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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-THIRD SESSION

H. F. No. 3725

02/13/2024 Authored by Wolgamott
The bill was read for the first time and referred to the Committee on Public Safety Finance and Policy

1.1 A bill for an act
1.2 relating to public safety; providing for local correctional officers in Peace Officers
1.3 Discipline Procedures Act; amending Minnesota Statutes 2022, sections 241.026,
1.4 subdivision 1; 626.89, subdivisions 1, 2.

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

1.6 Section 1. Minnesota Statutes 2022, section 241.026, subdivision 1, is amended to read:

1.7 Subdivision 1. Definitions. (a) For purposes of this section, the terms defined in this
1.8 subdivision have the meanings given them.

1.9 (b) "Correctional officer" and "officer" mean a person employed by the state, or a state
1.10 correctional facility, or a local correctional or detention facility in a security capacity.

1.11 (c) "Formal statement" means the questioning of an officer in the course of obtaining a
1.12 recorded, stenographic, or signed statement to be used as evidence in a disciplinary
1.13 proceeding against the officer.

1.14 Sec. 2. Minnesota Statutes 2022, section 626.89, subdivision 1, is amended to read:

1.15 Subdivision 1. Definitions. For purposes of this section, the terms defined in this
1.16 subdivision have the meanings given them.

1.17 (a) "Administrative hearing" means a nonjudicial hearing or arbitration authorized to
1.18 recommend, approve, or order discipline.

1.19 (b) "Correctional officer" means a person employed by a local correctional or detention
1.20 facility in a security capacity.

2.1 ~~(b)~~ (c) "Formal statement" means the questioning of an officer in the course of obtaining
2.2 ~~a recorded, stenographic, or signed statement~~ information to be used as a basis for disciplining
2.3 an officer or as evidence in a disciplinary proceeding against the officer.

2.4 ~~(e)~~ (d) "Officer" means a licensed peace officer or part-time peace officer, as defined in
2.5 section 626.84, subdivision 1, paragraphs (c) and (d), who is employed by a unit of
2.6 government, or a correctional officer.

2.7 Sec. 3. Minnesota Statutes 2022, section 626.89, subdivision 2, is amended to read:

2.8 Subd. 2. **Applicability.** The procedures and provisions of this section apply to law
2.9 enforcement agencies and government units, local correctional facilities, and local detention
2.10 facilities. The procedures and provisions of this section do not apply to investigations of
2.11 criminal charges against an officer.