

181.943 RELATIONSHIP TO OTHER LEAVE.

(a) The length of parental leave provided by ~~sections 181.940 to 181.944~~ under section 181.941 may be reduced by any period of paid parental or disability leave, but not accrued sick leave, provided by the employer, so that the total leave does not exceed six weeks, unless agreed to by the employer.

(b) Nothing in sections 181.940 to 181.943 prevents any employer from providing parental leave benefits in addition to those provided in sections 181.940 to ~~181.943~~ 181.944 or otherwise affects an employee's rights with respect to any other employment benefit.

Sec. 7. Minnesota Statutes 1988, section 181.944, is amended to read:

181.944 INDIVIDUAL REMEDIES.

In addition to any other remedies ~~otherwise~~ provided by law, ~~any~~ a person injured by a violation of sections 181.940 to 181.943 may bring a civil action to recover any and all damages recoverable at law, together with costs and disbursements, including reasonable attorney's fees, and may receive injunctive and other equitable relief as determined by a court.

Presented to the governor April 28, 1990

Signed by the governor May 4, 1990, 11:20 p.m.

CHAPTER 578—S.F.No. 1400

An act relating to probate; providing right to counsel in certain guardianship and conservatorship proceedings; proposing coding for new law in Minnesota Statutes, chapter 525.

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

Section 1. [525.5501] RIGHT TO COUNSEL.

Subdivision 1. GENERAL. A proposed ward or conservatee has the right to be represented by counsel at any proceeding under this chapter. The court shall appoint counsel to represent the proposed ward or conservatee for the initial proceeding held pursuant to section 525.551 if neither the proposed ward or conservatee nor others provide counsel unless in a meeting with a visitor the proposed ward or conservatee specifically waives the right to counsel. Counsel must be appointed immediately after any petition under this chapter is served under section 525.55.

Counsel has the full right of subpoena. In all proceedings under this chapter, counsel shall:

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

(1) consult with the proposed ward or proposed conservatee before any hearing;

(2) be given adequate time to prepare for all hearings; and

(3) continue to represent the person throughout any proceedings under section 525.551 unless released as counsel by the court.

The court need not appoint counsel to represent the proposed ward or conservatee on a voluntary petition and the court may remove a court-appointed attorney at any time if the court finds that the proposed ward or conservatee has made a knowing and intelligent waiver of the right to counsel or has obtained private counsel.

Subd. 2. FILING FEE SURCHARGE. A petitioner who pays a filing fee for a petition under chapters 524 and 525 shall pay a surcharge of up to \$20, set by the county board of the county in which the petition is filed, in addition to the filing fee and other surcharges imposed by law. The court administrator shall transmit the surcharge to the county treasurer for deposit in the county treasury.

Subd. 3. PAYMENT OF COUNSEL. A proposed ward or conservatee shall pay the costs of counsel out of assets of, or available to, the ward or conservatee. If the proposed ward or conservatee is indigent, the costs of counsel shall be paid by the county from amounts deposited in the county treasury under subdivision 2.

Subd. 4. EXCLUSION. This section does not apply in the counties that make up the eighth judicial district.

Presented to the governor April 28, 1990

Signed by the governor May 8, 1990, 8:48 p.m.

CHAPTER 579—S.F.No. 1873

An act relating to crime; providing victims of delinquent acts the right to request notice of release of juvenile offenders from juvenile correctional facilities; providing notice to sexual assault victims when a juvenile offender is released from pretrial detention; requiring that victims be informed of their right to request the withholding of public law enforcement data that identifies them; clarifying the duty of court administrators to disburse restitution payments; making certain changes to the crime victims reparations act; authorizing the court to order intermediate sanctions as a condition of probation; defining intermediate sanctions; providing for payment of costs of extradition; amending Minnesota Statutes 1988, sections 609.135, subdivisions 1 and 6; 609.14; 611A.53, subdivision 2; 611A.57, subdivision 6; and

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