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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. 3061

02/11/2020 Authored by Lee, Gomez, Her, Mann, Dehn and others
The bill was read for the first time and referred to the Public Safety and Criminal Justice Reform Finance and Policy Division
04/28/2020 Adoption of Report: Amended and re-referred to the Committee on Government Operations

1.1 A bill for an act
1.2 relating to public safety; providing for health and welfare rights of inmates;
1.3 amending Minnesota Statutes 2018, sections 241.02, by adding a subdivision;
1.4 641.15, by adding a subdivision.

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

1.6 Section 1. Minnesota Statutes 2018, section 241.02, is amended by adding a subdivision
1.7 to read:

1.8 Subd. 1a. Inmate constitutional rights; health and welfare. The commissioner must
1.9 ensure that each state correctional facility and each correctional facility inspected by the
1.10 commissioner has policies and programs that preserve and protect the constitutional rights
1.11 of inmates and provide adequately for inmate health and wellness.

1.12 Sec. 2. Minnesota Statutes 2018, section 641.15, is amended by adding a subdivision to
1.13 read:

1.14 Subd. 4a. Equal treatment. (a) A sheriff must apply the same rules to all inmates under
1.15 the sheriff's care regardless of the grounds for which an inmate is detained or the government
1.16 authority that ordered the inmate detained.

1.17 (b) On the effective date of this section, if a county has an existing contract for detaining
1.18 inmates that requires standards of inmate care and supervision that do not comply with the
1.19 standard in paragraph (a), the county may honor the contract, but shall not renew the contract
1.20 or enter a new contract that contains provisions that violate paragraph (a).

2.1 Sec. 3. **EFFECTIVE DATE.**

2.2 Sections 1 and 2 are effective May 1, 2021.