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# State of Minnesota

## HOUSE OF REPRESENTATIVES

SPECIAL SESSION

H. F. No. **140**

06/16/2020 Authored by Novotny 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 officers to receive training on interceding  
1.3 when another officer is using unreasonable force; amending Minnesota Statutes  
1.4 2018, section 626.8452.

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

1.6 Section 1. Minnesota Statutes 2018, section 626.8452, is amended to read:

1.7 **626.8452 DEADLY FORCE AND FIREARMS USE; INTERCESSION TRAINING;**  
1.8 **POLICIES AND INSTRUCTION REQUIRED.**

1.9 Subdivision 1. **Deadly force policy.** By January 1, 1992, the head of every local and  
1.10 state law enforcement agency shall establish and enforce a written policy governing the use  
1.11 of force, including deadly force, as defined in section 609.066, and interceding when another  
1.12 peace officer is using unreasonable force by peace officers and part-time peace officers  
1.13 employed by the agency. The policy must be consistent with the provisions of section  
1.14 609.066, subdivision 2, and may not prohibit the use of deadly force under circumstances  
1.15 in which that force is justified under section 609.066, subdivision 2.

1.16 Subd. 2. **Deadly force and firearms use; initial instruction.** Beginning January 1,  
1.17 1992, the head of every local and state law enforcement agency shall provide instruction  
1.18 on the use of force, deadly force, ~~and~~ the use of firearms, and interceding when another  
1.19 peace officer is using unreasonable force to every peace officer and part-time peace officer  
1.20 newly appointed by or beginning employment with the agency. This instruction must occur  
1.21 before the agency head issues a firearm to the officer or otherwise authorizes the officer to  
1.22 carry a firearm in the course of employment. The instruction must be based on the agency's

2.1 written policy required in subdivision 1 and on the instructional materials required by the  
2.2 board for peace officer and part-time peace officer licensure.

2.3 Subd. 3. **Deadly force and firearms use; continuing instruction.** Beginning January  
2.4 1, 1992, the head of every local and state law enforcement agency shall provide the  
2.5 instruction described in subdivision 2 to every peace officer and part-time peace officer  
2.6 currently employed by the agency. This instruction must be provided at least once a year.

2.7 Subd. 4. **Record keeping required.** The head of every local and state law enforcement  
2.8 agency shall maintain written records of the agency's compliance with the requirements of  
2.9 subdivisions 2 and 3.

2.10 Subd. 5. **Licensing sanctions; injunctive relief.** The board may impose licensing  
2.11 sanctions and seek injunctive relief under section 214.11 for failure to comply with the  
2.12 requirements of this section.