

STATE OF MINNESOTA
DEPARTMENT OF COMMERCE

IN THE MATTER OF THE PROPOSED)	
ADOPTION AND AMENDMENT OF FORMS)	STATEMENT OF NEED
RELATING TO MINNESOTA UNIFORM)	AND REASONABLENESS
CONVEYANCING BLANKS PURSUANT)	
TO MINN. STAT. CHAPTER 507)	

Commissioner of Commerce Michael A. Hatch ("Commissioner") presents herein his statement of the need for and reasonableness of the adoption of proposed forms relating to Minn. Stat. Chapter 507 (1982).

By Laws 1929, Chapter 135 (Minn. Stat. §507.08) the Uniform Conveyancing Blanks Commission was authorized. The Uniform Conveyancing Blanks were "... approved and recommended for use in the state..." by Laws 1931, Chapter 272, Section 1 (Minn. Stat. §507.09).

Laws 1975, Chapter 61, Section 26 repealed Minn. Stat. §507.08 (i.e. the Commission).

Laws 1975, Chapter 61, Section 2 authorized the Commissioner of Securities to appoint an advisory committee on uniform conveyancing forms to recommend to the Commissioner amended or new forms to be adopted by rule. The committee was appointed in 1976.

Laws 1983, Chapter 260, Section 62 (Minn. Stat. §507.09) changed the advisory committee to a task force.

On October 12, 1987, the Department caused to be published at Volume 12, Stat Register, page 741, a Notice of Intent to Solicit Outside Opinion concerning changes in the forms.

The authority to promulgate rules under Minn. Stat. Chapter 507 is set forth at Minn. Stat. §507.09 (1987). Where specific statutory authority is relied upon, it will be so noted.

The Commissioner has determined that the proposed adoption of these forms is necessary to carry out and make effective the provisions and purposes of Minn. Stat. Chapter 507 (1982).

The need for and reasonableness of each of the proposed forms and amendments to existing forms is as follows:

The task force, since its renewal in 1976, has had the following objectives in the revision or creation of conveyancing blanks:

1. Whenever possible, a one-page form (including all recording data) should be used to reduce recording time and alleviate storage problems in the offices of the County Recorders.
2. The forms should be understandable to the general public.

3. The format should minimize the amount of additional typing necessary to complete the form and the probability of error by the person preparing the form.

4. The form should eliminate duplication of language and phrases rendered unnecessary by statute or case law.

The Quit Claim Deed Reserving Lien in Marriage Dissolution (Divorce) Judgment and Decree (Form No. 35-M) is proposed for adoption to alleviate confusion caused in divorce actions when property is involved. The form was created to meet a need in family law practice. The form has the support of members of the bar practicing in family law.

The form will aid the bar in protecting the property rights of parties to a dissolution action. It will provide the bar with a reasonable and specific form to preserve such rights.

The Release of Land From Lien in Marriage Dissolution (Divorce) Judgment and Decree (Form No. 36-M) and Release of Land from Judgment Lien (Form No. 88-M) are proposed to provide a form to release real property from liens imposed by Form 35-M. These forms provide the public with a necessary form to accomplish the release.