

CHAPTER 199—S.F.No.1277

An act relating to child welfare; powers and duties of county welfare boards; authorizing all county welfare boards to compel certain persons to pay child support; amending Minnesota Statutes 1971, Section 393.07, Subdivision 9.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1971, Section 393.07, Subdivision 9, is amended to read:

Subd. 9. **WELFARE; CHILD SUPPORT; POWER TO COMPEL CERTAIN PERSONS TO PAY CHILD SUPPORT.** When directed by a judge of district court or when a person under court order is in default in making child support payments to another person who is indigent and who has custody of the children for whom such payments have been ordered, the county welfare board, ~~except the Hennepin county welfare board,~~ shall take such steps as may be necessary to compel the person in default on such payments to make them; to take such steps as may be necessary to compel such persons to make reimbursement to comply with the order of court when in default; and to institute, if necessary, contempt proceedings on behalf of such person or persons to whom money or property is ordered to be paid or delivered. It shall be the duty of the county attorney to conduct such contempt proceedings when directed by a judge of the district court or when requested by the county welfare board. The county attorney in such contempt proceedings or upon a separate motion supported by order to show cause and affidavits may move the court that any defaults or delinquent payments under such order of support be reduced to a judgment against the defaulting party, and where the county welfare board or any other public agency has advanced and expended funds to supply the unmet needs of such children because of such default by failure to pay the court order, such county welfare board or other public agency shall be subrogated and may recover under such judgment to the extent that public funds were expended for the care and support of such children. The additional cost incurred by the county attorney to bring contempt actions under this subdivision shall be paid from the moneys collected in such actions in whatever manner and amount approved by a judge of that particular county district court.

Approved May 7, 1973.

Changes or additions indicated by underline, deletions by ~~strikeout~~.