

42.24 **ARTICLE 3**

42.25 **JUDICIARY POLICY WITH FISCAL COST**

42.26 Section 1. **[260C.419] STATEWIDE OFFICE OF APPELLATE COUNSEL AND**
42.27 **TRAINING.**

42.28 Subdivision 1. **Definitions.** (a) As used in this section, the following terms have the
42.29 meanings given.

42.30 (b) "Board" means the State Board of Appellate Counsel and Training.

43.1 (c) "Juvenile protection matter" means any of the following:

43.2 (1) child in need of protection or services matters as defined in section 260C.007,
43.3 subdivision 6, including habitual truant and runaway matters;

43.4 (2) neglected and in foster care matters as defined in section 260C.007, subdivision 24;

43.5 (3) review of voluntary foster care matters as defined in section 260C.141, subdivision
43.6 2;

43.7 (4) review of out-of-home placement matters as defined in section 260C.212;

43.8 (5) termination of parental rights matters as defined in sections 260C.301 to 260C.328;
43.9 and

43.10 (6) permanent placement matters as defined in sections 260C.503 to 260C.521, including
43.11 matters involving termination of parental rights, guardianship to the commissioner of human
43.12 services, transfer of permanent legal and physical custody to a relative, permanent custody
43.13 to the agency, temporary legal custody to the agency, and matters involving voluntary
43.14 placement pursuant to section 260D.07.

43.15 (d) "Office" means the Statewide Office of Appellate Counsel and Training.

43.16 Subd. 2. **Statewide Office of Appellate Counsel and Training; establishment.** (a)
43.17 The Statewide Office of Appellate Counsel and Training is established as an independent
43.18 state office. The office shall be responsible for:

43.19 (1) establishing and maintaining a system for providing appellate representation to
43.20 parents in juvenile protection matters, as provided in section 260C.163, subdivision 3,
43.21 paragraph (c), and in Tribal court jurisdictions;

43.22 (2) providing training to all parent attorneys practicing in the state on topics relevant to
43.23 their practice and establishing practice standards and training requirements for parent
43.24 attorneys practicing in the state; and

43.25 (3) collaborating with the Minnesota Department of Human Services to coordinate and
43.26 secure federal Title IV-E support for counties and Tribes interested in accessing federal
43.27 funding.

43.28 (b) The office shall be governed by a board as provided in subdivision 3.

43.29 Subd. 3. **State Board of Appellate Counsel and Training; structure; membership.** (a)
43.30 The State Board of Appellate Counsel and Training is established to direct the Statewide
43.31 Office of Appellate Counsel and Training. The board shall consist of seven members,
43.32 including:

44.1 (1) four public members appointed by the governor; and

44.2 (2) three members appointed by the supreme court, at least one of whom must have
44.3 experience representing parents in juvenile court and who include two attorneys admitted
44.4 to practice law in the state and one public member.

44.5 (b) The appointing authorities may not appoint any of the following to be a member of
44.6 the board:

44.7 (1) a person who is a judge;

44.8 (2) a person who is a registered lobbyist;

44.9 (3) a person serving as a guardian ad litem or counsel for a guardian ad litem;

44.10 (4) a person who serves as counsel for children in juvenile court;

44.11 (5) a person under contract with or employed by the Department of Human Services or
44.12 a county department of human or social services; or

44.13 (6) a current city or county attorney or assistant city or county attorney.

44.14 (c) All members shall demonstrate an interest in maintaining a high quality, independent
44.15 appellate defense system for parents in juvenile protection proceedings who are unable to
44.16 obtain adequate representation, a robust program for parent attorneys in Minnesota, and an
44.17 efficient coordination effort, in collaboration with the Department of Human Services, to
44.18 secure and utilize Title IV-E funding. At least one member of the board appointed by the
44.19 governor must be a representative from a federally recognized Indian Tribe. No more than
44.20 five members of the board may belong to the same political party. At least three members
44.21 of the board shall be from judicial districts other than the First, Second, Fourth, and Tenth
44.22 Judicial Districts. To the extent practicable, the membership of the board must include
44.23 persons with disabilities, reflect the ethnic diversity of the state, take into consideration race
44.24 and gender, and include persons from throughout the state. The members shall be well
44.25 acquainted with representing parents in district court and appellate proceedings related to
44.26 child protection matters as well as the law that affect a parent attorney's work, including
44.27 chapter 260C, the Rules of Juvenile Protection Procedure, the Rules of Civil Appellate
44.28 Procedure, the Indian Child Welfare Act, and the Minnesota Indian Family Preservation

44.29 Act. The terms, compensation, and removal of members shall be as provided in section
44.30 15.0575. The members shall elect a chair from among the membership and the chair shall
44.31 serve a term of two years.

44.32 Subd. 4. **Head appellate counsel for parents; assistant and contracted attorneys;**
44.33 **other employees.** (a) Beginning January 1, 2024, and for every four years after that date,
45.1 the board shall appoint a head appellate counsel in charge of executing the responsibilities
45.2 of the office who shall provide for sufficient appellate counsel for parents and other personnel
45.3 necessary to discharge the functions of the office. The head appellate counsel shall serve a
45.4 four-year term and may be removed only for cause upon the order of the board. The head
45.5 appellate counsel shall be a full-time qualified attorney, licensed to practice law in this state,
45.6 and serve in the unclassified service of the state. Vacancies of the office shall be filled by
45.7 the appointing authority for the unexpired term. The head appellate counsel shall devote
45.8 full time to the performance of duties and shall not engage in the general practice of law.
45.9 The compensation of the head appellate counsel shall be set by the board and shall be
45.10 commensurate with county attorneys in the state.

45.11 (b) Consistent with the decisions of the board, the head appellate counsel shall employ
45.12 assistants or hire independent contractors to serve as appellate counsel for parents. Each
45.13 assistant appellate counsel and independent contractor serves at the pleasure of the head
45.14 appellate counsel. The compensation of assistant appellate counsel and independent
45.15 contractors shall be set by the board and shall be commensurate with county attorneys in
45.16 the state.

45.17 (c) A person serving as appellate counsel shall be a qualified attorney licensed to practice
45.18 law in this state. A person serving as appellate counsel practicing in Tribal court shall be a
45.19 licensed attorney qualified to practice law in Tribal courts in the state. Assistant appellate
45.20 counsel and contracted appellate counsel may engage in the general practice of law where
45.21 not employed or contracted to provide services on a full-time basis.

45.22 (d) The head appellate counsel shall, consistent with the responsibilities under subdivision
45.23 2, employ or hire the following:

45.24 (1) one managing appellate attorney;

45.25 (2) two staff attorneys;

45.26 (3) one director of training;

45.27 (4) one program administrator to support Title IV-E reimbursement in collaboration
45.28 with the Department of Human Services; and

45.29 (5) one office administrator.

45.30 (e) Each employee identified in paragraph (d) serves at the pleasure of the head appellate
45.31 counsel. The compensation of each employee shall be set by the board and shall be
45.32 commensurate with county attorneys in the state.

46.1 (f) Any person serving as managing appellate attorney, staff attorney, and director of
46.2 training shall be a qualified attorney licensed to practice law in the state.

46.3 (g) A person serving as the program administrator and office administrator must be
46.4 chosen solely on the basis of training, experience, and qualifications.

46.5 Subd. 5. **Duties and responsibilities.** (a) The board shall work cooperatively with the
46.6 head appellate counsel to govern the office and provide fiscal oversight.

46.7 (b) The board shall approve and recommend to the legislature a budget for the board,
46.8 the office, and any programs operated by that office.

46.9 (c) The board shall establish procedures for distribution of funding under this section to
46.10 the office and any programs operated by that office.

46.11 (d) The head appellate counsel with the approval of the board shall establish appellate
46.12 program standards, administrative policies, procedures, and rules consistent with statute,
46.13 rules of court, and laws that affect appellate counsel's work. The standards must include but
46.14 are not limited to:

46.15 (1) standards needed to maintain and operate an appellate counsel for parents program,
46.16 including requirements regarding the qualifications, training, and size of the legal and
46.17 supporting staff for an appellate counsel program;

46.18 (2) standards for appellate counsel caseloads;

46.19 (3) standards and procedures for the eligibility of appointment, assessment, and collection
46.20 of the costs for legal representation provided by appellate counsel;

46.21 (4) standards for contracts between contracted appellate counsel and the state appellate
46.22 counsel program for the legal representation of indigent persons;

46.23 (5) standards prescribing minimum qualifications of counsel appointed under the board's
46.24 authority or by the courts; and

46.25 (6) standards ensuring the independent, competent, and efficient representation of clients
46.26 whose cases present conflicts of interest.

46.27 (e) The head appellate counsel, with approval of the board, shall establish training
46.28 program standards and processes and procedures necessary to carry out the office's
46.29 responsibilities for statewide training of parent attorneys, including but not limited to
46.30 establishing uniform practice standards and training requirements for all parent attorneys
46.31 practicing in the state.

47.1 (f) The head appellate counsel and the program administrator with approval of the board
47.2 shall establish processes and procedures for collaborating with the Department of Human
47.3 Services to secure and utilize Title IV-E funds and communicating with counties and Tribes
47.4 and any other processes and procedures necessary to carry out the office's responsibilities.

47.5 (g) The board may:

47.6 (1) propose statutory changes to the legislature and rule changes to the supreme court

47.7 that are in the best interests of the operation of the appellate counsel for parents program;

47.8 and

47.9 (2) require the reporting of statistical data, budget information, and other cost factors

47.10 by the appellate counsel for parents program.

47.11 Subd. 6. **Limitation.** In no event shall the board or its members interfere with the

47.12 discretion, judgment, or zealous advocacy of counsel in their handling of individual cases

47.13 as a part of the judicial branch of government.

47.14 Subd. 7. **Budget; county and Tribe use.** The establishment of the office and its

47.15 employees and support staff and the board shall be funded by the state of Minnesota.

47.16 Minnesota counties and Tribes may utilize this office to provide appellate representation

47.17 to indigent parents in their jurisdiction who are seeking an appeal and for assistance in

47.18 securing Title IV-E funding through collaboration with the Department of Human Services.

47.19 Subd. 8. **Collection of costs; appropriation.** If any of the costs provided by appellate

47.20 counsel are assessed and collected or otherwise reimbursed from any source, the State Board

47.21 of Appellate Counsel and Training shall deposit payments in a separate account established

47.22 in the special revenue fund. The amount credited to this account is appropriated to the State

47.23 Board of Appellate Counsel and Training. The balance of this account does not cancel but

47.24 is available until expended.

47.25 Sec. 2. Minnesota Statutes 2022, section 357.021, subdivision 2, is amended to read:

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

47.27 shall be as follows:

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

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

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

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

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

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

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

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

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

48.6 for Discharge of Judgment.

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

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39.1 Sec. 2. Minnesota Statutes 2022, section 357.021, subdivision 2, is amended to read:

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

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

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

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

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

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

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

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

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

39.13 for Discharge of Judgment.

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

48.8 The fees above stated shall be the full trial fee chargeable to said parties irrespective of
48.9 whether trial be to the court alone, to the court and jury, or disposed of without trial, and
48.10 shall include the entry of judgment in the action, but does not include copies or certified
48.11 copies of any papers so filed or proceedings under chapter 103E, except the provisions
48.12 therein as to appeals.

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

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

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

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

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

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

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

48.27 (9) Filing and indexing trade name; or recording basic science certificate; or recording
48.28 certificate of physicians, osteopathic physicians, chiropractors, veterinarians, or optometrists,
48.29 \$5.

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

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

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

49.1 (13) Filing a motion or response to a motion for modification of child support, a fee of
49.2 \$50.

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

49.5 (15) In addition to any other filing fees under this chapter, a surcharge in the amount of
49.6 \$75 must be assessed in accordance with section 259.52, subdivision 14, for each adoption
49.7 petition filed in district court to fund the fathers' adoption registry under section 259.52.

39.15 The fees above stated shall be the full trial fee chargeable to said parties irrespective of
39.16 whether trial be to the court alone, to the court and jury, or disposed of without trial, and
39.17 shall include the entry of judgment in the action, but does not include copies or certified
39.18 copies of any papers so filed or proceedings under chapter 103E, except the provisions
39.19 therein as to appeals.

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

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

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39.24 guardianship cases, \$75.

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

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

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

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

40.3 (9) Filing and indexing trade name; or recording basic science certificate; or recording
40.4 certificate of physicians, osteopathic physicians, chiropractors, veterinarians, or optometrists,
40.5 \$5.

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

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

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

40.9 (13) Filing a motion or response to a motion for modification of child support, a fee of
40.10 \$50.

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

40.13 (15) In addition to any other filing fees under this chapter, a surcharge in the amount of
40.14 \$75 must be assessed in accordance with section 259.52, subdivision 14, for each adoption
40.15 petition filed in district court to fund the fathers' adoption registry under section 259.52.

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

49.11 Sec. 3. Minnesota Statutes 2022, section 363A.06, subdivision 1, is amended to read:

49.12 Subdivision 1. **Formulation of policies.** (a) The commissioner shall formulate policies
49.13 to effectuate the purposes of this chapter and shall do the following:

49.14 (1) exercise leadership under the direction of the governor in the development of human
49.15 rights policies and programs, and make recommendations to the governor and the legislature
49.16 for their consideration and implementation;

49.17 (2) establish and maintain a principal office in St. Paul, and any other necessary branch
49.18 offices at any location within the state;

49.19 (3) meet and function at any place within the state;

49.20 (4) employ attorneys, clerks, and other employees and agents as the commissioner may
49.21 deem necessary and prescribe their duties;

49.22 (5) to the extent permitted by federal law and regulation, utilize the records of the
49.23 Department of Employment and Economic Development of the state when necessary to
49.24 effectuate the purposes of this chapter;

49.25 (6) obtain upon request and utilize the services of all state governmental departments
49.26 and agencies;

49.27 (7) adopt suitable rules for effectuating the purposes of this chapter;

49.28 (8) issue complaints, receive and investigate charges alleging unfair discriminatory
49.29 practices, and determine whether or not probable cause exists for hearing;

50.1 (9) subpoena witnesses, administer oaths, take testimony, and require the production for
50.2 examination of any books or papers relative to any matter under investigation or in question
50.3 as the commissioner deems appropriate to carry out the purposes of this chapter;

50.4 (10) attempt, by means of education, conference, conciliation, and persuasion to eliminate
50.5 unfair discriminatory practices as being contrary to the public policy of the state;

50.6 (11) develop and conduct programs of formal and informal education designed to
50.7 eliminate discrimination and intergroup conflict by use of educational techniques and
50.8 programs the commissioner deems necessary;

50.9 (12) make a written report of the activities of the commissioner to the governor each
50.10 year;

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

40.19 **EFFECTIVE DATE.** This section is effective July 1, 2023.

69.23 Sec. 32. Minnesota Statutes 2022, section 363A.06, subdivision 1, is amended to read:

69.24 Subdivision 1. **Formulation of policies.** (a) The commissioner shall formulate policies
69.25 to effectuate the purposes of this chapter and shall do the following:

69.26 (1) exercise leadership under the direction of the governor in the development of human
69.27 rights policies and programs, and make recommendations to the governor and the legislature
69.28 for their consideration and implementation;

69.29 (2) establish and maintain a principal office in St. Paul, and any other necessary branch
69.30 offices at any location within the state;

69.31 (3) meet and function at any place within the state;

69.32 (4) employ attorneys, clerks, and other employees and agents as the commissioner may
69.33 deem necessary and prescribe their duties;

70.1 (5) to the extent permitted by federal law and regulation, utilize the records of the
70.2 Department of Employment and Economic Development of the state when necessary to
70.3 effectuate the purposes of this chapter;

70.4 (6) obtain upon request and utilize the services of all state governmental departments
70.5 and agencies;

70.6 (7) adopt suitable rules for effectuating the purposes of this chapter;

70.7 (8) issue complaints, receive and investigate charges alleging unfair discriminatory
70.8 practices, and determine whether or not probable cause exists for hearing;

70.9 (9) subpoena witnesses, administer oaths, take testimony, and require the production for
70.10 examination of any books or papers relative to any matter under investigation or in question
70.11 as the commissioner deems appropriate to carry out the purposes of this chapter;

70.12 (10) attempt, by means of education, conference, conciliation, and persuasion to eliminate
70.13 unfair discriminatory practices as being contrary to the public policy of the state;

70.14 (11) develop and conduct programs of formal and informal education designed to
70.15 eliminate discrimination and intergroup conflict by use of educational techniques and
70.16 programs the commissioner deems necessary;

70.17 (12) make a written report of the activities of the commissioner to the governor each
70.18 year;

50.11 (13) accept gifts, bequests, grants, or other payments public and private to help finance
50.12 the activities of the department;

50.13 (14) create such local and statewide advisory committees as will in the commissioner's
50.14 judgment aid in effectuating the purposes of the Department of Human Rights;

50.15 (15) develop such programs as will aid in determining the compliance throughout the
50.16 state with the provisions of this chapter, and in the furtherance of such duties, conduct
50.17 research and study discriminatory practices based upon race, color, creed, religion, national
50.18 origin, sex, age, disability, marital status, status with regard to public assistance, familial
50.19 status, sexual orientation, or other factors and develop accurate data on the nature and extent
50.20 of discrimination and other matters as they may affect housing, employment, public
50.21 accommodations, schools, and other areas of public life;

50.22 (16) develop and disseminate technical assistance to persons subject to the provisions
50.23 of this chapter, and to agencies and officers of governmental and private agencies;

50.24 (17) provide staff services to such advisory committees as may be created in aid of the
50.25 functions of the Department of Human Rights;

50.26 (18) make grants in aid to the extent that appropriations are made available for that
50.27 purpose in aid of carrying out duties and responsibilities; ~~and~~

50.28 (19) cooperate and consult with the commissioner of labor and industry regarding the
50.29 investigation of violations of, and resolution of complaints regarding section 363A.08,
50.30 subdivision 7-; and

50.31 (20) solicit, receive, and compile information from community organizations, school
50.32 districts and charter schools, and individuals regarding incidents committed in whole or in
51.1 substantial part because of the victim's or another's actual or perceived race, color, ethnicity,
51.2 religion, sex, gender, sexual orientation, gender identity, gender expression, age, national
51.3 origin, or disability as defined in section 363A.03, or because of the victim's actual or
51.4 perceived association with another person or group of a certain actual or perceived race,
51.5 color, ethnicity, religion, sex, gender, sexual orientation, gender identity, gender expression,
51.6 age, national origin, or disability as defined in section 363A.03, and compile data in the
51.7 aggregate on the nature and extent of the incidents and include summary data as defined by
51.8 section 13.02, subdivision 19, on this information in the report required under clause (12),
51.9 disaggregated by the type of incident and the actual or perceived characteristic for which
51.10 the person was targeted. The commissioner shall provide information on the department's
51.11 website about when and how a victim can report criminal conduct to a law enforcement
51.12 agency. Data collected and maintained under this clause are private data on individuals as
51.13 defined in section 13.02, subdivision 12.

51.14 In performing these duties, the commissioner shall give priority to those duties in clauses
51.15 (8), (9), and (10) and to the duties in section 363A.36.

70.19 (13) accept gifts, bequests, grants, or other payments public and private to help finance
70.20 the activities of the department;

70.21 (14) create such local and statewide advisory committees as will in the commissioner's
70.22 judgment aid in effectuating the purposes of the Department of Human Rights;

70.23 (15) develop such programs as will aid in determining the compliance throughout the
70.24 state with the provisions of this chapter, and in the furtherance of such duties, conduct
70.25 research and study discriminatory practices based upon race, color, creed, religion, national
70.26 origin, sex, age, disability, marital status, status with regard to public assistance, familial
70.27 status, sexual orientation, or other factors and develop accurate data on the nature and extent
70.28 of discrimination and other matters as they may affect housing, employment, public
70.29 accommodations, schools, and other areas of public life;

70.30 (16) develop and disseminate technical assistance to persons subject to the provisions
70.31 of this chapter, and to agencies and officers of governmental and private agencies;

71.1 (17) provide staff services to such advisory committees as may be created in aid of the
71.2 functions of the Department of Human Rights;

71.3 (18) make grants in aid to the extent that appropriations are made available for that
71.4 purpose in aid of carrying out duties and responsibilities; ~~and~~

71.5 (19) cooperate and consult with the commissioner of labor and industry regarding the
71.6 investigation of violations of, and resolution of complaints regarding section 363A.08,
71.7 subdivision 7-; and

71.8 (20) solicit, receive, and compile information from community organizations, school
71.9 districts and charter schools, and individuals regarding incidents committed in whole or in
71.10 substantial part because of the victim's or another's actual or perceived race, color, ethnicity,
71.11 religion, sex, gender, sexual orientation, gender identity, gender expression, age, national
71.12 origin, or disability as defined in section 363A.03, or because of the victim's actual or
71.13 perceived association with another person or group of a certain actual or perceived race,
71.14 color, ethnicity, religion, sex, gender, sexual orientation, gender identity, gender expression,
71.15 age, national origin, or disability as defined in section 363A.03, and compile data in the
71.16 aggregate on the nature and extent of such incidents and include summary data as defined
71.17 by section 13.02, subdivision 19, on this information in the report required under clause
71.18 (12), disaggregated by the type of incident and the actual or perceived characteristic for
71.19 which the person was targeted. The commissioner shall provide information on the
71.20 department's website about when and how a victim can report criminal conduct to a law
71.21 enforcement agency. Data collected and maintained under this clause are private data on
71.22 individuals as defined in section 13.02, subdivision 12.

71.23 In performing these duties, the commissioner shall give priority to those duties in clauses
71.24 (8), (9), and (10) and to the duties in section 363A.36.

51.16 (b) All gifts, bequests, grants, or other payments, public and private, accepted under
51.17 paragraph (a), clause (13), must be deposited in the state treasury and credited to a special
51.18 account. Money in the account is appropriated to the commissioner of human rights to help
51.19 finance activities of the department.

51.20 Sec. 4. Minnesota Statutes 2022, section 484.85, is amended to read:

51.21 **484.85 DISPOSITION OF FINES, FEES, AND OTHER MONEY; ACCOUNTS;**
51.22 **RAMSEY COUNTY DISTRICT COURT.**

51.23 (a) In all cases prosecuted in Ramsey County District Court by an attorney for a
51.24 municipality or subdivision of government within Ramsey County for violation of a statute;
51.25 an ordinance; or a charter provision, rule, or regulation of a city; all fines, penalties, and
51.26 forfeitures collected by the court administrator shall be deposited in the state treasury and
51.27 distributed according to this paragraph. Except where a different disposition is provided by
51.28 section 299D.03, subdivision 5, or other law, on or before the last day of each month, the
51.29 court shall pay over all fines, penalties, and forfeitures collected by the court administrator
51.30 during the previous month as follows:

51.31 ~~(1) for offenses committed within the city of St. Paul, two-thirds paid to the treasurer~~
51.32 ~~of the city of St. Paul municipality or subdivision of government within Ramsey County~~
51.33 ~~and one-third credited to the state general fund; and.~~

52.1 ~~(2) for offenses committed within any other municipality or subdivision of government~~
52.2 ~~within Ramsey County, one-half paid to the treasurer of the municipality or subdivision of~~
52.3 ~~government and one-half credited to the state general fund.~~

52.4 All other fines, penalties, and forfeitures collected by the district court shall be distributed
52.5 by the courts as provided by law.

52.6 (b) Fines, penalties, and forfeitures shall be distributed as provided in paragraph (a)
52.7 when:

52.8 (1) a city contracts with the county attorney for prosecutorial services under section
52.9 484.87, subdivision 3; or

52.10 (2) the attorney general provides assistance to the city attorney under section 484.87,
52.11 subdivision 5.

71.25 (b) All gifts, bequests, grants, or other payments, public and private, accepted under
71.26 paragraph (a), clause (13), must be deposited in the state treasury and credited to a special
71.27 account. Money in the account is appropriated to the commissioner of human rights to help
71.28 finance activities of the department.

71.29 **EFFECTIVE DATE.** This section is effective July 1, 2023.

40.20 Sec. 3. Minnesota Statutes 2022, section 611.23, is amended to read:

40.21 **611.23 OFFICE OF STATE PUBLIC DEFENDER; APPOINTMENT; SALARY.**

40.22 The state public defender is responsible to the State Board of Public Defense. The state
40.23 public defender shall supervise the operation, activities, policies, and procedures of the

52.12 Sec. 5. **APPELLATE COUNSEL FOR PARENTS; SUPPORT FOR**
52.13 **ESTABLISHMENT.**

52.14 The Management Analysis and Development Division of Management and Budget shall
52.15 provide technical support for the establishment of the Statewide Office of Appellate Counsel
52.16 and Training and the State Board of Appellate Counsel and Training established under
52.17 Minnesota Statutes, section 260C.419.

40.24 statewide public defender system. When requested by a district public defender or appointed
40.25 counsel, the state public defender may assist the district public defender, appointed counsel,
40.26 or an organization designated in section 611.216 in the performance of duties, including
40.27 trial representation in matters involving legal conflicts of interest or other special
40.28 circumstances, and assistance with legal research and brief preparation. The state public
40.29 defender shall be appointed by the State Board of Public Defense for a term of four years,
40.30 except as otherwise provided in this section, and until a successor is appointed and qualified.
40.31 The state public defender shall be a full-time qualified attorney, licensed to practice law in
40.32 this state, serve in the unclassified service of the state, and be removed only for cause by
41.1 the appointing authority. Vacancies in the office shall be filled by the appointing authority
41.2 for the unexpired term. The salary of the state public defender shall be fixed by the State
41.3 Board of Public Defense but must not exceed the salary of a district court judge. Terms of
41.4 the state public defender shall commence on July 1. The state public defender shall devote
41.5 full time to the performance of duties and shall not engage in the general practice of law.