

SENATE
STATE OF MINNESOTA
EIGHTY-SEVENTH LEGISLATURE

S.F. No. 1725

(SENATE AUTHORS: SPARKS and Harrington)

DATE	D-PG	OFFICIAL STATUS
02/08/2012	3763	Introduction and first reading Referred to Judiciary and Public Safety See SF1586, Sec. 2

1.1 A bill for an act
1.2 relating to crime; changing level of harm to demonstrable bodily harm for felony
1.3 unreasonable restraint of a child; amending Minnesota Statutes 2010, section
1.4 609.255, subdivision 3.

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

1.6 Section 1. Minnesota Statutes 2010, section 609.255, subdivision 3, is amended to read:

1.7 Subd. 3. **Unreasonable restraint of children.** A parent, legal guardian, or caretaker
1.8 who intentionally subjects a child under the age of 18 years to unreasonable physical
1.9 confinement or restraint by means including but not limited to, tying, locking, caging, or
1.10 chaining for a prolonged period of time and in a cruel manner which is excessive under
1.11 the circumstances, is guilty of unreasonable restraint of a child and may be sentenced to
1.12 imprisonment for not more than one year or to payment of a fine of not more than \$3,000,
1.13 or both. If the confinement or restraint results in ~~substantial~~ demonstrable bodily harm,
1.14 that person may be sentenced to imprisonment for not more than five years or to payment
1.15 of not more than \$10,000, or both.

1.16 **EFFECTIVE DATE.** The section is effective August 1, 2012, and applies to crimes
1.17 committed on or after that date.