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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-SECOND SESSION

H. F. No. 3350

02/14/2022 Authored by Neu Brindley and Robbins

The bill was read for the first time and referred to the Committee on Public Safety and Criminal Justice Reform Finance and Policy

1.1 A bill for an act
1.2 relating to public safety; requiring legislative approval of sentencing guideline
1.3 modifications; amending Minnesota Statutes 2020, section 244.09, subdivision
1.4 11.

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

1.6 Section 1. Minnesota Statutes 2020, section 244.09, subdivision 11, is amended to read:

1.7 Subd. 11. **Modification.** The commission shall meet as necessary for the purpose of
1.8 modifying and improving the guidelines. Any modification which amends the Sentencing
1.9 Guidelines grid, including lowering severity levels and criminal history scores, or which
1.10 would lessen the impact of a criminal history or custody status and result in the reduction
1.11 of any sentence or in the early release of any inmate, with the exception of a modification
1.12 mandated or authorized by the legislature or relating to a crime created or amended by the
1.13 legislature in the preceding session, shall be submitted to the legislature for approval by
1.14 January 15 of any year in which the commission wishes to make the change ~~and shall be~~
1.15 ~~effective on August 1 of that year, unless the legislature by law provides otherwise.~~ The
1.16 change must not take effect until the day following the legislature's approval of the
1.17 modification. All other modifications shall take effect according to the procedural rules of
1.18 the commission. On or before January 15 of each year, the commission shall submit a written
1.19 report to the committees of the senate and the house of representatives with jurisdiction
1.20 over criminal justice policy that identifies and explains all modifications made during the
1.21 preceding 12 months and all proposed modifications that are being submitted to the legislature
1.22 that year.