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State of Minnesota

HOUSE OF REPRESENTATIVES

EIGHTY-SIXTH SESSION

HOUSE FILE NO. 2324

April 17, 2009
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The bill was read for the first time and referred to the Committee on Civil Justice

A bill for an act

relating to judgments; providing for the recovery of attorney fees incurred in collecting conciliation court judgments; amending Minnesota Statutes 2008, section 491A.02, subdivision 9, by adding a subdivision.

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

Section 1. Minnesota Statutes 2008, section 491A.02, subdivision 9, is amended to read:

Subd. 9. **Judgment debtor disclosure.** Notwithstanding any contrary provision in rule 518 of the Conciliation Court Rules, unless the parties have otherwise agreed, if a conciliation court judgment or a judgment of district court on removal from conciliation court has been docketed in district court, the district court in the county in which the judgment originated shall, upon request of the judgment creditor, order the judgment debtor to mail to the judgment creditor information as to the nature, amount, identity, and locations of all the debtor's assets, liabilities, and personal earning. The information must be provided on a form prescribed by the Supreme Court, and the information shall be sufficiently detailed to enable the judgment creditor to obtain satisfaction of the judgment by way of execution on nonexempt assets and earnings of the judgment debtor. The order must contain a notice that failure to complete the form and mail it to the judgment creditor within ten days after service of the order may result in a citation for civil contempt of court and that the judgment debtor will be liable for reasonable attorney fees incurred by the judgment creditor in collecting the judgment. Cash bail posted as a result of being cited for civil contempt of court order under this section may be ordered payable to the creditor to satisfy the judgment, either partially or fully.

Sec. 2. Minnesota Statutes 2008, section 491A.02, is amended by adding a subdivision to read:

Subd. 10. **Attorney fees for collection of judgment.** A judgment debtor is liable for reasonable attorney fees incurred by a judgment creditor in collecting a conciliation court judgment.