
Order Regarding Parental Notification Hearings¹

WHEREAS, the Two-Parent Notification Law requires that, forty-eight hours before an abortion may be performed on a minor, notice be given to both of the minor’s parents. See *Minn. Stat. § 144.343, subds. 2, 3.*

WHEREAS, under the Two-Parent Notification Law, if a minor wants to have an abortion performed without providing notification to both parents the minor must petition the Court for a judicial bypass (waiver) of parental notification. See *Minn. Stat. § 144.343 subd. 6.*

WHEREAS, Ramsey County District Court Administration developed a procedure for minors seeking a waiver of parental notification to be heard by a Judge within the timeframe required by law.

WHEREAS, the process established by Ramsey County courts embeds the mandatory disclosure requirement established by law. See *Minn. Stat. § 145.4242(a)*. The mandatory disclosure law requires that a person requesting an abortion receives certain information before being allowed to proceed with the procedure.

WHEREAS, on July 11, 2022, the Honorable Thomas A. Gilligan Jr. issued an Order and Memorandum in Ramsey County Court file 62-CR-19-3868, *Dr. Jane Doe, Mary Moe, and Our Justice v. State of Minnesota, Governor of Minnesota, Attorney General of Minnesota, Minnesota Commissioner of Health, Minnesota Board of Medical Practice, and Minnesota Board of Nursing* declaring Minn. Stat. § 144.343, subds. 2–6 (Parental Notification) and Minn. Stat. § 145.4242 (Mandatory Disclosure) unconstitutional and permanently enjoining their enforcement.

WHEREAS, because the Two-Parent Notification and Mandatory Disclosure laws have been declared unconstitutional and their enforcement has been enjoined, the Ramsey County court should not continue its process in contradiction to the Court’s ruling.

WHEREAS, in light of the July 11, 2022 ruling, the Court has no basis to continue the parental notification process.

¹ The Minnesota Judicial Branch has republished this order to make it digitally accessible. There were no substantive changes. This order was previously signed by Chief Judge Leonardo Castro on July 22, 2022, and this order is effective on that date.

It Is Hereby Ordered:

1. In compliance with the July 11, 2022 order in Ramsey County Court file 62-CR-19-3868, declaring Minn. Stat. § 144.343, subds. 2–6 and Minn. Stat. § 145.4242 unconstitutional and permanently enjoining its enforcement, the Court hereby discontinues the Ramsey County District Court procedure for parental notification.
2. Court Administration is directed to provide a copy of this Order to all minors seeking a judicial bypass hearing and all applicable service providers.
3. This Order shall remain in full force and effect until rescinded by statute or further order of this Court.

February 19, 2025

By the Court:

Sara Grewing
Chief Judge of District Court