

1.1 CONFERENCE COMMITTEE REPORT ON H. F. No. 5216

1.2 A bill for an act

1.3 relating to state government; providing law for judiciary, public safety, and  
1.4 corrections; establishing a state board of civil legal aid; modifying safe at home  
1.5 program certification and restorative practices restitution program; establishing  
1.6 working group for motor vehicle registration compliance; establishing task forces  
1.7 on holistic and effective responses to illicit drug use and domestic violence and  
1.8 firearm surrender; establishing a public safety telecommunicator training and  
1.9 standards board; authorizing rulemaking; requiring reports; modifying certain prior  
1.10 appropriations; appropriating money for judiciary, public safety, and corrections;  
1.11 amending Minnesota Statutes 2022, sections 5B.02; 5B.03, subdivision 3; 5B.04;  
1.12 5B.05; 13.045, subdivision 3; 260B.198, subdivision 1; 260B.225, subdivision 9;  
1.13 260B.235, subdivision 4; 299A.73, subdivision 4; 403.02, subdivision 17c; 480.24,  
1.14 subdivisions 2, 4; 480.242, subdivisions 2, 3; 480.243, subdivision 1; Minnesota  
1.15 Statutes 2023 Supplement, sections 244.50, subdivision 4; 299A.49, subdivisions  
1.16 8, 9; 299A.95, subdivision 5; 403.11, subdivision 1; 609A.06, subdivision 2;  
1.17 638.09, subdivision 5; Laws 2023, chapter 52, article 1, section 2, subdivision 3;  
1.18 article 2, sections 3, subdivision 5; 6, subdivisions 1, 4; article 8, section 20,  
1.19 subdivision 3; Laws 2023, chapter 63, article 5, section 5; proposing coding for  
1.20 new law in Minnesota Statutes, chapters 169; 299A; 403; 480; repealing Minnesota  
1.21 Statutes 2022, section 480.242, subdivision 1.

1.22 May 17, 2024

1.23 The Honorable Melissa Hortman  
1.24 Speaker of the House of Representatives

1.25 The Honorable Bobby Joe Champion  
1.26 President of the Senate

1.27 We, the undersigned conferees for H. F. No. 5216 report that we have agreed upon the  
1.28 items in dispute and recommend as follows:

1.29 That the Senate recede from its amendments and that H. F. No. 5216 be further amended  
1.30 as follows:

1.31 Delete everything after the enacting clause and insert:



3.1 \$5,317,000 the first year and \$15,951,000 the  
3.2 second year are for the psychological and  
3.3 psychiatric examiner services program, which  
3.4 delivers statutorily mandated psychological  
3.5 examinations for civil commitment, criminal  
3.6 competency, and criminal responsibility  
3.7 evaluations. The appropriation in the second  
3.8 year is onetime and is available until June 30,  
3.9 2027.

3.10 **(b) Forensic Examiner Rate Increase**

3.11 \$1,070,000 the second year is to raise forensic  
3.12 examiner payment rates.

3.13 **(c) Court Interpreters**

3.14 \$1,290,000 the first year and \$3,870,000 the  
3.15 second year are for court interpreters. The  
3.16 appropriation in the second year is onetime  
3.17 and is available until June 30, 2027.

3.18 **(d) Court Interpreter Rate Increase**

3.19 \$235,000 the second year is to raise payment  
3.20 rates for certified court interpreters.

3.21 **(e) Court Interpreter Paid Travel Time**

3.22 \$170,000 the second year is to reimburse  
3.23 certified court interpreters for travel time.

3.24 **(f) Increased Cost of Jury Programs**

3.25 \$20,000 the first year and \$2,364,000 the  
3.26 second year are for increased costs of jury  
3.27 programs. The appropriation in the second  
3.28 year is onetime and is available until June 30,  
3.29 2027.

3.30 **(g) Trauma Services for Jurors**

3.31 \$25,000 each year is to provide vicarious  
3.32 trauma services for jurors.

4.1 **Sec. 4. PUBLIC SAFETY**

4.2 **Subdivision 1. Total**

4.3 **Appropriation** **\$ 7,000,000** **\$ 9,850,000**

4.4 **Appropriations by Fund**

4.5 2024 2025

4.6 **General** 0 9,850,000

4.7 **911 Fund** 7,000,000 0

4.8 The amounts that may be spent for each  
 4.9 purpose are specified in the following  
 4.10 subdivisions.

4.11 **Subd. 2. Public Safety**

4.12 **Administration** **-0-** **50,000**

4.13 **Task Force on Domestic Violence and**

4.14 **Firearms**

4.15 \$50,000 the second year is to provide  
 4.16 administrative support including meeting  
 4.17 space and administrative assistance, or to hire  
 4.18 or contract with another party to provide any  
 4.19 portion of that support, for the Task Force on  
 4.20 Domestic Violence and Firearms. This is a  
 4.21 onetime appropriation.

4.22 **Subd. 3. Driver and Vehicle Services** **-0-** **133,000**

4.23 **Motor Vehicle Registration Compliance**

4.24 **Working Group**

4.25 \$133,000 the second year is for administrative  
 4.26 support for the Motor Vehicle Registration  
 4.27 Compliance Working Group. This is a onetime  
 4.28 appropriation.

4.29 **Subd. 4. Office of Justice Programs** **-0-** **9,667,000**

4.30 **(a) Direct Assistance to Crime Victim**

4.31 **Survivors**

4.32 \$9,467,000 the second year is to provide  
 4.33 grants to organizations that received a grant

5.1 from the crime victim services unit in fiscal  
5.2 year 2024. Grants must be used for direct  
5.3 services and advocacy for victims of sexual  
5.4 assault, general crime, domestic violence, and  
5.5 child abuse. Funding must support the direct  
5.6 needs of organizations serving victims of  
5.7 crime by providing: direct client assistance to  
5.8 crime victims; competitive wages for direct  
5.9 service staff; hotel stays and other  
5.10 housing-related supports and services;  
5.11 culturally responsive programming; prevention  
5.12 programming, including domestic abuse  
5.13 transformation and restorative justice  
5.14 programming; and for other needs of  
5.15 organizations and crime victim survivors.  
5.16 Services funded must include services for  
5.17 victims of crime in underserved communities  
5.18 most impacted by violence and reflect the  
5.19 ethnic, racial, economic, cultural, and  
5.20 geographic diversity of the state. Up to five  
5.21 percent of the appropriation is available for  
5.22 grant administration. This appropriation is  
5.23 onetime and is in addition to any amount  
5.24 previously appropriated for this purpose.

5.25 **(b) Preventing Violence Against Latina**

5.26 **Women Report**

5.27 \$50,000 the second year is for a grant to  
5.28 Esperanza United to complete a report on  
5.29 preventing violence against Latina women and  
5.30 queer Latines. This is a onetime appropriation.

5.31 **(c) Law Enforcement and Fire Department**

5.32 **Therapy Dog Grant Program**

5.33 \$100,000 the second year is to issue grants to  
5.34 law enforcement agencies and fire departments  
5.35 to acquire, train, and maintain therapy dogs

6.1 to aid in treating peace officers and firefighters  
6.2 suffering from job-related trauma and  
6.3 post-traumatic stress disorder and to assist in  
6.4 responding to calls involving persons in crisis.  
6.5 Eligible law enforcement agencies and fire  
6.6 departments may receive grants of up to  
6.7 \$10,000. Interested law enforcement agencies  
6.8 and fire departments must submit an  
6.9 application to the commissioner on a form  
6.10 prepared by the commissioner. The  
6.11 commissioner must give preference to  
6.12 applicants that demonstrate that the agency's  
6.13 peace officers or department's firefighters  
6.14 suffer a high rate of job-related trauma or  
6.15 post-traumatic stress disorder or are exposed  
6.16 regularly to high-stress incidents that are  
6.17 known to cause job-related trauma or  
6.18 post-traumatic stress disorder. This is a  
6.19 onetime appropriation.

6.20 Each grant recipient must report to the  
6.21 commissioner and the chairs and ranking  
6.22 minority members of the legislative  
6.23 committees and divisions with jurisdiction  
6.24 over public safety policy and finance on how  
6.25 the grant was expended. The report must  
6.26 include an overview of the grant recipient's  
6.27 budget, a detailed explanation of how grant  
6.28 funds were expended, the number of dogs  
6.29 trained with grant funds, the number of peace  
6.30 officers or firefighters served by dogs trained  
6.31 with grant funds, and a list and explanation of  
6.32 the benefits received by peace officers or  
6.33 firefighters who were served by dogs trained  
6.34 with grant funds. An initial report is due by  
6.35 January 15, 2025, and a final report is due by  
6.36 January 15, 2026.

7.1 **(d) Mediation and Restorative Justice**

7.2 **Grants**

7.3 \$50,000 the second year is for a grant to a  
 7.4 nonprofit organization that provides mediation  
 7.5 and dispute resolution services in the Hmong  
 7.6 community to provide mediation and  
 7.7 restorative justice services. This is a onetime  
 7.8 appropriation.

7.9 <b><u>Subd. 5. Emergency Communication Networks</u></b>	<u>7,000,000</u>	<u>-0-</u>
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7.10 **Digital Geographic Information System**  
 7.11 **Mapping For School Facilities**

7.12 \$7,000,000 the first year from the state  
 7.13 government special revenue fund for 911  
 7.14 emergency telecommunications services is to  
 7.15 issue grants to the regional emergency  
 7.16 communications boards as defined by  
 7.17 Minnesota Statutes, section 403.392, for  
 7.18 digital geographic information system  
 7.19 mapping for school facilities. This is a onetime  
 7.20 appropriation and is available until June 30,  
 7.21 2026.

7.22 <b><u>Sec. 5. CORRECTIONS</u></b>	<u>\$ 5,900,000</u>	<u>\$ 2,000,000</u>
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7.23 **Operating Deficiency**

7.24 \$5,900,000 the first year and \$2,000,000 the  
 7.25 second year are for the operation of  
 7.26 correctional facilities. The base for this  
 7.27 appropriation is \$7,110,000 beginning in fiscal  
 7.28 year 2026.

7.29 <b><u>Sec. 6. CLEMENCY REVIEW COMMISSION</u></b>	<u>\$ -0-</u>	<u>\$ 986,000</u>
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7.30 \$986,000 the second year is for the Clemency  
 7.31 Review Commission in Minnesota Statutes,  
 7.32 section 638.09. Of this amount, \$200,000 is  
 7.33 for grants to support outreach and clemency  
 7.34 application assistance.

8.1 **Sec. 7. MINNESOTA MANAGEMENT AND**  
8.2 **BUDGET** \$ -0- \$ 150,000

8.3 \$150,000 the second year is for the Office of  
8.4 Addiction and Recovery to provide support  
8.5 staff, office and meeting space, and  
8.6 administrative services for the Task Force on  
8.7 Holistic and Effective Responses to Illicit  
8.8 Drug Use. This is a onetime appropriation.

8.9 **Sec. 8. [16A.286] TRANSFER; DISASTER ASSISTANCE CONTINGENCY**  
8.10 **ACCOUNT.**

8.11 (a) If the balance in the disaster assistance contingency account under section 12.221 at  
8.12 the end of a biennium is less than \$50,000,000, the commissioner of management and budget  
8.13 must make transfers according to this section.

8.14 (b) If the final general fund closing balance for a biennium exceeds the closing balance  
8.15 projected for that biennium at the end of the previous regular legislative session by at least  
8.16 \$50,000,000, the commissioner of management and budget must transfer the difference  
8.17 between \$50,000,000 and the balance in the disaster assistance contingency account at the  
8.18 end of the biennium from the general fund to the disaster assistance contingency account.

8.19 (c) If the final general fund closing balance for a biennium exceeds the closing balance  
8.20 projected for that biennium at the end of the previous legislative session by less than  
8.21 \$50,000,000, the commissioner of management and budget must transfer the difference  
8.22 between \$50,000,000 and the balance in the disaster assistance contingency account at the  
8.23 end of the biennium from the general fund to the disaster assistance contingency account.  
8.24 The amount transferred under this paragraph shall not exceed the difference between the  
8.25 final closing balance for the previous biennium and the closing balance projected for the  
8.26 general fund at the end of the previous regular legislative session.

8.27 (d) For the purposes of this section, the term "regular legislative session" includes a  
8.28 special legislative session to enact the biennial budget.

8.29 (e) If a transfer is required under this section, the transfer must be completed before  
8.30 October 15 following the end of the previous biennium.

8.31 **EFFECTIVE DATE.** This section is effective the day following final enactment.

9.1 Sec. 9. Laws 2023, chapter 52, article 1, section 2, subdivision 3, is amended to read:

9.2 **Subd. 3. Civil Legal Services** 33,560,000 33,560,000

9.3 The general fund base is ~~\$34,167,000~~ \$0  
 9.4 beginning in fiscal year 2026.

9.5 **Legal Services to Low-Income Clients in**  
 9.6 **Family Law Matters**

9.7 \$1,017,000 each year is to improve the access  
 9.8 of low-income clients to legal representation  
 9.9 in family law matters. This appropriation must  
 9.10 be distributed under Minnesota Statutes,  
 9.11 section 480.242, to the qualified legal services  
 9.12 program described in Minnesota Statutes,  
 9.13 section 480.242, subdivision 2, paragraph (a).  
 9.14 Any unencumbered balance remaining in the  
 9.15 first year does not cancel and is available in  
 9.16 the second year.

9.17 Sec. 10. Laws 2023, chapter 52, article 2, section 3, subdivision 5, is amended to read:

9.18 **Subd. 5. Fire Marshal** 17,013,000 17,272,000

9.19 Appropriations by Fund

9.20 General	4,184,000	4,190,000
9.21 Special Revenue	12,829,000	13,082,000

9.22 The special revenue fund appropriation is from  
 9.23 the fire safety account in the special revenue  
 9.24 fund and is for activities under Minnesota  
 9.25 Statutes, section 299F.012. The base  
 9.26 appropriation for this account is \$13,182,000  
 9.27 in fiscal year 2026 and \$13,082,000 in fiscal  
 9.28 year 2027.

9.29 **(a) Hazardous Materials and Emergency**  
 9.30 **Response Teams**

9.31 \$1,695,000 the first year and \$1,595,000 the  
 9.32 second year are from the fire safety account

10.1 for hazardous materials and emergency  
 10.2 response teams. The base for these purposes  
 10.3 is \$1,695,000 in the first year of future biennia  
 10.4 and \$1,595,000 in the second year of future  
 10.5 biennia.

10.6 **(b) Bomb Squad Reimbursements**

10.7 \$250,000 from the fire safety account and  
 10.8 \$50,000 from the general fund each year are  
 10.9 for reimbursements to local governments for  
 10.10 bomb squad services.

10.11 **(c) Nonresponsible Party Reimbursements**

10.12 \$750,000 each year from the fire safety  
 10.13 account is for nonresponsible party hazardous  
 10.14 material, Urban Search and Rescue, Minnesota  
 10.15 Air Rescue Team, and bomb squad incident  
 10.16 reimbursements. Money appropriated for this  
 10.17 purpose is available for one year.

10.18 **(d) Hometown Heroes Assistance Program**

10.19 \$4,000,000 each year from the general fund  
 10.20 is for grants to the Minnesota Firefighter  
 10.21 Initiative to fund the hometown heroes  
 10.22 assistance program established in Minnesota  
 10.23 Statutes, section 299A.477.

10.24 **EFFECTIVE DATE.** This section is effective the day following final enactment.

10.25 Sec. 11. Laws 2023, chapter 52, article 2, section 3, subdivision 8, as amended by Laws  
 10.26 2023, chapter 69, section 12, is amended to read:

10.27	Subd. 8. <b>Office of Justice Programs</b>	94,758,000	80,434,000
10.28	Appropriations by Fund		
10.29	General	94,662,000	80,338,000
10.30	State Government		
10.31	Special Revenue	96,000	96,000

10.32 **(a) Domestic and Sexual Violence Housing**

11.1 \$1,500,000 each year is to establish a  
11.2 Domestic Violence Housing First grant  
11.3 program to provide resources for survivors of  
11.4 violence to access safe and stable housing and  
11.5 for staff to provide mobile advocacy and  
11.6 expertise in housing resources in their  
11.7 community and a Minnesota Domestic and  
11.8 Sexual Violence Transitional Housing  
11.9 program to develop and support medium to  
11.10 long term transitional housing for survivors  
11.11 of domestic and sexual violence with  
11.12 supportive services. The base for this  
11.13 appropriation is \$1,000,000 beginning in fiscal  
11.14 year 2026.

11.15 **(b) Federal Victims of Crime Funding Gap**

11.16 \$11,000,000 each year is to fund services for  
11.17 victims of domestic violence, sexual assault,  
11.18 child abuse, and other crimes. This is a  
11.19 onetime appropriation.

11.20 **(c) Office for Missing and Murdered Black**  
11.21 **Women and Girls**

11.22 \$1,248,000 each year is to establish and  
11.23 maintain the Minnesota Office for Missing  
11.24 and Murdered Black Women and Girls.

11.25 **(d) Increased Staffing**

11.26 \$667,000 the first year and \$1,334,000 the  
11.27 second year are to increase staffing in the  
11.28 Office of Justice Programs for grant  
11.29 monitoring and compliance; provide training  
11.30 and technical assistance to grantees and  
11.31 potential grantees; conduct community  
11.32 outreach and engagement to improve the  
11.33 experiences and outcomes of applicants, grant  
11.34 recipients, and crime victims throughout

12.1 Minnesota; expand the Minnesota Statistical  
12.2 Analysis Center; and increase staffing for the  
12.3 crime victim reimbursement program and the  
12.4 Crime Victim Justice Unit.

12.5 **(e) Office of Restorative Practices**

12.6 \$500,000 each year is to establish and  
12.7 maintain the Office of Restorative Practices.

12.8 **(f) Crossover and Dual-Status Youth Model**

12.9 **Grants**

12.10 \$1,000,000 each year is to provide grants to  
12.11 local units of government to initiate or expand  
12.12 crossover youth practices model and  
12.13 dual-status youth programs that provide  
12.14 services for youth who are involved with or  
12.15 at risk of becoming involved with both the  
12.16 child welfare and juvenile justice systems, in  
12.17 accordance with the Robert F. Kennedy  
12.18 National Resource Center for Juvenile Justice  
12.19 model. This is a onetime appropriation.

12.20 **(g) Restorative Practices Initiatives Grants**

12.21 \$4,000,000 each year is for grants to establish  
12.22 and support restorative practices initiatives  
12.23 pursuant to Minnesota Statutes, section  
12.24 299A.95, subdivision 6. The base for this  
12.25 appropriation is \$2,500,000 beginning in fiscal  
12.26 year 2026.

12.27 **(h) Ramsey County Youth Treatment**

12.28 **Homes Acquisition and Betterment**

12.29 \$5,000,000 the first year is for a grant to  
12.30 Ramsey County to establish, with input from  
12.31 community stakeholders, including impacted  
12.32 youth and families, up to seven intensive  
12.33 trauma-informed therapeutic treatment homes

13.1 in Ramsey County that are licensed by the  
13.2 Department of Human Services, that are  
13.3 culturally specific, that are community-based,  
13.4 and that can be secured. These residential  
13.5 spaces must provide intensive treatment and  
13.6 intentional healing for youth as ordered by the  
13.7 court as part of the disposition of a case in  
13.8 juvenile court. This appropriation is available  
13.9 through June 30, 2026.

13.10 **(i) Ramsey County Violence Prevention**

13.11 \$5,000,000 the first year is for a grant to  
13.12 Ramsey County to award grants to develop  
13.13 new and further enhance existing  
13.14 community-based organizational support  
13.15 through violence prevention and community  
13.16 wellness grants. Grantees must use the money  
13.17 to create family support groups and resources  
13.18 to support families during the time a young  
13.19 person is placed out of home following a  
13.20 juvenile delinquency adjudication and support  
13.21 the family through the period of postplacement  
13.22 reentry; create community-based respite  
13.23 options for conflict or crisis de-escalation to  
13.24 prevent incarceration or further systems  
13.25 involvement for families; or establish  
13.26 additional meaningful employment  
13.27 opportunities for systems-involved youth. This  
13.28 appropriation is available through June 30,  
13.29 2027.

13.30 **(j) Office for Missing and Murdered**

13.31 **Indigenous Relatives**

13.32 \$274,000 each year is for increased staff and  
13.33 operating costs of the Office for Missing and  
13.34 Murdered Indigenous Relatives, the Missing  
13.35 and Murdered Indigenous Relatives Advisory

14.1 Board, and the Gaagige-Mikwendaagoziwag  
14.2 reward advisory group.

14.3 **(k) Youth Intervention Programs**

14.4 \$3,525,000 the first year and \$3,526,000 the  
14.5 second year are for youth intervention  
14.6 programs under Minnesota Statutes, section  
14.7 299A.73. The base for this appropriation is  
14.8 \$3,526,000 in fiscal year 2026 and \$3,525,000  
14.9 in fiscal year 2027.

14.10 **(l) Community Crime Intervention and**  
14.11 **Prevention Grants**

14.12 \$750,000 each year is for community crime  
14.13 intervention and prevention program grants,  
14.14 authorized under Minnesota Statutes, section  
14.15 299A.296. This is a onetime appropriation.

14.16 **(m) Resources for Victims of Crime**

14.17 \$1,000,000 each year is for general crime  
14.18 victim grants to meet the needs of victims of  
14.19 crime not covered by domestic violence,  
14.20 sexual assault, or child abuse services. This is  
14.21 a onetime appropriation.

14.22 **(n) Prosecutor Training**

14.23 \$100,000 each year is for a grant to the  
14.24 Minnesota County Attorneys Association to  
14.25 be used for prosecutorial and law enforcement  
14.26 training, including trial school training and  
14.27 train-the-trainer courses. All training funded  
14.28 with grant proceeds must contain blocks of  
14.29 instruction on racial disparities in the criminal  
14.30 justice system, collateral consequences to  
14.31 criminal convictions, and trauma-informed  
14.32 responses to victims. This is a onetime  
14.33 appropriation.

15.1 The Minnesota County Attorneys Association  
15.2 must report to the chairs and ranking minority  
15.3 members of the legislative committees with  
15.4 jurisdiction over public safety policy and  
15.5 finance on the training provided with grant  
15.6 proceeds, including a description of each  
15.7 training and the number of prosecutors and  
15.8 law enforcement officers who received  
15.9 training. The report is due by February 15,  
15.10 2025. The report may include trainings  
15.11 scheduled to be completed after the date of  
15.12 submission with an estimate of expected  
15.13 participants.

15.14 **(o) Minnesota Heals**

15.15 \$500,000 each year is for the Minnesota Heals  
15.16 grant program. This is a onetime  
15.17 appropriation.

15.18 **(p) Sexual Assault Exam Costs**

15.19 \$3,967,000 the first year and \$3,767,000 the  
15.20 second year are to reimburse qualified health  
15.21 care providers for the expenses associated with  
15.22 medical examinations administered to victims  
15.23 of criminal sexual conduct as required under  
15.24 Minnesota Statutes, section 609.35, and for  
15.25 costs to administer the program. The base for  
15.26 this appropriation is \$3,771,000 in fiscal year  
15.27 2026 and \$3,776,000 in fiscal year 2027.

15.28 **(q) First Responder Mental Health**

15.29 **Curriculum**

15.30 \$75,000 each year is for a grant to the Adler  
15.31 graduate school. The grantee must use the  
15.32 grant to develop a curriculum for a 24-week  
15.33 certificate to train licensed therapists to  
15.34 understand the nuances, culture, and stressors

16.1 of the work environments of first responders  
16.2 to allow those therapists to provide effective  
16.3 treatment to first responders in distress. The  
16.4 grantee must collaborate with first responders  
16.5 who are familiar with the psychological,  
16.6 cultural, and professional issues of their field  
16.7 to develop the curriculum and promote it upon  
16.8 completion.

16.9 The grantee may provide the program online.

16.10 The grantee must seek to recruit additional  
16.11 participants from outside the 11-county  
16.12 metropolitan area.

16.13 The grantee must create a resource directory  
16.14 to provide law enforcement agencies with  
16.15 names of counselors who complete the  
16.16 program and other resources to support law  
16.17 enforcement professionals with overall  
16.18 wellness. The grantee shall collaborate with  
16.19 the Department of Public Safety and law  
16.20 enforcement organizations to promote the  
16.21 directory. This is a onetime appropriation.

16.22 **(r) Pathways to Policing**

16.23 \$400,000 each year is for reimbursement  
16.24 grants to state and local law enforcement  
16.25 agencies that operate pathway to policing  
16.26 programs. Applicants for reimbursement  
16.27 grants may receive up to 50 percent of the cost  
16.28 of compensating and training program  
16.29 participants. Reimbursement grants shall be  
16.30 proportionally allocated based on the number  
16.31 of grant applications approved by the  
16.32 commissioner. This is a onetime appropriation.

16.33 **(s) Direct Assistance to Crime Victim**  
16.34 **Survivors**

17.1 \$5,000,000 each year is to provide grants for  
17.2 direct services and advocacy for victims of  
17.3 sexual assault, general crime, domestic  
17.4 violence, and child abuse. Funding must  
17.5 support the direct needs of organizations  
17.6 serving victims of crime by providing: direct  
17.7 client assistance to crime victims; competitive  
17.8 wages for direct service staff; hotel stays and  
17.9 other housing-related supports and services;  
17.10 culturally responsive programming; prevention  
17.11 programming, including domestic abuse  
17.12 transformation and restorative justice  
17.13 programming; and for other needs of  
17.14 organizations and crime victim survivors.  
17.15 Services funded must include services for  
17.16 victims of crime in underserved communities  
17.17 most impacted by violence and reflect the  
17.18 ethnic, racial, economic, cultural, and  
17.19 geographic diversity of the state. The office  
17.20 shall prioritize culturally specific programs,  
17.21 or organizations led and staffed by persons of  
17.22 color that primarily serve communities of  
17.23 color, when allocating funds.

17.24 **(t) Racially Diverse Youth**

17.25 \$250,000 each year is for grants to  
17.26 organizations to address racial disparity of  
17.27 youth using shelter services in the Rochester  
17.28 and St. Cloud regional areas. Of this amount,  
17.29 \$125,000 each year is to address this issue in  
17.30 the Rochester area and \$125,000 each year is  
17.31 to address this issue in the St. Cloud area. A  
17.32 grant recipient shall establish and operate a  
17.33 pilot program connected to shelter services to  
17.34 engage in community intervention outreach,  
17.35 mobile case management, family reunification,

18.1 aftercare, and follow up when family members  
18.2 are released from shelter services. A pilot  
18.3 program must specifically address the high  
18.4 number of racially diverse youth that enter  
18.5 shelters in the regions. This is a onetime  
18.6 appropriation.

18.7 **(u) Violence Prevention Project Research**  
18.8 **Center**

18.9 \$500,000 each year is for a grant to the  
18.10 Violence Prevention Project Research Center,  
18.11 operating as a 501(c)(3) organization, for  
18.12 research focused on reducing violence in  
18.13 society that uses data and analysis to improve  
18.14 criminal justice-related policy and practice in  
18.15 Minnesota. Research must place an emphasis  
18.16 on issues related to deaths and injuries  
18.17 involving firearms. This is a onetime  
18.18 appropriation.

18.19 Beginning January 15, 2025, the Violence  
18.20 Prevention Project Research Center must  
18.21 submit an annual report to the chairs and  
18.22 ranking minority members of the legislative  
18.23 committees with jurisdiction over public safety  
18.24 policy and finance on its work and findings.  
18.25 The report must include a description of the  
18.26 data reviewed, an analysis of that data, and  
18.27 recommendations to improve criminal  
18.28 justice-related policy and practice in  
18.29 Minnesota with specific recommendations to  
18.30 address deaths and injuries involving firearms.

18.31 **(v) Report on Approaches to Address Illicit**  
18.32 **Drug Use in Minnesota**

18.33 \$118,000 each year is to enter into an  
18.34 agreement with Rise Research LLC for a study

19.1 and set of reports on illicit drug use in  
19.2 Minnesota describing current responses to that  
19.3 use, reviewing alternative approaches utilized  
19.4 in other jurisdictions, and making policy and  
19.5 funding recommendations for a holistic and  
19.6 effective response to illicit drug use and the  
19.7 illicit drug trade. The agreement must establish  
19.8 a budget and schedule with clear deliverables.  
19.9 This appropriation is onetime.

19.10 The study must include a review of current  
19.11 policies, practices, and funding; identification  
19.12 of alternative approaches utilized effectively  
19.13 in other jurisdictions; and policy and funding  
19.14 recommendations for a response to illicit drug  
19.15 use and the illicit drug trade that reduces and,  
19.16 where possible, prevents harm and expands  
19.17 individual and community health, safety, and  
19.18 autonomy. Recommendations must consider  
19.19 impacts on public safety, racial equity,  
19.20 accessibility of health and ancillary supportive  
19.21 social services, and the intersections between  
19.22 drug policy and mental health, housing and  
19.23 homelessness, overdose and infectious disease,  
19.24 child welfare, and employment.

19.25 Rise Research may subcontract and coordinate  
19.26 with other organizations or individuals to  
19.27 conduct research, provide analysis, and  
19.28 prepare the reports required by this section.

19.29 Rise Research shall submit reports to the  
19.30 chairs and ranking minority members of the  
19.31 legislative committees with jurisdiction over  
19.32 public safety finance and policy, human  
19.33 services finance and policy, health finance and  
19.34 policy, and judiciary finance and policy. Rise  
19.35 Research shall submit an initial report by

20.1 February 15, 2024, and a final report by March  
20.2 1, 2025.

20.3 **(w) Legal Representation for Children**

20.4 \$150,000 each year is for a grant to an  
20.5 organization that provides legal representation  
20.6 for children in need of protection or services  
20.7 and children in out-of-home placement. The  
20.8 grant is contingent upon a match in an equal  
20.9 amount from nonstate funds. The match may  
20.10 be in kind, including the value of volunteer  
20.11 attorney time, in cash, or a combination of the  
20.12 two. These appropriations are in addition to  
20.13 any other appropriations for the legal  
20.14 representation of children. This appropriation  
20.15 is onetime.

20.16 **(x) Pretrial Release Study and Report**

20.17 \$250,000 each year are for a grant to the  
20.18 Minnesota Justice Research Center to study  
20.19 and report on pretrial release practices in  
20.20 Minnesota and other jurisdictions, including  
20.21 but not limited to the use of bail as a condition  
20.22 of pretrial release. This appropriation is  
20.23 onetime.

20.24 **(y) Intensive Comprehensive Peace Officer  
20.25 Education and Training Program**

20.26 \$5,000,000 the first year is to implement the  
20.27 intensive comprehensive peace officer  
20.28 education and training program described in  
20.29 Minnesota Statutes, section 626.8516. This  
20.30 appropriation is available through June 30,  
20.31 2027.

20.32 **(z) Youth Services Office**

21.1 \$250,000 each year is to operate the Youth  
 21.2 Services Office.

21.3 Sec. 12. Laws 2023, chapter 52, article 2, section 6, subdivision 1, is amended to read:

21.4	<b>Subdivision 1. Total</b>				<b>826,661,000</b>
21.5	<b>Appropriation</b>	<b>\$</b>	<b>12,643,000</b>	<b>\$</b>	<b>797,937,000</b>
				<b>\$</b>	<b><u>825,675,000</u></b>

21.6 The amounts that may be spent for each  
 21.7 purpose are specified in the following  
 21.8 subdivisions.

21.9 Sec. 13. Laws 2023, chapter 52, article 2, section 6, subdivision 4, is amended to read:

21.10	<b>Subd. 4. Organizational, Regulatory, and</b>				<b>74,287,000</b>
21.11	<b>Administrative Services</b>			<b>73,586,000</b>	<b><u>73,301,000</u></b>

21.12 **(a) Public Safety Data Infrastructure**

21.13 \$22,914,000 the first year and \$22,915,000  
 21.14 the second year are for technology  
 21.15 modernization and the development of an  
 21.16 information-sharing and data-technology  
 21.17 infrastructure. The base for this purpose is  
 21.18 \$4,097,000 beginning in fiscal year 2026. Any  
 21.19 unspent funds from the current biennium do  
 21.20 not cancel and are available in the next  
 21.21 biennium.

21.22 **(b) Supervised Release Board**

21.23 \$40,000 each year is to establish and operate  
 21.24 the supervised release board pursuant to  
 21.25 Minnesota Statutes, section 244.049.

21.26 **(c) Recruitment and Retention**

21.27 \$3,200,000 the first year and \$400,000 the  
 21.28 second year are for recruitment and retention  
 21.29 initiatives. Of this amount, \$2,800,000 the first  
 21.30 year is for staff recruitment, professional  
 21.31 development, conflict resolution, and staff  
 21.32 wellness, and to contract with community

22.1 collaborative partners who specialize in trauma  
22.2 recovery.

22.3 **(d) Clemency Review Commission**

22.4 \$986,000 ~~each year~~ the first year is for the  
22.5 clemency review commission described in  
22.6 Minnesota Statutes, section 638.09. Of this  
22.7 amount, \$200,000 each year is for grants to  
22.8 support outreach and clemency application  
22.9 assistance. Any unencumbered balance  
22.10 remaining in the first year does not cancel, but  
22.11 must be transferred to the Clemency Review  
22.12 Commission by July 30, 2024. Funds  
22.13 transferred under this paragraph are available  
22.14 until June 30, 2025.

22.15 **(e) Accountability and Transparency**

22.16 \$1,000,000 each year is for accountability and  
22.17 transparency initiatives. The base for this  
22.18 appropriation is \$1,480,000 beginning in fiscal  
22.19 year 2026.

22.20 **(f) Organizational, Regulatory, and**  
22.21 **Administrative Services Base Budget**

22.22 The base for organizational, regulatory, and  
22.23 administrative services is ~~\$55,849,000~~  
22.24 \$54,863,000 in fiscal year 2026 and  
22.25 ~~\$55,649,000~~ \$54,663,000 in fiscal year 2027.

22.26 **Sec. 14. 2024 TRANSFER; DISASTER ASSISTANCE CONTINGENCY ACCOUNT.**

22.27 If the general fund final closing balance for the fiscal year ending June 30, 2024, exceeds  
22.28 the projected ending balance for the fiscal year ending June 30, 2024, made at the end of  
22.29 the 2024 legislative session, the commissioner of management and budget shall transfer an  
22.30 amount equal to the lesser of (1) the difference between the general fund final closing  
22.31 balance and the projected ending balance for the fiscal year ending June 30, 2024, or (2)  
22.32 the difference between \$50,000,000 and the balance in the disaster assistance contingency  
22.33 account on June 30, 2024, from the general fund to the disaster assistance contingency

23.1 account created in Minnesota Statutes, section 12.221, subdivision 6. The amount transferred  
23.2 shall not result in a balance in the disaster assistance contingency account of more than  
23.3 \$50,000,000. This is a onetime transfer to be completed by October 15, 2024.

23.4 Sec. 15. **STATE BOARD OF CIVIL LEGAL AID.**

23.5 The general fund appropriation base for the State Board of Civil Legal Aid is \$34,167,000  
23.6 beginning in fiscal year 2026 for staffing and other costs needed to establish and perform  
23.7 the duties of the State Board of Civil Legal Aid.

23.8 Sec. 16. **REPORT PREVENTING VIOLENCE AGAINST LATINA WOMEN AND**  
23.9 **QUEER LATINES IN MINNESOTA.**

23.10 (a) The commissioner of public safety shall provide a grant to Esperanza United to  
23.11 develop a report that provides preliminary research and recommendations to reduce, prevent,  
23.12 and end violence against Latina women and girls, including queer Latines, in Minnesota.  
23.13 The Department of Public Safety shall provide support and technical assistance to Esperanza  
23.14 United as requested.

23.15 (b) The report may include recommended strategies to disrupt the pathways toward  
23.16 gender-based violence and help prevent violence before it occurs, such as outreach and  
23.17 communication, public engagement, and public campaigns to address and educate local  
23.18 communities about self confidence, leadership skills, family support, and healthy  
23.19 relationships. The report may identify:

23.20 (1) ways to effectively connect programs and services provided by state agencies,  
23.21 counties, and nongovernmental organizations to improve services to victims and survivors,  
23.22 and their families and communities;

23.23 (2) systemic causes behind violence impacting Latina women and girls, including queer  
23.24 Latines, and patterns and underlying factors explaining disproportionality, including  
23.25 underlying historical, social, economic, religious, institutional, immigration, and cultural  
23.26 factors that may contribute to the violence;

23.27 (3) appropriate methods for tracking and collecting data on violence against Latinas and  
23.28 queer Latines, including data and research on prevention methods;

23.29 (4) policies and institutional practices in education, labor, child welfare, coroner practices,  
23.30 policing, health care, civil and criminal legal systems, and other practices impacting victims;

24.1 (5) measures necessary to address and reduce violence, including public awareness,  
24.2 research, community awareness campaigns, youth education, and family support practices;  
24.3 and

24.4 (6) measures to help victims and survivors, and their families and communities, prevent  
24.5 and heal from violence, including recommendations to expand existing programs; identify  
24.6 new strategies that educate young people in effective communication, training in self  
24.7 confidence, leadership skills, and healthy relationships; and general innovative strategies  
24.8 that strengthen relationships with families and networks of support.

24.9 (c) The report shall be submitted to the chairs and ranking minority members of the  
24.10 legislative committees with jurisdiction over public safety by January 1, 2025.

24.11 **Sec. 17. YOUTH SUPPORT SERVICES GRANTS.**

24.12 Subdivision 1. **Grants to counties.** Of the amount appropriated for fiscal year 2026  
24.13 from the community crime and violence prevention account in the special revenue fund to  
24.14 the commissioner of public safety for grants to community crime intervention and prevention  
24.15 programs, \$500,000 must be distributed as provided in this section. The commissioner of  
24.16 public safety shall issue grants to Anoka County, Hennepin County, and Ramsey County  
24.17 for the purposes described in subdivision 2. Of the total amount appropriated for this purpose,  
24.18 20 percent is for a grant to Anoka County, 40 percent is for a grant to Hennepin County,  
24.19 and 40 percent is for a grant to Ramsey County.

24.20 Subd. 2. **Grants to community organizations; eligibility.** (a) A county that receives a  
24.21 grant pursuant to subdivision 1 must use the money received to issue subgrants to community  
24.22 organizations or community-rooted programs to provide intervention and support services  
24.23 for youth who come into contact with peace officers and are suspected to have committed  
24.24 a juvenile petty offense or delinquent act. A subgrantee must disclose to the county the  
24.25 number of cases and the types of offenses they are able to accept. A subgrantee may also  
24.26 use a subgrant to provide stipends or salaries to employ eligible youth. A county may retain  
24.27 up to five percent of the amount received for administrative costs.

24.28 (b) To qualify for a subgrant under this section, a program must provide services that:

24.29 (1) were in operation before July 1, 2024;

24.30 (2) may be used as an alternative to arrest pursuant to Minnesota Statutes, section  
24.31 260B.1755;

24.32 (3) promote personal accountability, prosocial connections, and positive youth  
24.33 development;

25.1 (4) include wraparound services to educate and support families of participating youth;  
25.2 and

25.3 (5) utilize data-supported practices.

25.4 (c) Eligible programs may utilize restorative practices or qualify as a pretrial diversion  
25.5 program for juveniles pursuant to Minnesota Statutes, section 388.24.

25.6 (d) In issuing subgrants, counties must prioritize programs that incorporate employment  
25.7 or jobs skills training and programs that collaborate with local law enforcement agencies  
25.8 and accept referrals for intervention from local law enforcement agencies.

25.9 Subd. 3. **Return of grant money.** Any portion of a grant issued to a county pursuant to  
25.10 subdivision 1 that is unspent or unencumbered on July 1, 2026, must be returned to the  
25.11 commissioner of public safety. Any money returned to the commissioner pursuant to this  
25.12 subdivision must be treated as a canceled appropriation and deposited in the general fund.

25.13 Subd. 4. **Reports.** By September 30, 2026, the counties receiving grants under this  
25.14 section must report to the commissioner of public safety on the programs that received  
25.15 subgrants. At a minimum, the report must include:

25.16 (1) the recipients of any subgrants;

25.17 (2) the programs and services provided by each recipient;

25.18 (3) the number of youth served by each recipient and the respective referring agency, if  
25.19 applicable;

25.20 (4) aggregated demographic data regarding youth participating in programs provided  
25.21 by each recipient;

25.22 (5) if applicable, the number and percentage of youth who successfully completed a  
25.23 program or were still participating in a program at the time of the report; and

25.24 (6) the total number of unique youth referrals, and additional referrals for youth for new  
25.25 delinquent offenses after youth began participating in a program or receiving services.

25.26 Sec. 18. **DIGITAL GEOGRAPHIC INFORMATION SYSTEM MAPPING FOR**  
25.27 **SCHOOL FACILITIES.**

25.28 (a) The commissioner of public safety shall issue grants to regional emergency  
25.29 communications boards to map school facilities.

25.30 (b) If awarded a grant, a regional emergency communications board must use the grant  
25.31 funds exclusively to create digital geographic information system mapping data of facilities

26.1 managed by a school district; a charter school; an intermediate school district or cooperative  
26.2 unit under Minnesota Statutes, section 123A.24, subdivision 2; the Perpich Center for Arts  
26.3 Education; the Minnesota State Academies; private schools; or a Tribal contract school that  
26.4 serves children in early childhood or prekindergarten programs or students enrolled in  
26.5 kindergarten through grade 12 within the regional emergency communications board's  
26.6 jurisdiction.

26.7 (c) The data created pursuant to paragraph (b) must be:

26.8 (1) compatible with software platforms used by local, state, and federal public safety  
26.9 agencies that provide emergency services to the specific school for which the data are  
26.10 provided without requiring the agencies to purchase additional software or requiring a fee  
26.11 to view or access the data;

26.12 (2) compatible with security software platforms in use by the specific school for which  
26.13 the data are provided without requiring the local law enforcement agencies or school districts  
26.14 to purchase additional software or requiring a fee to view or access the data;

26.15 (3) verified for accuracy following a physical walkthrough; and

26.16 (4) perpetually available to schools and law enforcement agencies mapped pursuant to  
26.17 a grant and the Department of Public Safety.

26.18 (d) The statewide emergency communications board may implement further requirements  
26.19 at the board's discretion.

26.20 (e) At the conclusion of work completed pursuant to a grant under this section, the  
26.21 regional emergency communications board must deliver a copy of the data created, collected,  
26.22 or maintained under this section to the school that manages the facility that was mapped  
26.23 without payment, and in a manner that the school may use and access the data without  
26.24 limitation. The data must be provided in a form that permits the school to share the data  
26.25 with a law enforcement agency.

26.26 (f) Regional emergency communications boards and schools must report any breach of  
26.27 the security of the data as defined in Minnesota Statutes, section 13.055, subdivision 1,  
26.28 paragraph (a), to the superintendent of the Bureau of Criminal Apprehension.

26.29 (g) Each regional emergency communications board that receives a grant must complete  
26.30 the mapping project and report completion to the commissioner on or before July 1, 2026.  
26.31 Upon request, the commissioner may grant a reasonable extension of time to the requesting  
26.32 regional emergency communications board to complete the project.

27.1 (h) Regional emergency communications boards shall work collaboratively with schools  
27.2 and public safety agencies to include local law enforcement agencies, fire departments,  
27.3 EMS, and emergency 911 services during the procurement process.

27.4 (i) Subject to the requirements in paragraph (e), regional emergency communications  
27.5 boards shall have exclusive ownership and control over any data created or collected pursuant  
27.6 to this section.

27.7 (j) Any data created under this section are classified as nonpublic data as defined in  
27.8 Minnesota Statutes, section 13.02, subdivision 9.

## 27.9 ARTICLE 2

### 27.10 CRIME VICTIM PROVISIONS

27.11 Section 1. Minnesota Statutes 2022, section 243.05, subdivision 1b, is amended to read:

27.12 Subd. 1b. **Victim's rights.** (a) This subdivision applies to parole decisions relating to  
27.13 inmates convicted of first-degree murder who are described in subdivision 1, clauses (a)  
27.14 and (b). As used in this subdivision, "victim" ~~means the murder victim's surviving spouse~~  
27.15 ~~or next of kin~~ has the meaning given in section 611A.01, paragraph (b).

27.16 (b) The commissioner shall make reasonable efforts to notify the victim, in advance, of  
27.17 the time and place of the inmate's parole review hearing. The victim has a right to submit  
27.18 an oral or written statement at the review hearing. The statement may summarize the harm  
27.19 suffered by the victim as a result of the crime and give the victim's recommendation on  
27.20 whether the inmate should be paroled at that time. The commissioner must consider the  
27.21 victim's statement when making the parole decision.

27.22 **EFFECTIVE DATE.** This section is effective the day following final enactment.

27.23 Sec. 2. Minnesota Statutes 2022, section 244.052, subdivision 3, is amended to read:

27.24 Subd. 3. **End-of-confinement review committee.** (a) The commissioner of corrections  
27.25 shall establish and administer end-of-confinement review committees at each state  
27.26 correctional facility and at each state treatment facility where predatory offenders are  
27.27 confined. The committees shall assess on a case-by-case basis the public risk posed by  
27.28 predatory offenders who are about to be released from confinement.

27.29 (b) Each committee shall be a standing committee and shall consist of the following  
27.30 members appointed by the commissioner:

28.1 (1) the chief executive officer or head of the correctional or treatment facility where the  
28.2 offender is currently confined, or that person's designee;

28.3 (2) a law enforcement officer;

28.4 (3) a treatment professional who is trained in the assessment of sex offenders;

28.5 (4) a caseworker experienced in supervising sex offenders; and

28.6 (5) a victim's services professional.

28.7 Members of the committee, other than the facility's chief executive officer or head, shall  
28.8 be appointed by the commissioner to two-year terms. The chief executive officer or head  
28.9 of the facility or designee shall act as chair of the committee and shall use the facility's staff,  
28.10 as needed, to administer the committee, obtain necessary information from outside sources,  
28.11 and prepare risk assessment reports on offenders.

28.12 (c) The committee shall have access to the following data on a predatory offender only  
28.13 for the purposes of its assessment and to defend the committee's risk assessment  
28.14 determination upon administrative review under this section:

28.15 (1) private medical data under section 13.384 or sections 144.291 to 144.298, or welfare  
28.16 data under section 13.46 that relate to medical treatment of the offender;

28.17 (2) private and confidential court services data under section 13.84;

28.18 (3) private and confidential corrections data under section 13.85; and

28.19 (4) private criminal history data under section 13.87.

28.20 Data collected and maintained by the committee under this paragraph may not be  
28.21 disclosed outside the committee, except as provided under section 13.05, subdivision 3 or  
28.22 4. The predatory offender has access to data on the offender collected and maintained by  
28.23 the committee, unless the data are confidential data received under this paragraph.

28.24 (d)(i) Except as otherwise provided in items (ii), (iii), and (iv), at least 90 days before a  
28.25 predatory offender is to be released from confinement, the commissioner of corrections  
28.26 shall convene the appropriate end-of-confinement review committee for the purpose of  
28.27 assessing the risk presented by the offender and determining the risk level to which the  
28.28 offender shall be assigned under paragraph (e). The offender and the law enforcement agency  
28.29 that was responsible for the charge resulting in confinement shall be notified of the time  
28.30 and place of the committee's meeting. The offender has a right to be present and be heard  
28.31 at the meeting. The law enforcement agency, agent, and victim may provide material in  
28.32 writing that is relevant to the offender's risk level to the chair of the committee. The

29.1 committee shall use the risk factors described in paragraph (g) and the risk assessment scale  
29.2 developed under subdivision 2 to determine the offender's risk assessment score and risk  
29.3 level. Offenders scheduled for release from confinement shall be assessed by the committee  
29.4 established at the facility from which the offender is to be released.

29.5 (ii) If an offender is received for confinement in a facility with less than 90 days remaining  
29.6 in the offender's term of confinement, the offender's risk shall be assessed at the first regularly  
29.7 scheduled end of confinement review committee that convenes after the appropriate  
29.8 documentation for the risk assessment is assembled by the committee. The commissioner  
29.9 shall make reasonable efforts to ensure that offender's risk is assessed and a risk level is  
29.10 assigned or reassigned at least 30 days before the offender's release date.

29.11 (iii) If the offender is subject to a mandatory life sentence under section 609.3455,  
29.12 subdivision 3 or 4, the commissioner of corrections shall convene the appropriate  
29.13 end-of-confinement review committee at least nine months before the offender's minimum  
29.14 term of imprisonment has been served. If the offender is received for confinement in a  
29.15 facility with less than nine months remaining before the offender's minimum term of  
29.16 imprisonment has been served, the committee shall conform its procedures to those outlined  
29.17 in item (ii) to the extent practicable.

29.18 (iv) If the offender is granted supervised release, the commissioner of corrections shall  
29.19 notify the appropriate end-of-confinement review committee that it needs to review the  
29.20 offender's previously determined risk level at its next regularly scheduled meeting. The  
29.21 commissioner shall make reasonable efforts to ensure that the offender's earlier risk level  
29.22 determination is reviewed and the risk level is confirmed or reassigned at least 60 days  
29.23 before the offender's release date. The committee shall give the report to the offender and  
29.24 to the law enforcement agency, and the commissioner shall provide notice of the risk level  
29.25 assignment to the victim, if requested, at least 60 days before an offender is released from  
29.26 confinement.

29.27 (e) The committee shall assign to risk level I a predatory offender whose risk assessment  
29.28 score indicates a low risk of reoffense. The committee shall assign to risk level II an offender  
29.29 whose risk assessment score indicates a moderate risk of reoffense. The committee shall  
29.30 assign to risk level III an offender whose risk assessment score indicates a high risk of  
29.31 reoffense.

29.32 (f) Before the predatory offender is released from confinement, the committee shall  
29.33 prepare a risk assessment report which specifies the risk level to which the offender has  
29.34 been assigned and the reasons underlying the committee's risk assessment decision. Except

30.1 for an offender subject to a mandatory life sentence under section 609.3455, subdivision 3  
30.2 or 4, who has not been granted supervised release, the committee shall give the report to  
30.3 the offender and to the law enforcement agency, and the commissioner shall provide notice  
30.4 of the risk level assignment to the victim, if requested, at least 60 days before an offender  
30.5 is released from confinement. If the offender is subject to a mandatory life sentence and  
30.6 has not yet served the entire minimum term of imprisonment, the committee shall give the  
30.7 report to the offender and to the commissioner at least six months before the offender is  
30.8 first eligible for release. If the risk assessment is performed under the circumstances described  
30.9 in paragraph (d), item (ii), the report shall be given to the offender and the law enforcement  
30.10 agency as soon as it is available. The committee also shall inform the offender of the  
30.11 availability of review under subdivision 6.

30.12 (g) As used in this subdivision, "risk factors" includes, but is not limited to, the following  
30.13 factors:

30.14 (1) the seriousness of the offense should the offender reoffend. This factor includes  
30.15 consideration of the following:

30.16 (i) the degree of likely force or harm;

30.17 (ii) the degree of likely physical contact; and

30.18 (iii) the age of the likely victim;

30.19 (2) the offender's prior offense history. This factor includes consideration of the following:

30.20 (i) the relationship of prior victims to the offender;

30.21 (ii) the number of prior offenses or victims;

30.22 (iii) the duration of the offender's prior offense history;

30.23 (iv) the length of time since the offender's last prior offense while the offender was at  
30.24 risk to commit offenses; and

30.25 (v) the offender's prior history of other antisocial acts;

30.26 (3) the offender's characteristics. This factor includes consideration of the following:

30.27 (i) the offender's response to prior treatment efforts; and

30.28 (ii) the offender's history of substance abuse;

30.29 (4) the availability of community supports to the offender. This factor includes  
30.30 consideration of the following:

31.1 (i) the availability and likelihood that the offender will be involved in therapeutic  
31.2 treatment;

31.3 (ii) the availability of residential supports to the offender, such as a stable and supervised  
31.4 living arrangement in an appropriate location;

31.5 (iii) the offender's familial and social relationships, including the nature and length of  
31.6 these relationships and the level of support that the offender may receive from these persons;  
31.7 and

31.8 (iv) the offender's lack of education or employment stability;

31.9 (5) whether the offender has indicated or credible evidence in the record indicates that  
31.10 the offender will reoffend if released into the community; and

31.11 (6) whether the offender demonstrates a physical condition that minimizes the risk of  
31.12 reoffense, including but not limited to, advanced age or a debilitating illness or physical  
31.13 condition.

31.14 (h) Upon the request of the law enforcement agency or the offender's corrections agent,  
31.15 the commissioner may reconvene the end-of-confinement review committee for the purpose  
31.16 of reassessing the risk level to which an offender has been assigned under paragraph (e). In  
31.17 a request for a reassessment, the law enforcement agency which was responsible for the  
31.18 charge resulting in confinement or agent shall list the facts and circumstances arising after  
31.19 the initial assignment or facts and circumstances known to law enforcement or the agent  
31.20 but not considered by the committee under paragraph (e) which support the request for a  
31.21 reassessment. The request for reassessment by the law enforcement agency must occur  
31.22 within 30 days of receipt of the report indicating the offender's risk level assignment. The  
31.23 offender's corrections agent, in consultation with the chief law enforcement officer in the  
31.24 area where the offender resides or intends to reside, may request a review of a risk level at  
31.25 any time if substantial evidence exists that the offender's risk level should be reviewed by  
31.26 an end-of-confinement review committee. This evidence includes, but is not limited to,  
31.27 evidence of treatment failures or completions, evidence of exceptional crime-free community  
31.28 adjustment or lack of appropriate adjustment, evidence of substantial community need to  
31.29 know more about the offender or mitigating circumstances that would narrow the proposed  
31.30 scope of notification, or other practical situations articulated and based in evidence of the  
31.31 offender's behavior while under supervision. Upon review of the request, the  
31.32 end-of-confinement review committee may reassign an offender to a different risk level. If  
31.33 the offender is reassigned to a higher risk level, the offender has the right to seek review of  
31.34 the committee's determination under subdivision 6.

32.1 (i) An offender may request the end-of-confinement review committee to reassess the  
32.2 offender's assigned risk level after three years have elapsed since the committee's initial  
32.3 risk assessment and may renew the request once every two years following subsequent  
32.4 denials. In a request for reassessment, the offender shall list the facts and circumstances  
32.5 which demonstrate that the offender no longer poses the same degree of risk to the  
32.6 community. In order for a request for a risk level reduction to be granted, the offender must  
32.7 demonstrate full compliance with supervised release conditions, completion of required  
32.8 post-release treatment programming, and full compliance with all registration requirements  
32.9 as detailed in section 243.166. The offender must also not have been convicted of any felony,  
32.10 gross misdemeanor, or misdemeanor offenses subsequent to the assignment of the original  
32.11 risk level. The committee shall follow the process outlined in paragraphs (a) to (c) in the  
32.12 reassessment. An offender who is incarcerated may not request a reassessment under this  
32.13 paragraph.

32.14 (j) Offenders returned to prison as release violators shall not have a right to a subsequent  
32.15 risk reassessment by the end-of-confinement review committee unless substantial evidence  
32.16 indicates that the offender's risk to the public has increased.

32.17 (k) If the committee assigns a predatory offender to risk level III, the committee shall  
32.18 determine whether residency restrictions shall be included in the conditions of the offender's  
32.19 release based on the offender's pattern of offending behavior.

32.20 Sec. 3. Minnesota Statutes 2022, section 253B.18, subdivision 5a, as amended by Laws  
32.21 2024, chapter 79, article 5, section 15, is amended to read:

32.22 Subd. 5a. **Victim notification of petition and release; right to submit statement.** (a)  
32.23 As used in this subdivision:

32.24 (1) "crime" has the meaning given to "violent crime" in section 609.1095, and includes  
32.25 criminal sexual conduct in the fifth degree and offenses within the definition of "crime  
32.26 against the person" in section 253B.02, subdivision 4e, and also includes offenses listed in  
32.27 section 253D.02, subdivision 8, paragraph (b), regardless of whether they are sexually  
32.28 motivated;

32.29 (2) "victim" means a person who has incurred loss or harm as a result of a crime the  
32.30 behavior for which forms the basis for a commitment under this section or chapter 253D,  
32.31 and includes the family members, guardian, conservator, or custodian of a minor,  
32.32 incompetent, incapacitated, or deceased person; and

33.1 (3) "convicted" and "conviction" have the meanings given in section 609.02, subdivision  
33.2 5, and also include juvenile court adjudications, findings under Minnesota Rules of Criminal  
33.3 Procedure, rule 20.02, that the elements of a crime have been proved, and findings in  
33.4 commitment cases under this section or chapter 253D that an act or acts constituting a crime  
33.5 occurred or were part of their course of harmful sexual conduct.

33.6 (b) A county attorney who files a petition to commit a person under this section or chapter  
33.7 253D shall make a reasonable effort to provide prompt notice of filing the petition to any  
33.8 victim of a crime for which the person was convicted. In addition, the county attorney shall  
33.9 make a reasonable effort to promptly notify the victim of the resolution of the petition and  
33.10 the process for requesting notification of an individual's change in status as provided in  
33.11 paragraph (c).

33.12 (c) A victim may request notification of an individual's discharge or release as provided  
33.13 in paragraph (d) by submitting a written request for notification to the executive director of  
33.14 the facility in which the individual is confined. The Department of Corrections or a county  
33.15 attorney who receives a request for notification from a victim under this section shall  
33.16 promptly forward the request to the executive director of the treatment facility in which the  
33.17 individual is confined.

33.18 (d) Before provisionally discharging, discharging, granting pass-eligible status, approving  
33.19 a pass plan, or otherwise permanently or temporarily releasing a person committed under  
33.20 this section from a state-operated treatment program or treatment facility, the head of the  
33.21 state-operated treatment program or head of the treatment facility shall make a reasonable  
33.22 effort to notify any victim of a crime for which the person was convicted that the person  
33.23 may be discharged or released and that the victim has a right to submit a written statement  
33.24 regarding decisions of the medical director of the secure treatment facility, special review  
33.25 board, or executive board with respect to the person. To the extent possible, the notice must  
33.26 be provided at least 14 days before any special review board hearing or before a determination  
33.27 on a pass plan. Notwithstanding section 611A.06, subdivision 4, the executive board shall  
33.28 provide the judicial appeal panel with victim information in order to comply with the  
33.29 provisions of this section. The judicial appeal panel shall ensure that the data on victims  
33.30 remains private as provided for in section 611A.06, subdivision 4. These notices shall only  
33.31 be provided to victims who have submitted a written request for notification as provided in  
33.32 paragraph (c).

33.33 (e) The rights under this subdivision are in addition to rights available to a victim under  
33.34 chapter 611A. This provision does not give a victim all the rights of a "notified person" or  
33.35 a person "entitled to statutory notice" under subdivision 4a, 4b, or 5 or section 253D.14.

34.1 **EFFECTIVE DATE.** This section is effective the day following final enactment.

34.2 Sec. 4. Minnesota Statutes 2022, section 253D.14, subdivision 1, is amended to read:

34.3 Subdivision 1. **Definitions.** As used in this section:

34.4 (1) "crime" has the meaning given to "violent crime" in section 609.1095, and includes  
34.5 criminal sexual conduct in the fifth degree and offenses within the definition of "crime  
34.6 against the person" in section 253B.02, subdivision 4e, and also includes offenses listed in  
34.7 section 253D.02, subdivision 8, paragraph (b), regardless of whether they are sexually  
34.8 motivated;

34.9 (2) "victim" means a person who has incurred loss or harm as a result of a crime, the  
34.10 behavior for which forms the basis for a commitment under this chapter, and includes the  
34.11 family members, guardian, conservator, or custodian of a minor, incompetent, incapacitated,  
34.12 or deceased person; and

34.13 (3) "convicted" and "conviction" have the meanings given in section 609.02, subdivision  
34.14 5, and also include juvenile court adjudications, findings under Minnesota Rules of Criminal  
34.15 Procedure, rule 20.02, that the elements of a crime have been proved, and findings in  
34.16 commitment cases under this section or section 253B.18, that an act or acts constituting a  
34.17 crime occurred.

34.18 **EFFECTIVE DATE.** This section is effective the day following final enactment.

34.19 Sec. 5. Minnesota Statutes 2023 Supplement, section 609.35, is amended to read:

34.20 **609.35 COSTS OF MEDICAL EXAMINATION.**

34.21 (a) Costs incurred by a hospital or other emergency medical facility or by a physician,  
34.22 sexual assault nurse examiner, forensic nurse, or other licensed health care provider for the  
34.23 examination of a victim of criminal sexual conduct that occurred in the state shall be paid  
34.24 by the state. These costs include, but are not limited to, the cost of the medical forensic  
34.25 examination, associated tests and treatments relating to sexually transmitted infection, and  
34.26 pregnancy status, including emergency contraception. A hospital, emergency medical facility,  
34.27 or health care provider shall submit the costs for examination and any associated tests and  
34.28 treatment to the Office of Justice Programs for payment. Upon receipt of the costs, the  
34.29 commissioner shall provide payment to the facility or health care provider. Reimbursement  
34.30 for an examination and any associated test and treatments shall not exceed \$1,400. Beginning  
34.31 on January 1, 2024, the maximum amount of an award shall be adjusted annually by the  
34.32 inflation rate.

35.1 (b) Nothing in this section shall be construed to limit the duties, responsibilities, or  
35.2 liabilities of any insurer, whether public or private. The hospital or other licensed health  
35.3 care provider performing the examination may seek insurance reimbursement from the  
35.4 victim's insurer only if authorized by the victim. This authorization may only be sought  
35.5 after the examination is performed. When seeking this authorization, the hospital or other  
35.6 licensed health care provider shall inform the victim that if the victim does not authorize  
35.7 this, the state is required by law to pay for the examination and that the victim is in no way  
35.8 liable for these costs or obligated to authorize the reimbursement.

35.9 (c) The applicability of this section does not depend upon whether the victim reports  
35.10 the offense to law enforcement or the existence or status of any investigation or prosecution.

35.11 (d) Requests for reimbursement and supporting documents are private data on individuals  
35.12 as defined in section 13.02, subdivision 12.

35.13 **EFFECTIVE DATE.** This section is effective the day following final enactment and  
35.14 applies to data requests received before that date if the responsible authority has not yet  
35.15 provided a response.

35.16 Sec. 6. Minnesota Statutes 2023 Supplement, section 611A.039, subdivision 1, is amended  
35.17 to read:

35.18 Subdivision 1. **Notice required.** (a) Except as otherwise provided in subdivision 2,  
35.19 within 15 working days after a conviction, acquittal, or dismissal in a criminal case in which  
35.20 there is an identifiable crime victim, the prosecutor shall make reasonable good faith efforts  
35.21 to provide to each affected crime victim oral or written notice of the final disposition of the  
35.22 case and of the victim rights under section 611A.06. When the court is considering modifying  
35.23 the sentence for a felony or a crime of violence or an attempted crime of violence, the  
35.24 prosecutor shall make a reasonable and good faith effort to notify the victim of the crime.  
35.25 ~~If the victim is incapacitated or deceased, notice must be given to the victim's family. If the~~  
35.26 ~~victim is a minor, notice must be given to the victim's parent or guardian.~~ The notice must  
35.27 include:

35.28 (1) the date and approximate time of the review;

35.29 (2) the location where the review will occur;

35.30 (3) the name and telephone number of a person to contact for additional information;

35.31 and

35.32 (4) a statement that the victim ~~and victim's family~~ may provide input to the court  
35.33 concerning the sentence modification.

36.1 (b) The Office of Justice Programs in the Department of Public Safety shall develop and  
36.2 update a model notice of postconviction rights under this subdivision and section 611A.06.

36.3 (c) As used in this section:

36.4 (1) "crime of violence" has the meaning given in section 624.712, subdivision 5, and  
36.5 also includes violations of section 609.3458, gross misdemeanor violations of section  
36.6 609.224, and nonfelony violations of sections 518B.01, 609.2231, 609.3451, 609.748, and  
36.7 609.749; and

36.8 (2) "victim" has the meaning given in section 611A.01, paragraph (b).

36.9 **EFFECTIVE DATE.** This section is effective the day following final enactment.

36.10 Sec. 7. Minnesota Statutes 2022, section 611A.06, is amended by adding a subdivision to  
36.11 read:

36.12 **Subd. 2a. Notice of end-of-confinement review committee process and opportunity**  
36.13 **to provide input.** If an individual scheduled to be released from imprisonment is subject  
36.14 to an end-of-confinement review under section 244.052, the commissioner of corrections  
36.15 shall make a good faith effort to notify the victim of the end-of-confinement review process  
36.16 and that the victim has a right to submit written input for consideration at the  
36.17 end-of-confinement review hearing. The victim has a continuing right to submit input if the  
36.18 end-of-confinement review committee receives a request to reassess the individual's assigned  
36.19 risk level. These notices shall only be provided to victims who have submitted a written  
36.20 request for this notice to the commissioner of corrections or an electronic request through  
36.21 the Department of Corrections electronic victim notification system. The good faith effort  
36.22 to notify the victim must occur before the offender's end-of-confinement review hearing  
36.23 and provide sufficient time for the input to be considered in the end-of-confinement  
36.24 determination.

36.25 Sec. 8. Minnesota Statutes 2022, section 611A.212, subdivision 1, is amended to read:

36.26 Subdivision 1. **Grants.** The commissioner of public safety shall award grants for  
36.27 statewide organizations to provide subgrants, support, resources, and technical assistance  
36.28 to sexual assault programs that provide sexual assault primary prevention services to prevent  
36.29 initial perpetration or victimization of sexual assault.

37.1 Sec. 9. Minnesota Statutes 2023 Supplement, section 611A.52, subdivision 5, is amended  
37.2 to read:

37.3 Subd. 5. **Collateral source.** "Collateral source" means a source of benefits or advantages  
37.4 for economic loss otherwise reimbursable under sections 611A.51 to 611A.68 which the  
37.5 victim or claimant has received, or which is readily available to the victim, from:

37.6 (1) the offender;

37.7 (2) the government of the United States or any agency thereof, a state or any of its  
37.8 political subdivisions, or an instrumentality of two or more states, unless the law providing  
37.9 for the benefits or advantages makes them excess or secondary to benefits under sections  
37.10 611A.51 to 611A.68;

37.11 (3) Social Security, Medicare, and Medicaid;

37.12 (4) state required temporary nonoccupational disability insurance;

37.13 (5) workers' compensation;

37.14 (6) wage continuation programs of any employer;

37.15 (7) proceeds of a contract of insurance payable to the victim for economic loss sustained  
37.16 because of the crime;

37.17 (8) a contract providing prepaid hospital and other health care services, or benefits for  
37.18 disability; or

37.19 ~~(9) any private source as a voluntary donation or gift; or~~

37.20 ~~(10)~~ (9) proceeds of a lawsuit brought as a result of the crime.

37.21 The term does not include a life insurance contract or benefits from any private source  
37.22 provided as a voluntary donation or gift.

37.23 **EFFECTIVE DATE.** This section is effective the day following final enactment.

37.24 Sec. 10. Minnesota Statutes 2022, section 611A.73, subdivision 4, is amended to read:

37.25 Subd. 4. **Victim.** "Victim" ~~refers to anyone or the next of kin of anyone who has been~~  
37.26 ~~or purports to have been subjected to a criminal act, whether a felony, a gross misdemeanor,~~  
37.27 ~~or misdemeanor~~ has the meaning given in section 611A.01, paragraph (b).

37.28 **EFFECTIVE DATE.** This section is effective the day following final enactment.

38.1 Sec. 11. Minnesota Statutes 2022, section 629.72, subdivision 1, is amended to read:

38.2 Subdivision 1. **Definitions.** (a) For purposes of this section, the following terms have  
38.3 the meanings given them.

38.4 (b) "Domestic abuse" has the meaning given in section 518B.01, subdivision 2.

38.5 (c) "Harass" and "stalking" have the meanings given in section 609.749.

38.6 (d) "Violation of a domestic abuse no contact order" has the meaning given in section  
38.7 629.75.

38.8 (e) "Violation of an order for protection" has the meaning given in section 518B.01,  
38.9 subdivision 14.

38.10 (f) "Victim" has the meaning in section 611A.01, paragraph (b).

38.11 **EFFECTIVE DATE.** This section is effective the day following final enactment.

38.12 Sec. 12. Minnesota Statutes 2022, section 629.72, subdivision 7, is amended to read:

38.13 Subd. 7. **Notice to victim regarding bail hearing.** (a) When a person arrested for or a  
38.14 juvenile detained for domestic assault or harassing or stalking is scheduled to be reviewed  
38.15 under subdivision 2 for release from pretrial detention, the court shall make a reasonable  
38.16 good faith effort to notify:

38.17 ~~(1) the victim of the alleged crime;~~

38.18 ~~(2) if the victim is incapacitated or deceased, the victim's family; and~~

38.19 ~~(3) if the victim is a minor, the victim's parent or guardian.~~

38.20 (b) The notification must include:

38.21 (1) the date and approximate time of the review;

38.22 (2) the location where the review will occur;

38.23 (3) the name and telephone number of a person that can be contacted for additional  
38.24 information; and

38.25 (4) a statement that the victim ~~and the victim's family~~ may attend the review.

38.26 **EFFECTIVE DATE.** This section is effective the day following final enactment.

39.1 Sec. 13. Minnesota Statutes 2022, section 629.725, is amended to read:

39.2 **629.725 NOTICE TO VICTIM REGARDING BAIL HEARING OF ARRESTED**  
39.3 **OR DETAINED PERSON.**

39.4 (a) When a person arrested or a juvenile detained for a crime of violence or an attempted  
39.5 crime of violence is scheduled to be reviewed under section 629.715 for release from pretrial  
39.6 detention, the court shall make a reasonable and good faith effort to notify the victim of the  
39.7 alleged crime. ~~If the victim is incapacitated or deceased, notice must be given to the victim's~~  
39.8 ~~family. If the victim is a minor, notice must be given to the victim's parent or guardian.~~ The  
39.9 notification must include:

39.10 (1) the date and approximate time of the review;

39.11 (2) the location where the review will occur;

39.12 (3) the name and telephone number of a person that can be contacted for additional  
39.13 information; and

39.14 (4) a statement that the victim and the victim's family may attend the review.

39.15 (b) As used in this section:

39.16 (1) "crime of violence" has the meaning given it in section 624.712, subdivision 5, and  
39.17 also includes:

39.18 ~~(1)~~ (i) sections 609.2112, 609.2113, 609.2114, and 609.3458;

39.19 ~~(2)~~ (ii) gross misdemeanor violations of section 609.224;

39.20 ~~(3)~~ (iii) nonfelony violations of sections 518B.01, 609.2231, 609.3451, 609.748, and  
39.21 609.749; and

39.22 ~~(4)~~ (iv) Minnesota Statutes 2012, section 609.21; and

39.23 (2) "victim" has the meaning given in section 611A.01, paragraph (b).

39.24 **EFFECTIVE DATE.** This section is effective the day following final enactment.

39.25 Sec. 14. Minnesota Statutes 2022, section 629.73, subdivision 1, is amended to read:

39.26 Subdivision 1. **Oral notice.** When a person arrested or a juvenile detained for a crime  
39.27 of violence or an attempted crime of violence is about to be released from pretrial detention,  
39.28 the agency having custody of the arrested or detained person or its designee shall make a  
39.29 reasonable and good faith effort before release to inform orally the victim ~~or, if the victim~~

40.1 ~~is incapacitated, the same or next of kin, or if the victim is a minor, the victim's parent or~~  
40.2 ~~guardian~~ of the following matters:

40.3 (1) the conditions of release, if any;

40.4 (2) the time of release;

40.5 (3) the time, date, and place of the next scheduled court appearance of the arrested or  
40.6 detained person and, where applicable, the victim's right to be present at the court appearance;  
40.7 and

40.8 (4) the location and telephone number of at least one area crime victim service provider  
40.9 as designated by the Office of Justice Programs in the Department of Public Safety.

40.10 **EFFECTIVE DATE.** This section is effective the day following final enactment.

40.11 Sec. 15. Minnesota Statutes 2022, section 629.73, is amended by adding a subdivision to  
40.12 read:

40.13 **Subd. 4. Definition,** As used in this section, "victim" has the meaning given in section  
40.14 611A.01, paragraph (b).

40.15 **EFFECTIVE DATE.** This section is effective the day following final enactment.

### 40.16 ARTICLE 3

#### 40.17 LAW ENFORCEMENT PROVISIONS

40.18 Section 1. **[169.905] TRAFFIC STOP; QUESTIONING LIMITED.**

40.19 A peace officer making a traffic stop for a violation of this chapter or chapter 168 must  
40.20 not ask if the operator can identify the reason for the stop. A peace officer making such a  
40.21 traffic stop must inform the vehicle's operator of a reason for the stop unless it would be  
40.22 unreasonable to do so under the totality of the circumstances. A peace officer's failure to  
40.23 comply with this section must not serve as the basis for exclusion of evidence or dismissal  
40.24 of a charge or citation. Section 645.241 does not apply to violations of this section.

40.25 Sec. 2. Minnesota Statutes 2023 Supplement, section 214.10, subdivision 10, is amended  
40.26 to read:

40.27 Subd. 10. **Board of Peace Officers Standards and Training; receipt of**  
40.28 **complaint.** Notwithstanding the provisions of subdivision 1 to the contrary, when the  
40.29 executive director or any member of the Board of Peace Officer Standards and Training  
40.30 produces or receives a written statement or complaint that alleges a violation of a statute or

41.1 rule that the board is empowered to enforce, the executive director shall designate the  
41.2 ~~appropriate law enforcement agency to investigate the complaint and may order it an~~  
41.3 appropriate law enforcement agency to conduct an inquiry into the complaint's allegations.  
41.4 If directed to complete an investigation, the investigating agency must complete the inquiry  
41.5 and submit a written summary of it to the executive director within 30 days of the order for  
41.6 inquiry.

41.7 Sec. 3. **[219.995] RAILROAD PEACE OFFICERS.**

41.8 Subdivision 1. **Chief law enforcement officer.** A railroad that intends to employ railroad  
41.9 peace officers as defined in section 626.84, subdivision 1, paragraph (h), shall appoint a  
41.10 chief law enforcement officer to oversee and take responsibility for all railroad peace officers  
41.11 employed by the railroad. The chief law enforcement officer of a railroad company must  
41.12 be a Minnesota-licensed peace officer. Before appointing a railroad chief law enforcement  
41.13 officer, the railroad must submit a request for license for a license-eligible applicant, or a  
41.14 notice of appointment for an officer already licensed in Minnesota, to the Board of Peace  
41.15 Officer Standards and Training attesting that the appointee has met all education, training,  
41.16 and minimum selection standards in Minnesota Rules, chapter 6700. The appointee may  
41.17 not exercise peace officer powers until the request for license or notification form is received  
41.18 and approved by the board.

41.19 Subd. 2. **Railroad; employment of peace officers.** After appointing a railroad chief  
41.20 law enforcement officer, a railroad may employ railroad peace officers to aid and supplement  
41.21 law enforcement agencies in the protection of property owned by or in the care, custody,  
41.22 or control of a railroad and to protect the persons and property of railroad passengers and  
41.23 employees.

41.24 Subd. 3. **Responsibilities of railroad company.** A railroad company that employs  
41.25 railroad peace officers must cooperate with the Board of Peace Officer Standards and  
41.26 Training with respect to the board's authority to oversee peace officer licensing. Upon  
41.27 request by the board, a railroad company that employs railroad peace officers must share  
41.28 or produce any public, private, or confidential data that the board has the authority to request  
41.29 from other state and local law enforcement agencies. Failure by the railroad company to  
41.30 comply with the board's exercise of its regulatory and oversight authority may result in  
41.31 implementation of sanctions as described in subdivision 7.

41.32 Subd. 4. **Duties of railroad chief law enforcement officer.** A railroad chief law  
41.33 enforcement officer has the same duties and responsibilities as the chief law enforcement  
41.34 officer of any state or local law enforcement agency, including but not limited to appointing

42.1 and supervising peace officers, ensuring ongoing continuing education of peace officers,  
42.2 maintaining agency and peace officer records, reporting misconduct and policy compliance,  
42.3 and any other duty or responsibility described in chapter 626 or Minnesota Rules, chapter  
42.4 6700.

42.5 Subd. 5. **Authority; limitation.** (a) Except as otherwise provided by this section, a  
42.6 railroad peace officer has all powers and privileges of a licensed peace officer in this state  
42.7 in connection with the prevention, investigation, arrest, or prosecution of an offense occurring  
42.8 on railroad property and involving injury to passengers or employees of a railroad or  
42.9 involving an offense against property owned by or in the care, custody, or control of a  
42.10 railroad. A railroad peace officer's law enforcement powers shall apply only on railroad  
42.11 property, except that an officer may exercise the authority given to peace officers under  
42.12 section 629.40, subdivisions 2 and 4. If a search warrant is obtained by a railroad peace  
42.13 officer, the officer shall notify the chief of police of an organized full-time police department  
42.14 of the municipality or, if there is no local chief of police, the sheriff or a deputy sheriff of  
42.15 the county in which service of the warrant is to be made, prior to execution.

42.16 (b) A railroad must not direct, require, or allow a railroad peace officer to enforce a  
42.17 railroad's rules, policies, or procedures that are unrelated to the commission of a criminal  
42.18 offense, or investigate any matter involving civil litigation by or against a railroad. A railroad  
42.19 company that employs railroad peace officers must adopt or update any applicable policy  
42.20 to be consistent with this paragraph and must provide a copy of the policy to the  
42.21 representatives of any labor organization that represents employees of the railroad, including  
42.22 but not limited to any labor organization subject to the Federal Railway Labor Act.  
42.23 Notwithstanding any law to the contrary, a railroad peace officer who makes a representation  
42.24 of being a peace officer and performs or attempts to perform any of those acts is subject to  
42.25 discipline as if the peace officer violated the standards of conduct set forth in Minnesota  
42.26 Rules, chapter 6700.

42.27 Subd. 6. **Licensing.** The Board of Peace Officer Standards and Training shall license  
42.28 railroad peace officers appointed by the railroad's chief law enforcement officer under  
42.29 subdivision 1 who meet the board's standards for peace officer licensure under chapter 626  
42.30 and Minnesota Rules, chapter 6700. Except as otherwise provided in this section, railroad  
42.31 peace officers are subject to all of the provisions applicable to peace officers under chapter  
42.32 626 and Minnesota Rules, chapter 6700.

42.33 Subd. 7. **Immediate suspension of authority.** At the sole discretion of the Board of  
42.34 Peace Officer Standards and Training, the board may immediately suspend or revoke the  
42.35 license of the chief law enforcement officer of a railroad company for any reason within

43.1 the board's jurisdiction. If the board suspends or revokes the license of the chief law  
43.2 enforcement officer, the railroad's law enforcement agency shall be deemed disbanded and  
43.3 the licenses of all peace officers on the railroad agency roster will be placed in inactive  
43.4 status. The requirement to place a peace officer's license in inactive status does not apply  
43.5 to a railroad peace officer who also works as a licensed peace officer for a different law  
43.6 enforcement agency in Minnesota, but such an officer must no longer be designated a railroad  
43.7 peace officer. Except as noted in this section, the licenses of railroad peace officers are  
43.8 subject to the requirements, restrictions, and disciplinary procedures that apply to any other  
43.9 licensed peace officer.

43.10 Subd. 8. **Compensation; benefits; fees.** (a) A railroad peace officer shall be compensated  
43.11 by the railroad by which the officer is employed.

43.12 (b) A railroad peace officer is not entitled to receive any compensation, benefits, or other  
43.13 remuneration provided or required to be provided to other licensed peace officers by this  
43.14 state or any political subdivision or agency of this state.

43.15 (c) A railroad peace officer may attend any training course offered to peace officers of  
43.16 this state, provided that railroad peace officers pay reasonable tuition and costs.

43.17 Subd. 9. **Railroad liability.** A railroad company employing a railroad peace officer in  
43.18 this state is liable for all acts, errors, and omissions of a railroad peace officer occurring in  
43.19 the course and scope of the peace officer's employment by the railroad and shall indemnify  
43.20 its peace officers for civil damages, penalties, or fines claimed or levied against the officer  
43.21 according to section 181.970. Neither this state nor any political subdivision or agency of  
43.22 the state is liable for any act, error, or omission of a railroad peace officer.

43.23 Subd. 10. **Construction.** Nothing in this section shall be construed to limit or in any  
43.24 way restrict the rights, powers, or privileges granted to a peace officer in this state who is  
43.25 not a railroad peace officer.

43.26 Sec. 4. Minnesota Statutes 2022, section 626.05, subdivision 2, is amended to read:

43.27 Subd. 2. **Peace officer.** The term "peace officer," as used in sections 626.04 to 626.17,  
43.28 means a person who is licensed as a peace officer in accordance with section 626.84,  
43.29 subdivision 1, and who serves as a sheriff, deputy sheriff, police officer, conservation officer,  
43.30 agent of the Bureau of Criminal Apprehension, agent of the Division of Alcohol and  
43.31 Gambling Enforcement, peace officer of the Commerce Fraud Bureau, University of  
43.32 Minnesota peace officer, Metropolitan Transit police officer, Minnesota Department of  
43.33 Corrections Fugitive Apprehension Unit member, ~~or~~ State Patrol trooper as authorized by

44.1 section 299D.03, or railroad peace officer as authorized by section 219.995 and United  
44.2 States Code, title 49, section 28101.

44.3 **Sec. 5. [626.223] ODOR OF CANNABIS; SEARCH PROHIBITED.**

44.4 A peace officer's perception of the odor of cannabis shall not serve as the sole basis to  
44.5 search a motor vehicle, or to search the driver, passengers, or any of the contents of a motor  
44.6 vehicle.

44.7 Sec. 6. Minnesota Statutes 2022, section 626.5534, is amended to read:

44.8 **626.5534 USE OF FORCE REPORTING; INDEPENDENT INVESTIGATIONS**  
44.9 **REQUIRED.**

44.10 Subdivision 1. **Report required.** A chief law enforcement officer must provide the  
44.11 information requested by the Federal Bureau of Investigation about each incident of law  
44.12 enforcement use of force resulting in serious bodily injury or death, as those terms are  
44.13 defined in the Federal Bureau of Investigation's reporting requirements, to the superintendent  
44.14 of the Bureau of Criminal Apprehension. The superintendent shall adopt a reporting form  
44.15 for use by law enforcement agencies in making the report required under this section. The  
44.16 report must include for each incident all of the information requested by the Federal Bureau  
44.17 of Investigation.

44.18 Subd. 2. **Use of information collected.** A chief law enforcement officer must file the  
44.19 report under subdivision 1 once a month in the form required by the superintendent. The  
44.20 superintendent must summarize and analyze the information received and submit an annual  
44.21 written report to the chairs and ranking minority members of the house of representatives  
44.22 and senate committees with jurisdiction over public safety. The superintendent shall submit  
44.23 the information to the Federal Bureau of Investigation.

44.24 Subd. 3. **Independent investigations required.** (a) The Use of Force Investigations  
44.25 Unit within the Bureau of Criminal Apprehension must investigate any officer-involved  
44.26 death as defined in section 299C.80, subdivision 1, paragraph (c), unless the subject of the  
44.27 investigation is a peace officer employed by the Bureau of Criminal Apprehension. Section  
44.28 299C.80, subdivision 4, applies to an officer-involved death investigation of a peace officer  
44.29 employed by the Bureau of Criminal Apprehension.

44.30 (b) Law enforcement agencies must fully cooperate with and promptly respond to requests  
44.31 for information from the entity conducting an investigation mandated under paragraph (a).

45.1 (c) An entity that conducts an investigation under this subdivision must prepare a report  
45.2 detailing the entity's investigation and promptly deliver the report to the prosecutor for the  
45.3 county in which the incident occurred. If a prosecuting authority determines that there is  
45.4 no basis to file charges against a peace officer involved in the incident, the prosecutor must  
45.5 simultaneously publicly disclose the prosecutor's determination and all inactive investigative  
45.6 data in the report that are public under section 13.82, subdivision 7, or other applicable law.  
45.7 The prosecutor must cooperate with the entity that conducted the investigation in determining  
45.8 what data in the report must be publicly disclosed.

45.9 Sec. 7. Minnesota Statutes 2022, section 626.84, subdivision 1, is amended to read:

45.10 Subdivision 1. **Definitions.** For purposes of sections 626.84 to 626.863, the following  
45.11 terms have the meanings given them:

45.12 (a) "Board" means the Board of Peace Officer Standards and Training.

45.13 (b) "Director" means the executive director of the board.

45.14 (c) "Peace officer" means:

45.15 (1) an employee or an elected or appointed official of a political subdivision or law  
45.16 enforcement agency who is licensed by the board, charged with the prevention and detection  
45.17 of crime and the enforcement of the general criminal laws of the state and who has the full  
45.18 power of arrest, and shall also include the Minnesota State Patrol, agents of the Division of  
45.19 Alcohol and Gambling Enforcement, state conservation officers, Metropolitan Transit police  
45.20 officers, Department of Corrections Fugitive Apprehension Unit officers, ~~and~~ Department  
45.21 of Commerce Fraud Bureau Unit officers, ~~and~~ the statewide coordinator of the Violent  
45.22 Crime Coordinating Council, and railroad peace officers as authorized by section 219.995  
45.23 and United States Code, title 49, section 28101; and

45.24 (2) a peace officer who is employed by a law enforcement agency of a federally  
45.25 recognized tribe, as defined in United States Code, title 25, section 450b(e), and who is  
45.26 licensed by the board.

45.27 (d) "Part-time peace officer" means an individual licensed by the board whose services  
45.28 are utilized by law enforcement agencies no more than an average of 20 hours per week,  
45.29 not including time spent on call when no call to active duty is received, calculated on an  
45.30 annual basis, who has either full powers of arrest or authorization to carry a firearm while  
45.31 on active duty. The term shall apply even though the individual receives no compensation  
45.32 for time spent on active duty, and shall apply irrespective of the title conferred upon the  
45.33 individual by any law enforcement agency.

46.1 (e) "Reserve officer" means an individual whose services are utilized by a law  
46.2 enforcement agency to provide supplementary assistance at special events, traffic or crowd  
46.3 control, and administrative or clerical assistance, and shall include reserve deputies, special  
46.4 deputies, mounted or unmounted patrols, and all other employees or volunteers performing  
46.5 reserve officer functions. A reserve officer's duties do not include enforcement of the general  
46.6 criminal laws of the state, and the officer does not have full powers of arrest or authorization  
46.7 to carry a firearm on duty.

46.8 (f) "Law enforcement agency" means:

46.9 (1) a unit of state or local government that is authorized by law to grant full powers of  
46.10 arrest and to charge a person with the duties of preventing and detecting crime and enforcing  
46.11 the general criminal laws of the state; ~~and~~

46.12 (2) subject to the limitations in section 626.93, a law enforcement agency of a federally  
46.13 recognized tribe, as defined in United States Code, title 25, section 450b(e); and

46.14 (3) subject to the limitation of section 219.995, a railroad company.

46.15 (g) "Professional peace officer education" means a postsecondary degree program, or a  
46.16 nondegree program for persons who already have a college degree, that is offered by a  
46.17 college or university in Minnesota, designed for persons seeking licensure as a peace officer,  
46.18 and approved by the board.

46.19 (h) "Railroad peace officer" means an individual as authorized under United States Code,  
46.20 title 49, section 28101:

46.21 (1) employed by a railroad for the purpose of aiding and supplementing law enforcement  
46.22 agencies in the protection of property owned by or in the care, custody, or control of a  
46.23 railroad and to protect the persons and property of railroad passengers and employees; and

46.24 (2) licensed by the board.

46.25 Sec. 8. Minnesota Statutes 2022, section 626.8435, subdivision 1, is amended to read:

46.26 Subdivision 1. **Establishment and membership.** ~~The Ensuring Police Excellence and~~  
46.27 ~~Improving Community Relations~~ Public Safety Advisory Council is established under the  
46.28 Peace Officer Standards and Training Board. The council consists of the following 15  
46.29 members:

46.30 (1) the superintendent of the Bureau of Criminal Apprehension, or a designee;

46.31 (2) the executive director of the Peace Officer Standards and Training Board, or a  
46.32 designee;

47.1 (3) the executive director of the Minnesota Police and Peace Officers Association, or a  
47.2 designee;

47.3 (4) the executive director of the Minnesota Sheriffs' Association, or a designee;

47.4 (5) the executive director of the Minnesota Chiefs of Police Association, or a designee;

47.5 (6) six community members, of which:

47.6 (i) four members shall represent the community-specific boards established under sections  
47.7 15.0145 and 3.922, reflecting one appointment made by each board;

47.8 (ii) one member shall be a mental health advocate and shall be appointed by the Minnesota  
47.9 chapter of the National Alliance on Mental Illness; and

47.10 (iii) one member shall be an advocate for victims and shall be appointed by Violence  
47.11 Free Minnesota; and

47.12 (7) four members appointed by the legislature, of which one shall be appointed by the  
47.13 speaker of the house, one by the house minority leader, one by the senate majority leader,  
47.14 and one by the senate minority leader.

47.15 The appointing authorities shall make their appointments by September 15, 2020, and  
47.16 shall ensure geographical balance when making appointments.

47.17 **Sec. 9. [626.8437] TRAINING IN EXCITED DELIRIUM AND SIMILAR TERMS**  
47.18 **PROHIBITED.**

47.19 **Subdivision 1. Definition.** For the purposes of this chapter, "excited delirium" means a  
47.20 description of a person's state of agitation, excitability, paranoia, extreme aggression, physical  
47.21 violence, and apparent immunity to pain that is not listed in the most current version of the  
47.22 Diagnostic and Statistical Manual of Mental Disorders, or for which there is insufficient  
47.23 scientific evidence or diagnostic criteria to be recognized as a medical condition. Excited  
47.24 delirium includes excited delirium syndrome, hyperactive delirium, agitated delirium,  
47.25 exhaustive mania, and similar terms.

47.26 **Subd. 2. No continuing education credits or tuition reimbursement.** (a) The board  
47.27 may not certify a continuing education course that includes training on the detection or use  
47.28 of the term excited delirium.

47.29 (b) The board may not grant continuing education credit to a peace officer for a course  
47.30 that includes training on the detection or use of the term excited delirium.

48.1 (c) The board may not reimburse a law enforcement agency or a peace officer for a  
48.2 course that includes training on the detection or use of the term excited delirium.

48.3 Subd. 3. **Training prohibited.** A law enforcement agency may not provide, directly or  
48.4 through a third party, to a peace officer any course that includes training on the detection  
48.5 or use of excited delirium. This section does not prohibit peace officer training in responding  
48.6 to and the proper care of a person in crisis.

48.7 Sec. 10. Minnesota Statutes 2022, section 626.8457, subdivision 3, is amended to read:

48.8 Subd. 3. **Report on alleged misconduct; database; report.** (a) A chief law enforcement  
48.9 officer shall report annually to the board summary data regarding the investigation and  
48.10 disposition of cases involving alleged misconduct, indicating the total number of  
48.11 investigations, the total number by each subject matter, the number dismissed as unfounded,  
48.12 and the number dismissed on grounds that the allegation was unsubstantiated.

48.13 (b) Beginning July 1, 2021, a chief law enforcement officer, in real time, must submit  
48.14 individual peace officer data classified as public data on individuals, as defined by section  
48.15 13.02, subdivision 15, or private data on individuals, as defined by section 13.02, subdivision  
48.16 12, and submitted using encrypted data that the board determines is necessary to:

48.17 (1) evaluate the effectiveness of statutorily required training;

48.18 (2) assist the ~~Ensuring Police Excellence and Improving Community Relations~~ Public  
48.19 Safety Advisory Council in accomplishing the council's duties; and

48.20 (3) allow for the board, the ~~Ensuring Police Excellence and Improving Community~~  
48.21 ~~Relations~~ Public Safety Advisory Council, and the board's complaint investigation committee  
48.22 to identify patterns of behavior that suggest an officer is in crisis or is likely to violate a  
48.23 board-mandated model policy.

48.24 (c) The reporting obligation in paragraph (b) is ongoing. A chief law enforcement officer  
48.25 must update data within 30 days of final disposition of a complaint or investigation.

48.26 (d) Law enforcement agencies and political subdivisions are prohibited from entering  
48.27 into a confidentiality agreement that would prevent disclosure of the data identified in  
48.28 paragraph (b) to the board. Any such confidentiality agreement is void as to the requirements  
48.29 of this section.

48.30 (e) By February 1 of each year, the board shall prepare a report that contains summary  
48.31 data provided under paragraph (b). The board must post the report on its publicly accessible  
48.32 website and provide a copy to the chairs and ranking minority members of the senate and

49.1 house of representatives committees and divisions having jurisdiction over criminal justice  
49.2 policy.

49.3 **Sec. 11. ANOKA COUNTY; JAIL AND CRIMINAL JUSTICE CENTER.**

49.4 **Subdivision 1. Jail and criminal justice center.** Notwithstanding Minnesota Statutes,  
49.5 section 373.05, Anoka County may build a jail and criminal justice center in any city located  
49.6 within the county to replace the current jail located in the city of Anoka.

49.7 **Subd. 2. Sheriff's office.** Notwithstanding Minnesota Statutes, section 382.04, the sheriff  
49.8 of Anoka County may keep office in the jail and criminal justice center authorized under  
49.9 subdivision 1 instead of in the county seat.

49.10 **EFFECTIVE DATE.** This section is effective the day following final enactment.

49.11 **ARTICLE 4**

49.12 **MISCELLANEOUS CRIMINAL JUSTICE PROVISIONS**

49.13 **Section 1. [3C.20] IDENTIFICATION, COLLECTION, AND PUBLICATION OF**  
49.14 **LAWS REGARDING COLLATERAL CONSEQUENCES.**

49.15 **Subdivision 1. Definitions.** (a) For the purposes of this section, the following terms have  
49.16 the meanings given.

49.17 **(b) "Collateral consequence" means a collateral sanction or a disqualification.**

49.18 **(c) "Collateral sanction" means a penalty, disability, or disadvantage, however**  
49.19 **denominated, imposed on an individual as a result of the individual's conviction of an offense**  
49.20 **that applies by operation of law whether or not the penalty, disability, or disadvantage is**  
49.21 **included in the judgment or sentence. Collateral sanction does not include imprisonment,**  
49.22 **probation, parole, supervised release, forfeiture, restitution, fine, assessment, or costs of**  
49.23 **prosecution.**

49.24 **(d) "Conviction" or "convicted" includes a child adjudicated delinquent.**

49.25 **(e) "Disqualification" means a penalty, disability, or disadvantage, however denominated,**  
49.26 **that an administrative agency, governmental official, or court in a civil proceeding is**  
49.27 **authorized but not required to impose on an individual on grounds relating to the individual's**  
49.28 **conviction of an offense.**

49.29 **(f) "Offense" means a felony, gross misdemeanor, misdemeanor, or adjudication as a**  
49.30 **delinquent under the laws of this state, another state, or the United States.**

49.31 **Subd. 2. Revisor's duties.** (a) The revisor of statutes shall:

50.1 (1) identify or cause to be identified any provision in this state's constitution, statutes,  
50.2 and administrative rules that imposes a collateral sanction or authorizes the imposition of  
50.3 a disqualification, and any provision of law that may afford relief from a collateral  
50.4 consequence;

50.5 (2) in a timely manner after the effective date of this section prepare a collection of  
50.6 citations to, and the text or short descriptions of, the provisions identified under clause (1);  
50.7 and

50.8 (3) annually update the collection in a timely manner after the regular or last special  
50.9 session of the legislature in a calendar year.

50.10 In complying with clauses (1) and (2), the revisor may rely on the study of this state's  
50.11 collateral sanctions, disqualifications, and relief provisions prepared by the National Institute  
50.12 of Justice described in section 510 of the Court Security Improvement Act of 2007, Public  
50.13 Law 110-177.

50.14 (b) The revisor of statutes shall include the following statements or substantially similar  
50.15 language in a prominent manner at the beginning of the collection required under paragraph  
50.16 (a):

50.17 (1) This collection has not been enacted into law and does not have the force of law.

50.18 (2) An error or omission in this collection or in any reference work cited in this collection  
50.19 is not a reason for invalidating a plea, conviction, or sentence or for not imposing a collateral  
50.20 sanction or authorizing a disqualification.

50.21 (3) The laws of other jurisdictions and local governments that impose additional collateral  
50.22 sanctions and authorize additional disqualifications are not included in this collection.

50.23 (4) This collection does not include any law or other provision regarding the imposition  
50.24 of or relief from a collateral sanction or a disqualification enacted or adopted after (date the  
50.25 collection was prepared or last updated).

50.26 (c) The Office of the Revisor of Statutes shall publish the collection prepared and updated  
50.27 as required under paragraph (a). If available, the revisor of statutes shall publish as part of  
50.28 the collection the title and Internet address of the most recent collection of:

50.29 (1) the collateral consequences imposed by federal law; and

50.30 (2) any provision of federal law that may afford relief from a collateral consequence.

50.31 (d) The collection described under paragraph (c) must be available to the public on the  
50.32 Internet without charge in a reasonable time after the collection is created or updated.

51.1 **EFFECTIVE DATE.** This section is effective January 1, 2025.

51.2 Sec. 2. Minnesota Statutes 2022, section 260B.007, subdivision 6, is amended to read:

51.3 Subd. 6. **Delinquent child.** (a) Except as otherwise provided in paragraphs (b), ~~and~~ (c),  
51.4 and (d), "delinquent child" means a child:

51.5 (1) who has violated any state or local law, except as provided in section 260B.225,  
51.6 subdivision 1, and except for juvenile offenders as described in subdivisions 16 to 18;

51.7 (2) who has violated a federal law or a law of another state and whose case has been  
51.8 referred to the juvenile court if the violation would be an act of delinquency if committed  
51.9 in this state or a crime or offense if committed by an adult;

51.10 (3) who has escaped from confinement to a state juvenile correctional facility after being  
51.11 committed to the custody of the commissioner of corrections; or

51.12 (4) who has escaped from confinement to a local juvenile correctional facility after being  
51.13 committed to the facility by the court.

51.14 (b) The term delinquent child does not include a child alleged to have committed murder  
51.15 in the first degree after becoming 16 years of age, but the term delinquent child does include  
51.16 a child alleged to have committed attempted murder in the first degree.

51.17 (c) The term delinquent child does not include a child alleged to have engaged in conduct  
51.18 which would, if committed by an adult, violate any federal, state, or local law relating to  
51.19 being hired, offering to be hired, or agreeing to be hired by another individual to engage in  
51.20 sexual penetration or sexual conduct.

51.21 (d) Effective August 1, 2026, and applied to acts committed on or after that date, the  
51.22 term delinquent child does not include a child alleged to have committed a delinquent act  
51.23 before becoming 13 years old.

51.24 Sec. 3. Minnesota Statutes 2022, section 260B.007, subdivision 16, is amended to read:

51.25 Subd. 16. **Juvenile petty offender; juvenile petty offense.** (a) "Juvenile petty offense"  
51.26 includes a juvenile alcohol offense, a juvenile controlled substance offense, a violation of  
51.27 section 609.685, or a violation of a local ordinance, which by its terms prohibits conduct  
51.28 by a child under the age of 18 years which would be lawful conduct if committed by an  
51.29 adult.

51.30 (b) Except as otherwise provided in paragraph (c), "juvenile petty offense" also includes  
51.31 an offense that would be a misdemeanor if committed by an adult.

52.1 (c) "Juvenile petty offense" does not include any of the following:

52.2 (1) a misdemeanor-level violation of section 518B.01, 588.20, 609.224, 609.2242,  
52.3 609.324, subdivision 2 or 3, 609.5632, 609.576, 609.66, 609.746, 609.748, 609.79, or  
52.4 617.23;

52.5 (2) a major traffic offense or an adult court traffic offense, as described in section  
52.6 260B.225;

52.7 (3) a misdemeanor-level offense committed by a child whom the juvenile court previously  
52.8 has found to have committed a misdemeanor, gross misdemeanor, or felony offense; or

52.9 (4) a misdemeanor-level offense committed by a child whom the juvenile court has  
52.10 found to have committed a misdemeanor-level juvenile petty offense on two or more prior  
52.11 occasions, unless the county attorney designates the child on the petition as a juvenile petty  
52.12 offender notwithstanding this prior record. As used in this clause, "misdemeanor-level  
52.13 juvenile petty offense" includes a misdemeanor-level offense that would have been a juvenile  
52.14 petty offense if it had been committed on or after July 1, 1995.

52.15 (d) A child who commits a juvenile petty offense is a "juvenile petty offender." The  
52.16 term juvenile petty offender does not include a child alleged to have violated any law relating  
52.17 to being hired, offering to be hired, or agreeing to be hired by another individual to engage  
52.18 in sexual penetration or sexual conduct which, if committed by an adult, would be a  
52.19 misdemeanor.

52.20 (e) Effective August 1, 2026, and applied to acts committed on or after that date,  
52.21 notwithstanding any contrary provision in paragraphs (a) to (d), a juvenile petty offender  
52.22 does not include a child who is alleged to have committed a juvenile petty offense before  
52.23 reaching the age of 13 years.

52.24 Sec. 4. **[260B.009] DNA COLLECTION; PARENTAL CONSENT, COURT ORDER,**  
52.25 **OR WARRANT REQUIRED.**

52.26 (a) As used in this section, "DNA analysis" has the meaning given in section 299C.155.

52.27 (b) A biological specimen for the purpose of DNA analysis must not be taken from a  
52.28 minor without the consent of the minor's parent or custodian, a court order, or a warrant.

52.29 (c) A minor whose biological specimen is collected in violation of paragraph (b) may  
52.30 move the court to suppress the use, as evidence, of the results of the DNA analysis and for  
52.31 destruction of the biological specimen.

53.1 **EFFECTIVE DATE.** This section is effective August 1, 2024, and applies to biological  
53.2 specimens collected on or after that date.

53.3 Sec. 5. Minnesota Statutes 2022, section 260C.007, subdivision 6, is amended to read:

53.4 Subd. 6. **Child in need of protection or services.** "Child in need of protection or  
53.5 services" means a child who is in need of protection or services because the child:

53.6 (1) is abandoned or without parent, guardian, or custodian;

53.7 (2)(i) has been a victim of physical or sexual abuse as defined in section 260E.03,  
53.8 subdivision 18 or 20, (ii) resides with or has resided with a victim of child abuse as defined  
53.9 in subdivision 5 or domestic child abuse as defined in subdivision 13, (iii) resides with or  
53.10 would reside with a perpetrator of domestic child abuse as defined in subdivision 13 or child  
53.11 abuse as defined in subdivision 5 or 13, or (iv) is a victim of emotional maltreatment as  
53.12 defined in subdivision 15;

53.13 (3) is without necessary food, clothing, shelter, education, or other required care for the  
53.14 child's physical or mental health or morals because the child's parent, guardian, or custodian  
53.15 is unable or unwilling to provide that care;

53.16 (4) is without the special care made necessary by a physical, mental, or emotional  
53.17 condition because the child's parent, guardian, or custodian is unable or unwilling to provide  
53.18 that care;

53.19 (5) is medically neglected, which includes, but is not limited to, the withholding of  
53.20 medically indicated treatment from an infant with a disability with a life-threatening  
53.21 condition. The term "withholding of medically indicated treatment" means the failure to  
53.22 respond to the infant's life-threatening conditions by providing treatment, including  
53.23 appropriate nutrition, hydration, and medication which, in the treating physician's, advanced  
53.24 practice registered nurse's, or physician assistant's reasonable medical judgment, will be  
53.25 most likely to be effective in ameliorating or correcting all conditions, except that the term  
53.26 does not include the failure to provide treatment other than appropriate nutrition, hydration,  
53.27 or medication to an infant when, in the treating physician's, advanced practice registered  
53.28 nurse's, or physician assistant's reasonable medical judgment:

53.29 (i) the infant is chronically and irreversibly comatose;

53.30 (ii) the provision of the treatment would merely prolong dying, not be effective in  
53.31 ameliorating or correcting all of the infant's life-threatening conditions, or otherwise be  
53.32 futile in terms of the survival of the infant; or

54.1 (iii) the provision of the treatment would be virtually futile in terms of the survival of  
54.2 the infant and the treatment itself under the circumstances would be inhumane;

54.3 (6) is one whose parent, guardian, or other custodian for good cause desires to be relieved  
54.4 of the child's care and custody, including a child who entered foster care under a voluntary  
54.5 placement agreement between the parent and the responsible social services agency under  
54.6 section 260C.227;

54.7 (7) has been placed for adoption or care in violation of law;

54.8 (8) is without proper parental care because of the emotional, mental, or physical disability,  
54.9 or state of immaturity of the child's parent, guardian, or other custodian;

54.10 (9) is one whose behavior, condition, or environment is such as to be injurious or  
54.11 dangerous to the child or others. An injurious or dangerous environment may include, but  
54.12 is not limited to, the exposure of a child to criminal activity in the child's home;

54.13 (10) is experiencing growth delays, which may be referred to as failure to thrive, that  
54.14 have been diagnosed by a physician and are due to parental neglect;

54.15 (11) is a sexually exploited youth;

54.16 (12) has committed a delinquent act or a juvenile petty offense before becoming ten  
54.17 years old. This clause expires July 31, 2026;

54.18 (13) is a runaway;

54.19 (14) is a habitual truant;

54.20 (15) has been found incompetent to proceed or has been found not guilty by reason of  
54.21 mental illness or mental deficiency in connection with a delinquency proceeding, a  
54.22 certification under section 260B.125, an extended jurisdiction juvenile prosecution, or a  
54.23 proceeding involving a juvenile petty offense; ~~or~~

54.24 (16) has a parent whose parental rights to one or more other children were involuntarily  
54.25 terminated or whose custodial rights to another child have been involuntarily transferred to  
54.26 a relative and there is a case plan prepared by the responsible social services agency  
54.27 documenting a compelling reason why filing the termination of parental rights petition under  
54.28 section 260C.503, subdivision 2, is not in the best interests of the child; or

54.29 (17) effective August 1, 2026, has committed a delinquent act or a juvenile petty offense  
54.30 before becoming 13 years old.

55.1 Sec. 6. Minnesota Statutes 2022, section 260E.06, subdivision 1, is amended to read:

55.2 Subdivision 1. **Mandatory reporters.** (a) A person who knows or has reason to believe  
55.3 a child is being maltreated, as defined in section 260E.03, or has been maltreated within  
55.4 the preceding three years shall immediately report the information to the local welfare  
55.5 agency, agency responsible for assessing or investigating the report, police department,  
55.6 county sheriff, tribal social services agency, or tribal police department if the person is:

55.7 (1) a professional or professional's delegate who is engaged in the practice of the healing  
55.8 arts, social services, hospital administration, psychological or psychiatric treatment, child  
55.9 care, education, correctional supervision, probation and correctional services, or law  
55.10 enforcement; or

55.11 (2) employed as a member of the clergy and received the information while engaged in  
55.12 ministerial duties, provided that a member of the clergy is not required by this subdivision  
55.13 to report information that is otherwise privileged under section 595.02, subdivision 1,  
55.14 paragraph (c).

55.15 (b) "Practice of social services" for the purposes of this subdivision includes but is not  
55.16 limited to employee assistance counseling and the provision of guardian ad litem and  
55.17 parenting time expeditor services.

55.18 (c) A corporation, school, nonprofit organization, religious organization, facility as  
55.19 defined in section 260E.03, subdivision 6, or similar entity must not have any policies,  
55.20 written or otherwise, that prevent or discourage a mandatory or voluntary reporter from  
55.21 reporting suspected or alleged maltreatment of a child in accordance with this section.

55.22 Sec. 7. Minnesota Statutes 2022, section 260E.08, is amended to read:

55.23 **260E.08 CRIMINAL PENALTIES FOR FAILURE TO REPORT; CIVIL**  
55.24 **PENALTY FOR MAKING FALSE REPORT.**

55.25 (a) A person mandated by section 260E.06, subdivision 1, to report who knows or has  
55.26 reason to believe that a child is maltreated, as defined in section 260E.03, or has been  
55.27 maltreated within the preceding three years, and fails to report is guilty of a misdemeanor.

55.28 (b) A person mandated by section 260E.06, subdivision 1, to report who knows or has  
55.29 reason to believe that two or more children not related to the offender have been maltreated,  
55.30 as defined in section 260E.03, by the same offender within the preceding ten years, and  
55.31 fails to report is guilty of a gross misdemeanor.

56.1 (c) A parent, guardian, or caretaker who knows or reasonably should know that the  
56.2 child's health is in serious danger and who fails to report as required by section 260E.06,  
56.3 subdivision 3, is guilty of a gross misdemeanor if the child suffers substantial or great bodily  
56.4 harm because of the lack of medical care. If the child dies because of the lack of medical  
56.5 care, the person is guilty of a felony and may be sentenced to imprisonment for not more  
56.6 than two years or to payment of a fine of not more than \$4,000, or both. The provision in  
56.7 section 609.378, subdivision 1, paragraph (a), clause (1), providing that a parent, guardian,  
56.8 or caretaker may, in good faith, select and depend on spiritual means or prayer for treatment  
56.9 or care of a child, does not exempt a parent, guardian, or caretaker from the duty to report  
56.10 under this chapter.

56.11 (d) Any person who knowingly or recklessly makes a false report under the provisions  
56.12 of this chapter shall be liable in a civil suit for any actual damages suffered by the person  
56.13 or persons so reported and for any punitive damages set by the court or jury, plus costs and  
56.14 reasonable attorney fees.

56.15 (e) A person who intentionally prevents or attempts to prevent a person mandated by  
56.16 section 260E.06, subdivision 1, to report under this chapter is guilty of a misdemeanor.

56.17 Sec. 8. Minnesota Statutes 2023 Supplement, section 299C.105, subdivision 1, is amended  
56.18 to read:

56.19 Subdivision 1. **Required collection of biological specimen for DNA testing.** (a) Sheriffs,  
56.20 peace officers, and community corrections agencies operating secure juvenile detention  
56.21 facilities shall take or cause to be taken biological specimens for the purpose of DNA analysis  
56.22 as defined in section 299C.155, of the following:

56.23 (1) ~~persons who have appeared in court and have had a judicial probable cause~~  
56.24 ~~determination on a charge of committing,~~ or persons having been convicted of or attempting  
56.25 to commit, any of the following:

56.26 (i) murder under section 609.185, 609.19, or 609.195;

56.27 (ii) manslaughter under section 609.20 or 609.205;

56.28 (iii) assault under section 609.221, 609.222, or 609.223;

56.29 (iv) robbery under section 609.24, aggravated robbery under section 609.245, or  
56.30 carjacking under section 609.247;

56.31 (v) kidnapping under section 609.25;

56.32 (vi) false imprisonment under section 609.255;

57.1 (vii) criminal sexual conduct under section 609.342, 609.343, 609.344, 609.345,  
57.2 609.3451, subdivision 3, or 609.3453;

57.3 (viii) incest under section 609.365;

57.4 (ix) burglary under section 609.582, subdivision 1; or

57.5 (x) indecent exposure under section 617.23, subdivision 3;

57.6 (2) persons sentenced as patterned sex offenders under section 609.3455, subdivision  
57.7 3a; or

57.8 (3) ~~juveniles who have appeared in court and have had a judicial probable cause~~  
57.9 ~~determination on a charge of committing, or juveniles having been adjudicated delinquent~~  
57.10 for committing or attempting to commit; any of the following:

57.11 (i) murder under section 609.185, 609.19, or 609.195;

57.12 (ii) manslaughter under section 609.20 or 609.205;

57.13 (iii) assault under section 609.221, 609.222, or 609.223;

57.14 (iv) robbery under section 609.24, aggravated robbery under section 609.245, or  
57.15 carjacking under section 609.247;

57.16 (v) kidnapping under section 609.25;

57.17 (vi) false imprisonment under section 609.255;

57.18 (vii) criminal sexual conduct under section 609.342, 609.343, 609.344, 609.345,  
57.19 609.3451, subdivision 3, or 609.3453;

57.20 (viii) incest under section 609.365;

57.21 (ix) burglary under section 609.582, subdivision 1; or

57.22 (x) indecent exposure under section 617.23, subdivision 3.

57.23 (b) Unless the superintendent of the bureau requires a shorter period, within 72 hours  
57.24 the biological specimen required under paragraph (a) must be forwarded to the bureau in  
57.25 such a manner as may be prescribed by the superintendent.

57.26 (c) Prosecutors, courts, and probation officers shall attempt to ensure that the biological  
57.27 specimen is taken on a person described in paragraph (a).

58.1 Sec. 9. Minnesota Statutes 2022, section 590.01, subdivision 4, is amended to read:

58.2 Subd. 4. **Time limit.** (a) No petition for postconviction relief may be filed more than  
58.3 two years after the later of:

58.4 (1) the entry of judgment of conviction or sentence if no direct appeal is filed; or

58.5 (2) an appellate court's disposition of petitioner's direct appeal.

58.6 (b) Notwithstanding paragraph (a), a court may hear a petition for postconviction relief  
58.7 if:

58.8 (1) the petitioner establishes that a physical disability or mental disease precluded a  
58.9 timely assertion of the claim;

58.10 (2) the petitioner alleges the existence of newly discovered evidence, including scientific  
58.11 evidence, that provides facts necessary to sustain one or more legally cognizable claims for  
58.12 postconviction relief, if such evidence could not have been ascertained by the exercise of  
58.13 due diligence by the petitioner or petitioner's attorney within the two-year time period for  
58.14 filing a postconviction petition, and the evidence is not cumulative to evidence presented  
58.15 at trial, and is not for impeachment purposes, and establishes by a clear and convincing  
58.16 standard that the petitioner is innocent of the offense or offenses for which the petitioner  
58.17 was convicted;

58.18 (3) the petitioner asserts a new interpretation of federal or state constitutional or statutory  
58.19 law by either the United States Supreme Court or a Minnesota appellate court and the  
58.20 petitioner establishes that this interpretation is retroactively applicable to the petitioner's  
58.21 case;

58.22 (4) the petition is brought pursuant to subdivision 3; or

58.23 (5) the petitioner establishes to the satisfaction of the court that the petition is not frivolous  
58.24 and is in the interests of justice.

58.25 (c) Any petition invoking an exception provided in paragraph (b) must be filed within  
58.26 two years of the date the claim arises.

58.27 Sec. 10. Minnesota Statutes 2022, section 590.03, is amended to read:

58.28 **590.03 PLEADINGS AND PRACTICE AFTER FILING A POSTCONVICTION**  
58.29 **PETITION.**

58.30 Within ~~20~~ 45 days after the filing of the petition pursuant to section 590.01 or within  
58.31 such time as the judge to whom the matter has been assigned may fix, the county attorney,

59.1 or the attorney general, on behalf of the state, shall respond to the petition by answer or  
59.2 motion which shall be filed with the court administrator of district court and served on the  
59.3 petitioner if unrepresented or on the petitioner's attorney. No further pleadings are necessary  
59.4 except as the court may order. The court may at any time prior to its decision on the merits  
59.5 permit a withdrawal of the petition, may permit amendments thereto, and to the answer.  
59.6 The court shall liberally construe the petition and any amendments thereto and shall look  
59.7 to the substance thereof and waive any irregularities or defects in form.

59.8 Sec. 11. Minnesota Statutes 2022, section 604A.05, subdivision 1, is amended to read:

59.9 Subdivision 1. **Person seeking medical providing assistance; immunity from**  
59.10 **prosecution.** A person acting in good faith who seeks medical assistance for or acts in  
59.11 concert with a person seeking medical assistance for another person who is experiencing a  
59.12 drug-related overdose may not be charged or prosecuted for the possession, sharing, or use  
59.13 of a controlled substance under section 152.023, subdivision 2, ~~clauses (4) and (6),~~ 152.024,  
59.14 or 152.025, ~~or possession of drug paraphernalia.~~ A person qualifies for the immunities  
59.15 provided in this subdivision only if:

59.16 (1) the evidence for the charge or prosecution was obtained as a result of the person's  
59.17 seeking medical assistance for or acting in concert with a person seeking medical assistance  
59.18 for another person; and

59.19 (2) the person seeks medical assistance for or acts in concert with a person seeking  
59.20 medical assistance for another person who is in need of medical assistance for an immediate  
59.21 health or safety concern, provided that the person ~~who seeks the medical assistance is the~~  
59.22 ~~first person to seek the assistance,~~ provides a name and contact information, remains on the  
59.23 scene until assistance arrives or is provided, and cooperates with the authorities.

59.24 Good faith does not include seeking medical assistance during the course of the execution  
59.25 of an arrest warrant or search warrant or a lawful search.

59.26 **EFFECTIVE DATE.** This section is effective August 1, 2024, and applies to acts  
59.27 committed on or after that date.

59.28 Sec. 12. Minnesota Statutes 2023 Supplement, section 609.3455, subdivision 5, is amended  
59.29 to read:

59.30 Subd. 5. **Life sentences; minimum term of imprisonment.** At the time of sentencing  
59.31 under subdivision 3 or 4, the court shall specify a minimum term of imprisonment, based  
59.32 on the sentencing guidelines or any applicable mandatory minimum sentence, that must be

60.1 served before the offender may be considered for supervised release. If the offender was  
60.2 under 18 years of age at the time of the commission of the offense, the minimum term of  
60.3 imprisonment specified by the court shall not exceed the applicable minimum term of  
60.4 imprisonment described in section 244.05, subdivision 4b.

60.5 **EFFECTIVE DATE.** This section is effective the day following final enactment.

60.6 Sec. 13. Minnesota Statutes 2023 Supplement, section 609A.015, subdivision 3, as amended  
60.7 by Laws 2024, chapter 80, article 8, section 63, is amended to read:

60.8 Subd. 3. **Eligibility; certain criminal proceedings.** (a) A person is eligible for a grant  
60.9 of expungement relief if the person:

60.10 (1) was convicted of a qualifying offense;

60.11 (2) has not been convicted of a new offense, other than an offense that would be a petty  
60.12 misdemeanor, in Minnesota:

60.13 (i) during the applicable waiting period immediately following discharge of the disposition  
60.14 or sentence for the crime; or

60.15 (ii) during the applicable waiting period immediately preceding a subsequent review  
60.16 performed pursuant to subdivision 5, paragraph (a); and

60.17 (3) is not charged with an offense, other than an offense that would be a petty  
60.18 misdemeanor, in Minnesota at the time the person reaches the end of the applicable waiting  
60.19 period or at the time of a subsequent review.

60.20 (b) As used in this subdivision, "qualifying offense" means a conviction for:

60.21 (1) any petty misdemeanor offense other than a violation of a traffic regulation relating  
60.22 to the operation or parking of motor vehicles;

60.23 (2) any misdemeanor offense other than:

60.24 (i) section 169A.20 under the terms described in section 169A.27 (fourth-degree driving  
60.25 while impaired);

60.26 (ii) section 518B.01, subdivision 14 (violation of an order for protection);

60.27 (iii) section 609.224 (assault in the fifth degree);

60.28 (iv) section 609.2242 (domestic assault);

60.29 (v) section 609.746 (interference with privacy);

60.30 (vi) section 609.748 (violation of a harassment restraining order);

- 61.1 (vii) section 609.78 (interference with emergency call);
- 61.2 (viii) section 609.79 (obscene or harassing phone calls);
- 61.3 (ix) section 617.23 (indecent exposure); or
- 61.4 (x) section 629.75 (violation of domestic abuse no contact order);
- 61.5 (3) any gross misdemeanor offense other than:
  - 61.6 (i) section 169.13, subdivision 1, if the person causes great bodily harm or death to
  - 61.7 another (reckless driving resulting in great bodily harm or death);
  - 61.8 ~~(i)~~ (ii) section 169A.25 (second-degree driving while impaired);
  - 61.9 ~~(ii)~~ (iii) section 169A.26 (third-degree driving while impaired);
  - 61.10 ~~(iii)~~ (iv) section 518B.01, subdivision 14 (violation of an order for protection);
  - 61.11 ~~(iv)~~ (v) section 609.2113, subdivision 3 (criminal vehicular operation);
  - 61.12 ~~(v)~~ (vi) section 609.2231 (assault in the fourth degree);
  - 61.13 ~~(vi)~~ (vii) section 609.224 (assault in the fifth degree);
  - 61.14 ~~(vii)~~ (viii) section 609.2242 (domestic assault);
  - 61.15 ~~(viii)~~ (ix) section 609.233 (criminal neglect);
  - 61.16 ~~(ix)~~ (x) section 609.3451 (criminal sexual conduct in the fifth degree);
  - 61.17 ~~(x)~~ (xi) section 609.377 (malicious punishment of child);
  - 61.18 ~~(xi)~~ (xii) section 609.485 (escape from custody);
  - 61.19 ~~(xii)~~ (xiii) section 609.498 (tampering with witness);
  - 61.20 ~~(xiii)~~ (xiv) section 609.582, subdivision 4 (burglary in the fourth degree);
  - 61.21 ~~(xiv)~~ (xv) section 609.746 (interference with privacy);
  - 61.22 ~~(xv)~~ (xvi) section 609.748 (violation of a harassment restraining order);
  - 61.23 ~~(xvi)~~ (xvii) section 609.749 (harassment; stalking);
  - 61.24 ~~(xvii)~~ (xviii) section 609.78 (interference with emergency call);
  - 61.25 ~~(xviii)~~ (xix) section 617.23 (indecent exposure);
  - 61.26 ~~(xix)~~ (xx) section 617.261 (nonconsensual dissemination of private sexual images); or
  - 61.27 ~~(xx)~~ (xxi) section 629.75 (violation of domestic abuse no contact order); or

62.1 (4) any felony offense listed in section 609A.02, subdivision 3, paragraph (b), other  
62.2 than:

62.3 (i) section 152.023, subdivision 2 (possession of a controlled substance in the third  
62.4 degree);

62.5 (ii) 152.024, subdivision 2 (possession of a controlled substance in the fourth degree);

62.6 (iii) section 609.485, subdivision 4, paragraph (a), clause (2) or (4) (escape from civil  
62.7 commitment for mental illness); ~~or~~

62.8 (iv) section 609.582, subdivision 3, paragraph (a) (burglary in the third degree; other  
62.9 than trespass); or

62.10 (v) section 609.746, subdivision 1, paragraph ~~(e)~~ (g) (interference with privacy;  
62.11 subsequent violation or minor victim).

62.12 (c) As used in this subdivision, "applicable waiting period" means:

62.13 (1) if the offense was a petty misdemeanor, two years since discharge of the sentence;

62.14 (2) if the offense was a misdemeanor, two years since discharge of the sentence for the  
62.15 crime;

62.16 (3) if the offense was a gross misdemeanor, three years since discharge of the sentence  
62.17 for the crime;

62.18 (4) if the offense was a felony violation of section 152.025, four years since the discharge  
62.19 of the sentence for the crime; and

62.20 (5) if the offense was any other felony, five years since discharge of the sentence for the  
62.21 crime.

62.22 (d) Felony offenses deemed to be a gross misdemeanor or misdemeanor pursuant to  
62.23 section 609.13, subdivision 1, remain ineligible for expungement under this section. Gross  
62.24 misdemeanor offenses ineligible for a grant of expungement under this section remain  
62.25 ineligible if deemed to be for a misdemeanor pursuant to section 609.13, subdivision 2.

62.26 (e) The service requirements in section 609A.03, subdivision 8, do not apply to any  
62.27 expungements ordered under this subdivision.

62.28 (f) An expungement order does not apply to records held by the commissioners of  
62.29 children, youth, and families; health; and human services.

62.30 **EFFECTIVE DATE.** This section is effective January 1, 2025.

63.1 Sec. 14. Minnesota Statutes 2023 Supplement, section 609A.02, subdivision 3, is amended  
63.2 to read:

63.3 Subd. 3. **Certain criminal proceedings.** (a) A petition may be filed under section  
63.4 609A.03 to seal all records relating to an arrest, indictment or information, trial, or verdict  
63.5 if the records are not subject to section 299C.11, subdivision 1, paragraph (b), and if:

63.6 (1) all pending actions or proceedings were resolved in favor of the petitioner. For  
63.7 purposes of this chapter, a verdict of not guilty by reason of mental illness is not a resolution  
63.8 in favor of the petitioner. For the purposes of this chapter, an action or proceeding is resolved  
63.9 in favor of the petitioner, if the petitioner received an order under section 590.11 determining  
63.10 that the petitioner is eligible for compensation based on exoneration;

63.11 (2) the petitioner has successfully completed the terms of a diversion program or stay  
63.12 of adjudication and has not been charged with a new crime for at least one year since  
63.13 completion of the diversion program or stay of adjudication;

63.14 (3) the petitioner was convicted of a petty misdemeanor or misdemeanor or the sentence  
63.15 imposed was within the limits provided by law for a misdemeanor and the petitioner has  
63.16 not been convicted of a new crime for at least two years since discharge of the sentence for  
63.17 the crime;

63.18 (4) the petitioner was convicted of a gross misdemeanor or the sentence imposed was  
63.19 within the limits provided by law for a gross misdemeanor and the petitioner has not been  
63.20 convicted of a new crime for at least three years since discharge of the sentence for the  
63.21 crime;

63.22 (5) the petitioner was convicted of a gross misdemeanor that is deemed to be for a  
63.23 misdemeanor pursuant to section 609.13, subdivision 2, clause (2), and has not been convicted  
63.24 of a new crime for at least three years since discharge of the sentence for the crime;

63.25 (6) the petitioner was convicted of a felony violation of section 152.025 and has not  
63.26 been convicted of a new crime for at least four years since discharge of the sentence for the  
63.27 crime;

63.28 (7) the petitioner was convicted of a felony that is deemed to be for a gross misdemeanor  
63.29 or misdemeanor pursuant to section 609.13, subdivision 1, clause (2), and has not been  
63.30 convicted of a new crime for at least:

63.31 (i) four years since discharge of the sentence for the crime if the conviction was for an  
63.32 offense listed in paragraph (b); or

64.1 (ii) five years since discharge of the sentence for the crime if the conviction was for any  
64.2 other offense; or

64.3 (8) the petitioner was convicted of a felony violation of an offense listed in paragraph  
64.4 (b), and has not been convicted of a new crime for at least four years since discharge of the  
64.5 sentence for the crime.

64.6 (b) Paragraph (a), clause ~~(7)~~ (8), applies to the following offenses:

64.7 (1) section 35.824 (altering livestock certificate);

64.8 (2) section 62A.41 (insurance regulations);

64.9 (3) section 86B.865, subdivision 1 (certification for title on watercraft);

64.10 (4) section 152.023, subdivision 2 (possession of a controlled substance in the third  
64.11 degree); 152.024, subdivision 2 (possession of a controlled substance in the fourth degree);  
64.12 152.025 (controlled substance in the fifth degree); or 152.097 (sale of simulated controlled  
64.13 substance);

64.14 (5) section 168A.30, subdivision 1 (certificate of title false information); or 169.09,  
64.15 subdivision 14, paragraph (a), clause (2) (accident resulting in great bodily harm);

64.16 (6) chapter 201; 203B; or 204C (voting violations);

64.17 (7) section 228.45; 228.47; 228.49; 228.50; or 228.51 (false bill of lading);

64.18 (8) section 256.984 (false declaration in assistance application);

64.19 (9) section 296A.23, subdivision 2 (willful evasion of fuel tax);

64.20 (10) section 297D.09, subdivision 1 (failure to affix stamp on scheduled substances);

64.21 (11) section 297G.19 (liquor taxation); or 340A.701 (unlawful acts involving liquor);

64.22 (12) section 325F.743 (precious metal dealers); or 325F.755, subdivision 7 (prize notices  
64.23 and solicitations);

64.24 (13) section 346.155, subdivision 10 (failure to control regulated animal);

64.25 (14) section 349.2127; or 349.22 (gambling regulations);

64.26 (15) section 588.20 (contempt);

64.27 (16) section 609.27, subdivision 1, clauses (2) to (5) (coercion);

64.28 (17) section 609.31 (leaving state to evade establishment of paternity);

- 65.1 (18) section 609.485, subdivision 4, paragraph (a), clause (2) or (4) (escape from civil  
65.2 commitment for mental illness);
- 65.3 (19) section 609.49 (failure to appear in court);
- 65.4 (20) section 609.52, subdivision 2, when sentenced pursuant to section 609.52,  
65.5 subdivision 3, clause (3)(a) (theft of \$5,000 or less) or 609.52, subdivision 3a, clause (1)  
65.6 (theft of \$1,000 or less with risk of bodily harm); or any other offense sentenced pursuant  
65.7 to section 609.52, subdivision 3, clause (3)(a);
- 65.8 (21) section 609.521 (possession of shoplifting gear);
- 65.9 (22) section 609.525 (bringing stolen goods into state);
- 65.10 (23) section 609.526, subdivision 2, clause (2) (metal dealer receiving stolen goods);
- 65.11 (24) section 609.527, subdivision 5b (possession or use of scanning device or reencoder);  
65.12 609.528, subdivision 3, clause (3) (possession or sale of stolen or counterfeit check); or  
65.13 609.529 (mail theft);
- 65.14 (25) section 609.53 (receiving stolen goods);
- 65.15 (26) section 609.535, subdivision 2a, paragraph (a), clause (1) (dishonored check over  
65.16 \$500);
- 65.17 (27) section 609.54, clause (1) (embezzlement of public funds \$2,500 or less);
- 65.18 (28) section 609.551 (rustling and livestock theft);
- 65.19 (29) section 609.5641, subdivision 1a, paragraph (a) (wildfire arson);
- 65.20 (30) section 609.576, subdivision 1, clause (3), item (iii) (negligent fires);
- 65.21 (31) section 609.582, subdivision 3 (burglary in the third degree);
- 65.22 (32) section 609.59 (possession of burglary or theft tools);
- 65.23 (33) section 609.595, subdivision 1, clauses (3) to (5), and subdivision 1a, paragraph  
65.24 (a) (criminal damage to property);
- 65.25 (34) section 609.597, subdivision 3, clause (3) (assaulting or harming police horse);
- 65.26 (35) section 609.625 (aggravated forgery); 609.63 (forgery); 609.631, subdivision 4,  
65.27 clause (3)(a) (check forgery and offering forged check, \$2,500 or less); 609.635 (obtaining  
65.28 signature by false pretense); 609.64 (recording, filing forged instrument); or 609.645  
65.29 (fraudulent statements);

66.1 (36) section 609.65, clause (1) (false certification by notary); or 609.651, subdivision  
66.2 4, paragraph (a) (lottery fraud);

66.3 (37) section 609.652 (fraudulent driver's license and identification card);

66.4 (38) section 609.66, subdivision 1a, paragraph (a) (discharge of firearm; silencer); or  
66.5 609.66, subdivision 1b (furnishing firearm to minor);

66.6 (39) section 609.662, subdivision 2, paragraph (b) (duty to render aid);

66.7 (40) section 609.686, subdivision 2 (tampering with fire alarm);

66.8 (41) section 609.746, subdivision 1, paragraph (g) (interference with privacy; subsequent  
66.9 violation or minor victim);

66.10 (42) section 609.80, subdivision 2 (interference with cable communications system);

66.11 (43) section 609.821, subdivision 2 (financial transaction card fraud);

66.12 (44) section 609.822 (residential mortgage fraud);

66.13 (45) section 609.825, subdivision 2 (bribery of participant or official in contest);

66.14 (46) section 609.855, subdivision 2, paragraph (c), clause (1) (interference with transit  
66.15 operator);

66.16 (47) section 609.88 (computer damage); or 609.89 (computer theft);

66.17 (48) section 609.893, subdivision 2 (telecommunications and information services fraud);

66.18 (49) section 609.894, subdivision 3 or 4 (cellular counterfeiting);

66.19 (50) section 609.895, subdivision 3, paragraph (a) or (b) (counterfeited intellectual  
66.20 property);

66.21 (51) section 609.896 (movie pirating);

66.22 (52) section 624.7132, subdivision 15, paragraph (b) (transfer pistol to minor); 624.714,  
66.23 subdivision 1a (pistol without permit; subsequent violation); or 624.7141, subdivision 2  
66.24 (transfer of pistol to ineligible person); or

66.25 (53) section 624.7181 (rifle or shotgun in public by minor).

66.26 Sec. 15. **[627.16] CRIMINAL SEXUAL CONDUCT; MENTALLY**  
66.27 **INCAPACITATED; ASLEEP OR NOT CONSCIOUS.**

66.28 A criminal action arising out of an incident of alleged criminal sexual conduct may be  
66.29 prosecuted either in the county where any element of the alleged sexual penetration or sexual

67.1 contact was committed or the county where the complainant is found when the complainant  
67.2 was, at the time of the act:

67.3 (1) mentally incapacitated, as defined in section 609.341, subdivision 7; or

67.4 (2) physically helpless, as defined in section 609.341, subdivision 9, as the result of  
67.5 being asleep or not conscious.

67.6 **Sec. 16. [634.025] CONFESSION BY A JUVENILE; INADMISSIBLE WHEN**  
67.7 **DECEPTION IS USED.**

67.8 (a) Any admission, confession, or statement, whether written or oral, made by a person  
67.9 under 18 years of age during a custodial interrogation by a law enforcement agency official  
67.10 or their agent, is presumed to have been made involuntarily and is inadmissible in any  
67.11 proceeding if, during the interrogation, a law enforcement agency official or that person's  
67.12 agent:

67.13 (1) communicated information that an official or agent conducting or participating in  
67.14 the interrogation knew to be false if that information was about the existence or nature of  
67.15 evidence that a reasonable person would find to be material in assessing any suspected or  
67.16 alleged criminal conduct by the individual being interrogated; or

67.17 (2) communicated statements regarding leniency that the official or agent was not  
67.18 authorized to make.

67.19 (b) The presumption that any such admission, confession, or statement, or any portion  
67.20 thereof, is made involuntarily and is inadmissible may be overcome if the state proves by  
67.21 a preponderance of the evidence that the admission, confession, or statement, or the given  
67.22 portion thereof, was voluntary, reliable, and not induced by any act described in paragraph  
67.23 (a).

67.24 (c) The presumption of inadmissibility set forth in paragraph (a) shall not apply to any  
67.25 portion of an admission, confession, or statement that occurs prior to the first instance in  
67.26 which one of the acts described in paragraph (a) occurs.

67.27 (d) That an admission, confession, or statement is deemed inadmissible under this section  
67.28 shall have no effect on the admissibility of evidence obtained as a result of the admission,  
67.29 confession, or statement if the evidence would have been discovered through independent  
67.30 lawful means or if knowledge of the evidence was acquired through an independent source.

67.31 **EFFECTIVE DATE.** This section is effective January 1, 2025, and applies to an  
67.32 admission, confession, or statement, whether written or oral, made on or after that date.

68.1 Sec. 17. Minnesota Statutes 2023 Supplement, section 638.12, subdivision 2, is amended  
68.2 to read:

68.3 Subd. 2. **Pardon eligibility; waiver.** (a) Except as provided in paragraphs (b) and (c),  
68.4 an individual convicted of a crime in a court of this state may apply for a pardon of the  
68.5 individual's conviction on or after five years from the sentence's expiration or discharge  
68.6 date.

68.7 (b) An individual convicted before August 1, 2023, of a violation of section 609.19,  
68.8 subdivision 1, clause (1), under the theory of liability for crimes of another may apply for  
68.9 a pardon upon the sentence's expiration or discharge date if the individual:

68.10 (1) was charged with a violation of section 609.185, paragraph (a), clause (3), and:

68.11 (i) thereafter pled guilty to a violation of section 609.19, subdivision 1, clause (1);

68.12 (ii) did not cause the death of a human being; and

68.13 (iii) did not intentionally aid, advise, hire, counsel, or conspire with or otherwise procure  
68.14 another with the intent to cause the death of a human being; or

68.15 (2) was charged with a violation of section 609.19, subdivision 2, and:

68.16 (i) thereafter pled guilty to a violation of section 609.19, subdivision 1, clause (1);

68.17 (ii) did not cause the death of a human being; and

68.18 (iii) was not a major participant, as defined in section 609.05, subdivision 2a, paragraph  
68.19 (c), in the underlying felony ~~and~~ or did not act with extreme indifference to human life.

68.20 (c) An individual may request the board to waive the waiting period if there is a showing  
68.21 of unusual circumstances and special need.

68.22 (d) The commission must review a waiver request and recommend to the board whether  
68.23 to grant the request. When considering a waiver request, the commission is exempt from  
68.24 the meeting requirements under section 638.14 and chapter 13D.

68.25 (e) The board must grant a waiver request unless the governor or a board majority opposes  
68.26 the waiver.

68.27 Sec. 18. Minnesota Statutes 2023 Supplement, section 638.15, subdivision 1, is amended  
68.28 to read:

68.29 Subdivision 1. **Grounds for recommending clemency.** (a) When recommending whether  
68.30 to grant clemency, the commission must consider any factors that the commission deems  
68.31 appropriate, including but not limited to:

69.1 (1) the nature, seriousness, and circumstances of the applicant's crime; the applicant's  
69.2 age at the time of the crime; and the time that has elapsed between the crime and the  
69.3 application;

69.4 (2) the successful completion or revocation of previous probation, parole, supervised  
69.5 release, or conditional release;

69.6 (3) the number, nature, and circumstances of the applicant's other criminal convictions;

69.7 (4) the extent to which the applicant has demonstrated rehabilitation through  
69.8 postconviction conduct, character, and reputation;

69.9 (5) the extent to which the applicant has accepted responsibility, demonstrated remorse,  
69.10 and made restitution to victims;

69.11 (6) whether the sentence is clearly excessive in light of the applicant's crime and criminal  
69.12 history and any sentence received by an accomplice and with due regard given to:

69.13 (i) any plea agreement;

69.14 (ii) the sentencing judge's views; and

69.15 (iii) the sentencing ranges established by law;

69.16 (7) whether the applicant was convicted before August 1, 2023, of a violation of section  
69.17 609.19, subdivision 1, clause (1), under the theory of liability for crimes of another and, if  
69.18 so, whether the applicant:

69.19 (i) was charged with a violation of section 609.185, paragraph (a), clause (3), and:

69.20 (A) thereafter pled guilty to a violation of section 609.19, subdivision 1, clause (1);

69.21 (B) did not cause the death of a human being; and

69.22 (C) did not intentionally aid, advise, hire, counsel, or conspire with or otherwise procure  
69.23 another with the intent to cause the death of a human being; or

69.24 (ii) was charged with a violation of section 609.19, subdivision 2, and:

69.25 (A) thereafter pled guilty to a violation of section 609.19, subdivision 1, clause (1);

69.26 (B) did not cause the death of a human being; and

69.27 (C) was not a major participant, as defined in section 609.05, subdivision 2a, paragraph  
69.28 (c), in the underlying felony ~~and~~ or did not act with extreme indifference to human life;

69.29 (8) whether the applicant's age or medical status indicates that it is in the best interest  
69.30 of society that the applicant receive clemency;

70.1 (9) the applicant's asserted need for clemency, including family needs and barriers to  
70.2 housing or employment created by the conviction;

70.3 (10) for an applicant under the department's custody, the adequacy of the applicant's  
70.4 reentry plan;

70.5 (11) the amount of time already served by the applicant and the availability of other  
70.6 forms of judicial or administrative relief;

70.7 (12) the extent to which there is credible evidence indicating that the applicant is or may  
70.8 be innocent of the crime for which they were convicted; and

70.9 (13) if provided by the applicant, the applicant's demographic information, including  
70.10 race, ethnicity, gender, disability status, and age.

70.11 (b) Unless an applicant knowingly omitted past criminal convictions on the application,  
70.12 the commission or the board must not prejudice an applicant for failing to identify past  
70.13 criminal convictions.

70.14 Sec. 19. Laws 2023, chapter 52, article 4, section 24, subdivision 3, is amended to read:

70.15 Subd. 3. **Notification.** (a) By ~~December~~ September 1, ~~2023~~ 2024, the commissioner of  
70.16 corrections shall notify individuals convicted for a violation of Minnesota Statutes, section  
70.17 609.185, paragraph (a), clause (3), or 609.19, subdivision 2, clause (1), of the right to file  
70.18 a preliminary application for relief if:

70.19 (1) the person was convicted for a violation of Minnesota Statutes, section 609.185,  
70.20 paragraph (a), clause (3), and the person:

70.21 (i) did not cause the death of a human being; and

70.22 (ii) did not intentionally aid, advise, hire, counsel, or conspire with or otherwise procure  
70.23 another with the intent to cause the death of a human being; or

70.24 (2) the person was convicted for a violation of Minnesota Statutes, section 609.19,  
70.25 subdivision 2, clause (1), and the person:

70.26 (i) did not cause the death of a human being; and

70.27 (ii) was not a major participant in the underlying felony ~~and~~ or did not act with extreme  
70.28 indifference to human life.

70.29 (b) The notice shall include the address of the Ramsey County District Court court  
70.30 administration.

71.1 (c) The commissioner of corrections may coordinate with the judicial branch to establish  
71.2 a standardized notification form.

71.3 **EFFECTIVE DATE.** This section is effective the day following final enactment.

71.4 Sec. 20. Laws 2023, chapter 52, article 4, section 24, subdivision 7, is amended to read:

71.5 Subd. 7. **Determination; order; resentencing.** (a) A petitioner who was convicted of  
71.6 a violation of Minnesota Statutes, section 609.185, paragraph (a), clause (3), is entitled to  
71.7 relief if the petitioner shows by a preponderance of the evidence that the petitioner:

71.8 (1) did not cause the death of a human being; and

71.9 (2) did not intentionally aid, advise, hire, counsel, or conspire with or otherwise procure  
71.10 another with the intent to cause the death of a human being.

71.11 (b) A petitioner who was convicted of a violation of Minnesota Statutes, section 609.19,  
71.12 subdivision 2, clause (1), is entitled to relief if the petitioner shows by a preponderance of  
71.13 the evidence that the petitioner:

71.14 (1) did not cause the death of a human being; and

71.15 (2) was not a major participant in the underlying felony ~~and~~ or did not act with extreme  
71.16 indifference to human life.

71.17 (c) If the court determines that the petitioner does not qualify for relief, the court shall  
71.18 issue an order denying the petition.

71.19 (d) If the court determines that the petitioner is entitled to relief, the court shall issue an  
71.20 order vacating the conviction for a violation of Minnesota Statutes, section 609.185,  
71.21 paragraph (a), clause (3), or 609.19, subdivision 2, clause (1), and ~~either~~:

71.22 (1) resentence the petitioner for the most serious remaining offense for which the  
71.23 petitioner was convicted; ~~or~~

71.24 (2) enter a conviction and impose a sentence for any other predicate felony arising out  
71.25 of the course of conduct that served as the factual basis for the conviction vacated by the  
71.26 court; or

71.27 (3) enter a conviction and impose a sentence for any lesser included offense as described  
71.28 in Minnesota Statutes, section 631.14.

71.29 (e) If the court intends to enter a conviction and impose a sentence for a lesser included  
71.30 offense, the court must hold a hearing to determine the appropriate offense.

72.1 ~~(d)~~ (f) If the court proceeds under paragraph (d), clause (1) or (2), the new sentence  
72.2 announced by the court under this section must be for the most serious predicate felony  
72.3 unless the most serious remaining offense for which the petitioner was convicted is that  
72.4 offense or a more serious offense.

72.5 ~~(e)~~ (g) If, pursuant to paragraph ~~(e)~~ (d), the court either resents a petitioner or imposes  
72.6 a sentence, the court shall also resentence the petitioner for any other offense if the sentence  
72.7 was announced by a district court of the same county, the sentence was either ordered to  
72.8 be served consecutively to the vacated conviction or the criminal history calculation for  
72.9 that sentence included the vacated sentence, and the changes made pursuant to paragraph  
72.10 ~~(e)~~ (d) would have resulted in a different criminal history score being used at the time of  
72.11 sentencing.

72.12 ~~(f)~~ (h) The court shall state in writing or on the record the reasons for its decision on the  
72.13 petition.

72.14 ~~(g)~~ (i) If the court intends to resentence a petitioner or impose a sentence on a petitioner,  
72.15 the court must hold the hearing at a time that allows any victim an opportunity to submit a  
72.16 statement consistent with Minnesota Statutes, section 611A.038. The prosecutor shall make  
72.17 a good faith and reasonable effort to notify any person determined to be a victim of the  
72.18 hearing and the right to submit or make a statement. A sentence imposed under this  
72.19 subdivision shall not increase the petitioner's total period of confinement or, if the petitioner  
72.20 was serving a stayed sentence, increase the period of supervision. The court may increase  
72.21 the period of confinement for a sentence that was ordered to be served consecutively to the  
72.22 vacated conviction based on a change in the appropriate criminal history score provided the  
72.23 court does not increase the petitioner's total period of confinement. A person resented  
72.24 under this paragraph is entitled to credit for time served in connection with the vacated  
72.25 offense.

72.26 ~~(h)~~ (j) Relief granted under this section shall not be treated as an exoneration for purposes  
72.27 of the Incarceration and Exoneration Remedies Act.

72.28 **EFFECTIVE DATE.** This section is effective the day following final enactment.

72.29 Sec. 21. **ADDITIONAL REQUIREMENTS.**

72.30 (a) An individual who was denied relief under Laws 2023, chapter 52, article 4, section  
72.31 24, for a conviction under Minnesota Statutes, section 609.19, subdivision 2, clause (1),  
72.32 due to a determination that the individual was not a major participant in the underlying

73.1 felony and did not act with extreme indifference to human life, and who is now eligible for  
73.2 relief under the changes made in this act, may reapply for relief.

73.3 (b) By September 1, 2024, the commissioner of corrections shall notify individuals to  
73.4 whom notice was previously provided under Laws 2023, chapter 52, article 4, section 24,  
73.5 subdivision 3, paragraph (a), clause (2), about the changes to law made in this act. The  
73.6 notice must inform the individual that the individual may apply or reapply for relief under  
73.7 Laws 2023, chapter 52, article 4, section 24, if eligible based on the changes made in this  
73.8 act.

73.9 (c) Notwithstanding Laws 2023, chapter 52, article 4, section 24, an individual authorized  
73.10 to apply or reapply for relief under paragraph (a) or (b) may do so anytime before October  
73.11 1, 2026.

73.12 **EFFECTIVE DATE.** This section is effective the day following final enactment.

73.13 Sec. 22. **REPEALER.**

73.14 (a) Minnesota Statutes 2022, sections 609B.050; 609B.100; 609B.101; 609B.102;  
73.15 609B.103; 609B.104; 609B.106; 609B.107; 609B.108; 609B.109; 609B.110; 609B.111;  
73.16 609B.112; 609B.113; 609B.120; 609B.121; 609B.122; 609B.123; 609B.124; 609B.125;  
73.17 609B.126; 609B.127; 609B.128; 609B.129; 609B.130; 609B.132; 609B.133; 609B.134;  
73.18 609B.135; 609B.136; 609B.139; 609B.140; 609B.141; 609B.142; 609B.143; 609B.144;  
73.19 609B.146; 609B.147; 609B.148; 609B.149; 609B.1495; 609B.150; 609B.151; 609B.152;  
73.20 609B.153; 609B.155; 609B.157; 609B.158; 609B.159; 609B.160; 609B.162; 609B.164;  
73.21 609B.1641; 609B.1645; 609B.165; 609B.168; 609B.170; 609B.171; 609B.172; 609B.173;  
73.22 609B.174; 609B.175; 609B.176; 609B.177; 609B.179; 609B.180; 609B.181; 609B.183;  
73.23 609B.184; 609B.185; 609B.187; 609B.188; 609B.189; 609B.191; 609B.192; 609B.193;  
73.24 609B.194; 609B.195; 609B.200; 609B.201; 609B.203; 609B.205; 609B.206; 609B.216;  
73.25 609B.231; 609B.235; 609B.237; 609B.241; 609B.245; 609B.255; 609B.262; 609B.263;  
73.26 609B.265; 609B.271; 609B.273; 609B.275; 609B.277; 609B.301; 609B.310; 609B.311;  
73.27 609B.312; 609B.320; 609B.321; 609B.330; 609B.331; 609B.332; 609B.333; 609B.340;  
73.28 609B.341; 609B.342; 609B.343; 609B.344; 609B.345; 609B.400; 609B.405; 609B.410;  
73.29 609B.415; 609B.425, subdivision 1; 609B.430; 609B.435, subdivisions 1 and 3; 609B.445;  
73.30 609B.450; 609B.455; 609B.460; 609B.465; 609B.500; 609B.505; 609B.510; 609B.515;  
73.31 609B.518; 609B.520; 609B.525; 609B.530; 609B.535; 609B.540; 609B.545; 609B.600;  
73.32 609B.610; 609B.611; 609B.612; 609B.613; 609B.614; 609B.615; 609B.700; 609B.710;  
73.33 609B.720; 609B.721; 609B.722; 609B.723; 609B.724; and 609B.725, are repealed.

74.1 (b) Minnesota Statutes 2023 Supplement, sections 609B.161; 609B.425, subdivision 2;  
74.2 and 609B.435, subdivision 2, are repealed.

74.3 **EFFECTIVE DATE.** This section is effective January 1, 2025.

74.4 **ARTICLE 5**  
74.5 **PUBLIC SAFETY**

74.6 Section 1. Minnesota Statutes 2022, section 169A.03, is amended by adding a subdivision  
74.7 to read:

74.8 Subd. 23a. **Search warrant.** As used in this section, "search warrant" means an order  
74.9 in writing that is:

74.10 (1) in the name of this state or, if the person is located in an adjacent state, in the name  
74.11 of the adjacent state;

74.12 (2) signed by a court other than a court exercising probate jurisdiction; and

74.13 (3) obtained pursuant to the requirements in sections 626.04 to 626.18 or conforming  
74.14 statutes in the adjacent state.

74.15 Sec. 2. Minnesota Statutes 2022, section 169A.51, subdivision 3, is amended to read:

74.16 Subd. 3. **Blood or urine tests; search warrant required.** (a) Notwithstanding any  
74.17 contrary provisions in sections 169A.51 to 169A.53, a blood or urine test may be conducted  
74.18 only pursuant to a search warrant ~~under sections 626.04 to 626.18~~, or a judicially recognized  
74.19 exception to the search warrant requirement. In addition, blood and urine tests may be  
74.20 conducted only as provided in sections 169A.51 to 169A.53 and 171.177.

74.21 (b) When, under the provisions of section 169A.20, 169A.51, or 171.177, a search  
74.22 warrant is required for a blood or urine test, that requirement is met if a judicially recognized  
74.23 exception to the warrant requirement is applicable.

74.24 Sec. 3. Minnesota Statutes 2023 Supplement, section 169A.51, subdivision 4, is amended  
74.25 to read:

74.26 Subd. 4. **Requirement of urine or blood test.** A blood or urine test may be required  
74.27 pursuant to a search warrant ~~under sections 626.04 to 626.18~~ even after a breath test has  
74.28 been administered if there is probable cause to believe that:

74.29 (1) there is impairment by a controlled substance; an intoxicating substance; or cannabis  
74.30 flower, a cannabis product, a lower-potency hemp edible, a hemp-derived consumer product,

75.1 artificially derived cannabinoids, or tetrahydrocannabinols that is not subject to testing by  
75.2 a breath test;

75.3 (2) a controlled substance listed in Schedule I or II or its metabolite, other than cannabis  
75.4 flower, a cannabis product, a lower-potency hemp edible, a hemp-derived consumer product,  
75.5 artificially derived cannabinoids, or tetrahydrocannabinols, is present in the person's body;  
75.6 or

75.7 (3) the person is unconscious or incapacitated to the point that the peace officer providing  
75.8 a breath test advisory, administering a breath test, or serving the search warrant has a  
75.9 good-faith belief that the person is mentally or physically unable to comprehend the breath  
75.10 test advisory or otherwise voluntarily submit to chemical tests.

75.11 Action may be taken against a person who refuses to take a blood test under this  
75.12 subdivision only if a urine test was offered and action may be taken against a person who  
75.13 refuses to take a urine test only if a blood test was offered. This limitation does not apply  
75.14 to an unconscious person under the circumstances described in clause (3).

75.15 Sec. 4. Minnesota Statutes 2022, section 171.177, subdivision 1, is amended to read:

75.16 Subdivision 1. **Search warrant-required testing advisory.** At the time a blood or urine  
75.17 test is directed pursuant to a search warrant ~~under sections 626.04 to 626.18~~, the person  
75.18 must be informed that refusal to submit to a blood or urine test is a crime.

75.19 Sec. 5. Minnesota Statutes 2022, section 171.177, subdivision 3, is amended to read:

75.20 Subd. 3. **License revocation pursuant to search warrant.** After executing a search  
75.21 warrant ~~under sections 626.04 to 626.18~~ for the collection of a blood or urine sample based  
75.22 upon probable cause of a violation of section 169A.20, the peace officer acting under sections  
75.23 626.13 to 626.17 shall certify to the commissioner of public safety:

75.24 (1) when a person refuses to comply with the execution of the search warrant; or

75.25 (2) if a person submits to the test and the test results indicate:

75.26 (i) an alcohol concentration of 0.08 or more;

75.27 (ii) an alcohol concentration of 0.04 or more, if the person was driving, operating, or in  
75.28 physical control of a commercial motor vehicle at the time of the violation; or

75.29 (iii) the presence of a controlled substance listed in Schedule I or II or its metabolite,  
75.30 other than marijuana or tetrahydrocannabinols.

76.1 Sec. 6. Minnesota Statutes 2022, section 171.177, subdivision 4, is amended to read:

76.2 Subd. 4. **Test refusal; license revocation.** (a) Upon certification under subdivision 3  
76.3 that there existed probable cause to believe the person had been driving, operating, or in  
76.4 physical control of a motor vehicle in violation of section 169A.20, and that the person  
76.5 refused to comply with the execution of the search warrant ~~under sections 626.04 to 626.18,~~  
76.6 the commissioner shall revoke the person's license or permit to drive or nonresident operating  
76.7 privilege. The commissioner shall revoke the license, permit, or nonresident operating  
76.8 privilege:

76.9 (1) for a person with no qualified prior impaired driving incidents within the past ten  
76.10 years, for a period of not less than one year;

76.11 (2) for a person under the age of 21 years and with no qualified prior impaired driving  
76.12 incidents within the past ten years, for a period of not less than one year;

76.13 (3) for a person with one qualified prior impaired driving incident within the past ten  
76.14 years or two qualified prior impaired driving incidents, for a period of not less than two  
76.15 years;

76.16 (4) for a person with two qualified prior impaired driving incidents within the past ten  
76.17 years or three qualified prior impaired driving incidents, for a period of not less than three  
76.18 years;

76.19 (5) for a person with three qualified prior impaired driving incidents within the past ten  
76.20 years, for a period of not less than four years; or

76.21 (6) for a person with four or more qualified prior impaired driving incidents, for a period  
76.22 of not less than six years.

76.23 (b) When a person who had been driving, operating, or in physical control of a  
76.24 commercial motor vehicle refuses to comply with the search warrant and permit testing,  
76.25 the commissioner shall disqualify the person from operating a commercial motor vehicle  
76.26 and shall revoke the person's license or permit to drive or nonresident operating privilege  
76.27 according to the federal regulations adopted by reference in section 171.165, subdivision  
76.28 2.

76.29 Sec. 7. Minnesota Statutes 2022, section 171.177, subdivision 5, is amended to read:

76.30 Subd. 5. **Test failure; license revocation.** (a) Upon certification under subdivision 3,  
76.31 pursuant to a search warrant ~~under sections 626.04 to 626.18,~~ that there existed probable  
76.32 cause to believe the person had been driving, operating, or in physical control of a motor

77.1 vehicle in violation of section 169A.20, and that the person submitted to a test and the test  
77.2 results indicate an alcohol concentration of 0.08 or more or the presence of a controlled  
77.3 substance listed in Schedule I or II or its metabolite, other than marijuana or  
77.4 tetrahydrocannabinols, the commissioner shall revoke the person's license or permit to drive  
77.5 or nonresident operating privilege:

77.6 (1) for a period of 90 days or, if the test results indicate an alcohol concentration of twice  
77.7 the legal limit or more, not less than one year;

77.8 (2) if the person is under the age of 21 years, for a period of not less than 180 days or,  
77.9 if the test results indicate an alcohol concentration of twice the legal limit or more, not less  
77.10 than one year;

77.11 (3) for a person with one qualified prior impaired driving incident within the past ten  
77.12 years or two qualified prior impaired driving incidents, for a period of not less than one  
77.13 year or, if the test results indicate an alcohol concentration of twice the legal limit or more,  
77.14 not less than two years;

77.15 (4) for a person with two qualified prior impaired driving incidents within the past ten  
77.16 years or three qualified prior impaired driving incidents, for a period of not less than three  
77.17 years;

77.18 (5) for a person with three qualified prior impaired driving incidents within the past ten  
77.19 years, for a period of not less than four years; or

77.20 (6) for a person with four or more qualified prior impaired driving incidents, for a period  
77.21 of not less than six years.

77.22 (b) On certification by the peace officer that there existed probable cause to believe the  
77.23 person had been driving, operating, or in physical control of a commercial motor vehicle  
77.24 with any presence of alcohol and that the person submitted to a test and the test results  
77.25 indicated an alcohol concentration of 0.04 or more, the commissioner shall disqualify the  
77.26 person from operating a commercial motor vehicle under section 171.165.

77.27 (c) If the test is of a person's blood or urine by a laboratory operated by the Bureau of  
77.28 Criminal Apprehension or authorized by the bureau to conduct the analysis of a blood or  
77.29 urine sample, the laboratory may directly certify to the commissioner the test results, and  
77.30 the peace officer shall certify to the commissioner that there existed probable cause to  
77.31 believe the person had been driving, operating, or in physical control of a motor vehicle in  
77.32 violation of section 169A.20, and that the person submitted to a test. Upon receipt of both

78.1 certifications, the commissioner shall undertake the license actions described in paragraphs  
78.2 (a) and (b).

78.3 Sec. 8. Minnesota Statutes 2022, section 171.177, subdivision 8, is amended to read:

78.4 Subd. 8. **Test refusal; driving privilege lost.** (a) On behalf of the commissioner, a peace  
78.5 officer requiring a test or directing the administration of a chemical test pursuant to a search  
78.6 warrant ~~under sections 626.04 to 626.18~~ shall serve immediate notice of intention to revoke  
78.7 and of revocation on a person who refuses to permit a test or on a person who submits to a  
78.8 test, the results of which indicate an alcohol concentration of 0.08 or more.

78.9 (b) On behalf of the commissioner, a peace officer requiring a test or directing the  
78.10 administration of a chemical test of a person driving, operating, or in physical control of a  
78.11 commercial motor vehicle pursuant to a search warrant ~~under sections 626.04 to 626.18~~  
78.12 shall serve immediate notice of intention to disqualify and of disqualification on a person  
78.13 who refuses to permit a test or on a person who submits to a test, the results of which indicate  
78.14 an alcohol concentration of 0.04 or more.

78.15 (c) The officer shall:

78.16 (1) invalidate the person's driver's license or permit card by clipping the upper corner  
78.17 of the card in such a way that no identifying information including the photo is destroyed,  
78.18 and immediately return the card to the person;

78.19 (2) issue the person a temporary license effective for only seven days; and

78.20 (3) send the notification of this action to the commissioner along with the certificate  
78.21 required by subdivision 4 or 5.

78.22 Sec. 9. Minnesota Statutes 2022, section 171.177, subdivision 12, is amended to read:

78.23 Subd. 12. **Judicial hearing; issues, order, appeal.** (a) A judicial review hearing under  
78.24 this section must be before a district judge in any county in the judicial district where the  
78.25 alleged offense occurred. The hearing is to the court and may be conducted at the same time  
78.26 and in the same manner as hearings upon pretrial motions in the criminal prosecution under  
78.27 section 169A.20, if any. The hearing must be recorded. The commissioner shall appear and  
78.28 be represented by the attorney general or through the prosecuting authority for the jurisdiction  
78.29 involved. The hearing must be held at the earliest practicable date, and in any event no later  
78.30 than 60 days following the filing of the petition for review. The judicial district administrator  
78.31 shall establish procedures to ensure efficient compliance with this subdivision. To accomplish

79.1 this, the administrator may, whenever possible, consolidate and transfer review hearings  
79.2 among the locations within the judicial district where terms of district court are held.

79.3 (b) The scope of the hearing is limited to the issues in clauses (1) to (13):

79.4 (1) Did the peace officer have probable cause to believe the person was driving, operating,  
79.5 or in physical control of a motor vehicle or commercial motor vehicle in violation of section  
79.6 169A.20?

79.7 (2) Was the person lawfully placed under arrest for violation of section 169A.20?

79.8 (3) Was the person involved in a motor vehicle accident or collision resulting in property  
79.9 damage, personal injury, or death?

79.10 (4) Did a licensed peace officer apply for a search warrant in accordance with the  
79.11 requirements set forth in sections 626.04 to 626.18 or conforming statutes in an adjacent  
79.12 state?

79.13 (5) Did a neutral magistrate review the application for a search warrant and determine  
79.14 there was probable cause to believe that the person was driving, operating, or in physical  
79.15 control of a motor vehicle or commercial motor vehicle in violation of section 169A.20?

79.16 (6) Was the search warrant and the process by which it was obtained valid?

79.17 (7) At the time of directing the person to take the test, did the peace officer inform the  
79.18 person that refusing the test was a crime as required by subdivision 1?

79.19 (8) Did the person refuse to permit the test?

79.20 (9) If a test was taken by a person driving, operating, or in physical control of a motor  
79.21 vehicle, did the test results indicate at the time of testing:

79.22 (i) an alcohol concentration of 0.08 or more; or

79.23 (ii) the presence of a controlled substance listed in Schedule I or II or its metabolite,  
79.24 other than marijuana or tetrahydrocannabinols?

79.25 (10) If a test was taken by a person driving, operating, or in physical control of a  
79.26 commercial motor vehicle, did the test results indicate an alcohol concentration of 0.04 or  
79.27 more at the time of testing?

79.28 (11) Was the testing method used valid and reliable and were the test results accurately  
79.29 evaluated?

79.30 (12) Did the person prove the defense of necessity?

80.1 (13) Did the person prove the defense of controlled substance use in accordance with a  
80.2 prescription?

80.3 (c) Certified or otherwise authenticated copies of laboratory or medical personnel reports,  
80.4 records, documents, licenses, and certificates are admissible as substantive evidence.

80.5 (d) The court shall order that the revocation or disqualification be either rescinded or  
80.6 sustained and forward the order to the commissioner. The court shall file its order within  
80.7 14 days following the hearing. If the revocation or disqualification is sustained, the court  
80.8 shall also forward the person's driver's license or permit to the commissioner for further  
80.9 action by the commissioner if the license or permit is not already in the commissioner's  
80.10 possession.

80.11 (e) Any party aggrieved by the decision of the reviewing court may appeal the decision  
80.12 as provided in the Rules of Appellate Procedure.

80.13 (f) The civil hearing under this section shall not give rise to an estoppel on any issues  
80.14 arising from the same set of circumstances in any criminal prosecution.

80.15 (g) It is an affirmative defense for the petitioner to prove a necessity.

80.16 (h) It is an affirmative defense to the presence of a Schedule I or II controlled substance  
80.17 that the person used the controlled substance according to the terms of a prescription issued  
80.18 for the person according to sections 152.11 and 152.12, unless the court finds by a  
80.19 preponderance of the evidence that the use of the controlled substance impaired the person's  
80.20 ability to operate a motor vehicle.

80.21 Sec. 10. Minnesota Statutes 2023 Supplement, section 299A.49, subdivision 8, is amended  
80.22 to read:

80.23 Subd. 8. **State emergency response asset.** "State emergency response asset" means any  
80.24 team or teams defined under this section that has entered into a contractual agreement with  
80.25 the State Fire Marshal Division.

80.26 **EFFECTIVE DATE.** This section is effective the day following final enactment.

80.27 Sec. 11. Minnesota Statutes 2023 Supplement, section 299A.49, subdivision 9, is amended  
80.28 to read:

80.29 Subd. 9. **Urban search and rescue team (USAR) (US&R).** "Urban search and rescue  
80.30 ~~team~~" or "USAR" "US&R" means a ~~team trained and equipped to respond to and carry out~~  
80.31 ~~rescue and recovery operations at the scene of a collapsed structure. A USAR team may~~

81.1 ~~include strategically located fire department assets combined under one joint powers~~  
81.2 ~~agreement~~ multihazard discipline that involves the location, extrication, and initial medical  
81.3 stabilization of victims trapped or missing because of a man-made or natural disaster.

81.4 **EFFECTIVE DATE.** This section is effective the day following final enactment.

81.5 Sec. 12. Minnesota Statutes 2022, section 299A.73, subdivision 4, is amended to read:

81.6 Subd. 4. **Administrative costs.** The commissioner may use up to ~~two~~ ten percent of the  
81.7 biennial appropriation for grants-in-aid to the youth intervention program to pay costs  
81.8 incurred by the department in administering the youth intervention program.

81.9 **EFFECTIVE DATE.** This section is effective the day following final enactment.

81.10 Sec. 13. Minnesota Statutes 2022, section 326.338, subdivision 4, is amended to read:

81.11 Subd. 4. **Protective agent.** A person who for a fee, reward, or other valuable consideration  
81.12 undertakes any of the following acts is considered to be engaged in the business of protective  
81.13 agent:

81.14 (1) providing guards, private patrol, or other security personnel to protect persons or  
81.15 their property or to prevent the theft, unlawful taking of goods, merchandise, or money, or  
81.16 to prevent the misappropriation or concealment of goods, merchandise, money, or other  
81.17 valuable things, or to procure the return of those things;

81.18 (2) physically responding to any alarm signal device, burglar alarm, television camera,  
81.19 still camera, or a mechanical or electronic device installed or used to prevent or detect  
81.20 burglary, theft, shoplifting, pilferage, losses, or other security measures;

81.21 (3) providing armored car services for the protection of persons or property;

81.22 (4) controlling motor traffic on public streets, roads, and highways for the purpose of  
81.23 escorting a funeral procession and oversized loads; ~~or~~

81.24 (5) providing management and control of crowds for the purpose of safety and protection;

81.25 or

81.26 (6) providing guards or other security personnel to transport prisoners or any other person  
81.27 arrested on a warrant, except that this does not apply to the transport or escort of offenders  
81.28 by staff of the Department of Corrections; the transport of a person by the sheriff of a county  
81.29 to the appropriate adult or juvenile correctional facility as designated by the commissioner  
81.30 of corrections or to and from court in connection with postconviction, habeas corpus, or  
81.31 intrastate mandatory disposition of detainers proceedings; the transfer of a person by

82.1 emergency medical services personnel; or the transfer of a person by a peace officer as  
82.2 defined in section 626.84, subdivision 1, paragraph (c).

82.3 A person covered by this subdivision may perform the traffic-control duties in clause  
82.4 (4) in place of a police officer when a special permit is required, provided that the protective  
82.5 agent is first-aid qualified.

82.6 Sec. 14. Minnesota Statutes 2023 Supplement, section 326.3387, subdivision 1, is amended  
82.7 to read:

82.8 Subdivision 1. **Basis for action.** (a) The board may revoke or suspend or refuse to issue  
82.9 or reissue a private detective or protective agent license if:

82.10 (1) the license holder violates a provision of sections 326.32 to 326.339 or a rule adopted  
82.11 under those sections;

82.12 (2) the license holder has engaged in fraud, deceit, or misrepresentation while in the  
82.13 business of private detective or protective agent;

82.14 (3) the license holder has made a false statement in an application submitted to the board  
82.15 or in a document required to be submitted to the board;

82.16 (4) the license holder violates an order of the board; or

82.17 (5) the individual or entity previously operated without a license.

82.18 (b) The board must revoke or suspend or refuse to issue or reissue a protective agent  
82.19 license if the license holder provides guards or other security personnel to transport prisoners  
82.20 or any other person arrested on a warrant and the board determines that the license holder  
82.21 or any employee or agent of the license holder committed an act in any place that, if  
82.22 committed in Minnesota, would constitute criminal sexual conduct against a person being  
82.23 transported or committed an act in any place that involved the unreasonable use of force on  
82.24 a person being transported.

82.25 Sec. 15. Minnesota Statutes 2022, section 326.3388, is amended to read:

82.26 **326.3388 ADMINISTRATIVE PENALTIES.**

82.27 The board shall, by rule, establish a graduated schedule of administrative penalties for  
82.28 violations of sections 326.32 to 326.339 or the board's rules. The schedule must include  
82.29 minimum and maximum penalties for each violation and be based on and reflect the  
82.30 culpability, frequency, and severity of the violator's actions. The minimum penalty for an  
82.31 act described in section 326.3387, subdivision 1, paragraph (b), must be \$10,000 for each

83.1 act. The board may impose a penalty from the schedule on a license holder for a violation  
83.2 of sections 326.32 to 326.339 or the rules of the board. The penalty is in addition to any  
83.3 criminal penalty imposed for the same violation. Administrative penalties imposed by the  
83.4 board must be paid to the general fund.

83.5 Sec. 16. **MOTOR VEHICLE REGISTRATION COMPLIANCE WORKING GROUP.**

83.6 Subdivision 1. Definitions. (a) For purposes of this section, the following terms have  
83.7 the meanings given.

83.8 (b) "Commissioner" means the commissioner of public safety.

83.9 (c) "Working group" means the motor vehicle registration compliance working group  
83.10 required under this section.

83.11 Subd. 2. Establishment. The commissioner of public safety must convene a working  
83.12 group by September 1, 2024, to examine motor vehicle registration and registration tax  
83.13 collection and compliance.

83.14 Subd. 3. Membership. (a) In addition to appropriate representatives of the Department  
83.15 of Public Safety, the commissioner must solicit the following individuals to participate in  
83.16 the working group:

83.17 (1) one member representing the Department of Transportation, appointed by the  
83.18 commissioner of transportation;

83.19 (2) one member representing the Department of Revenue, appointed by the commissioner  
83.20 of revenue;

83.21 (3) one member representing Tribal governments;

83.22 (4) one member appointed by the Center for Transportation Studies at the University of  
83.23 Minnesota;

83.24 (5) one member appointed by the Minnesota Chiefs of Police Association;

83.25 (6) one member appointed by the Minnesota Sheriffs' Association;

83.26 (7) one member appointed by the Minnesota Peace and Police Officers Association;

83.27 (8) one member appointed by the Association of Minnesota Counties;

83.28 (9) one member appointed by the League of Minnesota Cities;

83.29 (10) one member appointed by the Minnesota Deputy Registrars Association;

83.30 (11) one member appointed by the Deputy Registrar Business Owners Association;

84.1 (12) one member appointed by the Minnesota Automobile Dealers Association;

84.2 (13) one member appointed by AAA Minnesota; and

84.3 (14) one member appointed by the Minnesota Transportation Alliance.

84.4 (b) The commissioner may solicit participation in the working group by additional  
84.5 individuals if the commissioner determines that particular expertise or perspective would  
84.6 be beneficial to the working group in the performance of its duties.

84.7 Subd. 4. **Appointment; vacancy.** Members of the working group serve at the pleasure  
84.8 of the appointing authority or until the working group expires. Vacancies must be filled by  
84.9 the appointing authority.

84.10 Subd. 5. **Duties.** (a) At a minimum, the working group must:

84.11 (1) identify and evaluate potential methods for enforcement of motor vehicle registration  
84.12 and registration tax payment requirements that would replace enforcement through the use  
84.13 of criminal penalties, including but not limited to:

84.14 (i) alignment with individual income taxes;

84.15 (ii) revenue recapture; and

84.16 (iii) retention of license plates with a vehicle following a change of vehicle ownership;  
84.17 and

84.18 (2) develop recommendations, a legislative proposal, or both, related to motor vehicle  
84.19 registration and registration tax compliance through methods other than the use of criminal  
84.20 penalties.

84.21 (b) In evaluating methods under paragraph (a), clause (2), the working group must use  
84.22 criteria that include effectiveness, administrative efficiency, equity, burdens on motor vehicle  
84.23 owners, and substantial elimination of vehicle registration enforcement through traffic stops  
84.24 performed by peace officers.

84.25 Subd. 6. **Administration.** (a) The commissioner must provide administrative support  
84.26 to the working group. Upon request of the working group, the commissioners of  
84.27 transportation and revenue must provide relevant technical support.

84.28 (b) Members of the working group are not eligible for compensation.

84.29 (c) The working group is subject to the Minnesota Open Meeting Law under Minnesota  
84.30 Statutes, chapter 13D.

85.1 (d) The working group is subject to the Minnesota Data Practices Act under Minnesota  
85.2 Statutes, chapter 13.

85.3 Subd. 7. **Report.** By February 15, 2025, the commissioner must submit a report on motor  
85.4 vehicle registration compliance to the chairs and ranking minority members of the legislative  
85.5 committees and divisions with jurisdiction over transportation and public safety. At a  
85.6 minimum, the report must summarize the activities of the working group and provide  
85.7 information related to each of the duties specified in subdivision 3.

85.8 Subd. 8. **Expiration.** The working group expires June 30, 2025.

85.9 Sec. 17. **TASK FORCE ON HOLISTIC AND EFFECTIVE RESPONSES TO**  
85.10 **ILLICIT DRUG USE.**

85.11 Subdivision 1. **Establishment.** The Task Force on Holistic and Effective Responses to  
85.12 Illicit Drug Use is established to review the reports on approaches to address illicit drug use  
85.13 in Minnesota prepared and submitted pursuant to Laws 2023, chapter 52, article 2, section  
85.14 3, subdivision 8, paragraph (v); develop a phased timeline for implementation of policy  
85.15 changes; and make policy and funding recommendations to the legislature.

85.16 Subd. 2. **Membership.** (a) The task force consists of the following members:

85.17 (1) the state public defender or a designee;

85.18 (2) two county attorneys, one from a county in the metropolitan area as defined in  
85.19 Minnesota Statutes, section 473.121, subdivision 2, and one from a county outside the  
85.20 metropolitan area, appointed by the Minnesota County Attorneys Association;

85.21 (3) one peace officer, as defined in Minnesota Statutes, section 626.84, subdivision 1,  
85.22 paragraph (c), appointed by the Minnesota Sheriffs' Association;

85.23 (4) one peace officer, as defined in Minnesota Statutes, section 626.84, subdivision 1,  
85.24 paragraph (c), appointed by the Minnesota Police and Peace Officers Association;

85.25 (5) two medical professionals, one with expertise in substance use disorder treatment  
85.26 and one with experience working with harm reduction providers, appointed by the Minnesota  
85.27 Medical Association;

85.28 (6) one member appointed by the Minnesota Association of Criminal Defense Lawyers;

85.29 (7) one member representing a Tribal government, appointed by the Indian Affairs  
85.30 Council;

86.1 (8) one member with knowledge of expungement law, representing criminal legal reform  
86.2 organizations;

86.3 (9) one academic researcher specializing in drug use or drug policy;

86.4 (10) one member with lived experience with drug use;

86.5 (11) one member who resides in a community that has been disproportionately impacted  
86.6 by drug sentencing laws;

86.7 (12) one member representing an organization with knowledge of youth intervention  
86.8 services and the juvenile justice system; and

86.9 (13) one member, appointed by the Minnesota Association of County Social Service  
86.10 Administrators, with experience administering supportive social services, including mental  
86.11 health, substance use disorder, housing, and other related services.

86.12 (b) The members identified in paragraph (a), clauses (8) to (12), must be appointed by  
86.13 the governor.

86.14 (c) Appointments must be made no later than August 31, 2024.

86.15 (d) Members of the task force serve without compensation.

86.16 (e) Members of the task force serve at the pleasure of the appointing authority or until  
86.17 the task force expires. Vacancies shall be filled by the appointing authority consistent with  
86.18 the qualifications of the vacating member required by this subdivision.

86.19 Subd. 3. **Duties.** (a) The task force must:

86.20 (1) review and analyze the research and recommendations released in reports prepared  
86.21 by Rise Research pursuant to Laws 2023, chapter 52, article 2, section 3, subdivision 8,  
86.22 paragraph (v);

86.23 (2) collect, review, and analyze other relevant information and data;

86.24 (3) gather and consider input and feedback from the public, including but not limited to  
86.25 feedback from individuals with lived experience involving the use of illicit drugs and family  
86.26 members of persons with that lived experience; and

86.27 (4) make recommendations, including specific plans and timeline goals, to implement  
86.28 and fund policies addressing illicit drug use, with the goal of reducing and, where possible,  
86.29 preventing harm to users of illicit drugs and promoting the health and safety of individuals  
86.30 and communities.

87.1 (b) The task force may examine other issues relevant to the duties specified in this  
87.2 subdivision.

87.3 Subd. 4. **Officers; meetings.** (a) The director of the Office of Addiction and Recovery  
87.4 shall convene the first meeting of the task force by September 30, 2024.

87.5 (b) At the first meeting, the members of the task force shall elect a chair and vice-chair,  
87.6 and may elect other officers as the members deem necessary.

87.7 (c) The task force shall meet monthly or as determined by the chair. The task force shall  
87.8 meet a sufficient amount of time to accomplish the tasks identified in this section. Meetings  
87.9 of the task force are subject to Minnesota Statutes, chapter 13D.

87.10 Subd. 5. **Staff; meeting space.** The Office of Addiction and Recovery shall provide  
87.11 support staff, office and meeting space, and administrative services for the task force.

87.12 Subd. 6. **Report.** The task force must submit a report to the chairs and ranking minority  
87.13 members of the legislative committees and divisions with jurisdiction over public safety,  
87.14 health, and human services on the work, findings, and recommendations of the task force.  
87.15 The recommendations of the task force must include proposed legislation and implementation  
87.16 plans. The task force must submit the report by February 15, 2025. The task force may  
87.17 submit additional information to the legislature.

87.18 Subd. 7. **Expiration.** The task force expires on June 30, 2025.

87.19 Sec. 18. **TASK FORCE ON DOMESTIC VIOLENCE AND FIREARM**  
87.20 **SURRENDER.**

87.21 Subdivision 1. **Establishment.** The Task Force on Domestic Violence and Firearm  
87.22 Surrender is established to review existing laws that require the surrender of firearms by  
87.23 individuals subject to an order for protection, subject to an extreme risk protection order,  
87.24 or convicted of domestic assault, harassment, or stalking; identify best practices to ensure  
87.25 the surrender of firearms that prioritize the safety of peace officers, victims, and others;  
87.26 identify policies and procedures that reduce the danger to peace officers and other emergency  
87.27 responders called to an incident involving domestic violence; and make policy and funding  
87.28 recommendations to the legislature.

87.29 Subd. 2. **Membership.** (a) The task force consists of the following members:

87.30 (1) the commissioner of public safety, or a designee;

87.31 (2) the director of the Missing and Murdered Indigenous Relatives Office, or a designee;

87.32 (3) the chief justice of the supreme court, or a designee;

- 88.1 (4) the state public defender, or a designee;
- 88.2 (5) a county attorney appointed by the Minnesota County Attorneys Association;
- 88.3 (6) an individual appointed by the Indian Affairs Council;
- 88.4 (7) a peace officer as defined in Minnesota Statutes, section 626.84, subdivision 1,
- 88.5 paragraph (c), appointed by the Minnesota Chiefs of Police Association;
- 88.6 (8) a peace officer as defined in Minnesota Statutes, section 626.84, subdivision 1,
- 88.7 paragraph (c), appointed by the Minnesota Sheriffs' Association;
- 88.8 (9) an individual appointed by Violence Free Minnesota;
- 88.9 (10) an individual appointed by Minnesota Coalition Against Sexual Assault; and
- 88.10 (11) an individual appointed by the Gun Violence Prevention Law Clinic at the University
- 88.11 of Minnesota Law School.
- 88.12 (b) Appointments must be made no later than September 1, 2024.
- 88.13 (c) Members shall serve without compensation.
- 88.14 (d) Members of the task force serve at the pleasure of the appointing authority or until
- 88.15 the task force expires. Vacancies shall be filled by the appointing authority consistent with
- 88.16 the qualifications of the vacating member required by this subdivision.
- 88.17 Subd. 3. **Officers; meetings.** (a) The commissioner of public safety shall convene the
- 88.18 first meeting of the task force no later than September 15, 2024, and shall provide meeting
- 88.19 space and administrative assistance for the task force to conduct its work.
- 88.20 (b) At its first meeting, the task force must elect a chair and vice-chair from among its
- 88.21 members. The task force may elect other officers as necessary.
- 88.22 (c) The task force shall meet at least monthly or upon the call of the chair. The task force
- 88.23 shall meet a sufficient amount of time to accomplish the tasks identified in this section.
- 88.24 Meetings of the task force are subject to Minnesota Statutes, chapter 13D.
- 88.25 Subd. 4. **Duties.** (a) The task force shall, at a minimum:
- 88.26 (1) examine existing laws requiring the surrender of firearms by individuals subject to
- 88.27 orders for protection, convicted of domestic assault, and convicted of harassment or stalking;
- 88.28 (2) examine existing policies and procedures, if any, used in Minnesota to enforce orders
- 88.29 requiring the surrender of firearms by individuals subject to an order for protection or
- 88.30 convicted of domestic assault, harassment, or stalking;

89.1 (3) examine laws, policies, and procedures in other states related to enforcing orders  
89.2 requiring the surrender of firearms;

89.3 (4) identify barriers to enforcing orders in Minnesota that require the surrender of firearms  
89.4 by individuals subject to an order for protection or convicted of domestic assault, harassment,  
89.5 or stalking;

89.6 (5) identify best practices for enforcing orders requiring the surrender of firearms,  
89.7 prioritizing practices that protect the safety of peace officers, prosecutors, judges and court  
89.8 staff, victims, and others;

89.9 (6) identify policies and procedures that reduce the danger to peace officers and other  
89.10 emergency responders called to an incident involving domestic violence; and

89.11 (7) make policy and funding recommendations to the legislature.

89.12 (b) At its discretion, the task force may examine other issues consistent with this section.

89.13 Subd. 5. **Recommendations; report.** The task force may issue recommendations and  
89.14 reports at any time during its existence. By February 1, 2025, the task force must submit a  
89.15 report to the chairs and ranking minority members of the legislative committees and divisions  
89.16 with jurisdiction over public safety finance and policy on the findings and recommendations  
89.17 of the task force.

89.18 Subd. 6. **Expiration.** The task force expires the day after submitting its report under  
89.19 subdivision 5.

89.20 Sec. 19. **GRAND PORTAGE BAND OF LAKE SUPERIOR CHIPPEWA TRIBE;**  
89.21 **COAST GUARD SERVICES; GRANT PURPOSES EXPANSION.**

89.22 In addition to the uses specified in Laws 2023, chapter 52, article 2, section 3, subdivision  
89.23 3, paragraph (d), the Grand Portage Band of Lake Superior Chippewa may use the grant  
89.24 awarded for equipment, personnel, patrolling, and other related costs of providing coast  
89.25 guard services off the north shore of Lake Superior.

## 89.26 **ARTICLE 6**

### 89.27 **CRIMINAL PROVISIONS**

89.28 **Section 1.** Minnesota Statutes 2023 Supplement, section 146A.08, subdivision 1, is  
89.29 amended to read:

89.30 **Subdivision 1. Prohibited conduct.** (a) The commissioner may impose disciplinary  
89.31 action as described in section 146A.09 against any unlicensed complementary and alternative

90.1 health care practitioner. The following conduct is prohibited and is grounds for disciplinary  
90.2 action:

90.3 (b) Conviction of a crime, including a finding or verdict of guilt, an admission of guilt,  
90.4 or a no-contest plea, in any court in Minnesota or any other jurisdiction in the United States,  
90.5 reasonably related to engaging in complementary and alternative health care practices.  
90.6 Conviction, as used in this subdivision, includes a conviction of an offense which, if  
90.7 committed in this state, would be deemed a felony, gross misdemeanor, or misdemeanor,  
90.8 without regard to its designation elsewhere, or a criminal proceeding where a finding or  
90.9 verdict of guilty is made or returned but the adjudication of guilt is either withheld or not  
90.10 entered.

90.11 (c) Conviction of any crime against a person. For purposes of this chapter, a crime against  
90.12 a person means violations of the following: sections 609.185; 609.19; 609.195; 609.20;  
90.13 609.205; 609.2112; 609.2113; 609.2114; 609.215; 609.221; 609.222; 609.223; 609.224;  
90.14 609.2242; 609.23; 609.231; 609.2325; 609.233; 609.2335; 609.235; 609.24; 609.245;  
90.15 609.247; 609.25; 609.255; 609.26, subdivision 1, clause (1) or (2); 609.265; 609.342;  
90.16 609.343; 609.344; 609.345; 609.365; 609.498, subdivision 1 or 1b; 609.50, subdivision 1,  
90.17 clause (1); 609.561; 609.562; 609.595; and 609.72, subdivision 3; and Minnesota Statutes  
90.18 2012, section 609.21.

90.19 (d) Failure to comply with the self-reporting requirements of section 146A.03, subdivision  
90.20 7.

90.21 (e) Engaging in sexual contact with a complementary and alternative health care client,  
90.22 engaging in contact that may be reasonably interpreted by a client as sexual, engaging in  
90.23 any verbal behavior that is seductive or sexually demeaning to the client, or engaging in  
90.24 sexual exploitation of a client or former client.

90.25 (f) Advertising that is false, fraudulent, deceptive, or misleading.

90.26 (g) Conduct likely to deceive, defraud, or harm the public or demonstrating a willful or  
90.27 careless disregard for the health, welfare, or safety of a complementary and alternative  
90.28 health care client; or any other practice that may create danger to any client's life, health,  
90.29 or safety, in any of which cases, proof of actual injury need not be established.

90.30 (h) Adjudication as mentally incompetent or as a person who is dangerous to self or  
90.31 adjudication pursuant to chapter 253B as chemically dependent, mentally ill, developmentally  
90.32 disabled, mentally ill and dangerous to the public, or as a sexual psychopathic personality  
90.33 or sexually dangerous person.

91.1 (i) Inability to engage in complementary and alternative health care practices with  
91.2 reasonable safety to complementary and alternative health care clients.

91.3 (j) The habitual overindulgence in the use of or the dependence on intoxicating liquors.

91.4 (k) Improper or unauthorized personal or other use of any legend drugs as defined in  
91.5 chapter 151, any chemicals as defined in chapter 151, or any controlled substance as defined  
91.6 in chapter 152.

91.7 (l) Revealing a communication from, or relating to, a complementary and alternative  
91.8 health care client except when otherwise required or permitted by law.

91.9 (m) Failure to comply with a complementary and alternative health care client's request  
91.10 made under sections 144.291 to 144.298 or to furnish a complementary and alternative  
91.11 health care client record or report required by law.

91.12 (n) Splitting fees or promising to pay a portion of a fee to any other professional other  
91.13 than for services rendered by the other professional to the complementary and alternative  
91.14 health care client.

91.15 (o) Engaging in abusive or fraudulent billing practices, including violations of the federal  
91.16 Medicare and Medicaid laws or state medical assistance laws.

91.17 (p) Failure to make reports as required by section 146A.03 or cooperate with an  
91.18 investigation of the office.

91.19 (q) Obtaining money, property, or services from a complementary and alternative health  
91.20 care client, other than reasonable fees for services provided to the client, through the use  
91.21 of undue influence, harassment, duress, deception, or fraud.

91.22 (r) Failure to provide a complementary and alternative health care client with a copy of  
91.23 the client bill of rights or violation of any provision of the client bill of rights.

91.24 (s) Violating any order issued by the commissioner.

91.25 (t) Failure to comply with any provision of sections 146A.01 to 146A.11 and the rules  
91.26 adopted under those sections.

91.27 (u) Failure to comply with any additional disciplinary grounds established by the  
91.28 commissioner by rule.

91.29 (v) Revocation, suspension, restriction, limitation, or other disciplinary action against  
91.30 any health care license, certificate, registration, or right to practice of the unlicensed  
91.31 complementary and alternative health care practitioner in this or another state or jurisdiction  
91.32 for offenses that would be subject to disciplinary action in this state or failure to report to

92.1 the office that charges regarding the practitioner's license, certificate, registration, or right  
92.2 of practice have been brought in this or another state or jurisdiction.

92.3 (w) Use of the title "doctor," "Dr.," or "physician" alone or in combination with any  
92.4 other words, letters, or insignia to describe the complementary and alternative health care  
92.5 practices the practitioner provides.

92.6 (x) Failure to provide a complementary and alternative health care client with a  
92.7 recommendation that the client see a health care provider who is licensed or registered by  
92.8 a health-related licensing board or the commissioner of health, if there is a reasonable  
92.9 likelihood that the client needs to be seen by a licensed or registered health care provider.

92.10 **EFFECTIVE DATE.** This section is effective August 1, 2024, and applies to violations  
92.11 that occur on or after that date.

92.12 Sec. 2. Minnesota Statutes 2022, section 152.025, subdivision 4, is amended to read:

92.13 Subd. 4. **Penalty.** (a) A person convicted under the provisions of subdivision 2, clause  
92.14 (1), who has not been previously convicted of a violation of this chapter or a similar offense  
92.15 in another jurisdiction, is guilty of a gross misdemeanor if: (1) the amount of the controlled  
92.16 substance possessed, other than heroin, is less than 0.25 grams or one dosage unit or less if  
92.17 the controlled substance was possessed in dosage units; or (2) the controlled substance  
92.18 possessed is heroin and the amount possessed is less than 0.05 grams.

92.19 (b) A person convicted under the provisions of subdivision 1; subdivision 2, clause (1),  
92.20 unless the conduct is described in paragraph (a); or subdivision 2, clause (2), may be  
92.21 sentenced to imprisonment for not more than five years or to payment of a fine of not more  
92.22 than \$10,000, or both.

92.23 (c) If a peace officer encounters a person who is suspected of violating this section, the  
92.24 peace officer may refer the person to a local service provider that can offer substance use  
92.25 assistance to the person. Upon request at the time of initial contact, a peace officer must, if  
92.26 practicable and available, provide a person suspected of violating this section with a referral  
92.27 to local service providers. For purposes of this paragraph, "local service provider" includes  
92.28 but is not limited to substance use disorder treatment and recovery providers, peer support  
92.29 groups and systems, homeless shelters, detoxification centers, hospital systems, mental  
92.30 health crisis centers, naloxone providers, syringe service providers, and harm reduction  
92.31 programs.

93.1 Sec. 3. Minnesota Statutes 2022, section 243.167, subdivision 1, is amended to read:

93.2 Subdivision 1. **Definition.** As used in this section, "crime against the person" means a  
93.3 violation of any of the following or a similar law of another state or of the United States:  
93.4 section 609.165; 609.185; 609.19; 609.195; 609.20; 609.205; 609.221; 609.222; 609.223;  
93.5 609.2231; 609.224, subdivision 2 or 4; 609.2242, subdivision 2 or 4; 609.2247; 609.235;  
93.6 609.245, subdivision 1; 609.25; 609.255; 609.3451, subdivision 2; 609.498, subdivision 1  
93.7 or 1b; 609.582, subdivision 1; or 617.23, subdivision 2; or any felony-level violation of  
93.8 section 609.229; 609.377; 609.749; or 624.713.

93.9 Sec. 4. Minnesota Statutes 2022, section 609.06, subdivision 1, as amended by Laws 2024,  
93.10 chapter 78, section 7, is amended to read:

93.11 Subdivision 1. **When authorized.** Except as otherwise provided in subdivisions 2 ~~and~~  
93.12 ~~3 to 4~~, reasonable force may be used upon or toward the person of another without the  
93.13 other's consent when the following circumstances exist or the actor reasonably believes  
93.14 them to exist:

93.15 (1) when used by a public officer or one assisting a public officer under the public  
93.16 officer's direction:

93.17 (i) in effecting a lawful arrest; or

93.18 (ii) in the execution of legal process; or

93.19 (iii) in enforcing an order of the court; or

93.20 (iv) in executing any other duty imposed upon the public officer by law; or

93.21 (2) when used by a person not a public officer in arresting another in the cases and in  
93.22 the manner provided by law and delivering the other to an officer competent to receive the  
93.23 other into custody; or

93.24 (3) when used by any person in resisting or aiding another to resist an offense against  
93.25 the person; or

93.26 (4) when used by any person in lawful possession of real or personal property, or by  
93.27 another assisting the person in lawful possession, in resisting a trespass upon or other  
93.28 unlawful interference with such property; or

93.29 (5) when used by any person to prevent the escape, or to retake following the escape,  
93.30 of a person lawfully held on a charge or conviction of a crime; or

94.1 (6) when used by a parent, guardian, or other lawful custodian of a child, in the exercise  
94.2 of lawful authority, to restrain or correct such child; or

94.3 (7) when used by a teacher, school principal, school employee, school bus driver, or  
94.4 other agent of a district in the exercise of lawful authority, to restrain a child or pupil to  
94.5 prevent bodily harm or death to the child, pupil, or another; or

94.6 (8) when used by a common carrier in expelling a passenger who refuses to obey a lawful  
94.7 requirement for the conduct of passengers and reasonable care is exercised with regard to  
94.8 the passenger's personal safety; or

94.9 (9) when used to restrain a person with a mental illness or a person with a developmental  
94.10 disability from self-injury or injury to another or when used by one with authority to do so  
94.11 to compel compliance with reasonable requirements for the person's control, conduct, or  
94.12 treatment; or

94.13 (10) when used by a public or private institution providing custody or treatment against  
94.14 one lawfully committed to it to compel compliance with reasonable requirements for the  
94.15 control, conduct, or treatment of the committed person.

94.16 **EFFECTIVE DATE.** This section is effective August 1, 2024, and applies to crimes  
94.17 committed on or after that date.

94.18 Sec. 5. Minnesota Statutes 2022, section 609.06, is amended by adding a subdivision to  
94.19 read:

94.20 **Subd. 4. Use of force not authorized; reaction to victim's sexual orientation or**  
94.21 **gender identity.** Force may not be used against another based on the discovery of, knowledge  
94.22 about, or potential disclosure of the victim's actual or perceived sexual orientation, gender  
94.23 identity, or gender expression.

94.24 **EFFECTIVE DATE.** This section is effective August 1, 2024, and applies to crimes  
94.25 committed on or after that date.

94.26 Sec. 6. Minnesota Statutes 2022, section 609.075, is amended to read:

94.27 **609.075 DEFENSES; INTOXICATION AS DEFENSE, REACTION TO VICTIM'S**  
94.28 **SEXUAL ORIENTATION OR GENDER IDENTITY.**

94.29 **Subdivision 1. Intoxication as defense.** An act committed while in a state of voluntary  
94.30 intoxication is not less criminal by reason thereof, but when a particular intent or other state

95.1 of mind is a necessary element to constitute a particular crime, the fact of intoxication may  
95.2 be taken into consideration in determining such intent or state of mind.

95.3 Subd. 2. **Reaction to victim's sexual orientation or gender identity.** It is not a defense  
95.4 to a crime that the defendant acted based on the discovery of, knowledge about, or potential  
95.5 disclosure of the victim's actual or perceived sexual orientation, gender identity, or gender  
95.6 expression.

95.7 **EFFECTIVE DATE.** This section is effective August 1, 2024, and applies to crimes  
95.8 committed on or after that date.

95.9 Sec. 7. Minnesota Statutes 2022, section 609.1056, is amended by adding a subdivision  
95.10 to read:

95.11 Subd. 3a. **Reporting.** (a) If the court imposes a deferred sentence under subdivision 2,  
95.12 paragraph (b), the court shall prepare a deferred sentence report containing the following  
95.13 information:

95.14 (1) the name of the defendant;

95.15 (2) the case number;

95.16 (3) the underlying charge or charges;

95.17 (4) the fact that proceedings have been deferred pursuant to this section;

95.18 (5) the length of the term of probation ordered by the court;

95.19 (6) the conditions of probation; and

95.20 (7) a copy of the sentencing worksheet prepared pursuant to section 609.115, if a  
95.21 worksheet was prepared.

95.22 (b) If the defendant violates a condition of probation and the court enters an adjudication  
95.23 of guilt as described in subdivision 2, paragraph (d), the court shall prepare a violation report  
95.24 containing the following information:

95.25 (1) the name of the defendant;

95.26 (2) the case number;

95.27 (3) whether the violation was a technical violation as defined in section 244.195,  
95.28 subdivision 15, or involved allegation of a subsequent criminal act; and

95.29 (4) the sentence announced by the court.

96.1 (c) The deferred sentence report prepared under paragraph (a), any violation report  
96.2 prepared under paragraph (b), and a record of any discharge and dismissal prepared pursuant  
96.3 to subdivision 3 must be forwarded to the Sentencing Guidelines Commission. By January  
96.4 15 of each year, the Sentencing Guidelines Commission shall provide a report to the  
96.5 committees and divisions with jurisdiction over public safety finance and policy and veterans  
96.6 and military affairs finance and policy that consists solely of summary data and includes:

96.7 (1) the number of individuals who received a deferred sentence pursuant to subdivision  
96.8 2, paragraph (b), in the previous year, disaggregated by county;

96.9 (2) the number of individuals who received an adjudication of guilt as described in  
96.10 subdivision 2, paragraph (d), in the previous year, disaggregated by county;

96.11 (3) for the individuals identified in clause (2), the number who committed a technical  
96.12 violation of probation and the number alleged to have committed a subsequent criminal act;  
96.13 and

96.14 (4) the number of proceedings dismissed pursuant to subdivision 3 in the previous year,  
96.15 disaggregated by county.

96.16 (d) The report required under paragraph (c) may be submitted as a section of any other  
96.17 annual report required to be submitted by the Sentencing Guidelines Commission.

96.18 **EFFECTIVE DATE.** This section is effective August 1, 2024, and applies to deferred  
96.19 sentences announced on or after that date.

96.20 Sec. 8. Minnesota Statutes 2023 Supplement, section 609.1095, subdivision 1, is amended  
96.21 to read:

96.22 Subdivision 1. **Definitions.** (a) As used in this section, the following terms have the  
96.23 meanings given.

96.24 (b) "Conviction" means any of the following accepted and recorded by the court: a plea  
96.25 of guilty, a verdict of guilty by a jury, or a finding of guilty by the court. The term includes  
96.26 a conviction by any court in Minnesota or another jurisdiction.

96.27 (c) "Prior conviction" means a conviction that occurred before the offender committed  
96.28 the next felony resulting in a conviction and before the offense for which the offender is  
96.29 being sentenced under this section.

96.30 (d) "Violent crime" means a violation of or an attempt or conspiracy to violate any of  
96.31 the following laws of this state or any similar laws of the United States or any other state:  
96.32 sections 152.137; 609.165; 609.185; 609.19; 609.195; 609.20; 609.205; 609.2112; 609.2113;

97.1 609.2114; 609.221; 609.222; 609.223; 609.228; 609.235; 609.24; 609.245; 609.247; 609.25;  
97.2 609.255; 609.2661; 609.2662; 609.2663; 609.2664; 609.2665; 609.267; 609.2671; 609.268;  
97.3 609.322; 609.342; 609.343; 609.344; 609.345; 609.498, subdivision 1 or 1b; 609.561;  
97.4 609.562; 609.582, subdivision 1; 609.66, subdivision 1e; 609.687; and 609.855, subdivision  
97.5 5; any provision of sections 609.229; 609.377; 609.378; 609.749; and 624.713 that is  
97.6 punishable by a felony penalty; or any provision of chapter 152 that is punishable by a  
97.7 maximum sentence of 15 years or more; or Minnesota Statutes 2012, section 609.21.

97.8 Sec. 9. Minnesota Statutes 2023 Supplement, section 609.135, subdivision 2, is amended  
97.9 to read:

97.10 Subd. 2. **Stay of sentence maximum periods.** (a) Except as provided in paragraph (b),  
97.11 if the conviction is for a felony, the stay shall be for not more than five years or the maximum  
97.12 period for which the sentence of imprisonment might have been imposed, whichever is less.

97.13 (b) If the conviction is for a felony ~~described in~~ violation of, or a felony-level attempt  
97.14 or conspiracy to violate, section 609.19; 609.195; 609.20; 609.2112; 609.2113, subdivision  
97.15 2; 609.2662; 609.2663; 609.2664; 609.268; 609.342; 609.343; 609.344; 609.345; 609.3451;  
97.16 609.3458; or 609.749; or a felony-level attempt or conspiracy to violate section 609.185 or  
97.17 609.2661, the stay shall be for not more than four years or the maximum period for which  
97.18 the sentence of imprisonment might have been imposed, whichever is longer.

97.19 (c) If the conviction is for a gross misdemeanor violation of section 169A.20, 609.2113,  
97.20 subdivision 3, or 609.3451, the stay shall be for not more than four years. The court shall  
97.21 provide for unsupervised probation for the last year of the stay unless the court finds that  
97.22 the defendant needs supervised probation for all or part of the last year.

97.23 (d) If the conviction is for a gross misdemeanor not specified in paragraph (c), the stay  
97.24 shall be for not more than two years.

97.25 (e) If the conviction is for any misdemeanor under section 169A.20; 609.746, subdivision  
97.26 1; 609.79; or 617.23; or for a misdemeanor under section 609.2242 or 609.224, subdivision  
97.27 1, in which the victim of the crime was a family or household member as defined in section  
97.28 518B.01, the stay shall be for not more than two years. The court shall provide for  
97.29 unsupervised probation for the second year of the stay unless the court finds that the  
97.30 defendant needs supervised probation for all or part of the second year.

97.31 (f) If the conviction is for a misdemeanor not specified in paragraph (e), the stay shall  
97.32 be for not more than one year.

98.1 (g) The defendant shall be discharged six months after the term of the stay expires, unless  
98.2 the stay has been revoked or extended under paragraph (h), or the defendant has already  
98.3 been discharged.

98.4 (h) Notwithstanding the maximum periods specified for stays of sentences under  
98.5 paragraphs (a) to (g), a court may extend a defendant's term of probation for up to one year  
98.6 if it finds, at a hearing conducted under subdivision 1a, that:

98.7 (1) the defendant has not paid court-ordered restitution in accordance with the payment  
98.8 schedule or structure; and

98.9 (2) the defendant is likely to not pay the restitution the defendant owes before the term  
98.10 of probation expires.

98.11 This one-year extension of probation for failure to pay restitution may be extended by the  
98.12 court for up to one additional year if the court finds, at another hearing conducted under  
98.13 subdivision 1a, that the defendant still has not paid the court-ordered restitution that the  
98.14 defendant owes.

98.15 Nothing in this subdivision limits the court's ability to refer the case to collections under  
98.16 section 609.104.

98.17 (i) Notwithstanding the maximum periods specified for stays of sentences under  
98.18 paragraphs (a) to (g), a court may extend a defendant's term of probation for up to three  
98.19 years if it finds, at a hearing conducted under subdivision 1c, that:

98.20 (1) the defendant has failed to complete court-ordered treatment successfully; and

98.21 (2) the defendant is likely not to complete court-ordered treatment before the term of  
98.22 probation expires.

98.23 **EFFECTIVE DATE.** This section is effective August 1, 2024, and applies to sentences  
98.24 announced on or after that date.

98.25 Sec. 10. Minnesota Statutes 2023 Supplement, section 609.14, subdivision 1, is amended  
98.26 to read:

98.27 Subdivision 1. **Grounds.** (a) When it appears that the defendant has violated any of the  
98.28 conditions of probation or intermediate sanction, or has otherwise been guilty of misconduct  
98.29 ~~which that~~ warrants the ~~imposing~~ adjudication of guilt, or imposition or execution of sentence,  
98.30 the court may without notice revoke the stay and direct that the defendant be taken into  
98.31 immediate custody. Revocation shall only be used as a last resort when rehabilitation has  
98.32 failed.

99.1 (b) When it appears that the defendant violated any of the conditions of probation during  
99.2 the term of the stay, but the term of the stay has since expired, the defendant's probation  
99.3 officer or the prosecutor may ask the court to initiate probation revocation proceedings  
99.4 under the Rules of Criminal Procedure at any time within six months after the expiration  
99.5 of the stay. The court also may initiate proceedings under these circumstances on its own  
99.6 motion. If proceedings are initiated within this six-month period, the court may conduct a  
99.7 revocation hearing and take any action authorized under rule 27.04 at any time during or  
99.8 after the six-month period.

99.9 (c) Notwithstanding the provisions of section 609.135 or any law to the contrary, after  
99.10 proceedings to revoke the stay have been initiated by a court order revoking the stay and  
99.11 directing either that the defendant be taken into custody or that a summons be issued in  
99.12 accordance with paragraph (a), the proceedings to revoke the stay may be concluded and  
99.13 the summary hearing provided by subdivision 2 may be conducted after the expiration of  
99.14 the stay or after the six-month period set forth in paragraph (b). The proceedings to revoke  
99.15 the stay shall not be dismissed on the basis that the summary hearing is conducted after the  
99.16 term of the stay or after the six-month period. The ability or inability to locate or apprehend  
99.17 the defendant prior to the expiration of the stay or during or after the six-month period shall  
99.18 not preclude the court from conducting the summary hearing unless the defendant  
99.19 demonstrates that the delay was purposefully caused by the state in order to gain an unfair  
99.20 advantage.

99.21 Sec. 11. Minnesota Statutes 2022, section 609.14, subdivision 2, is amended to read:

99.22 Subd. 2. **Notification of grounds for revocation.** The defendant shall thereupon be  
99.23 notified in writing and in such manner as the court directs of the grounds alleged to exist  
99.24 for revocation of the stay ~~of imposition or execution of sentence~~. If such grounds are brought  
99.25 in issue by the defendant, a summary hearing shall be held thereon at which the defendant  
99.26 is entitled to be heard and to be represented by counsel.

99.27 Sec. 12. Minnesota Statutes 2022, section 609.14, subdivision 3, is amended to read:

99.28 Subd. 3. **Sentence.** If any of such grounds are found to exist the court may:

99.29 (1) if imposition of sentence was previously stayed, again stay sentence or impose  
99.30 sentence and stay the execution thereof, and in either event place the defendant on probation  
99.31 or order intermediate sanctions pursuant to section 609.135, or impose sentence and order  
99.32 execution thereof; ~~or~~

100.1 (2) if sentence was previously imposed and execution thereof stayed, continue such stay  
100.2 and place the defendant on probation or order intermediate sanctions in accordance with  
100.3 the provisions of section 609.135, or order execution of the sentence previously imposed;  
100.4 or

100.5 (3) if adjudication was stayed or prosecution was deferred, continue the stay without  
100.6 intermediate sanctions, continue it with intermediate sanctions, or adjudicate guilt and  
100.7 proceed as otherwise provided, including, in the event of a felony conviction, as provided  
100.8 in section 244.10.

100.9 Sec. 13. Minnesota Statutes 2022, section 609.14, is amended by adding a subdivision to  
100.10 read:

100.11 Subd. 5. **Definition.** For the purposes of this section, "stay" means a stay of adjudication,  
100.12 a stay of imposition, a stay of execution, or a deferred prosecution.

100.13 Sec. 14. Minnesota Statutes 2022, section 609.324, subdivision 1, is amended to read:

100.14 Subdivision 1. **Engaging in, hiring, or agreeing to hire minor to engage in**  
100.15 **prostitution; penalties.** (a) Whoever intentionally does any of the following may be  
100.16 sentenced to imprisonment for not more than 20 years or to payment of a fine of not more  
100.17 than \$40,000, or both:

100.18 (1) engages in prostitution with an individual under the age of 14 years;

100.19 (2) hires or offers or agrees to hire an individual under the age of 14 years to engage in  
100.20 sexual penetration or sexual contact; or

100.21 (3) hires or offers or agrees to hire an individual who the actor reasonably believes to  
100.22 be under the age of 14 years to engage in sexual penetration or sexual contact.

100.23 (b) Whoever intentionally does any of the following may be sentenced to imprisonment  
100.24 for not more than ten years or to payment of a fine of not more than \$20,000, or both:

100.25 (1) engages in prostitution with an individual under the age of 16 years but at least 14  
100.26 years;

100.27 (2) hires or offers or agrees to hire an individual under the age of 16 years but at least  
100.28 14 years to engage in sexual penetration or sexual contact; or

100.29 (3) hires or offers or agrees to hire an individual who the actor reasonably believes to  
100.30 be under the age of 16 years but at least ~~13~~ 14 years to engage in sexual penetration or sexual  
100.31 contact.

101.1 (c) Whoever intentionally does any of the following may be sentenced to imprisonment  
101.2 for not more than five years or to payment of a fine of not more than \$10,000, or both:

101.3 (1) engages in prostitution with an individual under the age of 18 years but at least 16  
101.4 years;

101.5 (2) hires or offers or agrees to hire an individual under the age of 18 years but at least  
101.6 16 years to engage in sexual penetration or sexual contact; or

101.7 (3) hires or offers or agrees to hire an individual who the actor reasonably believes to  
101.8 be under the age of 18 years but at least 16 years to engage in sexual penetration or sexual  
101.9 contact.

101.10 EFFECTIVE DATE. This section is effective August 1, 2024, and applies to crimes  
101.11 committed on or after that date.

101.12 Sec. 15. Minnesota Statutes 2023 Supplement, section 609.522, subdivision 1, is amended  
101.13 to read:

101.14 Subdivision 1. **Definitions.** (a) As used in this section, the following terms have the  
101.15 meanings given.

101.16 (b) "Pattern of retail theft" means acts committed or directed by the defendant on at least  
101.17 two separate occasions in the preceding six months that would constitute a violation of:

101.18 (1) section 609.52, subdivision 2, paragraph (a), ~~clauses~~ clause (1), (3), ~~and~~ or (4),  
101.19 involving retail merchandise;

101.20 (2) section 609.521;

101.21 (3) section 609.53, subdivision 1, involving retail merchandise;

101.22 (4) section 609.582 when the building was a retail establishment; or

101.23 (5) section 609.59.

101.24 (c) "Retail establishment" means the building where a retailer sells retail merchandise.

101.25 (d) "Retail merchandise" means all forms of tangible property, without limitation, held  
101.26 out for sale by a retailer.

101.27 (e) "Retail theft enterprise" means a group of two or more individuals with a shared goal  
101.28 involving the unauthorized removal of retail merchandise from a retailer. Retail theft  
101.29 enterprise does not require the membership of the enterprise to remain the same or that the  
101.30 same individuals participate in each offense committed by the enterprise.

102.1 (f) "Retailer" means a person or entity that sells retail merchandise.

102.2 (g) "Value" means the retail market value at the time of the theft or, if the retail market  
102.3 value cannot be ascertained, the cost of replacement of the property within a reasonable  
102.4 time after the theft.

102.5 Sec. 16. Minnesota Statutes 2023 Supplement, section 609.522, subdivision 2, is amended  
102.6 to read:

102.7 Subd. 2. **Organized retail theft.** A person is guilty of organized retail theft if:

102.8 (1) the person is employed by or associated with a retail theft enterprise;

102.9 (2) the person has previously engaged in a pattern of retail theft and intentionally commits  
102.10 an act or directs another member of the retail theft enterprise to commit an act involving  
102.11 retail merchandise that would constitute a violation of:

102.12 (i) section 609.52, subdivision 2, paragraph (a), ~~clauses~~ clause (1), (3), ~~and~~ or (4); or

102.13 (ii) section 609.53, subdivision 1; and

102.14 (3) the person or another member of the retail theft enterprise:

102.15 (i) resells or intends to resell the stolen retail merchandise;

102.16 (ii) advertises or displays any item of the stolen retail merchandise for sale; or

102.17 (iii) returns any item of the stolen retail merchandise to a retailer for anything of value.

102.18 Sec. 17. Minnesota Statutes 2022, section 609.78, is amended by adding a subdivision to  
102.19 read:

102.20 Subd. 2c. **Felony offense; reporting fictitious emergency resulting in response to**  
102.21 **the home of certain officials.** Whoever violates subdivision 2, clause (2), is guilty of a  
102.22 felony and may be sentenced to imprisonment for not more than one year or to payment of  
102.23 a fine of not more than \$5,000, or both, if the person places the call with the intent of  
102.24 prompting an emergency response to the home of:

102.25 (1) an elected official;

102.26 (2) a judge as defined in section 609.221, subdivision 6, clause (5);

102.27 (3) a prosecuting attorney as defined in section 609.221, subdivision 6, clause (4);

102.28 (4) an employee of a correctional facility as defined in section 241.021, subdivision 1i;

102.29 or

103.1 (5) a peace officer as defined in section 626.84, subdivision 1, paragraph (c).

103.2 **EFFECTIVE DATE.** This section is effective August 1, 2024, and applies to crimes  
103.3 committed on or after that date.

103.4 Sec. 18. Minnesota Statutes 2022, section 609.78, subdivision 3, is amended to read:

103.5 Subd. 3. **Definition.** (a) Except as provided in paragraph (b), for purposes of this section,  
103.6 "emergency call" means:

103.7 (1) a 911 call;

103.8 (2) any call for emergency medical or ambulance service; or

103.9 (3) any call for assistance from a police or fire department or for other assistance needed  
103.10 in an emergency to avoid serious harm to person or property,

103.11 and an emergency exists.

103.12 (b) As used in subdivisions 1, clause (6); 2, clause (2); ~~and 2a;~~ and 2c:

103.13 (1) "call" includes the use of any method of communication including, but not limited  
103.14 to: telephones, facsimiles, Voice over Internet Protocols, email messages, text messages,  
103.15 and electronic transmissions of an image or video; and

103.16 (2) "emergency call" has the meaning given in paragraph (a) but does not require the  
103.17 existence of an emergency.

103.18 **EFFECTIVE DATE.** This section is effective August 1, 2024.

103.19 Sec. 19. **[609.84] SALE OF HUMAN REMAINS.**

103.20 Subdivision 1. **Definitions.** (a) For purposes of this section, the following terms have  
103.21 the meanings given.

103.22 (b) "Human remains" means any part of a dead human body, the cremated remains of a  
103.23 dead human body, or the hydrolyzed remains of a dead human body.

103.24 (c) "Law enforcement agency" has the meaning given in section 626.84, subdivision 1,  
103.25 paragraph (f).

103.26 (d) "Local organization for emergency management" has the meaning given in section  
103.27 12.03, subdivision 6.

103.28 (e) "Search and rescue unit" means an organization, team, or individual authorized by  
103.29 the state or federal government, a Tribal government, or by a county, city, town, or a

104.1 metropolitan airports commission organized and existing under sections 473.601 to 473.679  
104.2 whose mission is to locate lost, missing, or trapped persons, victims of natural or other  
104.3 disasters, and human bodies.

104.4 Subd. 2. **Sale of human remains prohibited; donation and reimbursement.** (a) Except  
104.5 as provided in paragraph (b), a person is prohibited from selling human remains or offering  
104.6 human remains for sale.

104.7 (b) Paragraph (a) shall not be construed to limit the donation of human remains:

104.8 (1) to a licensed health care provider, an individual employed by or under contract with  
104.9 a licensed health care provider, a public or private postsecondary educational institution,  
104.10 or an individual employed by or under contract with a public or private postsecondary  
104.11 educational institution, for legitimate medical or scientific purposes or for educational  
104.12 purposes;

104.13 (2) to a company registered with the United States Food and Drug Administration or an  
104.14 individual, company, or entity employed by or under contract with a company registered  
104.15 with the United States Food and Drug Administration for legitimate medical or scientific  
104.16 purposes, including but not limited to the development, manufacturing, and research of  
104.17 medical products; or

104.18 (3) to a law enforcement agency, search and rescue unit, or local organization for  
104.19 emergency management to conduct search and rescue training or to entities that train dogs  
104.20 to locate dead human bodies.

104.21 (c) Paragraph (a) does not apply to the sale or offer for sale of human remains that is  
104.22 incidental to the sale of real property, including undisturbed burial plots, cemeteries, crypts,  
104.23 or other burial features.

104.24 (d) Nothing in this section shall be construed to prohibit a person from recovering  
104.25 reasonable expenses for the processing, preservation, quality control, storage, transportation,  
104.26 or final disposition of human remains for the legitimate purposes as described in this section.

104.27 Subd. 3. **Penalty.** A person who violates this section is guilty of a felony.

104.28 **EFFECTIVE DATE.** This section is effective the day following final enactment and  
104.29 applies to crimes committed on or after that date.

ARTICLE 7

PREDATORY OFFENDERS

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Section 1. Minnesota Statutes 2022, section 243.166, subdivision 1a, is amended to read:

Subd. 1a. **Definitions.** (a) As used in this section, unless the context clearly indicates otherwise, the following terms have the meanings given them.

(b) "Bureau" means the Bureau of Criminal Apprehension.

(c) "Conservator" has the meaning given in chapter 524.

~~(e)~~ (d) "Corrections agent" means a county or state probation agent or other corrections employee. The term also includes United States Probation and Pretrial Services System employees who work with a person subject to this section.

~~(d)~~ (e) "Dwelling" means the building where the person lives under a formal or informal agreement to do so. However, dwelling does not include a supervised publicly or privately operated shelter or facility designed to provide temporary living accommodations for homeless individuals as defined in section 116L.361, subdivision 5.

(f) "Guardian" has the meaning given in chapter 524.

~~(e)~~ (g) "Incarceration" and "confinement" do not include electronic home monitoring.

~~(f)~~ (h) "Law enforcement authority" or "authority" means the chief of police of a home rule charter or statutory city and the county sheriff of an unincorporated area in that county. An authority must be located in Minnesota.

~~(g)~~ (i) "Motor vehicle" has the meaning given in section 169.011, subdivision 92.

(j) "Power of attorney" has the meaning given in chapter 523.

~~(h)~~ (k) "Primary address" means the mailing address of the person's dwelling. If the mailing address is different from the actual location of the dwelling, primary address also includes the physical location of the dwelling described with as much specificity as possible.

~~(i)~~ (l) "School" includes any public or private educational institution, including any secondary school, trade, or professional institution, or institution of higher education, that the person is enrolled in on a full-time or part-time basis.

~~(j)~~ (m) "Secondary address" means the mailing address of any place where the person regularly or occasionally stays overnight when not staying at the person's primary address. If the mailing address is different from the actual location of the place, secondary address also includes the physical location of the place described with as much specificity as possible.

106.1 However, the location of a supervised publicly or privately operated shelter or facility  
106.2 designated to provide temporary living accommodations for homeless individuals as defined  
106.3 in section 116L.361, subdivision 5, does not constitute a secondary address.

106.4 ~~(k)~~ (n) "Treatment facility" means a residential facility, as defined in section 244.052,  
106.5 subdivision 1, and residential substance use disorder treatment programs and halfway houses  
106.6 licensed under chapter 245A, including, but not limited to, those facilities directly or  
106.7 indirectly assisted by any department or agency of the United States.

106.8 ~~(h)~~ (o) "Work" includes employment that is full time or part time for a period of time  
106.9 exceeding 14 days or for an aggregate period of time exceeding 30 days during any calendar  
106.10 year, whether financially compensated, volunteered, or for the purpose of government or  
106.11 educational benefit.

106.12 Sec. 2. Minnesota Statutes 2023 Supplement, section 243.166, subdivision 1b, is amended  
106.13 to read:

106.14 Subd. 1b. **Registration required.** (a) A person shall register under this section if:

106.15 (1) the person was charged with or petitioned for a felony violation of or attempt to  
106.16 violate, or aiding, abetting, or conspiracy to commit, any of the following, and convicted  
106.17 of or adjudicated delinquent for that offense or another offense arising out of the same set  
106.18 of circumstances:

106.19 (i) murder under section 609.185, paragraph (a), clause (2);

106.20 (ii) kidnapping under section 609.25;

106.21 (iii) criminal sexual conduct under section 609.342; 609.343; 609.344; 609.345; 609.3451,  
106.22 subdivision 3, paragraph (b); or 609.3453;

106.23 (iv) indecent exposure under section 617.23, subdivision 3; or

106.24 (v) surreptitious intrusion under the circumstances described in section 609.746,  
106.25 subdivision 1, paragraph (h);

106.26 (2) the person was charged with or petitioned for a violation of, or attempt to violate, or  
106.27 aiding, abetting, or conspiring to commit any of the following and convicted of or adjudicated  
106.28 delinquent for that offense or another offense arising out of the same set of circumstances:

106.29 (i) criminal abuse in violation of Minnesota Statutes 2020, section 609.2325, subdivision  
106.30 1, paragraph (b);

106.31 ~~(ii) false imprisonment in violation of section 609.255, subdivision 2;~~

107.1 ~~(iii)~~ (ii) solicitation, inducement, or promotion of the prostitution of a minor or engaging  
107.2 in the sex trafficking of a minor in violation of section 609.322;

107.3 ~~(iv)~~ (iii) a prostitution offense in violation of section 609.324, subdivision 1, paragraph  
107.4 (a);

107.5 ~~(v)~~ (iv) soliciting a minor to engage in sexual conduct in violation of section 609.352,  
107.6 subdivision 2 or 2a, clause (1);

107.7 ~~(vi)~~ (v) using a minor in a sexual performance in violation of section 617.246; or

107.8 ~~(vii)~~ (vi) possessing or disseminating a pornographic work involving a minor in violation  
107.9 of section 617.247;

107.10 (3) the person was sentenced as a patterned sex offender under section 609.3455,  
107.11 subdivision 3a; or

107.12 (4) the person was charged with or petitioned for, including pursuant to a court martial,  
107.13 violating a law of the United States, including the Uniform Code of Military Justice, similar  
107.14 to an offense or involving similar circumstances to an offense described in clause (1), (2),  
107.15 or (3), and convicted of or adjudicated delinquent for that offense or another offense arising  
107.16 out of the same set of circumstances.

107.17 (b) A person also shall register under this section if:

107.18 (1) the person was charged with or petitioned for an offense in another state similar to  
107.19 an offense or involving similar circumstances to an offense described in paragraph (a),  
107.20 clause (1), (2), or (3), and convicted of or adjudicated delinquent for that offense or another  
107.21 offense arising out of the same set of circumstances;

107.22 (2) the person enters this state to reside, work, or attend school, or enters this state and  
107.23 remains for 14 days or longer or for an aggregate period of time exceeding 30 days during  
107.24 any calendar year; and

107.25 (3) ten years have not elapsed since the person was released from confinement or, if the  
107.26 person was not confined, since the person was convicted of or adjudicated delinquent for  
107.27 the offense that triggers registration, unless the person is subject to a longer registration  
107.28 period under the laws of another state in which the person has been convicted or adjudicated,  
107.29 or is subject to lifetime registration.

107.30 If a person described in this paragraph is subject to a longer registration period in another  
107.31 state or is subject to lifetime registration, the person shall register for that time period

108.1 regardless of when the person was released from confinement, convicted, or adjudicated  
108.2 delinquent.

108.3 (c) A person also shall register under this section if the person was committed pursuant  
108.4 to a court commitment order under Minnesota Statutes 2012, section 253B.185, chapter  
108.5 253D, Minnesota Statutes 1992, section 526.10, or a similar law of another state or the  
108.6 United States, regardless of whether the person was convicted of any offense.

108.7 (d) A person also shall register under this section if:

108.8 (1) the person was charged with or petitioned for a felony violation or attempt to violate  
108.9 any of the offenses listed in paragraph (a), clause (1), or a similar law of another state or  
108.10 the United States, or the person was charged with or petitioned for a violation of any of the  
108.11 offenses listed in paragraph (a), clause (2), or a similar law of another state or the United  
108.12 States;

108.13 (2) the person was found not guilty by reason of mental illness or mental deficiency  
108.14 after a trial for that offense, or found guilty but mentally ill after a trial for that offense, in  
108.15 states with a guilty but mentally ill verdict; and

108.16 (3) the person was committed pursuant to a court commitment order under section  
108.17 253B.18 or a similar law of another state or the United States.

108.18 **EFFECTIVE DATE.** This section is effective July 1, 2024, and applies to:

108.19 (1) convictions and delinquency adjudications for a violation of Minnesota Statutes,  
108.20 section 609.255, subdivision 2, or another offense arising out of the same set of circumstances  
108.21 that occur on or after that date and to convictions and delinquency adjudications for such  
108.22 an offense that are not yet final on that date; and

108.23 (2) convictions and delinquency adjudications for disseminating a pornographic work  
108.24 involving a minor in violation of Minnesota Statutes, section 617.247, or another offense  
108.25 arising out of the same set of circumstances that occur on or after that date and to convictions  
108.26 and delinquency adjudications for such an offense that occurred before that date if the court  
108.27 told the person of the duty to register.

108.28 Sec. 3. Minnesota Statutes 2022, section 243.166, subdivision 3, is amended to read:

108.29 Subd. 3. **Registration procedure.** (a) Except as provided in subdivision 3a, a person  
108.30 required to register under this section shall register with the corrections agent as soon as  
108.31 the agent is assigned to the person. If the person does not have an assigned corrections agent

109.1 or is unable to locate the assigned corrections agent, the person shall register with the law  
109.2 enforcement authority that has jurisdiction in the area of the person's primary address.

109.3 (b) Except as provided in subdivision 3a, at least five days before the person starts living  
109.4 at a new primary address, including living in another state, the person shall give written  
109.5 notice of the new primary address to the assigned corrections agent or to the law enforcement  
109.6 authority with which the person currently is registered. If the person will be living in a new  
109.7 state and that state has a registration requirement, the person shall also give written notice  
109.8 of the new address to the designated registration agency in the new state. A person required  
109.9 to register under this section shall also give written notice to the assigned corrections agent  
109.10 or to the law enforcement authority that has jurisdiction in the area of the person's primary  
109.11 address that the person is no longer living or staying at an address, immediately after the  
109.12 person is no longer living or staying at that address. The written notice required by this  
109.13 paragraph must be provided in person. The corrections agent or law enforcement authority  
109.14 shall, within two business days after receipt of this information, forward it to the bureau.  
109.15 The bureau shall, if it has not already been done, notify the law enforcement authority having  
109.16 primary jurisdiction in the community where the person will live of the new address. If the  
109.17 person is leaving the state, the bureau shall notify the registration authority in the new state  
109.18 of the new address. The person's registration requirements under this section are suspended  
109.19 after the person begins living in the new state and the bureau has confirmed the address in  
109.20 the other state through the annual verification process on at least one occasion. The bureau  
109.21 may also attempt to confirm the person's address in the other state by the following methods:

109.22 (1) receipt of a verification letter from the law enforcement authority having primary  
109.23 jurisdiction in the community where the person is now living, acknowledging the person's  
109.24 address;

109.25 (2) receipt of a written communication or verification letter from a criminal justice  
109.26 agency confirming the person's location;

109.27 (3) confirmation of the individual's compliance with registration requirements or  
109.28 incarceration status in the new state via an online registry or website, if applicable; or

109.29 (4) confirmation of the individual's motor vehicle records under United States Code,  
109.30 title 18, section 2721, in the new state via the new state's documentation.

109.31 The bureau is the sole determinant as to whether the information provided by any of the  
109.32 methods in clauses (1) to (3) is sufficient for verification purposes and may use more than  
109.33 one of these methods to satisfy the verification requirement. For purposes of this subdivision,  
109.34 "criminal justice agency" means an agency of a state, a political subdivision, a federally

110.1 recognized Tribe, a United States territory, or the federal government charged with detection,  
110.2 enforcement, prosecution, adjudication, or incarceration with respect to federal or state  
110.3 criminal laws. The person's registration requirements under this section are reactivated if  
110.4 the person resumes living in Minnesota and the registration time period described in  
110.5 subdivision 6 has not expired.

110.6 (c) A person required to register under subdivision 1b, paragraph (b), because the person  
110.7 is working or attending school in Minnesota shall register with the law enforcement authority  
110.8 that has jurisdiction in the area where the person works or attends school. In addition to  
110.9 other information required by this section, the person shall provide the address of the school  
110.10 or of the location where the person is employed. A person shall comply with this paragraph  
110.11 within five days of beginning employment or school. A person's obligation to register under  
110.12 this paragraph terminates when the person is no longer working or attending school in  
110.13 Minnesota.

110.14 (d) A person required to register under this section who works or attends school outside  
110.15 of Minnesota shall register as a predatory offender in the state where the person works or  
110.16 attends school. The person's corrections agent, or if the person does not have an assigned  
110.17 corrections agent, the law enforcement authority that has jurisdiction in the area of the  
110.18 person's primary address shall notify the person of this requirement.

110.19 Sec. 4. Minnesota Statutes 2022, section 243.166, is amended by adding a subdivision to  
110.20 read:

110.21 Subd. 4d. **Guardians, conservators, and power of attorney.** Guardians and conservators  
110.22 of persons required to register shall have the authority to complete all verification and  
110.23 registration paperwork under this section and section 243.167 on the person's behalf. A  
110.24 validly executed power of attorney under chapter 523 grants the attorney in fact the authority  
110.25 to complete all verification and registration paperwork under this section and section 243.167  
110.26 on behalf of a person required to register.

110.27 Sec. 5. Minnesota Statutes 2022, section 243.166, subdivision 6, is amended to read:

110.28 Subd. 6. **Registration period.** (a) Notwithstanding the provisions of section 609.165,  
110.29 subdivision 1, and except as provided in paragraphs (b), (c), and (d), a person required to  
110.30 register under this section shall continue to comply with this section until ten years have  
110.31 elapsed since the person initially registered in connection with the offense, or until the  
110.32 probation, supervised release, or conditional release period expires, whichever occurs later.  
110.33 For a person required to register under this section who is committed under section 253B.18,

111.1 Minnesota Statutes 2012, section 253B.185, or chapter 253D, the ten-year registration period  
111.2 does not include the period of commitment.

111.3 (b) If a person required to register under this section fails to provide the person's primary  
111.4 address as required by subdivision 3, paragraph (b), fails to comply with the requirements  
111.5 of subdivision 3a, fails to provide information as required by subdivision 4a, or fails to  
111.6 return the verification form referenced in subdivision 4 within ten days, the commissioner  
111.7 of public safety shall require the person to continue to register for an additional period of  
111.8 five years. This five-year period is added to the end of the offender's registration period.

111.9 (c) If a person required to register under this section is incarcerated due to a conviction  
111.10 for a new offense that requires registration under this section or section 243.167 or following  
111.11 a revocation of probation, supervised release, or conditional release for ~~any~~ an offense that  
111.12 requires registration under this section or section 243.167, the person shall continue to  
111.13 register until ten years have elapsed since the person was last released from incarceration  
111.14 or until the person's probation, supervised release, or conditional release period expires,  
111.15 whichever occurs later.

111.16 (d) A person shall continue to comply with this section for the life of that person:

111.17 (1) if the person is convicted of or adjudicated delinquent for any offense for which  
111.18 registration is required under subdivision 1b, or any offense from another state or any federal  
111.19 offense similar to the offenses described in subdivision 1b, and the person has a prior  
111.20 conviction or adjudication for an offense for which registration was or would have been  
111.21 required under subdivision 1b, or an offense from another state or a federal offense similar  
111.22 to an offense described in subdivision 1b;

111.23 (2) if the person is required to register based upon a conviction or delinquency  
111.24 adjudication for an offense under section 609.185, paragraph (a), clause (2), or a similar  
111.25 statute from another state or the United States;

111.26 (3) if the person is required to register based upon a conviction for an offense under  
111.27 section 609.342, subdivision 1, clause (a) to (c) or (e), or subdivision 1a, clause (a) to (e)  
111.28 or (h); 609.343, subdivision 1, clause (a) to (c) or (e), or subdivision 1a, clause (a) to (e) or  
111.29 (h); 609.344, subdivision 1, clause (a) or (c), or subdivision 1a, clause (a), (c), (g), or (h);  
111.30 or 609.345, subdivision 1, clause (a) or (c), or subdivision 1a, clause (a), (c), (g), or (h); or  
111.31 a statute from another state or the United States similar to the offenses described in this  
111.32 clause; or

111.33 (4) if the person is required to register under subdivision 1b, paragraph (c), following  
111.34 commitment pursuant to a court commitment under Minnesota Statutes 2012, section

112.1 253B.185, chapter 253D, Minnesota Statutes 1992, section 526.10, or a similar law of  
112.2 another state or the United States.

112.3 (e) A person described in subdivision 1b, paragraph (b), who is required to register under  
112.4 the laws of a state in which the person has been previously convicted or adjudicated  
112.5 delinquent, shall register under this section for the time period required by the state of  
112.6 conviction or adjudication unless a longer time period is required elsewhere in this section.

112.7 **EFFECTIVE DATE.** This section is effective July 1, 2024, and applies to convictions  
112.8 and revocations of probation, supervised release, or conditional release that occur on or  
112.9 after that date and to convictions that are not yet final on that date.

112.10 Sec. 6. Minnesota Statutes 2022, section 244.052, subdivision 4, is amended to read:

112.11 **Subd. 4. Law enforcement agency; disclosure of information to public.** (a) The law  
112.12 enforcement agency in the area where the predatory offender resides, expects to reside, is  
112.13 employed, or is regularly found, shall disclose to the public any information regarding the  
112.14 offender contained in the report forwarded to the agency under subdivision 3, paragraph  
112.15 (f), that is relevant and necessary to protect the public and to counteract the offender's  
112.16 dangerousness, consistent with the guidelines in paragraph (b). The extent of the information  
112.17 disclosed and the community to whom disclosure is made must relate to the level of danger  
112.18 posed by the offender, to the offender's pattern of offending behavior, and to the need of  
112.19 community members for information to enhance their individual and collective safety.

112.20 (b) The law enforcement agency shall employ the following guidelines in determining  
112.21 the scope of disclosure made under this subdivision:

112.22 (1) if the offender is assigned to risk level I, the agency may maintain information  
112.23 regarding the offender within the agency and may disclose it to other law enforcement  
112.24 agencies. Additionally, the agency may disclose the information to any victims of or  
112.25 witnesses to the offense committed by the offender. The agency shall disclose the information  
112.26 to victims of the offense committed by the offender who have requested disclosure and to  
112.27 adult members of the offender's immediate household;

112.28 (2) if the offender is assigned to risk level II, the agency also may disclose the information  
112.29 to agencies and groups that the offender is likely to encounter for the purpose of securing  
112.30 those institutions and protecting individuals in their care while they are on or near the  
112.31 premises of the institution. These agencies and groups include the staff members of public  
112.32 and private educational institutions, day care establishments, and establishments and  
112.33 organizations that primarily serve individuals likely to be victimized by the offender. The

113.1 agency also may disclose the information to individuals the agency believes are likely to  
113.2 be victimized by the offender. The agency's belief shall be based on the offender's pattern  
113.3 of offending or victim preference as documented in the information provided by the  
113.4 department of corrections or human services. The agency may disclose the information to  
113.5 property assessors, property inspectors, code enforcement officials, and child protection  
113.6 officials who are likely to visit the offender's home in the course of their duties;

113.7 (3) if the offender is assigned to risk level III, the agency shall disclose the information  
113.8 to the persons and entities described in clauses (1) and (2) and to other members of the  
113.9 community whom the offender is likely to encounter, unless the law enforcement agency  
113.10 determines that public safety would be compromised by the disclosure or that a more limited  
113.11 disclosure is necessary to protect the identity of the victim.

113.12 Notwithstanding the assignment of a predatory offender to risk level II or III, a law  
113.13 enforcement agency may not make the disclosures permitted or required by clause (2) or  
113.14 (3), if: the offender is placed or resides in a residential facility. However, if an offender is  
113.15 placed or resides in a residential facility, the offender and the head of the facility shall  
113.16 designate the offender's likely residence upon release from the facility and the head of the  
113.17 facility shall notify the commissioner of corrections or the commissioner of human services  
113.18 of the offender's likely residence at least 14 days before the offender's scheduled release  
113.19 date. The commissioner shall give this information to the law enforcement agency having  
113.20 jurisdiction over the offender's likely residence. The head of the residential facility also  
113.21 shall notify the commissioner of corrections or human services within 48 hours after  
113.22 finalizing the offender's approved relocation plan to a permanent residence. Within five  
113.23 days after receiving this notification, the appropriate commissioner shall give to the  
113.24 appropriate law enforcement agency all relevant information the commissioner has  
113.25 concerning the offender, including information on the risk factors in the offender's history  
113.26 and the risk level to which the offender was assigned. After receiving this information, the  
113.27 law enforcement agency shall make the disclosures permitted or required by clause (2) or  
113.28 (3), as appropriate.

113.29 (c) As used in paragraph (b), clauses (2) and (3), "likely to encounter" means that:

113.30 (1) the organizations or community members are in a location or in close proximity to  
113.31 a location where the offender lives or is employed, or which the offender visits or is likely  
113.32 to visit on a regular basis, other than the location of the offender's outpatient treatment  
113.33 program; and

114.1 (2) the types of interaction which ordinarily occur at that location and other circumstances  
114.2 indicate that contact with the offender is reasonably certain.

114.3 (d) A law enforcement agency or official who discloses information under this subdivision  
114.4 shall make a good faith effort to make the notification within 14 days of receipt of a  
114.5 confirmed address from the Department of Corrections indicating that the offender will be,  
114.6 or has been, released from confinement, or accepted for supervision, or has moved to a new  
114.7 address and will reside at the address indicated. If a change occurs in the release plan, this  
114.8 notification provision does not require an extension of the release date.

114.9 (e) A law enforcement agency or official who discloses information under this subdivision  
114.10 shall not disclose the identity or any identifying characteristics of the victims of or witnesses  
114.11 to the offender's offenses.

114.12 (f) A law enforcement agency shall continue to disclose information on an offender as  
114.13 required by this subdivision for as long as the offender is required to register under section  
114.14 243.166. This requirement on a law enforcement agency to continue to disclose information  
114.15 also applies to an offender who lacks a primary address and is registering under section  
114.16 243.166, subdivision 3a.

114.17 (g) A law enforcement agency that is disclosing information on an offender assigned to  
114.18 risk level III to the public under this subdivision shall inform the commissioner of corrections  
114.19 what information is being disclosed and forward this information to the commissioner within  
114.20 two days of the agency's determination. The commissioner shall post this information on  
114.21 the Internet as required in subdivision 4b.

114.22 (h) A city council may adopt a policy that addresses when information disclosed under  
114.23 this subdivision must be presented in languages in addition to English. The policy may  
114.24 address when information must be presented orally, in writing, or both in additional languages  
114.25 by the law enforcement agency disclosing the information. The policy may provide for  
114.26 different approaches based on the prevalence of non-English languages in different  
114.27 neighborhoods.

114.28 (i) An offender who is the subject of a community notification meeting held pursuant  
114.29 to this section may not attend the meeting.

114.30 (j) When a school, day care facility, or other entity or program that primarily educates  
114.31 or serves children receives notice under paragraph (b), clause (3), that a level III predatory  
114.32 offender resides or works in the surrounding community, notice to parents must be made  
114.33 as provided in this paragraph. If the predatory offender identified in the notice is participating  
114.34 in programs offered by the facility that require or allow the person to interact with children

115.1 other than the person's children, the principal or head of the entity must notify parents with  
115.2 children at the facility of the contents of the notice received pursuant to this section. The  
115.3 immunity provisions of subdivision 7 apply to persons disclosing information under this  
115.4 paragraph.

115.5 (k) When an offender for whom notification was made under this subdivision no longer  
115.6 resides, is employed, or is regularly found in the area, and the law enforcement agency that  
115.7 made the notification is aware of this, the agency shall inform the entities and individuals  
115.8 initially notified of the change in the offender's status. If notification was made under  
115.9 paragraph (b), clause (3), the agency shall provide the updated information required under  
115.10 this paragraph in a manner designed to ensure a similar scope of dissemination. However,  
115.11 the agency is not required to hold a public meeting to do so.

115.12 Sec. 7. Minnesota Statutes 2022, section 244.052, subdivision 4a, is amended to read:

115.13 Subd. 4a. **Level III offenders; location of residence.** (a) When an offender assigned  
115.14 to risk level III is released from confinement or a residential facility to reside in the  
115.15 community or changes residence while on supervised or conditional release, the agency  
115.16 responsible for the offender's supervision shall:

115.17 (1) take into consideration the proximity of the offender's residence to that of other level  
115.18 III offenders ~~and~~ if the proximity presents a risk of reoffending;

115.19 (2) take into consideration the proximity to of the offender's residence to the following  
115.20 locations if the locations present a risk of reoffending:

115.21 (i) schools;

115.22 (ii) child care facilities or family or group family day care programs;

115.23 (iii) licensed residences for vulnerable adults;

115.24 (iv) attractions within public parks that are regularly used by minors, including but not  
115.25 limited to playgrounds or athletic fields; and

115.26 (v) community centers and recreation centers that are regularly used in youth athletic  
115.27 activities or offer regularly scheduled indoor playtimes or access to gymnasiums and other  
115.28 facilities that are restricted to minors; and;

115.29 (3) to the greatest extent feasible, shall mitigate the concentration of level III offenders  
115.30 and concentration of level III offenders near schools the locations listed in clause (2) when  
115.31 the concentration presents a risk of reoffending.

116.1 (b) If the owner or property manager of a hotel, motel, lodging establishment, or  
116.2 apartment building has an agreement with an agency that arranges or provides shelter for  
116.3 victims of domestic abuse, the owner or property manager may not knowingly rent rooms  
116.4 to both level III offenders and victims of domestic abuse at the same time. If the owner or  
116.5 property manager has an agreement with an agency to provide housing to domestic abuse  
116.6 victims and discovers or is informed that a tenant is a level III offender after signing a lease  
116.7 or otherwise renting to the offender, the owner or property manager may evict the offender.

116.8 Sec. 8. Minnesota Statutes 2022, section 260B.198, subdivision 7, is amended to read:

116.9 Subd. 7. **Continuance.** (a) When it is in the best interests of the child to do so and not  
116.10 inimical to public safety and when the child has admitted the allegations contained in the  
116.11 petition before the judge or referee, or when a hearing has been held as provided for in  
116.12 section 260B.163 and the allegations contained in the petition have been duly proven but,  
116.13 in either case, before a finding of delinquency has been entered, the court may continue the  
116.14 case for a period not to exceed 180 days on any one order. Except as otherwise provided in  
116.15 paragraph (c), the continuance may be extended for one additional successive period not to  
116.16 exceed 180 days, but only with the consent of the prosecutor and only after the court has  
116.17 reviewed the case and entered its order for the additional continuance without a finding of  
116.18 delinquency. During a continuance the court may enter an order in accordance with the  
116.19 provisions of subdivision 1, except clause (4), or enter an order to hold the child in detention  
116.20 for a period not to exceed 15 days on any one order for the purpose of completing any  
116.21 consideration, or any investigation or examination ordered in accordance with the provisions  
116.22 of section 260B.157.

116.23 (b) A prosecutor may appeal a continuance ordered in contravention of this subdivision.  
116.24 This subdivision does not extend the court's jurisdiction under section 260B.193 and does  
116.25 not apply to an extended jurisdiction juvenile proceeding.

116.26 (c) A continuance granted under paragraph (a) for a violation of section 609.342; 609.343;  
116.27 609.344; 609.345; 609.3451; 609.746, subdivision 1; 609.79; or 617.23 or another offense  
116.28 arising out of a delinquency petition based on one or more of those sections that would  
116.29 require the child to register as a predatory offender under section 243.166 may be extended  
116.30 for additional successive periods not to exceed a total of 24 months so the offender can  
116.31 receive sex offender treatment, but only with the consent of the prosecutor and only after  
116.32 the court has reviewed the case and entered its order for the additional continuance without  
116.33 a finding of delinquency.

117.1 **ARTICLE 8**

117.2 **CORRECTIONS PROVISIONS**

117.3 Section 1. Minnesota Statutes 2022, section 13.84, subdivision 6, is amended to read:

117.4 Subd. 6. **Public benefit data.** (a) The responsible authority or its designee of a parole  
117.5 or probation authority or correctional agency may release private or confidential court  
117.6 services data related to:

117.7 (1) criminal acts to any law enforcement agency, if necessary for law enforcement  
117.8 purposes; and

117.9 (2) criminal acts or delinquent acts to the victims of criminal or delinquent acts to the  
117.10 extent that the data are necessary for the victim to assert the victim's legal right to restitution.

117.11 (b) A parole or probation authority, a correctional agency, or agencies that provide  
117.12 correctional services under contract to a correctional agency may release to a law enforcement  
117.13 agency the following data on defendants, parolees, or probationers: current address, dates  
117.14 of entrance to and departure from agency programs, and dates and times of any absences,  
117.15 both authorized and unauthorized, from a correctional program.

117.16 (c) The responsible authority or its designee of a juvenile correctional agency may release  
117.17 private or confidential court services data to a victim of a delinquent act to the extent the  
117.18 data are necessary to enable the victim to assert the victim's right to request notice of release  
117.19 under section 611A.06. The data that may be released include only the name, home address,  
117.20 and placement site of a juvenile who has been placed in a juvenile correctional facility as  
117.21 a result of a delinquent act.

117.22 ~~(d) Upon the victim's written or electronic request and, if the victim and offender have~~  
117.23 ~~been household or family members as defined in section 518B.01, subdivision 2, paragraph~~  
117.24 ~~(b),~~ The commissioner of corrections or the commissioner's designee may disclose to the  
117.25 victim of an offender ~~convicted of a qualified domestic violence-related offense as defined~~  
117.26 ~~in section 609.02, subdivision 16,~~ notification of the city and five-digit zip code of the  
117.27 offender's residency upon or after release from a Department of Corrections facility, unless:

117.28 ~~(1) the offender is not under correctional supervision at the time of the victim's request;~~

117.29 ~~(2) the commissioner or the commissioner's designee does not have the city or zip code;~~

117.30 ~~or~~

117.31 ~~(3)~~ the commissioner or the commissioner's designee reasonably believes that disclosure  
117.32 of the city or zip code of the offender's residency creates a risk to the victim, offender, or  
117.33 public safety.

118.1 ~~(e) Paragraph (d) applies only where the offender is serving a prison term for a qualified~~  
118.2 ~~domestic violence-related offense committed against the victim seeking notification.~~

118.3 Sec. 2. Minnesota Statutes 2023 Supplement, section 241.021, subdivision 1, is amended  
118.4 to read:

118.5 Subdivision 1. **Correctional facilities; inspection; licensing.** (a) Except as provided  
118.6 in paragraph (b), the commissioner of corrections shall inspect and license all correctional  
118.7 facilities throughout the state, whether public or private, established and operated for the  
118.8 detention and confinement of persons confined or incarcerated therein according to law  
118.9 except to the extent that they are inspected or licensed by other state regulating agencies.  
118.10 The commissioner shall promulgate pursuant to chapter 14, rules establishing minimum  
118.11 standards for these facilities with respect to their management, operation, physical condition,  
118.12 and the security, safety, health, treatment, and discipline of persons confined or incarcerated  
118.13 therein. These minimum standards shall include but are not limited to specific guidance  
118.14 pertaining to:

118.15 (1) screening, appraisal, assessment, and treatment for persons confined or incarcerated  
118.16 in correctional facilities with mental illness or substance use disorders;

118.17 (2) a policy on the involuntary administration of medications;

118.18 (3) suicide prevention plans and training;

118.19 (4) verification of medications in a timely manner;

118.20 (5) well-being checks;

118.21 (6) discharge planning, including providing prescribed medications to persons confined  
118.22 or incarcerated in correctional facilities upon release;

118.23 (7) a policy on referrals or transfers to medical or mental health care in a noncorrectional  
118.24 institution;

118.25 (8) use of segregation and mental health checks;

118.26 (9) critical incident debriefings;

118.27 (10) clinical management of substance use disorders and opioid overdose emergency  
118.28 procedures;

118.29 (11) a policy regarding identification of persons with special needs confined or  
118.30 incarcerated in correctional facilities;

118.31 (12) a policy regarding the use of telehealth;

119.1 (13) self-auditing of compliance with minimum standards;

119.2 (14) information sharing with medical personnel and when medical assessment must be  
119.3 facilitated;

119.4 (15) a code of conduct policy for facility staff and annual training;

119.5 (16) a policy on death review of all circumstances surrounding the death of an individual  
119.6 committed to the custody of the facility; and

119.7 (17) dissemination of a rights statement made available to persons confined or  
119.8 incarcerated in licensed correctional facilities.

119.9 No individual, corporation, partnership, voluntary association, or other private  
119.10 organization legally responsible for the operation of a correctional facility may operate the  
119.11 facility unless it possesses a current license from the commissioner of corrections. Private  
119.12 adult correctional facilities shall have the authority of section 624.714, subdivision 13, if  
119.13 the Department of Corrections licenses the facility with the authority and the facility meets  
119.14 requirements of section 243.52.

119.15 The commissioner shall review the correctional facilities described in this subdivision  
119.16 at least once every two years, except as otherwise provided, to determine compliance with  
119.17 the minimum standards established according to this subdivision or other Minnesota statute  
119.18 related to minimum standards and conditions of confinement.

119.19 The commissioner shall grant a license to any facility found to conform to minimum  
119.20 standards or to any facility which, in the commissioner's judgment, is making satisfactory  
119.21 progress toward substantial conformity and the standards not being met do not impact the  
119.22 interests and well-being of the persons confined or incarcerated in the facility. A limited  
119.23 license under subdivision 1a may be issued for purposes of effectuating a facility closure.  
119.24 The commissioner may grant licensure up to two years. Unless otherwise specified by  
119.25 statute, all licenses issued under this chapter expire at 12:01 a.m. on the day after the  
119.26 expiration date stated on the license.

119.27 The commissioner shall have access to the buildings, grounds, books, records, staff, and  
119.28 to persons confined or incarcerated in these facilities. The commissioner may require the  
119.29 officers in charge of these facilities to furnish all information and statistics the commissioner  
119.30 deems necessary, at a time and place designated by the commissioner. Notwithstanding  
119.31 chapter 13 or any other state law classifying or restricting access to data, the officers in  
119.32 charge of these facilities must furnish all data available to the facility that the commissioner  
119.33 deems necessary to conduct a review of any emergency or unusual occurrence at the facility.

120.1 Failure to provide or grant access to relevant information or statistics necessary to fulfill  
120.2 inspection or emergency or unusual occurrence reviews, as requested by the commissioner,  
120.3 may be grounds for the commissioner to take action against a correctional facility's license  
120.4 under subdivision 1a, 1b, or 1c.

120.5 All facility administrators of correctional facilities are required to report all deaths of  
120.6 individuals who died while committed to the custody of the facility, regardless of whether  
120.7 the death occurred at the facility or after removal from the facility for medical care stemming  
120.8 from an incident or need for medical care at the correctional facility, as soon as practicable,  
120.9 but no later than 24 hours of receiving knowledge of the death, including any demographic  
120.10 information as required by the commissioner.

120.11 All facility administrators of correctional facilities are required to report all other  
120.12 emergency or unusual occurrences as defined by rule, including uses of force by facility  
120.13 staff that result in substantial bodily harm or suicide attempts, to the commissioner of  
120.14 corrections within ten days from the occurrence, including any demographic information  
120.15 as required by the commissioner. The commissioner of corrections shall consult with the  
120.16 Minnesota Sheriffs' Association and a representative from the Minnesota Association of  
120.17 Community Corrections Act Counties who is responsible for the operations of an adult  
120.18 correctional facility to define "use of force" that results in substantial bodily harm for  
120.19 reporting purposes.

120.20 The commissioner may require that any or all such information be provided through the  
120.21 Department of Corrections detention information system. The commissioner shall post each  
120.22 inspection report publicly and on the department's website within 30 days of completing  
120.23 the inspection. The education program offered in a correctional facility for the confinement  
120.24 or incarceration of juvenile offenders must be approved by the commissioner of education  
120.25 before the commissioner of corrections may grant a license to the facility.

120.26 (b) For juvenile facilities licensed by the commissioner of human services, the  
120.27 commissioner may inspect and certify programs based on certification standards set forth  
120.28 in Minnesota Rules. For the purpose of this paragraph, "certification" has the meaning given  
120.29 it in section 245A.02.

120.30 (c) Any state agency which regulates, inspects, or licenses certain aspects of correctional  
120.31 facilities shall, insofar as is possible, ensure that the minimum standards it requires are  
120.32 substantially the same as those required by other state agencies which regulate, inspect, or  
120.33 license the same aspects of similar types of correctional facilities, although at different  
120.34 correctional facilities.

121.1 (d) Nothing in this section shall be construed to limit the commissioner of corrections'  
121.2 authority to promulgate rules establishing standards of eligibility for counties to receive  
121.3 funds under chapter 401, or to require counties to comply with operating standards the  
121.4 commissioner establishes as a condition precedent for counties to receive that funding.

121.5 (e) The department's inspection unit must report directly to a division head outside of  
121.6 the correctional institutions division.

121.7 Sec. 3. Minnesota Statutes 2022, section 241.021, subdivision 1h, is amended to read:

121.8 Subd. 1h. **State correctional facilities security audit group.** (a) Beginning in fiscal  
121.9 year 2022, the commissioner shall form a state correctional facilities security audit group.  
121.10 The group must consist of the following members:

121.11 (1) a Department of Corrections employee who is not assigned to the correctional  
121.12 institutions division, appointed by the commissioner;

121.13 (2) the ombudsperson for corrections or a designee;

121.14 (3) an elected sheriff or designee nominated by the Minnesota Sheriffs' Association and  
121.15 appointed by the commissioner;

121.16 ~~(4) a physical plant safety consultant, appointed by the governor;~~

121.17 ~~(5) a private security consultant with expertise in correctional facility security, appointed~~  
121.18 ~~by the governor;~~

121.19 (4) an individual with expertise in security related to infrastructure and operational  
121.20 logistics of correctional facilities who is not required to reside in Minnesota, appointed by  
121.21 the governor;

121.22 (5) the commissioner of health or a designee;

121.23 (6) the commissioner of administration or a designee;

121.24 ~~(6)~~ (7) two senators, one appointed by the senate majority leader and one appointed by  
121.25 the minority leader; and

121.26 ~~(7)~~ (8) two representatives, one appointed by the speaker of the house and one appointed  
121.27 by the minority leader of the house of representatives.

121.28 (b) ~~By January 1, 2022,~~ The ombudsperson or a designee shall chair the group. The  
121.29 group shall establish security audit standards for state correctional facilities. In developing  
121.30 the standards, the group, or individual members of the group, may gather information from  
121.31 state correctional facilities and state correctional staff and inmates. The security audit group

122.1 must periodically review the standards and modify them as needed. The group must report  
122.2 the standards to the chairs and ranking minority members of the house of representatives  
122.3 and senate committees with jurisdiction over public safety policy and finance ~~by February~~  
122.4 ~~15, 2022~~ whenever the standards are updated.

122.5 (c) The group shall meet twice a year to review facility audit reports submitted to the  
122.6 group by the agency's inspection unit. Notwithstanding any law to the contrary, the group  
122.7 is entitled to review the full audit reports including nonpublic security information and  
122.8 corrections and detention confidential data. Within 60 days of ~~receiving an~~ meeting to review  
122.9 ~~audit report~~ reports from the department's inspection unit, the group must make  
122.10 recommendations to the commissioner. Within 45 days of receiving the group's  
122.11 recommendations, the commissioner must reply in writing to the group's findings and  
122.12 recommendations. The commissioner's response must explain whether the agency will  
122.13 implement the group's recommendations, the timeline for implementation of the changes,  
122.14 and, if not, why the commissioner will not or cannot implement the group's recommendations.

122.15 (d) Beginning in 2023, the commissioner must include a written aggregate of the group's  
122.16 recommendations based on each security audit and assessment of a state correctional facility  
122.17 and the commissioner's responses to the recommendations in the biennial report required  
122.18 under section 241.016, subdivision 1. The commissioner shall not include corrections and  
122.19 detention confidential data, as defined in section 13.85, subdivision 3, and nonpublic security  
122.20 information, as defined in section 13.37, subdivision 1, in the commissioner's report to the  
122.21 legislature.

122.22 (e) The commissioner shall provide staffing and administrative support to the group.

122.23 (f) The state correctional facilities security audit group is not subject to chapter 13D.

122.24 (g) Except as otherwise provided in this paragraph, the terms, compensation, and removal  
122.25 of members of the group are governed by section 15.059. Members of the group serve  
122.26 without compensation but shall receive expense reimbursement. Notwithstanding section  
122.27 15.059, subdivision 6, the group does not expire.

122.28 Sec. 4. Minnesota Statutes 2022, section 241.021, subdivision 4b, is amended to read:

122.29 Subd. 4b. **Health care peer review committee.** The commissioner of corrections shall  
122.30 establish a health care peer review committee. Sections 145.61 to 145.67 apply to the  
122.31 committee. The committee shall gather, review, and evaluate information relating to the  
122.32 on-site and off-site quality of care and treatment of offenders. The committee shall consist  
122.33 of:

- 123.1 ~~(1) the director of health services;~~
- 123.2 ~~(2)~~ (1) the department medical director;
- 123.3 ~~(3)~~ (2) the regional medical director of the contracted health care vendor;
- 123.4 ~~(4)~~ (3) the department director of nursing or a designee;
- 123.5 ~~(5)~~ (4) a physician from the contracting hospital provider; and
- 123.6 ~~(6)~~ (5) another physician who provides health care to offenders on site at a correctional
- 123.7 facility;
- 123.8 (6) one or more licensed physicians or nurse practitioners from the community, in person
- 123.9 or by telephone, with expertise in the most appropriate clinical area;
- 123.10 (7) the director of psychiatry of the contracted vendor;
- 123.11 (8) the pharmacist liaison of the contracted vendor's pharmacy vendor;
- 123.12 (9) the clinical pharmacist of the contracted vendor;
- 123.13 (10) in cases of suicide or unanticipated death, a representative from the Office of Special
- 123.14 Investigations; and
- 123.15 (11) other ad hoc members as indicated at the discretion of the Department of Corrections
- 123.16 medical director or chief medical officer.

123.17 **Sec. 5. [241.253] REPORTING ON INMATE COMMUNICATION SERVICES**

123.18 **REQUIRED.**

- 123.19 (a) By February 28 of each year, each county and regional correctional facility in the
- 123.20 state, including a jail, juvenile detention center, workhouse, or lockup, must report to the
- 123.21 commissioner of corrections on their communications contracts for incarcerated people.
- 123.22 The report must include the total number of phone calls, phone call minutes, video visits,
- 123.23 and e-messages initiated or received by incarcerated people in such facilities during the
- 123.24 preceding calendar year. The report must also include the total amount of revenue generated
- 123.25 by vendors at each facility in the preceding calendar year. The report must also include the
- 123.26 total amount of commissions earned by each county and regional correctional facility,
- 123.27 including a jail, juvenile detention center, workhouse, or lockup, during the preceding
- 123.28 calendar year. The report must also include how the commissions were spent.
- 123.29 (b) For the purposes of this section, "commission" means any form of monetary payment,
- 123.30 in-kind payment requirement, gift, exchange of services or goods, fee, or technology
- 123.31 allowance.

124.1 (c) By March 21 of each year, the commissioner must compile the county and regional  
124.2 jail communications data collected under paragraph (a) into a single report and submit the  
124.3 report to the chairs and ranking minority members of the legislative committees with  
124.4 jurisdiction over criminal justice policy.

124.5 Sec. 6. [241.267] PRISON EDUCATION PARTNERSHIPS.

124.6 The commissioner may not enter into an agreement or establish a prison education  
124.7 partnership with a higher education institution that:

124.8 (1) is organized as a private, for-profit postsecondary institution as described in section  
124.9 136A.62, subdivision 3, clause (2), item (ii); or

124.10 (2) charges incarcerated students a higher per-credit rate than the rate for nonincarcerated  
124.11 students.

124.12 Sec. 7. Minnesota Statutes 2022, section 241.75, subdivision 2, is amended to read:

124.13 Subd. 2. **Health care decisions.** The medical director of the Department of Corrections,  
124.14 or the medical director's designee, who must be a physician licensed under chapter 147,  
124.15 may make a health care decision for an inmate incarcerated in a state correctional facility  
124.16 or placed in an outside facility on conditional medical release if the inmate's attending  
124.17 physician determines that the inmate lacks decision-making capacity and:

124.18 (1) there is not a documented health care agent designated by the inmate or the health  
124.19 care agent is not reasonably available to make the health care decision;

124.20 (2) if there is a documented health care directive, the decision is consistent with that  
124.21 directive;

124.22 (3) the decision is consistent with reasonable medical practice and other applicable law;  
124.23 and

124.24 (4) the medical director has made a good faith attempt to consult with the inmate's next  
124.25 of kin or emergency contact person in making the decision, to the extent those persons are  
124.26 reasonably available.

124.27 Sec. 8. Minnesota Statutes 2022, section 243.52, subdivision 2, is amended to read:

124.28 Subd. 2. **Use of force.** (a) Use of force must not be applied maliciously or sadistically  
124.29 for the purpose of causing harm to a confined or incarcerated person.

125.1 (b) Unless the use of deadly force is justified in this section, a correctional officer working  
125.2 in an adult correctional facility either under the control of the commissioner of corrections  
125.3 or licensed by the commissioner under section 241.021 may not use any of the following  
125.4 restraints:

125.5 (1) a choke hold;

125.6 (2) a prone restraint;

125.7 (3) tying all of a person's limbs together behind the person's back to render the person  
125.8 immobile; or

125.9 (4) securing a person in any way that results in transporting the person face down in a  
125.10 vehicle, except as directed by a medical professional.

125.11 (c) For the purposes of this subdivision, the following terms have the meanings given  
125.12 them:

125.13 (1) "choke hold" means a method by which a person applies sufficient pressure to a  
125.14 person to make breathing difficult or impossible, and includes but is not limited to any  
125.15 pressure to the neck, throat, or windpipe that may prevent or hinder breathing or reduce  
125.16 intake of air. Choke hold also means applying pressure to a person's neck on either side of  
125.17 the windpipe, but not to the windpipe itself, to stop the flow of blood to the brain via the  
125.18 carotid arteries;

125.19 (2) "prone restraint" means the use of manual restraint that places a person in a face-down  
125.20 position; and

125.21 (3) "deadly force" has the meaning given in section 609.066, subdivision 1.

125.22 (d) Use of deadly force is justified only if an objectively reasonable correctional officer  
125.23 would believe, based on the totality of the circumstances known to the officer at the time  
125.24 and without the benefit of hindsight, that deadly force is necessary:

125.25 (1) to protect the correctional officer or another from death or great bodily harm, provided  
125.26 that the threat:

125.27 (i) can be articulated with specificity ~~by the correctional officer;~~

125.28 (ii) is reasonably likely to occur absent action by the correctional officer; and

125.29 (iii) must be addressed through the use of deadly force without unreasonable delay; or

126.1 (2) to effect the capture or prevent the escape of a person when the officer reasonably  
126.2 believes that the person will cause death or great bodily harm to another person under the  
126.3 threat criteria in clause (1), unless immediately apprehended.

126.4 Sec. 9. Minnesota Statutes 2023 Supplement, section 244.05, subdivision 5, is amended  
126.5 to read:

126.6 Subd. 5. **Supervised release, life and indeterminate sentences.** (a) The board may,  
126.7 under rules adopted by the commissioner, grant supervised release or parole as follows:

126.8 (1) to an inmate serving a mandatory life sentence after the inmate has served the  
126.9 minimum term of imprisonment specified in subdivision 4 or section 243.05, subdivision  
126.10 1, paragraph (a);

126.11 (2) at any time for an inmate serving a nonlife indeterminate sentence for a crime  
126.12 committed on or before April 30, 1980; or

126.13 (3) to an inmate eligible for early supervised release under subdivision 4a after the inmate  
126.14 has served the minimum term of imprisonment.

126.15 (b) For cases involving multiple sentences, the board must grant or deny supervised  
126.16 release as follows:

126.17 (1) if an inmate is serving multiple sentences that are concurrent to one another, the  
126.18 board must grant or deny supervised release on all unexpired sentences; and

126.19 (2) Notwithstanding any other law to the contrary, if an inmate who was under the age  
126.20 of 18 at the time of the commission of the relevant offenses and has served the minimum  
126.21 term of imprisonment specified in subdivision 4b is serving multiple sentences that are  
126.22 consecutive to one another, the board may grant or deny supervised release on one or more  
126.23 sentences.

126.24 (c) No less than three years before an inmate has served the applicable minimum term  
126.25 of imprisonment, the board must assess the inmate's status and make programming  
126.26 recommendations relevant to the inmate's release review. The commissioner must ensure  
126.27 that any board programming recommendations are followed and implemented.

126.28 (d) The board must conduct a supervised release review hearing as soon as practicable  
126.29 before an inmate has served the applicable minimum term of imprisonment.

126.30 (e) The board shall require the preparation of a community investigation report. The  
126.31 report shall:

127.1 (1) reflect the sentiment of the various elements of the community toward the inmate,  
127.2 both at the time of the offense and at the present time;

127.3 (2) include the views of the sentencing judge, the prosecutor, any law enforcement  
127.4 personnel who may have been involved in the case, and any successors to these individuals  
127.5 who may have information relevant to the supervised release decision; and

127.6 (3) include the views of the victim and the victim's family unless the victim or the victim's  
127.7 family chooses not to participate.

127.8 (f) The board shall require the preparation of a development report when making a  
127.9 supervised release decision regarding an inmate who was under 18 years of age at the time  
127.10 of the commission of the offense. The report must be prepared by a mental health professional  
127.11 qualified to provide services to a client under section 245I.04, subdivision 2, clause (1) to  
127.12 (4) or (6), and must address the inmate's cognitive, emotional, and social maturity. The  
127.13 board may use a previous report that was prepared within 12 months immediately preceding  
127.14 the hearing.

127.15 (g) The board shall make reasonable efforts to notify the victim, in advance, of the time  
127.16 and place of the inmate's release review hearing. The victim has a right to submit an oral  
127.17 or written statement at the review hearing. Notwithstanding chapter 13D, the board may  
127.18 meet in closed session to receive and review a victim's statement, at the request of the victim.  
127.19 The statement may summarize the harm suffered by the victim as a result of the crime and  
127.20 give the victim's recommendation on whether the inmate should be given supervised release  
127.21 at this time.

127.22 (h) The board shall permit a prosecutor from the office that prosecuted the case to submit  
127.23 a written statement in advance of the review hearing.

127.24 (i) When considering whether to grant supervised release or parole to an inmate serving  
127.25 a life sentence or indeterminate sentence, the board shall consider, at a minimum, the  
127.26 following:

127.27 (1) the report prepared pursuant to paragraph (e);

127.28 (2) the report prepared pursuant to paragraph (f), if applicable;

127.29 (3) a victim statement under paragraph (g), if submitted;

127.30 (4) the statement of a prosecutor under paragraph (h), if submitted;

127.31 (5) the risk the inmate poses to the community if released;

127.32 (6) the inmate's progress in treatment, if applicable;

- 128.1 (7) the inmate's behavior while incarcerated;
- 128.2 (8) psychological or other diagnostic evaluations of the inmate;
- 128.3 (9) information on the inmate's rehabilitation while incarcerated;
- 128.4 (10) the inmate's criminal history;
- 128.5 (11) if the inmate was under 18 years of age at the time of the commission of the offense,
- 128.6 relevant science on the neurological development of juveniles and information on the inmate's
- 128.7 maturity and development while incarcerated; and
- 128.8 (12) any other relevant conduct of the inmate while incarcerated or before incarceration.
- 128.9 (j) The board may not grant supervised release or parole to an inmate unless:
- 128.10 (1) while in prison:
- 128.11 (i) the inmate has successfully completed appropriate sex offender treatment, if applicable;
- 128.12 (ii) the inmate has been assessed for substance use disorder needs and, if appropriate,
- 128.13 has successfully completed substance use disorder treatment; and
- 128.14 (iii) the inmate has been assessed for mental health needs and, if appropriate, has
- 128.15 successfully completed mental health treatment; and
- 128.16 (2) a comprehensive individual release plan is in place for the inmate that:
- 128.17 (i) ensures that, after release, the inmate will have suitable housing and receive appropriate
- 128.18 aftercare and community-based treatment; and
- 128.19 (ii) includes a postprison employment or education plan for the inmate.
- 128.20 (k) Supervised release or parole must be granted with a majority vote of the quorum
- 128.21 required under section 244.049, subdivision 3. If there is a tie vote, supervised release or
- 128.22 parole is granted only if the commissioner votes in favor of granting supervised release or
- 128.23 parole.
- 128.24 (l) Within 30 days after a supervised release review hearing, the board must issue a
- 128.25 decision on granting release, including an explanation for the decision. If an inmate is serving
- 128.26 multiple sentences that are concurrent to one another, the board must grant or deny supervised
- 128.27 release on all sentences.
- 128.28 (m) If the board does not grant supervised release, upon request of the inmate, the board
- 128.29 shall conduct a subsequent supervised release hearing within three years of the initial hearing.
- 128.30 If release is denied at the subsequent hearing, upon request of the inmate, the board shall
- 128.31 continue to hold hearings at least once every three years. If the board denies an inmate's

129.1 release under this paragraph, the explanation of that decision must identify specific steps  
129.2 that the inmate can take to increase the likelihood that release will be granted at a future  
129.3 hearing.

129.4 (n) When granting supervised release under this subdivision, the board must set prerelease  
129.5 conditions to be followed by the inmate, if time permits, before their actual release or before  
129.6 constructive parole becomes effective. If the inmate violates any of the prerelease conditions,  
129.7 the commissioner may rescind the grant of supervised release without a hearing at any time  
129.8 before the inmate's release or before constructive parole becomes effective. A grant of  
129.9 constructive parole becomes effective once the inmate begins serving the consecutive  
129.10 sentence.

129.11 (o) If the commissioner rescinds a grant of supervised release or parole, the board:

129.12 (1) must set a release review date that occurs within 90 days of the commissioner's  
129.13 rescission; and

129.14 (2) by majority vote, may set a new supervised release date or set another review date.

129.15 (p) If the commissioner revokes supervised release or parole for an inmate serving a life  
129.16 sentence, the revocation is not subject to the limitations under section 244.30 and the board:

129.17 (1) must set a release review date that occurs within one year of the commissioner's final  
129.18 revocation decision; and

129.19 (2) by majority vote, may set a new supervised release date or set another review date.

129.20 (q) The board may, by a majority vote, grant a person on supervised release or parole  
129.21 for a life or indeterminate sentence a final discharge from their sentence in accordance with  
129.22 section 243.05, subdivision 3. In no case, however, may a person subject to a mandatory  
129.23 lifetime conditional release term under section 609.3455, subdivision 7, be discharged from  
129.24 that term.

129.25 (r) For purposes of this subdivision:

129.26 (1) "board" means the ~~Indeterminate Sentence~~ Supervised Release Board under section  
129.27 244.049;

129.28 (2) "constructive parole" means the status of an inmate who has been paroled from an  
129.29 indeterminate sentence to begin serving a consecutive sentence in prison; and

129.30 (3) "victim" has the meaning given in section 611A.01, paragraph (b).

129.31 **EFFECTIVE DATE.** This section is effective July 1, 2024, and applies to supervised  
129.32 release hearings conducted on or after that date.

130.1 Sec. 10. Minnesota Statutes 2023 Supplement, section 244.17, subdivision 3, is amended  
130.2 to read:

130.3 Subd. 3. **Offenders not eligible.** ~~(a)~~ The following offenders are not eligible to be placed  
130.4 in the challenge incarceration program:

130.5 (1) offenders who are committed to the commissioner's custody following a conviction  
130.6 for murder, manslaughter, criminal sexual conduct, assault, kidnapping, robbery, carjacking,  
130.7 arson, or any other offense involving death or intentional personal injury;

130.8 (2) offenders who were convicted within the preceding ten years of an offense described  
130.9 in clause (1) and were committed to the custody of the commissioner;

130.10 (3) offenders who have been convicted or adjudicated delinquent within the past five  
130.11 years for a violation of section 609.485;

130.12 (4) offenders who are committed to the commissioner's custody for an offense that  
130.13 requires registration under section 243.166;

130.14 (5) offenders who are the subject of a current arrest warrant or detainer;

130.15 (6) offenders who have fewer than 180 days remaining until their supervised release  
130.16 date;

130.17 (7) offenders who have had disciplinary confinement time added to their sentence or  
130.18 who have been placed in segregation, unless 90 days have elapsed from the imposition of  
130.19 the additional disciplinary confinement time or the last day of segregation;

130.20 (8) offenders who have received a suspended formal disciplinary sanction, unless the  
130.21 suspension has expired; and

130.22 (9) offenders whose governing sentence is for an offense from another state or the United  
130.23 States; and.

130.24 ~~(10) offenders who have a medical condition included on the list of ineligible conditions~~  
130.25 ~~described in paragraph (b).~~

130.26 ~~(b) The commissioner of corrections shall develop a list of medical conditions that will~~  
130.27 ~~disqualify an offender from participating in the challenge incarceration program. The~~  
130.28 ~~commissioner shall submit the list and any changes to it to the chairs and ranking minority~~  
130.29 ~~members of the senate and house committees having jurisdiction over criminal justice policy~~  
130.30 ~~and funding.~~

131.1 Sec. 11. Minnesota Statutes 2023 Supplement, section 244.21, subdivision 2, is amended  
131.2 to read:

131.3 Subd. 2. **Commissioner of corrections; report.** By ~~January 15~~ May 1 each year, the  
131.4 commissioner must report to the chairs of the legislative committees with jurisdiction over  
131.5 public safety policy and finance on ~~recommended methods of coordinating the exchange~~  
131.6 ~~of~~ information collected on individuals on probation under subdivision 1:

131.7 ~~(1) between probation service providers; and~~

131.8 ~~(2) between probation service providers and the Department of Corrections.~~

131.9 Sec. 12. Minnesota Statutes 2023 Supplement, section 244.41, is amended by adding a  
131.10 subdivision to read:

131.11 Subd. 3a. **Conditional release.** As used in sections 244.40 to 244.51, "conditional  
131.12 release" has the meaning given in section 609.02, subdivision 18.

131.13 Sec. 13. Minnesota Statutes 2023 Supplement, section 244.41, subdivision 6, is amended  
131.14 to read:

131.15 Subd. 6. **Earned compliance credit.** "Earned compliance credit" means a one-month  
131.16 reduction from the period during active supervision of the supervised release term for every  
131.17 two months that a supervised individual exhibits compliance with the conditions and goals  
131.18 of the individual's supervision plan. Earned compliance credit also applies to a conditional  
131.19 release term.

131.20 Sec. 14. Minnesota Statutes 2023 Supplement, section 244.41, subdivision 14, is amended  
131.21 to read:

131.22 Subd. 14. **Supervision abatement status.** "Supervision abatement status" means an end  
131.23 to active correctional supervision of a supervised individual without effect on the legal  
131.24 expiration date of the individual's executed sentence less any earned incentive release credit  
131.25 or the expiration date of a conditional release term.

131.26 Sec. 15. Minnesota Statutes 2023 Supplement, section 244.46, subdivision 1, is amended  
131.27 to read:

131.28 Subdivision 1. **Adopting policy for earned compliance credit; supervision abatement**  
131.29 **status.** (a) The commissioner must adopt a policy providing for earned compliance credit.

132.1 (b) Except as otherwise provided in the act, once the time served on active supervision  
132.2 plus earned compliance credits equals the total length of the supervised release term, the  
132.3 commissioner must place the individual on supervision abatement status for the remainder  
132.4 of the supervised release term and, if applicable, the conditional release term.

132.5 Sec. 16. Minnesota Statutes 2023 Supplement, section 244.46, subdivision 2, is amended  
132.6 to read:

132.7 Subd. 2. **Violating conditions of release; commissioner action.** If an individual violates  
132.8 the conditions of release while on supervision abatement status, the commissioner may:

132.9 (1) return the individual to active supervision for the remainder of the supervised release  
132.10 or conditional release term, with or without modifying the conditions of release; or

132.11 (2) revoke the individual's supervised release or conditional release in accordance with  
132.12 section 244.05, subdivision 3.

132.13 Sec. 17. Minnesota Statutes 2023 Supplement, section 244.50, subdivision 4, is amended  
132.14 to read:

132.15 Subd. 4. **Distributing reallocation funds.** The commissioner must distribute funds as  
132.16 follows:

132.17 (1) ~~25~~ 50 percent must be transferred to the Office of Justice Programs in the Department  
132.18 of Public Safety for crime victim services;

132.19 (2) 25 percent must be transferred to the Community Corrections Act subsidy  
132.20 appropriation and to the Department of Corrections for supervised release and intensive  
132.21 supervision services, based upon a three-year average of the release jurisdiction of supervised  
132.22 releasees and intensive supervised releasees across the state; and

132.23 (3) 25 percent must be transferred to the Department of Corrections for:

132.24 (i) grants to develop and invest in community-based services that support the identified  
132.25 needs of correctionally involved individuals or individuals at risk of becoming involved in  
132.26 the criminal justice system; and

132.27 (ii) sustaining the operation of evidence-based programming in state and local correctional  
132.28 facilities; ~~and~~ .

132.29 ~~(4) 25 percent must be transferred to the general fund.~~

133.1 Sec. 18. [244.60] SUPERVISED RELEASE EMPLOYMENT REQUIREMENT;  
133.2 POSTSECONDARY EDUCATION.

133.3 If the commissioner of corrections imposes a requirement on a person placed on  
133.4 supervised release that the person work or be employed, the commissioner shall provide  
133.5 that enrollment and participation in postsecondary education or a combination of work and  
133.6 education satisfies this requirement.

133.7 Sec. 19. Minnesota Statutes 2023 Supplement, section 401.01, subdivision 2, is amended  
133.8 to read:

133.9 Subd. 2. **Definitions.** (a) For purposes of this chapter, the terms defined in this subdivision  
133.10 have the meanings given them.

133.11 (b) "CCA jurisdiction" means a county or Tribal Nation that participates in the  
133.12 Community Corrections Act, the subsidy program under this chapter.

133.13 (c) "Commissioner" means the commissioner of corrections or a designee.

133.14 (d) "Conditional release" means:

133.15 (1) parole, supervised release, or conditional release as authorized by section 609.3455,  
133.16 subdivision 6, 7, or 8; Minnesota Statutes 2004, section 609.108, subdivision 6; or Minnesota  
133.17 Statutes 2004, section 609.109, subdivision 7;

133.18 (2) work release as authorized by sections 241.26, 244.065, and 631.425; and

133.19 (3) probation, furlough, and any other authorized temporary release from a correctional  
133.20 facility.

133.21 (e) "Detain" means to take into actual custody, including custody within a local  
133.22 correctional facility.

133.23 (f) "Joint board" means the board under section 471.59.

133.24 (g) "Local advisory board" means:

133.25 (1) for a CCA jurisdiction, a corrections advisory board as defined in section 401.08;

133.26 (2) for a non-CCA jurisdiction other than a Tribal Nation, a human services advisory  
133.27 board as defined in section 402.02, or advisory committee or task force as defined in section  
133.28 402.03; or

133.29 (3) for a Tribal Nation that is a non-CCA jurisdiction, a board with membership as  
133.30 determined by the Tribal Nation.

134.1 ~~(g)~~ (h) "Non-CCA jurisdiction" means a county or Tribal Nation that is not participating  
134.2 in the Community Corrections Act subsidy program and provides or receives probation  
134.3 services according to section 244.19.

134.4 ~~(h)~~ (i) "Probation officer" means a county or Tribal probation officer under a CCA or  
134.5 non-CCA jurisdiction appointed with the powers under section 244.19.

134.6 ~~(i)~~ (j) "Release" means to release from actual custody.

134.7 ~~(j)~~ (k) "Tribal Nation" means a federally recognized Tribal Nation within the boundaries  
134.8 of the state of Minnesota.

134.9 Sec. 20. Minnesota Statutes 2023 Supplement, section 401.10, subdivision 1, is amended  
134.10 to read:

134.11 Subdivision 1. **Community supervision funding formula.** (a) Beginning July 1, 2023,  
134.12 the community supervision subsidy paid to each county, the commissioner for supervision  
134.13 of non-CCA jurisdictions served by the Department of Corrections, and each applicable  
134.14 Tribal Nation under paragraph (e) equals the sum of:

134.15 (1) a base funding amount equal to \$150,000; and

134.16 (2) a community supervision formula equal to the sum of:

134.17 (i) for each individual with a felony sentence, a felony per diem rate of \$5.62 multiplied  
134.18 by the sum of the county's or Tribal Nation's adult felony population, adult supervised  
134.19 release and parole populations, and juvenile supervised release and parole populations as  
134.20 reported in the most recent probation survey published by the commissioner, multiplied by  
134.21 365; and

134.22 (ii) for each individual sentenced for a gross misdemeanor or misdemeanor or under  
134.23 juvenile probation, the felony per diem rate of \$5.62 multiplied by 0.5 and then multiplied  
134.24 by the sum of the county's or Tribal Nation's gross misdemeanor, misdemeanor, and juvenile  
134.25 populations as reported in the most recent probation survey published by the commissioner,  
134.26 multiplied by 365.

134.27 (b) For a non-CCA jurisdiction under section 244.19, subdivision 1b, paragraph (b) or  
134.28 (c), the base funding amount must be shared equally between the jurisdiction and the  
134.29 commissioner for the provision of felony supervision under section 244.20.

134.30 (c) If in any year the total amount appropriated for the purpose of this section is more  
134.31 than or less than the total of base funding plus community supervision formula funding for  
134.32 all counties and applicable Tribal Nations, the sum of each county's and applicable Tribal

135.1 Nation's base funding plus community supervision formula funding is adjusted by the ratio  
135.2 of amounts appropriated for this purpose divided by the total of base funding plus community  
135.3 supervision formula funding for all counties and applicable Tribal Nations.

135.4 (d) If in any year the base funding plus the community supervision formula amount  
135.5 based on what was appropriated in fiscal year 2024 is less than the funding paid to the  
135.6 county in fiscal year 2023, the difference is added to the community supervision formula  
135.7 amount for that county. A county is not eligible for additional funding under this paragraph  
135.8 unless the base funding plus community supervision formula results in an increase in funding  
135.9 for the county based on what was appropriated in the previous fiscal year. This paragraph  
135.10 expires June 30, 2029.

135.11 (e) For each Tribal Nation, a funding amount of \$250,000 is allotted annually to purchase  
135.12 probation services or probation-related services, including contracted services, but a Tribal  
135.13 Nation that becomes a CCA jurisdiction or a non-CCA jurisdiction under section 244.19,  
135.14 subdivision 1b, paragraph (b) or (c), is an applicable Tribal Nation under paragraphs (a) to  
135.15 (c) and:

135.16 (1) has the Tribal Nation's funding amount of \$250,000 transferred to the total community  
135.17 supervision subsidy amount appropriated for the purposes of this section; and

135.18 (2) is allotted a base funding amount equal to \$150,000 plus an amount as determined  
135.19 according to the community supervision formula under paragraph (a), clause (2).

135.20 (f) Minnesota Rehabilitation and Reinvestment Act savings under section 244.50,  
135.21 subdivision 4, clause (2), are appropriated to each CCA jurisdiction and non-CCA jurisdiction  
135.22 served by the Department of Corrections by dividing the three-year average of the number  
135.23 of individuals on supervised release and intensive supervised release within the jurisdiction  
135.24 by the three-year average of the total number of individuals under supervised release and  
135.25 intensive supervised release statewide, using the numbers reported annually in the Probation  
135.26 Survey report.

135.27 Sec. 21. Minnesota Statutes 2022, section 609.02, is amended by adding a subdivision to  
135.28 read:

135.29 Subd. 18. **Conditional release.** "Conditional release" means a court-ordered mandatory  
135.30 term of community supervision as prescribed by sections 169A.276, subdivision 1, paragraph  
135.31 (d) (first-degree DWI); 243.166, subdivision 5a (violating predatory offender registration  
135.32 requirements); 609.2231, subdivision 3a, paragraph (d) (assault on secure treatment facility  
135.33 staff); 609.3455, subdivisions 6 and 7 (criminal sexual conduct); 617.246, subdivision 7

136.1 (use of minors in sexual performances); and 617.247, subdivision 9 (possession of child  
136.2 pornography). Conditional release is in addition to any applicable supervised release term.

136.3 Sec. 22. Minnesota Statutes 2023 Supplement, section 609.133, subdivision 4, is amended  
136.4 to read:

136.5 Subd. 4. **Petition; contents; fee.** (a) A prosecutor's petition for sentence adjustment  
136.6 shall be filed in the district court where the individual was convicted and include the  
136.7 following:

136.8 (1) the full name of the individual on whose behalf the petition is being brought and, to  
136.9 the extent possible, all other legal names or aliases by which the individual has been known  
136.10 at any time;

136.11 (2) the individual's date of birth;

136.12 (3) the individual's address;

136.13 (4) a brief statement of the reason the prosecutor is seeking a sentence adjustment for  
136.14 the individual;

136.15 (5) the details of the offense for which an adjustment is sought, including:

136.16 (i) the date and jurisdiction of the occurrence;

136.17 (ii) either the names of any victims or that there were no identifiable victims;

136.18 (iii) whether there is a current order for protection, restraining order, or other no contact  
136.19 order prohibiting the individual from contacting the victims or whether there has ever been  
136.20 a prior order for protection or restraining order prohibiting the individual from contacting  
136.21 the victims;

136.22 (iv) the court file number; and

136.23 (v) the date of conviction;

136.24 (6) what steps the individual has taken since the time of the offense toward personal  
136.25 rehabilitation, including treatment, work, good conduct within correctional facilities, or  
136.26 other personal history that demonstrates rehabilitation;

136.27 (7) the individual's criminal conviction record indicating all convictions for  
136.28 misdemeanors, gross misdemeanors, or felonies in this state, and for all comparable  
136.29 convictions in any other state, federal court, or foreign country, whether the convictions  
136.30 occurred before or after the conviction for which an adjustment is sought;

137.1 (8) the individual's criminal charges record indicating all prior and pending criminal  
137.2 charges against the individual in this state or another jurisdiction, including all criminal  
137.3 charges that have been continued for dismissal, stayed for adjudication, or were the subject  
137.4 of pretrial diversion; and

137.5 (9) to the extent known, all prior requests by the individual, whether for the present  
137.6 offense or for any other offenses in this state or any other state or federal court, for pardon,  
137.7 return of arrest records, or expungement or sealing of a criminal record, whether granted  
137.8 or not, and all stays of adjudication or imposition of sentence involving the petitioner.

137.9 (b) The filing fee for a petition brought under this section shall be waived.

137.10 (c) Notwithstanding chapter 13 or any other statute related to the classification of  
137.11 government data, a supervising agent or the commissioner of corrections may provide private  
137.12 or confidential data to a prosecutor for purposes of a petition for sentence adjustment.

137.13 Sec. 23. Minnesota Statutes 2023 Supplement, section 609A.06, subdivision 2, is amended  
137.14 to read:

137.15 Subd. 2. **Executive director.** (a) The governor must appoint the initial executive director  
137.16 of the Cannabis Expungement Board. The executive director must be knowledgeable about  
137.17 expungement law and criminal justice. The executive director serves at the pleasure of the  
137.18 board in the unclassified service as an executive branch employee. Any vacancy shall be  
137.19 filled by the board.

137.20 ~~(b) The executive director's salary is set in accordance with section 15A.0815, subdivision~~  
137.21 ~~3.~~

137.22 ~~(e)~~ (b) The executive director may obtain office space and supplies and hire administrative  
137.23 staff necessary to carry out the board's official functions, including providing administrative  
137.24 support to the board and attending board meetings. Any additional staff serve in the classified  
137.25 service.

137.26 ~~(d)~~ (c) At the direction of the board, the executive director may enter into interagency  
137.27 agreements with the Department of Corrections or any other agency to obtain material and  
137.28 personnel support necessary to carry out the board's mandates, policies, activities, and  
137.29 objectives.

137.30 Sec. 24. Minnesota Statutes 2022, section 611A.06, subdivision 3a, is amended to read:

137.31 Subd. 3a. **Offender location.** ~~(a) Upon the victim's written or electronic request and if~~  
137.32 ~~the victim and offender have been household or family members as defined in section~~

138.1 ~~518B.01, subdivision 2, paragraph (b)~~, The commissioner of corrections or the  
138.2 commissioner's designee ~~shall~~ may disclose to the victim of an offender ~~convicted of a~~  
138.3 ~~qualified domestic violence-related offense as defined in section 609.02, subdivision 16,~~  
138.4 notification of the city and five-digit zip code of the offender's residency upon release from  
138.5 a Department of Corrections facility, unless:

138.6 ~~(1) the offender is not under correctional supervision at the time of the victim's request;~~

138.7 ~~(2) the commissioner or the commissioner's designee does not have the city or zip code;~~

138.8 ~~or~~

138.9 ~~(3) the commissioner or the commissioner's designee reasonably believes that disclosure~~  
138.10 of the city or zip code of the offender's residency creates a risk to the victim, offender, or  
138.11 public safety.

138.12 ~~(b) All identifying information regarding the victim including, but not limited to, the~~  
138.13 ~~notification provided by the commissioner or the commissioner's designee is classified as~~  
138.14 ~~private data on individuals as defined in section 13.02, subdivision 12, and is accessible~~  
138.15 ~~only to the victim.~~

138.16 ~~(e) This subdivision applies only where the offender is serving a prison term for a~~  
138.17 ~~qualified domestic violence-related offense committed against the victim seeking notification.~~

138.18 Sec. 25. Minnesota Statutes 2023 Supplement, section 626.8516, subdivision 6, is amended  
138.19 to read:

138.20 Subd. 6. **Education providers; sites.** (a) No later than October 1, 2023, the Board of  
138.21 Trustees of the Minnesota State Colleges and Universities shall designate at least two  
138.22 regionally diverse system campuses to provide the required intensive comprehensive law  
138.23 enforcement education and skills training to eligible peace officer candidates.

138.24 (b) In addition to the campuses designated under paragraph (a), the commissioner may  
138.25 designate private, nonprofit postsecondary institutions to provide the required intensive  
138.26 comprehensive law enforcement education and skills training to eligible peace officer  
138.27 candidates.

138.28 (c) Effective July 1, 2025, the Board of Regents of the University of Minnesota may  
138.29 request that the commissioner designate one or more campuses to provide intensive  
138.30 comprehensive law enforcement education and skills training to eligible peace officer  
138.31 candidates. Upon such a request, the commissioner may designate at least one of the requested  
138.32 campuses.

139.1 Sec. 26. Minnesota Statutes 2023 Supplement, section 629.292, subdivision 2, is amended  
139.2 to read:

139.3 Subd. 2. **Procedure on receipt of request.** The request shall be delivered to the  
139.4 commissioner of corrections or other official designated by the commissioner having custody  
139.5 of the prisoner, who shall forthwith:

139.6 (1) certify the term of commitment under which the prisoner is being held, the time  
139.7 already served on the sentence, the time remaining to be served, the good time earned, the  
139.8 time of parole eligibility of the prisoner, and any decisions of the commissioner of corrections  
139.9 relating to the prisoner; and

139.10 (2) send by registered or certified mail, return receipt requested, one copy of the request  
139.11 and certificate to the court and one copy to the prosecuting attorney to whom it is addressed;  
139.12 ~~and~~, or

139.13 ~~(3)~~ send by e-filing and e-serving the paperwork, one copy of the request to the court  
139.14 and one copy to the prosecuting attorney to whom it is addressed.

139.15 Sec. 27. Minnesota Statutes 2023 Supplement, section 638.09, subdivision 5, is amended  
139.16 to read:

139.17 Subd. 5. **Executive director.** (a) The board must appoint a commission executive director  
139.18 knowledgeable about clemency and criminal justice. The executive director serves at the  
139.19 pleasure of the board in the unclassified service as an executive branch employee.

139.20 ~~(b) The executive director's salary is set in accordance with section 15A.0815, subdivision~~  
139.21 ~~3.~~

139.22 ~~(e)~~ (b) The executive director may obtain office space and supplies and hire administrative  
139.23 staff necessary to carry out the commission's official functions, including providing  
139.24 administrative support to the board and attending board meetings. Any additional staff serve  
139.25 in the unclassified service at the pleasure of the executive director.

139.26 Sec. 28. Laws 2023, chapter 52, article 8, section 20, subdivision 3, is amended to read:

139.27 Subd. 3. **Department administrative assistance.** Beginning August 1, 2023, through  
139.28 ~~February 29, 2024~~ June 30, 2024, the Department of Corrections must provide the Clemency  
139.29 Review Commission with administrative assistance, technical assistance, office space, and  
139.30 other assistance necessary for the commission to carry out its duties under sections 4 to 20.

139.31 **EFFECTIVE DATE.** This section is effective retroactively from February 28, 2024.

140.1 Sec. 29. Laws 2023, chapter 63, article 5, section 5, is amended to read:

140.2 Sec. 5. **TRANSITION PERIOD.**

140.3 Beginning August 1, 2023, through ~~March 1, 2024~~ August 1, 2024, the Department of  
140.4 Corrections must provide the Cannabis Expungement Board with administrative assistance,  
140.5 technical assistance, office space, and other assistance necessary for the board to carry out  
140.6 its duties under Minnesota Statutes, section 609A.06. The Cannabis Expungement Board  
140.7 shall reimburse the Department of Corrections for the services and space provided.

140.8 **EFFECTIVE DATE.** This section is effective retroactively from February 28, 2024.

140.9 Sec. 30. **INCARCERATED STUDENT AID BORROWERS.**

140.10 **Subdivision 1. Identification of borrowers.** The commissioner of corrections shall  
140.11 enter into a data-sharing agreement with the commissioner of higher education to identify  
140.12 incarcerated persons who are federal student aid borrowers as identified by the Free  
140.13 Application for Federal Student Aid (FAFSA). For the purposes of this section, student loan  
140.14 data of any incarcerated person who voluntarily provides their federal loan status is private  
140.15 data as defined by Minnesota Statutes, section 13.02, subdivision 12.

140.16 **Subd. 2. Plan.** The commissioner of corrections, in consultation with the commissioner  
140.17 of the Office of Higher Education, shall develop a plan by December 1, 2024, to assist  
140.18 incarcerated persons in enrolling in a federal income-driven repayment plan in which there  
140.19 are no monthly payments or accrual of interest for borrowers with earnings below the federal  
140.20 poverty guidelines, to the extent such payment plans are available, and submit the plan to  
140.21 the chairs and ranking minority members of the legislative committees with jurisdiction  
140.22 over higher education and corrections.

140.23 **Subd. 3. Sunset.** This section expires June 30, 2027, or when the Department of  
140.24 Corrections establishes a system for collecting this information upon intake, whichever  
140.25 occurs first.

140.26 Sec. 31. **FRESH START PROGRAM.**

140.27 **(a)** The commissioner of corrections shall provide outreach in each correctional facility  
140.28 in Minnesota to apprise incarcerated persons about the federal Fresh Start program and  
140.29 encourage eligible persons to enroll in the program. The commissioner shall work with a  
140.30 student loan debt counseling grantee under Minnesota Statutes, section 136A.1788, to assist  
140.31 Fresh Start applicants to enroll in an income-driven repayment plan when the borrower is  
140.32 in repayment status.

141.1 (b) The commissioner shall report by January 15, 2025, to the chairs and ranking minority  
141.2 members of the legislative committees with jurisdiction over corrections and higher  
141.3 education. The report must include a summary of the outreach efforts in each correctional  
141.4 facility in Minnesota to enroll eligible incarcerated persons in the federal Fresh Start program,  
141.5 the efforts to assist Fresh Start applicants in enrolling in income-driven repayment plans,  
141.6 the number of incarcerated persons served by the student loan debt counseling grantee  
141.7 referenced under paragraph (a), and the number of contacts by incarcerated persons to the  
141.8 United States Department of Education about enrolling in the federal Fresh Start program  
141.9 in the previous year.

141.10 (c) This section expires January 15, 2025.

141.11 Sec. 32. **REPEALER.**

141.12 Minnesota Statutes 2022, section 241.265, is repealed.

## 141.13 **ARTICLE 9**

### 141.14 **RESTORATIVE PRACTICES RESTITUTION PROGRAM**

141.15 Section 1. Minnesota Statutes 2023 Supplement, section 299A.95, subdivision 5, is  
141.16 amended to read:

141.17 Subd. 5. **Grants.** (a) Within available appropriations, the director shall award grants to  
141.18 establish and support restorative practices initiatives and for the restitution program described  
141.19 in section 299A.955. An approved applicant must receive a grant of up to \$500,000 each  
141.20 year.

141.21 (b) On an annual basis, the Office of Restorative Practices shall establish a minimum  
141.22 number of applications that must be received during the application process. If the minimum  
141.23 number of applications is not received, the office must reopen the application process.

141.24 (c) Grants may be awarded to private and public nonprofit agencies; local units of  
141.25 government, including cities, counties, and townships; local educational agencies; and Tribal  
141.26 governments. A restorative practices advisory committee may support multiple entities  
141.27 applying for grants based on community needs, the number of youth and families in the  
141.28 jurisdiction, and the number of restorative practices available to the community. Budgets  
141.29 supported by grant funds can include contracts with partner agencies.

141.30 (d) Applications must include the following:

141.31 (1) a list of willing restorative practices advisory committee members;

- 142.1 (2) letters of support from potential restorative practices advisory committee members;
- 142.2 (3) a description of the planning process that includes:
- 142.3 (i) a description of the origins of the initiative, including how the community provided
- 142.4 input; and
- 142.5 (ii) an estimated number of participants to be served; and
- 142.6 (4) a formal document containing a project description that outlines the proposed goals,
- 142.7 activities, and outcomes of the initiative including, at a minimum:
- 142.8 (i) a description of how the initiative meets the minimum eligibility requirements of the
- 142.9 grant;
- 142.10 (ii) the roles and responsibilities of key staff assigned to the initiative;
- 142.11 (iii) identification of any key partners, including a summary of the roles and
- 142.12 responsibilities of those partners;
- 142.13 (iv) a description of how volunteers and other community members are engaged in the
- 142.14 initiative; and
- 142.15 (v) a plan for evaluation and data collection.
- 142.16 (e) In determining the appropriate amount of each grant, the Office of Restorative
- 142.17 Practices shall consider the number of individuals likely to be served by the local restorative
- 142.18 practices initiative.

142.19 **Sec. 2. [299A.955] RESTORATIVE PRACTICES; RESTITUTION PROGRAM.**

142.20 Subdivision 1. Definitions. (a) As used in this section, the following terms have the

142.21 meanings given.

142.22 (b) "Juvenile" has the same meaning as given to the term "child" in section 260B.007,

142.23 subdivision 3.

142.24 (c) "Juvenile offense" means a violation of local, state, Tribal, or federal law, other than

142.25 a juvenile petty offense or a major traffic offense, committed by a juvenile within the

142.26 boundaries of the state of Minnesota.

142.27 (d) "Juvenile petty offense" has the meaning given in section 260B.007, subdivision 16.

142.28 (e) "Major traffic offense" has the meaning given in section 260B.225, subdivision 1,

142.29 paragraph (b).

142.30 (f) "Victim" has the meaning given in section 611A.01, paragraph (b).

143.1 Subd. 2. **Establishment; purpose.** The Office of Restorative Practices must establish  
143.2 a restorative practices restitution grant program. Restorative practices restitution grants  
143.3 must be used to reimburse victims for economic losses or other harm resulting from an act  
143.4 that would constitute a juvenile offense, juvenile petty offense, or major traffic offense  
143.5 committed by a juvenile if the juvenile participates in a restorative process to address the  
143.6 harm.

143.7 Subd. 3. **Eligibility; application; amount.** (a) A restorative practices initiative is eligible  
143.8 for a grant under this section in any fiscal year in which the Office of Restorative Practices  
143.9 awards the restorative practices initiative a grant under section 299A.95, subdivision 5. A  
143.10 restorative practices initiative may submit an application under this section before the Office  
143.11 of Restorative Practices acts on an application submitted pursuant to section 299A.95,  
143.12 subdivision 5.

143.13 (b) Applicants must submit an application in the form and manner established by the  
143.14 Office of Restorative Practices. Applications must include a letter of support from the  
143.15 restorative practices advisory committee in the jurisdiction where the applicant will operate  
143.16 or, if the restorative practices advisory committee has not been established, at least two  
143.17 letters of support from potential restorative practices advisory committee members, one of  
143.18 whom must be a member described in section 299A.95, subdivision 6, paragraph (a), clause  
143.19 (1), (2), or (5).

143.20 (c) A grant issued under this section may be in an amount of up to 15 percent of the  
143.21 amount awarded to the restorative practices initiative under section 299A.95, subdivision  
143.22 5.

143.23 Subd. 4. **Reimbursement procedures.** (a) A grant recipient must establish policies and  
143.24 procedures to verify that a person is a victim of an act that would constitute a juvenile  
143.25 offense, juvenile petty offense, or major traffic offense committed by a juvenile and the  
143.26 amount of economic loss or other harm sustained by the victim.

143.27 (b) A grant recipient must establish policies and procedures for the payment of  
143.28 reimbursement to victims and to record the amount paid. Payment may be made directly to  
143.29 a victim or, if applicable, to a court administrator or probation officer.

143.30 (c) Policies and procedures established under this subdivision must be approved by the  
143.31 restorative practices advisory committee in the jurisdiction where the restorative practices  
143.32 initiative operates.

143.33 Subd. 5. **Data practices.** (a) Personal history information and other information collected,  
143.34 used, and maintained by a restorative practices initiative operating a restorative practices

144.1 restitution program under this section are private data on individuals as defined in section  
 144.2 13.02, subdivision 12, and the grantee shall maintain the data in accordance with the  
 144.3 provisions of chapter 13, if:

144.4 (1) the identity and location of any crime victim may be determined from the data; or

144.5 (2) the identity and location of any juvenile who committed an act that would constitute  
 144.6 a juvenile offense, juvenile petty offense, or major traffic offense committed by a juvenile  
 144.7 may be determined from the data.

144.8 (b) Personal history data and other information collected, used, and maintained by the  
 144.9 Office of Restorative Practices are private data on individuals as defined in section 13.02,  
 144.10 subdivision 12, if:

144.11 (1) the identity and location of any crime victim may be determined from the data; or

144.12 (2) the identity and location of any juvenile who committed an act that would constitute  
 144.13 a juvenile offense, juvenile petty offense, or major traffic offense committed by a juvenile  
 144.14 may be determined from the data.

144.15 (c) The Office of Restorative Practices must establish written procedures to ensure that  
 144.16 only individuals authorized by law may enter, update, or access data classified as nonpublic  
 144.17 or private data on individuals. An authorized individual's ability to enter, update, or access  
 144.18 not public data must correspond to the official duties or training level of the individual and  
 144.19 to the statutory authorization granting access for that purpose. All queries and responses,  
 144.20 and all actions in which not public data are entered, updated, accessed, shared, or  
 144.21 disseminated, must be recorded in a data audit trail. Data contained in the audit trail have  
 144.22 the same classification as the underlying data tracked by the audit trail.

144.23 Sec. 3. Laws 2023, chapter 52, article 2, section 3, subdivision 8, as amended by Laws  
 144.24 2023, chapter 69, section 12, is amended to read:

144.25	<b>Subd. 8. Office of Justice Programs</b>	94,758,000	80,434,000
144.26	Appropriations by Fund		
144.27	General	94,662,000	80,338,000
144.28	State Government		
144.29	Special Revenue	96,000	96,000

144.30 **(a) Domestic and Sexual Violence Housing**

144.31 \$1,500,000 each year is to establish a  
 144.32 Domestic Violence Housing First grant

145.1 program to provide resources for survivors of  
145.2 violence to access safe and stable housing and  
145.3 for staff to provide mobile advocacy and  
145.4 expertise in housing resources in their  
145.5 community and a Minnesota Domestic and  
145.6 Sexual Violence Transitional Housing  
145.7 program to develop and support medium to  
145.8 long term transitional housing for survivors  
145.9 of domestic and sexual violence with  
145.10 supportive services. The base for this  
145.11 appropriation is \$1,000,000 beginning in fiscal  
145.12 year 2026.

145.13 **(b) Federal Victims of Crime Funding Gap**

145.14 \$11,000,000 each year is to fund services for  
145.15 victims of domestic violence, sexual assault,  
145.16 child abuse, and other crimes. This is a  
145.17 onetime appropriation.

145.18 **(c) Office for Missing and Murdered Black**  
145.19 **Women and Girls**

145.20 \$1,248,000 each year is to establish and  
145.21 maintain the Minnesota Office for Missing  
145.22 and Murdered Black Women and Girls.

145.23 **(d) Increased Staffing**

145.24 \$667,000 the first year and \$1,334,000 the  
145.25 second year are to increase staffing in the  
145.26 Office of Justice Programs for grant  
145.27 monitoring and compliance; provide training  
145.28 and technical assistance to grantees and  
145.29 potential grantees; conduct community  
145.30 outreach and engagement to improve the  
145.31 experiences and outcomes of applicants, grant  
145.32 recipients, and crime victims throughout  
145.33 Minnesota; expand the Minnesota Statistical  
145.34 Analysis Center; and increase staffing for the

146.1 crime victim reimbursement program and the  
146.2 Crime Victim Justice Unit.

146.3 **(e) Office of Restorative Practices**

146.4 \$500,000 each year is to establish and  
146.5 maintain the Office of Restorative Practices.

146.6 **(f) Crossover and Dual-Status Youth Model  
146.7 Grants**

146.8 \$1,000,000 each year is to provide grants to  
146.9 local units of government to initiate or expand  
146.10 crossover youth practices model and  
146.11 dual-status youth programs that provide  
146.12 services for youth who are involved with or  
146.13 at risk of becoming involved with both the  
146.14 child welfare and juvenile justice systems, in  
146.15 accordance with the Robert F. Kennedy  
146.16 National Resource Center for Juvenile Justice  
146.17 model. This is a onetime appropriation.

146.18 **(g) Restorative Practices Initiatives Grants**

146.19 \$4,000,000 each year is for grants to establish  
146.20 and support restorative practices initiatives  
146.21 pursuant to Minnesota Statutes, section  
146.22 299A.95, subdivision 6, and for a restitution  
146.23 grant program under Minnesota Statutes,  
146.24 section 299A.955. This appropriation is  
146.25 available until June 30, 2026. The base for this  
146.26 appropriation is \$2,500,000 beginning in fiscal  
146.27 year 2026.

146.28 **(h) Ramsey County Youth Treatment**

146.29 **Homes Acquisition and Betterment**

146.30 \$5,000,000 the first year is for a grant to  
146.31 Ramsey County to establish, with input from  
146.32 community stakeholders, including impacted  
146.33 youth and families, up to seven intensive

147.1 trauma-informed therapeutic treatment homes  
147.2 in Ramsey County that are licensed by the  
147.3 Department of Human Services, that are  
147.4 culturally specific, that are community-based,  
147.5 and that can be secured. These residential  
147.6 spaces must provide intensive treatment and  
147.7 intentional healing for youth as ordered by the  
147.8 court as part of the disposition of a case in  
147.9 juvenile court.

147.10 **(i) Ramsey County Violence Prevention**

147.11 \$5,000,000 the first year is for a grant to  
147.12 Ramsey County to award grants to develop  
147.13 new and further enhance existing  
147.14 community-based organizational support  
147.15 through violence prevention and community  
147.16 wellness grants. Grantees must use the money  
147.17 to create family support groups and resources  
147.18 to support families during the time a young  
147.19 person is placed out of home following a  
147.20 juvenile delinquency adjudication and support  
147.21 the family through the period of postplacement  
147.22 reentry; create community-based respite  
147.23 options for conflict or crisis de-escalation to  
147.24 prevent incarceration or further systems  
147.25 involvement for families; or establish  
147.26 additional meaningful employment  
147.27 opportunities for systems-involved youth. This  
147.28 appropriation is available through June 30,  
147.29 2027.

147.30 **(j) Office for Missing and Murdered**

147.31 **Indigenous Relatives**

147.32 \$274,000 each year is for increased staff and  
147.33 operating costs of the Office for Missing and  
147.34 Murdered Indigenous Relatives, the Missing  
147.35 and Murdered Indigenous Relatives Advisory

148.1 Board, and the Gaagige-Mikwendaagoziwag  
148.2 reward advisory group.

148.3 **(k) Youth Intervention Programs**

148.4 \$3,525,000 the first year and \$3,526,000 the  
148.5 second year are for youth intervention  
148.6 programs under Minnesota Statutes, section  
148.7 299A.73. The base for this appropriation is  
148.8 \$3,526,000 in fiscal year 2026 and \$3,525,000  
148.9 in fiscal year 2027.

148.10 **(l) Community Crime Intervention and  
148.11 Prevention Grants**

148.12 \$750,000 each year is for community crime  
148.13 intervention and prevention program grants,  
148.14 authorized under Minnesota Statutes, section  
148.15 299A.296. This is a onetime appropriation.

148.16 **(m) Resources for Victims of Crime**

148.17 \$1,000,000 each year is for general crime  
148.18 victim grants to meet the needs of victims of  
148.19 crime not covered by domestic violence,  
148.20 sexual assault, or child abuse services. This is  
148.21 a onetime appropriation.

148.22 **(n) Prosecutor Training**

148.23 \$100,000 each year is for a grant to the  
148.24 Minnesota County Attorneys Association to  
148.25 be used for prosecutorial and law enforcement  
148.26 training, including trial school training and  
148.27 train-the-trainer courses. All training funded  
148.28 with grant proceeds must contain blocks of  
148.29 instruction on racial disparities in the criminal  
148.30 justice system, collateral consequences to  
148.31 criminal convictions, and trauma-informed  
148.32 responses to victims. This is a onetime  
148.33 appropriation.

149.1 The Minnesota County Attorneys Association  
149.2 must report to the chairs and ranking minority  
149.3 members of the legislative committees with  
149.4 jurisdiction over public safety policy and  
149.5 finance on the training provided with grant  
149.6 proceeds, including a description of each  
149.7 training and the number of prosecutors and  
149.8 law enforcement officers who received  
149.9 training. The report is due by February 15,  
149.10 2025. The report may include trainings  
149.11 scheduled to be completed after the date of  
149.12 submission with an estimate of expected  
149.13 participants.

149.14 **(o) Minnesota Heals**

149.15 \$500,000 each year is for the Minnesota Heals  
149.16 grant program. This is a onetime  
149.17 appropriation.

149.18 **(p) Sexual Assault Exam Costs**

149.19 \$3,967,000 the first year and \$3,767,000 the  
149.20 second year are to reimburse qualified health  
149.21 care providers for the expenses associated with  
149.22 medical examinations administered to victims  
149.23 of criminal sexual conduct as required under  
149.24 Minnesota Statutes, section 609.35, and for  
149.25 costs to administer the program. The base for  
149.26 this appropriation is \$3,771,000 in fiscal year  
149.27 2026 and \$3,776,000 in fiscal year 2027.

149.28 **(q) First Responder Mental Health**

149.29 **Curriculum**

149.30 \$75,000 each year is for a grant to the Adler  
149.31 graduate school. The grantee must use the  
149.32 grant to develop a curriculum for a 24-week  
149.33 certificate to train licensed therapists to  
149.34 understand the nuances, culture, and stressors

150.1 of the work environments of first responders  
150.2 to allow those therapists to provide effective  
150.3 treatment to first responders in distress. The  
150.4 grantee must collaborate with first responders  
150.5 who are familiar with the psychological,  
150.6 cultural, and professional issues of their field  
150.7 to develop the curriculum and promote it upon  
150.8 completion.

150.9 The grantee may provide the program online.

150.10 The grantee must seek to recruit additional  
150.11 participants from outside the 11-county  
150.12 metropolitan area.

150.13 The grantee must create a resource directory  
150.14 to provide law enforcement agencies with  
150.15 names of counselors who complete the  
150.16 program and other resources to support law  
150.17 enforcement professionals with overall  
150.18 wellness. The grantee shall collaborate with  
150.19 the Department of Public Safety and law  
150.20 enforcement organizations to promote the  
150.21 directory. This is a onetime appropriation.

150.22 **(r) Pathways to Policing**

150.23 \$400,000 each year is for reimbursement  
150.24 grants to state and local law enforcement  
150.25 agencies that operate pathway to policing  
150.26 programs. Applicants for reimbursement  
150.27 grants may receive up to 50 percent of the cost  
150.28 of compensating and training program  
150.29 participants. Reimbursement grants shall be  
150.30 proportionally allocated based on the number  
150.31 of grant applications approved by the  
150.32 commissioner. This is a onetime appropriation.

150.33 **(s) Direct Assistance to Crime Victim**  
150.34 **Survivors**

151.1 \$5,000,000 each year is to provide grants for  
151.2 direct services and advocacy for victims of  
151.3 sexual assault, general crime, domestic  
151.4 violence, and child abuse. Funding must  
151.5 support the direct needs of organizations  
151.6 serving victims of crime by providing: direct  
151.7 client assistance to crime victims; competitive  
151.8 wages for direct service staff; hotel stays and  
151.9 other housing-related supports and services;  
151.10 culturally responsive programming; prevention  
151.11 programming, including domestic abuse  
151.12 transformation and restorative justice  
151.13 programming; and for other needs of  
151.14 organizations and crime victim survivors.  
151.15 Services funded must include services for  
151.16 victims of crime in underserved communities  
151.17 most impacted by violence and reflect the  
151.18 ethnic, racial, economic, cultural, and  
151.19 geographic diversity of the state. The office  
151.20 shall prioritize culturally specific programs,  
151.21 or organizations led and staffed by persons of  
151.22 color that primarily serve communities of  
151.23 color, when allocating funds.

151.24 **(t) Racially Diverse Youth**

151.25 \$250,000 each year is for grants to  
151.26 organizations to address racial disparity of  
151.27 youth using shelter services in the Rochester  
151.28 and St. Cloud regional areas. Of this amount,  
151.29 \$125,000 each year is to address this issue in  
151.30 the Rochester area and \$125,000 each year is  
151.31 to address this issue in the St. Cloud area. A  
151.32 grant recipient shall establish and operate a  
151.33 pilot program connected to shelter services to  
151.34 engage in community intervention outreach,  
151.35 mobile case management, family reunification,

152.1 aftercare, and follow up when family members  
152.2 are released from shelter services. A pilot  
152.3 program must specifically address the high  
152.4 number of racially diverse youth that enter  
152.5 shelters in the regions. This is a onetime  
152.6 appropriation.

152.7 **(u) Violence Prevention Project Research**  
152.8 **Center**

152.9 \$500,000 each year is for a grant to the  
152.10 Violence Prevention Project Research Center,  
152.11 operating as a 501(c)(3) organization, for  
152.12 research focused on reducing violence in  
152.13 society that uses data and analysis to improve  
152.14 criminal justice-related policy and practice in  
152.15 Minnesota. Research must place an emphasis  
152.16 on issues related to deaths and injuries  
152.17 involving firearms. This is a onetime  
152.18 appropriation.

152.19 Beginning January 15, 2025, the Violence  
152.20 Prevention Project Research Center must  
152.21 submit an annual report to the chairs and  
152.22 ranking minority members of the legislative  
152.23 committees with jurisdiction over public safety  
152.24 policy and finance on its work and findings.  
152.25 The report must include a description of the  
152.26 data reviewed, an analysis of that data, and  
152.27 recommendations to improve criminal  
152.28 justice-related policy and practice in  
152.29 Minnesota with specific recommendations to  
152.30 address deaths and injuries involving firearms.

152.31 **(v) Report on Approaches to Address Illicit**  
152.32 **Drug Use in Minnesota**

152.33 \$118,000 each year is to enter into an  
152.34 agreement with Rise Research LLC for a study

153.1 and set of reports on illicit drug use in  
153.2 Minnesota describing current responses to that  
153.3 use, reviewing alternative approaches utilized  
153.4 in other jurisdictions, and making policy and  
153.5 funding recommendations for a holistic and  
153.6 effective response to illicit drug use and the  
153.7 illicit drug trade. The agreement must establish  
153.8 a budget and schedule with clear deliverables.  
153.9 This appropriation is onetime.

153.10 The study must include a review of current  
153.11 policies, practices, and funding; identification  
153.12 of alternative approaches utilized effectively  
153.13 in other jurisdictions; and policy and funding  
153.14 recommendations for a response to illicit drug  
153.15 use and the illicit drug trade that reduces and,  
153.16 where possible, prevents harm and expands  
153.17 individual and community health, safety, and  
153.18 autonomy. Recommendations must consider  
153.19 impacts on public safety, racial equity,  
153.20 accessibility of health and ancillary supportive  
153.21 social services, and the intersections between  
153.22 drug policy and mental health, housing and  
153.23 homelessness, overdose and infectious disease,  
153.24 child welfare, and employment.

153.25 Rise Research may subcontract and coordinate  
153.26 with other organizations or individuals to  
153.27 conduct research, provide analysis, and  
153.28 prepare the reports required by this section.

153.29 Rise Research shall submit reports to the  
153.30 chairs and ranking minority members of the  
153.31 legislative committees with jurisdiction over  
153.32 public safety finance and policy, human  
153.33 services finance and policy, health finance and  
153.34 policy, and judiciary finance and policy. Rise  
153.35 Research shall submit an initial report by

154.1 February 15, 2024, and a final report by March  
154.2 1, 2025.

154.3 **(w) Legal Representation for Children**

154.4 \$150,000 each year is for a grant to an  
154.5 organization that provides legal representation  
154.6 for children in need of protection or services  
154.7 and children in out-of-home placement. The  
154.8 grant is contingent upon a match in an equal  
154.9 amount from nonstate funds. The match may  
154.10 be in kind, including the value of volunteer  
154.11 attorney time, in cash, or a combination of the  
154.12 two. These appropriations are in addition to  
154.13 any other appropriations for the legal  
154.14 representation of children. This appropriation  
154.15 is onetime.

154.16 **(x) Pretrial Release Study and Report**

154.17 \$250,000 each year are for a grant to the  
154.18 Minnesota Justice Research Center to study  
154.19 and report on pretrial release practices in  
154.20 Minnesota and other jurisdictions, including  
154.21 but not limited to the use of bail as a condition  
154.22 of pretrial release. This appropriation is  
154.23 onetime.

154.24 **(y) Intensive Comprehensive Peace Officer  
154.25 Education and Training Program**

154.26 \$5,000,000 the first year is to implement the  
154.27 intensive comprehensive peace officer  
154.28 education and training program described in  
154.29 Minnesota Statutes, section 626.8516. This  
154.30 appropriation is available through June 30,  
154.31 2027.

154.32 **(z) Youth Services Office**

155.1 \$250,000 each year is to operate the Youth  
155.2 Services Office.

155.3 **EFFECTIVE DATE.** This section is effective the day following final enactment.

155.4 **ARTICLE 10**

155.5 **PROTECTIVE ORDERS**

155.6 Section 1. Minnesota Statutes 2022, section 518B.01, subdivision 2, is amended to read:

155.7 Subd. 2. **Definitions.** As used in this section, the following terms shall have the meanings  
155.8 given them:

155.9 (a) "Domestic abuse" means the following, if committed against a family or household  
155.10 member by a family or household member:

155.11 (1) physical harm, bodily injury, or assault;

155.12 (2) the infliction of fear of imminent physical harm, bodily injury, or assault; or

155.13 (3) terroristic threats, within the meaning of section 609.713, subdivision 1; criminal  
155.14 sexual conduct, within the meaning of section 609.342, 609.343, 609.344, 609.345, or  
155.15 609.3451; sexual extortion within the meaning of section 609.3458; or interference with an  
155.16 emergency call within the meaning of section 609.78, subdivision 2.

155.17 (b) "Family or household members" means:

155.18 (1) spouses and former spouses;

155.19 (2) parents and children;

155.20 (3) persons related by blood;

155.21 (4) persons who are presently residing together or who have resided together in the past;

155.22 (5) persons who have a child in common regardless of whether they have been married  
155.23 or have lived together at any time;

155.24 (6) a man and woman if the woman is pregnant and the man is alleged to be the father,  
155.25 regardless of whether they have been married or have lived together at any time; and

155.26 (7) persons involved in a significant romantic or sexual relationship.

155.27 Issuance of an order for protection on the ground in clause (6) does not affect a  
155.28 determination of paternity under sections 257.51 to 257.74. In determining whether persons  
155.29 are or have been involved in a significant romantic or sexual relationship under clause (7),  
155.30 the court shall consider the length of time of the relationship; type of relationship; frequency

156.1 of interaction between the parties; and, if the relationship has terminated, length of time  
156.2 since the termination.

156.3 (c) "Qualified domestic violence-related offense" has the meaning given in section  
156.4 609.02, subdivision 16.

156.5 (d) "Custodian" means any person other than the petitioner or respondent who is under  
156.6 a legal obligation to provide care and support for a minor child of a petitioner or who is in  
156.7 fact providing care and support for a minor child of a petitioner. Custodian does not include  
156.8 any person caring for a minor child if the petitioner's parental rights have been terminated.

156.9 Sec. 2. Minnesota Statutes 2022, section 518B.01, subdivision 3a, is amended to read:

156.10 Subd. 3a. **Filing fee.** The filing fees for an order for protection under this section are  
156.11 waived for the petitioner and respondent. ~~The court administrator, the sheriff of any county~~  
156.12 ~~in this state, and other law enforcement and corrections officers shall perform their duties~~  
156.13 ~~relating to service of process without charge to the petitioner. The court shall direct payment~~  
156.14 ~~of the reasonable costs of service of process if served by a private process server when the~~  
156.15 ~~sheriff or other law enforcement or corrections officer is unavailable or if service is made~~  
156.16 ~~by publication, without requiring the petitioner to make application under section 563.01.~~

156.17 Sec. 3. Minnesota Statutes 2022, section 518B.01, subdivision 3b, is amended to read:

156.18 Subd. 3b. **Information on petitioner's location or residence.** (a) Upon the petitioner's  
156.19 request, information maintained by the court regarding the petitioner's location or residence  
156.20 is not accessible to the public and may be disclosed only to court personnel or law  
156.21 enforcement for purposes of service of process, conducting an investigation, or enforcing  
156.22 an order.

156.23 (b) Upon request of the petitioner or a custodian of the petitioner's minor children,  
156.24 information maintained by the court regarding the location or residence of the petitioner's  
156.25 minor children is not accessible to the public and may be disclosed only to court personnel  
156.26 or law enforcement for purposes of service of process, conducting an investigation, or  
156.27 enforcing an order. If any custodian is a program participant as defined in section 5B.02,  
156.28 paragraph (g), the protections, limitations, and requirements in chapter 5B apply and  
156.29 information maintained by the court regarding the location or residence of the petitioner's  
156.30 minor children is not accessible to the public.

157.1 Sec. 4. Minnesota Statutes 2022, section 518B.01, subdivision 4, is amended to read:

157.2 Subd. 4. **Order for protection.** There shall exist an action known as a petition for an  
157.3 order for protection in cases of domestic abuse.

157.4 (a) A petition for relief under this section may be made by any family or household  
157.5 member personally or by a family or household member, a guardian as defined in section  
157.6 524.1-201, clause (27), or, if the court finds that it is in the best interests of the minor, by  
157.7 a reputable adult age 25 or older on behalf of minor family or household members. A minor  
157.8 age 16 or older may make a petition on the minor's own behalf against a spouse or former  
157.9 spouse, or a person with whom the minor has a child in common, if the court determines  
157.10 that the minor has sufficient maturity and judgment and that it is in the best interests of the  
157.11 minor.

157.12 (b) A petition for relief shall allege the existence of domestic abuse, and shall be  
157.13 accompanied by an affidavit made under oath stating the specific facts and circumstances  
157.14 from which relief is sought.

157.15 (c) A petition for relief must state whether the petitioner has ever had an order for  
157.16 protection in effect against the respondent.

157.17 (d) A petition for relief must state whether there is an existing order for protection in  
157.18 effect under this chapter governing both the parties and whether there is a pending lawsuit,  
157.19 complaint, petition or other action between the parties under chapter 257, 518, 518A, 518B,  
157.20 or 518C. The court administrator shall verify the terms of any existing order governing the  
157.21 parties. The court may not delay granting relief because of the existence of a pending action  
157.22 between the parties or the necessity of verifying the terms of an existing order. A subsequent  
157.23 order in a separate action under this chapter may modify only the provision of an existing  
157.24 order that grants relief authorized under subdivision 6, paragraph (a), clause (1). A petition  
157.25 for relief may be granted, regardless of whether there is a pending action between the parties.

157.26 (e) A petition for relief must state whether the petitioner has any minor children and, if  
157.27 so, must provide the name of any custodian of the minor children and must identify the  
157.28 location or residence of the custodian. If any custodian is a program participant as defined  
157.29 in section 5B.02, paragraph (g), the location or residence of the custodian is the address  
157.30 designated by the secretary of state as the address of the program participant. A petition  
157.31 must not be rejected or denied for failure to identify any custodian.

157.32 ~~(e)~~ (f) The court shall provide simplified forms and clerical assistance to help with the  
157.33 writing and filing of a petition under this section.

158.1       ~~(f)~~ (g) The court shall advise a petitioner under paragraph ~~(e)~~ (f) of the right to file a  
158.2 motion and affidavit and to sue in forma pauperis pursuant to section 563.01 and shall assist  
158.3 with the writing and filing of the motion and affidavit.

158.4       ~~(g)~~ (h) The court shall advise a petitioner under paragraph ~~(e)~~ (f) of the right to serve  
158.5 the respondent by published notice under subdivision 5, paragraph (b), if the respondent is  
158.6 avoiding personal service by concealment or otherwise, and shall assist with the writing  
158.7 and filing of the affidavit.

158.8       ~~(h)~~ (i) The court shall advise the petitioner of the right to seek restitution under the  
158.9 petition for relief.

158.10      ~~(i)~~ (j) The court shall advise the petitioner of the right to request a hearing under  
158.11 subdivision 7, paragraph (c). If the petitioner does not request a hearing, the court shall  
158.12 advise the petitioner that the respondent may request a hearing and that notice of the hearing  
158.13 date and time will be provided to the petitioner and the custodian of any of the petitioner's  
158.14 minor children by mail at least five days before the hearing.

158.15      ~~(j)~~ (k) The court shall advise the petitioner of the right to request supervised parenting  
158.16 time, as provided in section 518.175, subdivision 1a.

158.17      Sec. 5. Minnesota Statutes 2022, section 518B.01, subdivision 5, is amended to read:

158.18      Subd. 5. **Hearing on application; notice.** (a) Upon receipt of the petition, the court  
158.19 shall order a hearing which shall be held not later than 14 days from the date of the order  
158.20 for hearing unless an ex parte order is issued.

158.21      (b) If an ex parte order has been issued under subdivision 7 and the petitioner seeks only  
158.22 the relief under subdivision 7, paragraph (a), a hearing is not required unless:

158.23      (1) the court declines to order the requested relief; or

158.24      (2) one of the parties requests a hearing.

158.25      (c) If an ex parte order has been issued under subdivision 7 and the petitioner seeks relief  
158.26 beyond that specified in subdivision 7, paragraph (a), or if the court declines to order relief  
158.27 requested by the petitioner, a hearing must be held within seven days. Personal service of  
158.28 the ex parte order may be made upon the respondent and any custodian at any time up to  
158.29 12 hours prior to the time set for the hearing, provided that the respondent at the hearing  
158.30 may request a continuance of up to five days if served fewer than five days prior to the  
158.31 hearing which continuance shall be granted unless there are compelling reasons not to.

159.1 (d) If an ex parte order has been issued only granting relief under subdivision 7, paragraph  
 159.2 (a), and the respondent requests a hearing, the hearing shall be held within ten days of the  
 159.3 court's receipt of the respondent's request. Service of the notice of hearing must be made  
 159.4 upon the petitioner and any custodian not less than five days prior to the hearing. The court  
 159.5 shall serve the notice of hearing upon the petitioner and any custodian by mail in the manner  
 159.6 provided in the Rules of Civil Procedure for pleadings subsequent to a complaint and motions  
 159.7 and shall also mail notice of the date and time of the hearing to the respondent. In the event  
 159.8 that service cannot be completed in time to give the respondent ~~or~~ petitioner, or any custodian  
 159.9 the minimum notice required under this subdivision, the court may set a new hearing date  
 159.10 no more than five days later.

159.11 (e) If for good cause shown either party is unable to proceed at the initial hearing and  
 159.12 requests a continuance and the court finds that a continuance is appropriate, the hearing  
 159.13 may be continued. Unless otherwise agreed by the parties and approved by the court, the  
 159.14 continuance shall be for no more than five days. If the court grants the requested continuance,  
 159.15 the court shall also issue a written order continuing all provisions of the ex parte order  
 159.16 pending the issuance of an order after the hearing.

159.17 (f) Notwithstanding the preceding provisions of this subdivision, service on the respondent  
 159.18 may be made by one week published notice, as provided under section 645.11, provided  
 159.19 the petitioner files with the court an affidavit stating that an attempt at personal service  
 159.20 made by a sheriff or other law enforcement or corrections officer was unsuccessful because  
 159.21 the respondent is avoiding service by concealment or otherwise, and that a copy of the  
 159.22 petition and notice of hearing has been mailed to the respondent at the respondent's residence  
 159.23 or that the residence is not known to the petitioner. Service under this paragraph is complete  
 159.24 seven days after publication. The court shall set a new hearing date if necessary to allow  
 159.25 the respondent the five-day minimum notice required under paragraph (d).

159.26 Sec. 6. Minnesota Statutes 2022, section 518B.01, subdivision 6a, is amended to read:

159.27 Subd. 6a. **Subsequent orders and extensions.** (a) Upon application, notice to all parties,  
 159.28 notice to any custodian, and hearing, the court may extend the relief granted in an existing  
 159.29 order for protection or, if a petitioner's order for protection is no longer in effect when an  
 159.30 application for subsequent relief is made, grant a new order. If the petitioner seeks only the  
 159.31 relief under subdivision 7, paragraph (a), a hearing is not required unless the court declines  
 159.32 to order the requested relief or the respondent requests a hearing. If a hearing is required,  
 159.33 subdivisions 5 and 7 apply to service of the application, notice to the parties and any  
 159.34 custodian, and time for the hearing.

160.1 (b) The court may extend the terms of an existing order or, if an order is no longer in  
160.2 effect, grant a new order upon a showing that:

160.3 (1) the respondent has violated a prior or existing order for protection;

160.4 (2) the petitioner is reasonably in fear of physical harm from the respondent;

160.5 (3) the respondent has engaged in the act of harassment within the meaning of section  
160.6 609.749, subdivision 2; or

160.7 (4) the respondent is incarcerated and about to be released, or has recently been released  
160.8 from incarceration.

160.9 A petitioner does not need to show that physical harm is imminent to obtain an extension  
160.10 or a subsequent order under this subdivision.

160.11 (c) Relief granted by the order for protection may be for a period of up to 50 years, if  
160.12 the court finds:

160.13 (1) the respondent has violated a prior or existing order for protection on two or more  
160.14 occasions; or

160.15 (2) the petitioner has had two or more orders for protection in effect against the same  
160.16 respondent.

160.17 An order issued under this paragraph may restrain the abusing party from committing  
160.18 acts of domestic abuse; or prohibit the abusing party from having any contact with the  
160.19 petitioner, whether in person, by telephone, mail or electronic mail or messaging, through  
160.20 electronic devices, through a third party, or by any other means.

160.21 Sec. 7. Minnesota Statutes 2022, section 518B.01, subdivision 7, is amended to read:

160.22 Subd. 7. **Ex parte order.** (a) Where an application under this section alleges an immediate  
160.23 and present danger of domestic abuse, the court may grant an ex parte order for protection  
160.24 and granting relief as the court deems proper, including an order:

160.25 (1) restraining the abusing party from committing acts of domestic abuse;

160.26 (2) excluding any party from the dwelling they share or from the residence of the other,  
160.27 including a reasonable area surrounding the dwelling or residence, which area shall be  
160.28 described specifically in the order, except by further order of the court;

160.29 (3) excluding the abusing party from the place of employment of the petitioner or  
160.30 otherwise limiting access to the petitioner by the abusing party at the petitioner's place of  
160.31 employment;

161.1 (4) ordering the abusing party to have no contact with the petitioner whether in person,  
161.2 by telephone, mail, email, through electronic devices, or through a third party;

161.3 (5) continuing all currently available insurance coverage without change in coverage or  
161.4 beneficiary designation;

161.5 (6) directing the care, possession, or control of a pet or companion animal owned,  
161.6 possessed, or kept by a party or a child of a party; and

161.7 (7) directing the respondent to refrain from physically abusing or injuring any pet or  
161.8 companion animal, without legal justification, known to be owned, possessed, kept, or held  
161.9 by either party or a minor child residing in the residence or household of either party as an  
161.10 indirect means of intentionally threatening the safety of such person.

161.11 (b) A finding by the court that there is a basis for issuing an ex parte order for protection  
161.12 constitutes a finding that sufficient reasons exist not to require notice under applicable court  
161.13 rules governing applications for ex parte relief.

161.14 (c) Subject to paragraph (d), an ex parte order for protection shall be effective for a fixed  
161.15 period set by the court, as provided in subdivision 6, paragraph (b), or until modified or  
161.16 vacated by the court pursuant to a hearing. When signed by a referee, the ex parte order  
161.17 becomes effective upon the referee's signature. Upon request, a hearing, as provided by this  
161.18 section, shall be set. Except as provided in paragraph (d), the respondent shall be personally  
161.19 served forthwith a copy of the ex parte order along with a copy of the petition and, if  
161.20 requested by the petitioner, notice of the date set for the hearing. Any custodian must be  
161.21 served with a copy of the ex parte order. Service on a custodian may be made by personal  
161.22 service or by certified mail. If the petitioner does not request a hearing, an order served on  
161.23 a respondent under this subdivision must include a notice advising the respondent of the  
161.24 right to request a hearing, must be accompanied by a form that can be used by the respondent  
161.25 to request a hearing and must include a conspicuous notice that a hearing will not be held  
161.26 unless requested by the respondent within five days of service of the order.

161.27 (d) Service of the ex parte order on the respondent may be made by published notice,  
161.28 as provided under subdivision 5, provided that the petitioner files the affidavit required  
161.29 under that subdivision. If personal service is not made or the affidavit is not filed within 14  
161.30 days of issuance of the ex parte order, the order expires. If the petitioner does not request  
161.31 a hearing, the petition mailed to the respondent's residence, if known, must be accompanied  
161.32 by the form for requesting a hearing and notice described in paragraph (c). Unless personal  
161.33 service is completed, if service by published notice is not completed within 28 days of

162.1 issuance of the ex parte order, the order expires. Notice that an order has expired under this  
162.2 paragraph must be sent to any custodian.

162.3 (e) If the petitioner seeks relief under subdivision 6 other than the relief described in  
162.4 paragraph (a), the petitioner must request a hearing to obtain the additional relief.

162.5 (f) Nothing in this subdivision affects the right of a party to seek modification of an  
162.6 order under subdivision 11.

162.7 Sec. 8. Minnesota Statutes 2022, section 518B.01, subdivision 8, is amended to read:

162.8 Subd. 8. **Service; alternate service; publication; notice.** (a) The petition and any order  
162.9 issued under this section other than orders for dismissal shall be served on the respondent  
162.10 personally, or if the respondent appears remotely for a hearing and is notified at the hearing  
162.11 by the judicial officer that an order for protection will be issued, the order may be served  
162.12 on the respondent electronically or by first class mail, as ordered by the court. Orders for  
162.13 dismissal may be served on the respondent personally or by certified mail. In lieu of personal  
162.14 service of an order for protection, a law enforcement officer may serve a ~~person~~ respondent  
162.15 with a short-form notification as provided in subdivision 8a. The petition and any order  
162.16 issued under this section may be served on any custodian personally or by certified mail.

162.17 (b) When service is made out of this state and in the United States, it may be proved by  
162.18 the affidavit of the person making the service. When service is made outside the United  
162.19 States, it may be proved by the affidavit of the person making the service, taken before and  
162.20 certified by any United States minister, charge d'affaires, commissioner, consul, or  
162.21 commercial agent, or other consular or diplomatic officer of the United States appointed to  
162.22 reside in the other country, including all deputies or other representatives of the officer  
162.23 authorized to perform their duties; or before an office authorized to administer an oath with  
162.24 the certificate of an officer of a court of record of the country in which the affidavit is taken  
162.25 as to the identity and authority of the officer taking the affidavit.

162.26 (c) If personal service cannot be made on a respondent, the court may order service of  
162.27 the petition and any order issued under this section by alternate means, or by publication,  
162.28 which publication must be made as in other actions. The application for alternate service  
162.29 must include the last known location of the respondent; the petitioner's most recent contacts  
162.30 with the respondent; the last known location of the respondent's employment; the names  
162.31 and locations of the respondent's parents, siblings, children, and other close relatives; the  
162.32 names and locations of other persons who are likely to know the respondent's whereabouts;  
162.33 and a description of efforts to locate those persons.

163.1 The court shall consider the length of time the respondent's location has been unknown,  
163.2 the likelihood that the respondent's location will become known, the nature of the relief  
163.3 sought, and the nature of efforts made to locate the respondent. The court shall order service  
163.4 by first class mail, forwarding address requested, to any addresses where there is a reasonable  
163.5 possibility that mail or information will be forwarded or communicated to the respondent.

163.6 The court may also order publication, within or without the state, but only if it might  
163.7 reasonably succeed in notifying the respondent of the proceeding. Service shall be deemed  
163.8 complete 14 days after mailing or 14 days after court-ordered publication.

163.9 (d) A petition and any order issued under this section, including the short-form  
163.10 notification, must include a notice to the respondent that if an order for protection is issued  
163.11 to protect the petitioner or a child of the parties, upon request of the petitioner in any  
163.12 parenting time proceeding, the court shall consider the order for protection in making a  
163.13 decision regarding parenting time.

163.14 Sec. 9. Minnesota Statutes 2022, section 518B.01, subdivision 8a, is amended to read:

163.15 Subd. 8a. **Short-form notification.** (a) In lieu of personal service of an order for  
163.16 protection under subdivision 8, a law enforcement officer may serve a ~~person~~ respondent  
163.17 with a short-form notification. The short-form notification must include the following  
163.18 clauses: the respondent's name; the respondent's date of birth, if known; the petitioner's  
163.19 name; the names of other protected parties; the date and county in which the ex parte order  
163.20 for protection or order for protection was filed; the court file number; the hearing date and  
163.21 time, if known; the conditions that apply to the respondent, either in checklist form or  
163.22 handwritten; and the name of the judge who signed the order.

163.23 The short-form notification must be in bold print in the following form:

163.24 The order for protection is now enforceable. You must report to your nearest sheriff  
163.25 office or county court to obtain a copy of the order for protection. You are subject to arrest  
163.26 and may be charged with a misdemeanor, gross misdemeanor, or felony if you violate any  
163.27 of the terms of the order for protection or this short-form notification.

163.28 (b) Upon verification of the identity of the respondent and the existence of an unserved  
163.29 order for protection against the respondent, a law enforcement officer may detain the  
163.30 respondent for a reasonable time necessary to complete and serve the short-form notification.

163.31 (c) When service is made by short-form notification, it may be proved by the affidavit  
163.32 of the law enforcement officer making the service.

164.1 (d) For service under this section only, service upon an individual may occur at any  
164.2 time, including Sundays, and legal holidays.

164.3 (e) The superintendent of the Bureau of Criminal Apprehension shall provide the short  
164.4 form to law enforcement agencies.

164.5 (f) This section does not apply to service of an order for protection on any custodian.

164.6 Sec. 10. Minnesota Statutes 2022, section 518B.01, subdivision 9, is amended to read:

164.7 Subd. 9. **Assistance of sheriff in service or execution; possession of dwelling or**  
164.8 **residence.** When an order is issued under this section upon request of the petitioner, the  
164.9 court shall order the sheriff to accompany the petitioner and assist in placing the petitioner  
164.10 in possession of the dwelling or residence, ~~or otherwise assist in execution or service of the~~  
164.11 ~~order of protection. If the application for relief is brought in a county in which the respondent~~  
164.12 ~~is not present, the sheriff shall forward the pleadings necessary for service upon the~~  
164.13 ~~respondent to the sheriff of the county in which the respondent is present. This transmittal~~  
164.14 ~~must be expedited to allow for timely service.~~

164.15 Sec. 11. Minnesota Statutes 2022, section 518B.01, subdivision 9a, is amended to read:

164.16 Subd. 9a. **Personal service by others; procedures; cost; reasonable efforts and**  
164.17 **cooperation required.** (a) Where personal service is required under this section, service  
164.18 must comply with subdivision 8 and rule 4.03 of the Rules of Civil Procedure.

164.19 (b) Upon request of the petitioner or order of the court, the sheriff of any county in this  
164.20 state in which a respondent resides or is present must execute or serve any petition, ex parte  
164.21 order, notice of hearing, order for protection, and any other order of a court on the respondent.  
164.22 If the application for relief is brought in a county in which the respondent is not present,  
164.23 the sheriff of the county where the application for relief was brought shall forward the  
164.24 pleadings necessary for service upon the respondent to the sheriff of the county in which  
164.25 the respondent is present. This transmittal must be expedited to allow for timely service.

164.26 (c) Peace officers licensed by the state of Minnesota and corrections officers, including,  
164.27 but not limited to, probation officers, court services officers, parole officers, and employees  
164.28 of jails or correctional facilities, may serve an order for protection on a respondent or any  
164.29 custodian and must, to the extent possible, provide any sheriff, law enforcement officer, or  
164.30 other peace officer attempting to effectuate service with relevant information regarding  
164.31 where a respondent may be found, such as the respondent's residence, the respondent's place  
164.32 of employment or schooling, or other locations frequented by the respondent.

165.1 (d) The court administrator, the sheriff of any county in this state, and any other law  
165.2 enforcement officer, peace officer, or corrections officer shall perform the duties relating  
165.3 to service of process without charge to the petitioner. The court shall direct payment of the  
165.4 reasonable costs of service of process if served by a private process server when the sheriff  
165.5 or other law enforcement officer, peace officer, or corrections officer is unavailable or if  
165.6 service is made by publication, without requiring the petitioner to make application under  
165.7 section 563.01.

165.8 (e) A sheriff, law enforcement officer, or any other peace officer must make reasonable  
165.9 efforts to locate a respondent to effectuate service. Reasonable efforts may include:

165.10 (1) a search of any information that is publicly available;

165.11 (2) a search of any government data in a database to which the sheriff, law enforcement  
165.12 officer, or other peace officer has access, provided the data is classified as public data on  
165.13 individuals as defined in section 13.02, subdivision 15, or is otherwise available to criminal  
165.14 justice agencies, as defined in section 13.02, subdivision 3a; and

165.15 (3) communication with any court administrator, the sheriff of any county in this state,  
165.16 and any other law enforcement officer, peace officer, or corrections officer.

165.17 (f) A sheriff, law enforcement officer, or any other peace officer who serves a respondent  
165.18 who the sheriff or officer knows is on supervised probation or supervised release with an  
165.19 ex parte order, order for protection, or short-form notification must provide a copy of the  
165.20 served order or notification to the respondent's probation officer, supervised release or  
165.21 conditional release agent, or parole officer.

165.22 Sec. 12. Minnesota Statutes 2022, section 518B.01, subdivision 11, is amended to read:

165.23 Subd. 11. **Modifying or vacating order.** (a) Upon application, notice to all parties,  
165.24 notice to any custodian, and hearing, the court may modify the terms of an existing order  
165.25 for protection.

165.26 (b) If the court orders relief under subdivision 6a, paragraph (c), the respondent named  
165.27 in the order for protection may request to have the order vacated or modified if the order  
165.28 has been in effect for at least five years and the respondent has not violated the order during  
165.29 that time. Application for relief under this subdivision must be made in the county in which  
165.30 the order for protection was issued. Upon receipt of the request, the court shall set a hearing  
165.31 date. Personal service must be made upon the petitioner named in the order for protection  
165.32 not less than 30 days before the date of the hearing. Notice of the request and hearing may  
165.33 be made on any custodian personally or by certified mail. At the hearing, the respondent

166.1 named in the order for protection has the burden of proving by a preponderance of the  
166.2 evidence that there has been a material change in circumstances and that the reasons upon  
166.3 which the court relied in granting or extending the order for protection no longer apply and  
166.4 are unlikely to occur. If the court finds that the respondent named in the order for protection  
166.5 has met the burden of proof, the court may vacate or modify the order. If the court finds  
166.6 that the respondent named in the order for protection has not met the burden of proof, the  
166.7 court shall deny the request and no request may be made to vacate or modify the order for  
166.8 protection until five years have elapsed from the date of denial. An order vacated or modified  
166.9 under this paragraph must be personally served on the petitioner named in the order for  
166.10 protection and may be served on any custodian personally or by certified mail.

166.11 Sec. 13. Minnesota Statutes 2022, section 518B.01, is amended by adding a subdivision  
166.12 to read:

166.13 Subd. 11a. **Notice to custodian; Safe at Home participants; failure not a bar to**  
166.14 **enforcement.** (a) A custodian who is a program participant as defined in section 5B.02,  
166.15 paragraph (g), may direct the court to use the address designated by the secretary of state  
166.16 as the address of the program participant. Section 5B.03, subdivision 1, clause (3), applies  
166.17 to service of any notice, order, or other document required to be served under this section.  
166.18 The protections, limitations, and requirements in chapter 5B apply to any information  
166.19 regarding a custodian who is a program participant.

166.20 (b) Failure to serve a custodian with a petition, order for protection, dismissal, or any  
166.21 other order must not prevent any order from taking effect or otherwise invalidate any order  
166.22 issued pursuant to this section. In the event that service of a notice of a hearing is not  
166.23 completed on any custodian at least 24 hours prior to the time set for the hearing, the court  
166.24 may set a new hearing date no more than five days later.

166.25 Sec. 14. Minnesota Statutes 2022, section 609.748, subdivision 3a, is amended to read:

166.26 Subd. 3a. **Filing fee; cost of service.** The filing fees for a restraining order under this  
166.27 section are waived for the petitioner and the respondent if the petition alleges acts that would  
166.28 constitute a violation of section 609.749, subdivision 2, 3, 4, or 5, or sections 609.342 to  
166.29 609.3451. ~~The court administrator and any peace officer in this state shall perform their~~  
166.30 ~~duties relating to service of process without charge to the petitioner. The court shall direct~~  
166.31 ~~payment of the reasonable costs of service of process if served by a private process server~~  
166.32 ~~when a peace officer is unavailable or if service is made by publication.~~

167.1 Sec. 15. Minnesota Statutes 2022, section 609.748, subdivision 5, is amended to read:

167.2 Subd. 5. **Restraining order.** (a) The court may issue a restraining order that provides  
167.3 any or all of the following:

167.4 (1) orders the respondent to cease or avoid the harassment of another person; or

167.5 (2) orders the respondent to have no contact with another person.

167.6 (b) The court may issue an order under paragraph (a) if all of the following occur:

167.7 (1) the petitioner has filed a petition under subdivision 3;

167.8 (2) a peace officer has served respondent with a copy of the temporary restraining order  
167.9 obtained under subdivision 4, and with notice of the right to request a hearing, or service  
167.10 has been made by publication under subdivision 3, paragraph (b); and

167.11 (3) the court finds at the hearing that there are reasonable grounds to believe that the  
167.12 respondent has engaged in harassment.

167.13 A restraining order may be issued only against the respondent named in the petition; except  
167.14 that if the respondent is an organization, the order may be issued against and apply to all of  
167.15 the members of the organization. If the court finds that the petitioner has had two or more  
167.16 previous restraining orders in effect against the same respondent or the respondent has  
167.17 violated a prior or existing restraining order on two or more occasions, relief granted by the  
167.18 restraining order may be for a period of up to 50 years. In all other cases, relief granted by  
167.19 the restraining order must be for a fixed period of not more than two years. When a referee  
167.20 presides at the hearing on the petition, the restraining order becomes effective upon the  
167.21 referee's signature.

167.22 (c) An order issued under this subdivision must be personally served upon the respondent,  
167.23 or if the respondent appears remotely for a hearing and is notified at the hearing by the  
167.24 judicial officer that a restraining order will be issued, the order may be served on the  
167.25 respondent electronically or by first class mail, as ordered by the court.

167.26 (d) If the court orders relief for a period of up to 50 years under paragraph (a), the  
167.27 respondent named in the restraining order may request to have the restraining order vacated  
167.28 or modified if the order has been in effect for at least five years and the respondent has not  
167.29 violated the order. Application for relief under this paragraph must be made in the county  
167.30 in which the restraining order was issued. Upon receipt of the request, the court shall set a  
167.31 hearing date. Personal service must be made upon the petitioner named in the restraining  
167.32 order not less than 30 days before the date of the hearing. At the hearing, the respondent  
167.33 named in the restraining order has the burden of proving by a preponderance of the evidence

168.1 that there has been a material change in circumstances and that the reasons upon which the  
168.2 court relied in granting the restraining order no longer apply and are unlikely to occur. If  
168.3 the court finds that the respondent named in the restraining order has met the burden of  
168.4 proof, the court may vacate or modify the order. If the court finds that the respondent named  
168.5 in the restraining order has not met the burden of proof, the court shall deny the request and  
168.6 no request may be made to vacate or modify the restraining order until five years have  
168.7 elapsed from the date of denial. An order vacated or modified under this paragraph must  
168.8 be personally served on the petitioner named in the restraining order.

168.9 Sec. 16. Minnesota Statutes 2022, section 609.748, subdivision 5b, is amended to read:

168.10 Subd. 5b. **Personal service by others; procedures; cost; reasonable efforts and**  
168.11 **cooperation required.** (a) Where personal service is required under this section, service  
168.12 must comply with rule 4.03 of the Rules of Civil Procedure.

168.13 (b) In addition to peace officers, corrections officers, including but not limited to  
168.14 probation officers, court services officers, parole officers, and employees of jails or  
168.15 correctional facilities, may serve a temporary restraining order or restraining order and must,  
168.16 to the extent possible, provide any sheriff, law enforcement officer, or other peace officer  
168.17 attempting to effectuate service with relevant information regarding where a respondent  
168.18 may be found, such as the respondent's residence, the respondent's place of employment or  
168.19 schooling, or other locations frequented by the respondent.

168.20 (c) The court administrator and any peace officer in this state shall perform their duties  
168.21 relating to service of process without charge to the petitioner. The court shall direct payment  
168.22 of the reasonable costs of service of process if served by a private process server when a  
168.23 peace officer is unavailable or if service is made by publication.

168.24 (d) A sheriff, law enforcement officer, or any other peace officer must make reasonable  
168.25 efforts to locate a respondent to effectuate service. Reasonable efforts may include:

168.26 (1) a search of any information that is publicly available;

168.27 (2) a search of any government data in a database to which the sheriff, law enforcement  
168.28 officer, or other peace officer has access, provided the data is classified as public data on  
168.29 individuals as defined in section 13.02, subdivision 15, or is otherwise available to criminal  
168.30 justice agencies, as defined in section 13.02, subdivision 3a; and

168.31 (3) communication with any court administrator, the sheriff of any county in this state,  
168.32 and any other law enforcement officer, peace officer, or corrections officer.

169.1 (e) A sheriff, law enforcement officer, or any other peace officer who serves a respondent  
169.2 who the sheriff or officer knows is on supervised probation or supervised release with a  
169.3 temporary restraining order, restraining order, or short-form notification must provide a  
169.4 copy of the served order or notification to the respondent's probation officer, supervised  
169.5 release or conditional release agent, or parole officer.

169.6 Sec. 17. Minnesota Statutes 2022, section 609.748, is amended by adding a subdivision  
169.7 to read:

169.8 Subd. 5c. **Dismissals.** Orders for dismissal of a temporary restraining order or a  
169.9 restraining order may be served personally or by certified mail.

## 169.10 **ARTICLE 11**

### 169.11 **STATE BOARD OF CIVIL LEGAL AID**

169.12 Section 1. Minnesota Statutes 2022, section 480.24, subdivision 2, is amended to read:

169.13 Subd. 2. **Eligible client.** "Eligible client" means an individual that is financially unable  
169.14 to afford legal assistance, as determined by a recipient on the basis of eligibility guidelines  
169.15 established by the ~~supreme court~~ State Board of Civil Legal Aid pursuant to section 480.243,  
169.16 subdivision 1.

169.17 Sec. 2. Minnesota Statutes 2022, section 480.24, subdivision 4, is amended to read:

169.18 Subd. 4. **Recipient.** "Recipient" means a qualified legal services program that receives  
169.19 funds ~~from the supreme court~~ pursuant to section 480.242 to provide legal services to eligible  
169.20 clients.

169.21 Sec. 3. **[480.2415] STATE BOARD OF CIVIL LEGAL AID.**

169.22 Subdivision 1. **Structure; membership.** (a) The State Board of Civil Legal Aid is a  
169.23 part of but is not subject to the administrative control of the judicial branch of government.

169.24 (b) The board shall consist of 11 members as follows:

169.25 (1) six members appointed by the supreme court; and

169.26 (2) five members appointed by the governor.

169.27 (c) All candidates shall have demonstrated a commitment in maintaining high-quality  
169.28 civil legal services to people of low or moderate means. The appointing entities shall seek  
169.29 board members who reflect the diverse populations served by civil legal aid through attorney  
169.30 and nonattorney members.

170.1 (d) The appointing entities may not appoint an active judge to be a member of the board,  
170.2 but may appoint a retired judge. The appointing entities may not appoint a person who is  
170.3 closely affiliated with any entity awarded funding pursuant to section 480.242 or any entity  
170.4 seeking funding pursuant to section 480.242. The board may set term limits for board  
170.5 members. An appointing authority may not make an appointment that exceeds the term  
170.6 limits established by the board.

170.7 (e) The terms, compensation, and removal of board members shall be as provided in  
170.8 section 15.0575, except that the board may establish a per diem in excess of the amount  
170.9 provided in law. The members shall elect the chair from among the membership for a term  
170.10 of two years.

170.11 Subd. 2. **Duties and responsibilities.** (a) The State Board of Civil Legal Aid shall work  
170.12 to ensure access to high-quality civil legal services in every Minnesota county.

170.13 (b) The board shall:

170.14 (1) approve and recommend to the legislature a budget for the board and the civil legal  
170.15 services grants distributed subject to section 480.242;

170.16 (2) establish procedures for distribution of funding under section 480.242; and

170.17 (3) establish civil program standards, administrative policies, or procedures necessary  
170.18 to ensure quality advocacy for persons unable to afford private counsel.

170.19 (c) The board may propose statutory changes to the legislature and rule changes to the  
170.20 supreme court that are in the best interests of persons unable to afford private counsel.

170.21 (d) The board shall not interfere with the discretion or judgment of civil legal services  
170.22 programs in their advocacy.

170.23 Subd. 3. **State civil legal aid program administrator.** The State Board of Civil Legal  
170.24 Aid shall appoint a program administrator who serves at the pleasure of the board. The  
170.25 program administrator is not required to be licensed to practice law. The program  
170.26 administrator shall attend all meetings of the board, but may not vote, and shall:

170.27 (1) carry out all administrative functions necessary for the efficient and effective operation  
170.28 of the board and the civil legal aid delivery system, including but not limited to hiring,  
170.29 supervising, and disciplining program staff;

170.30 (2) implement, as necessary, resolutions, standards, rules, regulations, and policies of  
170.31 the board;

171.1 (3) keep the board fully advised as to its financial condition, and prepare and submit to  
171.2 the board the annual program and State Board of Civil Legal Aid budget and other financial  
171.3 information as requested by the board;

171.4 (4) recommend to the board the adoption of rules and regulations necessary for the  
171.5 efficient operation of the board and the civil legal aid program; and

171.6 (5) perform other duties prescribed by the board.

171.7 Subd. 4. **Administration.** The board may contract for administrative support services.

171.8 Subd. 5. **Access to records.** Access to records of the State Board of Civil Legal Aid is  
171.9 subject to the Rules of Public Access for Records of the Judicial Branch, excluding the  
171.10 appeals process in rule 9. Pursuant to section 13.90, the board is not subject to chapter 13.

171.11 Sec. 4. Minnesota Statutes 2022, section 480.242, subdivision 2, is amended to read:

171.12 Subd. 2. **Review of applications; selection of recipients.** At times and in accordance  
171.13 with any procedures as ~~the supreme court adopts in the form of court rules~~ adopted by the  
171.14 State Board of Civil Legal Aid, applications for the expenditure of civil legal services funds  
171.15 shall be accepted from qualified legal services programs or from local government agencies  
171.16 and nonprofit organizations seeking to establish qualified alternative dispute resolution  
171.17 programs. The applications shall be reviewed by the ~~advisory committee, and the advisory~~  
171.18 ~~committee, subject to review by the supreme court~~ State Board of Civil Legal Aid, which  
171.19 shall distribute the funds available for this expenditure to qualified legal services programs  
171.20 or to qualified alternative dispute resolution programs submitting applications. The funds  
171.21 shall be distributed in accordance with the following formula:

171.22 (a) Eighty-five percent of the funds distributed shall be distributed to qualified legal  
171.23 services programs that have demonstrated an ability as of July 1, 1982, to provide legal  
171.24 services to persons unable to afford private counsel with funds provided by the federal Legal  
171.25 Services Corporation. The allocation of funds among the programs selected shall be based  
171.26 upon the number of persons with incomes below the poverty level established by the United  
171.27 States Census Bureau who reside in the geographical area served by each program, as  
171.28 determined by the ~~supreme court~~ State Board of Civil Legal Aid on the basis of the most  
171.29 recent national census. All funds distributed pursuant to this clause shall be used for the  
171.30 provision of legal services in civil and farm legal assistance matters as prioritized by program  
171.31 boards of directors to eligible clients.

171.32 (b) Fifteen percent of the funds distributed may be distributed (1) to other qualified legal  
171.33 services programs for the provision of legal services in civil matters to eligible clients,

172.1 including programs which organize members of the private bar to perform services and  
172.2 programs for qualified alternative dispute resolution, (2) to programs for training mediators  
172.3 operated by nonprofit alternative dispute resolution corporations, or (3) to qualified legal  
172.4 services programs to provide family farm legal assistance for financially distressed state  
172.5 farmers. The family farm legal assistance must be directed at farm financial problems  
172.6 including, but not limited to, liquidation of farm property including bankruptcy, farm  
172.7 foreclosure, repossession of farm assets, restructuring or discharge of farm debt, farm credit  
172.8 and general debtor-creditor relations, and tax considerations. If all the funds to be distributed  
172.9 pursuant to this clause cannot be distributed because of insufficient acceptable applications,  
172.10 the remaining funds shall be distributed pursuant to clause (a).

172.11 A person is eligible for legal assistance under this section if the person is an eligible  
172.12 client as defined in section 480.24, subdivision 2, or:

172.13 (1) is a state resident;

172.14 (2) is or has been a farmer or a family shareholder of a family farm corporation within  
172.15 the preceding 24 months;

172.16 (3) has a debt-to-asset ratio greater than 50 percent; and

172.17 (4) satisfies the income eligibility guidelines established under section 480.243,  
172.18 subdivision 1.

172.19 Qualifying farmers and small business operators whose bank loans are held by the Federal  
172.20 Deposit Insurance Corporation are eligible for legal assistance under this section.

172.21 Sec. 5. Minnesota Statutes 2022, section 480.242, subdivision 3, is amended to read:

172.22 Subd. 3. **Timing of distribution of funds.** The funds to be distributed to recipients  
172.23 selected in accordance with the provisions of subdivision 2 shall be distributed by the  
172.24 ~~supreme court~~ State Board of Civil Legal Aid no less than twice per calendar year.

172.25 Sec. 6. Minnesota Statutes 2022, section 480.243, subdivision 1, is amended to read:

172.26 Subdivision 1. **Committee eligibility guidelines.** The ~~supreme court, with the advice~~  
172.27 ~~of the advisory committee,~~ State Board of Civil Legal Aid shall establish guidelines ~~in the~~  
172.28 ~~form of court rules~~ to be used by recipients to determine the eligibility of individuals and  
172.29 organizations for legal services provided with funds received pursuant to section 480.242.  
172.30 The guidelines shall be designed solely to assist recipients in determining whether an  
172.31 individual or organization is able to afford or secure legal assistance from private counsel  
172.32 with respect to the particular matter for which assistance is requested.

173.1 Sec. 7. STATE BOARD OF CIVIL LEGAL AID; STAFF.

173.2 Staff currently employed to support the advisory committee created pursuant to Minnesota  
173.3 Statutes, section 480.242, shall transfer to the State Board of Civil Legal Aid upon the  
173.4 effective date consistent with Minnesota Statutes, section 15.039, subdivision 7.

173.5 Sec. 8. REPEALER.

173.6 Minnesota Statutes 2022, section 480.242, subdivision 1, is repealed.

173.7 Sec. 9. EFFECTIVE DATE.

173.8 Sections 1 to 8 are effective on July 1, 2025.

173.9 **ARTICLE 12**

173.10 **JUDICIAL DATA PRIVACY**

173.11 Section 1. [13.991] JUDICIAL OFFICIAL DATA; PERSONAL INFORMATION.

173.12 (a) Subject to paragraph (b), the personal information of all judicial officials collected,  
173.13 created, or maintained by a government entity is private data on individuals. For purposes  
173.14 of this section, the terms "personal information" and "judicial official" have the meanings  
173.15 given in section 480.40, subdivision 1.

173.16 (b) If the responsible authority or government entity violates this chapter, the remedies  
173.17 and penalties under this chapter are available only if the judicial official making a claim  
173.18 previously provided written notification to the responsible authority confirming on a form  
173.19 provided by the Minnesota judicial branch that they are entitled to protection under section  
173.20 480.40. If the subject of the data is an adult child of a judicial official who does not reside  
173.21 with the judicial official, the remedies and penalties under this chapter are available only  
173.22 if the adult child previously provided written notification to the responsible authority  
173.23 confirming their status as the child of a judicial official. In the case of county records, the  
173.24 form shall be filed with the responsible authority that maintains the personal information  
173.25 for which the judicial officer is seeking protection. A form submitted under this section is  
173.26 private data on individuals. A notice filed under this paragraph expires five years following  
173.27 the date of filing, unless it is renewed prior to the expiration date.

173.28 (c) This section shall not apply to personal information contained in:

173.29 (1) real property records as defined in section 13.045, subdivision 1, clause (5);

174.1 (2) Uniform Commercial Code filings and tax liens maintained by the secretary of state;  
174.2 and

174.3 (3) any other records maintained by a government entity evidencing title to, or any lien,  
174.4 judgment, or other encumbrance on, real or personal property.

174.5 **EFFECTIVE DATE.** This section is effective August 1, 2024.

174.6 **Sec. 2. [480.40] PERSONAL INFORMATION; DISSEMINATION.**

174.7 Subdivision 1. **Definitions.** (a) For purposes of this section and section 480.45, the  
174.8 following terms have the meanings given.

174.9 (b) "Judicial official" means:

174.10 (1) every Minnesota district court judge, senior judge, retired judge, and every judge of  
174.11 the Minnesota Court of Appeals and every active, senior, recalled, or retired federal judge  
174.12 who resides in Minnesota;

174.13 (2) a justice of the Minnesota Supreme Court;

174.14 (3) employees of the Minnesota judicial branch;

174.15 (4) judicial referees and magistrate judges; and

174.16 (5) current and retired judges and current employees of the Office of Administrative  
174.17 Hearings, Workers' Compensation Court of Appeals, and Tax Court.

174.18 (c) "Personal information" does not include publicly available information. Personal  
174.19 information means:

174.20 (1) a residential address of a judicial official;

174.21 (2) a residential address of the spouse, domestic partner, or children of a judicial official;

174.22 (3) a nonjudicial branch issued telephone number or email address of a judicial official;

174.23 (4) the name of any child of a judicial official; and

174.24 (5) the name of any child care facility or school that is attended by a child of a judicial  
174.25 official if combined with an assertion that the named facility or school is attended by the  
174.26 child of a judicial official.

174.27 (d) "Publicly available information" means information that is lawfully made available  
174.28 through federal, state, or local government records or information that a business has a  
174.29 reasonable basis to believe is lawfully made available to the general public through widely  
174.30 distributed media, by a judicial official, or by a person to whom the judicial official has

175.1 disclosed the information, unless the judicial official has restricted the information to a  
175.2 specific audience.

175.3 (e) "Law enforcement support organizations" do not include charitable organizations.

175.4 Subd. 2. **Dissemination of personal information.** Subject to the exceptions in  
175.5 subdivision 3 and the requirements of section 480.45, no person, business, association, or  
175.6 government entity shall knowingly publicly post, display, publish, sell, or otherwise make  
175.7 available on the Internet the personal information of any judicial official. Personal  
175.8 information shall be kept in a secure manner to prevent unauthorized access. Personal  
175.9 information may be disseminated pursuant to a specific authorization in law, rule, or with  
175.10 the written consent of the judicial official.

175.11 Subd. 3. **Exceptions.** Subdivision 2 does not apply to:

175.12 (1) the dissemination of personal information if the information is relevant to and  
175.13 displayed as part of a news story, commentary, editorial, or other speech on a matter of  
175.14 public concern;

175.15 (2) personal information that the judicial official voluntarily disseminates publicly after  
175.16 the date of enactment of this section;

175.17 (3) the dissemination of personal information made at the request of the judicial official  
175.18 or which is necessary to effectuate the request of a judicial official;

175.19 (4) a commercial entity using personal information internally, providing access to  
175.20 businesses under common ownership or affiliated by corporate control, or selling or providing  
175.21 data for a transaction or service requested by or concerning the individual whose personal  
175.22 information is being transferred;

175.23 (5) a commercial entity providing publicly available information through real-time or  
175.24 near real-time alert services for health or safety purposes;

175.25 (6) a commercial entity engaged in the collection, maintenance, disclosure, sale,  
175.26 communication, or use of any personal information bearing on a consumer's credit worthiness,  
175.27 credit standing, credit capacity, character, general reputation, personal characteristics, or  
175.28 mode of living by a consumer reporting agency, furnisher, or user that provides information  
175.29 for use in a consumer report, and by a user of a consumer report, but only to the extent that  
175.30 such activity is regulated by and authorized under the federal Fair Credit Reporting Act,  
175.31 United States Code, title 15, section 1681, et seq.;

175.32 (7) a consumer reporting agency subject to the federal Fair Credit Reporting Act, United  
175.33 States Code, title 15, section 1681, et seq.;

176.1 (8) a commercial entity using personal information collected, processed, sold, or disclosed  
176.2 in compliance with the federal Driver's Privacy Protection Act of 1994, United States Code,  
176.3 title 18, section 2721, et seq.;

176.4 (9) a commercial entity using personal information to do any of the following: prevent,  
176.5 detect, protect against, or respond to security incidents, identity theft, fraud, harassment,  
176.6 malicious or deceptive activities, or any illegal activity; preserve the integrity or security  
176.7 of systems; or investigate, report, or prosecute any person responsible for any such action;

176.8 (10) a financial institution, affiliate of a financial institution, or data subject to title V  
176.9 of the federal Gramm-Leach-Bliley Act, United States Code, title 15, section 6801, et seq.;

176.10 (11) a covered entity or business associate for purposes of the federal privacy regulations  
176.11 promulgated under the federal Health Insurance Portability and Accountability Act of 1996,  
176.12 specifically United States Code, title 42, section 1320d-2 note;

176.13 (12) insurance and insurance support organizations;

176.14 (13) law enforcement agencies or law enforcement support organizations and vendors  
176.15 that provide data support services to law enforcement agencies;

176.16 (14) the collection and sale or licensing of covered information incidental to conducting  
176.17 the activities described in clauses (4) to (13); and

176.18 (15) personal information contained in:

176.19 (i) real property records as defined in section 13.045, subdivision 1, clause (5);

176.20 (ii) uniform commercial code filings and tax liens maintained by the secretary of state;  
176.21 and

176.22 (iii) any other records maintained by a government entity evidencing title to, or any lien,  
176.23 judgment, or other encumbrance on, real or personal property.

176.24 **EFFECTIVE DATE.** This section is effective August 1, 2024.

176.25 Sec. 3. **[480.45] REMOVAL OF PERSONAL INFORMATION.**

176.26 Subdivision 1. **Internet dissemination.** If personal information about a judicial official  
176.27 is publicly posted to the Internet by a person, business, association, or government entity,  
176.28 the judicial official may submit a sworn affidavit to the person, business, association, or  
176.29 government entity requesting that the publicly posted personal information be removed.  
176.30 The affidavit shall:

177.1 (1) state that the individual whose information was disseminated is a judicial official as  
177.2 defined in section 480.40;

177.3 (2) describe with specificity the personal information that the judicial official seeks to  
177.4 remove; and

177.5 (3) state the name of the publication, website, or otherwise identify where the judicial  
177.6 official's personal information is available to the public.

177.7 Subd. 2. **Removal of personal information; exception.** (a) Upon receipt of an affidavit  
177.8 requesting removal of the personal information of a judicial official that meets the  
177.9 requirements of subdivision 1, the person, business, association, or government entity shall  
177.10 remove the publicly posted personal information within 30 days. If the person, business,  
177.11 association, or government entity fails to remove the publicly posted personal information  
177.12 within 30 days after an affidavit is submitted, the judicial official may file a civil action in  
177.13 a court of competent jurisdiction seeking a court order compelling compliance, including  
177.14 injunctive and declarative relief.

177.15 (b) Paragraph (a) shall not apply to personal information contained in:

177.16 (1) real property records as defined in section 13.045, subdivision 1, clause (5);

177.17 (2) uniform commercial code filings and tax liens maintained by the secretary of state;  
177.18 and

177.19 (3) any other records maintained by a government entity evidencing title to, or any lien,  
177.20 judgment, or other encumbrance on, real or personal property.

177.21 Subd. 3. **Penalties and damages.** If a person, business, association, or government entity  
177.22 knowingly violates an order granting injunctive or declarative relief, the court issuing such  
177.23 an order may award to the judicial official an amount equal to the actual damages sustained  
177.24 by the judicial official, and court costs and reasonable attorney fees.

177.25 **EFFECTIVE DATE.** This section is effective August 1, 2024.

177.26 Sec. 4. **[609.476] PUBLISHING PERSONAL INFORMATION OF JUDICIAL**  
177.27 **OFFICIAL.**

177.28 Subdivision 1. **Definitions.** For the purposes of this section, the terms "personal  
177.29 information" and "judicial official" have the meanings given in section 480.40, subdivision  
177.30 1.

177.31 Subd. 2. **Misdemeanor.** It is unlawful to knowingly publish the personal information  
177.32 of any judicial official in any publicly available publication, website, or media with the

178.1 intent to threaten, intimidate, harass, or physically injure. A person convicted of violating  
178.2 this subdivision is guilty of a misdemeanor.

178.3 Subd. 3. **Felony.** If a person's violation of subdivision 2 also causes bodily harm as  
178.4 defined in section 609.02, subdivision 7, the person is guilty of a felony.

178.5 **EFFECTIVE DATE.** This section is effective August 1, 2024, and applies to crimes  
178.6 committed on or after that date.

178.7 **ARTICLE 13**  
178.8 **JUDICIAL BRANCH POLICY**

178.9 Section 1. Minnesota Statutes 2022, section 117.042, is amended to read:

178.10 **117.042 POSSESSION.**

178.11 Whenever the petitioner shall require title and possession of all or part of the owner's  
178.12 property prior to the filing of an award by the court appointed commissioners, the petitioner  
178.13 shall, at least 90 days prior to the date on which possession is to be taken, notify the owner  
178.14 of the intent to possess by notice served by certified mail and before taking title and  
178.15 possession shall pay to the owner or deposit with the court an amount equal to petitioner's  
178.16 approved appraisal of value. Amounts deposited with the court shall be paid out under the  
178.17 direction of the court. If it is deemed necessary to deposit the above amount with the court  
178.18 the petitioner may apply to the court for an order transferring title and possession of the  
178.19 property or properties involved from the owner to the petitioner. In all other cases, petitioner  
178.20 has the right to the title and possession after the filing of the award by the court appointed  
178.21 commissioners as follows:

178.22 (1) if appeal is waived by the parties upon payment of the award;

178.23 (2) if appeal is not waived by the parties upon payment or deposit of three-fourths of  
178.24 the award to be deposited with the court administrator. ~~The amount deposited~~ If the amount  
178.25 exceeds \$10,000, it shall be deposited by the court administrator in an interest bearing  
178.26 account no later than ~~the~~ five business day days next following the day on which the amount  
178.27 was deposited with the court. All interest credited to the amount deposited from the date of  
178.28 deposit shall be paid to the ultimate recipient of the amount deposited.

178.29 Nothing in this section shall limit rights granted in section 117.155.

179.1 Sec. 2. Minnesota Statutes 2022, section 171.182, subdivision 2, is amended to read:

179.2 Subd. 2. **Copy of judgment to commissioner.** If a person fails within 30 days to satisfy  
179.3 a judgment, the court administrator, upon affidavit of the judgment creditor that the judgment  
179.4 has not been satisfied, shall immediately ~~forward to~~ notify the commissioner ~~a certified~~  
179.5 ~~copy of the judgment and affidavit of identification~~ that the judgment has not been satisfied.

179.6 If the judgment debtor named in a ~~certified copy of a~~ judgment reported to the  
179.7 commissioner is a nonresident, the commissioner shall ~~transmit a certified copy of the~~  
179.8 ~~judgment to~~ notify the official in charge of the issuance of drivers' licenses of the state of  
179.9 which the judgment debtor is a resident.

179.10 Sec. 3. Minnesota Statutes 2022, section 171.182, subdivision 3, is amended to read:

179.11 Subd. 3. **Conditions.** (a) The commissioner, upon ~~receipt of a certified copy~~ notification  
179.12 of a judgment, shall suspend the license or the nonresident's operating privilege of the person  
179.13 against whom judgment was rendered if:

179.14 (1) at the time of the accident the person did not maintain the reparation security required  
179.15 by section 65B.48; and

179.16 (2) the judgment has not been satisfied.

179.17 (b) Suspensions under this section are subject to the notice requirements of section  
179.18 171.18, subdivision 2.

179.19 Sec. 4. Minnesota Statutes 2022, section 253B.02, subdivision 4d, is amended to read:

179.20 Subd. 4d. **Court examiner.** "Court examiner" means a person appointed to serve the  
179.21 court, and who is a physician or ~~licensed~~ psychologist who has a doctoral degree in  
179.22 psychology, and is either licensed in Minnesota or who holds current authority to practice  
179.23 in Minnesota under an approved interstate compact.

179.24 Sec. 5. Minnesota Statutes 2022, section 480.15, subdivision 10c, is amended to read:

179.25 Subd. 10c. **Uniform collections policies and procedures for courts.** (a) The state court  
179.26 administrator under the direction of the Judicial Council may promulgate uniform collections  
179.27 policies and procedures for the courts and may contract with credit bureaus, public and  
179.28 private collection agencies, the Department of Revenue, and other public or private entities  
179.29 providing collection services as necessary for the collection of court debts. The court  
179.30 collection process and procedures are not subject to section 16A.1285. Court debts referred  
179.31 to the Department of Revenue for collection are not subject to section 16D.07. Court debts

180.1 referred to the Department of Revenue for revenue recapture are not subject to section  
 180.2 270A.08 or 270A.09.

180.3 (b) Court debt means an amount owed to the state directly or through the judicial branch  
 180.4 on account of a fee, duty, rent, service, overpayment, fine, assessment, surcharge, court  
 180.5 cost, penalty, restitution, damages, interest, bail bond, forfeiture, reimbursement, liability  
 180.6 owed, an assignment to the judicial branch, recovery of costs incurred by the judicial branch,  
 180.7 or any other source of indebtedness to the judicial branch as well as amounts owed to other  
 180.8 public or private entities for which the judicial branch acts in providing collection services,  
 180.9 or any other amount owed to the judicial branch.

180.10 (c) The courts must pay for the collection services of public or private collection entities  
 180.11 as well as the cost of one or more court employees to provide collection interface services  
 180.12 between the Department of Revenue, the courts, and one or more collection entities from  
 180.13 the money collected. The portion of the money collected which must be paid to the collection  
 180.14 entity as collection fees and costs and the portion of the money collected which must be  
 180.15 paid to the courts or Department of Revenue for collection services are appropriated from  
 180.16 the fund to which the collected money is due.

180.17 (d) As determined by the state court administrator, collection costs shall be added to the  
 180.18 debts referred to a public or private collection entity for collection.

180.19 Collection costs shall include the fees of the collection entity, and may include, if  
 180.20 separately provided, skip tracing fees, credit bureau reporting charges, fees assessed by any  
 180.21 public entity for obtaining information necessary for debt collection, or other  
 180.22 collection-related costs. Collection costs shall also include the costs of one or more court  
 180.23 employees employed by the state court administrator to provide a collection interface  
 180.24 between the collection entity, the Department of Revenue, and the courts.

180.25 If the collection entity collects an amount less than the total due, the payment is applied  
 180.26 proportionally to collection costs and the underlying debt. Collection costs in excess of  
 180.27 collection agency fees and court employee collection interface costs must be deposited in  
 180.28 the general fund as nondedicated receipts.

180.29 Sec. 6. Minnesota Statutes 2022, section 593.50, subdivision 1, is amended to read:

180.30 Subdivision 1. **Juror protection.** An employer shall not deprive an employee of  
 180.31 employment, or threaten or otherwise coerce the employee with respect ~~thereto~~ to  
 180.32 employment status, because the employee receives a summons, responds thereto, serves as  
 180.33 a juror, or attends court for prospective jury service. An employer must release an employee

181.1 from the employee's regular work schedule, including any shift work, to permit the employee  
181.2 to attend court for prospective jury service. An employer must not require an employee to  
181.3 work an alternative shift on any day the juror is required to report to the courthouse for jury  
181.4 service. Nothing in this section shall prevent an employee from voluntarily requesting to  
181.5 work an alternative work schedule on any day the juror is required to report to the courthouse  
181.6 for jury service, as long as the employer does not encourage, prompt, or ask for the employee  
181.7 to make such a request.

181.8 Sec. 7. Minnesota Statutes 2023 Supplement, section 611.41, subdivision 7, is amended  
181.9 to read:

181.10 Subd. 7. **Court examiner.** "Court examiner" means a person appointed to serve the  
181.11 court ~~by examining a defendant whose competency is at issue~~ and who is a physician or  
181.12 ~~licensed~~ psychologist who has a doctoral degree in psychology, and is either licensed in  
181.13 Minnesota or who holds current authority to practice in Minnesota under an approved  
181.14 interstate compact.

## 181.15 ARTICLE 14

### 181.16 PUBLIC DEFENSE AND OTHER CRIMINAL JUSTICE POLICY

181.17 Section 1. Minnesota Statutes 2023 Supplement, section 611.215, subdivision 1, is amended  
181.18 to read:

181.19 Subdivision 1. **Structure; membership.** (a) The State Board of Public Defense is a part  
181.20 of, but is not subject to the administrative control of, the judicial branch of government.  
181.21 The State Board of Public Defense shall consist of nine members including:

181.22 (1) five attorneys admitted to the practice of law, well acquainted with the defense of  
181.23 persons accused of crime, but not employed as prosecutors, appointed by the supreme court,  
181.24 of which one must be a retired or former public defender within the past five years; and

181.25 (2) four public members appointed by the governor.

181.26 The appointing authorities may not appoint a person who is a judge to be a member of  
181.27 the State Board of Public Defense, ~~other than as a member of the ad hoc Board of Public~~  
181.28 ~~Defense.~~

181.29 (b) All members shall demonstrate an interest in maintaining a high quality, independent  
181.30 defense system for those who are unable to obtain adequate representation. Appointments  
181.31 to the board shall include qualified women and members of minority groups. At least three  
181.32 members of the board shall be from judicial districts other than the First, Second, Fourth,

182.1 and Tenth Judicial Districts. The terms, compensation, and removal of members shall be  
182.2 as provided in section 15.0575. The chair shall be elected by the members from among the  
182.3 membership for a term of two years.

182.4 ~~(c) In addition, the State Board of Public Defense shall consist of a nine-member ad hoc~~  
182.5 ~~board when considering the appointment of district public defenders under section 611.26,~~  
182.6 ~~subdivision 2.~~ The terms of chief district public defenders currently serving shall terminate  
182.7 in accordance with the staggered term schedule set forth in section 611.26, subdivision 2.

182.8 (d) Meetings of the board are subject to chapter 13D.

182.9 Sec. 2. Minnesota Statutes 2022, section 611.215, subdivision 2, is amended to read:

182.10 Subd. 2. **Duties and responsibilities.** (a) The board shall approve and recommend to  
182.11 the legislature a budget for the board, the office of state public defender, the judicial district  
182.12 public defenders, and the public defense corporations.

182.13 (b) The board shall establish procedures for distribution of state funding under this  
182.14 chapter to the state and district public defenders and to the public defense corporations.

182.15 (c) The state public defender with the approval of the board shall establish standards for  
182.16 the offices of the state and district public defenders ~~and for the conduct of all appointed~~  
182.17 ~~counsel systems.~~ The standards must include, but are not limited to:

182.18 (1) standards needed to maintain and operate an office of public defender including  
182.19 requirements regarding the qualifications, training, and size of the legal and supporting staff  
182.20 ~~for a public defender or appointed counsel system;~~

182.21 (2) standards for public defender caseloads;

182.22 ~~(3) standards and procedures for the eligibility for appointment, assessment, and collection~~  
182.23 ~~of the costs for legal representation provided by public defenders or appointed counsel;~~

182.24 ~~(4) standards for contracts between a board of county commissioners and a county public~~  
182.25 ~~defender system for the legal representation of indigent persons;~~

182.26 ~~(5)~~ (3) standards prescribing minimum qualifications of counsel appointed under the  
182.27 board's authority ~~or by the courts;~~ and

182.28 ~~(6)~~ (4) standards ensuring the independent, competent, and efficient representation of  
182.29 clients whose cases present conflicts of interest, in both the trial and appellate courts.

182.30 (d) ~~The board may require the reporting of statistical data, budget information, and other~~  
182.31 ~~cost factors by the state and district public defenders and appointed counsel systems.~~

183.1 Sec. 3. Minnesota Statutes 2023 Supplement, section 611.23, is amended to read:

183.2 **611.23 OFFICE OF STATE PUBLIC DEFENDER; APPOINTMENT; SALARY.**

183.3 The state public defender is responsible to the State Board of Public Defense. The state  
 183.4 public defender shall supervise the operation, activities, policies, and procedures of the  
 183.5 statewide public defender system. When requested by a district public defender ~~or appointed~~  
 183.6 ~~counsel~~, the state public defender may assist the district public defender, ~~appointed counsel~~,  
 183.7 or an organization designated in section 611.216 in the performance of duties, including  
 183.8 trial representation in matters involving legal conflicts of interest or other special  
 183.9 circumstances, and assistance with legal research and brief preparation. The state public  
 183.10 defender shall be appointed by the State Board of Public Defense for a term of four years,  
 183.11 except as otherwise provided in this section, and until a successor is appointed and qualified.  
 183.12 The state public defender shall be a full-time qualified attorney, licensed to practice law in  
 183.13 this state, serve in the unclassified service of the state, and may only be removed ~~only for~~  
 183.14 ~~cause~~ before the end of a term by the appointing authority a majority vote of the board  
 183.15 members present at a meeting of the board of public defense. Vacancies in the office shall  
 183.16 be filled by the appointing authority for the unexpired term. The salary of the state public  
 183.17 defender shall be fixed by the State Board of Public Defense. Terms of the state public  
 183.18 defender shall commence on July 1. The state public defender shall devote full time to the  
 183.19 performance of duties and shall not engage in the general practice of law.

183.20 Sec. 4. Minnesota Statutes 2022, section 611.24, is amended to read:

183.21 **611.24 CHIEF APPELLATE PUBLIC DEFENDER; ORGANIZATION OF**  
 183.22 **OFFICE; ASSISTANTS.**

183.23 (a) Beginning January 1, 2007, and for every four years after that date, the State Board  
 183.24 of Public Defense shall appoint a chief appellate public defender in charge of appellate  
 183.25 services, who shall employ or retain assistant state public defenders and other personnel as  
 183.26 may be necessary to discharge the functions of the office. The chief appellate public defender  
 183.27 shall serve a four-year term and may only be removed ~~only for cause upon the order of~~  
 183.28 before the end of a term by a majority vote of board members present at a meeting of the  
 183.29 State Board of Public Defense. The chief appellate public defender shall be a full-time  
 183.30 qualified attorney, licensed to practice law in this state, and serve in the unclassified service  
 183.31 of the state. Vacancies in the office shall be filled by the appointing authority for the  
 183.32 unexpired term.

183.33 (b) An assistant state public defender shall be a qualified attorney, licensed to practice  
 183.34 law in this state, ~~serve in the unclassified service of the state if employed, and serve at the~~

184.1 ~~pleasure of the appointing authority at a salary or retainer fee not to exceed reasonable~~  
184.2 ~~compensation for comparable services performed for other governmental agencies or~~  
184.3 ~~departments.~~ Retained or part-time employed assistant state public defenders may engage  
184.4 in the general practice of law. The compensation of the chief appellate public defender ~~and~~  
184.5 ~~the compensation of each assistant state public defender~~ shall be set by the State Board of  
184.6 Public Defense. The chief appellate public defender shall devote full time to the performance  
184.7 of duties and shall not engage in the general practice of law.

184.8 ~~(e) The incumbent deputy state public defender as of December 31, 2006, shall be~~  
184.9 ~~appointed as the chief appellate public defender for the four-year term beginning on January~~  
184.10 ~~1, 2007.~~

184.11 Sec. 5. Minnesota Statutes 2022, section 611.26, subdivision 2, is amended to read:

184.12 Subd. 2. **Appointment; terms.** The State Board of Public Defense shall appoint a chief  
184.13 district public defender for each judicial district. ~~When appointing a chief district public~~  
184.14 ~~defender, the state Board of Public Defense membership shall be increased to include two~~  
184.15 ~~residents of the district appointed by the chief judge of the district to reflect the characteristics~~  
184.16 ~~of the population served by the public defender in that district. The additional members~~  
184.17 ~~shall serve only in the capacity of selecting the district public defender. The ad hoc state~~  
184.18 ~~Board of Public Defense shall appoint a chief district public defender only after requesting~~  
184.19 ~~and giving reasonable time to receive any recommendations from the public, the local bar~~  
184.20 ~~association, and the judges of the district.~~ Each chief district public defender shall be a  
184.21 qualified attorney licensed to practice law in this state. The chief district public defender  
184.22 shall be appointed for a term of four years, beginning January 1, pursuant to the following  
184.23 staggered term schedule: (1) in 2008, the second and eighth districts; (2) in 2009, the first,  
184.24 third, fourth, and tenth districts; (3) in 2010, the fifth and ninth districts; and (4) in 2011,  
184.25 the sixth and seventh districts. The chief district public defenders shall serve for four-year  
184.26 terms and may only be removed ~~for cause upon the order of~~ before the end of a term by a  
184.27 majority vote of the board members at a meeting of the state Board of Public Defense.  
184.28 Vacancies in the office shall be filled by the appointing authority for the unexpired term.  
184.29 The chief district public defenders shall devote full time to the performance of duties and  
184.30 shall not engage in the general practice of law.

184.31 Sec. 6. Minnesota Statutes 2022, section 611.26, subdivision 3, is amended to read:

184.32 Subd. 3. **Compensation.** (a) The compensation of the chief district public defender ~~and~~  
184.33 ~~the compensation of each assistant district public defender~~ shall be set by the Board of

185.1 Public Defense. ~~To assist the Board of Public Defense in determining compensation under~~  
185.2 ~~this subdivision, counties shall provide to the board information on the compensation of~~  
185.3 ~~county attorneys, including salaries and benefits, rent, secretarial staff, and other pertinent~~  
185.4 ~~budget data. For purposes of this subdivision, compensation means salaries, cash payments,~~  
185.5 ~~and employee benefits including paid time off and group insurance benefits, and other direct~~  
185.6 ~~and indirect items of compensation including the value of office space provided by the~~  
185.7 ~~employer.~~

185.8 (b) This subdivision does not limit the rights of public defenders to collectively bargain  
185.9 with their employers.

185.10 Sec. 7. Minnesota Statutes 2022, section 611.26, subdivision 3a, is amended to read:

185.11 Subd. 3a. **Budget; compensation.** (a) Notwithstanding subdivision 3 or any other law  
185.12 to the contrary, compensation and economic benefit increases for chief district public  
185.13 defenders and assistant district public defenders, who are full-time county employees, shall  
185.14 be paid out of the budget for that judicial district public defender's office.

185.15 (b) In the Second Judicial District, the district public defender's office shall be funded  
185.16 by the Board of Public Defense. The budget for the Second Judicial District Public Defender's  
185.17 Office shall not include Ramsey County property taxes.

185.18 (c) In the Fourth Judicial District, the district public defender's office shall be funded  
185.19 by the Board of Public Defense and by the Hennepin County Board. Personnel expenses of  
185.20 state employees hired on or after January 1, 1999, in the Fourth Judicial District Public  
185.21 Defender's Office shall be funded by the Board of Public Defense.

185.22 ~~(d) Those budgets for district public defender services in the Second and Fourth Judicial~~  
185.23 ~~Districts under the jurisdiction of the state Board of Public Defense shall be eligible for~~  
185.24 ~~adjustments to their base budgets in the same manner as other state agencies. In making~~  
185.25 ~~biennial budget base adjustments, the commissioner of management and budget shall consider~~  
185.26 ~~the budgets for district public defender services in all judicial districts, as allocated by the~~  
185.27 ~~state Board of Public Defense, in the same manner as other state agencies.~~

185.28 Sec. 8. Minnesota Statutes 2022, section 611.26, subdivision 4, is amended to read:

185.29 Subd. 4. **Assistant public defenders.** A chief district public defender shall appoint  
185.30 assistants who are qualified attorneys licensed to practice law in this state and other staff  
185.31 as the chief district public defender finds prudent and necessary subject to the standards  
185.32 adopted by the state public defender. ~~Assistant district public defenders must be appointed~~

186.1 ~~to ensure broad geographic representation and caseload distribution within the district. Each~~  
186.2 ~~assistant district public defender serves at the pleasure of the chief district public defender.~~  
186.3 A chief district public defender is authorized, subject to approval by the state Board of  
186.4 ~~Public Defense~~ public defender or their designee, to hire an independent contractor to  
186.5 perform the duties of an assistant public defender.

186.6 Sec. 9. Minnesota Statutes 2022, section 611.263, subdivision 1, is amended to read:

186.7 Subdivision 1. **Employees.** (a) Except as provided in subdivision 3, ~~the district public~~  
186.8 ~~defender and~~ assistant public defenders of the Second Judicial District are employees of  
186.9 Ramsey County in the unclassified service under section 383A.286.

186.10 (b) Except as provided in subdivision 3, ~~the district public defender and~~ assistant public  
186.11 defenders of the Fourth Judicial District are employees of Hennepin County under section  
186.12 383B.63, subdivision 6.

186.13 Sec. 10. Minnesota Statutes 2022, section 611.265, is amended to read:

186.14 **611.265 TRANSITION.**

186.15 (a) District public defenders and their employees, other than in the Second and Fourth  
186.16 Judicial Districts, are state employees in the judicial branch, and are governed by the  
186.17 personnel rules adopted by the State Board of Public Defense.

186.18 ~~(b) A district public defender or district public defender employee who becomes a state~~  
186.19 ~~employee under this section, and who participated in a county insurance program on June~~  
186.20 ~~30, 1993, may elect to continue to participate in the county program according to procedures~~  
186.21 ~~established by the Board of Public Defense. An affected county shall bill the Board of Public~~  
186.22 ~~Defense for employer contributions, in a manner prescribed by the board. The county shall~~  
186.23 ~~not charge the board any administrative fee. Notwithstanding any law to the contrary, a~~  
186.24 ~~person who is first employed as a district public defender after July 1, 1993, shall participate~~  
186.25 ~~in the state employee insurance program, as determined by the state Board of Public Defense,~~  
186.26 ~~in consultation with the commissioner of management and budget.~~

186.27 ~~(e)~~ (b) A district public defender or district public defender employee who becomes a  
186.28 state employee under this section, and who participated in the Public Employee Retirement  
186.29 Association on June 30, 1993, may elect to continue to participate in the Public Employees  
186.30 Retirement Association according to procedures established by the Board of Public Defense  
186.31 and the association. Notwithstanding any law to the contrary, a person who is first employed

187.1 as a state employee or by a district public defender after July 1, 1993, must participate in  
187.2 the Minnesota State Retirement System.

187.3 ~~(d)~~ (c) A person performing district public defender work as an independent contractor  
187.4 is not eligible to be covered under the state group insurance plan or the Public Employee  
187.5 Retirement Association.

187.6 Sec. 11. Minnesota Statutes 2022, section 611.27, subdivision 1, is amended to read:

187.7 Subdivision 1. **Budget.** ~~(a) A chief district public defender shall annually submit a~~  
187.8 ~~comprehensive budget to the state Board of Public Defense. The budget shall be in~~  
187.9 ~~compliance with standards and forms required by the board. The chief district public defender~~  
187.10 ~~shall, at times and in the form required by the board, submit reports to the board concerning~~  
187.11 ~~its operations, including the number of cases handled and funds expended for these services.~~

187.12 ~~(b)~~ Money appropriated to the State Board of Public Defense for the board's  
187.13 administration, for the state public defender, for the judicial district public defenders, and  
187.14 for the public defense corporations shall be expended as determined by the board. In  
187.15 distributing funds to district public defenders, the board shall consider ~~the geographic~~  
187.16 ~~distribution of public defenders, the equity of compensation among the judicial districts,~~  
187.17 public defender case loads; and the results of the weighted case load study.

187.18 Sec. 12. Minnesota Statutes 2022, section 611.27, subdivision 8, is amended to read:

187.19 Subd. 8. **Adequate representation; review.** In a case where the chief district public  
187.20 defender does not believe that the office can provide adequate representation, the chief  
187.21 public defender of the district shall immediately notify the state public defender. The chief  
187.22 district public defender may request that the state public defender authorize appointment  
187.23 of counsel other than the district public defender in the case.

187.24 Sec. 13. Minnesota Statutes 2022, section 611.27, subdivision 10, is amended to read:

187.25 Subd. 10. **Addition of permanent staff.** The chief public defender may not request nor  
187.26 may the state public defender approve the addition of permanent staff under ~~subdivision 7~~  
187.27 this section.

187.28 Sec. 14. Minnesota Statutes 2022, section 611.27, subdivision 11, is amended to read:

187.29 Subd. 11. **Appointment of counsel.** (a) If the state public defender finds that the provision  
187.30 of adequate legal representation, including associated services, is beyond the ability of the  
187.31 district public defender to provide, the state public defender may approve counsel to be

188.1 appointed, with compensation and expenses to be paid under ~~the provisions of this~~  
188.2 ~~subdivision and subdivision 7~~. Counsel in ~~such~~ these cases shall be appointed by the chief  
188.3 district public defender.

188.4 (b) All billings for services rendered and ordered under this subdivision shall require  
188.5 the approval of the chief district public defender before being forwarded to the state public  
188.6 defender for payment. Counsel appointed under this subdivision shall document the time  
188.7 worked and expenses incurred in a manner prescribed by the chief district public defender.  
188.8 In cases where adequate representation cannot be provided by the district public defender  
188.9 and where counsel has been approved by the state public defender, the Board of Public  
188.10 Defense shall pay all services from county program aid transferred by the commissioner of  
188.11 revenue for that purpose under section 477A.03, subdivision 2b, paragraph (a).

188.12 Sec. 15. Minnesota Statutes 2022, section 611.27, subdivision 13, is amended to read:

188.13 **Subd. 13. Correctional facility inmates.** ~~All billings for services rendered and ordered~~  
188.14 ~~under subdivision 7 shall require the approval of the chief district public defender before~~  
188.15 ~~being forwarded to the state public defender. In cases where adequate representation cannot~~  
188.16 ~~be provided by the district public defender and where counsel has been approved by the~~  
188.17 ~~state public defender, the Board of Public Defense shall pay all services from county program~~  
188.18 ~~aid transferred by the commissioner of revenue for that purpose under section 477A.03,~~  
188.19 ~~subdivision 2b, paragraph (a).~~

188.20 The costs of appointed counsel and associated services in cases arising from new criminal  
188.21 charges brought against indigent inmates who are incarcerated in a Minnesota state  
188.22 correctional facility are the responsibility of the State Board of Public Defense. In ~~such~~  
188.23 these cases the state public defender may follow the procedures outlined in this section for  
188.24 obtaining court-ordered counsel.

188.25 Sec. 16. Minnesota Statutes 2022, section 611.27, subdivision 16, is amended to read:

188.26 **Subd. 16. Appeal by prosecuting attorney; attorney fees.** ~~(a) When a prosecuting~~  
188.27 ~~attorney appeals to the court of appeals, in any criminal case, from any pretrial order of the~~  
188.28 ~~district court, reasonable attorney fees and costs incurred shall be allowed to the defendant~~  
188.29 ~~on the appeal which shall be paid by the governmental unit responsible for the prosecution~~  
188.30 ~~involved in accordance with paragraph (b).~~

188.31 ~~(b) By~~ On or before January 15, 2013, ~~and every year thereafter~~ of each year, the chief  
188.32 judge of the judicial district, after consultation with city and county attorneys, the chief  
188.33 public defender, and members of the private bar in the district, shall establish a reimbursement

189.1 rate for attorney fees and costs associated with representation ~~under paragraph (a)~~ of a  
189.2 defendant on appeal. The compensation to be paid to an attorney for such service rendered  
189.3 to a defendant under this subdivision may not exceed ~~\$5,000~~ \$10,000, exclusive of  
189.4 reimbursement for expenses reasonably incurred, unless payment in excess of that limit is  
189.5 certified by the chief judge of the district as necessary to provide fair compensation for  
189.6 services of an unusual character or duration.

189.7 Sec. 17. Minnesota Statutes 2023 Supplement, section 611.55, subdivision 1, is amended  
189.8 to read:

189.9 Subdivision 1. **Definition.** As used in this section, "board" means the ~~State~~ Minnesota  
189.10 Competency Attainment Board established in section 611.56.

189.11 Sec. 18. Minnesota Statutes 2023 Supplement, section 611.56, subdivision 1, is amended  
189.12 to read:

189.13 Subdivision 1. **Establishment; membership.** (a) The ~~State~~ Minnesota Competency  
189.14 Attainment Board is established in the judicial branch. The board is not subject to the  
189.15 administrative control of the judiciary. The board shall consist of seven members, including:

189.16 (1) three members appointed by the supreme court, at least one of whom must be a  
189.17 defense attorney, one a county attorney, and one public member; and

189.18 (2) four members appointed by the governor, at least one of whom must be a mental  
189.19 health professional with experience in competency attainment.

189.20 (b) The appointing authorities may not appoint an active judge to be a member of the  
189.21 board, but may appoint a retired judge.

189.22 (c) All members must demonstrate an interest in maintaining a high quality, independent  
189.23 forensic navigator program and a thorough process for certification of competency attainment  
189.24 programs. Members shall be familiar with the Minnesota Rules of Criminal Procedure,  
189.25 particularly rule 20; chapter 253B; and sections 611.40 to 611.59. Following the initial  
189.26 terms of appointment, at least one member appointed by the supreme court must have  
189.27 previous experience working as a forensic navigator. At least three members of the board  
189.28 shall live outside the First, Second, Fourth, and Tenth Judicial Districts. The terms,  
189.29 compensation, and removal of members shall be as provided in section 15.0575. The members  
189.30 shall elect the chair from among the membership for a term of two years.

190.1 Sec. 19. Minnesota Statutes 2023 Supplement, section 611.56, subdivision 6, is amended  
190.2 to read:

190.3 Subd. 6. **Fees and costs; civil actions on contested case.** Sections 15.039 and 15.471  
190.4 to 15.474 apply to the ~~State~~ Minnesota Competency Attainment Board.

190.5 Sec. 20. Minnesota Statutes 2023 Supplement, section 611.57, subdivision 1, is amended  
190.6 to read:

190.7 Subdivision 1. **Establishment.** The Certification Advisory Committee is established to  
190.8 provide the ~~State~~ Minnesota Competency Attainment Board with advice and expertise  
190.9 related to the certification of competency attainment programs, including jail-based programs.

190.10 Sec. 21. Minnesota Statutes 2023 Supplement, section 611.57, subdivision 4, is amended  
190.11 to read:

190.12 Subd. 4. **Duties.** The Certification Advisory Committee shall consult with the Department  
190.13 of Human Services, the Department of Health, and the Department of Corrections; make  
190.14 recommendations to the ~~State~~ Minnesota Competency Attainment Board regarding  
190.15 competency attainment curriculum, certification requirements for competency attainment  
190.16 programs including jail-based programs, and certification of individuals to provide  
190.17 competency attainment services; and provide information and recommendations on other  
190.18 issues relevant to competency attainment as requested by the board.

190.19 Sec. 22. **REVISOR INSTRUCTION.**

190.20 The revisor of statutes shall renumber each section of Minnesota Statutes listed in column  
190.21 A with the number listed in column B. The revisor shall make necessary cross-reference  
190.22 changes consistent with the renumbering. The revisor shall also make any technical and  
190.23 other changes necessitated by the renumbering and cross-reference changes.

190.24	<u>Column A</u>	<u>Column B</u>
190.25	<u>611.27, subdivision 3</u>	<u>611.24, subdivision 2</u>
190.26	<u>611.27, subdivision 15</u>	<u>611.24, subdivision 3</u>
190.27	<u>611.27, subdivision 16</u>	<u>611.24, subdivision 4</u>

190.28 Sec. 23. **REPEALER.**

190.29 Minnesota Statutes 2022, sections 611.20, subdivisions 3, 4, and 7; 611.25, subdivision  
190.30 3; and 611.27, subdivisions 6, 9, and 12, are repealed.

191.1 **ARTICLE 15**

191.2 **CIVIL LAW PROVISIONS**

191.3 Section 1. Minnesota Statutes 2022, section 5B.02, is amended to read:

191.4 **5B.02 DEFINITIONS.**

191.5 (a) For purposes of this chapter and unless the context clearly requires otherwise, the  
191.6 definitions in this section have the meanings given them.

191.7 (b) "Address" means an individual's work address, school address, or residential street  
191.8 address, as specified on the individual's application to be a program participant under this  
191.9 chapter.

191.10 (c) "Applicant" means an adult, a parent or guardian acting on behalf of an eligible  
191.11 minor, or a guardian acting on behalf of an incapacitated person, as defined in section  
191.12 524.5-102.

191.13 (d) "Domestic violence" means an act as defined in section 518B.01, subdivision 2,  
191.14 paragraph (a), and includes a threat of such acts committed against an individual in a domestic  
191.15 situation, regardless of whether these acts or threats have been reported to law enforcement  
191.16 officers.

191.17 (e) "Eligible person" means an adult, a minor, or an incapacitated person, as defined in  
191.18 section 524.5-102 for whom there is good reason to believe (1) that the eligible person is a  
191.19 victim of domestic violence, sexual assault, or harassment or stalking, or (2) that the eligible  
191.20 person fears for the person's safety, the safety of another person who resides in the same  
191.21 household, or the safety of persons on whose behalf the application is made. In order to be  
191.22 an eligible person, an individual must reside in Minnesota in order to be an eligible person  
191.23 or must certify that the individual intends to reside in Minnesota within 60 days. A person  
191.24 registered or required to register as a predatory offender under section 243.166 or 243.167,  
191.25 or the law of another jurisdiction, is not an eligible person.

191.26 (f) "Mail" means first class letters and flats delivered via the United States Postal Service,  
191.27 including priority, express, and certified mail, and excluding (1) periodicals and catalogues,  
191.28 and (2) packages and parcels unless they are clearly identifiable as nonrefrigerated  
191.29 pharmaceuticals or clearly indicate that they are sent by the federal government or a state  
191.30 or county government agency of the continental United States, Hawaii, District of Columbia,  
191.31 or United States territories.

191.32 (g) "Program participant" means an individual certified as a program participant under  
191.33 section 5B.03.

192.1 (h) "Harassment" or "stalking" means acts criminalized under section 609.749 and  
192.2 includes a threat of such acts committed against an individual, regardless of whether these  
192.3 acts or threats have been reported to law enforcement officers.

192.4 Sec. 2. Minnesota Statutes 2022, section 5B.03, subdivision 3, is amended to read:

192.5 Subd. 3. **Certification.** (a) Upon filing a completed application, the secretary of state  
192.6 shall certify the eligible person as a program participant. Unless the program participant is  
192.7 not a Minnesota resident, program participants shall must be certified for four years following  
192.8 the date of filing unless the certification is canceled, withdrawn or invalidated before that  
192.9 date. Applicants from outside of Minnesota must be certified for 60 days. Upon receiving  
192.10 notice that the participant has moved to Minnesota, the participant must be certified for four  
192.11 years following the date of filing unless the certification is canceled, withdrawn, or  
192.12 invalidated before that date. The secretary of state shall by rule establish a renewal procedure.

192.13 (b) Certification under this subdivision is for the purpose of participation in the  
192.14 confidentiality program established under this chapter only. Certification must not be used  
192.15 as evidence or be considered for any purpose in any civil, criminal, or administrative  
192.16 proceeding related to the behavior or actions giving rise to the application under subdivision  
192.17 1.

192.18 Sec. 3. Minnesota Statutes 2022, section 5B.04, is amended to read:

192.19 **5B.04 CERTIFICATION CANCELLATION.**

192.20 (a) If the program participant obtains a legal change of identity, the participant loses  
192.21 certification as a program participant.

192.22 (b) The secretary of state may cancel a program participant's certification if there is a  
192.23 change in the program participant's legal name or contact information, unless the program  
192.24 participant or the person who signed as the applicant on behalf of an eligible person provides  
192.25 the secretary of state with prior notice in writing of the change.

192.26 (c) The secretary of state may cancel certification of a program participant if mail  
192.27 forwarded by the secretary to the program participant's address is returned as nondeliverable.

192.28 (d) The secretary of state may cancel a program participant's certification if the program  
192.29 participant is no longer an eligible person.

192.30 (e) The secretary of state shall cancel certification of a program participant who applies  
192.31 using false information.

193.1 (f) The secretary of state shall cancel certification of a program participant who does  
193.2 not reside in Minnesota within 60 days of Safe at Home certification.

193.3 Sec. 4. Minnesota Statutes 2022, section 5B.05, is amended to read:

193.4 **5B.05 USE OF DESIGNATED ADDRESS.**

193.5 (a) When a program participant presents the address designated by the secretary of state  
193.6 to any person or entity, that address must be accepted as the address of the program  
193.7 participant. The person ~~may~~ or entity must not require the program participant to submit  
193.8 any address that could be used to physically locate the participant either as a substitute or  
193.9 in addition to the designated address, or as a condition of receiving a service or benefit,  
193.10 unless the service or benefit would be impossible to provide without knowledge of the  
193.11 program participant's physical location. Notwithstanding a person's or entity's knowledge  
193.12 of a program participant's physical location, the person or entity must use the program  
193.13 participant's designated address for all mail correspondence with the program participant,  
193.14 unless the participant owns real property through a limited liability company or trust. A  
193.15 person or entity may only mail to an alternative address if the participant owns real property  
193.16 through a trust or a limited liability company and the participant has requested that the  
193.17 person or entity mail correspondence regarding that ownership to an alternate address.

193.18 (b) A program participant may use the address designated by the secretary of state as  
193.19 the program participant's work address.

193.20 (c) The Office of the Secretary of State shall forward all mail sent to the designated  
193.21 address to the proper program participants.

193.22 (d) If a program participant has notified a person or entity in writing, on a form prescribed  
193.23 by the program, that the individual is a program participant and of the requirements of this  
193.24 section, the person or entity must not knowingly disclose the participant's name or address  
193.25 identified by the participant on the notice. If identified on the notice, the ~~individual~~ person  
193.26 or entity receiving the notice must not knowingly disclose the program participant's name,  
193.27 home address, work address, or school address, unless the person to whom the address is  
193.28 disclosed also lives, works, or goes to school at the address disclosed, or the participant has  
193.29 provided written consent to disclosure of the participant's name, home address, work address,  
193.30 or school address for the purpose for which the disclosure will be made. This paragraph  
193.31 applies to the actions and reports of guardians ad litem, except that guardians ad litem may  
193.32 disclose the program participant's name. This paragraph does not apply to records of the  
193.33 judicial branch governed by rules adopted by the supreme court or government entities  
193.34 governed by section 13.045.

194.1 Sec. 5. Minnesota Statutes 2022, section 13.045, subdivision 3, is amended to read:

194.2 Subd. 3. **Classification of identity and location data; amendment of records; sharing**  
194.3 **and dissemination.** (a) Identity and location data for which a program participant seeks  
194.4 protection under subdivision 2, paragraph (a), that are not otherwise classified by law as  
194.5 not public are private data on individuals.

194.6 (b) Notwithstanding any provision of law to the contrary, private or confidential location  
194.7 data on a program participant who submits a notice under subdivision 3, paragraph (a), may  
194.8 not be shared with any other government entity or nongovernmental entity unless:

194.9 (1) the program participant has expressly consented in writing to sharing or dissemination  
194.10 of the data for the purpose for which the sharing or dissemination will occur;

194.11 (2) the data are subject to sharing or dissemination pursuant to court order under section  
194.12 13.03, subdivision 6;

194.13 (3) the data are subject to sharing pursuant to section 5B.07, subdivision 2;

194.14 (4) the location data related to county of residence are needed to provide public assistance  
194.15 or other government services, or to allocate financial responsibility for the assistance or  
194.16 services;

194.17 (5) the data are necessary to perform a government entity's health, safety, or welfare  
194.18 functions, including the provision of emergency 911 services, the assessment and  
194.19 investigation of child or vulnerable adult abuse or neglect, or the assessment or inspection  
194.20 of services or locations for compliance with health, safety, or professional standards; or

194.21 (6) the data are necessary to aid an active law enforcement investigation of the program  
194.22 participant.

194.23 (c) Data disclosed under paragraph (b), clauses (4) to (6), may be used only for the  
194.24 purposes authorized in this subdivision and may not be further disclosed to any other person  
194.25 or government entity. Government entities receiving or sharing private or confidential data  
194.26 under this subdivision shall establish procedures to protect the data from further disclosure.

194.27 (d) Real property record data are governed by subdivision 4a.

194.28 (e) Notwithstanding sections 15.17 and 138.17, a government entity may amend records  
194.29 to replace a participant's location data with the participant's designated address.

195.1 Sec. 6. Minnesota Statutes 2022, section 491A.01, subdivision 3a, is amended to read:

195.2 Subd. 3a. **Jurisdiction; general.** (a) Except as provided in subdivisions 4 and 5, the  
195.3 conciliation court has jurisdiction to hear, conciliate, try, and determine civil claims if the  
195.4 amount of money or property that is the subject matter of the claim does not exceed: (1)  
195.5 ~~\$15,000~~ \$20,000; or (2) \$4,000, if the claim involves a consumer credit transaction.

195.6 (b) "Consumer credit transaction" means a sale of personal property, or a loan arranged  
195.7 to facilitate the purchase of personal property, in which:

195.8 (1) credit is granted by a seller or a lender who regularly engages as a seller or lender  
195.9 in credit transactions of the same kind;

195.10 (2) the buyer is a natural person;

195.11 (3) the claimant is the seller or lender in the transaction; and

195.12 (4) the personal property is purchased primarily for a personal, family, or household  
195.13 purpose and not for a commercial, agricultural, or business purpose.

195.14 (c) Except as otherwise provided in this subdivision and subdivisions 5 to 11, the  
195.15 territorial jurisdiction of conciliation court is coextensive with the county in which the court  
195.16 is established. The summons in a conciliation court action under subdivisions 6 to 10 may  
195.17 be served anywhere in the state, and the summons in a conciliation court action under  
195.18 subdivision 7, paragraph (b), may be served outside the state in the manner provided by  
195.19 law. The court administrator shall serve the summons in a conciliation court action by first  
195.20 class mail, except that if the amount of money or property that is the subject of the claim  
195.21 exceeds \$2,500, the summons must be served by the plaintiff by certified mail, and service  
195.22 on nonresident defendants must be made in accordance with applicable law or rule.

195.23 Subpoenas to secure the attendance of nonparty witnesses and the production of documents  
195.24 at trial may be served anywhere within the state in the manner provided by law.

195.25 When a court administrator is required to summon the defendant by certified mail under  
195.26 this paragraph, the summons may be made by personal service in the manner provided in  
195.27 the Rules of Civil Procedure for personal service of a summons of the district court as an  
195.28 alternative to service by certified mail.

195.29 Sec. 7. [500.217] RESTRICTIONS ON CHILD CARE PROHIBITIONS.

195.30 (a) Except as otherwise provided in this section and notwithstanding any covenant,  
195.31 restriction, or condition contained in a deed, security instrument, homeowners association  
195.32 document, or any other instrument affecting the transfer, sale of, or an interest in real

196.1 property, a private entity must not prohibit, unreasonably restrict, or refuse to permit the  
196.2 owner of a dwelling from providing child care under a family and group family child care  
196.3 provider license under chapter 245A, and Minnesota Rules, chapter 9502. A private entity  
196.4 must not impose a fee, assessment, or other cost upon the owner of a dwelling in connection  
196.5 with providing child care.

196.6 (b) A private entity may require an owner or occupant who is seeking licensure or who  
196.7 is a license holder to indemnify, hold harmless, or defend the private entity against all claims,  
196.8 including costs and attorney fees, related to the operation of a family or group family child  
196.9 care program. The private entity may require each parent, guardian, or caretaker of the child  
196.10 being cared for in the program to sign a waiver of claims for liability, provided that the  
196.11 waiver is reasonable, consistent with industry standards, and does not require notarization.

196.12 (c) The homeowners association is not required to amend the homeowners association  
196.13 documents to meet a licensing requirement, except when the homeowners association  
196.14 documents are inconsistent with the requirements of this section. Nothing in this section  
196.15 prevents an owner or occupant from using provided or legal remedies to amend the  
196.16 homeowners association documents or from requesting a variance from those requirements.

196.17 (d) A license holder who is an owner occupant and all invitees are subject to the rules  
196.18 and regulations contained in the homeowners association documents of the private entity  
196.19 except where those rules and regulations conflict with this section.

196.20 (e) For the purposes of this section, the following terms have the meanings given:

196.21 (1) "private entity" means a homeowners association, community association, or other  
196.22 association that is subject to a homeowners association document; and

196.23 (2) "homeowners association document" means a document containing the declaration,  
196.24 articles of incorporation, bylaws, or rules and regulations of a common interest community,  
196.25 as defined in section 515B.1-103, regardless of whether the common interest community  
196.26 is subject to chapter 515B, or a residential community that is not a common interest  
196.27 community.

196.28 (f) This section only applies to:

196.29 (1) a single-family detached dwelling whose owner is the sole owner of the entire building  
196.30 in which the dwelling is located and who is solely responsible for the maintenance, repair,  
196.31 replacement, and insurance of the entire building; or

197.1 (2) a multifamily attached dwelling whose owner is the sole owner of the entire building  
197.2 in which the dwelling is located and who is solely responsible for the maintenance, repair,  
197.3 replacement, and insurance of the entire building.

197.4 Sec. 8. Minnesota Statutes 2023 Supplement, section 515B.2-103, is amended to read:

197.5 **515B.2-103 CONSTRUCTION AND VALIDITY OF DECLARATION AND**  
197.6 **BYLAWS.**

197.7 (a) All provisions of the declaration and bylaws are severable.

197.8 (b) The rule against perpetuities may not be applied to defeat any provision of the  
197.9 declaration or this chapter, or any instrument executed pursuant to the declaration or this  
197.10 chapter.

197.11 (c) In the event of a conflict between the provisions of the declaration and the bylaws,  
197.12 the declaration prevails except to the extent that the declaration is inconsistent with this  
197.13 chapter.

197.14 (d) The declaration and bylaws must comply with sections 500.215 ~~and~~, 500.216, and  
197.15 500.217.

197.16 Sec. 9. Minnesota Statutes 2023 Supplement, section 515B.3-102, is amended to read:

197.17 **515B.3-102 POWERS OF UNIT OWNERS' ASSOCIATION.**

197.18 (a) Except as provided in subsections (b), (c), (d), (e), and (f) and subject to the provisions  
197.19 of the declaration or bylaws, the association shall have the power to:

197.20 (1) adopt, amend and revoke rules and regulations not inconsistent with the articles of  
197.21 incorporation, bylaws and declaration, as follows: (i) regulating the use of the common  
197.22 elements; (ii) regulating the use of the units, and conduct of unit occupants, which may  
197.23 jeopardize the health, safety or welfare of other occupants, which involves noise or other  
197.24 disturbing activity, or which may damage the common elements or other units; (iii) regulating  
197.25 or prohibiting animals; (iv) regulating changes in the appearance of the common elements  
197.26 and conduct which may damage the common interest community; (v) regulating the exterior  
197.27 appearance of the common interest community, including, for example, balconies and patios,  
197.28 window treatments, and signs and other displays, regardless of whether inside a unit; (vi)  
197.29 implementing the articles of incorporation, declaration and bylaws, and exercising the  
197.30 powers granted by this section; and (vii) otherwise facilitating the operation of the common  
197.31 interest community;

198.1 (2) adopt and amend budgets for revenues, expenditures and reserves, and levy and  
198.2 collect assessments for common expenses from unit owners;

198.3 (3) hire and discharge managing agents and other employees, agents, and independent  
198.4 contractors;

198.5 (4) institute, defend, or intervene in litigation or administrative proceedings (i) in its  
198.6 own name on behalf of itself or two or more unit owners on matters affecting the common  
198.7 elements or other matters affecting the common interest community or, (ii) with the consent  
198.8 of the owners of the affected units on matters affecting only those units;

198.9 (5) make contracts and incur liabilities;

198.10 (6) regulate the use, maintenance, repair, replacement, and modification of the common  
198.11 elements and the units;

198.12 (7) cause improvements to be made as a part of the common elements, and, in the case  
198.13 of a cooperative, the units;

198.14 (8) acquire, hold, encumber, and convey in its own name any right, title, or interest to  
198.15 real estate or personal property, but (i) common elements in a condominium or planned  
198.16 community may be conveyed or subjected to a security interest only pursuant to section  
198.17 515B.3-112, or (ii) part of a cooperative may be conveyed, or all or part of a cooperative  
198.18 may be subjected to a security interest, only pursuant to section 515B.3-112;

198.19 (9) grant or amend easements for public utilities, public rights-of-way or other public  
198.20 purposes, and cable television or other communications, through, over or under the common  
198.21 elements; grant or amend easements, leases, or licenses to unit owners for purposes authorized  
198.22 by the declaration; and, subject to approval by a vote of unit owners other than declarant  
198.23 or its affiliates, grant or amend other easements, leases, and licenses through, over or under  
198.24 the common elements;

198.25 (10) impose and receive any payments, fees, or charges for the use, rental, or operation  
198.26 of the common elements, other than limited common elements, and for services provided  
198.27 to unit owners;

198.28 (11) impose interest and late charges for late payment of assessments and, after notice  
198.29 and an opportunity to be heard before the board or a committee appointed by it, levy  
198.30 reasonable fines for violations of the declaration, bylaws, and rules and regulations of the  
198.31 association, provided that attorney fees and costs must not be charged or collected from a  
198.32 unit owner who disputes a fine or assessment and, if after the homeowner requests a hearing  
198.33 and a hearing is held by the board or a committee of the board, the board does not adopt a

199.1 resolution levying the fine or upholding the assessment against the unit owner or owner's  
199.2 unit;

199.3 (12) impose reasonable charges for the review, preparation and recordation of  
199.4 amendments to the declaration, resale certificates required by section 515B.4-107, statements  
199.5 of unpaid assessments, or furnishing copies of association records;

199.6 (13) provide for the indemnification of its officers and directors, and maintain directors'  
199.7 and officers' liability insurance;

199.8 (14) provide for reasonable procedures governing the conduct of meetings and election  
199.9 of directors;

199.10 (15) exercise any other powers conferred by law, or by the declaration, articles of  
199.11 incorporation or bylaws; and

199.12 (16) exercise any other powers necessary and proper for the governance and operation  
199.13 of the association.

199.14 (b) Notwithstanding subsection (a) the declaration or bylaws may not impose limitations  
199.15 on the power of the association to deal with the declarant which are more restrictive than  
199.16 the limitations imposed on the power of the association to deal with other persons.

199.17 (c) An association that levies a fine pursuant to subsection (a)(11), or an assessment  
199.18 pursuant to section 515B.3-115(g), or 515B.3-1151(g), must provide a dated, written notice  
199.19 to a unit owner that:

199.20 (1) states the amount and reason for the fine or assessment;

199.21 (2) for fines levied under section 515B.3-102(a)(11), specifies: (i) the violation for which  
199.22 a fine is being levied and the date of the levy; and (ii) the specific section of the declaration,  
199.23 bylaws, rules, or regulations allegedly violated;

199.24 (3) for assessments levied under section 515B.3-115(g) or 515B.3-1151(g), identifies:  
199.25 (i) the damage caused; and (ii) the act or omission alleged to have caused the damage;

199.26 (4) states that all unpaid fines and assessments are liens which, if not satisfied, could  
199.27 lead to foreclosure of the lien against the owner's unit;

199.28 (5) describes the unit owner's right to be heard by the board or a committee appointed  
199.29 by the board;

199.30 (6) states that if the assessment, fine, late fees, and other allowable charges are not paid,  
199.31 the amount may increase as a result of the imposition of attorney fees and other collection  
199.32 costs; and

200.1 (7) informs the unit owner that homeownership assistance is available from the Minnesota  
200.2 Homeownership Center.

200.3 (d) Notwithstanding subsection (a), powers exercised under this section must comply  
200.4 with sections 500.215 ~~and~~, 500.216, and 500.217.

200.5 (e) Notwithstanding subsection (a)(4) or any other provision of this chapter, the  
200.6 association, before instituting litigation or arbitration involving construction defect claims  
200.7 against a development party, shall:

200.8 (1) mail or deliver written notice of the anticipated commencement of the action to each  
200.9 unit owner at the addresses, if any, established for notices to owners in the declaration and,  
200.10 if the declaration does not state how notices are to be given to owners, to the owner's last  
200.11 known address. The notice shall specify the nature of the construction defect claims to be  
200.12 alleged, the relief sought, and the manner in which the association proposes to fund the cost  
200.13 of pursuing the construction defect claims; and

200.14 (2) obtain the approval of owners of units to which a majority of the total votes in the  
200.15 association are allocated. Votes allocated to units owned by the declarant, an affiliate of the  
200.16 declarant, or a mortgagee who obtained ownership of the unit through a foreclosure sale  
200.17 are excluded. The association may obtain the required approval by a vote at an annual or  
200.18 special meeting of the members or, if authorized by the statute under which the association  
200.19 is created and taken in compliance with that statute, by a vote of the members taken by  
200.20 electronic means or mailed ballots. If the association holds a meeting and voting by electronic  
200.21 means or mailed ballots is authorized by that statute, the association shall also provide for  
200.22 voting by those methods. Section 515B.3-110(c) applies to votes taken by electronic means  
200.23 or mailed ballots, except that the votes must be used in combination with the vote taken at  
200.24 a meeting and are not in lieu of holding a meeting, if a meeting is held, and are considered  
200.25 for purposes of determining whether a quorum was present. Proxies may not be used for a  
200.26 vote taken under this paragraph unless the unit owner executes the proxy after receipt of  
200.27 the notice required under subsection (e)(1) and the proxy expressly references this notice.

200.28 (f) The association may intervene in a litigation or arbitration involving a construction  
200.29 defect claim or assert a construction defect claim as a counterclaim, crossclaim, or third-party  
200.30 claim before complying with subsections (e)(1) and (e)(2) but the association's complaint  
200.31 in an intervention, counterclaim, crossclaim, or third-party claim shall be dismissed without  
200.32 prejudice unless the association has complied with the requirements of subsection (e) within  
200.33 90 days of the association's commencement of the complaint in an intervention or the  
200.34 assertion of the counterclaim, crossclaim, or third-party claim.

201.1 Sec. 10. Minnesota Statutes 2023 Supplement, section 524.5-313, is amended to read:

201.2 **524.5-313 POWERS AND DUTIES OF GUARDIAN.**

201.3 (a) A guardian shall be subject to the control and direction of the court at all times and  
201.4 in all things.

201.5 (b) The court shall grant to a guardian only those powers necessary to provide for the  
201.6 demonstrated needs of the person subject to guardianship.

201.7 (c) The court may appoint a guardian if it determines that all the powers and duties listed  
201.8 in this section are needed to provide for the needs of the incapacitated person. The court  
201.9 may also appoint a guardian if it determines that a guardian is needed to provide for the  
201.10 needs of the incapacitated person through the exercise of some, but not all, of the powers  
201.11 and duties listed in this section. The duties and powers of a guardian or those which the  
201.12 court may grant to a guardian include, but are not limited to:

201.13 (1) the power to have custody of the person subject to guardianship and the power to  
201.14 establish a place of abode within or outside the state, except as otherwise provided in this  
201.15 clause. The person subject to guardianship or any interested person may petition the court  
201.16 to prevent or to initiate a change in abode. A person subject to guardianship may not be  
201.17 admitted to a regional treatment center by the guardian except:

201.18 (i) after a hearing under chapter 253B;

201.19 (ii) for outpatient services; or

201.20 (iii) for the purpose of receiving temporary care for a specific period of time not to  
201.21 exceed 90 days in any calendar year;

201.22 (2) the duty to provide for the care, comfort, and maintenance needs of the person subject  
201.23 to guardianship, including food, clothing, shelter, health care, social and recreational  
201.24 requirements, and, whenever appropriate, training, education, and habilitation or  
201.25 rehabilitation. The guardian has no duty to pay for these requirements out of personal funds.  
201.26 Whenever possible and appropriate, the guardian should meet these requirements through  
201.27 governmental benefits or services to which the person subject to guardianship is entitled,  
201.28 rather than from the estate of the person subject to guardianship. ~~Failure to satisfy the needs  
201.29 and requirements of this clause shall be grounds for removal of a private guardian, but the  
201.30 guardian shall have no personal or monetary liability;~~

201.31 (3) the duty to take reasonable care of the clothing, furniture, vehicles, and other personal  
201.32 effects of the person subject to guardianship, and, if other property requires protection, the  
201.33 power to seek appointment of a conservator of the estate. The guardian must give notice by

202.1 mail to interested persons prior to the disposition of the clothing, furniture, vehicles, or  
202.2 other personal effects of the person subject to guardianship. The notice must inform the  
202.3 person of the right to object to the disposition of the property within ten days of the date of  
202.4 mailing and to petition the court for a review of the guardian's proposed actions. Notice of  
202.5 the objection must be served by mail or personal service on the guardian and the person  
202.6 subject to guardianship unless the person subject to guardianship is the objector. The guardian  
202.7 served with notice of an objection to the disposition of the property may not dispose of the  
202.8 property unless the court approves the disposition after a hearing;

202.9 (4)(i) the power to give any necessary consent to enable the person subject to guardianship  
202.10 to receive necessary medical or other professional care, counsel, treatment, or service, except  
202.11 that no guardian may give consent for psychosurgery, electroshock, sterilization, or  
202.12 experimental treatment of any kind unless the procedure is first approved by order of the  
202.13 court as provided in this clause. The guardian shall not consent to any medical care for the  
202.14 person subject to guardianship which violates the known conscientious, religious, or moral  
202.15 belief of the person subject to guardianship;

202.16 (ii) a guardian who believes a procedure described in item (i) requiring prior court  
202.17 approval to be necessary for the proper care of the person subject to guardianship, shall  
202.18 petition the court for an order and, in the case of a public guardianship under chapter 252A,  
202.19 obtain the written recommendation of the commissioner of human services. The court shall  
202.20 fix the time and place for the hearing and shall give notice to the person subject to  
202.21 guardianship in such manner as specified in section 524.5-308 and to interested persons.  
202.22 The court shall appoint an attorney to represent the person subject to guardianship who is  
202.23 not represented by counsel, provided that such appointment shall expire upon the expiration  
202.24 of the appeal time for the order issued by the court under this section or the order dismissing  
202.25 a petition, or upon such other time or event as the court may direct. In every case the court  
202.26 shall determine if the procedure is in the best interest of the person subject to guardianship.  
202.27 In making its determination, the court shall consider a written medical report which  
202.28 specifically considers the medical risks of the procedure, whether alternative, less restrictive  
202.29 methods of treatment could be used to protect the best interest of the person subject to  
202.30 guardianship, and any recommendation of the commissioner of human services for a public  
202.31 person subject to guardianship. The standard of proof is that of clear and convincing evidence;

202.32 (iii) in the case of a petition for sterilization of a person with developmental disabilities  
202.33 subject to guardianship, the court shall appoint a licensed physician, a psychologist who is  
202.34 qualified in the diagnosis and treatment of developmental disability, and a social worker  
202.35 who is familiar with the social history and adjustment of the person subject to guardianship

203.1 or the case manager for the person subject to guardianship to examine or evaluate the person  
203.2 subject to guardianship and to provide written reports to the court. The reports shall indicate  
203.3 why sterilization is being proposed, whether sterilization is necessary and is the least intrusive  
203.4 method for alleviating the problem presented, and whether it is in the best interest of the  
203.5 person subject to guardianship. The medical report shall specifically consider the medical  
203.6 risks of sterilization, the consequences of not performing the sterilization, and whether  
203.7 alternative methods of contraception could be used to protect the best interest of the person  
203.8 subject to guardianship;

203.9 (iv) any person subject to guardianship whose right to consent to a sterilization has not  
203.10 been restricted under this section or section 252A.101 may be sterilized only if the person  
203.11 subject to guardianship consents in writing or there is a sworn acknowledgment by an  
203.12 interested person of a nonwritten consent by the person subject to guardianship. The consent  
203.13 must certify that the person subject to guardianship has received a full explanation from a  
203.14 physician or registered nurse of the nature and irreversible consequences of the sterilization;

203.15 (v) a guardian or the public guardian's designee who acts within the scope of authority  
203.16 conferred by letters of guardianship under section 252A.101, subdivision 7, and according  
203.17 to the standards established in this chapter or in chapter 252A shall not be civilly or criminally  
203.18 liable for the provision of any necessary medical care, including, but not limited to, the  
203.19 administration of psychotropic medication or the implementation of aversive and deprivation  
203.20 procedures to which the guardian or the public guardian's designee has consented;

203.21 (5) in the event there is no duly appointed conservator of the estate of the person subject  
203.22 to guardianship, the guardian shall have the power to approve or withhold approval of any  
203.23 contract, except for necessities, which the person subject to guardianship may make or wish  
203.24 to make;

203.25 (6) the duty and power to exercise supervisory authority over the person subject to  
203.26 guardianship in a manner which limits civil rights and restricts personal freedom only to  
203.27 the extent necessary to provide needed care and services. A guardian may not restrict the  
203.28 ability of the person subject to guardianship to communicate, visit, or interact with others,  
203.29 including receiving visitors or making or receiving telephone calls, personal mail, or  
203.30 electronic communications including through social media, or participating in social activities,  
203.31 unless the guardian has good cause to believe restriction is necessary because interaction  
203.32 with the person poses a risk of significant physical, psychological, or financial harm to the  
203.33 person subject to guardianship, and there is no other means to avoid such significant harm.  
203.34 In all cases, the guardian shall provide written notice of the restrictions imposed to the court,  
203.35 to the person subject to guardianship, and to the person subject to restrictions. The person

204.1 subject to guardianship or the person subject to restrictions may petition the court to remove  
204.2 or modify the restrictions;

204.3 (7) if there is no acting conservator of the estate for the person subject to guardianship,  
204.4 the guardian has the power to apply on behalf of the person subject to guardianship for any  
204.5 assistance, services, or benefits available to the person subject to guardianship through any  
204.6 unit of government;

204.7 (8) unless otherwise ordered by the court, the person subject to guardianship retains the  
204.8 right to vote;

204.9 (9) the power to establish an ABLE account for a person subject to guardianship or  
204.10 conservatorship. By this provision a guardian only has the authority to establish an ABLE  
204.11 account, but may not administer the ABLE account in the guardian's capacity as guardian.  
204.12 The guardian may appoint or name a person to exercise signature authority over an ABLE  
204.13 account, including the individual selected by the eligible individual or the eligible individual's  
204.14 agent under a power of attorney; conservator; spouse; parent; sibling; grandparent; or  
204.15 representative payee, whether an individual or organization, appointed by the SSA, in that  
204.16 order; and

204.17 (10) if there is no conservator appointed for the person subject to guardianship, the  
204.18 guardian has the duty and power to institute suit on behalf of the person subject to  
204.19 guardianship and represent the person subject to guardianship in expungement proceedings,  
204.20 harassment proceedings, and all civil court proceedings, including but not limited to  
204.21 restraining orders, orders for protection, name changes, conciliation court, housing court,  
204.22 family court, probate court, and juvenile court, provided that a guardian may not settle or  
204.23 compromise any claim or debt owed to the estate without court approval.

204.24 Sec. 11. Minnesota Statutes 2022, section 524.5-315, is amended to read:

204.25 **524.5-315 RIGHTS AND IMMUNITIES OF GUARDIAN; LIMITATIONS.**

204.26 (a) A guardian is entitled to reasonable compensation for services as guardian and to  
204.27 reimbursement for expenditures made on behalf of the person subject to guardianship, in a  
204.28 manner consistent with section 524.5-502.

204.29 (b) a guardian is not liable to a third person for acts of the person subject to guardianship  
204.30 solely by reason of the relationship. A guardian who exercises reasonable care in choosing  
204.31 a third person providing medical or other care, treatment, or service for the person subject  
204.32 to guardianship is not liable for injury to the person subject to guardianship resulting from  
204.33 the wrongful conduct of the third person.

205.1 (c) A guardian may not revoke the health care directive of a person subject to guardianship  
205.2 or conservatorship absent a court order.

205.3 (d) A guardian may not initiate the commitment of a person subject to guardianship to  
205.4 an institution except in accordance with section 524.5-313.

205.5 (e) Failure to satisfy the duties of a guardian under section 524.5-313, paragraph (c),  
205.6 shall be grounds for removal of a private guardian, but the guardian shall not be held liable  
205.7 for acts or omissions made in the discharge of the guardian's duties except for acts or  
205.8 omissions that result in harm to the person subject to guardianship and that constitute reckless  
205.9 or willful misconduct, or gross negligence.

205.10 **EFFECTIVE DATE.** This section is effective August 1, 2024, and applies to causes  
205.11 of action accruing on or after that date.

205.12 Sec. 12. Minnesota Statutes 2022, section 524.5-317, is amended to read:

205.13 **524.5-317 TERMINATION OR MODIFICATION OF GUARDIANSHIP; COURT**  
205.14 **ORDERS.**

205.15 (a) A guardianship terminates upon the death of the person subject to guardianship, upon  
205.16 the expiration of the duration of guardianship established in the order appointing the guardian,  
205.17 or upon order of the court.

205.18 (b) On petition of any person interested in the welfare of the person subject to  
205.19 guardianship the court may terminate a guardianship if the person subject to guardianship  
205.20 no longer needs the assistance or protection of a guardian. The court may modify the type  
205.21 of appointment or powers granted to the guardian if the extent of protection or assistance  
205.22 previously granted is currently excessive or insufficient or the capacity of the person subject  
205.23 to guardianship to provide for support, care, education, health, and welfare has so changed  
205.24 as to warrant that action. The court may make any other order that is in the best interests of  
205.25 the person subject to guardianship or may grant other appropriate relief.

205.26 (c) Except as otherwise ordered by the court for good cause, the court, before terminating  
205.27 a guardianship, shall follow the same procedures to safeguard the rights of the person subject  
205.28 to guardianship as apply to a petition for guardianship. Upon presentation by the petitioner  
205.29 of evidence establishing a prima facie case for termination, the court shall order the  
205.30 termination and discharge the guardian unless it is proven that continuation of the  
205.31 guardianship is in the best interest of the person subject to guardianship.

206.1 (d) Any documents or information disclosing or pertaining to health or financial  
206.2 information shall be filed as confidential documents, consistent with the bill of particulars  
206.3 under section 524.5-121.

206.4 (e) A guardian has the right to petition the court for discharge from the guardianship.

206.5 (f) If, after a good faith effort, the guardian is unable to find a successor guardian, the  
206.6 guardian may petition the court for resignation. The court may allow the guardian to resign  
206.7 if the resignation would not result in imminent substantial harm to the person subject to  
206.8 guardianship based on clear and convincing evidence.

206.9 Sec. 13. Minnesota Statutes 2022, section 548.251, subdivision 2, is amended to read:

206.10 Subd. 2. **Motion.** In a civil action, whether based on contract or tort, when liability is  
206.11 admitted or is determined by the trier of fact, and when damages include an award to  
206.12 compensate the plaintiff for losses available to the date of the verdict by collateral sources,  
206.13 a party may file a motion within ten days of the date of entry of the verdict requesting  
206.14 determination of collateral sources. If the motion is filed, the parties shall submit written  
206.15 evidence of, and the court shall determine:

206.16 (1) amounts of collateral sources that have been paid for the benefit of the plaintiff or  
206.17 are otherwise available to the plaintiff as a result of losses except those for which a  
206.18 subrogation right has been asserted; and

206.19 (2) amounts that have been paid, contributed, or forfeited by, or on behalf of, the plaintiff  
206.20 or members of the plaintiff's immediate family for the two-year period immediately before  
206.21 the accrual of the action and until judgment is entered to secure the right to a collateral  
206.22 source benefit that the plaintiff is receiving as a result of losses.

206.23 **EFFECTIVE DATE.** This section is effective August 1, 2024, and applies to causes  
206.24 of action commenced on or after that date.

206.25 Sec. 14. Minnesota Statutes 2022, section 563.01, is amended to read:

206.26 **563.01 ~~IN FORMA PAUPERIS PROCEEDINGS~~ COURT FEE WAIVER;**  
206.27 **AUTHORIZATION.**

206.28 Subd. 2. **Expenses.** Whenever pursuant to this section the court directs expenses to be  
206.29 paid, the expenses shall be paid by the state.

206.30 Subd. 3. **Court fee waiver; authorization of in forma pauperis.** (a) Any court of the  
206.31 state of Minnesota or any political subdivision thereof may authorize the commencement

207.1 or defense of any civil action, or appeal therein, without ~~prepayment~~ payment of fees, costs,  
 207.2 and security for costs by a natural person who makes affidavit stating ~~(a)~~ (1) the nature of  
 207.3 the action, defense or appeal, ~~(b)~~ (2) a belief that affiant is entitled to redress, and ~~(c)~~ (3)  
 207.4 that affiant is financially unable to pay the fees, costs and security for costs.

207.5 (b) Upon a finding by the court that the action, defense, or appeal is not of a frivolous  
 207.6 nature, the court shall allow the person to proceed ~~in forma pauperis~~ without payment of  
 207.7 fees, costs, and security for costs if the affidavit is substantially in the language required by  
 207.8 this subdivision and is not found by the court to be untrue. Persons ~~meeting~~ presumed to  
 207.9 meet the requirements of this subdivision include, but are not limited to, a person who is  
 207.10 receiving public assistance described in section 550.37, subdivision 14, who is represented  
 207.11 by an attorney on behalf of a civil legal services program or a volunteer attorney program  
 207.12 based on indigency, or who has an annual income not greater than 125 percent of the poverty  
 207.13 line established under United States Code, title 42, section 9902(2), except as otherwise  
 207.14 provided by section 563.02.

207.15 (c) If, at commencement of the action, the court finds that a party does not meet the  
 207.16 eligibility criteria under paragraph (b), but the court also finds that the party is not able to  
 207.17 pay all of the fees, costs, and security for costs, the court may order payment of a fee of \$75  
 207.18 or partial payment of the fees, costs, and security for costs, to be paid as directed by the  
 207.19 court.

207.20 The court administrator shall transmit any fees or payments to the commissioner of  
 207.21 management and budget for deposit in the state treasury and credit to the general fund.

207.22 (d) Notwithstanding paragraph (a), a person who is represented by a civil legal services  
 207.23 program or a volunteer attorney program based on indigency may be allowed to proceed  
 207.24 without payment of fees, costs, and security for costs without additional findings if the  
 207.25 attorney representing the person submits an affidavit or makes an oral attestation during a  
 207.26 court proceeding stating that civil legal services or a volunteer attorney program services  
 207.27 are being provided to the client.

207.28 Subd. 4. **Payment of expenses.** Upon order of the court, the court administrator and the  
 207.29 sheriff of any Minnesota county shall perform their duties without charge to the person  
 207.30 proceeding ~~in forma pauperis~~ with a court fee waiver. The court shall direct payment of the  
 207.31 reasonable expense of service of process pursuant to subdivision 2 if served by a private  
 207.32 process server, if the sheriff is unavailable, or by publication.

207.33 Subd. 5. **Witness fees.** If the court finds that a witness, including an expert witness, has  
 207.34 evidence material and necessary to the case and is within the state of Minnesota, the court

208.1 shall direct payment of the reasonable expenses incurred in subpoenaing the witness, if  
208.2 necessary, and in paying the fees and costs of the witness.

208.3 Subd. 6. **Deposition expenses.** If the court finds that a deposition and transcript thereof  
208.4 are necessary to adequately prepare, present or decide an issue presented by the action, the  
208.5 court shall direct payment of the reasonable expenses incurred in taking the deposition and  
208.6 in obtaining the transcript thereof.

208.7 Subd. 7. **Transcript expenses.** If the court finds that a transcript of any part or all of  
208.8 the action is necessary to adequately prepare, present or decide an issue presented by the  
208.9 action, the court shall direct the payment of the reasonable expenses incurred in obtaining  
208.10 the transcript.

208.11 Subd. 7a. **Copy costs.** The court administrator shall provide a person who is proceeding  
208.12 ~~in forma pauperis~~ with a court fee waiver under subdivision 3 with a copy of the person's  
208.13 court file without charge.

208.14 Subd. 8. **Appellate briefs.** In any case on appeal the appellate court shall, upon granting  
208.15 permission to proceed ~~in forma pauperis following application in the manner~~ with a court  
208.16 fee waiver as provided in subdivision 3, direct payment of the reasonable expenses incurred  
208.17 in obtaining the record and reproducing the appellate briefs.

208.18 Subd. 8a. **Reimbursement.** Following commencement of the action, the court may order  
208.19 reimbursement of all or a portion of any fees, costs, and security for costs if the party either  
208.20 (1) no longer meets the eligibility criteria under subdivision 3, paragraph (b); or (2) the  
208.21 amount ordered under subdivision 3, paragraph (c), is no longer appropriate because the  
208.22 party is able to pay a higher amount. The reimbursement must be paid as directed by the  
208.23 court.

208.24 Subd. 9. **Rescinding ~~in forma pauperis status~~ court fee waiver authorization.** Upon  
208.25 motion, the court may rescind its permission to proceed ~~in forma pauperis~~ with a court fee  
208.26 waiver under subdivision 3 if it finds the allegations of poverty contained in the affidavit  
208.27 are untrue, or if, following commencement of the action, the party becomes able to pay the  
208.28 fees, costs and security for the costs. In such cases, the court may direct the party to pay to  
208.29 the court administrator any costs allowing the action to proceed. The court administrator  
208.30 shall transmit the costs to the commissioner of management and budget for deposit in the  
208.31 state treasury and credit them to the general fund.

208.32 Subd. 10. **Judgment.** Judgment may be rendered for costs at the conclusion of the action  
208.33 as in other cases. In the event any person recovers moneys by either settlement or judgment  
208.34 as a result of commencing or defending an action ~~in forma pauperis~~ with a court fee waiver

209.1 under subdivision 3, the costs deferred and the expenses directed by the court to be paid  
209.2 under this section shall be included in such moneys and shall be paid directly to the court  
209.3 administrator by the opposing party. The court administrator shall transmit the costs to the  
209.4 commissioner of management and budget for deposit in the state treasury and credit them  
209.5 to the general fund.

209.6 Subd. 11. **Fraud; perjury.** A person who fraudulently invokes the privilege of this  
209.7 section shall be guilty of perjury and shall, upon conviction thereof, be punished as provided  
209.8 in section 609.48.

209.9 Subd. 12. **Not supersede other remedies.** The provisions of this section do not replace  
209.10 or supersede remedies otherwise provided by law.

## 209.11 ARTICLE 16

### 209.12 CONTRACTS FOR DEED

209.13 Section 1. Minnesota Statutes 2022, section 272.12, is amended to read:

209.14 **272.12 CONVEYANCES, TAXES PAID BEFORE RECORDING.**

209.15 When:

209.16 (a) a deed or other instrument conveying land,

209.17 (b) a plat of any townsite or addition thereto,

209.18 (c) a survey required pursuant to section 508.47,

209.19 (d) a condominium plat subject to chapter 515 or 515A or a declaration that contains  
209.20 such a plat, or

209.21 (e) a common interest community plat subject to chapter 515B or a declaration that  
209.22 contains such a plat,

209.23 is presented to the county auditor for transfer, the auditor shall ascertain from the records  
209.24 if there be taxes delinquent upon the land described therein within four months of the  
209.25 execution of the contract for deed, or if it has been sold for taxes. An assignment of a sheriff's  
209.26 or referee's certificate of sale, when the certificate of sale describes real estate, and certificates  
209.27 of redemption from mortgage or lien foreclosure sales, when the certificate of redemption  
209.28 encompasses real estate and is issued to a junior creditor, are considered instruments  
209.29 conveying land for the purposes of this section and section 272.121. If there are taxes  
209.30 delinquent, the auditor shall certify to the same; and upon payment of such taxes, or in case  
209.31 no taxes are delinquent, shall transfer the land upon the books of the auditor's office, and  
209.32 note upon the instrument, over official signature, the words, "no delinquent taxes and transfer

210.1 entered," or, if the land described has been sold or assigned to an actual purchaser for taxes,  
 210.2 the words "paid by sale of land described within;" and, unless such statement is made upon  
 210.3 such instrument, the county recorder or the registrar of titles shall refuse to receive or record  
 210.4 the same; provided, that sheriff's or referees' certificates of sale on execution or foreclosure  
 210.5 of a lien or mortgage, certificates of redemption from mortgage or lien foreclosure sales  
 210.6 issued to the redeeming mortgagor or lienee, documents evidencing the termination of a  
 210.7 contract for deed as described in section 559.213, deeds of distribution made by a personal  
 210.8 representative in probate proceedings, transfer on death deeds under section 507.071, decrees  
 210.9 and judgments, receivers receipts, patents, and copies of town or statutory city plats, in case  
 210.10 the original plat filed in the office of the county recorder has been lost or destroyed, and  
 210.11 the instruments releasing, removing and discharging reversionary and forfeiture provisions  
 210.12 affecting title to land and instruments releasing, removing or discharging easement rights  
 210.13 in land or building or other restrictions, may be recorded without such certificate; and,  
 210.14 provided that instruments conveying land and, as appurtenant thereto an easement over  
 210.15 adjacent tract or tracts of land, may be recorded without such certificate as to the land  
 210.16 covered by such easement; and provided further, that any instrument granting an easement  
 210.17 made in favor of any public utility or pipe line for conveying gas, liquids or solids in  
 210.18 suspension, in the nature of a right-of-way over, along, across or under a tract of land may  
 210.19 be recorded without such certificate as to the land covered by such easement. Documents  
 210.20 governing homeowners associations of condominiums, townhouses, common interest  
 210.21 ownership communities, and other planned unit developments may be recorded without the  
 210.22 auditor's certificate to the extent provided in section 515B.1-116(e).

210.23 A deed of distribution made by a personal representative in a probate proceeding, a  
 210.24 decree, or a judgment that conveys land shall be presented to the county auditor, who shall  
 210.25 transfer the land upon the books of the auditor's office and note upon the instrument, over  
 210.26 official signature, the words, "transfer entered", and the instrument may then be recorded.  
 210.27 A decree or judgment that affects title to land but does not convey land may be recorded  
 210.28 without presentation to the auditor.

210.29 A violation of this section by the county recorder or the registrar of titles shall be a gross  
 210.30 misdemeanor, and, in addition to the punishment therefor, the recorder or registrar shall be  
 210.31 liable to the grantee of any instrument so recorded for the amount of any damages sustained.

210.32 When, as a condition to permitting the recording of deed or other instrument affecting  
 210.33 the title to real estate previously forfeited to the state under the provisions of sections 281.16  
 210.34 to 281.25, county officials, after such real estate has been purchased or repurchased, have  
 210.35 required the payment of taxes erroneously assumed to have accrued against such real estate

211.1 after forfeiture and before the date of purchase or repurchase, the sum required to be so paid  
211.2 shall be refunded to the persons entitled thereto out of moneys in the funds in which the  
211.3 sum so paid was placed. Delinquent taxes are those taxes deemed delinquent under section  
211.4 279.02.

211.5 **EFFECTIVE DATE.** This section is effective the day following final enactment.

211.6 Sec. 2. Minnesota Statutes 2022, section 507.235, subdivision 1a, is amended to read:

211.7 Subd. 1a. **Requirements of vendor.** (a) A vendor entering into a contract for deed  
211.8 involving residential real property must, contemporaneously with the execution of the  
211.9 contract for deed:

211.10 ~~(1)~~ deliver to the vendee a copy of the contract for deed containing original signatures  
211.11 in recordable form; ~~and.~~

211.12 ~~(2)~~ (b) Within four months of the execution of the contract for deed, the vendor must:

211.13 (1) pay, or reimburse the vendee for payment of, any delinquent taxes necessary for  
211.14 recordation of the contract for deed, unless the contract for deed provides for the vendee to  
211.15 pay the delinquent taxes; and

211.16 (2) record the contract for deed in the office of the county recorder or registrar of titles  
211.17 in the county in which the land is located.

211.18 (c) The following statement included in a contract for deed for other than residential  
211.19 real property shall constitute prima facie evidence that this subdivision does not apply: "The  
211.20 property is not residential real property."

211.21 (d) If the contract for deed is not in recordable form, within four months of the execution  
211.22 of the contract for deed, the vendor must make a good faith effort to correct the defects that  
211.23 rendered the contract unrecordable. A good faith effort includes but is not limited to  
211.24 determining the reason or reasons why the contract was not in recordable form, and revising  
211.25 and, if necessary, having all parties re-execute, the contract to render it in recordable form.  
211.26 The vendee must, in good faith, cooperate with the vendor to the extent that cooperation is  
211.27 necessary to correct the defects.

211.28 ~~(b)~~ (e) For purposes of this subdivision:

211.29 (1) "contract for deed" means an executory contract for the conveyance of residential  
211.30 real property under which the seller provides financing for the purchase of the residential  
211.31 real property and under which the purchaser does or has a right to go into possession.  
211.32 Contract for deed does not include:

- 212.1 (i) a purchase agreement;
- 212.2 (ii) an earnest money contract;
- 212.3 (iii) an exercised option or a lease, including a lease with an option to purchase; or
- 212.4 (iv) a mortgage, as defined in section 287.01; and

212.5 (2) "residential real property" means real property ~~occupied, or intended to be occupied,~~  
212.6 ~~by one to four families, if the purchaser intends to occupy the real property~~ consisting of  
212.7 one to four family dwelling units, one of which is intended to be occupied as the principal  
212.8 place of residence by:

- 212.9 (i) the purchaser;
- 212.10 (ii) if the purchaser is an entity, the natural person who is the majority or controlling  
212.11 owner of the entity; or
- 212.12 (iii) if the purchaser is a trust, the settlor of the trust.

212.13 Residential real property does not include ~~property subject to a family farm security loan~~  
212.14 ~~or~~ a transaction subject to sections 583.20 to 583.32.

212.15 (f) The performance of the obligations by the vendor required under this subdivision  
212.16 satisfies any of the obligations of the original vendee, as required under subdivision 1.

212.17 (g) The requirements of this subdivision may not be waived or altered by any provision  
212.18 in a contract for deed. A provision in a contract for deed to the contrary is void and  
212.19 unenforceable.

212.20 **EFFECTIVE DATE.** This section is effective August 1, 2024, and applies to all contracts  
212.21 for deed executed by all parties on or after that date.

212.22 Sec. 3. Minnesota Statutes 2022, section 507.235, subdivision 5, is amended to read:

212.23 Subd. 5. **Civil enforcement.** (a) A city in which the land is located or, if the land is not  
212.24 located within a city, the county in which the land is located, may enforce the provisions  
212.25 of this section. The city or county may bring an action to compel the recording of a contract  
212.26 for deed or any assignments of a contract for deed, an action to impose the civil penalty, or  
212.27 an action to compel disclosure of information.

212.28 (b) Prior to bringing an action under this subdivision to compel recording or to impose  
212.29 the penalty, ~~or an action under subdivision 4,~~ the city or county must provide written notice  
212.30 to the person, subject to subdivision 1, of the person's duty to record the contract for deed

213.1 or the assignment. If the person so notified fails to record the contract for deed or assignment  
213.2 documents within 14 days of receipt of the notice, an action may be brought.

213.3 (c) It is an affirmative defense in an enforcement action under this section that the contract  
213.4 for deed or assignment document is not recordable, or that section 272.121 prohibits the  
213.5 recording of the contract for deed or assignment, and that the defendant has provided to the  
213.6 city or county attorney true and correct copies of the documents within 14 days after receipt  
213.7 of the notice.

213.8 (d) In an action brought under this subdivision, the city or county attorney may recover  
213.9 costs and disbursements, including reasonable attorney fees.

213.10 **EFFECTIVE DATE.** This section is effective the day following final enactment.

213.11 Sec. 4. Minnesota Statutes 2022, section 513.73, subdivision 3, is amended to read:

213.12 Subd. 3. **Private transfer fee.** "Private transfer fee" means a fee or charge required by  
213.13 a private transfer fee obligation and payable upon the transfer of an interest in real property,  
213.14 or payable for the right to make or accept the transfer, regardless of whether the fee or  
213.15 charge is a fixed amount or is determined as a percentage of the value of the property, the  
213.16 purchase price, or other consideration given for the transfer. The following are not private  
213.17 transfer fees for purposes of this section:

213.18 (1) consideration payable by the grantee to the grantor for the interest in real property  
213.19 being transferred, including any subsequent additional consideration for the property payable  
213.20 by the grantee based upon any subsequent appreciation, development, or sale of the property,  
213.21 provided that the additional consideration is payable on a onetime basis only, and the  
213.22 obligation to make the payment does not bind successors in title to the property. For the  
213.23 purposes of this clause, an interest in real property may include a separate mineral estate  
213.24 and its appurtenant surface access rights;

213.25 (2) commission payable to a licensed real estate broker for the transfer of real property  
213.26 pursuant to an agreement between the broker and the grantor or the grantee, including any  
213.27 subsequent additional commission for that transfer payable by the grantor or the grantee  
213.28 based upon any subsequent appreciation, development, or sale of the property;

213.29 (3) interest, charges, fees, or other amounts payable by a borrower to a lender pursuant  
213.30 to a loan secured by a mortgage against real property, including but not limited to a fee  
213.31 payable to the lender for consenting to an assumption of the loan or a transfer of the real  
213.32 property subject to the mortgage, fees, or charges payable to the lender for estoppel letters

214.1 or certificates, and shared appreciation interest or profit participation or other consideration  
214.2 and payable to the lender in connection with the loan;

214.3 (4) rent, reimbursement, charge, fee, or other amount payable by a lessee to a lessor  
214.4 under a lease, including but not limited to a fee payable to the lessor for consenting to an  
214.5 assignment, subletting, encumbrance, or transfer of the lease;

214.6 (5) consideration payable to the holder of an option to purchase an interest in real property  
214.7 or the holder of a right of first refusal or first offer to purchase an interest in real property  
214.8 for waiving, releasing, or not exercising the option or right upon the transfer of the property  
214.9 to another person;

214.10 ~~(6) consideration payable by a contract for deed vendee to the vendor pursuant to the~~  
214.11 ~~terms of a recorded contract for deed, including any subsequent additional consideration~~  
214.12 ~~for the property payable by the vendee based upon any subsequent appreciation, development,~~  
214.13 ~~or sale of the property;~~

214.14 ~~(7)~~ (6) a tax, fee, charge, assessment, fine, or other amount payable to or imposed by a  
214.15 governmental authority;

214.16 ~~(8)~~ (7) a fee, charge, assessment, fine, or other amount payable to a homeowner's  
214.17 condominium, cooperative, mobile home, or property owner's association pursuant to a  
214.18 declaration or covenant or law applicable to the association, including but not limited to  
214.19 fees or charges payable for estoppel letters or certificates issued by the association or its  
214.20 authorized agent;

214.21 ~~(9)~~ (8) a fee, a charge, an assessment, dues, a contribution, or other amount pertaining  
214.22 to the purchase or transfer of a club membership relating to real property owned by the  
214.23 member, including but not limited to any amount determined by reference to the value,  
214.24 purchase price, or other consideration given for the transfer of the real property; and

214.25 ~~(10)~~ (9) a mortgage from the purchaser of real property granted to the seller or to a  
214.26 licensed real estate broker.

214.27 **EFFECTIVE DATE.** This section is effective the day following final enactment.

214.28 Sec. 5. Minnesota Statutes 2022, section 559.21, subdivision 2a, is amended to read:

214.29 Subd. 2a. **For post 7/31/1985 contract.** If a default occurs in the conditions of a contract  
214.30 for the conveyance of real estate or an interest in real estate executed on or after August 1,  
214.31 1985, that gives the seller a right to terminate it, the seller may terminate the contract by  
214.32 serving upon the purchaser or the purchaser's personal representatives or assigns, within or

215.1 outside of the state, a notice specifying the conditions in which default has been made. The  
215.2 notice must state that the contract will terminate 60 days, or a shorter period allowed or a  
215.3 longer period required in subdivision 4, after the service of the notice, unless prior to the  
215.4 termination date the purchaser:

215.5 (1) complies with the conditions in default;

215.6 (2) makes all payments due and owing to the seller under the contract through the date  
215.7 that payment is made;

215.8 (3) pays the costs of service of the notice, including the reasonable costs of service by  
215.9 sheriff, public officer, or private process server; except payment of costs of service is not  
215.10 required unless the seller notifies the purchaser of the actual costs of service by certified  
215.11 mail to the purchaser's last known address at least ten days prior to the date of termination;

215.12 (4) except for earnest money contracts, purchase agreements, and exercised options,  
215.13 pays two percent of any amount in default at the time of service, not including the final  
215.14 balloon payment, any taxes, assessments, mortgages, or prior contracts that are assumed by  
215.15 the purchaser; and

215.16 (5) if the contract for deed is executed on or after August 1, 2024, pays an amount to  
215.17 apply on attorneys' fees actually expended or incurred of \$1,000; if the contract is executed  
215.18 on or after August 1, 1999, and before August 1, 2024, pays an amount to apply on attorneys'  
215.19 fees actually expended or incurred, of \$250 if the amount in default is less than \$1,000, and  
215.20 of \$500 if the amount in default is \$1,000 or more; or if the contract is executed before  
215.21 August 1, 1999, pays an amount to apply on attorneys' fees actually expended or incurred,  
215.22 of \$125 if the amount in default is less than \$750, and of \$250 if the amount in default is  
215.23 \$750 or more; except that no amount for attorneys' fees is required to be paid unless some  
215.24 part of the conditions of default has existed for at least 30 days prior to the date of service  
215.25 of the notice.

215.26 **EFFECTIVE DATE.** This section is effective August 1, 2024.

215.27 Sec. 6. Minnesota Statutes 2022, section 559.21, subdivision 4, is amended to read:

215.28 Subd. 4. **Law prevails over contract; procedure; conditions.** (a) The notice required  
215.29 by this section must be given notwithstanding any provisions in the contract to the contrary,  
215.30 except that (1) earnest money contracts, purchase agreements, and exercised options that  
215.31 are subject to this section may, unless by their terms they provide for a longer termination  
215.32 period, be terminated on 30 days' notice, or may be canceled under section 559.217 and (2)  
215.33 contracts for deed executed by an investor seller shall be terminated on 90 days' notice. The

216.1 notice must be served within the state in the same manner as a summons in the district court,  
216.2 and outside of the state, in the same manner, and without securing any sheriff's return of  
216.3 not found, making any preliminary affidavit, mailing a copy of the notice or doing any other  
216.4 preliminary act or thing whatsoever. Service of the notice outside of the state may be proved  
216.5 by the affidavit of the person making the same, made before an authorized officer having  
216.6 a seal, and within the state by such an affidavit or by the return of the sheriff of any county  
216.7 therein.

216.8 (b) If a person to be served is a resident individual who has departed from the state, or  
216.9 cannot be found in the state; or is a nonresident individual or a foreign corporation,  
216.10 partnership, or association, service may be made by publication as provided in this paragraph.  
216.11 Three weeks' published notice has the same effect as personal service of the notice. The  
216.12 published notice must comply with subdivision 3 and state (1) that the person to be served  
216.13 is allowed 90 days after the first date of publication of the notice to comply with the  
216.14 conditions of the contract, and (2) that the contract will terminate 90 days after the first date  
216.15 of publication of the notice, unless before the termination date the purchaser complies with  
216.16 the notice. If the real estate described in the contract is actually occupied, then, in addition  
216.17 to publication, a person in possession must be personally served, in like manner as the  
216.18 service of a summons in a civil action in state district court, within 30 days after the first  
216.19 date of publication of the notice. If an address of a person to be served is known, then within  
216.20 30 days after the first date of publication of the notice a copy of the notice must be mailed  
216.21 to the person's last known address by first class mail, postage prepaid.

216.22 (c) The contract is reinstated if, within the time mentioned, the person served:

216.23 (1) complies with the conditions in default;

216.24 (2) if subdivision 1d or 2a applies, makes all payments due and owing to the seller under  
216.25 the contract through the date that payment is made;

216.26 (3) pays the costs of service as provided in subdivision 1b, 1c, 1d, or 2a;

216.27 (4) if subdivision 2a applies, pays two percent of the amount in default, not including  
216.28 the final balloon payment, any taxes, assessments, mortgages, or prior contracts that are  
216.29 assumed by the purchaser; and

216.30 (5) pays attorneys' fees as provided in subdivision 1b, 1c, 1d, or 2a.

216.31 (d) The contract is terminated if the provisions of paragraph (c) are not met.

216.32 (e) In the event that the notice was not signed by an attorney for the seller and the seller  
216.33 is not present in the state, or cannot be found in the state, then compliance with the conditions

217.1 specified in the notice may be made by paying to the court administrator of the district court  
217.2 in the county wherein the real estate or any part thereof is situated any money due and filing  
217.3 proof of compliance with other defaults specified, and the court administrator of the district  
217.4 court shall be deemed the agent of the seller for such purposes. A copy of the notice with  
217.5 proof of service thereof, and the affidavit of the seller, the seller's agent or attorney, showing  
217.6 that the purchaser has not complied with the terms of the notice, may be recorded with the  
217.7 county recorder or registrar of titles, and is prima facie evidence of the facts stated in it; but  
217.8 this section in no case applies to contracts for the sale or conveyance of lands situated in  
217.9 another state or in a foreign country. If the notice is served by publication, the affidavit must  
217.10 state that the affiant believes that the party to be served is not a resident of the state, or  
217.11 cannot be found in the state, and either that the affiant has mailed a copy of the notice by  
217.12 first class mail, postage prepaid, to the party's last known address, or that such address is  
217.13 not known to the affiant.

217.14 (f) No notice under this section may be given for a contract for deed executed by an  
217.15 investor seller unless, at least 30 days prior to the service of the notice, some part of the  
217.16 conditions of default has existed and the investor seller has notified the purchaser of such  
217.17 conditions of default by certified mail to the purchaser's last known address.

217.18 (g) For purposes of this subdivision, "investor seller" has the meaning given in section  
217.19 559A.01, subdivision 6.

217.20 **EFFECTIVE DATE.** This section is effective August 1, 2024.

217.21 Sec. 7. Minnesota Statutes 2022, section 559.21, is amended by adding a subdivision to  
217.22 read:

217.23 **Subd. 4a. Termination prohibited for certain transfers regarding residential real**  
217.24 **property.** (a) Notwithstanding any provisions in a contract for deed to the contrary, the  
217.25 notice under this section may not be given and no other remedies may be exercised for any  
217.26 contract for deed based on any of the following transfers:

217.27 (1) a transfer on death deed conveying or assigning the deceased purchaser's interest in  
217.28 the property to a grantee beneficiary;

217.29 (2) a transfer by devise, descent, or operation of law on the death of a joint tenant occurs;

217.30 (3) a transfer by which the spouse or children of the purchaser become an owner of the  
217.31 property;

218.1 (4) a transfer resulting from a decree of a dissolution of marriage, legal separation  
218.2 agreement, or from an incidental property settlement agreement, by which the spouse of  
218.3 the purchaser becomes an owner of the property; or

218.4 (5) a transfer into an inter vivos trust by which the purchaser is and remains a beneficiary  
218.5 and which does not relate to a transfer of rights of occupancy in the property.

218.6 (b) For the purposes of this subdivision, "contract for deed" has the meaning given in  
218.7 section 507.235, subdivision 1a, paragraph (e).

218.8 **EFFECTIVE DATE.** This section is effective August 1, 2024, and applies to all contracts  
218.9 for deed executed by all parties on or after that date.

218.10 Sec. 8. Minnesota Statutes 2022, section 559.21, is amended by adding a subdivision to  
218.11 read:

218.12 **Subd. 4b. Termination prohibited if vendor fails to record contracts for deed**  
218.13 **involving residential real property.** (a) Notwithstanding subdivision 2a or any provision  
218.14 to the contrary in a contract for deed, a vendor may not terminate a contract for deed under  
218.15 this section if the contract has not been recorded as required under section 507.235,  
218.16 subdivision 1a, paragraph (b), and the vendor has failed to make a good faith effort to record  
218.17 the contract as provided under section 507.235, subdivision 1a, paragraph (d).

218.18 (b) Nothing contained in this subdivision bars judicial termination of a contract for deed.

218.19 (c) For the purposes of this subdivision, "contract for deed" has the meaning given in  
218.20 section 507.235, subdivision 1a, paragraph (e).

218.21 **EFFECTIVE DATE.** This section is effective August 1, 2024, and applies to all contracts  
218.22 for deed executed by all parties on or after that date.

218.23 Sec. 9. Minnesota Statutes 2022, section 559.21, is amended by adding a subdivision to  
218.24 read:

218.25 **Subd. 9. Affidavit of seller constituting prima facie evidence.** In any instance where  
218.26 the copy of the notice of default, proof of service of the notice, and an affidavit showing  
218.27 that the purchaser has not complied with the terms of the notice have been or may be  
218.28 recorded, an affidavit of the seller, the seller's agent, or attorney verified by a person having  
218.29 knowledge of the facts and attesting that the property is not residential real property, the  
218.30 seller is not an investor seller or the seller has complied with the requirements of subdivision  
218.31 4, paragraph (f), may be recorded with the county recorder or registrar of titles and is prima  
218.32 facie evidence of the facts stated in the affidavit.

219.1 **EFFECTIVE DATE.** This section is effective August 1, 2024, and applies to contracts  
219.2 for deed executed by all parties on or after that date.

219.3 Sec. 10. Minnesota Statutes 2022, section 559.211, subdivision 1, is amended to read:

219.4 Subdivision 1. **Order; proceedings; security.** (a) In an action arising under or in relation  
219.5 to a contract for the conveyance of real estate or any interest therein, the district court,  
219.6 notwithstanding the service or publication pursuant to the provisions of section 559.21 of  
219.7 a notice of termination of the contract, has the authority at any time prior to the effective  
219.8 date of termination of the contract and subject to the requirements of rule 65 of the Rules  
219.9 of Civil Procedure for the District Courts to enter an order temporarily restraining or enjoining  
219.10 further proceedings to effectuate the termination of the contract, including recording of the  
219.11 notice of termination with proof of service, recording of an affidavit showing noncompliance  
219.12 with the terms of the notice, taking any action to recover possession of the real estate, or  
219.13 otherwise interfering with the purchaser's lawful use of the real estate. In the action, the  
219.14 purchaser may plead affirmatively any matter that would constitute a defense to an action  
219.15 to terminate the contract.

219.16 (b) Upon a motion for a temporary restraining order the court has the discretion,  
219.17 notwithstanding any rule of court to the contrary, to grant the order without requiring the  
219.18 giving of any security or undertaking, and in exercising that discretion, the court shall  
219.19 consider, as one factor, the moving party's ability to afford monetary security. Upon a motion  
219.20 for a temporary injunction, the court shall condition the granting of the order either upon  
219.21 the tender to the court or vendor of installments as they become due under the contract or  
219.22 upon the giving of other security in a sum as the court deems proper. Upon written  
219.23 application, the court may disburse from payments tendered to the court an amount the court  
219.24 determines necessary to insure the timely payment of property taxes, property insurance,  
219.25 installments of special assessments, mortgage installments, prior contract for deed  
219.26 installments or other similar expenses directly affecting the real estate, or for any other  
219.27 purpose the court deems just.

219.28 (c) If a temporary restraining order or injunction is granted pursuant to this subdivision,  
219.29 the contract shall not terminate until the expiration of 15 days after the entry of the order  
219.30 or decision dissolving or modifying the temporary restraining order or injunction. If the  
219.31 vendor has made an appearance and the restraining order or injunction is granted, the court  
219.32 may award court filing fees, reasonable attorneys' fees, and costs of service to the purchaser.

219.33 (d) If the court subsequently grants permanent relief to the purchaser or determines by  
219.34 final order or judgment that the notice of termination was invalid or the purchaser asserted

220.1 a valid defense, the purchaser is entitled to an order granting court filing fees, reasonable  
220.2 attorneys' fees, and costs of service.

220.3 **EFFECTIVE DATE.** This section is effective August 1, 2024.

220.4 Sec. 11. Minnesota Statutes 2022, section 559.213, is amended to read:

220.5 **559.213 PRIMA FACIE EVIDENCE OF TERMINATION.**

220.6 The recording, heretofore or hereafter, of the copy of notice of default, proof of service  
220.7 thereof, and the affidavit showing that the purchaser has not complied with the terms of the  
220.8 notice, provided for by ~~Minnesota Statutes 1941~~, section 559.21, shall be prima facie evidence  
220.9 that the contract referred to in such notice has been terminated. It shall not be necessary to  
220.10 pay current or delinquent real estate taxes owed on the real property which is the subject of  
220.11 the contract to record the documents required by this section, provided that the documents  
220.12 must be first presented to the county auditor for entry upon the transfer record and must  
220.13 have "Transfer Entered" noted in them over the county auditor's official signature.

220.14 **EFFECTIVE DATE.** This section is effective the day following final enactment.

220.15 Sec. 12. **[559A.01] CONTRACTS FOR DEED INVOLVING INVESTOR SELLERS**  
220.16 **AND RESIDENTIAL REAL PROPERTY; DEFINITIONS.**

220.17 Subdivision 1. **Application.** The definitions in this section apply to sections 559A.01  
220.18 to 559A.05.

220.19 Subd. 2. **Balloon payment.** "Balloon payment" means a scheduled payment of principal,  
220.20 interest, or both under a contract for deed that is significantly larger than the regular  
220.21 installment payments and that may be due prior to the end of the contract term or may be  
220.22 the final payment that satisfies the contract.

220.23 Subd. 3. **Churning.** "Churning" means the act of an investor seller executing a contract  
220.24 for deed on or after August 1, 2024, if previously the investor had frequently or repeatedly  
220.25 executed contracts for deed and subsequently terminated those contracts under section  
220.26 559.21.

220.27 Subd. 4. **Contract for deed.** "Contract for deed" has the meaning given in section  
220.28 507.235, subdivision 1a.

220.29 Subd. 5. **Investor seller.** (a) "Investor seller" means a person entering into a contract  
220.30 for deed to sell residential real property, or, in the event of a transfer or assignment of the  
220.31 seller's interest, the holder of the interest.

221.1 (b) An investor seller does not include a person entering into a contract for deed who  
221.2 is:

221.3 (1) a natural person who has owned and occupied the residential real property as the  
221.4 natural person's primary residence for a continuous 12-month period at any time prior to  
221.5 the execution of the contract for deed;

221.6 (2) any spouse, parent, child, sibling, grandparent, grandchild, uncle, aunt, niece, nephew,  
221.7 or cousin of the natural person;

221.8 (3) a personal representative of the natural person;

221.9 (4) a devisee of the natural person;

221.10 (5) a grantee under a transfer on death deed made by the natural person; or

221.11 (6) a trust whose settlor is the natural person;

221.12 (7) a trust whose beneficiary is a natural person where the trust or the natural person, or  
221.13 a combination of the two, has owned, and the natural person has occupied, the residential  
221.14 real property as the natural person's primary residence for a continuous 12-month period at  
221.15 any time prior to the execution of the contract for deed, or any spouse, parent, child, sibling,  
221.16 grandparent, grandchild, uncle, aunt, niece, nephew, or cousin of the natural person;

221.17 (8) a natural person selling on contract for deed to any spouse, parent, child, sibling,  
221.18 grandparent, grandchild, uncle, aunt, niece, nephew, or cousin;

221.19 (9) a bank, credit union, or residential mortgage originator that is under the supervision  
221.20 of or regulated by the Office of the Comptroller of the Currency, the Federal Deposit  
221.21 Insurance Corporation, the National Credit Union Administration, or the Minnesota  
221.22 Department of Commerce;

221.23 (10) a natural person who has owned and leased the residential real property to the  
221.24 purchaser for at least the prior two years; or

221.25 (11) the person who built the dwelling on the residential real estate and the dwelling has  
221.26 not previously been occupied.

221.27 (c) If, substantially contemporaneous with the execution of the contract for deed, the  
221.28 seller's interest is assigned or transferred to a person who does not meet any of the  
221.29 qualifications of paragraph (b), the assignee or transferee shall be deemed to be an investor  
221.30 seller who has executed the contract for deed.

221.31 Subd. 6. **Person.** "Person" means a natural person, partnership, corporation, limited  
221.32 liability company, association, trust, or other legal entity, however organized.

222.1 Subd. 7. **Purchase agreement.** "Purchase agreement" means a purchase agreement for  
222.2 a contract for deed, an earnest money contract, or an executed option contemplating that,  
222.3 at closing, the investor seller and the purchaser will enter into a contract for deed.

222.4 Subd. 8. **Purchaser.** "Purchaser" means a person who executes a contract for deed to  
222.5 purchase residential real property. Purchaser includes all purchasers who execute the same  
222.6 contract for deed to purchase residential real property.

222.7 Subd. 9. **Residential real property.** "Residential real property" means real property  
222.8 consisting of one to four family dwelling units, one of which is intended to be occupied as  
222.9 the principal place of residence by:

222.10 (1) the purchaser;

222.11 (2) if the purchaser is an entity, the natural person who is the majority or controlling  
222.12 owner of the entity; or

222.13 (3) if the purchaser is a trust, the settlor or beneficiary of the trust.

222.14 Residential real property does not include a transaction subject to sections 583.20 to 583.32.

222.15 **EFFECTIVE DATE.** This section is effective August 1, 2024, and applies to contracts  
222.16 for deed executed by all parties on or after that date.

222.17 Sec. 13. **[559A.02] APPLICABILITY.**

222.18 This chapter applies only to residential real property where a purchaser is entering into  
222.19 a contract for deed with an investor seller. Either of the following statements included in a  
222.20 contract for deed in which the property is not residential real property or the seller is not an  
222.21 investor seller shall constitute prima facie evidence that this chapter does not apply to the  
222.22 contract for deed: "The property is not residential real property" or "The seller is not an  
222.23 investor seller." A person examining title to the property may rely on either statement.

222.24 **EFFECTIVE DATE.** This section is effective August 1, 2024, and applies to contracts  
222.25 for deed executed by all parties on or after that date.

222.26 Sec. 14. **[559A.03] CONTRACTS FOR DEED INVOLVING INVESTOR SELLERS**  
222.27 **AND RESIDENTIAL REAL PROPERTY; DISCLOSURES.**

222.28 Subdivision 1. **Disclosures required.** (a) In addition to the disclosures required under  
222.29 sections 513.52 to 513.61, an investor seller must deliver to a prospective purchaser the  
222.30 disclosures specified under this section and instructions for cancellation as provided under  
222.31 section 559A.04, subdivision 2, paragraph (b).

223.1 (b) The disclosures must be affixed to the front of any purchase agreement executed  
223.2 between an investor seller and a prospective purchaser. The investor seller may not enter  
223.3 into a contract for deed with a prospective purchaser earlier than ten calendar days after the  
223.4 execution of the purchase agreement by all parties and provision by the investor seller of  
223.5 the disclosures required under this section and instructions for cancellation as required under  
223.6 section 559A.04, subdivision 2, paragraph (b).

223.7 (c) If there is no purchase agreement, an investor seller must provide the disclosures  
223.8 required under this section to the prospective purchaser no less than ten calendar days before  
223.9 the prospective purchaser executes the contract for deed. The disclosures must be provided  
223.10 in a document separate from the contract for deed. The investor seller may not enter into a  
223.11 contract for deed with a prospective purchaser earlier than ten calendar days after providing  
223.12 the disclosures to the prospective purchaser.

223.13 (d) The first page of the disclosures must contain the disclosures required in subdivisions  
223.14 2, 3, and 4 of this section, in that order. The title must be centered, be in bold, capitalized,  
223.15 and underlined 20-point type, and read "IMPORTANT INFORMATION YOU NEED TO  
223.16 KNOW." The disclosures required under subdivisions 5 and 6 must follow in subsequent  
223.17 pages in that order.

223.18 (e) The investor seller must acknowledge delivery, and the purchaser must acknowledge  
223.19 receipt, of the disclosures by signing and dating the disclosures. The acknowledged  
223.20 disclosures shall constitute prima facie evidence that the disclosures have been provided as  
223.21 required by this section.

223.22 Subd. 2. **Disclosure of balloon payment.** (a) The investor seller must disclose the  
223.23 amount and due date of, if any, all balloon payments. For purposes of disclosure of a balloon  
223.24 payment, the investor seller may assume that all prior scheduled payments were timely  
223.25 made and no prepayments were made. If there is more than one balloon payment due, each  
223.26 one must be listed separately.

223.27 (b) The disclosure must be in the following form, with the title in 14-point type and the  
223.28 text in 12-point type:

223.29 **"BALLOON PAYMENT**

223.30 This contract contains a lump-sum balloon payment or several balloon payments. When  
223.31 the final balloon payment comes due, you may need to get mortgage or other financing to  
223.32 pay it off (or you will have to sell the property). Even if you are able to sell the property,  
223.33 you may not get back all the money you paid for it.

224.1 If you can't come up with this large amount - even if you have made all your monthly  
224.2 payments - the seller can cancel the contract.

224.3 **Amount of Balloon Payment** **When Balloon Payment is Due**

224.4 **\$ (amount)** **(month, year)"**

224.5 **Subd. 3. Disclosure of price paid by investor seller to acquire property.** (a) The  
224.6 investor seller must disclose to the purchaser the purchase price and the date of earliest  
224.7 acquisition of the property by the investor seller, unless the acquisition occurs more than  
224.8 two years prior to the execution of the contract for deed.

224.9 (b) The disclosure must be in the following form, with the title in 14-point type and the  
224.10 text in 12-point type:

224.11 **"INVESTOR SELLER'S PRICE TO BUY HOUSE BEING SOLD TO BUYER**

224.12 **Date Investor Seller Acquired Property:**

224.13 (date seller acquired ownership)

224.14 **Price Paid by Investor Seller to Acquire the Property:**

224.15 \$ (total purchase price paid by seller to acquire ownership)

224.16 **Contract for Deed Purchase Price:**

224.17 \$ (total sale price to the purchaser under the contract)"

224.18 (c) For the purposes of this subdivision, unless the acquisition occurred more than one  
224.19 year prior to the execution of the contract for deed, the person who first acquires the property  
224.20 is deemed to be the same person as the investor seller where the person who first acquires  
224.21 the property:

224.22 (1) is owned or controlled, in whole or in part, by the investor seller;

224.23 (2) owns or controls, in whole or in part, the investor seller;

224.24 (3) is under common ownership or control, in whole or in part, with the investor seller;

224.25 (4) is a spouse, parent, child, sibling, grandparent, grandchild, uncle, aunt, niece, nephew,  
224.26 or cousin of the investor seller, or of the natural person who owns or controls, in whole or  
224.27 in part, the investor seller; or

224.28 (5) is an entity owned or controlled, in whole or in part, by a person who is a spouse,  
224.29 parent, child, sibling, grandparent, grandchild, uncle, aunt, niece, nephew, or cousin of the

225.1 investor seller, or of the natural person who owns or controls, in whole or in part, the investor  
225.2 seller.

225.3 Subd. 4. Disclosure of other essential terms. (a) An investor seller must disclose to  
225.4 the prospective purchaser the purchase price, the annual interest rate, the amount of any  
225.5 down payment, and whether the purchaser is responsible for any or all of the following:  
225.6 paying property taxes, acquiring homeowner's insurance, making repairs, and maintaining  
225.7 the property.

225.8 (b) The disclosure must be in the following form, with the title in 14-point type and the  
225.9 text in 12-point type:

225.10 **"COSTS AND ESSENTIAL TERMS"**

- 225.11 1. Purchase Price: \$ (price)  
225.12 2. Annual Interest Rate: (interest rate) %  
225.13 3. Down payment: \$ (down payment)  
225.14 4. Monthly/Period Installments: \$ (amount of installment payment)  
225.15 5. Taxes, Homeowner's Insurance, Repairs and Maintenance:

225.16 You (seller must circle one):

- 225.17 (a) DO DO NOT have to pay property taxes  
225.18 have to pay homeowner's  
225.19 (b) DO DO NOT insurance  
225.20 responsible for repairs and  
225.21 (c) ARE ARE NOT maintenance."

225.22 Subd. 5. General disclosure. (a) An investor seller must provide the prospective  
225.23 purchaser with a general disclosure about contracts for deeds as provided in this subdivision.

225.24 (b) The disclosure must be in the following form, with the title in 18-point type, the titles  
225.25 of the sections in 14-point type and underlined, and the text of each section in 12-point type,  
225.26 with a double space between each section:

225.27 **"KNOW WHAT YOU ARE GETTING INTO BEFORE YOU SIGN"**

225.28 **1. How Contracts for Deed Work**

225.29 A contract for deed is a complicated legal arrangement. Be sure you know exactly what  
225.30 you are getting into before you sign a contract for deed. A contract for deed is **NOT** a  
225.31 mortgage. Minnesota's foreclosure protections do **NOT** apply.

226.1 **You should get advice from a lawyer or the Minnesota Homeownership Center**  
226.2 **before you sign the contract.** You can contact the Homeownership Center at  
226.3 1-(866)-462-6466 or go to [www.hocmn.org](http://www.hocmn.org).

226.4 **2. What If I Can't Make My Payments?**

226.5 If you don't make your monthly installment payment or the balloon payment, the seller  
226.6 can cancel the contract in only 120 days from the date you missed the payment. If the  
226.7 contract is canceled, **you lose your home and all the money you have paid, including**  
226.8 **any down payment, all the monthly payments, and any improvements to the property**  
226.9 **you have made.**

226.10 If the contract contains a final lump-sum "balloon payment," you will need to get a  
226.11 mortgage or other financing to pay it off (**or you will have to sell the property**). If you  
226.12 can't come up with this large amount - even if you have made all your monthly payments  
226.13 - the seller can cancel the contract. **Even if you are able to sell the property, you may not**  
226.14 **get back all the money you have paid for it.**

226.15 **3. BEFORE YOU SIGN, YOU SHOULD:**

226.16 **A. Get an Independent, Professional Appraisal** of the property to learn what it's worth  
226.17 and make sure you are not overpaying for the house.

226.18 **B. Get an Independent, Professional Inspection** of the property because you will  
226.19 probably be responsible for maintaining and making repairs on the house.

226.20 **C. Buy Title Insurance** from a title insurance company or ask a lawyer for a "title  
226.21 opinion" to address or minimize potential title problems.

226.22 **4. YOUR RIGHTS BEFORE YOU SIGN**

226.23 **A. Waiting Period After Getting Disclosures** There is a 10 calendar day waiting period  
226.24 after you get these disclosures. The contract for deed cannot be signed by you or the seller  
226.25 during that 10 calendar day period.

226.26 **B. Canceling a Purchase Agreement** You have 10 calendar days after you get these  
226.27 disclosures to cancel your purchase agreement and get back any money you paid."

226.28 Subd. 6. **Amortization schedule.** In a document separate from all others, an investor  
226.29 seller must provide to the prospective purchaser an amortization schedule consistent with  
226.30 the contract for deed, including the portion of each installment payment that will be applied  
226.31 to interest and to principal and the amount and due date of any balloon payments.

227.1 Subd. 7. **Disclosures in other languages.** If the contract was advertised or primarily  
227.2 negotiated with the purchaser in a language other than English, the investor seller must  
227.3 provide the disclosures required in this section in the language in which the contract was  
227.4 advertised or primarily negotiated.

227.5 Subd. 8. **No waiver.** The provisions of this section may not be waived.

227.6 Subd. 9. **Effects of violation.** Except as provided in section 559A.05, subdivision 2, a  
227.7 violation of this section has no effect on the validity of the contract for deed.

227.8 **EFFECTIVE DATE.** This section is effective August 1, 2024, and applies to contracts  
227.9 for deed executed by all parties on or after that date.

227.10 Sec. 15. **[559A.04] CONTRACTS FOR DEED INVOLVING INVESTOR SELLERS**  
227.11 **AND RESIDENTIAL REAL PROPERTY; RIGHTS AND REQUIREMENTS.**

227.12 Subdivision 1. **Requirement of investor seller if property subject to mortgage.** An  
227.13 investor may not execute a contract for deed that is subject to a mortgage with a due-on-sale  
227.14 clause and not expressly assumed by the contract for deed purchaser unless the investor  
227.15 seller has:

227.16 (1) procured a binding agreement with the mortgage holder whereby the holder either  
227.17 consents to the sale of the property to the purchaser by contract for deed or agrees not to  
227.18 exercise the holder's rights under a due-on-sale clause in the mortgage based on the contract  
227.19 for deed; and

227.20 (2) in the contract:

227.21 (i) disclosed the existence of the investor seller's mortgage;

227.22 (ii) covenants that the investor seller will perform all obligations under the mortgage;  
227.23 and

227.24 (iii) expressly represents to the purchaser that the seller has procured the binding  
227.25 agreement required under clause (1).

227.26 Subd. 2. **Right to cancel purchase agreement.** (a) A prospective purchaser may cancel  
227.27 a purchase agreement prior to the execution by all parties of the contract for deed or within  
227.28 ten calendar days of receiving the disclosures required under section 559A.03, whichever  
227.29 is earlier. A purchaser's execution of the contract for deed earlier than ten calendar days of  
227.30 receiving the disclosures shall not excuse, constitute a waiver of, or constitute a defense  
227.31 regarding an investor seller's violation of section 559A.03, subdivision 1, paragraph (b) or  
227.32 (c).

228.1 (b) In addition to the disclosures required under section 559A.03, an investor seller must  
228.2 provide the prospective purchaser with notice of the person to whom, and the mailing address  
228.3 to where, cancellation of the purchase agreement must be delivered or sent. Cancellation  
228.4 of the purchase agreement is effective upon personal delivery or upon mailing.

228.5 (c) In the event of cancellation or if no purchase agreement has been signed and the  
228.6 prospective purchaser elects not to execute the contract for deed, the investor seller may  
228.7 not impose a penalty or fee and must promptly refund all payments made by the prospective  
228.8 purchaser.

228.9 Subd. 3. **Duty of investor seller to account.** The investor seller must inform the purchaser  
228.10 in a separate writing of the right to request an annual accounting. Upon reasonable written  
228.11 request by the purchaser and no more than once every calendar year, an investor seller must  
228.12 provide an accounting of:

228.13 (1) all payments made pursuant to the contract for deed during the prior calendar year  
228.14 with payments allocated between interest and principal;

228.15 (2) any delinquent payments;

228.16 (3) the total principal amount remaining to satisfy the contract for deed; and

228.17 (4) the anticipated amounts and due dates of all balloon payments.

228.18 Subd. 4. **Churning prohibited.** (a) An investor seller is prohibited from churning. There  
228.19 is a rebuttable presumption that the investor seller has violated this subdivision if, on or  
228.20 after August 1, 2024, the investor seller executes a contract for deed and, within the previous  
228.21 48 months, the investor seller either:

228.22 (1) had completed two or more termination proceedings under section 559.21 on the  
228.23 same residential real property being sold by the contract for deed; or

228.24 (2) had completed four or more termination proceedings under section 559.21 on contracts  
228.25 for deed for any residential real property, where terminated contracts comprise 20 percent  
228.26 or more of all contracts executed by the investor seller during that period.

228.27 (b) Nothing contained in this subdivision or in section 559A.01, subdivision 3, shall  
228.28 invalidate, impair, affect, or give rise to any cause of action with respect to any contract for  
228.29 deed or termination proceeding under section 559.21 used as a predicate to establish the  
228.30 presumption under paragraph (a).

229.1 (c) For the purposes of this subdivision, a person who sold residential real property on  
229.2 a contract for deed is deemed to be the same person as the investor seller where the person  
229.3 who sold on a contract for deed:

229.4 (1) is owned or controlled, in whole or in part, by the investor seller;

229.5 (2) owns or controls, in whole or in part, the investor seller;

229.6 (3) is under common ownership or control, in whole or in part, with the investor seller;

229.7 (4) is a spouse, parent, child, sibling, grandparent, grandchild, uncle, aunt, niece, nephew,  
229.8 or cousin of the investor seller, or of the natural person who owns or controls, in whole or  
229.9 in part, the investor seller; or

229.10 (5) is an entity owned or controlled, in whole or in part, by a person who is a spouse,  
229.11 parent, child, sibling, grandparent, grandchild, uncle, aunt, niece, nephew, or cousin of the  
229.12 investor seller, or of the natural person who owns or controls, in whole or in part, the investor  
229.13 seller.

229.14 Subd. 5. Duty of investor seller to refund down payments. (a) If an investor seller  
229.15 terminates a contract for deed under section 559.21 within 48 months of executing the  
229.16 contract, any portion of the down payment that exceeded ten percent of the purchase price  
229.17 shall be refunded to the purchaser within 180 days of the termination of the contract.

229.18 (b) Upon delivery to the purchaser by the investor seller of reasonable documentation  
229.19 that any of the following expenses were incurred or taxes and contract payments were  
229.20 unpaid, an investor seller may offset against the refund for, as applicable:

229.21 (1) any unpaid real estate taxes for the period prior to termination of the contract;

229.22 (2) any unpaid insurance premiums for the period prior to termination of the contract  
229.23 incurred by the investor seller;

229.24 (3) the reasonable cost of necessary repairs for damage to the residential real property  
229.25 caused by the purchaser, beyond ordinary wear and tear, incurred by the investor seller;

229.26 (4) attorney fees, not to exceed \$1,000, and costs of service incurred in connection with  
229.27 the termination of the contract;

229.28 (5) any unpaid utility arrears for the period prior to termination of the contract incurred  
229.29 by the investor seller; and

229.30 (6) one-half of the unpaid monthly contract installment payments, exclusive of balloon  
229.31 payments, that accrued prior to termination of the contract.

230.1 (c) If the purchaser disputes any amount that an investor seller claims as the refund or  
230.2 an offset, the purchaser may commence an action in district court or conciliation court to  
230.3 determine the amount of the refund or the offsets and recover any money owed by the  
230.4 investor seller to the purchaser. The purchaser is entitled to recover from the investor seller  
230.5 any portion of the down payment that the court finds is owed by the investor seller to the  
230.6 purchaser not previously paid to the purchaser. Any attorney expressly authorized by the  
230.7 investor seller to receive payments in the notice of termination is designated as the attorney  
230.8 who may receive service as agent for the investor seller in such action in the same manner  
230.9 as provided in section 559.21, subdivision 8.

230.10 **EFFECTIVE DATE.** This section is effective August 1, 2024, and applies to contracts  
230.11 for deed executed by all parties on or after that date.

230.12 Sec. 16. **[559A.05] CONTRACTS FOR DEED INVOLVING INVESTOR SELLERS**  
230.13 **AND RESIDENTIAL REAL PROPERTY; REMEDIES FOR VIOLATION.**

230.14 Subdivision 1. **Definition.** For the purposes of this section, "material violation of section  
230.15 559A.03" means:

230.16 (1) if applicable, failure to disclose any balloon payment as required under section  
230.17 559A.03, subdivision 2;

230.18 (2) failure to disclose the price paid by the investor seller under the contract for deed to  
230.19 acquire property as required under section 559A.03, subdivision 3;

230.20 (3) failure to disclose the other essential terms of the contract as required under section  
230.21 559A.03, subdivision 4;

230.22 (4) failure to provide the general disclosure in substantially the form required under  
230.23 section 559A.03, subdivision 5;

230.24 (5) failure to disclose the amortization schedule as required under section 559A.03,  
230.25 subdivision 6;

230.26 (6) a violation of section 559A.03, subdivision 1, paragraph (b) or (c);

230.27 (7) a violation of section 559A.03, subdivision 7; or

230.28 (8) a material omission or misstatement of any of the information required to be disclosed  
230.29 under section 559A.03.

230.30 Subd. 2. **Remedy for violation of disclosure requirements or churning.** (a)  
230.31 Notwithstanding any provision in the purchase agreement or contract for deed to the contrary,  
230.32 a purchaser may, within two years of the execution of the contract for deed, bring an action

231.1 for relief for a material violation of section 559A.03 or a violation of 559A.04, subdivision  
231.2 4. A prevailing purchaser may rescind a contract and, in conjunction with the rescission,  
231.3 may recover against the investor seller a sum equal to:

231.4 (1) all amounts paid by the purchaser under the contract for deed, including payments  
231.5 to third parties, less the fair rental value of the residential real property for the period of  
231.6 time the purchaser was in possession of the property;

231.7 (2) the reasonable value of any improvements to the residential real property made by  
231.8 the purchaser;

231.9 (3) actual, consequential, and incidental damages; and

231.10 (4) reasonable attorneys' fees and costs.

231.11 (b) A claim for rescission and a money judgment awarded under this subdivision shall  
231.12 not affect any rights or responsibilities of a successor in interest to the investor seller prior  
231.13 to the filing of a lis pendens in the action in which such relief is sought, unless it is established  
231.14 by clear and convincing evidence that the successor in interest had prior knowledge that  
231.15 the contract for deed was executed in violation of the requirements of section 559A.03 or  
231.16 559A.04, subdivision 4.

231.17 (c) A purchaser barred under paragraph (b) from making a claim against a successor in  
231.18 interest to the investor seller may, within two years of the execution of the contract for deed,  
231.19 bring a claim for violation of the requirements of section 559A.03 or 559A.04, subdivision  
231.20 4, against the original investor seller who entered into the contract for deed and may recover  
231.21 the greater of actual damages or statutory damages of \$5,000, plus reasonable attorneys'  
231.22 fees and costs. The original investor seller shall have no claim for indemnification or  
231.23 contribution against the successor in interest.

231.24 Subd. 3. **Remedy for failure of investor seller to procure agreement with mortgage**  
231.25 **holder.** (a) If a mortgage holder commences foreclosure of its mortgage based on the sale  
231.26 to a purchaser under the contract for deed and notwithstanding any provision in the purchase  
231.27 agreement or contract for deed to the contrary, a purchaser may bring an action for the  
231.28 failure of the investor seller to procure the agreement with the mortgage holder as required  
231.29 under section 559A.04, subdivision 2. A prevailing purchaser may rescind a contract and  
231.30 may recover against the investor seller a sum equal to:

231.31 (1) all amounts paid by the purchaser under the contract for deed, including payments  
231.32 to third parties, less the fair rental value of the residential real property for the period of  
231.33 time the purchaser was in possession of the property;

232.1 (2) the reasonable value of any improvements to the residential real property made by  
232.2 the purchaser;

232.3 (3) actual, consequential, and incidental damages; and

232.4 (4) reasonable attorneys' fees and costs.

232.5 (b) An action under this subdivision may be brought at any time and is not subject to  
232.6 the statute of limitations in subdivision 2, provided that, at least 30 days prior to bringing  
232.7 the action, a purchaser must deliver a notice of violation to the investor seller under the  
232.8 contract for deed personally or by United States mail.

232.9 (c) An investor seller may cure the violation at any time prior to entry of a final judgment  
232.10 by delivering to the purchaser either evidence of the agreement with the mortgage holder  
232.11 as required under section 559A.04, subdivision 2, or evidence that the mortgage holder has  
232.12 abandoned foreclosure of the mortgage. If the violation is cured, the purchaser's action must  
232.13 be dismissed. An investor seller is liable to the purchaser for reasonable attorneys' fees and  
232.14 court costs if the seller delivers evidence of the mortgage holder's agreement or abandonment  
232.15 of the foreclosure after the purchaser has commenced the action.

232.16 (d) Nothing in this subdivision shall be construed to bar or limit any other claim by a  
232.17 purchaser arising from the investor seller's breach of a senior mortgage.

232.18 Subd. 4. **Defense to termination.** A purchaser's right to the remedy under subdivision  
232.19 2 or 3 shall constitute grounds for injunctive relief under section 559.211.

232.20 Subd. 5. **Effect of action on title.** An action under subdivision 2 or 3 is personal to the  
232.21 purchaser only, does not constitute an interest separate from the purchaser's interest in the  
232.22 contract for deed, and may not be assigned except to a successor in interest.

232.23 Subd. 6. **Rights cumulative.** The rights and remedies provided in this section are  
232.24 cumulative to, and not a limitation of, any other rights and remedies provided under law  
232.25 and at equity. Nothing in this chapter shall preclude a court from construing a contract for  
232.26 deed as an equitable mortgage.

232.27 Subd. 7. **Public enforcement.** The attorney general has authority under section 8.31 to  
232.28 investigate and prosecute violations of sections 559A.03 and 559A.04, subdivision 4.

232.29 **EFFECTIVE DATE.** This section is effective August 1, 2024, and applies to all contracts  
232.30 for deed executed by all parties on or after that date.

232.31 Sec. 17. **REPEALER.**

232.32 Minnesota Statutes 2022, sections 559.201; and 559.202, are repealed.

233.1 **EFFECTIVE DATE.** This section is effective August 1, 2024.

233.2 **ARTICLE 17**

233.3 **STATE GOVERNMENT DATA AND POLICY**

233.4 Section 1. **[13.95] ADMINISTRATIVE COURTS.**

233.5 Subdivision 1. **Definitions.** (a) For purposes of this section, the terms have the meanings  
233.6 given.

233.7 (b) "Administrative courts" means the Office of Administrative Hearings, Tax Court,  
233.8 and Workers' Compensation Court of Appeals.

233.9 (c) "Court services" include hearings, settlement conferences, mediation, and the writing  
233.10 of decisions and orders.

233.11 (d) "Health-related documents and data" means records, reports, or affidavits created  
233.12 by medical, health care, or scientific professionals that relate to the past, present, or future  
233.13 physical or mental health or condition of an individual, including but not limited to medical  
233.14 history, examinations, diagnoses and treatment, prepetition screening reports, or  
233.15 court-appointed examiner reports.

233.16 Subd. 2. **Judicial work product.** All notes and memoranda or drafts thereof prepared  
233.17 by a judge or employee of an administrative court and used in providing a court service are  
233.18 confidential or protected nonpublic data.

233.19 Subd. 3. **Health-related documents and data.** Health-related documents and data  
233.20 included in a court file are private data on individuals.

233.21 Sec. 2. Minnesota Statutes 2022, section 14.05, subdivision 7, is amended to read:

233.22 Subd. 7. **Electronic documents permitted.** An agency ~~may~~ must file rule-related  
233.23 documents with the Office of Administrative Hearings by electronic transmission in the  
233.24 manner approved by that office ~~and~~. An agency may file rule-related documents with the  
233.25 Office of the Revisor of Statutes by electronic transmission in the manner approved by that  
233.26 office.

233.27 Sec. 3. Minnesota Statutes 2022, section 14.08, is amended to read:

233.28 **14.08 APPROVAL OF RULE AND RULE FORM; COSTS.**

233.29 (a) One copy of a rule adopted under section 14.26 must be submitted by the agency to  
233.30 the chief administrative law judge. The chief administrative law judge shall request from

234.1 the revisor certified copies of the rule when it is submitted by the agency under section  
234.2 14.26. Within five working days after the request for certification of the rule is received by  
234.3 the revisor, ~~excluding weekends and holidays~~, the revisor shall either return the rule with  
234.4 a certificate of approval of the form of the rule to the chief administrative law judge or  
234.5 notify the chief administrative law judge and the agency that the form of the rule will not  
234.6 be approved.

234.7 If the chief administrative law judge disapproves a rule, the agency may modify it and  
234.8 the agency shall submit one copy of the modified rule, approved as to form by the revisor,  
234.9 to the chief administrative law judge.

234.10 (b) One copy of a rule adopted after a public hearing must be submitted by the agency  
234.11 to the chief administrative law judge. The chief administrative law judge shall request from  
234.12 the revisor certified copies of the rule when it is submitted by the agency. Within five  
234.13 working days after receipt of the request, the revisor shall either return the rule with a  
234.14 certificate of approval to the chief administrative law judge or notify the chief administrative  
234.15 law judge and the agency that the form of the rule will not be approved.

234.16 (c) If the revisor refuses to approve the form of the rule, the revisor's notice must revise  
234.17 the rule so it is in the correct form.

234.18 (d) After the agency has notified the chief administrative law judge that it has adopted  
234.19 the rule, the chief administrative law judge shall promptly file ~~four paper copies~~ or an  
234.20 electronic copy of the adopted rule in the Office of the Secretary of State. The secretary of  
234.21 state shall forward one copy of each rule filed to the agency, to the revisor of statutes, and  
234.22 to the governor.

234.23 (e) The chief administrative law judge shall assess an agency for the actual cost of  
234.24 processing rules under this section. Each agency shall include in its budget money to pay  
234.25 the assessments. Receipts from the assessment must be deposited in the administrative  
234.26 hearings account established in section 14.54.

234.27 Sec. 4. Minnesota Statutes 2022, section 14.16, subdivision 3, is amended to read:

234.28 Subd. 3. **Filing.** After the agency has provided the chief administrative law judge with  
234.29 a signed order adopting the rule, the chief administrative law judge shall promptly file ~~four~~  
234.30 ~~paper copies~~ or an electronic copy of the adopted rule in the Office of the Secretary of State.  
234.31 The secretary of state shall forward one copy of each rule filed to the agency, to the revisor  
234.32 of statutes, and to the governor.

235.1 Sec. 5. Minnesota Statutes 2022, section 14.26, subdivision 3a, is amended to read:

235.2 Subd. 3a. **Filing.** If the rule is approved, the administrative law judge shall promptly  
235.3 file ~~four paper copies~~ or an electronic copy of the adopted rule in the Office of the Secretary  
235.4 of State. The secretary of state shall forward one copy of each rule to the revisor of statutes,  
235.5 to the agency, and to the governor.

235.6 Sec. 6. Minnesota Statutes 2022, section 14.386, as amended by Laws 2024, chapter 90,  
235.7 article 1, section 1, is amended to read:

235.8 **14.386 PROCEDURE FOR ADOPTING EXEMPT RULES; DURATION.**

235.9 (a) A rule adopted, amended, or repealed by an agency, under a statute enacted after  
235.10 January 1, 1997, authorizing or requiring rules to be adopted but excluded from the  
235.11 rulemaking provisions of chapter 14 or from the definition of a rule, has the force and effect  
235.12 of law only if:

235.13 (1) the revisor of statutes approves the form of the rule by certificate;

235.14 (2) the person authorized to adopt the rule on behalf of the agency signs an order adopting  
235.15 the rule;

235.16 (3) the Office of Administrative Hearings approves the rule as to its legality within 14  
235.17 days after the agency submits it for approval and files ~~four paper copies~~ or an electronic  
235.18 copy of the adopted rule with the revisor's certificate in the Office of the Secretary of State;  
235.19 and

235.20 (4) a copy is published by the agency in the State Register.

235.21 The secretary of state shall forward one copy of the rule to the governor.

235.22 A statute enacted after January 1, 1997, authorizing or requiring rules to be adopted but  
235.23 excluded from the rulemaking provisions of chapter 14 or from the definition of a rule does  
235.24 not excuse compliance with this section unless it makes specific reference to this section.

235.25 (b) A rule adopted under this section is effective for a period of two years from the date  
235.26 of publication of the rule in the State Register. The authority for the rule expires at the end  
235.27 of this two-year period.

235.28 (c) The chief administrative law judge shall adopt rules relating to the rule approval  
235.29 duties imposed by this section and section 14.388, including rules establishing standards  
235.30 for review.

235.31 (d) This section does not apply to:

236.1 (1) any group or rule listed in section 14.03, subdivisions 1 and 3, except as otherwise  
236.2 provided by law;

236.3 (2) game and fish rules of the commissioner of natural resources adopted under section  
236.4 84.027, subdivision 13, or sections 97A.0451 to 97A.0459;

236.5 (3) experimental and special management waters designated by the commissioner of  
236.6 natural resources under sections 97C.001 and 97C.005;

236.7 (4) game refuges designated by the commissioner of natural resources under section  
236.8 97A.085; or

236.9 (5) transaction fees established by the commissioner of natural resources for electronic  
236.10 or telephone sales of licenses, stamps, permits, registrations, or transfers under section  
236.11 84.027, subdivision 15, paragraph (a), clause (2).

236.12 (e) If a statute provides that a rule is exempt from chapter 14, and section 14.386 does  
236.13 not apply to the rule, the rule has the force of law unless the context of the statute delegating  
236.14 the rulemaking authority makes clear that the rule does not have force of law.

236.15 Sec. 7. Minnesota Statutes 2022, section 14.388, subdivision 2, is amended to read:

236.16 Subd. 2. **Notice.** An agency proposing to adopt, amend, or repeal a rule under this section  
236.17 must give electronic notice of its intent in accordance with section 16E.07, subdivision 3,  
236.18 and notice by United States mail or electronic mail to persons who have registered their  
236.19 names with the agency under section 14.14, subdivision 1a. The notice must be given no  
236.20 later than the date the agency submits the proposed rule to the Office of Administrative  
236.21 Hearings for review of its legality and must include:

236.22 (1) the proposed rule, amendment, or repeal;

236.23 (2) an explanation of why the rule meets the requirements of the good cause exemption  
236.24 under subdivision 1; and

236.25 (3) a statement that interested parties have five business working days after the date of  
236.26 the notice to submit comments to the Office of Administrative Hearings.

236.27 Sec. 8. Minnesota Statutes 2022, section 14.3895, subdivision 2, is amended to read:

236.28 Subd. 2. **Notice plan; prior approval.** The agency shall draft a notice plan under which  
236.29 the agency will make reasonable efforts to notify persons or classes of persons who may  
236.30 be significantly affected by the rule repeal by giving notice of its intention in newsletters,  
236.31 newspapers, or other publications, or through other means of communication. Before

237.1 publishing the notice in the State Register and implementing the notice plan, the agency  
237.2 shall obtain prior approval of the notice plan by ~~the chief administrative law judge~~ an  
237.3 administrative law judge in the Office of Administrative Hearings.

237.4 Sec. 9. Minnesota Statutes 2022, section 14.3895, subdivision 6, is amended to read:

237.5 Subd. 6. **Legal review.** Before publication of the final rule in the State Register, the  
237.6 agency shall submit the rule to the ~~chief~~ administrative law judge in the Office of  
237.7 Administrative Hearings. The ~~chief~~ administrative law judge shall within 14 days approve  
237.8 or disapprove the rule as to its legality and its form to the extent the form relates to legality.

237.9 Sec. 10. Minnesota Statutes 2022, section 14.48, subdivision 2, is amended to read:

237.10 Subd. 2. **Chief administrative law judge.** (a) The office shall be under the direction of  
237.11 a chief administrative law judge who shall be learned in the law and appointed by the  
237.12 governor, with the advice and consent of the senate, for a term ending on June 30 of the  
237.13 sixth calendar year after appointment. Senate confirmation of the chief administrative law  
237.14 judge shall be as provided by section 15.066.

237.15 (b) The chief administrative law judge may hear cases and, in accordance with chapter  
237.16 43A, shall appoint a deputy chief judge and additional administrative law judges and  
237.17 compensation judges to serve in the office as necessary to fulfill the duties of the Office of  
237.18 Administrative Hearings.

237.19 (c) The chief administrative law judge may delegate to a subordinate employee the  
237.20 exercise of a specified statutory power or duty as deemed advisable, subject to the control  
237.21 of the chief administrative law judge. Every delegation must be by written order filed with  
237.22 the secretary of state. The chief administrative law judge is subject to the provisions of the  
237.23 Minnesota Constitution, article VI, section 6, the jurisdiction of the Board on Judicial  
237.24 Standards, and the provisions of the Code of Judicial Conduct.

237.25 (d) If a vacancy in the position of chief administrative law judge occurs, an acting or  
237.26 temporary chief administrative law judge must be named as follows:

237.27 (1) at the end of the term of a chief administrative law judge, the incumbent chief  
237.28 administrative law judge may, at the discretion of the appointing authority, serve as acting  
237.29 chief administrative law judge until a successor is appointed; and

237.30 (2) if at the end of a term of a chief administrative law judge the incumbent chief  
237.31 administrative law judge is not designated as acting chief administrative law judge, or if a  
237.32 vacancy occurs in the position of chief administrative law judge, the deputy chief judge

238.1 shall immediately become temporary chief administrative law judge without further official  
238.2 action.

238.3 (e) The appointing authority of the chief administrative law judge may appoint a person  
238.4 other than the deputy chief judge to serve as temporary chief administrative law judge and  
238.5 may replace any other acting or temporary chief administrative law judge designated pursuant  
238.6 to paragraph (d), clause (1) or (2).

238.7 Sec. 11. [14.525] INTERPRETERS.

238.8 The chief administrative law judge may enter contracts with interpreters identified by  
238.9 the Supreme Court through the Court Interpreter Program. Interpreters may be utilized as  
238.10 the chief administrative law judge directs. These contracts are not subject to the requirements  
238.11 of chapters 16B and 16C.

238.12 Sec. 12. Minnesota Statutes 2022, section 14.62, subdivision 2a, is amended to read:

238.13 Subd. 2a. **Administrative law judge decision final; exception.** Unless otherwise  
238.14 provided by law, the report or order of the administrative law judge constitutes the final  
238.15 decision in the case unless the agency modifies or rejects it under subdivision 1 within 90  
238.16 days after the record of the proceeding closes under section 14.61. When the agency fails  
238.17 to act within 90 days on a licensing case, the agency must return the record of the proceeding  
238.18 to the administrative law judge for consideration of disciplinary action. In all contested  
238.19 cases where the report or order of the administrative law judge constitutes the final decision  
238.20 in the case, the administrative law judge shall issue findings of fact, conclusions, and an  
238.21 order within 90 days after the hearing record closes under section 14.61. Upon a showing  
238.22 of good cause by a party or the agency, the chief administrative law judge may order a  
238.23 reasonable extension of either of the two 90-day deadlines specified in this subdivision.  
238.24 The 90-day deadline will be tolled while the chief administrative law judge considers a  
238.25 request for reasonable extension so long as the request was filed and served within the  
238.26 applicable 90-day period.

238.27 Sec. 13. Minnesota Statutes 2022, section 15A.083, subdivision 6a, is amended to read:

238.28 Subd. 6a. **Administrative law judge; salaries.** The salary of the chief administrative  
238.29 law judge is 98.52 percent of the salary of a chief district court judge. The salaries of the  
238.30 ~~assistant chief administrative law judge and administrative law judge supervisors~~ deputy  
238.31 chief judge and judge supervisors employed by the Office of Administrative Hearings are  
238.32 100 percent of the salary of a district court judge. The salary of an administrative law judge

239.1 employed by the Office of Administrative Hearings is 98.52 percent of the salary of a district  
239.2 court judge as set under section 15A.082, subdivision 3.

239.3 Sec. 14. Minnesota Statutes 2022, section 16E.01, subdivision 2, is amended to read:

239.4 Subd. 2. **Discretionary powers.** The department may:

239.5 (1) enter into contracts for goods or services with public or private organizations and  
239.6 charge fees for services it provides;

239.7 (2) apply for, receive, and expend money from public agencies;

239.8 (3) apply for, accept, and disburse grants and other aids from the federal government  
239.9 and other public or private sources;

239.10 (4) enter into contracts with agencies of the federal government, local governmental  
239.11 units, the University of Minnesota and other educational institutions, and private persons  
239.12 and other nongovernmental organizations as necessary to perform its statutory duties;

239.13 (5) sponsor and conduct conferences and studies, collect and disseminate information,  
239.14 and issue reports relating to information and communications technology issues;

239.15 (6) review the technology infrastructure of regions of the state and cooperate with and  
239.16 make recommendations to the governor, legislature, state agencies, local governments, local  
239.17 technology development agencies, the federal government, private businesses, and individuals  
239.18 for the realization of information and communications technology infrastructure development  
239.19 potential;

239.20 (7) sponsor, support, and facilitate innovative and collaborative economic and community  
239.21 development and government services projects or initiatives, including technology initiatives  
239.22 related to culture and the arts, with public and private organizations; and

239.23 (8) review and recommend alternative sourcing strategies for state information and  
239.24 communications systems.

239.25 Sec. 15. Minnesota Statutes 2023 Supplement, section 16E.01, subdivision 3, is amended  
239.26 to read:

239.27 Subd. 3. **Duties.** (a) The department shall:

239.28 (1) manage the efficient and effective use of available federal, state, local, and  
239.29 public-private resources to develop statewide information and telecommunications technology  
239.30 systems and services and its infrastructure;

240.1 (2) approve state agency and intergovernmental information and telecommunications  
240.2 technology systems and services development efforts involving state or intergovernmental  
240.3 funding, including federal funding, provide information to the legislature regarding projects  
240.4 and initiatives reviewed, and recommend projects and initiatives for inclusion in the  
240.5 governor's budget under section 16A.11;

240.6 (3) promote cooperation and collaboration among state and local governments in  
240.7 developing intergovernmental information and telecommunications technology systems  
240.8 and services;

240.9 (4) cooperate and collaborate with the legislative and judicial branches in the development  
240.10 of information and communications systems in those branches, as requested;

240.11 (5) ~~promote and coordinate public information access and network initiatives, consistent~~  
240.12 ~~with chapter 13, to connect Minnesota's citizens and communities to each other, to their~~  
240.13 ~~governments, and to the world~~ continue to collaborate on the development of MN.gov, the  
240.14 state's official comprehensive online service and information initiative;

240.15 (6) manage and promote the regular and periodic reinvestment in the information and  
240.16 telecommunications technology systems and services infrastructure so that state and local  
240.17 government agencies can effectively and efficiently serve their customers;

240.18 (7) facilitate the cooperative development of and ensure compliance with standards and  
240.19 policies for information and telecommunications technology systems and services and  
240.20 electronic data practices and privacy security within the executive branch;

240.21 (8) eliminate unnecessary duplication of existing information and telecommunications  
240.22 technology systems and services provided by state agencies;

240.23 (9) identify, sponsor, develop, and execute shared information and telecommunications  
240.24 technology projects and initiatives, and ongoing operations;

240.25 (10) ensure overall security of the state's information and technology systems and  
240.26 services; and

240.27 (11) manage and direct compliance with accessibility standards for informational  
240.28 technology, including hardware, software, websites, online forms, and online surveys.

240.29 (b) The chief information officer, in consultation with the commissioner of management  
240.30 and budget, must determine when it is cost-effective for agencies to develop and use shared  
240.31 information technology systems, platforms, and services for the delivery of digital  
240.32 government services. The chief information officer may require agencies to use shared  
240.33 information and telecommunications technology systems and services. The chief information

241.1 officer shall establish reimbursement rates in cooperation with the commissioner of  
 241.2 management and budget to be billed to agencies and other governmental entities sufficient  
 241.3 to cover the actual development, operating, maintenance, and administrative costs of the  
 241.4 shared systems. The methodology for billing may include the use of interagency agreements,  
 241.5 or other means as allowed by law.

241.6 (c) A state agency that has an information and telecommunications technology project  
 241.7 or initiative, whether funded as part of the biennial budget or by any other means, shall  
 241.8 register with the department by submitting basic project or initiative startup documentation  
 241.9 as specified by the chief information officer in both format and content. State agency business  
 241.10 and technology project leaders, in accordance with policies and standards set forth by the  
 241.11 chief information officer, must demonstrate that the project or initiative will be properly  
 241.12 managed, ensure alignment with enterprise technology strategic direction, provide updates  
 241.13 to the project or initiative documentation as changes are proposed, and regularly report on  
 241.14 the current status of the project or initiative on a schedule agreed to with the chief information  
 241.15 officer. The chief information officer has the authority to define a project or initiative for  
 241.16 the purposes of this chapter.

241.17 (d) The chief information officer shall monitor progress on ~~any~~ active information and  
 241.18 telecommunications technology ~~project with a total expected project cost of more than~~  
 241.19 ~~\$5,000,000~~ projects and initiatives and report on the performance of the ~~project~~ projects or  
 241.20 initiatives in comparison with ~~the plans for the project~~ in terms of time, scope, and budget.  
 241.21 The chief information officer may conduct an independent ~~project~~ audit of the project or  
 241.22 initiative. If an independent audit is conducted, the audit analysis and evaluation of the  
 241.23 ~~projects subject to paragraph (e)~~ project or initiative must be presented to agency executive  
 241.24 sponsors, the project governance bodies, and the chief information officer. All reports and  
 241.25 responses must become part of the project or initiative record.

241.26 (e) For any active information and telecommunications technology project or initiative,  
 241.27 with a total expected ~~project~~ cost of more than \$10,000,000, ~~the state agency must perform~~  
 241.28 an annual independent audit that conforms to published ~~project~~ audit principles adopted by  
 241.29 the department must be conducted.

241.30 (f) The chief information officer shall report by January 15 of each year to the chairs  
 241.31 and ranking minority members of the legislative committees and divisions with jurisdiction  
 241.32 over the department ~~regarding projects the department has reviewed under paragraph (a),~~  
 241.33 ~~clause (10)~~ on the status of the state's comprehensive project and initiatives portfolio. The  
 241.34 report must include: descriptions of each project and its current status, information technology

242.1 costs associated with the project, and estimated date on when the information technology  
242.2 project is expected to be completed.

242.3 ~~(1) each project in the IT portfolio whose status is either active or on hold;~~

242.4 ~~(2) each project presented to the office for consultation in the time since the last report;~~

242.5 ~~(3) the information technology cost associated with the project;~~

242.6 ~~(4) the current status of the information technology project;~~

242.7 ~~(5) the date the information technology project is expected to be completed; and~~

242.8 ~~(6) the projected costs for ongoing support and maintenance after the project is complete.~~

242.9 Sec. 16. Minnesota Statutes 2023 Supplement, section 16E.03, subdivision 2, is amended  
242.10 to read:

242.11 Subd. 2. **Chief information officer's responsibility.** The chief information officer shall:

242.12 (1) design a strategic plan for information and telecommunications technology systems  
242.13 and services in the state and shall report on the plan to the governor and legislature at the  
242.14 beginning of each regular session;

242.15 ~~(2) coordinate, review, and approve all information and telecommunications technology~~  
242.16 ~~projects~~ develop and implement processes for review, approval, and monitoring and oversee  
242.17 the state's information and telecommunications technology systems and services;

242.18 (3) establish and enforce compliance with standards for information and  
242.19 telecommunications technology systems and services that are cost-effective and support  
242.20 open systems environments and that are compatible with state, national, and international  
242.21 standards, including accessibility standards;

242.22 (4) maintain a library of systems and programs developed by the state for use by agencies  
242.23 of government;

242.24 (5) direct and manage the shared operations of the state's information and  
242.25 telecommunications technology systems and services; and

242.26 (6) establish and enforce standards and ensure acquisition of hardware, software, and  
242.27 services necessary to protect data and systems in state agency networks connected to the  
242.28 Internet.

243.1 Sec. 17. Minnesota Statutes 2022, section 16E.03, subdivision 3, is amended to read:

243.2 Subd. 3. **Evaluation and approval.** A state agency may not undertake an information  
243.3 and telecommunications technology project or initiative until it has been evaluated according  
243.4 to the procedures developed under subdivision 4. The chief information officer or delegate  
243.5 shall ~~give written approval of the proposed project~~ record project approval as a part of the  
243.6 project.

243.7 Sec. 18. Minnesota Statutes 2022, section 16E.03, subdivision 4, is amended to read:

243.8 Subd. 4. **Evaluation procedure.** The chief information officer shall establish and, as  
243.9 necessary, update and modify procedures to evaluate information and communications  
243.10 projects or initiatives proposed by state agencies. The evaluation procedure must assess the  
243.11 necessity, design and plan for development, ability to meet user requirements, accessibility,  
243.12 feasibility, ~~and flexibility of the proposed data processing device or system, its relationship~~  
243.13 ~~to other state data processing devices or systems, and its costs and benefits when considered~~  
243.14 ~~by itself and when compared with other options~~ cost, and benefits of the project or initiative.

243.15 Sec. 19. Minnesota Statutes 2022, section 16E.03, subdivision 5, is amended to read:

243.16 Subd. 5. **Report to legislature.** The chief information officer shall submit to the  
243.17 legislature, at the same time as the governor's budget required by section 16A.11, a concise  
243.18 narrative explanation of any information and communication technology project or initiative  
243.19 being proposed as part of the governor's budget that involves collaboration between state  
243.20 agencies and an explanation of how the budget requests of the several agencies collaborating  
243.21 on the project or initiative relate to each other.

243.22 Sec. 20. Minnesota Statutes 2022, section 16E.03, subdivision 7, is amended to read:

243.23 Subd. 7. **Cyber security systems.** (a) In consultation with the attorney general and  
243.24 appropriate agency heads, the chief information officer shall develop cyber security policies,  
243.25 guidelines, and standards, and shall ~~install~~ advise, implement, and administer state data  
243.26 security ~~systems~~ solutions and practices on the state's ~~computer facilities~~ information  
243.27 technology services, systems, and applications consistent with these policies, guidelines,  
243.28 standards, and state law to ensure the integrity, confidentiality, and availability of  
243.29 ~~computer-based and other~~ information technology systems and services, and data and to  
243.30 ensure applicable limitations on access to data, consistent with the public's right to know  
243.31 as defined in chapter 13. The chief information officer is responsible for overall security of  
243.32 state agency networks connected to the Internet. Each department or agency head is

244.1 responsible for the security of the department's or agency's data within the guidelines of  
244.2 established enterprise policy.

244.3 (b) The state chief information officer, or state chief information security officer, may  
244.4 advise and consult on security strategy and programs for state entities and political  
244.5 subdivisions not subject to section 16E.016.

244.6 Sec. 21. Minnesota Statutes 2022, section 16E.04, subdivision 2, is amended to read:

244.7 Subd. 2. **Responsibilities.** (a) The office ~~shall~~ may develop and establish a state  
244.8 information architecture to ensure:

244.9 (1) that state agency information and communications systems, equipment, and services  
244.10 do not needlessly duplicate or conflict with the systems of other agencies; and

244.11 (2) enhanced public access to data can be provided consistent with standards developed  
244.12 under section 16E.05, subdivision 4.

244.13 When state agencies have need for the same or similar public data, the chief information  
244.14 officer, in coordination with the affected agencies, shall manage the most efficient and  
244.15 cost-effective method of producing and storing data for or sharing data between those  
244.16 agencies. The development of this information architecture must include the establishment  
244.17 of standards and guidelines to be followed by state agencies. The office shall ensure  
244.18 compliance with the architecture.

244.19 (b) The office shall review and approve agency requests for funding for the development  
244.20 or purchase of information systems equipment or software before the requests may be  
244.21 included in the governor's budget.

244.22 (c) The office ~~shall~~ may review and approve agency requests for grant funding that have  
244.23 an information and technology component.

244.24 (d) The office shall review major purchases of information systems equipment to:

244.25 (1) ensure that the equipment follows the standards and guidelines of the state information  
244.26 architecture;

244.27 (2) ensure the agency's proposed purchase reflects a cost-effective policy regarding  
244.28 volume purchasing; and

244.29 (3) ensure that the equipment is consistent with other systems in other state agencies so  
244.30 that data can be shared among agencies, unless the office determines that the agency  
244.31 purchasing the equipment has special needs justifying the inconsistency.

245.1 (e) The office shall review the operation of information systems by state agencies and  
245.2 ensure that these systems are operated efficiently and securely and continually meet the  
245.3 standards and guidelines established by the office. The standards and guidelines must  
245.4 emphasize uniformity that is cost-effective for the enterprise, that encourages information  
245.5 interchange, open systems environments, and portability of information whenever practicable  
245.6 and consistent with an agency's authority and chapter 13.

245.7 Sec. 22. Minnesota Statutes 2022, section 16E.04, subdivision 3, is amended to read:

245.8 Subd. 3. **Risk assessment and mitigation.** (a) A risk assessment and risk mitigation  
245.9 plan are required for all information systems development projects or initiatives undertaken  
245.10 by a state agency in the executive or judicial branch or by a constitutional officer. The chief  
245.11 information officer must contract with an entity outside of state government to conduct the  
245.12 initial assessment and prepare the mitigation plan for a project or initiative estimated to cost  
245.13 more than ~~\$5,000,000~~ \$10,000,000. The outside entity conducting the risk assessment and  
245.14 preparing the mitigation plan must not have any other direct or indirect financial interest in  
245.15 the project or initiative. The risk assessment and risk mitigation plan must provide for  
245.16 periodic monitoring by the commissioner until the project or initiative is completed.

245.17 (b) The risk assessment and risk mitigation plan must be paid for with money appropriated  
245.18 for the information and telecommunications technology project or initiative.

245.19 Sec. 23. Minnesota Statutes 2022, section 16E.07, is amended to read:

245.20 **16E.07 NORTH STAR ONLINE GOVERNMENT INFORMATION SERVICES.**

245.21 Subdivision 1. ~~Definitions~~ **Definition.** (a) The ~~definitions~~ definition in this subdivision  
245.22 ~~apply~~ applies to this section.

245.23 (b) ~~"Core services" means accessible information system applications required to provide~~  
245.24 ~~secure information services and online applications and content to the public from~~  
245.25 ~~government units. Online applications may include, but are not limited to:~~

245.26 (1) ~~standardized public directory services and standardized content services;~~

245.27 (2) ~~online search systems;~~

245.28 (3) ~~general technical services to support government unit online services;~~

245.29 (4) ~~electronic conferencing and communication services;~~

245.30 (5) ~~secure electronic transaction services;~~

245.31 (6) ~~digital audio, video, and multimedia services; and~~

246.1 ~~(7) government intranet content and service development.~~

246.2 ~~(e)(b)~~ "Government unit" means a state department, agency, commission, council, board,  
246.3 task force, or committee; a constitutional office; a court entity; the Minnesota State Colleges  
246.4 and Universities; a county, statutory or home rule charter city, or town; a school district; a  
246.5 special district; or any other board, commission, district, or authority created under law,  
246.6 local ordinance, or charter provision.

246.7 Subd. 2. **Established.** ~~The office department shall establish "North Star" as the state's~~  
246.8 ~~comprehensive government online information service. North Star is the state's governmental~~  
246.9 ~~framework for coordinating and collaborating in providing online government information~~  
246.10 ~~and services. Government agencies that provide electronic access to government information~~  
246.11 ~~are requested to make available to North Star their most frequently requested public data~~  
246.12 collaborate with state agencies to maintain MN.gov and associated websites that provide  
246.13 online government information services.

246.14 Subd. 3. **Access to data.** The legislature determines that the greatest possible access to  
246.15 certain government information and data is essential to allow citizens to participate fully in  
246.16 a democratic system of government. Certain information and data, including, but not limited  
246.17 to the following, must be provided free of charge or for a nominal cost associated with  
246.18 reproducing the information or data:

246.19 (1) directories of government services and institutions, ~~including an electronic version~~  
246.20 ~~of the guidebook to state agency services published by the commissioner of administration;~~

246.21 (2) legislative and rulemaking information, including an electronic version of the State  
246.22 Register, public information newsletters, bill text and summaries, bill status information,  
246.23 rule status information, meeting schedules, and the text of statutes and rules;

246.24 (3) supreme court and court of appeals opinions and general judicial information;

246.25 (4) opinions of the attorney general;

246.26 (5) Campaign Finance and Public Disclosure Board and election information;

246.27 (6) public budget information;

246.28 (7) local government documents, such as codes, ordinances, minutes, meeting schedules,  
246.29 and other notices in the public interest;

246.30 (8) official documents, releases, speeches, and other public information issued by  
246.31 government agencies; and

247.1 (9) the text of other government documents and publications that government agencies  
247.2 determine are important to public understanding of government activities.

247.3 ~~Subd. 4. **Staff.** The chief information officer shall appoint the manager of the North Star  
247.4 online information service and hire staff to carry out the responsibilities of the service.~~

247.5 ~~Subd. 5. **Participation; consultation; guidelines.** The North Star staff shall consult  
247.6 with governmental and nongovernmental organizations to establish rules for participation  
247.7 in the North Star service. Government units planning, developing, or providing publicly  
247.8 accessible online services shall provide access through and collaborate with North Star and  
247.9 formally register with the office. The University of Minnesota is requested to establish  
247.10 online connections and collaborate with North Star. Units of the legislature shall make their  
247.11 services available through North Star. Government units may be required to submit  
247.12 standardized directory and general content for core services but are not required to purchase  
247.13 core services from North Star. North Star shall promote broad public access to the sources  
247.14 of online information or services through multiple technologies.~~

247.15 ~~Subd. 6. **Fees.** The office shall may establish fees for technical and transaction services  
247.16 for government units through North Star. Fees must be credited to the North Star account.  
247.17 The office may not charge a fee for viewing or inspecting data made available through North  
247.18 Star MN.gov or linked facilities, unless specifically authorized by law.~~

247.19 ~~Subd. 7. **North Star Online government information service account.** The North Star  
247.20 online government information service account is created in the special revenue fund. The  
247.21 account consists of:~~

- 247.22 (1) grants received from nonstate entities;
- 247.23 (2) fees and charges collected by the office;
- 247.24 (3) gifts, donations, and bequests made to the office; and
- 247.25 (4) other money credited to the account by law.

247.26 ~~Money in the account is appropriated to the office to be used to continue the development  
247.27 of the North Star project online government information services.~~

247.28 ~~Subd. 8. **Secure transaction system.** The office shall plan and develop a secure  
247.29 transaction system systems to support delivery of government services electronically. A  
247.30 state agency that implements electronic government services for fees, licenses, sales, or  
247.31 other purposes ~~must use the~~ may be required to use secure transaction system systems  
247.32 developed in accordance with this section.~~

248.1 Subd. 9. **Aggregation of service demand.** The office ~~shall~~ may identify opportunities  
248.2 to aggregate demand for technical services required by government units for online activities  
248.3 and may contract with governmental or nongovernmental entities to provide services. These  
248.4 contracts are not subject to the requirements of chapters 16B and 16C, except sections  
248.5 16C.04, 16C.08, and 16C.09.

248.6 Subd. 10. **Outreach.** The office may promote the availability of government online  
248.7 information and services through public outreach and education. ~~Public network expansion~~  
248.8 ~~in communities through libraries, schools, colleges, local government, and other community~~  
248.9 ~~access points must include access to North Star. North Star may make materials available~~  
248.10 ~~to those public sites to promote awareness of the service.~~

248.11 ~~Subd. 11. **Advanced development collaboration.** The office shall identify information~~  
248.12 ~~technology services with broad public impact and advanced development requirements.~~  
248.13 ~~Those services shall assist in the development of and utilization of core services to the~~  
248.14 ~~greatest extent possible where appropriate, cost-effective, and technically feasible. This~~  
248.15 ~~includes, but is not limited to, higher education, statewide online library, economic and~~  
248.16 ~~community development, and K-12 educational technology services. North Star shall~~  
248.17 ~~participate in electronic commerce research and development initiatives with the University~~  
248.18 ~~of Minnesota and other partners. The statewide online library service shall consult,~~  
248.19 ~~collaborate, and work with North Star to ensure development of proposals for advanced~~  
248.20 ~~government information locator and electronic depository and archive systems.~~

248.21 Subd. 12. **Private entity services; fee authority.** (a) The department may enter into a  
248.22 contract with a private entity to manage, maintain, support, and expand ~~North Star and~~  
248.23 online government information services to citizens and businesses.

248.24 (b) A contract established under paragraph (a) may provide for compensation of the  
248.25 private entity through a fee established under paragraph (c).

248.26 (c) The department, subject to the approval of the agency or department responsible for  
248.27 the data or services involved in the transaction, may charge and may authorize a private  
248.28 entity that enters into a contract under paragraph (a) to charge a convenience fee for users  
248.29 ~~of North Star and~~ online government information services up to a total of \$2 per transaction,  
248.30 provided that no fee shall be charged for viewing or inspecting data. A fee established under  
248.31 this paragraph is in addition to any fees or surcharges authorized under other law.

248.32 (d) Receipts from the convenience fee shall be deposited in the ~~North Star~~ online  
248.33 government information service account established in subdivision 7. Notwithstanding  
248.34 section 16A.1285, subdivision 2, receipts credited to the account are appropriated to the

249.1 department for payment to the contracted private entity under paragraph (a). In lieu of  
249.2 depositing the receipts in the ~~North Star~~ online government information service account,  
249.3 the department can directly transfer the receipts to the private entity or allow the private  
249.4 entity to retain the receipts pursuant to a contract established under this subdivision.

249.5 ~~(e) The department shall report~~ Information regarding any convenience fee receipts  
249.6 collected under paragraph (d) must be reported to the chairs and ranking minority members  
249.7 of the house of representatives and senate committees with jurisdiction over state government  
249.8 finance by January 15 of each odd-numbered year ~~regarding the convenience fee receipts~~  
249.9 ~~and the status of North Star projects and online government information services developed~~  
249.10 ~~and supported by convenience fee receipts.~~

249.11 Sec. 24. [16E.36] CYBERSECURITY INCIDENTS.

249.12 Subdivision 1. Definitions. (a) For purposes of this section, the following terms have  
249.13 the meanings given.

249.14 (b) "Bureau" means the Bureau of Criminal Apprehension.

249.15 (c) "Cybersecurity incident" means an action taken through the use of an information  
249.16 system or network that results in an actual or potentially adverse effect on an information  
249.17 system, network, or the information residing therein.

249.18 (d) "Cyber threat indicator" means information that is necessary to describe or identify:

249.19 (1) malicious reconnaissance, including but not limited to anomalous patterns of  
249.20 communication that appear to be transmitted for the purpose of gathering technical  
249.21 information related to a cybersecurity threat or vulnerability;

249.22 (2) a method of defeating a security control or exploitation of a security vulnerability;

249.23 (3) a security vulnerability, including but not limited to anomalous activity that appears  
249.24 to indicate the existence of a security vulnerability;

249.25 (4) a method of causing a user with legitimate access to an information system or  
249.26 information that is stored on, processed by, or transiting an information system to unwittingly  
249.27 enable the defeat of a security control or exploitation of a security vulnerability;

249.28 (5) malicious cyber command and control;

249.29 (6) the actual or potential harm caused by an incident, including but not limited to a  
249.30 description of the data exfiltrated as a result of a particular cyber threat; and

250.1 (7) any other attribute of a cyber threat, if disclosure of such attribute is not otherwise  
250.2 prohibited by law.

250.3 (e) "Defensive measure" means an action, device, procedure, signature, technique, or  
250.4 other measure applied to an information system or information that is stored on, processed  
250.5 by, or transiting an information system that detects, prevents, or mitigates a known or  
250.6 suspected cyber threat or security vulnerability, but does not include a measure that destroys,  
250.7 renders unusable, provides unauthorized access to, or substantially harms an information  
250.8 system or information stored on, processed by, or transiting an information system not  
250.9 owned by the entity operating the measure, or another entity that is authorized to provide  
250.10 consent and has provided consent to that private entity for operation of the measure.

250.11 (f) "Government contractor" means an individual or entity that performs work for or on  
250.12 behalf of a public agency on a contract basis with access to or hosting of the public agency's  
250.13 network, systems, applications, or information.

250.14 (g) "Information resource" means information and related resources, such as personnel,  
250.15 equipment, funds, and information technology.

250.16 (h) "Information system" means a discrete set of information resources organized for  
250.17 collecting, processing, maintaining, using, sharing, disseminating, or disposing of  
250.18 information.

250.19 (i) "Information technology" means any equipment or interconnected system or subsystem  
250.20 of equipment that is used in automatic acquisition, storage, manipulation, management,  
250.21 movement, control, display, switching, interchange, transmission, or reception of data or  
250.22 information used by a public agency or a government contractor under contract with a public  
250.23 agency which requires the use of the equipment or requires the use, to a significant extent,  
250.24 of the equipment in the performance of a service or the furnishing of a product. The term  
250.25 information technology also has the meaning given to information and telecommunications  
250.26 technology systems and services in section 16E.03, subdivision 1, paragraph (b).

250.27 (j) "Private entity" means any individual, corporation, company, partnership, firm,  
250.28 association, or other entity, but does not include a public agency, or a foreign government,  
250.29 or any component thereof.

250.30 (k) "Public agency" means any public agency of the state or any political subdivision;  
250.31 school districts; charter schools; intermediate districts; cooperative units under section  
250.32 123A.24, subdivision 2; and public postsecondary education institutions.

250.33 (l) "Superintendent" means the superintendent of the Bureau of Criminal Apprehension.

251.1 Subd. 2. Report on cybersecurity incidents. (a) Beginning December 1, 2024, the head  
251.2 of or the decision-making body for a public agency must report a cybersecurity incident  
251.3 that impacts the public agency to the commissioner. A government contractor or vendor  
251.4 that provides goods or services to a public agency must report a cybersecurity incident to  
251.5 the public agency if the incident impacts the public agency.

251.6 (b) The report must be made within 72 hours of when the public agency or government  
251.7 contractor reasonably identifies or believes that a cybersecurity incident has occurred.

251.8 (c) The commissioner must coordinate with the superintendent to promptly share reported  
251.9 cybersecurity incidents.

251.10 (d) By September 30, 2024, the commissioner, in coordination with the superintendent,  
251.11 must establish a cyber incident reporting system having capabilities to facilitate submission  
251.12 of timely, secure, and confidential cybersecurity incident notifications from public agencies,  
251.13 government contractors, and private entities to the office.

251.14 (e) By September 30, 2024, the commissioner must develop, in coordination with the  
251.15 superintendent, and prominently post instructions for submitting cybersecurity incident  
251.16 reports on the department and bureau websites. The instructions must include, at a minimum,  
251.17 the types of cybersecurity incidents to be reported and a list of other information to be  
251.18 included in a report made through the cyber incident reporting system.

251.19 (f) The cyber incident reporting system must permit the commissioner, in coordination  
251.20 with the superintendent, to:

251.21 (1) securely accept a cybersecurity incident notification from any individual or private  
251.22 entity, regardless of whether the entity is a public agency or government contractor;

251.23 (2) track and identify trends in cybersecurity incidents reported through the cyber incident  
251.24 reporting system; and

251.25 (3) produce reports on the types of incidents, cyber threat, indicators, defensive measures,  
251.26 and entities reported through the cyber incident reporting system.

251.27 (g) Any cybersecurity incident report submitted to the commissioner is security  
251.28 information pursuant to section 13.37, is not discoverable in a civil or criminal action absent  
251.29 a court order or a search warrant, and is not subject to subpoena.

251.30 (h) Notwithstanding the provisions of paragraph (g), the commissioner may anonymize  
251.31 and share cyber threat indicators and relevant defensive measures to help prevent attacks  
251.32 and share cybersecurity incident notifications with potentially impacted parties through  
251.33 cybersecurity threat bulletins or relevant law enforcement authorities.

252.1 (i) Information submitted to the commissioner through the cyber incident reporting  
252.2 system is subject to privacy and protection procedures developed and implemented by the  
252.3 office, which shall be based on the comparable privacy protection procedures developed  
252.4 for information received and shared pursuant to the federal Cybersecurity Information  
252.5 Sharing Act of 2015, United States Code, title 6, section 1501, et seq.

252.6 Subd. 3. Annual report to the governor and legislature. Beginning January 31, 2026,  
252.7 and annually thereafter, the commissioner, in coordination with the superintendent, must  
252.8 submit a report on its cyber security incident report collection and resolution activities to  
252.9 the governor and to the legislative commission on cybersecurity. The report must include,  
252.10 at a minimum:

252.11 (1) information on the number of notifications received and a description of the  
252.12 cybersecurity incident types during the one-year period preceding the publication of the  
252.13 report;

252.14 (2) the categories of reporting entities that submitted cybersecurity reports; and

252.15 (3) any other information required in the submission of a cybersecurity incident report,  
252.16 noting any changes from the report published in the previous year.

252.17 Sec. 25. Minnesota Statutes 2022, section 211B.33, subdivision 2, is amended to read:

252.18 Subd. 2. **Recommendation.** (a) If the administrative law judge determines that the  
252.19 complaint does not set forth a prima facie violation of chapter 211A or 211B, the  
252.20 administrative law judge must dismiss the complaint.

252.21 ~~(b) If the administrative law judge determines that the complaint sets forth a prima facie~~  
252.22 ~~violation of section 211B.06 and was filed within 60 days before the primary or special~~  
252.23 ~~election or within 90 days before the general election to which the complaint relates, the~~  
252.24 ~~administrative law judge must conduct an expedited probable cause hearing under section~~  
252.25 ~~211B.34.~~

252.26 ~~(e)~~ (b) If the administrative law judge determines that the complaint sets forth a prima  
252.27 facie violation of a provision of chapter 211A or 211B, ~~other than section 211B.06,~~ and that  
252.28 the complaint was filed within 60 days before the primary or special election or within 90  
252.29 days before the general election to which the complaint relates, the administrative law judge,  
252.30 on request of any party, must conduct an expedited probable cause hearing under section  
252.31 211B.34.

252.32 ~~(d)~~ (c) If the administrative law judge determines that the complaint sets forth a prima  
252.33 facie violation of chapter 211A or 211B, and was ~~filed more than~~ not filed within 60 days

253.1 before the primary or special election or ~~more than~~ 90 days before the general election to  
253.2 which the complaint relates, the administrative law judge must schedule an evidentiary  
253.3 hearing under section 211B.35.

253.4 Sec. 26. Minnesota Statutes 2022, section 211B.34, subdivision 1, is amended to read:

253.5 Subdivision 1. **Time for review.** The assigned administrative law judge must hold a  
253.6 probable cause hearing on the complaint no later than three business days after ~~receiving~~  
253.7 ~~the assignment if~~ determining the complaint sets forth a prima facie violation of chapter  
253.8 211A or 211B, an expedited hearing is required by section 211B.33, except that for good  
253.9 cause the administrative law judge may hold the hearing no later than seven days after  
253.10 ~~receiving the assignment~~ the prima facie determination. If an expedited hearing is not  
253.11 required by section 211B.33, because no party requested one under section 211B.33,  
253.12 subdivision 2, paragraph (b), the administrative law judge must hold the hearing not later  
253.13 than 30 days after ~~receiving the assignment~~ determining the complaint sets forth a prima  
253.14 facie violation of chapter 211A or 211B.

253.15 Sec. 27. Minnesota Statutes 2022, section 211B.34, subdivision 2, is amended to read:

253.16 Subd. 2. **Disposition.** ~~At~~ After the probable cause hearing, the administrative law judge  
253.17 must make one of the following determinations within three business days after the hearing  
253.18 record closes:

253.19 (a) The complaint is frivolous, or there is no probable cause to believe that the violation  
253.20 of law alleged in the complaint has occurred. If the administrative law judge makes either  
253.21 determination, the administrative law judge must dismiss the complaint.

253.22 (b) There is probable cause to believe that the violation of law alleged in the complaint  
253.23 has occurred. If the administrative law judge so determines, the chief administrative law  
253.24 judge must schedule the complaint for an evidentiary hearing under section 211B.35.

253.25 Sec. 28. Minnesota Statutes 2022, section 211B.35, subdivision 1, is amended to read:

253.26 Subdivision 1. **Deadline for hearing.** When required by section 211B.33, subdivision  
253.27 2, paragraph (c), or by section 211B.34, subdivision 2 or 3, the chief administrative law  
253.28 judge must assign the complaint to a panel of three administrative law judges for an  
253.29 evidentiary hearing. The hearing must be held within the following times:

253.30 (1) ten days after the complaint was assigned to the panel, if an expedited probable cause  
253.31 hearing was requested or required under section 211B.33;

254.1 (2) 30 days after the complaint was filed, if it was filed within 60 days before the primary  
254.2 or special election or within 90 days before the general election to which the complaint  
254.3 relates; or

254.4 (3) 90 days after the complaint was filed, if it was filed at any other time.

254.5 For good cause shown, the panel may extend the deadline set forth in clause (2) or (3)  
254.6 by 60 days.

254.7 Sec. 29. Minnesota Statutes 2022, section 211B.35, subdivision 3, is amended to read:

254.8 Subd. 3. **Time for disposition.** The panel must dispose of the complaint:

254.9 (1) within three business days after the hearing record closes, if an expedited probable  
254.10 cause hearing was required by section 211B.33; and

254.11 (2) within 14 days after the hearing record closes, if an expedited probable cause hearing  
254.12 was not required by section 211B.33.

254.13 Sec. 30. Minnesota Statutes 2023 Supplement, section 307.08, subdivision 3a, is amended  
254.14 to read:

254.15 Subd. 3a. **Cemeteries; records and condition assessments.** (a) Cemeteries shall be  
254.16 assessed according to this subdivision.

254.17 (b) The state archaeologist shall implement and maintain a system of records identifying  
254.18 the location of known, recorded, or suspected cemeteries. The state archaeologist shall  
254.19 provide access to the records as provided in subdivision 11.

254.20 (c) The cemetery condition assessment of non-American Indian cemeteries is at the  
254.21 discretion of the state archaeologist based on the needs identified in this section or upon  
254.22 request by an agency, a landowner, or other appropriate authority.

254.23 (d) The cemetery condition assessment of American Indian cemeteries is at the discretion  
254.24 of the Indian Affairs Council based on the needs identified in this section or upon request  
254.25 by an agency, a landowner, or other appropriate authority. If the Indian Affairs Council has  
254.26 possession or takes custody of remains they may follow United States Code, title 25, sections  
254.27 3001 to 3013.

254.28 (e) The cemetery condition assessment of cemeteries that include American Indian and  
254.29 non-American Indian remains or include remains whose ancestry cannot be determined  
254.30 shall be assessed at the discretion of the state archaeologist in collaboration with the Indian

255.1 Affairs Council based on the needs identified in this section or upon request by an agency,  
255.2 a landowner, or other appropriate authority.

255.3 (f) The state archaeologist and the Indian Affairs Council shall have 90 days from the  
255.4 date a request is received to begin a cemetery condition assessment or provide notice to the  
255.5 requester whether or not a condition assessment of a cemetery is needed.

255.6 (g) The state archaeologist and the Indian Affairs Council may retain the services of a  
255.7 qualified professional archaeologist, a qualified forensic anthropologist, or other appropriate  
255.8 experts for the purpose of gathering information that the state archaeologist or the Indian  
255.9 Affairs Council can use to assess or identify cemeteries. If probable American Indian  
255.10 cemeteries are to be disturbed or probable American Indian remains analyzed, the Indian  
255.11 Affairs Council must approve the professional archaeologist, qualified anthropologist, or  
255.12 other appropriate expert.

255.13 Sec. 31. **REPEALER; DEPARTMENT OF INFORMATION TECHNOLOGY**  
255.14 **SERVICES PROVISIONS.**

255.15 Minnesota Statutes 2022, sections 16E.035; 16E.0465, subdivisions 1 and 2; 16E.055;  
255.16 and 16E.20, are repealed.

## 255.17 ARTICLE 18

### 255.18 UNIFORM PUBLIC EXPRESSION PROTECTION ACT

255.19 Section 1. **[554.07] SHORT TITLE.**

255.20 Sections 554.07 to 554.19 may be cited as the "Uniform Public Expression Protection  
255.21 Act."

255.22 Sec. 2. **[554.08] SCOPE.**

255.23 (a) For the purposes of sections 554.07 to 554.19, the terms in this section have the  
255.24 meanings given them.

255.25 (1) "Goods or services" does not include the creation, dissemination, exhibition, or  
255.26 advertisement or similar promotion of a dramatic, literary, musical, political, journalistic,  
255.27 or artistic work.

255.28 (2) "Governmental unit" means a public corporation or government or governmental  
255.29 subdivision, agency, or instrumentality.

256.1 (3) "Person" means an individual, estate, trust, partnership, business or nonprofit entity,  
256.2 governmental unit, or other legal entity.

256.3 (b) Except as otherwise provided in paragraph (c), sections 554.07 to 554.19 apply to a  
256.4 cause of action asserted in a civil action against a person based on the person's:

256.5 (1) communication in a legislative, executive, judicial, administrative, or other  
256.6 governmental proceeding;

256.7 (2) communication on an issue under consideration or review in a legislative, executive,  
256.8 judicial, administrative, or other governmental proceeding; or

256.9 (3) exercise of the right of freedom of speech or of the press, the right to assemble or  
256.10 petition, or the right of association, guaranteed by the United States Constitution or the  
256.11 Minnesota Constitution on a matter of public concern.

256.12 (c) Sections 554.07 to 554.19 do not apply to a cause of action:

256.13 (1) against a governmental unit or an employee or agent of a governmental unit acting  
256.14 or purporting to act in an official capacity;

256.15 (2) by a governmental unit or an employee or agent of a governmental unit acting in an  
256.16 official capacity to enforce a law to protect against an imminent threat to public health or  
256.17 safety;

256.18 (3) against a person primarily engaged in the business of selling or leasing goods or  
256.19 services if the cause of action arises out of a communication related to the person's sale or  
256.20 lease of the goods or services;

256.21 (4) against a person named in a civil suit brought by a victim of a crime against a  
256.22 perpetrator;

256.23 (5) against a person named in a civil suit brought to establish or declare real property  
256.24 possessory rights, use of real property, recovery of real property, quiet title to real property,  
256.25 or related claims relating to real property;

256.26 (6) seeking recovery for bodily injury, wrongful death, or survival or to statements made  
256.27 regarding that legal action, unless the claims involve damage to reputation;

256.28 (7) brought under the insurance code or arising out of an insurance contract;

256.29 (8) based on a common law fraud claim;

256.30 (9) brought under chapters 517 to 519A; or counterclaims based on a criminal no-contact  
256.31 order pursuant to section 629.72 or 629.75; for or based on an antiharassment order or a

257.1 sexual assault protection order under section 518B.01; or for or based on a vulnerable adult  
257.2 protection order for crimes against the vulnerable adult under sections 609.232, 609.2325,  
257.3 609.233, 609.2335, and 609.234;

257.4 (10) brought under chapters 175, 177, 178, 179, and 179A; negligent supervision,  
257.5 retention, or infliction of emotional distress unless the claims involve damage to reputation;  
257.6 wrongful discharge in violation of public policy; whistleblowing; or enforcement of employee  
257.7 rights under civil service, collective bargaining, or handbooks and policies;

257.8 (11) brought under consumer protection, chapter 325F or 325G; or

257.9 (12) for any claim brought under federal law.

257.10 (d) Sections 554.07 to 554.19 apply to a cause of action asserted under paragraph (c),  
257.11 clause (3), (8), or (11), when the cause of action is:

257.12 (1) a legal action against a person arising from any act of that person, whether public or  
257.13 private, related to the gathering, receiving, posting, or processing of information for  
257.14 communication to the public, whether or not the information is actually communicated to  
257.15 the public, for the creation, dissemination, exhibition, or advertisement or other similar  
257.16 promotion of a dramatic, literary, musical, political, journalistic, or otherwise artistic work,  
257.17 including audiovisual work regardless of the means of distribution, a motion picture, a  
257.18 television or radio program, or an article published in a newspaper, website, magazine, or  
257.19 other platform, no matter the method or extent of distribution; or

257.20 (2) a legal action against a person related to the communication, gathering, receiving,  
257.21 posting, or processing of consumer opinions or commentary, evaluations of consumer  
257.22 complaints, or reviews or ratings of businesses.

257.23 **Sec. 3. [554.09] SPECIAL MOTION FOR EXPEDITED RELIEF.**

257.24 Not later than 60 days after a party is served with a complaint, crossclaim, counterclaim,  
257.25 third-party claim, or other pleading that asserts a cause of action to which sections 554.07  
257.26 to 554.19 apply, or at a later time on a showing of good cause, the party may file a special  
257.27 motion for expedited relief to dismiss the cause of action or part of the cause of action.

257.28 **Sec. 4. [554.10] STAY.**

257.29 (a) Except as otherwise provided in paragraphs (d) to (g), on the filing of a motion under  
257.30 section 554.09:

258.1 (1) all other proceedings between the moving party and responding party, including  
258.2 discovery and a pending hearing or motion, are stayed; and

258.3 (2) on motion by the moving party, the court may stay a hearing or motion involving  
258.4 another party, or discovery by another party, if the hearing or ruling on the motion would  
258.5 adjudicate, or the discovery would relate to, an issue material to the motion under section  
258.6 554.09.

258.7 (b) A stay under paragraph (a) remains in effect until entry of an order ruling on the  
258.8 motion under section 554.09 and expiration of the time under section 554.15 for the moving  
258.9 party to appeal the order.

258.10 (c) Except as otherwise provided in paragraphs (e), (f), and (g), if a party appeals from  
258.11 an order ruling on a motion under section 554.09, all proceedings between all parties in the  
258.12 action are stayed. The stay remains in effect until the conclusion of the appeal.

258.13 (d) During a stay under paragraph (a), the court may allow limited discovery if a party  
258.14 shows that specific information is necessary to establish whether a party has satisfied or  
258.15 failed to satisfy a burden under section 554.13, paragraph (a), and the information is not  
258.16 reasonably available unless discovery is allowed.

258.17 (e) A motion under section 554.16 for costs, attorney fees, and expenses is not subject  
258.18 to a stay under this section.

258.19 (f) A stay under this section does not affect a party's ability voluntarily to dismiss a cause  
258.20 of action or part of a cause of action or move to sever a cause of action.

258.21 (g) During a stay under this section, the court for good cause may hear and rule on:

258.22 (1) a motion unrelated to the motion under section 554.09; and

258.23 (2) a motion seeking a special or preliminary injunction to protect against an imminent  
258.24 threat to public health or safety.

258.25 **Sec. 5. [554.11] HEARING.**

258.26 (a) The court shall hear a motion under section 554.09 not later than 60 days after filing  
258.27 of the motion, unless the court orders a later hearing:

258.28 (1) to allow discovery under section 554.10, paragraph (d); or

258.29 (2) for other good cause.

259.1 (b) If the court orders a later hearing under paragraph (a), clause (1), the court shall hear  
259.2 the motion under section 554.09 not later than 60 days after the court order allowing the  
259.3 discovery, unless the court orders a later hearing under paragraph (a), clause (2).

259.4 **Sec. 6. [554.12] PROOF.**

259.5 In ruling on a motion under section 554.09, the court shall consider the pleadings, the  
259.6 motion, any reply or response to the motion, and any evidence that could be considered in  
259.7 ruling on a motion for summary judgment under Minnesota Rules of Civil Procedure 56.03.

259.8 **Sec. 7. [554.13] DISMISSAL OF CAUSE OF ACTION IN WHOLE OR PART.**

259.9 (a) In ruling on a motion under section 554.09, the court shall dismiss with prejudice a  
259.10 cause of action, or part of a cause of action, if:

259.11 (1) the moving party establishes under section 554.08, paragraph (b), that sections 554.07  
259.12 to 554.19 apply;

259.13 (2) the responding party fails to establish under section 554.08, paragraph (c), that  
259.14 sections 554.07 to 554.19 do not apply; and

259.15 (3) either:

259.16 (i) the responding party fails to establish a prima facie case as to each essential element  
259.17 of the cause of action; or

259.18 (ii) the moving party establishes that:

259.19 (A) the responding party failed to state a cause of action upon which relief can be granted;  
259.20 or

259.21 (B) there is no genuine issue as to any material fact and the moving party is entitled to  
259.22 judgment as a matter of law on the cause of action or part of the cause of action.

259.23 (b) A voluntary dismissal without prejudice of a responding party's cause of action, or  
259.24 part of a cause of action, that is the subject of a motion under section 554.09 does not affect  
259.25 a moving party's right to obtain a ruling on the motion and seek costs, attorney fees, and  
259.26 expenses under section 554.16.

259.27 (c) A voluntary dismissal with prejudice of a responding party's cause of action, or part  
259.28 of a cause of action, that is the subject of a motion under section 554.09 establishes for the  
259.29 purpose of section 554.16 that the moving party prevailed on the motion.

260.1 Sec. 8. **[554.14] RULING.**

260.2 The court shall rule on a motion under section 554.09 not later than 60 days after a  
260.3 hearing under section 554.11.

260.4 Sec. 9. **[554.15] APPEAL.**

260.5 A moving party may appeal as a matter of right from an order denying, in whole or in  
260.6 part, a motion under section 554.09. The appeal must be filed not later than 30 days after  
260.7 entry of the order.

260.8 Sec. 10. **[554.16] COSTS, ATTORNEY FEES, AND EXPENSES.**

260.9 On a motion under section 554.09, the court shall award court costs, reasonable attorney  
260.10 fees, and reasonable litigation expenses related to the motion:

260.11 (1) to the moving party if the moving party prevails on the motion; or

260.12 (2) to the responding party if the responding party prevails on the motion and the court  
260.13 finds that the motion was frivolous or filed solely with intent to delay the proceeding.

260.14 Sec. 11. **[554.17] CONSTRUCTION.**

260.15 Sections 554.07 to 554.19 must be broadly construed and applied to protect the exercise  
260.16 of the right of freedom of speech and of the press, the right to assemble and petition, and  
260.17 the right of association, guaranteed by the United States Constitution or Minnesota  
260.18 Constitution.

260.19 Sec. 12. **[554.18] UNIFORMITY OF APPLICATION AND CONSTRUCTION.**

260.20 In applying and construing this uniform act, consideration must be given to the need to  
260.21 promote uniformity of the law with respect to its subject matter among states that enact it.

260.22 Sec. 13. **[554.19] SAVINGS CLAUSE.**

260.23 Sections 554.07 to 554.19 do not affect a cause of action asserted before the effective  
260.24 date of sections 554.07 to 554.19 in a civil action or a motion under Minnesota Statutes  
260.25 2022, sections 554.01 to 554.06, regarding the cause of action.

261.1 Sec. 14. [554.20] NO WAIVER OF OTHER PLEADINGS OR DEFENSES.

261.2 A special motion for expedited relief under sections 554.07 to 554.19 is not meant to  
261.3 waive a defense or preclude the filing of another pleading or motion regarding the cause of  
261.4 action.

261.5 Sec. 15. REVISOR INSTRUCTION.

261.6 The revisor of statutes shall prepare legislation for the 2025 legislative session making  
261.7 any additional conforming changes arising out of this article.

261.8 Sec. 16. REPEALER.

261.9 Minnesota Statutes 2022, sections 554.01; 554.02; 554.03; 554.04; 554.045; 554.05;  
261.10 and 554.06, are repealed.

261.11 Sec. 17. EFFECTIVE DATE.

261.12 This article is effective the day following final enactment and applies to a civil action  
261.13 pending on or commenced on or after that date."

261.14 Delete the title and insert:

261.15 "A bill for an act  
261.16 relating to state government; providing policy for crime victims, law enforcement,  
261.17 criminal justice, corrections, public safety, crime, predatory offenders, restorative  
261.18 practices restitution program, Clemency Review Commission, protective orders,  
261.19 judicial data privacy, judiciary, public defense, civil law, contracts for deed, and  
261.20 state government data; providing for the Uniform Public Expression Protection  
261.21 Act; establishing the State Board of Civil Legal Aid; authorizing Anoka County  
261.22 to build jail and criminal justice center; providing for grants; providing for working  
261.23 groups and task forces; providing criminal penalties; providing for reports;  
261.24 appropriating money for judiciary, public safety, and corrections; amending  
261.25 Minnesota Statutes 2022, sections 5B.02; 5B.03, subdivision 3; 5B.04; 5B.05;  
261.26 13.045, subdivision 3; 13.84, subdivision 6; 14.05, subdivision 7; 14.08; 14.16,  
261.27 subdivision 3; 14.26, subdivision 3a; 14.386, as amended; 14.388, subdivision 2;  
261.28 14.3895, subdivisions 2, 6; 14.48, subdivision 2; 14.62, subdivision 2a; 15A.083,  
261.29 subdivision 6a; 16E.01, subdivision 2; 16E.03, subdivisions 3, 4, 5, 7; 16E.04,  
261.30 subdivisions 2, 3; 16E.07; 117.042; 152.025, subdivision 4; 169A.03, by adding  
261.31 a subdivision; 169A.51, subdivision 3; 171.177, subdivisions 1, 3, 4, 5, 8, 12;  
261.32 171.182, subdivisions 2, 3; 211B.33, subdivision 2; 211B.34, subdivisions 1, 2;  
261.33 211B.35, subdivisions 1, 3; 241.021, subdivisions 1h, 4b; 241.75, subdivision 2;  
261.34 243.05, subdivision 1b; 243.166, subdivisions 1a, 3, 6, by adding a subdivision;  
261.35 243.167, subdivision 1; 243.52, subdivision 2; 244.052, subdivisions 3, 4, 4a;  
261.36 253B.02, subdivision 4d; 253B.18, subdivision 5a, as amended; 253D.14,  
261.37 subdivision 1; 260B.007, subdivisions 6, 16; 260B.198, subdivision 7; 260C.007,  
261.38 subdivision 6; 260E.06, subdivision 1; 260E.08; 272.12; 299A.73, subdivision 4;  
261.39 326.338, subdivision 4; 326.3388; 480.15, subdivision 10c; 480.24, subdivisions  
261.40 2, 4; 480.242, subdivisions 2, 3; 480.243, subdivision 1; 491A.01, subdivision 3a;  
261.41 507.235, subdivisions 1a, 5; 513.73, subdivision 3; 518B.01, subdivisions 2, 3a,  
261.42 3b, 4, 5, 6a, 7, 8, 8a, 9, 9a, 11, by adding a subdivision; 524.5-315; 524.5-317;

262.1 548.251, subdivision 2; 559.21, subdivisions 2a, 4, by adding subdivisions; 559.211,  
 262.2 subdivision 1; 559.213; 563.01; 590.01, subdivision 4; 590.03; 593.50, subdivision  
 262.3 1; 604A.05, subdivision 1; 609.02, by adding a subdivision; 609.06, subdivision  
 262.4 1, as amended, by adding a subdivision; 609.075; 609.1056, by adding a  
 262.5 subdivision; 609.14, subdivisions 2, 3, by adding a subdivision; 609.324,  
 262.6 subdivision 1; 609.748, subdivisions 3a, 5, 5b, by adding a subdivision; 609.78,  
 262.7 subdivision 3, by adding a subdivision; 611.215, subdivision 2; 611.24; 611.26,  
 262.8 subdivisions 2, 3, 3a, 4; 611.263, subdivision 1; 611.265; 611.27, subdivisions 1,  
 262.9 8, 10, 11, 13, 16; 611A.06, subdivision 3a, by adding a subdivision; 611A.212,  
 262.10 subdivision 1; 611A.73, subdivision 4; 626.05, subdivision 2; 626.5534; 626.84,  
 262.11 subdivision 1; 626.8435, subdivision 1; 626.8457, subdivision 3; 629.72,  
 262.12 subdivisions 1, 7; 629.725; 629.73, subdivision 1, by adding a subdivision;  
 262.13 Minnesota Statutes 2023 Supplement, sections 16E.01, subdivision 3; 16E.03,  
 262.14 subdivision 2; 146A.08, subdivision 1; 169A.51, subdivision 4; 214.10, subdivision  
 262.15 10; 241.021, subdivision 1; 243.166, subdivision 1b; 244.05, subdivision 5; 244.17,  
 262.16 subdivision 3; 244.21, subdivision 2; 244.41, subdivisions 6, 14, by adding a  
 262.17 subdivision; 244.46, subdivisions 1, 2; 244.50, subdivision 4; 299A.49, subdivisions  
 262.18 8, 9; 299A.95, subdivision 5; 299C.105, subdivision 1; 307.08, subdivision 3a;  
 262.19 326.3387, subdivision 1; 401.01, subdivision 2; 401.10, subdivision 1; 515B.2-103;  
 262.20 515B.3-102; 524.5-313; 609.1095, subdivision 1; 609.133, subdivision 4; 609.135,  
 262.21 subdivision 2; 609.14, subdivision 1; 609.3455, subdivision 5; 609.35; 609.522,  
 262.22 subdivisions 1, 2; 609A.015, subdivision 3, as amended; 609A.02, subdivision 3;  
 262.23 609A.06, subdivision 2; 611.215, subdivision 1; 611.23; 611.41, subdivision 7;  
 262.24 611.55, subdivision 1; 611.56, subdivisions 1, 6; 611.57, subdivisions 1, 4;  
 262.25 611A.039, subdivision 1; 611A.52, subdivision 5; 626.8516, subdivision 6; 629.292,  
 262.26 subdivision 2; 638.09, subdivision 5; 638.12, subdivision 2; 638.15, subdivision  
 262.27 1; Laws 2023, chapter 52, article 1, section 2, subdivision 3; article 2, sections 3,  
 262.28 subdivisions 5, 8, as amended; 6, subdivisions 1, 4; article 4, section 24,  
 262.29 subdivisions 3, 7; article 8, section 20, subdivision 3; Laws 2023, chapter 63,  
 262.30 article 5, section 5; proposing coding for new law in Minnesota Statutes, chapters  
 262.31 3C; 13; 14; 16A; 16E; 169; 219; 241; 244; 260B; 299A; 480; 500; 554; 609; 626;  
 262.32 627; 634; proposing coding for new law as Minnesota Statutes, chapter 559A;  
 262.33 repealing Minnesota Statutes 2022, sections 16E.035; 16E.0465, subdivisions 1,  
 262.34 2; 16E.055; 16E.20; 241.265; 480.242, subdivision 1; 554.01; 554.02; 554.03;  
 262.35 554.04; 554.045; 554.05; 554.06; 559.201; 559.202; 609B.050; 609B.100;  
 262.36 609B.101; 609B.102; 609B.103; 609B.104; 609B.106; 609B.107; 609B.108;  
 262.37 609B.109; 609B.110; 609B.111; 609B.112; 609B.113; 609B.120; 609B.121;  
 262.38 609B.122; 609B.123; 609B.124; 609B.125; 609B.126; 609B.127; 609B.128;  
 262.39 609B.129; 609B.130; 609B.132; 609B.133; 609B.134; 609B.135; 609B.136;  
 262.40 609B.139; 609B.140; 609B.141; 609B.142; 609B.143; 609B.144; 609B.146;  
 262.41 609B.147; 609B.148; 609B.149; 609B.1495; 609B.150; 609B.151; 609B.152;  
 262.42 609B.153; 609B.155; 609B.157; 609B.158; 609B.159; 609B.160; 609B.162;  
 262.43 609B.164; 609B.1641; 609B.1645; 609B.165; 609B.168; 609B.170; 609B.171;  
 262.44 609B.172; 609B.173; 609B.174; 609B.175; 609B.176; 609B.177; 609B.179;  
 262.45 609B.180; 609B.181; 609B.183; 609B.184; 609B.185; 609B.187; 609B.188;  
 262.46 609B.189; 609B.191; 609B.192; 609B.193; 609B.194; 609B.195; 609B.200;  
 262.47 609B.201; 609B.203; 609B.205; 609B.206; 609B.216; 609B.231; 609B.235;  
 262.48 609B.237; 609B.241; 609B.245; 609B.255; 609B.262; 609B.263; 609B.265;  
 262.49 609B.271; 609B.273; 609B.275; 609B.277; 609B.301; 609B.310; 609B.311;  
 262.50 609B.312; 609B.320; 609B.321; 609B.330; 609B.331; 609B.332; 609B.333;  
 262.51 609B.340; 609B.341; 609B.342; 609B.343; 609B.344; 609B.345; 609B.400;  
 262.52 609B.405; 609B.410; 609B.415; 609B.425, subdivision 1; 609B.430; 609B.435,  
 262.53 subdivisions 1, 3; 609B.445; 609B.450; 609B.455; 609B.460; 609B.465; 609B.500;  
 262.54 609B.505; 609B.510; 609B.515; 609B.518; 609B.520; 609B.525; 609B.530;  
 262.55 609B.535; 609B.540; 609B.545; 609B.600; 609B.610; 609B.611; 609B.612;  
 262.56 609B.613; 609B.614; 609B.615; 609B.700; 609B.710; 609B.720; 609B.721;  
 262.57 609B.722; 609B.723; 609B.724; 609B.725; 611.20, subdivisions 3, 4, 7; 611.25,

263.1 subdivision 3; 611.27, subdivisions 6, 9, 12; Minnesota Statutes 2023 Supplement,  
263.2 sections 609B.161; 609B.425, subdivision 2; 609B.435, subdivision 2."

264.1 We request the adoption of this report and repassage of the bill.

264.2 House Conferees:

264.3 ..... ..

264.4 Kelly Moller Jamie Becker-Finn

264.5 ..... ..

264.6 Sandra Feist Brion Curran

264.7 ..... ..

264.8 Patricia Mueller

264.9 Senate Conferees:

264.10 ..... ..

264.11 Ron Latz Clare Oumou Verbeten

264.12 ..... ..

264.13 Judy Seeberger Bonnie Westlin

264.14 ..... ..

264.15 Warren Limmer