

**Fiscal Note**

**2023-2024 Legislative Session**

**HF3204 - 0 - Domestic relations; parenting time provisions mod.**

Chief Author: **Kelly Moller**  
 Committee: **Judiciary Finance And Civil Law**  
 Date Completed: **3/18/2024 11:43:32 PM**  
 Agency: **Supreme Court**

State Fiscal Impact	Yes	No
Expenditures		X
Fee/Departmental Earnings		X
Tax Revenue		X
Information Technology		X
Local Fiscal Impact		X

This table shows direct impact to state government only. Local government impact, if any, is discussed in the narrative. Reductions shown in the parentheses.

<b>State Cost (Savings)</b>	Biennium			Biennium		
	Dollars in Thousands	FY2023	FY2024	FY2025	FY2026	FY2027
<b>Total</b>	-	-	-	-	-	-
<b>Biennial Total</b>			-			-

<b>Full Time Equivalent Positions (FTE)</b>	Biennium			Biennium		
		FY2023	FY2024	FY2025	FY2026	FY2027
<b>Total</b>	-	-	-	-	-	-

**LBO Analyst's Comment**

I have reviewed this fiscal note for reasonableness of content and consistency with the LBO's Uniform Standards and Procedures.

**LBO Signature:** Karen McKey    **Date:** 3/18/2024 11:43:32 PM  
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**State Cost (Savings) Calculation Details**

This table shows direct impact to state government only. Local government impact, if any, is discussed in the narrative. Reductions are shown in parentheses.

\*Transfers In/Out and Absorbed Costs are only displayed when reported.

<b>State Cost (Savings) = 1-2</b>		Biennium			Biennium	
Dollars in Thousands	FY2023	FY2024	FY2025	FY2026	FY2027	
<b>Total</b>	-	-	-	-	-	-
<b>Biennial Total</b>			-			-
<b>1 - Expenditures, Absorbed Costs*, Transfers Out*</b>						
<b>Total</b>	-	-	-	-	-	-
<b>Biennial Total</b>			-			-
<b>2 - Revenues, Transfers In*</b>						
<b>Total</b>	-	-	-	-	-	-
<b>Biennial Total</b>			-			-

**Bill Description**

HF3204-0 modifies Minnesota statutes relating to parenting time, including the factors that must be considered by the court when determining parenting time.

Minn. Stat. §518.131, subd. 11 is amended to require a priority temporary relief hearing within 14 days of the request where a party has been denied parenting time with a child for 14 consecutive days or more or when a party has been unreasonably denied access to necessary financial resources or support during a pending marital dissolution.

Minn. Stat. §518.14, subd. 1a is amended to allow the court to award fees, costs, and disbursements against a party who unreasonably fails to comply with an order or decree which causes the other party to seek enforcement or other relief, including the reimbursement of fees and costs incurred before filing a motion.

This bill amends language regarding the best interest factors (Minn. Stat. §518.17, subd. 1), custody orders (Minn. Stat. §518.17, subd. 3), and parenting time impacts on the mental health and safety of the child (Minn. Stat. §518.175, subd. 1).

Minn. Stat. §518.175, subd. 6 is amended to require the court to provide compensatory parenting time when a parent has intentionally made a substantial amount of court-ordered parenting time unavailable to the other parent unless providing the compensatory parenting time is not consistent with the child's best interests. If the court finds repeated and intentional denial or interference with court-ordered parenting time, the court may impose a sanction against the interfering party or modify legal and physical custody of the child. All parenting time orders must include the notice as provided in paragraph (k) regarding compliance.

**Assumptions**

It is assumed that the amendments in this bill may impact the number of filings of motions for modification of parenting time, but it cannot be determined if the number of modification filings may increase or decrease. Currently, motions for temporary relief are routinely filed in cases involving parenting time. It is assumed that when a party makes a request for a priority temporary relief hearing under Minn. Stat. §518.131, subd. 11, the court will comply with the 14-day requirement for scheduling the hearing. It is assumed that this amendment will require changes to court processes, procedures, and training.

Minn. Stat. § 357.021, subd. 2(4) requires parties to pay motion fees upon the filing of a motion. Motion fees collected are transmitted to the General Fund. It is assumed some parties may qualify for *in forma pauperis* and motion fees will be waived. It is not possible to estimate the number of filings or the exact impact on the General Fund. It is assumed the impact will be minimal.

This bill modifies many factors that must be considered by the court when making or modifying a parenting time order. It is assumed that forms work and updates required will be absorbed by the judicial branch.

**Expenditure and/or Revenue Formula**

This bill is not anticipated to have a significant fiscal impact on the Minnesota Judicial Branch, and any forms work or updates required will be absorbed.

**Long-Term Fiscal Considerations**

None

**Local Fiscal Impact**

**References/Sources**

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**Date:** 3/18/2024 3:41:28 PM

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