

SENATE
STATE OF MINNESOTA
NINETY-SECOND SESSION

S.F. No. 2133

(SENATE AUTHORS: CHAMBERLAIN)

DATE
03/17/2021

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Introduction and first reading
 Referred to Judiciary and Public Safety Finance and Policy

OFFICIAL STATUS

- 1.1 A bill for an act
- 1.2 relating to courts; prohibiting execution of criminal sentences for certain probation
- 1.3 violations; amending Minnesota Statutes 2020, section 609.14, subdivision 3.
- 1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
- 1.5 Section 1. Minnesota Statutes 2020, section 609.14, subdivision 3, is amended to read:
- 1.6 Subd. 3. **Sentence.** (a) If any of such grounds are found to exist the court may:
- 1.7 (1) if imposition of sentence was previously stayed, again stay sentence or impose
- 1.8 sentence and stay the execution thereof, and in either event place the defendant on probation
- 1.9 or order intermediate sanctions pursuant to section 609.135, or impose sentence and order
- 1.10 execution thereof; or
- 1.11 (2) if sentence was previously imposed and execution thereof stayed, continue such stay
- 1.12 and place the defendant on probation or order intermediate sanctions in accordance with
- 1.13 the provisions of section 609.135, or order execution of the sentence previously imposed.
- 1.14 (b) Absent additional grounds found to exist, the court may not order execution of the
- 1.15 sentence for the first occurrence of the following violations:
- 1.16 (1) failure to pay surcharges, fees, fines, or restitution;
- 1.17 (2) a positive test for illegal or nonprescribed mood-altering drugs;
- 1.18 (3) a positive test for alcohol;
- 1.19 (4) failure to make a good-faith effort to obtain or maintain employment;
- 1.20 (5) failure to report changes in employment;

- 2.1 (6) curfew violation;
- 2.2 (7) failure to report contact with law enforcement;
- 2.3 (8) citation or guilty finding for a petty misdemeanor offense; or
- 2.4 (9) failure to contact agent as directed, absent absconding or intention thereof.
- 2.5 **EFFECTIVE DATE.** This section is effective August 1, 2021, and applies to a
- 2.6 revocation proceeding initiated on or after that date.