S.F. No. 2114, as introduced - 87th Legislative Session (2011-2012) [12-5048]

SENATE **STATE OF MINNESOTA** EIGHTY-SEVENTH LEGISLATURE

S.F. No. 2114

(SENATE AUTHORS: NEWMAN)

OFFICIAL STATUS

DATE	D-PG	OFFICIAL STATUS
02/27/2012	3961	Introduction and first reading
		Referred to Judiciary and Public Safety
03/12/2012	4276	Comm report: To pass
	4311	Second reading
04/02/2012	5543	Special Order
	5543	Third reading Passed
04/17/2012	5874	Returned from House
		Presentment date 04/17/12
04/20/2012	5964	Governor's action Approval 04/18/12
	5964	Secretary of State Chapter 183 04/18/12
		Effective date 04/15/10 (retroactive)
		See also SF1675, Art. 1, Sec. 45-46

1.1	A bill for an act
1.2	relating to child support judgments; eliminating certain provisions providing for
1.3	20-year survival of judgments; amending Minnesota Statutes 2010, sections
1.4	541.04; 548.09, subdivision 1.
1.5	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

- Section 1. Minnesota Statutes 2010, section 541.04, is amended to read: 1.6
- 541.04 JUDGMENTS, TEN OR 20 YEARS. 1.7 No action shall be maintained upon a judgment or decree of a court of the United 1.8 States, or of any state or territory thereof, unless begun within ten years after the entry of 1.9 such judgment or, in the case of a judgment for child support, including a judgment by 1.10 1.11 operation of law, unless begun within 20 years after entry of the judgment. **EFFECTIVE DATE.** The amendments to this section are effective retroactively 1.12
- from April 15, 2010, the date the language stricken in this section was finally enacted. 1.13
- Sec. 2. Minnesota Statutes 2010, section 548.09, subdivision 1, is amended to read: 1.14 Subdivision 1. Entry and docketing; survival of judgment. Except as provided 1.15 in section 548.091, every judgment requiring the payment of money shall be entered 1.16 by the court administrator when ordered by the court and will be docketed by the court 1.17 administrator upon the filing of an affidavit as provided in subdivision 2. Upon a transcript 1 18 of the docket being filed with the court administrator in any other county, the court 1.19 administrator shall also docket it. From the time of docketing the judgment is a lien, in 1.20 the amount unpaid, upon all real property in the county then or thereafter owned by the 1.21 judgment debtor, but it is not a lien upon registered land unless it is also recorded pursuant 1.22 to sections 508.63 and 508A.63. The judgment survives, and the lien continues, for ten 1.23

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2.1	years after its entry or, in the case of a judgment for child support, including a judgment
2.2	by operation of law, for 20 years after its entry. Child support judgments may be renewed
2.3	pursuant to section 548.091.

2.4 EFFECTIVE DATE. The amendments to this section are effective retroactively
2.5 from April 15, 2010, the date the language stricken in this section was finally enacted.