

HOUSE OF REPRESENTATIVES

EIGHTY-EIGHTH SESSION

H. F. No. 1556

03/13/2013 Authored by Hilstrom

The bill was read for the first time and referred to the Committee on Judiciary Finance and Policy

03/21/2013 Adoption of Report: Pass as Amended and Read Second Time

04/02/2013 By motion, re-referred to the Committee on Public Safety Finance and Policy

1.1 A bill for an act
 1.2 relating to civil commitment; limiting the time period that a person may be held
 1.3 in jail or state correctional facility pending or after civil commitment; proposing
 1.4 coding for new law in Minnesota Statutes, chapter 253B.

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

1.6 Section 1. **[253B.046] LIMITED TIME PERIOD.**

1.7 (a) Notwithstanding any law to the contrary, a person being held under a judicial
 1.8 hold in jail pending a court order for civil commitment must be transferred to a treatment
 1.9 facility or community-based treatment program with an appropriate level of security
 1.10 within 48 hours of the first date of confinement under the hold. This paragraph does not
 1.11 apply to a person who has elected to be confined in a Department of Corrections or county
 1.12 correction or detention facility under section 253B.045.

1.13 (b) Notwithstanding any law to the contrary, a person confined in a correctional
 1.14 facility or jail who is civilly committed to a treatment facility with an appropriate level
 1.15 of security by court order must be placed in that facility within 48 hours of the date of
 1.16 commitment.

1.17 **EFFECTIVE DATE.** This section is effective August 1, 2013, and applies to civil
 1.18 commitment proceedings beginning on or after that date.

1.19 Sec. 2. **PERSONS PRESENTLY CONFINED.**

1.20 A person confined in a correctional facility or jail for more than 48 hours pending
 1.21 transfer to a treatment facility with an appropriate level of security on July 31, 2013, must
 1.22 be transferred to the secure treatment facility within 48 hours of that date, unless the

- 2.1 person has elected to be confined in a Department of Corrections or county correction or
2.2 detention facility under Minnesota Statutes, section 253B.045.
- 2.3 **EFFECTIVE DATE.** This section is effective August 1, 2013.