

CHAPTER 292 — S.F.No. 445

An act relating to local government; changing responsibilities for the administration of the Ramsey county court house and Saint Paul city hall building; authorizing appointment of district court judges to hear cases arising under the juvenile court act for terms up to six years; lengthening the term of the presiding judge of Hennepin County family court division; amending Minnesota Statutes 1980, Sections 260.019, Subdivision 3; 484.65, Subdivision 1; Laws 1974, Chapter 435, Section 3.12; and repealing Laws 1980, Chapter 612, Section 5.

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

Section 1. Laws 1974, Chapter 435, Section 3.12, is amended to read:

Sec. 3.12. COURT HOUSE AND CITY HALL. (a) COURT HOUSE AND CITY HALL COMMITTEE ADMINISTRATION.

(1) Notwithstanding the provisions of Minnesota Statutes, Chapter 374, the Saint Paul city hall and Ramsey county court house building is in charge of a joint committee of seven members appointed as follows:

(A) the mayor of the city of Saint Paul is ~~ex-officio~~ a member of and the chairman of the committee;

(B) three members of the committee are appointed annually by the president of the Saint Paul city council from the members of the council, and three members are appointed annually by the chairman of the board of county commissioners from the members of the board.

(2) The committee has entire charge of the building and may appoint the janitor, custodian and other employees that it considers necessary for the proper care and management of the building and at the compensation that the committee determines.

(3) The expense of keeping the building in repair and the necessary expense of heating and maintaining it shall be paid equally by the city and county; one-half thereof out of the treasury of the city, and one-half out of the treasury of the county shall be administered and operated by the Ramsey county board of commissioners. The board shall set terms and conditions for the occupancy of the building by the city of Saint Paul, provided that Saint Paul shall be entitled to continued occupancy of the areas which it occupied as of January 1, 1981, unless both parties otherwise agree. The city of Saint Paul shall pay rent to Ramsey county in an amount equal to its proportional square foot exclusive usage or occupancy of the building, multiplied by the total expenses of maintaining, heating and operating the building. No later than April 1 of each year, the board of county commissioners shall determine the proportional square foot usage or occupancy of the city and county, respectively, and shall notify the city council of its rent, based upon the projected

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expenses for maintaining, heating and operating the building in the next year. Costs of improvements to exclusive space shall be borne by the occupant. Costs of improvements to nonexclusive space shall be shared and apportioned in the same manner as the annual rental payments. The rent shall be payable in equal monthly installments, and any shortfall or overpayment of rent, based upon actual expenses shall be paid by the city or refunded by the county by March 1 of the succeeding year.

(b) **SATURDAY CLOSING.** (1) **AUTHORITY.** Ramsey county and the city of Saint Paul may jointly, by resolution adopted by both the board of commissioners and the city council, close the building containing the principal offices of the city and the county, known as the city hall and court house, on Saturday.

(2) **EFFECT OF CLOSING.** An act authorized, required or permitted by law or contract to be performed at or in the city hall and court house on Saturday may be performed on the next succeeding regular business day and no liability or loss of rights on the part of any person shall result from the closing.

(3) **OPEN, ADDITIONAL HOURS.** The city hall and court house may be kept open for the transaction of business on the next business day following each Saturday until 9:00 p.m.

(c) **ROOMS FOR LAW LIBRARY.** In Ramsey county, the ~~court house and city hall committee~~ board of county commissioners may provide rooms in the court house and city hall for the use of a law library and the ~~committee board~~ may install its library therein by purchase, leasing or securing it from an individual or association upon the terms and conditions that to it is for the interest of the people.

Sec. 2. Minnesota Statutes 1980, Section 260.019, Subdivision 3, is amended to read:

Subd. 3. The chief judge shall ~~not~~ designate any judge to hear cases arising under sections 260.011 to 260.301 as his principal or exclusive assignment for no more than three six years out of any ~~six~~ 12 year period.

Sec. 3. Minnesota Statutes 1980, Section 484.65, Subdivision 1, is amended to read:

Subdivision 1. In the fourth judicial district, a family court division of the district court is hereby created to be presided over by a district court judge appointed by the chief judge of the judicial district to serve for a term not exceeding ~~two~~ six years. The judge appointed to this office shall be designated as the district court judge, family court division. No judge may be appointed to serve consecutive terms as the district court judge, family court division.

Sec. 4. **REPEALER.**

Laws 1980, Chapter 612, Section 5, is repealed.

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Sec. 5. EFFECTIVE DATE.

Sections 1 and 4 are effective for the county fiscal year beginning January 1, 1982 after the filing of local approval certificates pursuant to Minnesota Statutes, Section 645.021, Subdivision 3, by both the city council of the city of St. Paul and the board of county commissioners of Ramsey county.

Sections 2 and 3 shall become effective the day after final enactment and be applicable to incumbent juvenile court and family court judges.

Approved May 28, 1981

CHAPTER 293 — S.F.No. 489

An act relating to crimes; immunity from prosecution; changing the current transactional immunity to conform with federal use immunity; amending Minnesota Statutes 1980, Section 609.09.

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

Section 1. Minnesota Statutes 1980, Section 609.09, is amended to read:

Subdivision 1. In any criminal proceeding, including a grand jury proceeding, paternity proceeding, or proceeding in juvenile court, if it appears a person refuses may be entitled to refuse to answer a question or produce evidence of any other kind on the ground that he may be incriminated thereby, and if the prosecuting attorney, in writing, requests the chief judge of the district or a judge of the court in which the proceeding is pending to order that person to answer the question or produce the evidence, the judge, after notice to the witness and hearing, shall so order if he finds that to do so would not be contrary to the public interest and would not be likely to expose the witness to prosecution in another state or in the federal courts, and that person shall comply with the order.

After complying, and if, but for this section, he would have been privileged to withhold the answer given or the evidence produced by him, ~~he shall not be prosecuted or subjected to penalty or forfeiture for or on account of any transaction, matter or thing concerning which, in accordance with the order, he gave, answered, or produced evidence, no testimony or other information compelled under the order, or any information directly or indirectly derived from such testimony or other information may be used against the witness in any criminal case,~~ but he may be prosecuted or subjected to penalty or forfeiture for any perjury, false swearing or contempt committed in answering, or in failing to answer, or in producing, or failing to produce, evidence in accordance with the order.

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