

SENATE
STATE OF MINNESOTA
NINETY-SECOND SESSION

S.F. No. 4040

(SENATE AUTHORS: LATZ and Bigham)		
DATE	D-PG	OFFICIAL STATUS
03/16/2022	5361	Introduction and first reading Referred to Judiciary and Public Safety Finance and Policy
03/17/2022	5390	Chief author stricken, shown as co-author Bigham Chief author added Latz

1.1

A bill for an act

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relating to judiciary; eliminating the fee for uncertified copies of instruments from

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civil or criminal proceedings; providing expedited attorney entry to district

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courthouse buildings; providing attorneys secured access to court records; amending

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Minnesota Statutes 2020, section 357.021, subdivision 2; proposing coding for

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new law in Minnesota Statutes, chapter 484.

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

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Section 1. Minnesota Statutes 2020, section 357.021, subdivision 2, is amended to read:

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Subd. 2. **Fee amounts.** The fees to be charged and collected by the court administrator

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shall be as follows:

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(1) In every civil action or proceeding in said court, including any case arising under

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the tax laws of the state that could be transferred or appealed to the Tax Court, the plaintiff,

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petitioner, or other moving party shall pay, when the first paper is filed for that party in said

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action, a fee of \$285, except in marriage dissolution actions the fee is \$315.

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The defendant or other adverse or intervening party, or any one or more of several

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defendants or other adverse or intervening parties appearing separately from the others,

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shall pay, when the first paper is filed for that party in said action, a fee of \$285, except in

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marriage dissolution actions the fee is \$315. This subdivision does not apply to the filing

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of an Application for Discharge of Judgment. Section 548.181 applies to an Application

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for Discharge of Judgment.

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The party requesting a trial by jury shall pay \$100.

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The fees above stated shall be the full trial fee chargeable to said parties irrespective of

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whether trial be to the court alone, to the court and jury, or disposed of without trial, and

shall include the entry of judgment in the action, but does not include copies or certified copies of any papers so filed or proceedings under chapter 103E, except the provisions therein as to appeals.

(2) Certified copy of any instrument from a civil or criminal proceeding, \$14, ~~and \$8 for an uncertified copy.~~

(3) Issuing a subpoena, \$16 for each name.

(4) Filing a motion or response to a motion in civil, family, excluding child support, and guardianship cases, \$75.

(5) Issuing an execution and filing the return thereof; issuing a writ of attachment, injunction, habeas corpus, mandamus, quo warranto, certiorari, or other writs not specifically mentioned, \$55.

(6) Issuing a transcript of judgment, or for filing and docketing a transcript of judgment from another court, \$40.

(7) Filing and entering a satisfaction of judgment, partial satisfaction, or assignment of judgment, \$5.

(8) Certificate as to existence or nonexistence of judgments docketed, \$5 for each name certified to.

(9) Filing and indexing trade name; or recording basic science certificate; or recording certificate of physicians, osteopathic physicians, chiropractors, veterinarians, or optometrists, \$5.

(10) For the filing of each partial, final, or annual account in all trusteeships, \$55.

(11) For the deposit of a will, \$27.

(12) For recording notary commission, \$20.

(13) Filing a motion or response to a motion for modification of child support, a fee of \$50.

(14) All other services required by law for which no fee is provided, such fee as compares favorably with those herein provided, or such as may be fixed by rule or order of the court.

(15) In addition to any other filing fees under this chapter, a surcharge in the amount of \$75 must be assessed in accordance with section 259.52, subdivision 14, for each adoption petition filed in district court to fund the fathers' adoption registry under section 259.52.

The fees in clauses (3) and (5) need not be paid by a public authority or the party the public authority represents. No fee may be charged for an uncertified copy of an instrument from a civil or criminal proceeding.

Sec. 2. **[484.93] COURTHOUSE BUILDING; ATTORNEY ACCESS.**

Subdivision 1. Courthouse building access. The district court administrator of each judicial district in consultation with the manager or managers of the courthouse building or buildings and the county board in that district shall provide entry at a secured entrance into the courthouse building to an attorney with a valid private attorney court identification badge without the attorney being subject to an electronic or other physical search of person or belongings. Where feasible, a separate line or entrance must be designated for attorneys with valid private attorney court identification badges. In locations where an attorney must enter with the public, front of the line access must be given to the attorney with a valid badge for entry into the building without being subject to an electronic or other physical search of person or belongings.

Subd. 2. Attorney badge. The district court administrator of each judicial district must provide a private attorney court identification badge to each attorney who is admitted and licensed to practice law in the state, completes an application for a badge, passes a background check, and pays the processing fee. The district court administrator must consult with the State Court Administrator's Office to develop an application form, process, and fee for providing court identification badges to attorneys for entry into courthouse buildings without being subject to electronic or other physical search of person or belongings.

Sec. 3. **[484.94] ATTORNEY ACCESS TO COURT RECORDS.**

An attorney who is admitted and licensed to practice law in the state may apply for a Minnesota Government Access account to access electronic court records and documents stored in the Minnesota Court Information System for cases in state district courts. An attorney shall be able to view and print case documents and information without cost to the attorney.