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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-SECOND SESSION

H. F. No. 2453

04/06/2021 Authored by Stephenson
The bill was read for the first time and referred to the Committee on Judiciary Finance and Civil Law

1.1 A bill for an act
1.2 relating to civil actions; expanding recovery of costs and attorney fees by prevailing
1.3 parties in civil actions and contested case proceedings involving the state; amending
1.4 Minnesota Statutes 2020, section 15.471, subdivision 6.

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

1.6 Section 1. Minnesota Statutes 2020, section 15.471, subdivision 6, is amended to read:

1.7 Subd. 6. Party. (a) Except as modified by paragraph (b), "party" means a person named
1.8 or admitted as a party, or seeking and entitled to be admitted as a party, in a court action or
1.9 contested case proceeding, or a person admitted by an administrative law judge for limited
1.10 purposes, and who is:

1.11 (1) an unincorporated business, partnership, corporation, association, or organization,
1.12 having not more than 500 employees at the time the civil action was filed or the contested
1.13 case proceeding was initiated; and

1.14 (2) an unincorporated business, partnership, corporation, association, or organization
1.15 whose annual revenues did not exceed \$7,000,000 at the time the civil action was filed or
1.16 the contested case proceeding was initiated.

1.17 (b) "Party" also includes a partner, officer, shareholder, member, or owner of an entity
1.18 described in paragraph (a), clauses (1) and (2).

1.19 (c) "Party" does not include a person providing services pursuant to licensure or
1.20 reimbursement on a cost basis by the Department of Health or the Department of Human
1.21 Services, when that person is named or admitted or seeking to be admitted as a party in a

2.1 ~~matter which involves the licensing or reimbursement rates, procedures, or methodology~~  
2.2 ~~applicable to those services.~~

2.3 **EFFECTIVE DATE; APPLICATION.** This section is effective the day following  
2.4 final enactment and applies to any pending civil action or contested case proceeding in  
2.5 which final judgment has not been entered.