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State of Minnesota  
**HOUSE OF REPRESENTATIVES**

**EIGHTY-FIFTH  
SESSION**

**HOUSE FILE No. 1391**

February 26, 2007

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The bill was read for the first time and referred to the Committee on Public Safety and Civil Justice

1.1 A bill for an act  
1.2 relating to family law; modifying custody designations for parenting plans  
1.3 that use alternative terminology; amending Minnesota Statutes 2006, section  
1.4 518.1705, subdivision 4.

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

1.6 Section 1. Minnesota Statutes 2006, section 518.1705, subdivision 4, is amended to  
1.7 read:

1.8 Subd. 4. **Custody designation.** ~~A final judgment and decree that includes a~~  
1.9 ~~parenting plan using alternate terms to designate decision-making responsibilities or~~  
1.10 ~~allocation of residential time between the parents must designate whether the parents have~~  
1.11 ~~joint legal custody or joint physical custody or which parent has sole legal custody or sole~~  
1.12 ~~physical custody, or both. This designation is solely for enforcement of the final judgment~~  
1.13 ~~and decree where this designation is required for that enforcement and has no effect~~  
1.14 ~~under the laws of this state, any other state, or another country that do not require this~~  
1.15 ~~designation.~~ If the parenting plan or order substitutes other terms for legal and physical  
1.16 custody and if a designation of legal and physical custody is necessary for enforcement  
1.17 of the judgment and decree in another jurisdiction, it must be considered solely for that  
1.18 purpose that the parents have joint legal and joint physical custody.