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State of Minnesota

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HOUSE OF REPRESENTATIVES

NINETY-FOURTH SESSION

H. F. No. **963**

02/17/2025 Authored by Rarick
The bill was read for the first time and referred to the Committee on Public Safety Finance and Policy
04/07/2025 Adoption of Report: Placed on the General Register as Amended
Read for the Second Time
05/19/2025 Pursuant to Rule 4.20, returned to the Committee on Public Safety Finance and Policy

- 1.1 A bill for an act
- 1.2 relating to corrections; authorizing commissioner of corrections to revoke earned
- 1.3 incentive credits granted under Minnesota Rehabilitation and Reinvestment Act;
- 1.4 modifying earned incentive release and supervision abatement status; amending
- 1.5 Minnesota Statutes 2024, sections 244.41, subdivision 6; 244.44; 244.46,
- 1.6 subdivision 1.
- 1.7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
- 1.8 Section 1. Minnesota Statutes 2024, section 244.41, subdivision 6, is amended to read:
- 1.9 Subd. 6. **Earned compliance credit.** "Earned compliance credit" means a one-month
- 1.10 reduction from the period ~~during~~ of active supervision ~~of~~ during the supervised release term
- 1.11 for every two months that a supervised individual exhibits compliance with the conditions
- 1.12 and goals of the individual's supervision plan, and otherwise meets the criteria established
- 1.13 by the commissioner of corrections in policy. If an individual earns sufficient earned
- 1.14 compliance credits, the commissioner must weigh risk to public safety, including the
- 1.15 individual's stability, behavior, or overall adjustment while on supervision before placement
- 1.16 on supervision abatement status. Earned compliance credit also applies to a conditional
- 1.17 release term.
- 1.18 Sec. 2. Minnesota Statutes 2024, section 244.44, is amended to read:
- 1.19 **244.44 APPLYING EARNED INCENTIVE RELEASE CREDIT.**
- 1.20 Earned incentive release credits are included in calculating the term of imprisonment
- 1.21 but are not added to the person's supervised release term, the total length of which remains
- 1.22 unchanged. The maximum amount of earned incentive release credit that can be earned and
- 1.23 subtracted from the term of imprisonment is 17 percent of the total executed sentence.

2.1 Earned credit cannot reduce the term of imprisonment to less than one-half of the incarcerated
2.2 person's executed sentence. ~~Once earned, Earned incentive release credits are nonrevocable~~
2.3 revocable if the person violates rules of the facility where the person is incarcerated or
2.4 otherwise commits a criminal act while incarcerated.

2.5 Sec. 3. Minnesota Statutes 2024, section 244.46, subdivision 1, is amended to read:

2.6 Subdivision 1. **Adopting policy for earned compliance credit; supervision abatement**
2.7 **status.** (a) The commissioner must adopt a policy providing for earned compliance credit
2.8 and supervision abatement status, including the circumstances under which an individual
2.9 may receive earned compliance credits and transition to supervision abatement status.

2.10 (b) Except as otherwise provided in the act, once the time served on active supervision
2.11 plus earned compliance credits equals the total length of the supervised release term or, if
2.12 applicable, the aggregate length of the supervised release term and conditional release term,
2.13 the individual is eligible for supervision abatement status. However, the commissioner must
2.14 not place the individual on supervision abatement status for the remainder of the supervised
2.15 or conditional release term and, if applicable, the conditional release term if the commissioner
2.16 determines that doing so would present a risk to public safety, after weighing factors
2.17 including the individual's stability, behavior, or overall adjustment while on supervision.
2.18 For individuals with lifetime terms of conditional release, the commissioner shall not place
2.19 the individual on supervision abatement status unless the time served on active supervision
2.20 plus earned compliance credits equals at least ten years.