

**SENATE**  
**STATE OF MINNESOTA**  
**NINETY-SECOND SESSION**

**S.F. No. 2818**

(SENATE AUTHORS: KIFFMEYER, Limmer, Howe, Koran and Mathews)

DATE	D-PG	OFFICIAL STATUS
02/03/2022	4883	Introduction and first reading
		Referred to State Government Finance and Policy and Elections
02/10/2022	4949a	Comm report: To pass as amended
	4954	Second reading

1.1 A bill for an act

1.2 relating to state government; specifying the performance of legal services by the

1.3 Office of the Attorney General; proposing coding for new law in Minnesota

1.4 Statutes, chapter 8.

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

1.6 Section 1. **[8.011] PERFORMANCE OF LEGAL SERVICES.**

1.7 (a) Except as otherwise provided by law, all legal services of the Office of the Attorney

1.8 General shall be performed exclusively by:

1.9 (1) an employee of the office;

1.10 (2) an employee of another Minnesota governmental entity as may be provided by law;

1.11 or

1.12 (3) an employee of a federal governmental entity pursuant to an agreement between the

1.13 attorney general and the federal governmental entity.

1.14 Except as otherwise provided under this section, the sole source of compensation paid to

1.15 employees of the Office of the Attorney General for performing legal services on behalf of

1.16 the state shall be from the appropriations provided under this chapter or from an appropriation

1.17 by law. In a case in which the attorney general is authorized under law to contract with,

1.18 hire, or engage a person other than a person described in clauses (1), (2), or (3) to perform

1.19 legal services on behalf of the state, the sole consideration for the legal services shall be a

1.20 monetary amount bargained for in an arm's length transaction with the person and the

1.21 attorney general or another Minnesota governmental entity, and must state under what

1.22 authority the attorney general enters the contract.

2.1 (b) Only persons described in paragraph (a), clause (1), (2), or (3), shall perform legal  
2.2 services on premises leased by the attorney general.

2.3 (c) Nothing in this section prohibits the attorney general from entering into a settlement  
2.4 agreement with a defendant arising from a case litigated or prosecuted by a federal  
2.5 governmental entity, local governmental entity, or an attorney general's office in another  
2.6 state or a United States territory. Nothing in this section prohibits the attorney general from  
2.7 employing and providing office space to an unpaid intern assisting in performing legal  
2.8 services, provided that the intern does not possess a current license to practice law in  
2.9 Minnesota, any other state or commonwealth, or any United States territory.