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State of Minnesota
HOUSE OF REPRESENTATIVES
First Division Engrossment

NINETY-FIRST SESSION

H. F. No. 1934

03/04/2019 Authored by Gomez, Christensen, Miller and Dehn
 The bill was read for the first time and referred to the Committee on Ways and Means

Division Action

03/06/2019 *Referred by Chair to the Public Safety and Criminal Justice Reform Finance and Policy Division
 Division action, to adopt as amended and return to the Committee on Ways and Means*

1.1 A bill for an act
 1.2 relating to public safety; establishing a task force on the implementation of dosage
 1.3 probation; increasing the Community Corrections Act subsidy; appropriating
 1.4 money.

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

1.6 Section 1. **TASK FORCE ON THE IMPLEMENTATION OF DOSAGE**
 1.7 **PROBATION.**

1.8 Subdivision 1. **Establishment.** A task force on the implementation of dosage probation
 1.9 is established to analyze dosage probation and earned time credit programs, develop a
 1.10 comprehensive plan for implementation of dosage probation in Minnesota, and recommend
 1.11 possible legislative action.

1.12 Subd. 2. **Membership.** (a) The task force consists of 14 members as follows:

1.13 (1) the chief justice of the supreme court or a designee;

1.14 (2) one district court judge appointed by the chief justice of the supreme court;

1.15 (3) the state public defender or a designee;

1.16 (4) one county attorney appointed by the board of directors of the Minnesota County

1.17 Attorneys Association;

1.18 (5) one city attorney;

1.19 (6) the commissioner of corrections or a designee;

1.20 (7) one probation officer from a Community Corrections Act county in the metropolitan

1.21 area;

- 2.1 (8) one probation officer from a Community Corrections Act county in greater Minnesota;
- 2.2 (9) one peace officer, as defined in Minnesota Statutes, section 626.84, from the
- 2.3 metropolitan area;
- 2.4 (10) one peace officer, as defined in Minnesota Statutes, section 626.84, from greater
- 2.5 Minnesota;
- 2.6 (11) two individuals who have been convicted of a felony offense and served a sentence
- 2.7 of probation;
- 2.8 (12) a representative from a nonprofit agency providing treatment services to individuals
- 2.9 on probation in the metropolitan area; and
- 2.10 (13) a representative from a nonprofit agency providing treatment services to individuals
- 2.11 on probation in greater Minnesota.
- 2.12 (b) For purposes of this subdivision, "metropolitan area" has the meaning given in
- 2.13 Minnesota Statutes, section 473.121, subdivision 2, and "greater Minnesota" has the meaning
- 2.14 given in Minnesota Statutes, section 116J.8738, subdivision 1, paragraph (e).
- 2.15 (c) Members of the task force serve without compensation.
- 2.16 (d) Members of the task force serve at the pleasure of the appointing authority or until
- 2.17 the task force expires. Vacancies shall be filled by the appointing authority consistent with
- 2.18 the qualifications of the vacating member required by this subdivision.
- 2.19 Subd. 3. **Officers; meetings.** (a) The task force shall elect a chair and vice-chair and
- 2.20 may elect other officers as necessary.
- 2.21 (b) The commissioner of corrections shall convene the first meeting of the task force no
- 2.22 later than August 1, 2019, and shall provide meeting space and administrative assistance
- 2.23 as necessary for the task force to conduct its work.
- 2.24 (c) The task force shall meet at least quarterly or upon the call of its chair. The task force
- 2.25 shall meet sufficiently enough to accomplish the tasks identified in this section. Meetings
- 2.26 of the task force are subject to Minnesota Statutes, chapter 13D.
- 2.27 (d) The task force shall request the cooperation and assistance of tribal governments,
- 2.28 nongovernmental organizations, community and advocacy organizations working with
- 2.29 adults on probation, and academic researchers and experts.
- 2.30 Subd. 4. **Duties.** (a) The duties of the task force shall, at a minimum, include:

3.1 (1) reviewing and examining the dosage probation model of the National Institute of
3.2 Corrections;

3.3 (2) reviewing and assessing current supervision models in use in Minnesota, including
3.4 specialty courts and any pilot projects;

3.5 (3) reviewing and assessing probation models in use in other states;

3.6 (4) recommending training for judges, county attorneys, city attorneys, public defenders,
3.7 and probation agents;

3.8 (5) identifying gaps in existing services, supports, and housing for individuals on
3.9 probation;

3.10 (6) developing a comprehensive plan to implement a dosage probation model in
3.11 Minnesota; and

3.12 (7) reviewing existing Minnesota law and proposing amendments or new statutory
3.13 provisions.

3.14 (b) At its discretion, the task force may examine other related issues consistent with this
3.15 section.

3.16 Subd. 5. **Report.** On or before January 15, 2020, the task force shall report to the chairs
3.17 and ranking members of the legislative committees or divisions with jurisdiction over public
3.18 safety on the work of the task force including but not limited to the issues to be examined
3.19 in subdivision 1. The report shall include an assessment of the effect adopting dosage
3.20 probation would be expected to have on public safety, probation supervision, and the
3.21 Department of Corrections; the comprehensive plan developed under subdivision 4; and
3.22 any recommended legislative action.

3.23 **EFFECTIVE DATE.** This section is effective July 1, 2019.

3.24 Sec. 2. **DOSAGE PROBATION TASK FORCE; APPROPRIATION.**

3.25 \$200,000 in fiscal year 2020 is appropriated from the general fund to the commissioner
3.26 of corrections to implement the task force on the implementation of dosage probation.

3.27 **EFFECTIVE DATE.** This section is effective July 1, 2019.

4.1 Sec. 3. **COMMUNITY CORRECTIONS ACT; APPROPRIATIONS.**

4.2 \$2,440,000 in fiscal year 2020 and \$4,978,000 in fiscal year 2021 are appropriated from
4.3 the general fund to the commissioner of corrections to be added to the Community
4.4 Corrections Act subsidy, as described in Minnesota Statutes, section 401.14.