..... moves to amend H.F. No. 3563 as follows:

Delete everything after the enacting clause and insert:

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"Section 1. Minnesota Statutes 2018, section 518.157, subdivision 1, is amended to read:

Subdivision 1. **Implementation; administration.** (a) By January 1, 1998, the chief judge of each judicial district or a designee shall implement one or more parent education programs within the judicial district for the purpose of educating parents about the impact that divorce, the restructuring of families, and judicial proceedings have upon children and families; methods for preventing parenting time conflicts; and dispute resolution options. The chief judge of each judicial district or a designee may require that children attend a separate education program designed to deal with the impact of divorce upon children as part of the parent education program. Each parent education program must enable persons to have timely and reasonable access to education sessions.

- (b) The chief judge of each judicial district shall ensure that the judicial district's website includes information on the parent education program or programs required under this section.
- Sec. 2. Minnesota Statutes 2018, section 518.157, subdivision 3, is amended to read:
- Subd. 3. **Attendance.** (a) In a proceeding under this chapter where the parties have not agreed to custody or a parenting time is contested schedule, the court shall order the parents of a minor child shall to attend or take online a minimum of eight hours in an orientation and education program that meets the minimum standards promulgated by the Minnesota Supreme Court.
- (b) In all other proceedings involving custody, support, or parenting time the court may order the parents of a minor child to attend a parent education program.

Sec. 2.

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(c) The program shall provide the court with names of persons who fail to attend the parent education program as ordered by the court. Persons who are separated or contemplating involvement in a dissolution, paternity, custody, or parenting time proceeding may attend a parent education program without a court order.

- (d) Unless otherwise ordered by the court, participation in a parent education program must begin before an initial case management conference and within 30 days after the first filing with the court or as soon as practicable after that time based on the reasonable availability of classes for the program for the parent. Parent education programs must offer an opportunity to participate at all phases of a pending or postdecree proceeding.
- (e) Upon request of a party and a showing of good cause, the court may excuse the party from attending the program. If past or present domestic abuse, as defined in chapter 518B, is alleged, the court shall not require the parties to attend the same parent education sessions and shall enter an order setting forth the manner in which the parties may safely participate in the program.
- (f) Before an initial case management conference for a proceeding under this chapter where the parties have not agreed to custody or parenting time, the court shall notify the parties of their option to resolve disagreements, including the development of a parenting plan, through the use of private mediation.
- Sec. 3. Minnesota Statutes 2018, section 518.168, is amended to read:
- **518.168 HEARINGS.**

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- (a) Custody proceedings shall receive priority in being set for hearing.
 - (b) The court may tax as costs the payment of necessary travel and other expenses incurred by a person whose presence at the hearing the court deems necessary to determine the best interests of the child.
 - (c) The court without a jury shall determine questions of law and fact. If it finds that a public hearing may be detrimental to the child's best interests, the court may exclude the public from a custody hearing, but may admit any person who has a direct interest in the particular case.
- 2.29 (d) If the court finds it necessary for the protection of the child's welfare that the record of an interview, report, investigation, or testimony in a custody proceeding be kept secret, the court may make an appropriate order sealing the record.

Sec. 3. 2

(e) At <u>Prior to</u> the first hearing or at an initial appearance before the court under this chapter, in conjunction with the mailing of the initial case management conference notice if one is provided or with the notice of filing of a matter under this chapter, the court shall provide an information sheet to the parties explaining:

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- (1) in cases where alternative dispute resolution is required under General Rules of Practice, rule 310.01, that the parties have the choice of using alternative dispute resolution methods including mediation, arbitration, and other processes to resolve the divorce or custody matter;
- (2) how mediation <u>works</u> and other available forms of alternative dispute resolution for family law cases work can be used instead of the court process;
- (3) that the parties may choose which method of alternative dispute resolution to use; and
- (4) that the court administrator is able to provide additional information about resources for alternative dispute resolution.
- Each party who is present at the first hearing or at an initial appearance must receive a copy of the information sheet from the court.
 - (f) The state court administrator shall prepare an alternative dispute resolution information sheet that the court must use to satisfy the requirements of paragraph (e). The information sheet must provide a definition and explanation of mediation as well as the parties' option to create their own parenting plan under section 518.1705. The information sheet must explain that early neutral evaluation is not required. The information sheet in this section must be provided to all parties even if the parties are represented by an attorney. The information sheet must provide an explanation of mediation and an explanation of early neutral evaluation to assist the participants in family court to make an informed decision about either process. The information sheet must indicate that when domestic abuse has occurred between the parties mediation is not always the best option and one or both of the parties may wish to speak to an attorney or advocate to determine whether mediation is appropriate. The definitions contained in the information sheet shall not be provided in such a way as to encourage or coerce the participants to choose one process over the other. The information sheet must inform the participants that mediation is a facilitative process that does not coerce the participants to reach an agreement because a mediator may not impose his or her own judgment on the issues for that of the parties. The information sheet required by this paragraph must inform the participants that early neutral evaluation is an adjudicative process that has a primary focus to tell the parties what would happen in court. The neutrals

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evaluate the case and provide a candid assessment of the strengths and weaknesses of the 4.1 case. 4.2 Sec. 4. Minnesota Statutes 2018, section 518.68, subdivision 2, is amended to read: 4.3 Subd. 2. Contents. The required notices must be substantially as follows: 4.4 **IMPORTANT NOTICE** 4.5 1. PAYMENTS TO PUBLIC AGENCY 4.6 According to Minnesota Statutes, section 518A.50, payments ordered for maintenance 4.7 and support must be paid to the public agency responsible for child support enforcement 4.8 as long as the person entitled to receive the payments is receiving or has applied for 4.9 public assistance or has applied for support and maintenance collection services. MAIL 4.10 PAYMENTS TO: 4.11 2. DEPRIVING ANOTHER OF CUSTODIAL OR PARENTAL RIGHTS -- A FELONY 4.12 A person may be charged with a felony who conceals a minor child or takes, obtains, 4.13 retains, or fails to return a minor child from or to the child's parent (or person with 4.14 4.15 custodial or visitation rights), according to Minnesota Statutes, section 609.26. A copy of that section is available from any district court clerk. 4.16 3. NONSUPPORT OF A SPOUSE OR CHILD -- CRIMINAL PENALTIES 4.17 A person who fails to pay court-ordered child support or maintenance may be charged 4.18 with a crime, which may include misdemeanor, gross misdemeanor, or felony charges, 4.19 according to Minnesota Statutes, section 609.375. A copy of that section is available 4.20 from any district court clerk. 4.21 4. RULES OF SUPPORT, MAINTENANCE, PARENTING TIME 4.22 (a) Payment of support or spousal maintenance is to be as ordered, and the giving of 4.23 gifts or making purchases of food, clothing, and the like will not fulfill the obligation. 4.24 (b) Payment of support must be made as it becomes due, and failure to secure or denial 4.25 of parenting time is NOT an excuse for nonpayment, but the aggrieved party must seek 4.26 relief through a proper motion filed with the court. 4.27 (c) Nonpayment of support is not grounds to deny parenting time. The party entitled to 4.28 receive support may apply for support and collection services, file a contempt motion, 4.29 4.30 or obtain a judgment as provided in Minnesota Statutes, section 548.091.

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5.1 5.2	(d) The payment of support or spousal maintenance takes priority over payment of debts and other obligations.
5.3	(e) A party who accepts additional obligations of support does so with the full knowledge
5.4	of the party's prior obligation under this proceeding.
5.5	(f) Child support or maintenance is based on annual income, and it is the responsibility
5.6	of a person with seasonal employment to budget income so that payments are made
5.7	throughout the year as ordered.
5.8	(g) Reasonable parenting time guidelines are contained in Appendix B, which is available
5.9	from the court administrator.
5.10	(h) The nonpayment of support may be enforced through the denial of student grants;
5.11	interception of state and federal tax refunds; suspension of driver's, recreational, and
5.12	occupational licenses; referral to the department of revenue or private collection agencies;
5.13	seizure of assets, including bank accounts and other assets held by financial institutions;
5.14	reporting to credit bureaus; interest charging, income withholding, and contempt
5.15	proceedings; and other enforcement methods allowed by law.
5.16	(i) The public authority may suspend or resume collection of the amount allocated for
5.17	child care expenses if the conditions of section 518A.40, subdivision 4, are met.
5.18	(j) The public authority may remove or resume a medical support offset if the conditions
5.19	of section 518A.41, subdivision 16, are met.
5.20	(k) The public authority may suspend or resume interest charging on child support
5.21	judgments if the conditions of section 548.091, subdivision 1a, are met.
5.22	5. MODIFYING CHILD SUPPORT
5.23	If either the obligor or obligee is laid off from employment or receives a pay reduction,
5.24	child support may be modified, increased, or decreased. Any modification will only take
5.25	effect when it is ordered by the court, and will only relate back to the time that a motion
5.26	is filed. Either the obligor or obligee may file a motion to modify child support, and may
5.27	request the public agency for help. UNTIL A MOTION IS FILED, THE CHILD
5.28	SUPPORT OBLIGATION WILL CONTINUE AT THE CURRENT LEVEL. THE
5.29	COURT IS NOT PERMITTED TO REDUCE SUPPORT RETROACTIVELY.
5.30	6. PARENTAL RIGHTS FROM MINNESOTA STATUTES, SECTION 518.17,
5.31	SUBDIVISION 3
5.32	Unless otherwise provided by the Court:

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6.1	(a) Each party has the right of access to, and to receive copies of, school, medical, dental,
6.2	religious training, and other important records and information about the minor children.
6.3	Each party has the right of access to information regarding health or dental insurance
6.4	available to the minor children. Presentation of a copy of this order to the custodian of
6.5	a record or other information about the minor children constitutes sufficient authorization
6.6	for the release of the record or information to the requesting party.
6.7	(b) Each party shall keep the other informed as to the name and address of the school
6.8	of attendance of the minor children. Each party has the right to be informed by school
6.9	officials about the children's welfare, educational progress and status, and to attend
6.10	school and parent teacher conferences. The school is not required to hold a separate
6.11	conference for each party.
6.12	(c) In case of an accident or serious illness of a minor child, each party shall notify the
6.13	other party of the accident or illness, and the name of the health care provider and the
6.14	place of treatment.
6.15	(d) Each party has the right of reasonable access and telephone contact with the minor
6.16	children.
6.17	7. WAGE AND INCOME DEDUCTION OF SUPPORT AND MAINTENANCE
6.18	Child support and/or spousal maintenance may be withheld from income, with or without
6.19	notice to the person obligated to pay, when the conditions of Minnesota Statutes, section
6.20	518A.53 have been met. A copy of those sections is available from any district court
6.21	clerk.
6.22	8. CHANGE OF ADDRESS OR RESIDENCE
6.23	Unless otherwise ordered, each party shall notify the other party, the court, and the public
6.24	authority responsible for collection, if applicable, of the following information within
6.25	ten days of any change: the residential and mailing address, telephone number, driver's
6.26	license number, Social Security number, and name, address, and telephone number of
6.27	the employer.
6.28	9. COST OF LIVING INCREASE OF SUPPORT AND MAINTENANCE
6.29	Basic support and/or spousal maintenance may be adjusted every two years based upon
6.30	a change in the cost of living (using Department of Labor Consumer Price Index,
6.31	unless otherwise specified in this order) when the conditions of Minnesota Statutes,
6.32	section 518A.75, are met. Cost of living increases are compounded. A copy of Minnesota

Statutes, section 518A.75, and forms necessary to request or contest a cost of living increase are available from any district court clerk.

10. JUDGMENTS FOR UNPAID SUPPORT

If a person fails to make a child support payment, the payment owed becomes a judgment against the person responsible to make the payment by operation of law on or after the date the payment is due, and the person entitled to receive the payment or the public agency may obtain entry and docketing of the judgment WITHOUT NOTICE to the person responsible to make the payment under Minnesota Statutes, section 548.091.

Interest begins to accrue on a payment or installment of child support whenever the unpaid amount due is greater than the current support due, according to Minnesota Statutes, section 548.091, subdivision 1a.

11. JUDGMENTS FOR UNPAID MAINTENANCE

- (a) A judgment for unpaid spousal maintenance may be entered when the conditions of
 Minnesota Statutes, section 548.091, are met. A copy of that section is available from
 any district court clerk.
- (b) The public authority is not responsible for calculating interest on any judgment for
 unpaid spousal maintenance. When providing services in IV-D cases, as defined in
 section 518A.26, subdivision 10, the public authority will only collect interest on spousal
 maintenance if spousal maintenance interest is reduced to a sum certain judgment.

7.20 12. ATTORNEY FEES AND COLLECTION COSTS FOR ENFORCEMENT OF CHILD

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A judgment for attorney fees and other collection costs incurred in enforcing a child support order will be entered against the person responsible to pay support when the conditions of section 518A.735, are met. A copy of sections 518.14 and 518A.735 and forms necessary to request or contest these attorney fees and collection costs are available from any district court clerk.

13. PARENTING TIME EXPEDITOR PROCESS

On request of either party or on its own motion, the court may appoint a parenting time expeditor to resolve parenting time disputes under Minnesota Statutes, section 518.1751.

A copy of that section and a description of the expeditor process is available from any district court clerk.

7.32 14. PARENTING TIME REMEDIES AND PENALTIES

Remedies and penalties for the wrongful denial of parenting time are available under Minnesota Statutes, section 518.175, subdivision 6. These include compensatory parenting time; civil penalties; bond requirements; contempt; and reversal of custody. A copy of that subdivision and forms for requesting relief are available from any district court clerk.

EFFECTIVE DATE. This section is effective August 1, 2021.

Sec. 5. Minnesota Statutes 2018, section 518A.29, is amended to read:

518A.29 CALCULATION OF GROSS INCOME.

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- (a) Subject to the exclusions and deductions in this section, gross income includes any form of periodic payment to an individual, including, but not limited to, salaries, wages, commissions, self-employment income under section 518A.30, workers' compensation, unemployment benefits, annuity payments, military and naval retirement, pension and disability payments, spousal maintenance received under a previous order or the current proceeding, Social Security or veterans benefits provided for a joint child under section 518A.31, and potential income under section 518A.32. Salaries, wages, commissions, or other compensation paid by third parties shall be based upon gross income before participation in an employer-sponsored benefit plan that allows an employee to pay for a benefit or expense using pretax dollars, such as flexible spending plans and health savings accounts. No deductions shall be allowed for contributions to pensions, 401-K, IRA, or other retirement benefits.
- (b) Gross income does not include compensation received by a party for employment in excess of a 40-hour work week, provided that:
- (1) child support is ordered in an amount at least equal to the guideline amount based on gross income not excluded under this clause; and
 - (2) the party demonstrates, and the court finds, that:
- 8.26 (i) the excess employment began after the filing of the petition for dissolution or legal 8.27 separation or a petition related to custody, parenting time, or support;
 - (ii) the excess employment reflects an increase in the work schedule or hours worked over that of the two years immediately preceding the filing of the petition;
 - (iii) the excess employment is voluntary and not a condition of employment;
- 8.31 (iv) the excess employment is in the nature of additional, part-time or overtime 8.32 employment compensable by the hour or fraction of an hour; and

Sec. 5. 8

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(v) the party's compensation structure has not been changed for the purpose of affecting a support or maintenance obligation.

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- (c) Expense reimbursements or in-kind payments received by a parent in the course of employment, self-employment, or operation of a business shall be counted as income if they reduce personal living expenses.
- (d) Gross income may be calculated on either an annual or monthly basis. Weekly income shall be translated to monthly income by multiplying the weekly income by 4.33.
- (e) Gross income does not include a child support payment received by a party. It is a rebuttable presumption that adoption assistance payments, Northstar kinship assistance payments, and foster care subsidies are not gross income.
- (f) Gross income does not include the income of the obligor's spouse and the obligee's spouse.
- (g) Child support or spousal maintenance payments ordered by a court for a nonjoint child or former spouse or ordered payable to the other party as part of the current proceeding are deducted from other periodic payments received by a party for purposes of determining gross income.
- 9.17 (h) (g) Gross income does not include public assistance benefits received under section
 9.18 256.741 or other forms of public assistance based on need.
 - Sec. 6. Minnesota Statutes 2018, section 518A.33, is amended to read:

518A.33 DEDUCTION FROM INCOME FOR NONJOINT CHILDREN.

- (a) When either or both parents are legally responsible for a nonjoint child, a deduction for this obligation shall be calculated under this section if:
 - (1) the nonjoint child primarily resides in the parent's household; and
- 9.24 (2) the parent is not obligated to pay basic child support for the nonjoint child to the 9.25 other parent or a legal custodian of the child under an existing child support order.
 - (b) The court shall use the guidelines under section 518A.35 to determine the basic child support obligation for the nonjoint child or children by using the gross income of the parent for whom the deduction is being calculated and the number of nonjoint children primarily residing in the parent's household. If the number of nonjoint children to be used for the determination is greater than two, the determination must be made using the number two instead of the greater number. Court-ordered child support or spousal maintenance payments

Sec. 6. 9

for a nonjoint child or former spouse, or payments ordered to the other party as part of a current proceeding, shall be deducted from the payor's gross income.

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- (c) The deduction for nonjoint children is 50 percent of the guideline amount determined under paragraph (b). When a parent is legally responsible for a nonjoint child and the parent is not obligated to pay basic child support for the nonjoint child to the other parent or a legal custodian under an existing child support order, a deduction shall be calculated. The court shall use the basic support guideline table under section 518A.35 to determine this deduction by using the gross income of the parent for whom the deduction is being calculated, minus any deduction under paragraph (b) and the number of eligible nonjoint children, up to six children. The deduction for nonjoint children is 75 percent of the guideline amount determined under this paragraph.
- Sec. 7. Minnesota Statutes 2018, section 518A.35, subdivision 1, is amended to read:
 - Subdivision 1. **Determination of support obligation.** (a) The guideline in this section is a rebuttable presumption and shall be used in any judicial or administrative proceeding to establish or modify a support obligation under this chapter.
 - (b) The basic child support obligation shall be determined by referencing the guideline for the appropriate number of joint children and the combined parental income for determining child support of the parents.
 - (c) If a child is not in the custody of either parent and a support order is sought against one or both parents, the basic child support obligation shall be determined by referencing the guideline for the appropriate number of joint children, and the parent's individual parental income for determining child support, not the combined parental incomes for determining child support of the parents. Unless a parent has court-ordered parenting time, the parenting expense adjustment formula under section 518A.34 must not be applied.
 - (d) If a child is in the custody of either parent and a support order is sought by the public authority in an action involving only one parent under section 256.87, unless the parent against whom the support order is sought has court-ordered parenting time, the support obligation must be determined by referencing the guideline for the appropriate number of joint children and the parent's individual income without application of the parenting expense adjustment formula under section 518A.34.
 - (e) For combined parental incomes for determining child support exceeding \$15,000 \$20,000 per month, the presumed basic child support obligations shall be as for parents with combined parental income for determining child support of \$15,000 \$20,000 per month.

Sec. 7. 10

A basic child support obligation in excess of this level may be demonstrated for those reasons set forth in section 518A.43.

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Sec. 8. Minnesota Statutes 2018, section 518A.35, subdivision 2, is amended to read:

Subd. 2. **Basic support; guideline.** (a) Unless otherwise agreed to by the parents and approved by the court, when establishing basic support, the court must order that basic support be divided between the parents based on their proportionate share of the parents' combined monthly parental income for determining child support (PICS). Basic support must be computed using the following guideline:

11.9	Combined Parental			Number o	f Children		
11.10 11.11 11.12	Income for Determining Child Support	One	Two	Three	Four	Five	Six
11.13 11.14	\$0- \$799 <u>\$1,299</u>	\$50	\$50 \$60	\$75 \$70	\$75 <u>\$80</u>	\$100 \$90	\$100
11.15	800- 899	80	129	149	173	201	233
11.16	900- 999	90	145	167	194	226	262
11.17	1,000-1,099	116	161	186	216	251	291
11.18	1,100-1,199	145	205	237	275	320	370
11.19	1,200-1,299	177	254	294	341	396	459
11.20	1,300- 1,399	212	309	356	414	480	557
11.21		60	70	80	90	100	110
11.22	1,400- 1,499	251	368	425	493	573	664
11.23		70	80	90	110	120	130
11.24	1,500- 1,599	292	4 33	500	580	673	780
11.25		80	90	110	130	140	150
11.26	1,600- 1,699	337	502	580	673	781	905
11.27		90	<u>110</u>	130	150	160	170
11.28	1,700- 1,799	385	577	666	773	897	1,040
11.29		110	130	155	175	185	195
11.30	1,800- 1,899	436	657	758	880	1,021	1,183
11.31		130	150	180	200	210	220
11.32	1,900- 1,999	4 90	742	856	994	1,152	1,336
11.33		150	175	205	235	245	255
11.34	2,000- 2,099	516	832	960	1,114	1,292	1,498
11.35		170	200	235	270	285	295
11.36	2,100-2,199	528	851	9 81	1,139	1,320	1,531
11.37		190	225	265	305	325	335
11.38	2,200- 2,299	538	867	1,000	1,160	1,346	1,561
11.39		215	255	300	345	367	379
11.40	2,300- 2,399	546	881	1,016	1,179	1,367	1,586
11.41		240	285	335	385	409	423

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12.1	2,400- 2,499	554	893	1,029	1,195	1,385	1,608
12.2		265	315	370	425	451	467
12.3	2,500- 2,599	560	903	1,040	1,208	1,400	1,625
12.4		290	350	408	465	493	511
12.5	2,600- 2,699	570	920	1,060	1,230	1,426	1,655
12.6		315	385	446	505	535	555
12.7	2,700- 2,799	580	936	1,078	1,251	1,450	1,683
12.8		340	420	484	545	577	599
12.9	2,800- 2,899	589	9 50	1,094	1,270	1,472	1,707
12.10		365	455	522	585	619	643
12.11	2,900- 2,999	596	963	1,109	1,287	1,492	1,730
12.12		390	490	560	625	<u>661</u>	687
12.13	3,000- 3,099	603	975	1,122	1,302	1,509	1,749
12.14		415	525	598	665	703	731
12.15	3,100-3,199	613	991	1,141	1,324	1,535	1,779
12.16		440	560	636	705	745	775
12.17	3,200- 3,299	623	1,007	1,158	1,344	1,558	1,807
12.18		465	595	674	745	787	819
12.19	3,300- 3,399	636	1,021	1,175	1,363	1,581	1,833
12.20		485	630	712	785	829	863
12.21	3,400- 3,499	650	1,034	1,190	1,380	1,601	1,857
12.22		505	665	750	825	<u>871</u>	907
12.23	3,500- 3,599	664	1,047	1,204	1,397	1,621	1,880
12.24		525	695	784	861	<u>910</u>	948
12.25	3,600- 3,699	677	1,062	1,223	1,418	1,646	1,909
12.26		545	725	818	<u>897</u>	949	<u>989</u>
12.27	3,700- 3,799	691	1,077	1,240	1,439	1,670	1,937
12.28		565	755	852	933	988	1,030
12.29	3,800- 3,899	705	1,081	1,257	1,459	1,693	1,963
12.30		585	785	886	969	1,027	1,071
12.31	3,900- 3,999	719	1,104	1,273	1,478	1,715	1,988
12.32		605	815	920	1,005	1,065	1,111
12.33	4,000- 4,099	732	1,116	1,288	1,496	1,736	2,012
12.34		625	845	954	1,041	1,103	1,151
12.35	4,100- 4,199	746	1,132	1,305	1,516	1,759	2,039
12.36		645	875	988	1,077	1,142	1,191
12.37	4,200- 4,299	760	1,147	1,322	1,536	1,781	2,064
12.38		665	905	1,022	1,113	1,180	1,230
12.39	4,300- 4,399	774	1,161	1,338	1,554	1,802	2,088
12.40		685	935	1,056	1,149	1,218	1,269
12.41	4,400- 4,499	787	1,175	1,353	1,572	1,822	2,111
12.42		705	965	1,090	1,185	<u>1,256</u>	1,308
12.43	4,500- 4,599	801	1,184	1,368	1,589	1,841	2,133
12.44		724	993	1,122	1,219	<u>1,292</u>	1,345
12.45	4,600- 4,699	808	1,200	1,386	1,608	1,864	2,160
12.46		743	1,021	1,154	1,253	1,328	1,382

	03/13/20 03:38 pm		НО	HOUSE RESEARCH			H3563DE2
13.1	4,700- 4,799	814	1,215	1,402	1,627	1,887	2,186
13.2		762	1,049	1,186	1,287	1,364	1,419
13.3	4,800- 4,899	820	1,231	1,419	1,645	1,908	2,212
13.4		781	1,077	1,218	1,321	1,400	1,456
13.5	4,900- 4,999	825	1,246	1,435	1,663	1,930	2,236
13.6		800	1,105	1,250	1,354	1,435	1,493
13.7	5,000- 5,099	831	1,260	1,450	1,680	1,950	2,260
13.8		818	1,132	1,281	1,387	1,470	1,529
13.9	5,100- 5,199	837	1,275	1,468	1,701	1,975	2,289
13.10		835	1,159	1,312	1,420	1,505	1,565
13.11	5,200- 5,299	843	1,290	1,485	1,722	1,999	2,317
13.12		852	1,186	1,343	1,453	1,540	1,601
13.13	5,300- 5,399	849	1,304	1,502	1,743	2,022	2,345
13.14		869	1,213	1,374	1,486	1,575	1,638
13.15	5,400- 5,499	854	1,318	1,518	1,763	2,046	2,372
13.16		886	1,240	1,405	1,519	1,610	1,674
13.17	5,500- 5,599	860	1,331	1,535	1,782	2,068	2,398
13.18		903	1,264	1,434	1,550	1,643	1,708
13.19	5,600- 5,699	866	1,346	1,551	1,801	2,090	2,424
13.20		920	1,288	1,463	1,581	1,676	1,743
13.21	5,700- 5,799	873	1,357	1,568	1,819	2,111	2,449
13.22		937	1,312	1,492	1,612	1,709	1,777
13.23	5,800- 5,899	881	1,376	1,583	1,837	2,132	2,473
13.24		954	1,336	1,521	1,643	1,742	1,811
13.25	5,900- 5,999	888	1,390	1,599	1,855	2,152	2,497
13.26		971	1,360	1,550	1,674	1,775	1,846
13.27	6,000- 6,099	895	1,404	1,604	1,872	2,172	2,520
13.28		988	1,383	1,577	1,703	1,805	1,877
13.29	6,100- 6,199	902	1,419	1,631	1,892	2,195	2,546
13.30		993	1,391	1,586	1,713	1,815	1,887
13.31	6,200- 6,299	909	1,433	1,645	1,912	2,217	2,572
13.32		999	1,399	1,594	1,722	1,825	1,898
13.33	6,300- 6,399	916	1,448	1,664	1,932	2,239	2,597
13.34		1,005	1,406	1,603	1,732	1,836	1,909
13.35	6,400- 6,499	923	1,462	1,682	1,951	2,260	2,621
13.36		1,010	1,414	1,612	1,741	1,846	1,920
13.37	6,500- 6,599	930	1,476	1,697	1,970	2,282	2,646
13.38		1,016	1,422	1,621	1,751	1,856	1,931
13.39	6,600- 6,699	936	1,490	1,713	1,989	2,305	2,673
13.40		1,021	1,430	1,630	1,761	1,866	1,941
13.41	6,700- 6,799	943	1,505	1,730	2,009	2,328	2,700
13.42		1,027	1,438	1,639	1,770	1,876	1,951
13.43	6,800- 6,899	950	1,519	1,746	2,028	2,350	2,727
13.44		1,032	1,445	1,648	1,780	1,887	1,962
13.45	6,900- 6,999	957	1,533	1,762	2,047	2,379	2,747
13.46		1,038	1,453	1,657	1,790	1,897	1,973

	03/13/20 03:38 pm		HOUSE RESEARCH			MM/JF	H3563DE2
14.1	7,000- 7,099	963	1,547	1,778	2,065	2,394	2,753
14.2		1,044	1,462	1,666	1,800	1,908	1,984
14.3	7,100- 7,199	970	1,561	1,795	2,085	2,417	2,758
14.4		1,050	1,470	1,676	1,810	1,918	1,995
14.5 14.6	7,200- 7,299	974 1,056	1,574 1,479	1,812 1,686	2,104 1,821	2,439 1,930	$\frac{2,764}{2,007}$
14.7	7,300- 7,399	980	1,587	1,828	2,123	2,462	2,769
14.8		1,063	1,488	1,696	1,832	1,942	2,019
14.9	7,400- 7,499	9 89	1,600	1,844	2,142	2,483	2,775
14.10		1,069	1,496	1,706	1,843	1,953	2,032
14.11	7,500- 7,599	998	1,613	1,860	2,160	2,505	2,781
14.12		1,075	1,505	1,716	1,854	1,965	2,043
14.13	7,600- 7,699	1,006	1,628	1,877	2,180	2,528	2,803
14.14		1,081	1,514	1,725	1,863	1,975	2,054
14.15	7,700- 7,799	1,015	1,643	1,894	2,199	2,550	2,833
14.16		1,087	1,522	1,735	1,874	1,986	2,066
14.17	7,800- 7,899	1,023	1,658	1,911	2,218	2,572	2,864
14.18		1,093	1,531	1,745	1,885	1,998	2,078
14.19	7,900- 7,999	1,032	1,673	1,928	2,237	2,594	2,894
14.20		1,099	1,540	1,755	1,896	2,009	2,090
14.21	8,000- 8,099	1,040	1,688	1,944	2,256	2,616	2,925
14.22		1,106	1,548	1,765	1,907	2,021	2,102
14.23	8,100- 8,199	1,048	1,703	1,960	2,274	2,637	2,955
14.24		1,112	1,557	1,775	1,917	2,032	2,114
14.25	8,200- 8,299	1,056	1,717	1,976	2,293	2,658	2,985
14.26		1,118	1,566	1,785	1,928	2,044	2,126
14.27	8,300 -8,399	1,064	1,731	1,992	2,311	2,679	3,016
14.28		1,124	1,574	1,795	1,939	2,055	2,137
14.29	8,400- 8,499	1,072	1,746	2,008	2,328	2,700	3,046
14.30		1,131	1,583	1,804	1,949	2,066	2,149
14.31	8,500- 8,599	1,080	1,760	2,023	2,346	2,720	3,077
14.32		1,137	1,592	1,814	1,960	2,078	2,161
14.33	8,600- 8,699	1,092	1,780	2,047	2,374	2,752	3,107
14.34		1,143	1,600	1,824	1,970	2,089	2,173
14.35	8,700- 8,799	1,105	1,801	2,071	2,401	2,784	3,138
14.36		1,149	1,609	1,834	1,981	2,100	2,185
14.37	8,800- 8,899	1,118	1,822	2,094	2,429	2,816	3,168
14.38		1,155	1,618	1,844	1,992	2,112	2,197
14.39	8,900- 8,999	1,130	1,842	2,118	2,456	2,848	3,199
14.40		1,162	1,626	1,854	2,003	2,124	2,209
14.41	9,000- 9,099	1,143	1,863	2,142	2,484	2,880	3,223
14.42		1,168	1,635	1,864	2,014	2,135	2,221
14.43	9,100- 9,199	1,156	1,884	2,166	2,512	2,912	3,243
14.44		1,174	1,644	1,874	2,024	2,146	2,232
14.45	9,200- 9,299	1,168	1,904	2,190	2,539	2,944	3,263
14.46		1,180	1,652	1,884	2,035	2,158	2,244

	03/13/20 03:38 pm		НО	USE RESEAI	RCH	MM/JF	H3563DE2
15.1	9,300- 9,399	1,181	1,925	2,213	2,567	2,976	3,284
15.2		1,186	1,661	1,893	2,045	2,168	2,255
15.3	9,400- 9,499	1,194	1,946	2,237	2,594	3,008	3,304
15.4		1,193	1,670	1,903	2,056	2,179	2,267
15.5	9,500- 9,599	1,207	1,967	2,261	2,622	3,031	3,324
15.6		1,199	1,678	1,913	2,066	2,190	2,278
15.7	9,600- 9,699	1,219	1,987	2,285	2,650	3,050	3,345
15.8		1,205	1,687	1,923	2,077	2,202	2,290
15.9	9,700- 9,799	1,232	2,008	2,309	2,677	3,069	3,365
15.10		1,211	1,696	1,933	2,088	2,214	2,302
15.11	9,800- 9,899	1,245	2,029	2,332	2,705	3,087	3,385
15.12		1,217	1,704	1,943	2,099	2,225	2,314
15.13	9,900- 9,999	1,257	2,049	2,356	2,732	3,106	3,406
15.14		1,224	1,713	1,953	2,110	2,237	2,326
15.15	10,000-10,099	1,270	2,070	2,380	2,760	3,125	3,426
15.16		1,230	1,722	1,963	2,121	2,248	2,338
15.17	10,100-10,199	1,283	2,091	2,404	2,788	3,144	3,446
15.18		1,236	1,730	1,973	2,131	2,259	2,350
15.19	10,200-10,299	1,295	2,111	2,428	2,815	3,162	3,467
15.20		1,242	1,739	1,983	2,142	2,270	2,361
15.21	10,300-10,399	1,308	2,132	2,451	2,843	3,181	3,487
15.22		1,248	1,748	1,992	2,152	2,281	2,373
15.23	10,400-10,499	1,321	2,153	2,475	2,870	3,200	3,507
15.24		1,254	1,756	2,002	2,163	2,292	2,384
15.25	10,500-10,599	1,334	2,174	2,499	2,898	3,218	3,528
15.26		1,261	1,765	2,012	2,173	2,304	2,396
15.27	10,600-10,699	1,346	2,194	2,523	2,921	3,237	3,548
15.28		1,267	1,774	2,022	2,184	2,316	2,409
15.29	10,700-10,799	1,359	2,215	2,547	2,938	3,256	3,568
15.30		1,273	1,782	2,032	2,195	2,327	2,420
15.31	10,800-10,899	1,372	2,236	2,570	2,955	3,274	3,589
15.32		1,279	1,791	2,042	2,206	2,338	2,432
15.33	10,900-10,999	1,384	2,256	2,594	2,972	3,293	3,609
15.34		1,285	1,800	2,052	2,217	2,349	2,444
15.35	11,000-11,099	1,397	2,277	2,618	2,989	3,312	3,629
15.36		1,292	1,808	2,061	2,226	2,360	2,455
15.37	11,100-11,199	1,410	2,294	2,642	3,006	3,331	3,649
15.38		1,298	1,817	2,071	2,237	2,372	2,467
15.39	11,200-11,299	1,422	2,306	2,666	3,023	3,349	3,667
15.40		1,304	1,826	2,081	2,248	2,384	2,479
15.41	11,300-11,399	1,435	2,319	2,689	3,040	3,366	3,686
15.42		1,310	1,834	2,091	2,259	2,395	2,491
15.43	11,400-11,499	1,448	2,331	2,713	3,055	3,383	3,705
15.44		1,316	1,843	2,101	2,270	2,406	2,503
15.45	11,500-11,599	1,461	2,344	2,735	3,071	3,400	3,723
15.46		1,323	1,852	2,111	2,280	2,417	2,514

	03/13/20 03:38 pm		НО	USE RESEAI	RCH	MM/JF	H3563DE2
16.1	11,600-11,699	1,473	2,356	2,748	3,087	3,417	3,742
16.2		1,329	1,860	2,121	2,291	2,428	2,526
16.3	11,700-11,799	1,486	2,367	2,762	3,102	3,435	3,761
16.4		1,335	1,869	2,131	2,302	2,439	2,537
16.5	11,800-11,899	1,499	2,378	2,775	3,116	3,452	3,780
16.6		1,341	1,878	2,141	2,313	2,451	2,549
16.7	11,900-11,999	1,511	2,389	2,788	3,131	3,469	3,798
16.8		1,347	1,886	2,150	2,323	2,463	2,561
16.9	12,000-12,099	1,524	2,401	2,801	3,146	3,485	3,817
16.10		1,354	1,895	2,160	2,333	2,474	2,573
16.11	12,100-12,199	1,537	2,412	2,814	3,160	3,501	3,836
16.12		1,360	1,904	2,170	2,344	2,485	2,585
16.13	12,200-12,299	1,549	2,423	2,828	3,175	3,517	3,854
16.14		1,366	1,912	2,180	2,355	2,497	2,597
16.15	12,300-12,399	1,562	2,434	2,841	3,190	3,534	3,871
16.16		1,372	1,921	2,190	2,366	2,509	2,609
16.17	12,400-12,499	1,575	2,445	2,854	3,205	3,550	3,889
16.18		1,378	1,930	2,200	2,377	2,520	2,621
16.19	12,500-12,599	1,588	2,456	2,867	3,219	3,566	3,907
16.20		1,385	1,938	2,210	2,387	2,531	2,633
16.21	12,600-12,699	1,600	2,467	2,880	3,234	3,582	3,924
16.22		1,391	1,947	2,220	2,397	2,542	2,644
16.23	12,700-12,799	1,613	2,478	2,894	3,249	3,598	3,942
16.24		1,397	1,956	2,230	2,408	2,553	2,656
16.25	12,800-12,899	1,626	2,489	2,907	3,264	3,615	3,960
16.26		1,403	1,964	2,240	2,419	2,565	2,668
16.27	12,900-12,999	1,638	2,500	2,920	3,278	3,631	3,977
16.28		1,409	1,973	2,250	2,430	2,576	2,680
16.29	13,000-13,099	1,651	2,512	2,933	3,293	3,647	3,995
16.30		1,416	1,982	2,259	2,440	2,587	2,691
16.31	13,100-13,199	1,664	2,523	2,946	3,308	3,663	4,012
16.32		1,422	1,990	2,269	2,451	2,599	2,703
16.33	13,200-13,299	1,676	2,534	2,960	3,322	3,679	4,030
16.34		1,428	1,999	2,279	2,462	2,610	2,715
16.35	13,300-13,399	1,689	2,545	2,973	3,337	3,696	4,048
16.36		1,434	2,008	2,289	2,473	2,622	2,727
16.37	13,400-13,499	1,702	2,556	2,986	3,352	3,712	4,065
16.38		1,440	2,016	2,299	2,484	2,633	2,739
16.39	13,500-13,599	1,715	2,567	2,999	3,367	3,728	4,083
16.40		1,446	2,025	2,309	2,494	2,644	2,751
16.41	13,600-13,699	1,727	2,578	3,012	3,381	3,744	4,100
16.42		1,453	2,034	2,318	2,504	2,655	2,762
16.43	13,700-13,799	1,740	2,589	3,026	3,396	3,760	4,118
16.44		1,459	2,042	2,328	2,515	2,666	2,773
16.45	13,800-13,899	1,753	2,600	3,039	3,411	3,777	4 ,136
16.46		1,465	2,051	2,338	2,526	2,677	2,784

	03/13/20 03:38 pm		НО	USE RESEAI	RCH	MM/JF	H3563DE2
17.1 17.2	13,900-13,999	1,765 1,471	2,611 2,060	3,052 2,348	3,425 2,537	3,793 2,688	4,153 2,795
17.3 17.4	14,000-14,099	1,778 1,477	2,623 2,068	3,065 2,358	3,440 2,547	3,809 2,699	4,171 2,807
17.5 17.6	14,100-14,199	1,791 1,484	2,634 2,077	3,078 2,368	3,455 2,558	3,825 2,711	4,189 2,819
17.7 17.8	14,200-14,299	1,803 1,490	2,645 2,086	3,092 2,378	3,470 2,569	3,841 2,722	4 ,206 2,831
17.9 17.10	14,300-14,399	1,816 1,496	2,656 2,094	3,105 2,388	3,484 2,580	3,858 2,734	4,224 2,843
17.11 17.12	14,400-14,499	1,829 1,502	2,667 2,103	3,118 2,398	3,499 2,590	3,874 2,746	4 ,239 2,855
17.13 17.14	14,500-14,599	1,842 1,508	2,678 2,111	3,131 2,407	3,514 2,600	3,889 2,757	4 ,253 2,867
17.15 17.16	14,600-14,699	1,854 1,515	2,689 2,120	3,144 2,417	3,529 2,611	3,902 2,768	4 ,268 2,879
17.17 17.18	14,700-14,799	1,864 1,521	2,700 2,129	3,158 2,427	3,541 2,622	3,916 2,780	4,282 2,891
17.19 17.20	14,800-14,899	1,872 1,527	2,711 2,138	3,170 2,437	3,553 2,633	3,929 2,792	4,297 2,903
17.21 17.22	14,900-14,999	1,879 1,533	2,722 2,146	3,181 2,447	3,565 2,643	3,942 2,802	4,311 2,914
17.23 17.24 17.25 17.26	15,000 , or the amount in effect under subd. 4 -15,099	1,883 1,539	2,727 2,155	3,186 2,457	3,571 2,654	3,949 2,813	4,319 2,926
17.26	15,100-15,199	1,545	2,163	2,466	2,664	2,825	2,937
17.28	15,200-15,299	1,551	2,171	2,476	2,675	2,836	2,949
17.29	15,300-15,399	1,557	2,180	2,486	2,685	2,847	2,961
17.30	15,400-15,499	1,563	2,188	2,495	2,695	2,858	2,973
17.31	15,500-15,599	1,569	2,197	2,505	2,706	2,869	2,985
17.32	15,600-15,699	1,575	2,205	2,514	2,716	2,880	2,996
17.33	15,700-15,799	1,581	2,214	2,524	2,727	2,891	3,008
17.34	15,800-15,899	1,587	2,222	2,534	2,737	2,902	3,019
17.35	15,900-15,999	1,593	2,230	2,543	2,747	2,913	3,030
17.36	16,000-16,099	1,599	2,239	2,553	2,758	2,924	3,042
17.37	16,100-16,199	1,605	2,247	2,562	2,768	2,935	3,053
17.38	16,200-16,299	<u>1,611</u>	2,256	2,572	2,779	2,946	3,065
17.39	16,300-16,399	<u>1,617</u>	<u>2,264</u>	<u>2,582</u>	2,789	<u>2,957</u>	3,076
17.40	16,400-16,499	1,623	2,272	2,591	2,799	2,968	3,088
17.41	16,500-16,599	1,629	<u>2,281</u>	2,601	2,810	<u>2,979</u>	3,099
17.42	16,600-16,699	<u>1,635</u>	<u>2,289</u>	<u>2,610</u>	2,820	<u>2,990</u>	<u>3,110</u>
17.43	16,700-16,799	1,641	2,298	2,620	2,830	3,001	3,121

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18.1	16,800-16,899	1,647	<u>2,306</u>	2,629	2,840	3,011	3,132
18.2	16,900-16,999	1,653	2,315	2,639	2,851	3,022	3,143
18.3	17,000-17,099	1,659	2,323	2,649	2,861	3,033	3,155
18.4	17,100-17,199	1,665	2,331	2,658	2,871	3,044	<u>3,167</u>
18.5	17,200-17,299	1,671	2,340	2,668	2,882	3,055	3,178
18.6	17,300-17,399	1,677	2,348	2,677	2,892	3,066	3,189
18.7	17,400-17,499	1,683	2,357	2,687	2,902	3,077	3,201
18.8	17,500-17,599	1,689	2,365	2,696	2,912	3,088	3,212
18.9	17,600-17,699	1,695	2,373	<u>2,705</u>	2,922	3,098	3,223
18.10	17,700-17,799	<u>1,701</u>	2,382	<u>2,715</u>	2,932	3,109	3,234
18.11	17,800-17,899	1,707	2,390	<u>2,724</u>	2,942	3,119	3,245
18.12	17,900-17,999	<u>1,713</u>	2,399	2,734	2,953	3,130	3,256
18.13	18,000-18,099	<u>1,719</u>	2,407	<u>2,744</u>	2,963	<u>3,141</u>	3,268
18.14	18,100-18,199	1,725	2,415	<u>2,753</u>	2,973	3,152	3,279
18.15	18,200-18,299	1,731	2,424	<u>2,763</u>	2,984	3,163	3,290
18.16	18,300-18,399	1,737	2,432	<u>2,772</u>	2,994	<u>3,174</u>	<u>3,301</u>
18.17	18,400-18,499	1,743	<u>2,441</u>	2,782	3,004	3,185	3,313
18.18	18,500-18,599	1,749	2,449	<u>2,791</u>	3,014	3,196	3,324
18.19	18,600-18,699	<u>1,755</u>	2,457	<u>2,801</u>	3,024	<u>3,206</u>	3,335
18.20	18,700-18,799	<u>1,761</u>	2,466	<u>2,811</u>	3,035	<u>3,217</u>	3,346
18.21	18,800-18,899	1,767	<u>2,474</u>	<u>2,820</u>	3,045	3,227	3,357
18.22	18,900-18,999	1,773	2,483	<u>2,830</u>	3,056	3,238	3,368
18.23	19,000-19,099	1,779	2,491	<u>2,840</u>	3,066	3,249	3,380
18.24	19,100-19,199	1,785	2,499	2,849	3,076	3,260	3,392
18.25	19,200-19,299	1,791	2,508	2,859	3,087	3,271	<u>3,403</u>
18.26	19,300-19,399	1,797	<u>2,516</u>	2,868	3,097	3,282	<u>3,414</u>
18.27	19,400-19,499	1,803	2,525	2,878	3,107	3,293	3,426
18.28	19,500-19,599	1,809	2,533	2,887	3,117	3,304	3,437
18.29	19,600-19,699	1,815	2,541	2,896	3,127	3,315	3,448
18.30	19,700-19,799	1,821	2,550	<u>2,906</u>	3,138	3,326	3,459
18.31	19,800-19,899	1,827	<u>2,558</u>	2,915	3,148	3,337	<u>3,470</u>
18.32	19,900-19,999	1,833	2,567	2,925	3,159	3,348	<u>3,481</u>
18.33 18.34 18.35 18.36	20,000 and over \$20,000 or the amount in effect in subdivision 4	<u>1,839</u>	2,575	2,935	3,170	3,359	3,492

(b) The commissioner of the Department of Human Services must revise the table in paragraph (a) in accordance with the federal child support quadrennial review schedule.

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The revisions must be based upon changes to the cost of living so the Self Support Reserve
amount is contained in the lowest income level of the table.

EFFECTIVE DATE. This section is effective January 1, 2022.

Sec. 9. Minnesota Statutes 2018, section 518A.40, is amended by adding a subdivision to read:

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- Subd. 1a. Child care support obligation. (a) Unless there is a protective or restraining order issued by the court regarding one of the parties or on behalf of a joint child when child care support is ordered to be paid by the obligor:
- (1) the obligee must give the child care provider the name and address of the obligor
 and must give the obligor the name, address, and telephone number of the child care provider;
 and
 - (2) by February 1 of each year, the obligee must provide the obligor with a document from the child care provider that itemizes the total child care expenses paid for the previous year. If there is a change in the child care provider, the type of child care provider, or the age group the child is in changes, the obligee must give the obligor an updated document. If the obligee fails to provide the annual or updated document from the provider, the obligor may request the document from the provider.
 - (b) When the obligee is no longer incurring child care expenses, the obligee must notify the public authority, if the public authority provides child support enforcement services, and the obligor within two weeks that the child care expense has ended and the date the child care expense ended.
- 19.22 Sec. 10. Minnesota Statutes 2018, section 518A.40, subdivision 4, is amended to read:
- Subd. 4. **Change in child care.** (a) When child care expenses end, the court must decrease the child care support obligation as of the effective date the child care expenses ended.
- (b) Title IV-D cases may use the expedited child support hearing process to get the child
 care expenses removed from the child care support amount when child care expenses end.
 The parties may contact the public authority about filing a stipulation.
 - (a) (c) When a court order provides for child care expenses, and child care support is not assigned under section 256.741, the public authority, if the public authority provides child support enforcement services, may suspend collecting the amount allocated for child care expenses when either party informs the public authority that no child care eosts expenses are being incurred and:

Sec. 10. 19

(1) the public authority verifies the accuracy of the information with the obligee; or

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(2) the obligee fails to respond within 30 days of the date of a written request from the public authority for information regarding child care costs. A written or oral response from the obligee that child care costs are being incurred is sufficient for the public authority to continue collecting child care expenses.

The suspension is effective as of the first day of the month following the date that the public authority either verified the information with the obligee or the obligee failed to respond.

The public authority will resume collecting child care expenses when either party provides information that child care costs are incurred, or when a child care support assignment takes effect under section 256.741, subdivision 4. The resumption is effective as of the first day of the month after the date that the public authority received the information.

(b) (d) If the parties provide conflicting information to the public authority regarding whether child care expenses are being incurred, the public authority will continue or resume collecting child care expenses. Either party, by motion to the court, may challenge the suspension, continuation, or resumption of the collection of child care expenses under this subdivision. If the public authority suspends collection activities for the amount allocated for child care expenses, all other provisions of the court order remain in effect.

(e) (e) In cases where there is a substantial increase or decrease in child care expenses, the parties may modify the order under section 518A.39.

Sec. 11. Minnesota Statutes 2018, section 518A.42, is amended to read:

518A.42 ABILITY TO PAY; SELF-SUPPORT ADJUSTMENT.

Subdivision 1. **Ability to pay.** (a) It is a rebuttable presumption that a child support order should not exceed the obligor's ability to pay. To determine the amount of child support the obligor has the ability to pay, the court shall follow the procedure set out in this section.

- (b) The court shall calculate the obligor's income available for support by subtracting a monthly self-support reserve equal to 120 percent of the federal poverty guidelines for one person from the obligor's gross income parental income for determining child support (PICS). If the obligor's income available for support calculated under this paragraph is equal to or greater than the obligor's support obligation calculated under section 518A.34, the court shall order child support under section 518A.34.
- (c) If the obligor's income available for support calculated under paragraph (b) is more than the minimum support amount under subdivision 2, but less than the guideline amount

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under section 518A.34, then the court shall apply a reduction to the child support obligation in the following order, until the support order is equal to the obligor's income available for support: (1) medical support obligation; (2) child care support obligation; and (3) basic support obligation. (d) If the obligor's income available for support calculated under paragraph (b) is equal to or less than the minimum support amount under subdivision 2 or if the obligor's gross income is less than 120 percent of the federal poverty guidelines for one person, the minimum support amount under subdivision 2 applies. Subd. 2. Minimum basic support amount. (a) If the basic support amount applies, the court must order the following amount as the minimum basic support obligation: (1) for one or two children child, the obligor's basic support obligation is \$50 per month; (2) for two children, the obligor's basic support obligation is \$60 per month; (3) for three or four children, the obligor's basic support obligation is \$75 \$70 per month; and (4) for four children, the obligor's basic support obligation is \$80 per month; (3) (5) for five or more children, the obligor's basic support obligation is \$100 \$90 per month; and (6) for six or more children, the obligor's basic support obligation is \$100 per month. (b) If the court orders the obligor to pay the minimum basic support amount under this subdivision, the obligor is presumed unable to pay child care support and medical support. If the court finds the obligor receives no income and completely lacks the ability to earn income, the minimum basic support amount under this subdivision does not apply. Subd. 3. **Exception.** (a) This section does not apply to an obligor who is incarcerated. (b) If the court finds the obligor receives no income and completely lacks the ability to earn income, the minimum basic support amount under this subdivision does not apply. (c) If the obligor's basic support amount is reduced below the minimum basic support amount due to the application of the parenting expense adjustment, the minimum basic support amount under this subdivision does not apply and the lesser amount is the guideline basic support.

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Sec. 12. Minnesota Statutes 2018, section 518A.43, is amended by adding a subdivision to read:

- Subd. 1b. **Increase in income of custodial parent.** In a modification of support under section 518A.39, the court may deviate from the presumptive child support obligation under section 518A.34 when:
- 22.6 (1) the basic support increases;

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- 22.7 (2) the parties' combined gross income is \$6,000 or less;
- 22.8 (3) the obligor's income is \$2,000 or less; and
- 22.9 (4) the only change in circumstances is an increase to the custodial parent's income.
- Sec. 13. Minnesota Statutes 2018, section 548.091, subdivision 1a, is amended to read:
 - Subd. 1a. Child support judgment by operation of law. (a) Any payment or installment of support required by a judgment or decree of dissolution or legal separation, determination of parentage, an order under chapter 518C, an order under section 256.87, or an order under section 260B.331 or 260C.331, that is not paid or withheld from the obligor's income as required under section 518A.53, or which is ordered as child support by judgment, decree, or order by a court in any other state, is a judgment by operation of law on and after the date it is due, is entitled to full faith and credit in this state and any other state, and shall be entered and docketed by the court administrator on the filing of affidavits as provided in subdivision 2a. Except as otherwise provided by paragraphs (b) and (e), interest accrues from the date the unpaid amount due is greater than the current support due at the annual rate provided in section 549.09, subdivision 1, not to exceed an annual rate of 18 percent. A payment or installment of support that becomes a judgment by operation of law between the date on which a party served notice of a motion for modification under section 518A.39, subdivision 2, and the date of the court's order on modification may be modified under that subdivision. Interest does not accrue on a judgment for child support, confinement and pregnancy expenses, or genetic testing fees.

(b) Notwithstanding the provisions of section 549.09, upon motion to the court and upon proof by the obligor of 12 consecutive months of complete and timely payments of both current support and court-ordered paybacks of a child support debt or arrearage, the court may order interest on the remaining debt or arrearage to stop accruing. Timely payments are those made in the month in which they are due. If, after that time, the obligor fails to make complete and timely payments of both current support and court-ordered paybacks of child support debt or arrearage, the public authority or the obligee may move the court

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for the reinstatement of interest as of the month in which the obligor ceased making complete 23.1 and timely payments. 23.2 The court shall provide copies of all orders issued under this section to the public 23.3 authority. The state court administrator shall prepare and make available to the court and 23.4 the parties forms to be submitted by the parties in support of a motion under this paragraph. 23.5 (c) Notwithstanding the provisions of section 549.09, upon motion to the court, the court 23.6 may order interest on a child support debt or arrearage to stop accruing where the court 23.7 finds that the obligor is: 23.8 (1) unable to pay support because of a significant physical or mental disability; 23.9 (2) a recipient of Supplemental Security Income (SSI), Title II Older Americans Survivor's 23.10 Disability Insurance (OASDI), other disability benefits, or public assistance based upon 23.11 need; or 23.12 (3) institutionalized or incarcerated for at least 30 days for an offense other than 23.13 nonsupport of the child or children involved, and is otherwise financially unable to pay 23.14 support. 23.15 (d) If the conditions in paragraph (c) no longer exist, upon motion to the court, the court 23.16 may order interest accrual to resume retroactively from the date of service of the motion to 23.17 resume the accrual of interest. 23.18 (e) Notwithstanding section 549.09, the public authority must suspend the charging of 23.19 interest when: 23.20 (1) the obligor makes a request to the public authority that the public authority suspend 23.21 the charging of interest; 23.22 (2) the public authority provides full IV-D child support services; and 23.23 23.24 (3) the obligor has made, through the public authority, 12 consecutive months of complete and timely payments of both current support and court-ordered paybacks of a child support 23.25 debt or arrearage. 23.26 Timely payments are those made in the month in which they are due. 23.27 Interest charging must be suspended on the first of the month following the date of the 23.28 written notice of the public authority's action to suspend the charging of interest. If, after 23.29 interest charging has been suspended, the obligor fails to make complete and timely payments 23.30 23.31 of both current support and court-ordered paybacks of child support debt or arrearage, the

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public authority may resume the charging of interest as of the first day of the month in which the obligor ceased making complete and timely payments.

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The public authority must provide written notice to the parties of the public authority's action to suspend or resume the charging of interest. The notice must inform the parties of the right to request a hearing to contest the public authority's action. The notice must be sent by first class mail to the parties' last known addresses.

A party may contest the public authority's action to suspend or resume the charging of interest if the party makes a written request for a hearing within 30 days of the date of written notice. If a party makes a timely request for a hearing, the public authority must schedule a hearing and send written notice of the hearing to the parties by mail to the parties' last known addresses at least 14 days before the hearing. The hearing must be conducted in district court or in the expedited child support process if section 484.702 applies. The district court or child support magistrate must determine whether suspending or resuming the interest charging is appropriate and, if appropriate, the effective date.

EFFECTIVE DATE. This section is effective August 1, 2021.

- Sec. 14. Minnesota Statutes 2018, section 548.091, subdivision 2a, is amended to read:
- Subd. 2a. **Entry and docketing of child support judgment.** (a) On or after the date an unpaid amount becomes a judgment by operation of law under subdivision 1a, the obligee or the public authority may file with the court administrator:
 - (1) a statement identifying, or a copy of, the judgment or decree of dissolution or legal separation, determination of parentage, order under chapter 518B or 518C, an order under section 256.87, an order under section 260B.331 or 260C.331, or judgment, decree, or order for child support by a court in any other state, which provides for periodic installments of child support, or a judgment or notice of attorney fees and collection costs under section 518A.735;
 - (2) an affidavit of default. The affidavit of default must state the full name, occupation, place of residence, and last known post office address of the obligor, the name of the obligee, the date or dates payment was due and not received and judgment was obtained by operation of law, the total amount of the judgments to be entered and docketed; and
 - (3) an affidavit of service of a notice of intent to enter and docket judgment and to recover attorney fees and collection costs on the obligor, in person or by first class mail at the obligor's last known post office address. Service is completed upon mailing in the manner designated. Where applicable, a notice of interstate lien in the form promulgated under

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United States Code, title 42, section 652(a), is sufficient to satisfy the requirements of clauses (1) and (2).

- (b) A judgment entered and docketed under this subdivision has the same effect and is subject to the same procedures, defenses, and proceedings as any other judgment in district court, and may be enforced or satisfied in the same manner as judgments under section 548.09, except as otherwise provided.
- 25.7 (c) A judgment entered and docketed under this subdivision is not subject to interest charging or accrual.
 - **EFFECTIVE DATE.** This section is effective August 1, 2021.

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- Sec. 15. Minnesota Statutes 2018, section 548.091, subdivision 3b, is amended to read:
 - Subd. 3b. Child support judgment administrative renewals. Child support judgments may be renewed by service of notice upon the debtor. Service must be by first class mail at the last known address of the debtor, with service deemed complete upon mailing in the manner designated, or in the manner provided for the service of civil process. Upon the filing of the notice and proof of service, the court administrator shall administratively renew the judgment for child support without any additional filing fee in the same court file as the original child support judgment. The judgment must be renewed in an amount equal to the unpaid principal plus the accrued unpaid interest accrued prior to August 1, 2021. Child support judgments may be renewed multiple times until paid.
 - **EFFECTIVE DATE.** This section is effective August 1, 2021.
- Sec. 16. Minnesota Statutes 2018, section 548.091, subdivision 9, is amended to read:
 - Subd. 9. **Payoff statement.** The public authority shall issue to the obligor, attorneys, lenders, and closers, or their agents, a payoff statement setting forth conclusively the amount necessary to satisfy the lien. Payoff statements must be issued within three business days after receipt of a request by mail, personal delivery, telefacsimile, or electronic mail transmission, and must be delivered to the requester by telefacsimile or electronic mail transmission if requested and if appropriate technology is available to the public authority. If the payoff statement includes amounts for unpaid maintenance, the statement shall specify that the public authority does not calculate accrued interest and that an interest balance in addition to the payoff statement may be owed.
- 25.31 **EFFECTIVE DATE.** This section is effective August 1, 2021.

Sec. 16. 25

Sec. 17. Minnesota Statutes 2018, section 548.091, subdivision 10, is amended to read:

Subd. 10. **Release of lien.** Upon payment of the <u>child support</u> amount due, the public authority shall execute and deliver a satisfaction of the judgment lien within five business days. The public authority is not responsible for satisfaction of judgments for unpaid maintenance.

EFFECTIVE DATE. This section is effective August 1, 2021.

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Sec. 18. Minnesota Statutes 2018, section 549.09, subdivision 1, is amended to read:

Subdivision 1. **When owed; rate.** (a) When a judgment or award is for the recovery of money, including a judgment for the recovery of taxes, interest from the time of the verdict, award, or report until judgment is finally entered shall be computed by the court administrator or arbitrator as provided in paragraph (c) and added to the judgment or award.

(b) Except as otherwise provided by contract or allowed by law, preverdict, preaward, or prereport interest on pecuniary damages shall be computed as provided in paragraph (c) from the time of the commencement of the action or a demand for arbitration, or the time of a written notice of claim, whichever occurs first, except as provided herein. The action must be commenced within two years of a written notice of claim for interest to begin to accrue from the time of the notice of claim. If either party serves a written offer of settlement, the other party may serve a written acceptance or a written counteroffer within 30 days. After that time, interest on the judgment or award shall be calculated by the judge or arbitrator in the following manner. The prevailing party shall receive interest on any judgment or award from the time of commencement of the action or a demand for arbitration, or the time of a written notice of claim, or as to special damages from the time when special damages were incurred, if later, until the time of verdict, award, or report only if the amount of its offer is closer to the judgment or award than the amount of the opposing party's offer. If the amount of the losing party's offer was closer to the judgment or award than the prevailing party's offer, the prevailing party shall receive interest only on the amount of the settlement offer or the judgment or award, whichever is less, and only from the time of commencement of the action or a demand for arbitration, or the time of a written notice of claim, or as to special damages from when the special damages were incurred, if later, until the time the settlement offer was made. Subsequent offers and counteroffers supersede the legal effect of earlier offers and counteroffers. For the purposes of clause (2), the amount of settlement offer must be allocated between past and future damages in the same proportion as determined by the trier of fact. Except as otherwise provided by contract or allowed by law, preverdict, preaward, or prereport interest shall not be awarded on the following:

(1) judgments, awards, or benefits in workers' compensation cases, but not including third-party actions;

(2) judgments or awards for future damages;

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- 27.4 (3) punitive damages, fines, or other damages that are noncompensatory in nature;
 - (4) judgments or awards not in excess of the amount specified in section 491A.01; and
- 27.6 (5) that portion of any verdict, award, or report which is founded upon interest, or costs, 27.7 disbursements, attorney fees, or other similar items added by the court or arbitrator.
 - (c)(1)(i) For a judgment or award of \$50,000 or less or a judgment or award for or against the state or a political subdivision of the state, regardless of the amount, or a judgment or award in a family court action, except for a child support judgment, regardless of the amount, the interest shall be computed as simple interest per annum. The rate of interest shall be based on the secondary market yield of one year United States Treasury bills, calculated on a bank discount basis as provided in this section.
 - On or before the 20th day of December of each year the state court administrator shall determine the rate from the one-year constant maturity treasury yield for the most recent calendar month, reported on a monthly basis in the latest statistical release of the board of governors of the Federal Reserve System. This yield, rounded to the nearest one percent, or four percent, whichever is greater, shall be the annual interest rate during the succeeding calendar year. The state court administrator shall communicate the interest rates to the court administrators and sheriffs for use in computing the interest on verdicts and shall make the interest rates available to arbitrators.
 - This item applies to any section that references section 549.09 by citation for the purposes of computing an interest rate on any amount owed to or by the state or a political subdivision of the state, regardless of the amount.
 - (ii) The court, in a family court action, may order a lower interest rate or no interest rate if the parties agree or if the court makes findings explaining why application of a lower interest rate or no interest rate is necessary to avoid causing an unfair hardship to the debtor. This item does not apply to child support or spousal maintenance judgments subject to section 548.091.
- (2) For a judgment or award over \$50,000, other than a judgment or award for or against the state or a political subdivision of the state or a judgment or award in a family court action, the interest rate shall be ten percent per year until paid.

(3) When a judgment creditor, or the judgment creditor's attorney or agent, has received a payment after entry of judgment, whether the payment is made voluntarily by or on behalf of the judgment debtor, or is collected by legal process other than execution levy where a proper return has been filed with the court administrator, the judgment creditor, or the judgment creditor's attorney, before applying to the court administrator for an execution shall file with the court administrator an affidavit of partial satisfaction. The affidavit must state the dates and amounts of payments made upon the judgment after the most recent affidavit of partial satisfaction filed, if any; the part of each payment that is applied to taxable disbursements and to accrued interest and to the unpaid principal balance of the judgment; and the accrued, but the unpaid interest owing, if any, after application of each payment.

- (4) Interest shall not accrue on child support judgments.
- (d) This section does not apply to arbitrations between employers and employees under chapter 179 or 179A. An arbitrator is neither required to nor prohibited from awarding interest under chapter 179 or under section 179A.16 for essential employees.
- 28.15 (e) For purposes of this subdivision:

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- 28.16 (1) "state" includes a department, board, agency, commission, court, or other entity in 28.17 the executive, legislative, or judicial branch of the state; and
- 28.18 (2) "political subdivision" includes a town, statutory or home rule charter city, county, school district, or any other political subdivision of the state.
- 28.20 **EFFECTIVE DATE.** This section is effective August 1, 2021."
- 28.21 Amend the title accordingly