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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

н. **F.** No. 3563

02/19/2020 Authored by Moran, Lesch and Scott

The bill was read for the first time and referred to the Judiciary Finance and Civil Law Division
O5/04/2020 Adoption of Report: Amended and re-referred to the Health and Human Services Finance Division
Pursuant to Joint Rule 2.03, re-referred to the Committee on Rules and Legislative Administration
Adoption of Report: Re-referred to the Health and Human Services Finance Division

Joint Rule 2.03 has been waived for any subsequent committee action on this bill

1.1 A bill for an act

relating to family law; modifying child support provisions; amending Minnesota Statutes 2018, sections 518A.29; 518A.33; 518A.35, subdivisions 1, 2; 518A.40, subdivision 4, by adding a subdivision; 518A.42; 518A.43, by adding a subdivision.

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

Section 1. Minnesota Statutes 2018, section 518A.29, is amended to read:

518A.29 CALCULATION OF GROSS INCOME.

- (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:
- 1.22 (1) child support is ordered in an amount at least equal to the guideline amount based 1.23 on gross income not excluded under this clause; and

Section 1.

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2.1	(2) the party demonstrates, and	the court finds, that:		
2.2	(i) the excess employment bega	n after the filing of the	e petition for dissol	ution or legal
2.3	separation or a petition related to co	ustody, parenting time,	, or support;	
2.4	(ii) the excess employment refle	ects an increase in the	work schedule or l	nours worked
2.5	over that of the two years immedia	tely preceding the filin	ng of the petition;	
2.6	(iii) the excess employment is v	roluntary and not a cor	ndition of employn	nent;
2.7	(iv) the excess employment is in	n the nature of addition	nal, part-time or ov	ertime
2.8	employment compensable by the h	our or fraction of an ho	our; and	
2.9	(v) the party's compensation stru	acture has not been cha	anged for the purpo	se of affecting
2.10	a support or maintenance obligation	n.		
2.11	(c) Expense reimbursements or	in-kind payments rece	vived by a parent in	the course of
2.12	employment, self-employment, or	operation of a business	s shall be counted a	as income if
2.13	they reduce personal living expense	es.		
2.14	(d) Gross income may be calcula	ted on either an annual	or monthly basis. V	Weekly income
2.15	shall be translated to monthly incom	ne by multiplying the	weekly income by	4.33.
2.16	(e) Gross income does not inclu	de a child support pay	ment received by a	a party. It is a
2.17	rebuttable presumption that adoption	on assistance payments	s, Northstar kinship	assistance
2.18	payments, and foster care subsidies	are not gross income.		
2.19	(f) Gross income does not inclu	de the income of the o	bligor's spouse and	d the obligee's
2.20	spouse.			
2.21	(g) Child support or spousal ma	intenance payments or	rdered by a court fo	or a nonjoint
2.22	ehild or former spouse or ordered pa	yable to the other party	y as part of the curr	ent proceeding
2.23	are deducted from other periodic pa	yments received by a p	party for purposes	of determining
2.24	gross income.			
2.25	(h) (g) Gross income does not in	nclude public assistanc	e benefits received	l under section
2.26	256.741 or other forms of public as	ssistance based on need	d.	
2.27	Sec. 2. Minnesota Statutes 2018,	section 518A.33, is an	nended to read:	
2.28	518A.33 DEDUCTION FROM	A INCOME FOR NO	NJOINT CHILD	REN.

(1) the nonjoint child primarily resides in the parent's household; and 2.31

for this obligation shall be calculated under this section if:

(a) When either or both parents are legally responsible for a nonjoint child, a deduction

Sec. 2. 2

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- (2) the parent is not obligated to pay basic child support for the nonjoint child to the 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 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.
- (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. 3. 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.

Sec. 3. 3

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

Sec. 4. 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:

4.18	Combined Parental	Number of Children					
4.19 4.20 4.21	Income for Determining Child Support	One	Two	Three	Four	Five	Six
4.22	\$0- \$799		\$50	\$75	\$75	\$100	
4.23	<u>\$1,299</u>	\$50	<u>\$60</u>	<u>\$70</u>	<u>\$80</u>	<u>\$90</u>	\$100
4.24	800- 899	80	129	149	173	201	233
4.25	900- 999	90	145	167	194	226	262
4.26	1,000-1,099	116	161	186	216	251	291
4.27	1,100-1,199	145	205	237	275	320	370
4.28	1,200-1,299	177	254	294	341	396	4 59
4.29 4.30	1,300- 1,399	212 60	309 70	356 80	414 90	4 80 100	557 110
4.31 4.32	1,400- 1,499	251 70	368 80	4 25 90	4 93 110	573 120	664 130
4.33 4.34	1,500- 1,599	292 80	4 33 90	500 <u>110</u>	580 130	673 140	7 80 150
4.35 4.36	1,600- 1,699	337 90	502 110	580 130	673 150	781 160	905 170
4.37 4.38	1,700- 1,799	385 110	577 130	666 155	773 175	897 185	1,040 195

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5.1	1,800- 1,899	4 36	657	758	880	1,021	1,183
5.2		130	150	180	200	210	220
5.3	1,900- 1,999	4 90	742	856	994	1,152	1,336
5.4		150	175	205	235	245	255
5.5	2,000- 2,099	516	832	960	1,114	1,292	1,498
5.6		170	200	235	270	285	295
5.7	2,100- 2,199	528	851	981	1,139	1,320	1,531
5.8		190	225	265	305	325	335
5.9	2,200- 2,299	538	867	1,000	1,160	1,346	1,561
5.10		215	255	300	345	367	379
5.11	2,300- 2,399	546	881	1,016	1,179	1,367	1,586
5.12		240	285	335	385	409	423
5.13	2,400- 2,499	554	893	1,029	1,195	1,385	1,608
5.14		265	315	370	425	451	467
5.15	2,500- 2,599	560	903	1,040	1,208	1,400	1,625
5.16		290	350	408	465	493	<u>511</u>
5.17	2,600- 2,699	570	920	1,060	1,230	1,426	1,655
5.18		315	385	446	505	535	555
5.19	2,700- 2,799	580	936	1,078	1,251	1,450	1,683
5.20		340	420	484	545	577	599
5.21	2,800- 2,899	589	950	1,094	1,270	1,472	1,707
5.22		365	455	522	585	619	643
5.23	2,900- 2,999	596	963	1,109	1,287	1,492	1,730
5.24		390	490	<u>560</u>	625	<u>661</u>	687
5.25	3,000- 3,099	603	975	1,122	1,302	1,509	1,749
5.26		415	525	<u>598</u>	<u>665</u>	703	731
5.27	3,100-3,199	613	991	1,141	1,324	1,535	1,779
5.28		440	560	636	705	745	775
5.29	3,200- 3,299	623	1,007	1,158	1,344	1,558	1,807
5.30		465	595	674	745	787	819
5.31	3,300- 3,399	636	1,021	1,175	1,363	1,581	1,833
5.32		485	<u>630</u>	712	785	829	863
5.33	3,400- 3,499	650	1,034	1,190	1,380	1,601	1,857
5.34		505	665	750	825	<u>871</u>	907
5.35	3,500- 3,599	664	1,047	1,204	1,397	1,621	1,880
5.36		525	695	784	861	<u>910</u>	948
5.37	3,600- 3,699	677	1,062	1,223	1,418	1,646	1,909
5.38		545	725	818	897	<u>949</u>	<u>989</u>
5.39	3,700- 3,799	691	1, 077	1,240	1,439	1,670	1,937
5.40		565	755	852	933	988	1,030
5.41	3,800- 3,899	705	1,081	1,257	1,459	1,693	1,963
5.42		585	785	886	<u>969</u>	1,027	1,071
5.43	3,900- 3,999	719	1,104	1,273	1,478	1,715	1,988
5.44		605	815	920	1,005	1,065	1,111
5.45	4,000- 4,099	732	1,116	1,288	1,496	1,736	2,012
5.46		625	845	954	1,041	1,103	1,151

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6.1	4,100- 4,199	746	1,132	1,305	1,516	1,759	2,039
6.2		645	875	988	1,077	1,142	1,191
6.3	4,200- 4,299	760	1,147	1,322	1,536	1,781	2,064
6.4		<u>665</u>	905	1,022	1,113	1,180	1,230
6.5	4,300- 4,399	774	1,161	1,338	1,554	1,802	2,088
6.6		685	935	1,056	1,149	1,218	1,269
6.7	4,400- 4,499	787	1,175	1,353	1,572	1,822	2,111
6.8		705	965	1,090	1,185	1,256	1,308
6.9	4,500- 4,599	801	1,184	1,368	1,589	1,841	2,133
6.10		724	993	1,122	1,219	1,292	1,345
6.11	4,600- 4,699	808	1,200	1,386	1,608	1,864	2,160
6.12		743	1,021	1,154	1,253	1,328	1,382
6.13	4,700- 4,799	814	1,215	1,402	1,627	1,887	2,186
6.14		762	1,049	1,186	1,287	1,364	1,419
6.15	4,800- 4,899	820	1,231	1,419	1,645	1,908	2,212
6.16		781	1,077	1,218	1,321	1,400	1,456
6.17	4,900- 4,999	825	1,246	1,435	1,663	1,930	2,236
6.18		800	1,105	1,250	1,354	1,435	1,493
6.19	5,000- 5,099	831	1,260	1,450	1,680	1,950	2,260
6.20		818	1,132	1,281	1,387	1,470	1,529
6.21	5,100- 5,199	837	1,275	1,468	1,701	1,975	2,289
6.22		835	1,159	1,312	1,420	1,505	1,565
6.23	5,200- 5,299	843	1,290	1,485	1,722	1,999	2,317
6.24		852	1,186	1,343	1,453	1,540	1,601
6.25	5,300- 5,399	849	1,304	1,502	1,743	2,022	2,345
6.26		869	1,213	1,374	1,486	1,575	1,638
6.27	5,400- 5,499	854	1,318	1,518	1,763	2,046	2,372
6.28		886	1,240	1,405	1,519	1,610	1,674
6.29	5,500- 5,599	860	1,331	1,535	1,782	2,068	2,398
6.30		903	1,264	1,434	1,550	1,643	1,708
6.31	5,600- 5,699	866	1,346	1,551	1,801	2,090	2,424
6.32		920	1,288	1,463	1,581	1,676	1,743
6.33	5,700- 5,799	873	1,357	1,568	1,819	2,111	2,449
6.34		937	1,312	1,492	1,612	1,709	1,777
6.35	5,800- 5,899	881	1,376	1,583	1,837	2,132	2,473
6.36		954	1,336	1,521	1,643	1,742	1,811
6.37	5,900- 5,999	888	1,390	1,599	1,855	2,152	2,497
6.38		971	1,360	1,550	1,674	1,775	1,846
6.39	6,000- 6,099	895	1,404	1,604	1,872	2,172	2,520
6.40		<u>988</u>	1,383	1,577	1,703	1,805	<u>1,877</u>
6.41	6,100- 6,199	902	1,419	1,631	1,892	2,195	2,546
6.42		993	1,391	1,586	1,713	1,815	1,887
6.43	6,200- 6,299	909	1,433	1,645	1,912	2,217	2,572
6.44		999	1,399	1,594	1,722	1,825	1,898
6.45	6,300- 6,399	916	1,448	1,664	1,932	2,239	2,597
6.46		1,005	1,406	1,603	1,732	1,836	1,909

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7.1	6,400- 6,499	923	1,462	1,682	1,951	2,260	2,621
7.2		1,010	1,414	1,612	1,741	1,846	1,920
7.3	6,500- 6,599	930	1,476	1,697	1,970	2,282	2,646
7.4		1,016	1,422	1,621	1,751	1,856	1,931
7.5	6,600- 6,699	936	1,490	1,713	1,989	2,305	2,673
7.6		1,021	1,430	1,630	1,761	1,866	1,941
7.7	6,700- 6,799	943	1,505	1,730	2,009	2,328	2,700
7.8		1,027	1,438	1,639	1,770	1,876	1,951
7.9	6,800- 6,899	950	1,519	1,746	2,028	2,350	2,727
7.10		1,032	1,445	1,648	1,780	1,887	1,962
7.11	6,900- 6,999	957	1,533	1,762	2,047	2,379	2,747
7.12		1,038	1,453	1,657	1,790	1,897	1,973
7.13	7,000- 7,099	963	1,547	1,778	2,065	2,394	2,753
7.14		1,044	1,462	1,666	1,800	1,908	1,984
7.15	7,100- 7,199	970	1,561	1,795	2,085	2,417	2,758
7.16		1,050	1,470	1,676	1,810	1,918	1,995
7.17 7.18	7,200- 7,299	974 1,056	1,574 1,479	1,812 1,686	2,104 1,821	2,439 1,930	$\frac{2,764}{2,007}$
7.19	7,300- 7,399	980	1,587	1,828	2,123	2,462	2,769
7.20		1,063	1,488	1,696	1,832	1,942	2,019
7.21	7,400- 7,499	989	1,600	1,844	2,142	2,483	2,775
7.22		1,069	1,496	1,706	1,843	1,953	2,032
7.23	7,500- 7,599	998	1,613	1,860	2,160	2,505	2,781
7.24		1,075	1,505	1,716	1,854	1,965	2,043
7.25	7,600- 7,699	1,006	1,628	1,877	2,180	2,528	2,803
7.26		1,081	1,514	1,725	1,863	1,975	2,054
7.27	7,700- 7,799	1,015	1,643	1,894	2,199	2,550	2,833
7.28		1,087	1,522	1,735	1,874	1,986	2,066
7.29	7,800- 7,899	1,023	1,658	1,911	2,218	2,572	2,864
7.30		1,093	1,531	1,745	1,885	1,998	2,078
7.31	7,900- 7,999	1,032	1,673	1,928	2,237	2,594	2,894
7.32		1,099	1,540	1,755	1,896	2,009	2,090
7.33	8,000- 8,099	1,040	1,688	1,944	2,256	2,616	2,925
7.34		1,106	1,548	1,765	1,907	2,021	2,102
7.35	8,100- 8,199	1,048	1,703	1,960	2,274	2,637	2,955
7.36		1,112	1,557	1,775	1,917	2,032	2,114
7.37	8,200- 8,299	1,056	1,717	1,976	2,293	2,658	2,985
7.38		1,118	1,566	1,785	<u>1,928</u>	2,044	2,126
7.39	8,300 -8,399	1,064	1,731	1,992	2,311	2,679	3,016
7.40		1,124	1,574	1,795	<u>1,939</u>	2,055	2,137
7.41	8,400- 8,499	1,072	1,746	2,008	2,328	2,700	3,046
7.42		1,131	1,583	1,804	1,949	2,066	2,149
7.43	8,500- 8,599	1,080	1,760	2,023	2,346	2,720	3,077
7.44		1,137	1,592	1,814	1,960	2,078	2,161
7.45	8,600- 8,699	1,092	1,780	2,047	2,374	2,752	3,107
7.46		1,143	1,600	1,824	1,970	2,089	2,173

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8.1	8,700- 8,799	1,105	1,801	2 ,071	2,401	2,784	3,138
8.2		1,149	1,609	1,834	1,981	2,100	2,185
8.3	8,800- 8,899	1,118	1,822	2,094	2,429	2,816	3,168
8.4		1,155	1,618	1,844	1,992	2,112	2,197
8.5	8,900- 8,999	1,130	1,842	2,118	2,456	2,848	3,199
8.6		1,162	1,626	1,854	2,003	2,124	2,209
8.7	9,000- 9,099	1,143	1,863	2,142	2,484	2,880	3,223
8.8		1,168	1,635	1,864	2,014	2,135	2,221
8.9	9,100- 9,199	1,156	1,884	2,166	2,512	2,912	3,243
8.10		1,174	1,644	1,874	2,024	2,146	2,232
8.11	9,200- 9,299	1,168	1,904	2,190	2,539	2,944	3,263
8.12		1,180	1,652	1,884	2,035	2,158	2,244
8.13	9,300- 9,399	1,181	1,925	2,213	2,567	2,976	3,284
8.14		1,186	1,661	1,893	2,045	2,168	2,255
8.15	9,400- 9,499	1,194	1,946	2,237	2,594	3,008	3,304
8.16		1,193	1,670	1,903	2,056	2,179	2,267
8.17	9,500- 9,599	1,207	1,967	2,261	2,622	3,031	3,324
8.18		1,199	1,678	1,913	2,066	2,190	2,278
8.19	9,600- 9,699	1,219	1,987	2,285	2,650	3,050	3,345
8.20		1,205	1,687	1,923	2,077	2,202	2,290
8.21	9,700- 9,799	1,232	2,008	2,309	2,677	3,069	3,365
8.22		1,211	1,696	1,933	2,088	2,214	2,302
8.23	9,800- 9,899	1,245	2,029	2,332	2,705	3,087	3,385
8.24		1,217	1,704	1,943	2,099	2,225	2,314
8.25	9,900- 9,999	1,257	2,049	2,356	2,732	3,106	3,406
8.26		1,224	1,713	1,953	2,110	2,237	2,326
8.27	10,000-10,099	1,270	2,070	2,380	2,760	3,125	3,426
8.28		1,230	1,722	1,963	2,121	2,248	2,338
8.29	10,100-10,199	1,283	2,091	2,404	2,788	3,144	3,446
8.30		1,236	1,730	1,973	2,131	2,259	2,350
8.31	10,200-10,299	1,295	2,111	2,428	2,815	3,162	3,467
8.32		1,242	1,739	1,983	2,142	2,270	2,361
8.33	10,300-10,399	1,308	2,132	2,451	2,843	3,181	3,487
8.34		1,248	1,748	1,992	2,152	2,281	2,373
8.35	10,400-10,499	1,321	2,153	2,475	2,870	3,200	3,507
8.36		1,254	1,756	2,002	2,163	2,292	2,384
8.37	10,500-10,599	1,334	2,174	2,499	2,898	3,218	3,528
8.38		1,261	1,765	2,012	2,173	2,304	2,396
8.39	10,600-10,699	1,346	2,194	2,523	2,921	3,237	3,548
8.40		1,267	1,774	2,022	2,184	2,316	2,409
8.41	10,700-10,799	1,359	2,215	2,547	2,938	3,256	3,568
8.42		1,273	1,782	2,032	2,195	2,327	2,420
8.43	10,800-10,899	1,372	2,236	2,570	2,955	3,274	3,589
8.44		1,279	1,791	2,042	2,206	2,338	2,432
8.45	10,900-10,999	1,384	2,256	2,594	2,972	3,293	3,609
8.46		1,285	1,800	2,052	2,217	2,349	2,444

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9.1	11,000-11,099	1,397	2,277	2,618	2,989	3,312	3,629
9.2		<u>1,292</u>	1,808	2,061	2,226	2,360	2,455
9.3	11,100-11,199	1,410	2,294	2,642	3,006	3,331	3,649
9.4		1,298	1,817	2,071	2,237	2,372	2,467
9.5	11,200-11,299	1,422	2,306	2,666	3,023	3,349	3,667
9.6		1,304	1,826	2,081	2,248	2,384	2,479
9.7	11,300-11,399	1,435	2,319	2,689	3,040	3,366	3,686
9.8		1,310	1,834	2,091	2,259	2,395	2,491
9.9	11,400-11,499	1,448	2,331	2,713	3,055	3,383	3,705
9.10		1,316	1,843	2,101	2,270	2,406	2,503
9.11	11,500-11,599	1,461	2,344	2,735	3,071	3,400	3,723
9.12		1,323	1,852	2,111	2,280	2,417	2,514
9.13	11,600-11,699	1,473	2,356	2,748	3,087	3,417	3,742
9.14		1,329	1,860	2,121	2,291	2,428	2,526
9.15	11,700-11,799	1,486	2,367	2,762	3,102	3,435	3,761
9.16		1,335	1,869	2,131	2,302	2,439	2,537
9.17	11,800-11,899	1,499	2,378	2,775	3,116	3,452	3,780
9.18		1,341	1,878	2,141	2,313	2,451	2,549
9.19	11,900-11,999	1,511	2,389	2,788	3,131	3,469	3,798
9.20		1,347	1,886	2,150	2,323	2,463	2,561
9.21	12,000-12,099	1,524	2,401	2,801	3,146	3,485	3,817
9.22		1,354	1,895	2,160	2,333	2,474	2,573
9.23	12,100-12,199	1,537	2,412	2,814	3,160	3,501	3,836
9.24		1,360	1,904	2,170	2,344	2,485	2,585
9.25	12,200-12,299	1,549	2,423	2,828	3,175	3,517	3,854
9.26		1,366	1,912	2,180	2,355	2,497	2,597
9.27	12,300-12,399	1,562	2,434	2,841	3,190	3,534	3,871
9.28		1,372	1,921	2,190	2,366	2,509	2,609
9.29	12,400-12,499	1,575	2,445	2,854	3,205	3,550	3,889
9.30		1,378	1,930	2,200	2,377	2,520	2,621
9.31	12,500-12,599	1,588	2,456	2,867	3,219	3,566	3,907
9.32		1,385	1,938	2,210	2,387	2,531	2,633
9.33	12,600-12,699	1,600	2,467	2,880	3,234	3,582	3,924
9.34		1,391	<u>1,947</u>	2,220	2,397	2,542	2,644
9.35	12,700-12,799	1,613	2,478	2,894	3,249	3,598	3,942
9.36		1,397	1,956	2,230	2,408	2,553	2,656
9.37	12,800-12,899	1,626	2,489	2,907	3,264	3,615	3,960
9.38		1,403	1,964	2,240	2,419	2,565	2,668
9.39	12,900-12,999	1,638	2,500	2,920	3,278	3,631	3,977
9.40		1,409	<u>1,973</u>	2,250	2,430	2,576	2,680
9.41	13,000-13,099	1,651	2,512	2,933	3,293	3,647	3,995
9.42		1,416	1,982	2,259	2,440	2,587	2,691
9.43 9.44	13,100-13,199	1,664 1,422	2,523 1,990	2,946 2,269	3,308 2,451	3,663 2,599	4 ,012 2,703
9.45	13,200-13,299	1,676	2,534	2,960	3,322	3,679	4,030
9.46		1,428	1,999	2,279	2,462	2,610	2,715

	HF3563 FIRST ENGRO	SSMENT	RE	VISOR	BD		Н3563-1
10.1	13,300-13,399	1,689	2,545	2,973	3,337	3,696	4,048
10.2		1,434	2,008	2,289	2,473	2,622	2,727
10.3	13,400-13,499	1,702	2,556	2,986	3,352	3,712	4,065
10.4		1,440	2,016	2,299	2,484	2,633	2,739
10.5	13,500-13,599	1,715	2,567	2,999	3,367	3,728	4,083
10.6		1,446	2,025	2,309	2,494	2,644	2,751
10.7	13,600-13,699	1,727	2,578	3,012	3,381	3,744	4,100
10.8		1,453	2,034	2,318	2,504	2,655	2,762
10.9	13,700-13,799	1,740	2,589	3,026	3,396	3,760	4,118
10.10		1,459	2,042	2,328	2,515	2,666	2,773
10.11	13,800-13,899	1,753	2,600	3,039	3,411	3,777	4 ,136
10.12		1,465	2,051	2,338	2,526	2,677	2,784
10.13	13,900-13,999	1,765	2,611	3,052	3,425	3,793	4,153
10.14		1,471	2,060	2,348	2,537	2,688	2,795
10.15	14,000-14,099	1,778	2,623	3,065	3,440	3,809	4,171
10.16		1,477	2,068	2,358	2,547	2,699	2,807
10.17	14,100-14,199	1,791	2,634	3,078	3,455	3,825	4 ,189
10.18		1,484	2,077	2,368	2,558	2,711	2,819
10.19	14,200-14,299	1,803	2,645	3,092	3,470	3,841	4 ,206
10.20		1,490	2,086	2,378	2,569	2,722	2,831
10.21	14,300-14,399	1,816	2,656	3,105	3,484	3,858	4,224
10.22		1,496	2,094	2,388	2,580	2,734	2,843
10.23	14,400-14,499	1,829	2,667	3,118	3,499	3,874	4,239
10.24		1,502	2,103	2,398	2,590	2,746	2,855
10.25	14,500-14,599	1,842	2,678	3,131	3,514	3,889	4,253
10.26		1,508	2,111	2,407	2,600	2,757	2,867
10.27	14,600-14,699	1,854	2,689	3,144	3,529	3,902	4,268
10.28		1,515	2,120	2,417	2,611	2,768	2,879
10.29	14,700-14,799	1,864	2,700	3,158	3,541	3,916	4,282
10.30		1,521	2,129	2,427	2,622	2,780	2,891
10.31	14,800-14,899	1,872	2,711	3,170	3,553	3,929	4,297
10.32		1,527	2,138	2,437	2,633	2,792	2,903
10.33 10.34	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
10.35 10.36 10.37	15,000 , or the amount in effect under subd. 4	1,883 1,539	2,727 2,155	3,186 2,457	3,571 2,654	3,949 2,813	4,319 2,926
10.38	-15,099						
10.39	15,100-15,199 15,200,15,200	1,545	<u>2,163</u>	2,466	<u>2,664</u>	2,825	2,937 2,040
10.40	15,200-15,299	1,551	$\frac{2,171}{2,180}$	2,476	2,675	2,836	2,949
10.41	15,300-15,399	1,557		2,486	2,685	2,847	2,961
10.41	15,400-15,499	1,563	2,188	2,495	2,695	2,858	2,961 2,973
10.42	15,500-15,599	1,569	2,197	$\frac{2,195}{2,505}$	2,706	2,869	$\frac{2,975}{2,985}$
10.44	15,600-15,699	1,575	2,205	2,514	2,716	2,880	2,996
10.45	15,700-15,799	1,581	2,214	2,524	2,727	2,891	3,008

	HF3563 FIRST ENGRO	SSMENT	REV	VISOR	BD		Н3563-1
11.1	15,800-15,899	1,587	2,222	2,534	2,737	<u>2,902</u>	3,019
11.2	15,900-15,999	1,593	2,230	2,543	2,747	2,913	3,030
11.3	16,000-16,099	1,599	2,239	2,553	2,758	2,924	3,042
11.4	16,100-16,199	1,605	2,247	2,562	2,768	2,935	3,053
11.5	16,200-16,299	1,611	2,256	2,572	2,779	2,946	3,065
11.6	16,300-16,399	1,617	2,264	2,582	2,789	2,957	3,076
11.7	16,400-16,499	1,623	2,272	2,591	2,799	2,968	3,088
11.8	16,500-16,599	1,629	2,281	2,601	2,810	2,979	3,099
11.9	16,600-16,699	1,635	2,289	2,610	2,820	2,990	3,110
11.10	16,700-16,799	1,641	2,298	2,620	2,830	3,001	3,121
11.11	16,800-16,899	1,647	2,306	2,629	2,840	<u>3,011</u>	3,132
11.12	16,900-16,999	1,653	2,315	2,639	2,851	3,022	3,143
11.13	17,000-17,099	1,659	2,323	2,649	2,861	3,033	3,155
11.14	17,100-17,199	1,665	<u>2,331</u>	2,658	<u>2,871</u>	3,044	3,167
11.15	17,200-17,299	<u>1,671</u>	2,340	2,668	2,882	3,055	3,178
11.16	17,300-17,399	1,677	2,348	2,677	2,892	3,066	3,189
11.17	17,400-17,499	1,683	2,357	2,687	2,902	3,077	3,201
11.18	17,500-17,599	1,689	2,365	2,696	<u>2,912</u>	3,088	3,212
11.19	17,600-17,699	1,695	2,373	<u>2,705</u>	<u>2,922</u>	3,098	3,223
11.20	17,700-17,799	<u>1,701</u>	2,382	<u>2,715</u>	<u>2,932</u>	3,109	3,234
11.21	17,800-17,899	1,707	2,390	<u>2,724</u>	2,942	3,119	3,245
11.22	17,900-17,999	<u>1,713</u>	2,399	2,734	2,953	3,130	3,256
11.23	18,000-18,099	1,719	2,407	2,744	2,963	3,141	3,268
11.24	18,100-18,199	1,725	2,415	2,753	2,973	3,152	3,279
11.25	18,200-18,299	<u>1,731</u>	<u>2,424</u>	2,763	2,984	3,163	3,290
11.26	18,300-18,399	1,737	2,432	2,772	2,994	3,174	3,301
11.27	18,400-18,499	1,743	2,441	2,782	3,004	3,185	3,313
11.28	18,500-18,599	1,749	2,449	2,791	<u>3,014</u>	3,196	3,324
11.29	18,600-18,699	1,755	2,457	<u>2,801</u>	3,024	<u>3,206</u>	3,335
11.30	18,700-18,799	<u>1,761</u>	2,466	2,811	3,035	<u>3,217</u>	3,346
11.31	18,800-18,899	1,767	<u>2,474</u>	<u>2,820</u>	3,045	3,227	3,357
11.32	18,900-18,999	1,773	2,483	2,830	3,056	3,238	3,368
11.33	19,000-19,099	<u>1,779</u>	<u>2,491</u>	<u>2,840</u>	3,066	3,249	3,380
11.34	19,100-19,199	1,785	2,499	2,849	3,076	3,260	3,392
11.35	19,200-19,299	1,791	<u>2,508</u>	2,859	3,087	3,271	3,403
11.36	19,300-19,399	1,797	<u>2,516</u>	<u>2,868</u>	3,097	3,282	<u>3,414</u>
11.37	19,400-19,499	<u>1,803</u>	<u>2,525</u>	2,878	3,107	3,293	3,426
11.38	19,500-19,599	1,809	2,533	2,887	3,117	3,304	3,437

	HF3563 FIRST ENGRO	SSMENT	REV	/ISOR	BD	BD H356	
12.1	19,600-19,699	1,815	2,541	2,896	3,127	3,315	3,448
12.2	19,700-19,799	1,821	2,550	2,906	3,138	3,326	3,459
12.3	19,800-19,899	1,827	2,558	2,915	3,148	3,337	3,470
12.4	19,900-19,999	1,833	2,567	2,925	3,159	3,348	3,481
12.5	20,000 and over or	1,839	2,575	2,935	<u>3,170</u>	3,359	3,492
12.6 12.7	the amount in effect under						
12.8	subdivision 4						
12.9	(b) The commission	oner of the	Department	of Human S	ervices mus	t revise the	table in
12.10	paragraph (a) in accor	rdance with	the federal	child suppor	t quadrennia	al review sc	hedule.
12.11	The revisions must be	based upor	n changes to	the cost of l	iving so the	Self Suppor	t Reserve
12.12	amount is contained i	n the lowes	t income lev	el of the tab	<u>le.</u>		
12.13	EFFECTIVE DA	TE. This se	ection is effe	ective Augus	st 31, 2021.		
12.14	Sec. 5. Minnesota S	totutes 2019	Resection 51	8	anded by a	lding a subd	livicion to
12.14	read:	tatutes 2010	5, section 51	0A.40, 15 an	ichaca by ac	iding a saod	iivisioii to
12.13	read.						
12.16	Subd. 1a. Child ca	are suppor	t obligation.	(a) Unless	there is a pro	otective or re	estraining
12.17	order issued by the co			<u>-</u>	behalf of a	joint child w	hen child
12.18	care support is ordere	d to be paid	l by the oblig	gor:			
12.19	(1) the obligee mu	ist give the	child care pr	ovider the n	name and add	dress of the	<u>obligor</u>
12.20	and must give the oblig	gor the nam	e, address, ar	nd telephone	number of tl	ne child care	provider;
12.21	and						
12.22	(2) by February 1	of each yea	r, the oblige	e must prov	ide the oblig	gor with a do	ocument
12.23	from the child care pro	ovider that	itemizes the	total child ca	are expenses	paid for the	previous
12.24	year. If there is a char	nge in the c	nild care pro	vider, the ty	pe of child o	care provide	er, or the
12.25	age group of the child	, the obligee	e must give tl	ne obligor ar	updated do	cument. If th	ne obligee
12.26	fails to provide the an	nual or upd	ated docume	ent from the	provider, the	e obligor ma	ny request
12.27	the document from th	e provider.					
12.28	(b) When the oblig	gee is no lor	nger incurrin	g child care	expenses, th	e obligee m	ust notify
12.29	the obligor, and the pu	ublic author	rity if it prov	ides child su	ipport servic	es, that the	child care
12.30	expenses ended and o	n which da	te.				
12.31	Sec. 6. Minnesota S	tatutes 201	8, section 51	8A.40, subo	livision 4, is	amended to	o 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.

Sec. 6. 12

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13.1	(b) Title IV-D cases may use the expedited child support hearing process to get the child
13.2	care expenses removed from the child care support amount when child care expenses end.
13.3	The parties may contact the public authority about filing a stipulation.
13.4	(a) (c) When a court order provides for child care expenses, and child care support is
13.5	not assigned under section 256.741, the public authority, if the public authority provides
13.6	child support enforcement services, may suspend collecting the amount allocated for child
13.7	care expenses when either party informs the public authority that no child care <u>eosts</u> <u>expenses</u>
13.8	are being incurred and:
13.9	(1) the public authority verifies the accuracy of the information with the obligee; or
13.10	(2) the obligee fails to respond within 30 days of the date of a written request from the
13.11	public authority for information regarding child care costs. A written or oral response from
13.12	the obligee that child care costs are being incurred is sufficient for the public authority to
13.13	continue collecting child care expenses.
13.14	The suspension is effective as of the first day of the month following the date that the public
13.15	authority either verified the information with the obligee or the obligee failed to respond.
13.16	The public authority will resume collecting child care expenses when either party provides
13.17	information that child care costs are incurred, or when a child care support assignment takes
13.18	effect under section 256.741, subdivision 4. The resumption is effective as of the first day
13.19	of the month after the date that the public authority received the information.
13.20	(b) (d) If the parties provide conflicting information to the public authority regarding
13.21	whether child care expenses are being incurred, the public authority will continue or resume
13.22	collecting child care expenses. Either party, by motion to the court, may challenge the
13.23	suspension, continuation, or resumption of the collection of child care expenses under this
13.24	subdivision. If the public authority suspends collection activities for the amount allocated
13.25	for child care expenses, all other provisions of the court order remain in effect.
13.26	(e) (e) In cases where there is a substantial increase or decrease in child care expenses,
13.27	the parties may modify the order under section 518A.39.
13.28	Sec. 7. Minnesota Statutes 2018, section 518A.42, is amended to read:
13.29	518A.42 ABILITY TO PAY; SELF-SUPPORT ADJUSTMENT.
13.30	Subdivision 1. Ability to pay. (a) It is a rebuttable presumption that a child support
13.31	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.

Sec. 7. 13

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(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 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:
- 14.12 (1) medical support obligation;
- 14.13 (2) child care support obligation; and
- 14.14 (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;
- 14.22 (2) for two children, the obligor's basic support obligation is \$60 per month;
- 14.23 (3) for three or four children, the obligor's basic support obligation is \$75 \\$70 per month;

 14.24 and
- 14.25 (4) for four children, the obligor's basic support obligation is \$80 per month;
- 14.26 (3) (5) for five or more children, the obligor's basic support obligation is \$100 \$90 per month-; and
- 14.28 (6) for six or more children, the obligor's basic support obligation is \$100 per month.
- 14.29 (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.

Sec. 7. 14

15.1	If the court finds the obligor receives no income and completely lacks the ability to earn
15.2	income, the minimum basic support amount under this subdivision does not apply.
15.3	Subd. 3. Exception. (a) This section does not apply to an obligor who is incarcerated.
15.4	(b) If the court finds the obligor receives no income and completely lacks the ability to
15.5	earn income, the minimum basic support amount under this subdivision does not apply.
15.6	(c) If the obligor's basic support amount is reduced below the minimum basic support
15.7	amount due to the application of the parenting expense adjustment, the minimum basic
15.8	support amount under this subdivision does not apply and the lesser amount is the guideline
15.9	basic support.
15.10	Sec. 8. Minnesota Statutes 2018, section 518A.43, is amended by adding a subdivision to
15.11	read:
15.12	Subd. 1b. Increase in income of custodial parent. In a modification of support under
15.13	section 518A.39, the court may deviate from the presumptive child support obligation under
15.14	section 518A.34 when:
15.15	(1) the basic support increases;
15.16	(2) the parties' combined gross income is \$6,000 or less;
15.17	(3) the obligor's income is \$2,000 or less; and
15.18	(4) the only change in circumstances is an increase to the custodial parent's income.

Sec. 8. 15