

JUDICIARY FINANCE AND CIVIL LAW MINUTES

Representative Jamie Becker-Finn, Chair of the Committee on Judiciary Finance and Civil Law, called the meeting to order at 8:30 AM on March 7, 2023 in Room 5 of the State Office Building.

The Committee Legislative Assistant noted the roll.

Members present:

BECKER-FINN, Jamie, Chair
FRAZIER, Cedrick, Vice Chair
SCOTT, Peggy, Minority Lead
CARROLL, Ned
CURRAN, Brion
FEIST, Sandra
FINKE, Leigh
FREDERICK, Luke
GROSSELL, Matt
JOHNSON, Brian
MOLLER, Kelly
NISKA, Harry
WIENS, Mark

A quorum was present.

Representative Carroll moved that the minutes of March 2, 2023, be adopted. THE MOTION PREVAILED.

HF 2023 (Long) Clean Slate Act established, automatic expungement process provided for offenders, waiting periods modified for expungements that require petition, offenses that are eligible for expungement amended, records received and retained by Bureau of Criminal Apprehension modified, creation of database required, data classified, and money appropriated.

Chair Becker-Finn moved that HF 2023 be recommended to be re-referred to the Public Safety Policy and Finance Committee.

Chair Becker-Finn moved the H2023A5 amendment. THE MOTION PREVAILED. THE AMENDMENT WAS ADOPTED.

Chair Becker-Finn moved the H2023A3 amendment. THE MOTION PREVAILED. THE AMENDMENT WAS ADOPTED.

Chair Becker-Finn moved the H2023A4 amendment. THE MOTION PREVAILED. THE AMENDMENT WAS ADOPTED.

Representative Long presented HF 2023 as amended.

Testifying on HF 2023 as amended:

- Gina Evans, Secretary of the Board of Directors, Minnesota Second Chance Coalition
- Chas Anderson, Lobbyist, Justice Action Network
- Grace Waltz, Vice President of Public Policy, Minneapolis Regional Chamber
- Bob Small, Executive Director, Minnesota County Attorneys Association

Chair Becker-Finn renewed the motion that HF 2023 as amended be recommended to be re-referred to the Public Safety Policy and Finance Committee. THE MOTION PREVAILED.

HF 865 (Hollins) Building and construction contract requirements modified and clarified.

Chair Becker-Finn moved that HF 865 be recommended to be placed on the General Register.

Representative Hollins and Representative O'Neill presented HF 865.

Testifying on HF 865:

- Patrick Lee-O'Halloran, Minnesota Subcontractors Association Chapter Counsel; Attorney at Patrick J. Lee-O'Halloran (PJM) Law Construction & Alternative Dispute Resolution (ADR) PLLC.
- Tamara Sundby, GTS HVAC Inc.
- Paulita LaPlante, Managing Partner, Prescription Landscape
- Jim Cownie, Deputy Chief Counsel, Minnesota Department of Transportation's Office of Chief Counsel
- Cameron Boyd, General Counsel, Minneapolis Saint Paul Metropolitan Airports Commission
- Patrick J. Hynes, Lobbyist, Minnesota Contractor Coalition; Associated General Contractors

Chair Becker-Finn renewed the motion that HF 865 be recommended to be placed on the General Register. THE MOTION PREVAILED.

HF 2234 (Edelson) Home and community-based services systemic critical incident review team established, adult foster care and community residential setting licensing provisions clarified, substance use disorder treatment requirements modified, councils and committees extended, provider-controlled and own-home settings clarified, technical and conforming changes made, effective dates clarified, and obsolete language related to chemical health pilot program repealed.

Chair Becker-Finn moved that HF 2234 be recommended to be placed on the General Register.

Representative Edelson presented HF 2234.

Testifying on HF 2234:

- Kristy Graume, Director of Legislative and External Affairs, Department of Human Services

Chair Becker-Finn renewed the motion that HF 2234 be recommended to be placed on the General Register. MOTION PREVAILED.

HF 1272 (Brand) Minimum crew size required for rail carriers, and penalties imposed.

Chair Becker-Finn moved that HF 1272 be recommended to be placed on the General Register.

Chair Becker-Finn moved the H1272A6 amendment. THE MOTION PREVAILED. THE AMENDMENT WAS ADOPTED.

Representative Brand presented HF 1272 as amended.

Testifying on HF 1272 as amended:

- Nicholas Katich, Minnesota State Legislative Director, Sheet Metal, Air, Rail, and Transportation Workers (SMART) Transportation Division; Conducts, Engineers and Yardmasters
- Joel Mueller, Legislative Representative, Brotherhood of Locomotive Engineers and Trainmen
- Sarah Erickson, former Director, Minnesota Regional Rail Association
- Thomas Fuller, Attorney, Hunegs, LeNeave, and Kevas

Chair Becker-Finn renewed the motion that HF 1272 as amended be recommended to be placed on the General Register. THE MOTION PREVAILED.

HF 1581 (Becker-Finn) Miscellaneous technical corrections to laws and statues made; erroneous, obsolete, and omitted text and references corrected; and redundant, conflicting, and superseded provisions removed.

Chair Becker-Finn moved that HF 1581 be recommended to be placed on the General Register.

Chair Becker-Finn moved the A23-0031 amendment. THE MOTION PREVAILED. THE AMENDMENT WAS ADOPTED.

Chair Becker-Finn presented HF 1581 as amended.

Testifying on HF 1581 as amended:

- Jeff Kase, Deputy Revisor, Office of the Revisor of Statutes

Chair Becker-Finn renewed the motion that HF 1581 as amended be recommended to be placed on the General Register. THE MOTION PREVAILED.

The meeting was recessed at 9:59 AM

The meeting was reconvened at 6:31 PM

A quorum was present.

HF 1459 (Freiberg) Civil remedies for consumer protection violations amended.

Chair Becker-Finn moved that HF 1459 be recommended to be re-referred to the Commerce Finance and Policy Committee.

Chair Becker-Finn moved the H1459DE1 amendment. THE MOTION PREVAILED. THE AMENDMENT WAS ADOPTED.

Representative Freiberg presented HF 1459 as amended.

Testifying on HF 1459 as amended:

- Prentiss Cox, Professor of Law, University of Minnesota
- Jennifer Breitinger, CEO, JWB Associates; Lobbyist, Minnesotans for Law Reform

Chair Becker-Finn renewed the motion that HF 1459 as amended be recommended to be re-referred to the Commerce Finance and Policy Committee. THE MOTION PREVAILED.

HF 1655 (Finke) Human rights act sections removed that allow for discrimination based on sexual orientation.

Representative Finke moved that HF 1655 be recommended to be placed on the General Register.

Representative Finke moved the H1655A2 amendment. THE MOTION PREVAILED. THE AMENDMENT WAS ADOPTED.

Representative Finke presented HF 1655 as amended.

Testifying on HF 1655 as amended:

- Rebecca Lucero, Commissioner, Minnesota Department of Human Rights

Chair Becker-Finn renewed the motion that HF 1655 as amended be recommended to be placed on the General Register. THE MOTION PREVAILED.

HF 226 (Moller) Prosecutor-initiated sentence adjustments established, and sentencing reporting required.

Chair Becker-Finn moved HF 226 before the Judiciary Finance and Civil Law Committee.

Representative Moller presented HF 226.

Testifying on HF 226:

- Tami McConkey, Director of the Victim Witness & Postconviction Justice Division, Office of the Ramsey County Attorney

Representative Johnson moved the H0226A3 amendment.

Representative Johnson withdrew the H0226A3 amendment.

Chair Becker-Finn laid over HF 226.

HF 1083 (Frazier) Criminal records expungement without petition authorized for individuals not guilty of crime as a result of identity theft or mistaken identity.

Chair Becker-Finn moved HF 1083 before the Judiciary Finance and Civil Law Committee.

Vice Chair Frazier moved the H1083DE1 amendment. THE MOTION PREVAILED. THE AMENDMENT WAS ADOPTED.

Vice Chair Frazier presented HF 1083 as amended.

Testifying on HF 1083 as amended:

- None

Chair Becker-Finn laid over HF 1083 as amended.

HF 1084 (Frazier) Criminal records sealing upon granting a pardon extraordinary authorized.

Vice Chair Frazier moved that HF 1084 be recommended to be placed on the General Register.

Vice Chair Frazier moved an oral amendment to HF 1084, as below:

- Page 1, lines 9 and 10, reinstate the stricken language

THE MOTION PREVAILED. THE ORAL AMENDMENT WAS INCORPORATED.

Vice Chair Frazier moved the H1084A2 amendment. THE MOTION PREVAILED. THE AMENDMENT WAS ADOPTED.

Vice Chair Frazier presented HF 1084 as amended.

Testifying on HF 1084 as amended:

- None

Vice Chair Frazier renewed the motion that HF 1084 as amended be recommended to be placed on the General Register. THE MOTION PREVAILED.

HF 118 (Scott) Forfeiture matter complaints permitted to be served by certified mail, statements of claim permitted in forfeiture matters to be served pursuant to Rules of Conciliation Court Procedure, and repealed statute references removed.

Representative Scott moved that HF 118 be recommended to be placed on the General Register.

Representative Scott presented HF 118.

Testifying on HF 118:

- None

Representative Scott renewed the motion that HF 118 be recommended to be placed on the General Register. THE MOTION PREVAILED.

The meeting was adjourned at 7:31 PM.

Representative Jamie Becker-Finn, Chair

Ella Schultz, Committee Legislative Assistant