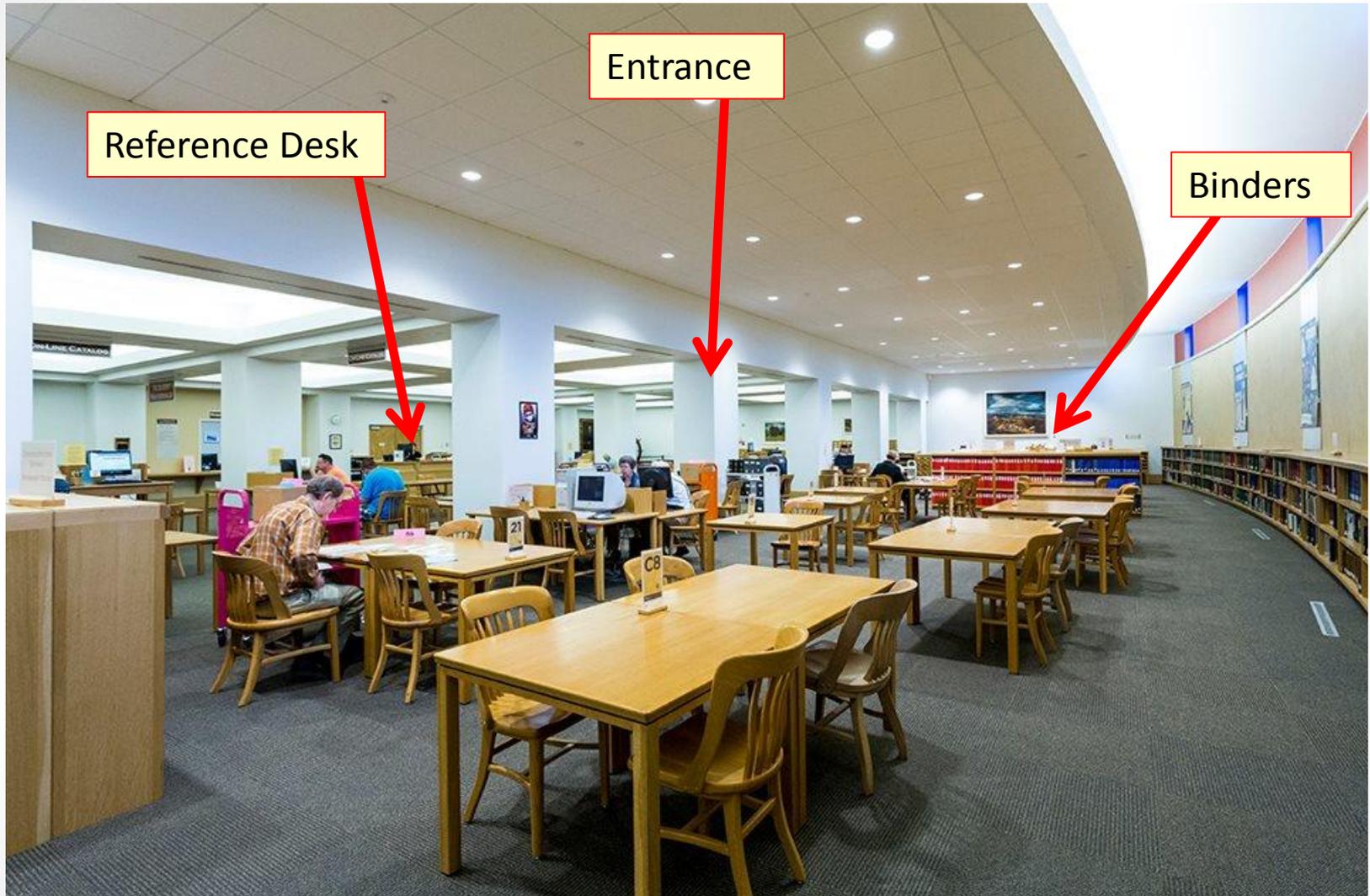


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Entrance

Reference Desk

Binders







STATE  
ARCHIVES  
LEGISLATURE  
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Look for year,  
then committee

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.  
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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.

Judiciary Committee.

Index; Volume 1. January-March 1, 1993.

Location

103.E.4.5B

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"/>
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_____	_____	<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 _____	

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

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

Representative Brown renewed his motion that H.F. 1966 be

Example:  
Attachment  
to minutes

BLUE EARTH COUNTY  
February 15, 1990

Leon Tacheny  
Chairman, Blue Earth  
County Board  
204 South 5th Street  
Mankato, Minn 56001

Dear Chairman Tacheny:

This letter is to acknowledge that I am aware that the Blue Earth County Board has submitted a bill to the legislature that would make my office appointive rather than elective.

I do not oppose this legislation. Although a 1990 date for the County Recorder would be to my advantage, I feel that a 1994 date for all 3 offices would be more practical.

Yours very truly,  
*E. William James*  
E. William James  
Blue Earth County Recorder

**Legislative  
Tapes**

**Start with  
1991  
Session**

# Back to the binders



Look for year,  
committee, bill #

1994 House Tapes  
Box #627 (cont.):  
1994 Hsc. Conference Committees

HF 321/SF 103 Omnibus Gambling  
Control Bill  
HF 984/SF 1307 Administration Dept.  
Provisions Bill  
HF 1792/SF 1662 Child Support Bill  
HF 1899/SF 1969 Administrative Rules  
Bill  
HF 1995/SF 1788 Waste Management  
Act Modifications  
HF 2028/SF 2079 Omnibus Data  
Practices Bill  
HF 2074/SF 1845 Omnibus Juvenile  
Justice Bill  
TOP ROW: HF 2074/SF 1845 (cont.) Omnibus  
Juvenile Justice Bill  
HF 2140/SF 1706 Prairie Island Nuclear  
Waste Storage  
HF 2158/SF 1909 Omnibus Sewage  
Treatment Bill  
HF 2249/SF 2168 Omnibus  
Agriculture/Flood Relief  
HF 2337/SF 2129 Adoption Regulation  
Bill  
HF 2351 Omnibus Crime Bill [cont. in  
Box #628]

Box #628:  
1994 Hsc. Conference Committees (cont.)

BOTTOM ROW:  
HF 2351 (cont.) Omnibus Crime Bill  
HF 2359/SF 2260 Transportation Bill  
HF 2519/SF 2112 Prostitution Bill  
HF 2617/SF 2161 Omnibus Liquor Bill  
HF 2742/SF 2516 Omnibus Capital  
Bonding Bill  
HF 3011/SF 2680 Omnibus  
Transportation Bill  
HF 3041/SF 2725 Target Center Bill  
HF 3086/SF 2313 Landfill Cleanup

# House Tape 627

## 1994 House Tapes

### Box #73 (cont.):

#### 1994 Hse. Commerce & Economic Dev. (cont.)

c/s Real Estate & Commerce

January 14

February 28

March 3

c/s Tourism & Small Business Division

March 2, 9, 16

#### 1994 Hse. Conference Committees

HF 321/SF 103 Omnibus Gambling Control Bill

HF 984/SF 1307 Administration Dept. Provisions Bill

HF 1792/SF 1662 Child Support Bill

HF 1899/SF 1969 Administrative Rules Bill

HF 1995/SF 1788 Waste Management Act Modifications

HF 2028/SF 2079 Omnibus Data Practices Bill

HF 2074/SF 1845 Omnibus Juvenile Justice Bill

TOP ROW:

HF 2074/SF 1845 (cont.) Omnibus Juvenile Justice Bill

HF 2140/SF 1706 Prairie Island Nuclear Waste Storage



Hse. Conference Committee on HF 207  
Omnibus Juvenile Justice Bill  
4/22/94  
Tape #4

Hse. Conference Committee on HF 207  
Omnibus Juvenile Justice Bill  
4/22/94  
Tape #3

Hse. Conference Committee on HF 207  
Omnibus Juvenile Justice Bill  
4/22/94  
Tape #2

Hse. Conference Committee on HF 207  
Omnibus Juvenile Justice Bill  
4/21/94  
Tape #1

Hse. Conference Committee on HF 207  
Omnibus Juvenile Justice Bill  
4/21/94  
Tape #8

Hse. Conference Committee on HF 207  
Omnibus Juvenile Justice Bill  
4/21/94  
Tape #7

Hse. Conference Committee on HF 207  
Omnibus Juvenile Justice Bill  
4/21/94  
Tape #6

Hse. Conference Committee on HF 207  
Omnibus Juvenile Justice Bill  
4/21/94  
Tape #5

Hse. Conference Committee on HF 207  
Omnibus Juvenile Justice Bill  
4/21/94  
Tape #4

Hse. Conference Committee on HF 207  
Omnibus Juvenile Justice Bill  
4/21/94  
Tape #3

Hse. Conference Committee on HF 207  
Omnibus Juvenile Justice Bill  
4/21/94  
Tape #2

Hse. Conference Committee on HF 207  
Omnibus Juvenile Justice Bill  
4/21/94  
Tape #1

Hse. Conference Committee on HF 207  
Omnibus Juvenile Justice Bill  
4/21/94  
Tape #1

Hse. Conference Committee on HF 207  
Omnibus Juvenile Justice Bill  
4/21/94  
Tape #1

Hse. Conference Committee on HF 207  
Omnibus Juvenile Justice Bill  
4/21/94  
Tape #1

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CASSETTE MECHANISM  
POSITION  
RETYPE P-1000 (004)

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CASSETTE MECHANISM  
POSITION  
RETYPE P-1000 (004)

4-21-94 SENATE CONFERENCE COMMITTEE - COMMISSION

PRASITA ISLAMIC CENTER  
# 2

maxell XLII

Hse. Conference Committee on HF 207  
Omnibus Juvenile Justice Bill  
4/23/94

Hse. Conference Committee on HF 207  
Omnibus Juvenile Justice Bill  
4/23/94

Hse. Conference Committee on HF 207  
Omnibus Juvenile Justice Bill  
4/23/94

Hse. Conference Committee on HF 207  
Omnibus Juvenile Justice Bill  
4/23/94

Hse. Conference Committee on HF 207  
Omnibus Juvenile Justice Bill  
4/23/94

C120  
JOB#  
4/21/94  
4/21/94  
4/21/94

maxell C120

## What to listen for?

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

Example: Minn. Stat. 609.746  
Interference with Privacy



# Copies of Tapes

## Minnesota Historical Society

### Audio

Turnaround Time: 1 to 2 weeks

### Supplies

Audio CD. . . . . \$ 3.00

Cassette. . . . . \$ 2.50

## Legislative Reference Library

### Senate:

- Call Senate Audio/Supply/Mail Services at 651-296-5720, or email [kathy.warrick@senate.mn](mailto: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:

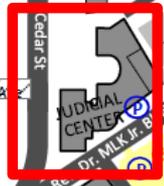
- Contact the House Public Information Office - [Public.Information@house.mn](mailto:Public.Information@house.mn), 651-296-8903

# CAPITOL COMPLEX PARKING MAP

State of Minnesota  
Plant Management Division  
[www.mn.gov/admin/government/buildings-grounds](http://www.mn.gov/admin/government/buildings-grounds)  
Revised 09/15



Tapes from 1999 – 2003 or 2004  
Minutes 1999 - present



Tapes from 1991 – 1998  
Minutes 1919 – 1998 (house)  
1911 – 1998 (senate)



- LOT AA - southwest corner of University Ave and Rice St enter from Aurora Ave
- RAMP F, 1<sup>st</sup> Level - enter from Fuller Ave, off of Rice St
- LOT H - northeast corner of 12<sup>th</sup> St and John Ireland Blvd
- LOT K - northwest corner of Cedar St and 12<sup>th</sup> St (4 hr. limit at metered parking stalls only)
- ANDERSEN PARKING RAMP - enter from 10<sup>th</sup> St and Cedar St
- CENTENNIAL PARKING RAMP, Orange Level - southeast corner of Rev. Dr. MLK Jr. Blvd and W. Central Park Pl
- REV. DR. MLK JR. BLVD - parking on either side of the street
- LOT U - southeast corner of N. Robert St and 14<sup>th</sup> St
- LOT W - southwest corner of 14<sup>th</sup> St and Jackson St
- LOT Q - northeast corner of Cedar St and Sherburne Ave

- Electric Vehicle charging station
- Metro Green Line Light Rail
- Metro Green Line Light Rail station
- Pay station for public metered parking

# 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

# 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, 2010 (Approx. 3 pages)

Document Notes of Decisions (29) History (146) Citing References (88) Context &amp; 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](mailto:liz.reppe@courts.state.mn.us)

651-297-2089

Questions for the State Law Library

[askalibrarian@courts.state.mn.us](mailto:askalibrarian@courts.state.mn.us)

651-297-7651