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State of Minnesota

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HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. 3735

02/24/2020 Authored by Becker-Finn
The bill was read for the first time and referred to the Committee on Environment and Natural Resources Policy
03/12/2020 Adoption of Report: Placed on the General Register
Read for the Second Time

1.1 A bill for an act
1.2 relating to human services; modifying policy provisions governing recreational
1.3 license suspension; amending Minnesota Statutes 2018, section 518A.68.

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

1.5 Section 1. Minnesota Statutes 2018, section 518A.68, is amended to read:

1.6 518A.68 RECREATIONAL LICENSE SUSPENSION.

1.7 (a) Upon motion of an obligee or the public authority, which has been properly served
1.8 on the obligor by first class mail at the last known address or in person, and if at a hearing,
1.9 the court finds that (1) the obligor is in arrears in court-ordered child support or maintenance
1.10 payments, or both, in an amount equal to or greater than six times the obligor's total monthly
1.11 support and maintenance payments and is not in compliance with a written payment
1.12 agreement pursuant to section 518A.69, or (2) has failed, after receiving notice, to comply
1.13 with a subpoena relating to a paternity or child support proceeding, the court may direct the
1.14 commissioner of natural resources to suspend or bar receipt of the obligor's recreational
1.15 license or licenses. Prior to utilizing this section, the court must find that other substantial
1.16 enforcement mechanisms have been attempted but have not resulted in compliance.

1.17 (b) For purposes of this section, a recreational license includes all licenses, permits, and
1.18 stamps issued centrally by the commissioner of natural resources under sections 97B.301,
1.19 97B.401, 97B.501, 97B.515, 97B.601, 97B.715, 97B.721, 97B.801, 97C.301, and 97C.305.

1.20 (c) An obligor whose recreational license or licenses have been suspended or barred
1.21 may provide proof to the court that the obligor is in compliance with all written payment

2.1 ~~agreements pursuant to section 518A.69.~~ A motion to reinstate a recreational license by the
2.2 obligor, obligee, or public authority may be granted if the court finds:

2.3 (1) the reason for the suspension was accrual of arrears and the obligor is in compliance
2.4 with all written payment agreements pursuant to section 518A.69 or has paid the arrears in
2.5 full;

2.6 (2) the reason for the suspension was failure to comply with a subpoena and the obligor
2.7 has complied with the subpoena; or

2.8 (3) the original motion to suspend was brought by the public authority and the public
2.9 authority attests that the IV-D case is eligible for closure.

2.10 Within 15 days of ~~receipt of that proof~~ issuance of an order to reinstate the recreational
2.11 license, the court shall notify the commissioner of natural resources that the obligor's
2.12 recreational license or licenses should no longer be suspended nor should receipt be barred.