

SENATE
STATE OF MINNESOTA
NINETY-FOURTH SESSION

S.F. No. 4769

(SENATE AUTHORS: HEMMINGSEN-JAEGER)

DATE	D-PG	OFFICIAL STATUS
03/25/2026	6975	Introduction and first reading
		Referred to State and Local Government
04/07/2026	7675a	Comm report: To pass as amended and re-refer to Judiciary and Public Safety

1.1 A bill for an act

1.2 relating to state government; specifying responsibilities of the attorney general in

1.3 civil law enforcement actions; proposing coding for new law in Minnesota Statutes,

1.4 chapter 15.

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

1.6 Section 1. [15.171] ATTORNEY GENERAL CIVIL LAW ENFORCEMENT

1.7 ACTIONS.

1.8 When the attorney general institutes a civil law enforcement action on behalf of the state

1.9 pursuant to any authority granted by common law, the constitution of this state, or any

1.10 provision of law, the attorney general acts in the public interest of the state and not as the

1.11 legal representative or attorney of any department, agency, board, commission, or other

1.12 instrumentality of state government, including the executive, legislative, or judicial branches.

1.13 When the attorney general institutes a civil law enforcement action on behalf of the state,

1.14 the following apply:

1.15 (1) unless expressly named as a party, other public officers, departments, agencies,

1.16 boards, commissions, or other instrumentalities of state government are not parties to the

1.17 civil law enforcement action brought by the attorney general on behalf of the state and are

1.18 not subject to party discovery in the action;

1.19 (2) the records, documents, data, knowledge, and information of other state departments,

1.20 agencies, boards, commissions, or other instrumentalities of state government may only be

1.21 sought by the party adverse to the state in discovery through subpoenas issued to nonparties

1.22 pursuant to the Rules of Civil Procedure; and

- 2.1 (3) the records, documents, data, knowledge, and information of other departments,
2.2 agencies, boards, commissions, or other instrumentalities of state government are not in the
2.3 possession, custody, or control of the attorney general except for data collected and retained
2.4 by the attorney general in anticipation of the civil law enforcement action brought by the
2.5 attorney general on behalf of the state.