

CHAPTER 611A

CRIME VICTIMS: RIGHTS, PROGRAMS, AGENCIES

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611A.03 PLEA AGREEMENTS; NOTIFICATION.

Subdivision 1. **Plea agreements; notification of victim.** Prior to the entry of the factual basis for a plea pursuant to a plea agreement recommendation, a prosecuting attorney shall make a reasonable and good faith effort to inform the victim of:

(a) the contents of the plea agreement recommendation, including the amount of time recommended for the defendant to serve in jail or prison if the court accepts the agreement; and

(b) the right to be present at the sentencing hearing and at the hearing during which the plea is presented to the court and to express orally or in writing, at the victim's option, any objection to the agreement or to the proposed disposition. If the victim is not present when the court considers the recommendation, but has communicated objections to the prosecuting attorney, the prosecuting attorney shall make these objections known to the court.

[For text of subd 2, see M.S.2002]

History: 2003 c 116 s 4

611A.0301 RIGHT TO SUBMIT STATEMENT AT PLEA PRESENTATION HEARING.

A victim has the rights described in section 611A.03, subdivision 1, paragraph (b), at a plea presentation hearing.

History: 2003 c 116 s 5

611A.0392 NOTICE TO COMMUNITY CRIME PREVENTION GROUP.

Subdivision 1. **Definitions.** (a) As used in this section, the following terms have the meanings given them.

(b) "Cities of the first class" has the meaning given in section 410.01.

(c) "Community crime prevention group" means a community group focused on community safety and crime prevention that:

(1) meets regularly for the purpose of discussing community safety and patrolling community neighborhoods for criminal activity;

(2) is previously designated by the local law enforcement agency as a community crime prevention group; and

(3) interacts regularly with the police regarding community safety issues.

Subd. 2. **Notice.** (a) A law enforcement agency that is responsible for arresting individuals who commit crimes within cities of the first class shall make reasonable efforts to disclose certain information in a timely manner to the designated leader of a community crime prevention group that has reported criminal activity, excluding petty misdemeanors, to law enforcement. The law enforcement agency shall make reasonable efforts to disclose information on the final outcome of the investigation into the criminal activity including, but not limited to, where appropriate, the decision to arrest or not arrest the person and whether the matter was referred to a prosecuting authority. If the matter is referred to a prosecuting authority, the law enforcement agency must notify the prosecuting authority of the community crime prevention group's request for notice under this subdivision.

(b) A prosecuting authority who is responsible for filing charges against or prosecuting a person arrested for a criminal offense in cities of the first class shall make reasonable efforts to disclose certain information in a timely manner to the designated leader of a community crime prevention group that has reported specific criminal activity to law enforcement. The prosecuting authority shall make reasonable efforts to disclose information on the final outcome of the criminal proceeding that resulted from the arrest including, but not limited to, where appropriate, the decision to dismiss or not file charges against the arrested person.

(c) A community crime prevention group that would like to receive written or Internet notice under this subdivision must request the law enforcement agency and the prosecuting authority where the specific alleged criminal conduct occurred to provide notice to the community crime prevention group leader. The community crime prevention group must provide the law enforcement agency with the name, address, and telephone number of the community crime prevention group leader and the preferred method of communication.

History: *1Sp2003 c 2 art 8 s 17*

611A.202 INTERAGENCY TASK FORCE ON DOMESTIC VIOLENCE AND SEXUAL ASSAULT PREVENTION.

Subdivision 1. **Task force membership.** The Interagency Task Force on Domestic Violence and Sexual Assault Prevention consists of the following individuals, or their designees:

- (1) the director of domestic violence and sexual assault prevention;
- (2) the director of the Department of Public Safety's Office of Drug Policy and Violence Prevention;
- (3) a representative of the Department of Education who is responsible for or knowledgeable about violence prevention issues, child visitation, and abused children's programs within the department's jurisdiction; appointed by the commissioner of education;
- (4) a representative of the Department of Corrections who is responsible for or knowledgeable about violence prevention and restorative justice issues within the department's jurisdiction; appointed by the commissioner of corrections;
- (5) a representative of the Department of Health who is responsible for or knowledgeable about family and public health violence prevention issues within the department's jurisdiction; appointed by the commissioner of health;
- (6) a representative of the Department of Human Services who is responsible for or knowledgeable about violence prevention issues within the department's jurisdiction; appointed by the commissioner of human services;
- (7) a representative of the Department of Economic Security who is responsible for or knowledgeable about violence prevention issues within the department's jurisdiction; appointed by the commissioner of economic security;
- (8) a county attorney knowledgeable in domestic violence and sexual assault issues; appointed by the Minnesota County Attorney's Association;
- (9) a judge knowledgeable in domestic violence and sexual assault issues; appointed by the chief justice of the Supreme Court;
- (10) a city attorney knowledgeable in domestic violence and sexual assault issues; appointed by the League of Minnesota Cities;
- (11) a representative from the United States Attorney's office knowledgeable in domestic violence and sexual assault issues; appointed by the United States Attorney;
- (12) the attorney general, or a designee;
- (13) a representative from the Minnesota Coalition for Battered Women; appointed by the coalition;
- (14) a representative from the Minnesota Coalition Against Sexual Assault; appointed by the coalition;

(15) a representative from a battered women shelter; appointed by the commissioner of public safety;

(16) the executive director of the Center for Crime Victim Services; and

(17) a peace officer knowledgeable in domestic violence and sexual assault issues; appointed by the commissioner of public safety.

[For text of subds 2 to 6, see M.S.2002]

History: 2003 c 130 s 12

611A.78 CRIME VICTIM SERVICES ROUNDTABLE.

Subdivision 1. **Membership.** A crime victim services roundtable is created and shall be convened by the commissioner of administration or a designee. The roundtable membership shall include representatives from the following: the Departments of Health; Human Services; Corrections; and Public Safety; the Supreme Court; the Minnesota Planning Agency; the Office of the Attorney General; the Office of Crime Victim Ombudsman; the County Attorneys Association; and the Office of Dispute Resolution. The roundtable membership shall also include one person representing the four councils designated in sections 3.922, 3.9223, 3.9225, and 3.9226.

[For text of subd 2, see M.S.2002]

History: 1Sp2003 c 9 art 2 s 47

611A.79 CIVIL DAMAGES FOR BIAS OFFENSES.

Subdivision 1. **Definition.** For purposes of this section, "bias offense" means conduct that would constitute a crime and was committed because of the victim's or another's actual or perceived race, color, religion, sex, sexual orientation, disability as defined in section 363A.03, age, or national origin.

[For text of subds 2 to 6, see M.S.2002]