

SENATE
STATE OF MINNESOTA
EIGHTY-EIGHTH LEGISLATURE

S.F. No. 647

(SENATE AUTHORS: ORTMAN, Ingebrigtsen, Bonoff, Nelson and Goodwin)

DATE	D-PG	OFFICIAL STATUS
02/21/2013	352	Introduction and first reading Referred to Judiciary
03/18/2013	1163a 1179	Comm report: To pass as amended Second reading
03/20/2013	1357	General Orders: Stricken and re-referred to Finance
04/24/2013		Comm report: To pass as amended Second reading

A bill for an act

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

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

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

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

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

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

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

A person confined in a correctional facility or jail for more than 48 hours pending transfer to a treatment facility with an appropriate level of security on July 31, 2013, must 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.