

An action may be brought for willful and malicious destruction of leased residential rental property. The prevailing party may recover actual damages, costs, and reasonable attorney fees, as well as other equitable relief as determined by the court.

Sec. 3. Minnesota Statutes 1992, section 566.03, is amended by adding a subdivision to read:

Subd. 5. (a) An action for recovery of the premises may combine the allegation of nonpayment of rent and the allegation of material violation of the lease, which shall be heard as alternative grounds.

(b) In cases where rent is outstanding, a tenant is not required to pay into court the amount of rent in arrears, interest, and costs as required under section 504.02 to defend against an allegation by the landlord that the tenant has committed a material violation of the lease.

(c) If the landlord does not prevail in proving material violation of the lease, and the landlord has also alleged that rent is due, the tenant shall be permitted to present defenses to the court that the rent is not owing. The tenant shall be given up to seven days of additional time to pay any rent determined by the court to be due. The court may order the tenant to pay rent and any costs determined to be due directly to the landlord or to be deposited with the court.

Sec. 4. [566.051] EXPEDITED PROCEEDINGS.

A landlord, agent, or other person acting under the landlord's direction or control may request expedited temporary relief by bringing an action under section 609.748 or filing a petition for a temporary restraining order, in conjunction with a complaint filed under section 566.05.

Presented to the governor May 11, 1993

Signed by the governor May 14, 1993, 9:10 a.m.

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CHAPTER 166—S.F.No. 386

*An act relating to drivers' licenses; raising fee for two-wheeled vehicle endorsement; amending Minnesota Statutes 1992, section 171.06, subdivision 2a.*

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

Section 1. Minnesota Statutes 1992, section 171.06, subdivision 2a, is amended to read:

Subd. 2a. **FEE INCREASED.** The fee for any duplicate drivers license which is obtained for the purpose of adding a two-wheeled vehicle endorsement

New language is indicated by underline, deletions by ~~strikeout~~.

is increased by ~~\$15~~ \$16 for each first such duplicate license and ~~\$12~~ \$13 for each renewal thereof. The additional fee shall be paid into the state treasury and credited as follows:

(1) ~~\$7.50~~ \$8.50 of the additional fee for each first duplicate license, and ~~\$6~~ \$7 of the additional fee for each renewal, must be credited to the motorcycle safety fund which is hereby created; provided that any fee receipts in excess of ~~\$500,000~~ \$750,000 in a fiscal year shall be credited 90 percent to the trunk highway fund and ten percent to the general fund, as provided in section 171.26.

(2) The remainder of the additional fee must be credited to the general fund.

All application forms prepared by the commissioner for two-wheeled vehicle endorsements shall clearly contain the information that of the total fee charged for the endorsement, ~~\$6~~ \$7 is dedicated to the motorcycle safety fund.

Presented to the governor May 11, 1993

Signed by the governor May 14, 1993, 9:06 a.m.

#### CHAPTER 167—S.F.No. 521

*An act relating to health; permitting minors to give consent for a hepatitis B vaccination; establishing procedures and programs relating to tuberculosis; proposing coding for new law in Minnesota Statutes, chapter 144.*

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

##### Section 1. [144.3441] HEPATITIS B VACCINATION.

A minor may give effective consent for a hepatitis B vaccination. The consent of no other person is required.

##### Sec. 2. [144.441] TUBERCULOSIS SCREENING IN SCHOOLS.

Subdivision 1. DEFINITIONS. As used in sections 2 to 5, the following terms have the meanings given them:

(a) "Person employed by a school or school district" means a person employed by a school, school district, or by an educational cooperative services unit as a member of the instructional, supervisory, or support staff including, but not limited to, superintendents, principals, supervisors, teachers, librarians, counselors, school psychologists, school nurses, school social workers, audiovisual directors or coordinators, recreation personnel, media generalists or supervisors, speech therapists, athletic coaches, teachers' aids, clerical workers, custodians, school bus drivers, and food service workers.

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