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State of Minnesota

HOUSE OF REPRESENTATIVES

SPECIAL SESSION

H. F. No. 123

06/15/2020 Authored by Demuth and Robbins

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

1.1 A bill for an act
1.2 relating to public safety; requiring peace-officer-involved deaths to be investigated
1.3 by the Bureau of Criminal Apprehension; proposing coding for new law in
1.4 Minnesota Statutes, chapter 299C.

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

1.6 Section 1. 299C.064 PEACE-OFFICER-INVOLVED DEATHS.

1.7 Subdivision 1. Definitions. (a) As used in this section the following terms have the
1.8 meanings provided.

1.9 (b) "Law enforcement agency" has the meaning given in section 626.84, subdivision 1,
1.10 paragraph (f).

1.11 (c) "Peace-officer-involved death" occurs when a peace officer's use of force results in
1.12 the death of another while the officer is on duty or off duty but performing activities that
1.13 are within the scope of the officer's law enforcement duties.

1.14 (d) "Peace officer" has the meaning given in section 626.84, subdivision 1, paragraph
1.15 (c).

1.16 Subd. 2. Peace-officer-involved death investigations. (a) Except as provided for in
1.17 paragraph (c), the superintendent shall investigate each peace-officer-involved death in the
1.18 state.

1.19 (b) When the investigation is concluded, the superintendent shall file an investigative
1.20 report with the county attorney of the county where the death occurred and the chief law
1.21 enforcement officer of the law enforcement agency that employs a peace officer under
1.22 investigation in the death.

- 2.1 (c) When a peace officer employed by the Bureau of Criminal Apprehension is the
2.2 subject of a peace-officer-involved death investigation, the investigation shall be conducted
2.3 by the sheriff of the county where the death occurred.