

Subject Child Support DHS Policy Bill

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Overview

This bill makes changes to provisions related to actions against parents for public assistance furnished to a child, the Parentage Act, marriage dissolution, and child support. The bill also establishes authority for a state court to transfer certain child support actions to tribal courts.

Summary

Section	Description
1	Disclosure prohibited. Amends § 256.87, subd. 8. Makes clarifying changes; adds “the joint child” to the prohibition on the release of private data on the location of a party to an action against parents for public assistance furnished, under certain circumstances.
2	Disclosure to court; requirement to seal addresses. Amends § 256.87 by adding subd. 8a. Prohibits the court from disclosing a party or child’s address if the public authority is also prohibited from disclosing private location data under subdivision 8. Requires the public authority to release address information to the court for specified purposes, on a separate court document that is not accessible to the public or other parties to the case.
3	Hearings and records; confidentiality. Amends § 257.70. Makes changes in the Parentage Act so the language matches section 256.87, subdivision 8, as amended in section 1 of the bill. Adds paragraph incorporating language added in section 256.87, subdivision 8a, proposed in section 2 of the bill.
4	Prohibited disclosure. Amends § 518.005, subd. 5. Makes changes in marriage dissolution rules and requirements so the language matches section 256.87, subdivision 8, as amended in section 1 of the bill.

Section	Description
5	<p>Disclosure to court; requirement to seal addresses.</p> <p>Amends § 518.005 by adding subd. 5a. Prohibits the court from disclosing a party or child's address if the public authority is also prohibited from disclosing private location data under subdivision 8. Requires the public authority to release address information to the court for specified purposes, on a separate court document that is not accessible to the public or other parties to the case.</p>
6	<p>Lump-sum payments.</p> <p>Amends § 518A.53, subd. 11. Deletes exception from the Consumer Credit Protection Act withholding limits for lump-sum collections for child support obligations, in order to comply with federal law.</p>
7	<p>Recreational license suspension.</p> <p>Amends § 518A.68. Removes language specifying service requirements for a motion to suspend or bar an obligor's recreational license for nonpayment of child support. Adds a motion to reinstate a recreational license, lists circumstances under which the motion may be granted.</p>
8	<p>Consumer reporting agency; reporting arrears.</p> <p>Amends § 518A.685. Deletes paragraph requiring reporting of child support arrears to a consumer reporting agency, in order to comply with national consumer reporting standards.</p>
9	<p>Motion to transfer to tribal court.</p> <p>Proposes coding for § 518A.80. Creates authority for a state court to transfer a post-judgment child support, custody, or parenting time action to a tribal court when the district court and tribal court have concurrent jurisdiction, the tribal IV-D child support agency is providing services, and no party or agency files an objection. Establishes court procedures; requires transfer to Red Lake Nation Tribal Court under certain circumstances. Makes this section effective the day following final enactment.</p>



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