

CHAPTER 78—H.F.No. 793

An act relating to liens; creating a lien and right of detainer; amending Minnesota Statutes 1998, section 514.19.

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

Section 1. Minnesota Statutes 1998, section 514.19, is amended to read:

514.19 RIGHT OF DETAINER.

A lien and right of detainer exists for:

(1) Transporting property from one place to another but not as a carrier under article 7 of the Uniform Commercial Code;

(2) Keeping or storing property as a bailee but not as a warehouse operator under article 7 of the Uniform Commercial Code;

(3) Keeping, feeding, pasturing, or otherwise caring for domestic animals or other beasts, including medical or surgical treatment and shoeing;

(4) The use and storage of molds and patterns in the possession of the fabricator belonging to the customer for the balance due from the customer for fabrication work;

(5) Making, altering or repairing any article, or expending any labor, skill or material on it;

(6) Reasonable charges for a vehicle rented as a replacement for a vehicle serviced or repaired and being retained as provided by this section.

The liens embrace all lawful charges against the property paid to any other person by the person claiming the lien, and the price or value of the care, storage or contribution and all reasonable disbursements occasioned by the detention or sale of the property.

Presented to the governor April 16, 1999

Signed by the governor April 20, 1999, 9:24 a.m.

CHAPTER 79—S.F.No. 98

An act relating to crime victims; granting prosecutors discretion not to disclose a victim's or witness's date of birth; amending Minnesota Statutes 1998, section 611A.035.

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

Section 1. Minnesota Statutes 1998, section 611A.035, is amended to read:

611A.035 CONFIDENTIALITY OF VICTIM'S ADDRESS.

Subdivision 1. **DISCRETION OF PROSECUTOR NOT TO DISCLOSE.** A prosecutor may elect not to disclose a victim's or witness's home or employment address or, telephone number, or date of birth if the prosecutor certifies to the trial court that:

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

(1) the defendant or respondent has been charged with or alleged to have committed a crime;

(2) the nondisclosure is needed to address the victim's or witness's concerns about safety or security; and

(3) the victim's or witness's home or employment address or, telephone number, or date of birth is not relevant to the prosecution's case.

If such a certification is made, the prosecutor must ~~move at a contested hearing~~ make a motion with proper notice for the court's permission to continue to withhold this information.

The court shall either:

(1) order the information disclosed to defense counsel, but order it not disclosed to the defendant; or

(2) order the prosecutor to contact the victim or witness to arrange a confidential meeting between defense counsel, or defense counsel's agent, and the victim or witness, at a neutral location, if the victim or witness consents to a meeting.

This subdivision shall not be construed to compel a victim or witness to give any statement to or attend any meeting with defense counsel or defense counsel's agent.

Subd. 2. **WITNESS TESTIMONY IN COURT.** No victim or witness providing testimony in court proceedings may be compelled to state a home or employment address, telephone number, or the date of birth of the victim or witness on the record in open court unless the court finds that the testimony would be relevant evidence.

Sec. 2. **EFFECTIVE DATE.**

Section 1 is effective August 1, 1999, and applies to crimes committed on or after that date.

Presented to the governor April 16, 1999

Signed by the governor April 20, 1999, 9:21 a.m.

CHAPTER 80—S.F.No. 829

An act relating to state lands; authorizing commissioner of human services to sell certain surplus state land to the Bloomington housing and redevelopment authority; appropriating money.

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

Section 1. **PRIVATE SALE.**

(a) Notwithstanding Minnesota Statutes, sections 94.09 to 94.16, the commissioner of human services, through the commissioner of administration, may sell by private sale, lands described in paragraph (b), including improvements located thereon, to the housing and redevelopment authority in and for the city of Bloomington upon terms agreeable to the parties. The conveyance must be in a form approved by the attorney general.

New language is indicated by underline, deletions by strikeout.