

established pursuant to chapter 462 or special law, secured by a lease agreement in the manner provided in chapter 474 and in sections 641.24 and 641.263, subdivision 2. Proceedings for the issuance of general obligation bonds shall be instituted by the board of county commissioners of each cooperating county. The regional jail board, with the approval of the county board of each cooperating county, shall fix the total amount necessary to be raised for the construction or acquisition, the equipping, and subsequent improvement of a regional jail, and shall apportion to each county in the manner provided in subdivision 2 the share of this amount, or of annual debt service or lease rentals required to pay this amount with interest, which is to be raised by the county.

**Sec. 14. BLUE HILL; POWERS.**

Subdivision 1. EXERCISE OF POWERS. The town of Blue Hill in Sherburne County may exercise the powers set out in Minnesota Statutes, section 368.01.

Subd. 2. EFFECTIVE DATE. This section is effective the day after the town board of Blue Hill complies with Minnesota Statutes, section 645.021, subdivision 3.

**Sec. 15. EFFECTIVE DATE.**

Sections 1 to 13 are effective the day following final enactment.

Approved May 2, 1984

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**CHAPTER 634 — S.F.No. 1007**

*An act relating to courts; permitting the establishment of compulsory nonbinding arbitration programs for use in civil proceedings; proposing new law coded in Minnesota Statutes, chapter 484.*

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

**Section 1. [484.73] JUDICIAL ARBITRATION.**

Subdivision 1. AUTHORIZATION. A majority of the judges of a judicial district may authorize the establishment of a system of mandatory, nonbinding arbitration within the district to assist the court in disposing of any controversy existing between two parties which is the subject of a civil action.

Subd. 2. EXCLUSIONS. Judicial arbitration may not be used to dispose of matters relating to guardianship, conservatorship, or civil commitment, matters within the juvenile court jurisdiction involving neglect, dependency, or delinquency, matters involving termination of parental rights under sections

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260.221 to 260.245, or matters arising under sections 518B.01, 626.557, or 144.651 to 144.652.

Subd. 3. RULES. Rules governing pleadings, practice, procedure, jurisdiction, and forms for judicial arbitration shall be promulgated by a majority of the judges in the district, subject to the approval of the supreme court. The uniform arbitration act shall not be construed to apply to arbitration under this section except as otherwise provided in the rules of the judicial district.

Approved May 2, 1984

### CHAPTER 635 — S.F.No. 924

*An act relating to marriage dissolution; excluding mediators' information except on consent of the parties; providing for deposing of investigators; amending Minnesota Statutes 1982, section 518.167.*

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

Section 1. Minnesota Statutes 1982, section 518.167, is amended to read:

#### 518.167 INVESTIGATIONS AND REPORTS.

Subdivision 1. **COURT ORDER.** In contested custody proceedings, and in other custody proceedings if a parent or the child's custodian so requests, the court may order an investigation and report concerning custodial arrangements for the child. The investigation and report may be made by the county welfare agency or department of court services.

Subd. 2. **PREPARATION.** In preparing his report concerning a child, the investigator may consult any person who may have information about the child and his potential custodial arrangements except for persons involved in mediation efforts between the parties. Mediation personnel may disclose to investigators and evaluators information collected during mediation only if agreed to in writing by all parties. Upon order of the court, the investigator may refer the child to professional personnel for diagnosis. The investigator may consult with and obtain information from medical, psychiatric, school personnel, or other expert persons who have served the child in the past after obtaining the consent of the parents or the child's custodian or guardian. ~~If the requirements of subdivision 3 are fulfilled, the investigator's report may be received in evidence at the hearing.~~

Subd. 3. **AVAILABILITY TO COUNSEL.** The court shall mail the investigator's report to counsel and to any party not represented by counsel at least ten days before the hearing. The investigator shall maintain and, upon

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