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State of Minnesota

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HOUSE OF REPRESENTATIVES

NINETY-FOURTH SESSION

H. F. No. 3990

- 03/05/2026 Authored by Novotny, Moller and Curran
The bill was read for the first time and referred to the Committee on Public Safety Finance and Policy
- 03/16/2026 Adoption of Report: Amended and re-referred to the Committee on State Government Finance and Policy
- 03/23/2026 Adoption of Report: Placed on the General Register
Read for the Second Time
By motion, re-referred to the Committee on Public Safety Finance and Policy
- 04/07/2026 Adoption of Report: Placed on the General Register as Amended
Read for the Second Time
- 04/22/2026 Referred to the Chief Clerk for Comparison with S. F. No. 4760
- 04/23/2026 Postponed Indefinitely

1.1 A bill for an act

1.2 relating to public safety; providing policy for public safety, correctional facilities,

1.3 investigations, Department of Public Safety data, controlled substances, crime

1.4 victims, orders for protection, private detective and protective agent licensure,

1.5 employment disqualifications, sentence adjustments, expungement relief, domestic

1.6 abuse-related crimes and data, use of chemical irritants, and crimes of coercion,

1.7 retail theft, identity theft, and fraud; providing for reimbursements; replacing the

1.8 term "battered women" in statute where it appears; providing criminal penalties;

1.9 requiring reports; requiring rulemaking; amending Minnesota Statutes 2024,

1.10 sections 8.16, subdivision 1; 12.221, subdivision 6; 13.69, subdivision 1; 13.6905,

1.11 by adding subdivisions; 13.871, subdivision 5; 116L.362, subdivision 1; 119A.37,

1.12 subdivision 4; 142G.12, subdivision 2; 142G.53; 152.027, subdivision 7; 203B.06,

1.13 subdivision 3; 203B.11, subdivision 1; 241.021, subdivisions 1f, 1i, 4a; 241.69,

1.14 subdivisions 1, 3, 4, 5, 6; 256D.02, subdivision 12a; 256G.02, subdivision 6;

1.15 257.75, subdivision 6; 260E.02, subdivision 1; 299A.85, subdivision 4; 299A.90,

1.16 subdivision 3; 299C.05; 299C.065, subdivisions 1, 1a, 2, 3, 3a; 299C.46,

1.17 subdivision 6; 326.32, subdivisions 8, 10, 10a, 10c, 12; 326.33, subdivision 1;

1.18 326.3381, subdivisions 2, 4; 326.3382, subdivisions 1, 4; 326.3385, subdivision

1.19 2; 326.3386, subdivision 3; 364.03, subdivision 3; 364.05; 518B.02, subdivision

1.20 2; 609.133, subdivision 4; 609.19, subdivision 2; 609.27, subdivision 2; 609.3471;

1.21 609.522, subdivisions 1, 2; 609.527, subdivision 1; 609.605, subdivision 2;

1.22 609.7495, subdivision 1; 609A.015, subdivision 5; 611A.03, subdivision 1, by

1.23 adding a subdivision; 611A.0311, subdivision 1; 611A.036, subdivision 7;

1.24 611A.038; 611A.039, subdivision 1; 611A.31, subdivision 5; 629.341, subdivisions

1.25 1, 4; 629.72, subdivisions 1a, 2, 2a; Minnesota Statutes 2025 Supplement, sections

1.26 120B.22, subdivision 1; 201.061, subdivision 3; 241.021, subdivision 1; 244.46,

1.27 subdivision 1; 256G.03, subdivision 2; 299C.80, subdivision 6; 388.23, subdivision

1.28 1; 609.101, subdivision 2; 609.2334, subdivision 11; 628.26; proposing coding

1.29 for new law in Minnesota Statutes, chapters 241; 626; repealing Minnesota Statutes

1.30 2024, sections 241.021, subdivisions 1g, 1h, 2a, 2b, 3, 6; 299C.12; 629.72,

1.31 subdivision 3; Minnesota Statutes 2025 Supplement, section 241.021, subdivision

1.32 2.

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

2.2 Section 1. Minnesota Statutes 2024, section 8.16, subdivision 1, is amended to read:

2.3 Subdivision 1. **Authority.** (a) The attorney general, or any deputy, assistant, or special
2.4 assistant attorney general whom the attorney general authorizes in writing, has the authority
2.5 in any county of the state to subpoena and require the production of:

2.6 (1) any records of:

2.7 (i) telephone companies, cellular phone companies, paging companies, subscribers of
2.8 private computer networks including Internet service providers or computer bulletin board
2.9 systems;

2.10 (ii) electric companies, gas companies, and water utilities;

2.11 (iii) chemical suppliers;

2.12 (iv) hotels and motels;

2.13 (v) pawn shops;

2.14 (vi) airlines, buses, taxis, and other entities engaged in the business of transporting
2.15 people; and

2.16 (vii) freight companies, self-service storage facilities, warehousing companies, package
2.17 delivery companies, and other entities engaged in the businesses of transport, storage, or
2.18 delivery;

2.19 (2) books, papers, correspondence, memoranda, agreements, and other documents or
2.20 records related to a law enforcement investigation where there is probable cause to believe
2.21 a crime has been committed involving a financial crime or fraud, including but not limited
2.22 to fraud involving state funded or administered programs or services as defined in section
2.23 299C.061, subdivision 1, paragraph (b), and insurance fraud in violation of section 609.611;
2.24 and

2.25 (3) records of the existence of safe deposit box account numbers and customer savings
2.26 and checking account numbers maintained by financial institutions and safe deposit
2.27 companies.

2.28 (b) Subpoenas may only be issued for records that are relevant to an ongoing legitimate
2.29 law enforcement investigation.

3.1 Sec. 2. Minnesota Statutes 2024, section 12.221, subdivision 6, is amended to read:

3.2 Subd. 6. **Disaster assistance contingency account; appropriation.** (a) A disaster
3.3 assistance contingency account is created in the special revenue fund in the state treasury.
3.4 Money in the disaster assistance contingency account is appropriated to the commissioner
3.5 of public safety to provide:

3.6 (1) cost-share for federal assistance under section 12A.15, subdivision 1;

3.7 (2) state public disaster assistance to eligible applicants under chapter 12B;

3.8 (3) cost-share for federal assistance from the Federal Highway Administration emergency
3.9 relief program under United States Code, title 23, section 125; and

3.10 (4) cost-share for federal assistance from the United States Department of Agriculture,
3.11 Natural Resources Conservation Service emergency watershed protection program under
3.12 United States Code, title 16, sections 2203 to 2205.

3.13 (b) For appropriations under paragraph (a), clause (1), the amount appropriated is 100
3.14 percent of any nonfederal share for state agencies, local governments, and utility cooperatives.
3.15 Money appropriated under paragraph (a), clause (1), may be used to pay all or a portion of
3.16 the nonfederal share for publicly owned capital improvement projects.

3.17 (c) For appropriations under paragraph (a), clause (2), the amount appropriated is the
3.18 amount required to pay eligible claims under chapter 12B, as certified by the commissioner
3.19 of public safety.

3.20 (d) By January ~~15~~ 31 of each year, the commissioner of management and budget shall
3.21 submit a report to the chairs and ranking minority members of the house of representatives
3.22 Ways and Means Committee and the senate Finance Committee detailing state disaster
3.23 assistance appropriations and expenditures under this subdivision during the previous
3.24 calendar year.

3.25 (e) The governor's budget proposal submitted to the legislature under section 16A.11
3.26 must include recommended appropriations to the disaster assistance contingency account.
3.27 The governor's appropriation recommendations must be informed by the commissioner of
3.28 public safety's estimate of the amount of money that will be necessary to:

3.29 (1) provide 100 percent of the nonfederal share for state agencies, local governments,
3.30 and utility cooperatives that will receive federal financial assistance from FEMA during
3.31 the next biennium; and

3.32 (2) fully pay all eligible claims under chapter 12B.

4.1 (f) Notwithstanding section 16A.28:

4.2 (1) funds appropriated or transferred to the disaster assistance contingency account do
4.3 not lapse but remain in the account until appropriated; and

4.4 (2) funds appropriated from the disaster assistance contingency account do not lapse
4.5 and are available until expended.

4.6 Sec. 3. Minnesota Statutes 2024, section 13.69, subdivision 1, is amended to read:

4.7 Subdivision 1. **Classifications.** (a) The following government data of the Department
4.8 of Public Safety are private data:

4.9 (1) medical data on driving instructors, licensed drivers, and applicants for parking
4.10 certificates and special license plates issued to physically disabled persons;

4.11 (2) other data on holders of a disability certificate under section 169.345, except that (i)
4.12 data that are not medical data may be released to law enforcement agencies, and (ii) data
4.13 necessary for enforcement of sections 169.345 and 169.346 may be released to parking
4.14 enforcement employees or parking enforcement agents of statutory or home rule charter
4.15 cities and towns;

4.16 (3) Social Security numbers in driver's license and motor vehicle registration records,
4.17 except that Social Security numbers must be provided to the Department of Revenue for
4.18 purposes of tax administration, the Department of Labor and Industry for purposes of
4.19 workers' compensation administration and enforcement, the judicial branch for purposes of
4.20 debt collection, and the Department of Natural Resources for purposes of license application
4.21 administration, and except that the last four digits of the Social Security number must be
4.22 provided to the Department of Human Services for purposes of recovery of Minnesota health
4.23 care program benefits paid;

4.24 (4) data on persons listed as standby or temporary custodians under section 171.07,
4.25 subdivision 11, except that the data must be released to:

4.26 (i) law enforcement agencies for the purpose of verifying that an individual is a designated
4.27 caregiver; or

4.28 (ii) law enforcement agencies who state that the license holder is unable to communicate
4.29 at that time and that the information is necessary for notifying the designated caregiver of
4.30 the need to care for a child of the license holder; ~~and~~

4.31 (5) race and ethnicity data on driver's license holders and identification card holders
4.32 under section 171.06, subdivision 3. The Department of Public Safety Office of Traffic

5.1 Safety is authorized to receive race and ethnicity data from Driver and Vehicle Services for
5.2 only the purposes of research, evaluation, and public reports; and

5.3 (6) the following data on individuals created, collected, received, stored, used, or
5.4 maintained by the Office of Justice Programs: the name, address, email address, telephone
5.5 number, date of birth, or employer of a research participant; a unique identification number
5.6 assigned to a research participant; and any other data that could reasonably identify a research
5.7 participant.

5.8 The department may release the Social Security number only as provided in clause (3) and
5.9 must not sell or otherwise provide individual Social Security numbers or lists of Social
5.10 Security numbers for any other purpose.

5.11 (b) The following government data of the Department of Public Safety are confidential
5.12 data: data concerning an individual's driving ability when that data is received from a member
5.13 of the individual's family.

5.14 Sec. 4. Minnesota Statutes 2024, section 13.6905, is amended by adding a subdivision to
5.15 read:

5.16 Subd. 39. **Office for Missing and Murdered Indigenous Relatives.** Data related to
5.17 victim and family support are governed by section 299A.85, subdivision 4, paragraph (c).

5.18 Sec. 5. Minnesota Statutes 2024, section 13.6905, is amended by adding a subdivision to
5.19 read:

5.20 Subd. 40. **Office for Missing and Murdered Black Women and Girls.** Data related
5.21 to victim and family support are governed by section 299A.90, subdivision 3, paragraph
5.22 (c).

5.23 Sec. 6. Minnesota Statutes 2024, section 13.871, subdivision 5, is amended to read:

5.24 Subd. 5. **Crime victims.** (a) **Crime victim notice of release.** Data on crime victims who
5.25 request notice of an offender's release are classified under section 611A.06.

5.26 (b) **Sex offender HIV tests.** Results of HIV tests of sex offenders under section 611A.19,
5.27 subdivision 2, are classified under that section.

5.28 ~~(c) **Battered women.** Data on battered women maintained by grantees for emergency~~
5.29 ~~shelter and support services for battered women are governed by section 611A.32, subdivision~~
5.30 ~~5.~~

6.1 ~~(d)~~ (c) **Victims of domestic abuse.** Data on ~~battered women and~~ victims of domestic
6.2 abuse maintained by grantees ~~and recipients of per diem payments~~ for emergency shelter
6.3 ~~for battered women~~ and support services ~~for battered women and victims of domestic abuse~~
6.4 are governed by sections 611A.32, subdivision 5, and 611A.371, subdivision 3.

6.5 ~~(e)~~ (d) **Personal history; internal auditing.** Certain personal history and internal auditing
6.6 data is classified by section 611A.46.

6.7 ~~(f)~~ (e) **Crime victim claims for reimbursement.** Claims and supporting documents
6.8 filed by crime victims seeking reimbursement are classified under section 611A.57,
6.9 subdivision 6.

6.10 ~~(g)~~ (f) **Crime Victim Oversight Act.** Data maintained by the commissioner of public
6.11 safety under the Crime Victim Oversight Act are classified under section 611A.74,
6.12 subdivision 2.

6.13 ~~(h)~~ (g) **Victim identity data.** Data relating to the identity of the victims of certain criminal
6.14 sexual conduct is governed by section 609.3471.

6.15 ~~(i)~~ (h) **Victim notification.** Data on victims requesting a notice of release of an arrested
6.16 or detained person are classified under sections 629.72 and 629.73.

6.17 ~~(j)~~ (i) **Immigration status certification.** Disclosure of the immigration status of a crime
6.18 victim and the classification of that data is governed by section 611A.95, subdivision 4.

6.19 Sec. 7. Minnesota Statutes 2024, section 116L.362, subdivision 1, is amended to read:

6.20 Subdivision 1. **Generally.** (a) The commissioner shall make grants to eligible
6.21 organizations for programs to provide education and training services to targeted youth.
6.22 The purpose of these programs is to provide specialized training and work experience for
6.23 targeted youth who have not been served effectively by the current educational system. The
6.24 programs are to include a work experience component with work projects that result in the
6.25 rehabilitation, improvement, or construction of (1) residential units for the homeless; (2)
6.26 improvements to the energy efficiency and environmental health of residential units and
6.27 other green jobs purposes; (3) facilities to support community garden projects; or (4)
6.28 education, social service, or health facilities which are owned by a public agency or a private
6.29 nonprofit organization.

6.30 (b) Eligible facilities must principally provide services to homeless or low income
6.31 individuals and families, and include the following:

6.32 (1) Head Start or day care centers, including playhouses or similar incidental structures;

- 7.1 (2) homeless, ~~battered women~~ domestic abuse, or other shelters;
- 7.2 (3) transitional housing and tiny houses;
- 7.3 (4) youth or senior citizen centers;
- 7.4 (5) community health centers; and
- 7.5 (6) community garden facilities.

7.6 Two or more eligible organizations may jointly apply for a grant. The commissioner
7.7 shall administer the grant program.

7.8 Sec. 8. Minnesota Statutes 2024, section 119A.37, subdivision 4, is amended to read:

7.9 Subd. 4. **Additional services.** Each parenting time center may provide parenting and
7.10 child development classes, and offer support groups to participating custodial parents and
7.11 hold regular classes designed to assist children who have experienced domestic violence
7.12 and abuse. Each parenting time center must have available an individual knowledgeable
7.13 about or experienced in the provision of services to ~~battered women and~~ domestic abuse
7.14 victims on its staff, its board of directors, or otherwise available to it for consultation.

7.15 Sec. 9. Minnesota Statutes 2025 Supplement, section 120B.22, subdivision 1, is amended
7.16 to read:

7.17 Subdivision 1. **Violence prevention curriculum.** (a) The commissioner of education,
7.18 in consultation with the commissioners of health and human services, state minority councils,
7.19 ~~battered women's and~~ domestic abuse programs, ~~battered women's~~ and shelters, sexual
7.20 assault centers, and representatives of religious communities, ~~and the assistant commissioner~~
7.21 ~~of the Office of Drug Policy and Violence Prevention~~, shall assist districts on request in
7.22 developing or implementing a violence prevention program for students in kindergarten to
7.23 grade 12 that can be integrated into existing curriculum. The purpose of the program is to
7.24 help students learn how to resolve conflicts within their families and communities in
7.25 nonviolent, effective ways.

7.26 (b) Each district is encouraged to integrate into its existing curriculum a program for
7.27 violence prevention that includes at least:

7.28 (1) a comprehensive, accurate, and age appropriate curriculum on violence prevention,
7.29 nonviolent conflict resolution, sexual, racial, and cultural harassment, self-protection, and
7.30 student hazing that promotes equality, respect, understanding, effective communication,

8.1 individual responsibility, thoughtful decision making, positive conflict resolution, useful
8.2 coping skills, critical thinking, listening and watching skills, and personal safety;

8.3 (2) planning materials, guidelines, and other accurate information on preventing physical
8.4 and emotional violence, identifying and reducing the incidence of sexual, racial, and cultural
8.5 harassment, and reducing child abuse, including physical abuse, and neglect;

8.6 (3) a special parent education component of early childhood family education programs
8.7 to prevent child abuse and neglect and to promote positive parenting skills, giving priority
8.8 to services and outreach programs for at-risk families;

8.9 (4) involvement of parents and other community members, including the clergy, business
8.10 representatives, civic leaders, local elected officials, law enforcement officials, and the
8.11 county attorney;

8.12 (5) collaboration with local community services, agencies, and organizations that assist
8.13 in violence intervention or prevention, including family-based services, crisis services, life
8.14 management skills services, case coordination services, mental health services, and early
8.15 intervention services;

8.16 (6) collaboration among districts and service cooperatives;

8.17 (7) targeting early adolescents for prevention efforts, especially early adolescents whose
8.18 personal circumstances may lead to violent or harassing behavior;

8.19 (8) opportunities for teachers to receive in-service training or attend other programs on
8.20 strategies or curriculum designed to assist students in intervening in or preventing violence
8.21 in school and at home; and

8.22 (9) administrative policies that reflect, and a staff that models, nonviolent behaviors that
8.23 do not display or condone sexual, racial, or cultural harassment or student hazing.

8.24 (c) The department may provide assistance at a neutral site to a nonpublic school
8.25 participating in a district's program.

8.26 Sec. 10. Minnesota Statutes 2024, section 142G.12, subdivision 2, is amended to read:

8.27 Subd. 2. **30-day residency requirement.** An assistance unit is considered to have
8.28 established residency in this state only when a child or caregiver has resided in this state
8.29 for at least 30 consecutive days with the intention of making the person's home here and
8.30 not for any temporary purpose. The birth of a child in Minnesota to a member of the
8.31 assistance unit does not automatically establish the residency in this state under this
8.32 subdivision of the other members of the assistance unit. Time spent in a shelter for battered

9.1 ~~women~~ domestic abuse victims shall count toward satisfying the 30-day residency
9.2 requirement.

9.3 Sec. 11. Minnesota Statutes 2024, section 142G.53, is amended to read:

9.4 **142G.53 FAMILY VIOLENCE WAIVER CRITERIA.**

9.5 (a) In order to qualify for a family violence waiver, an individual must provide
9.6 documentation of past or current family violence which may prevent the individual from
9.7 participating in certain employment activities.

9.8 (b) The following items may be considered acceptable documentation or verification of
9.9 family violence:

9.10 (1) police, government agency, or court records;

9.11 (2) a statement from a ~~battered women's~~ domestic abuse shelter staff with knowledge
9.12 of the circumstances;

9.13 (3) a statement from a sexual assault or domestic violence advocate with knowledge of
9.14 the circumstances; or

9.15 (4) a statement from professionals from whom the applicant or recipient has sought
9.16 assistance for the abuse.

9.17 (c) A claim of family violence may also be documented by a sworn statement from the
9.18 applicant or participant and a sworn statement from any other person with knowledge of
9.19 the circumstances or credible evidence that supports the client's statement.

9.20 Sec. 12. Minnesota Statutes 2024, section 152.027, subdivision 7, is amended to read:

9.21 Subd. 7. **Sale or possession of kratom.** (a) A person who unlawfully sells any amount
9.22 of kratom or a substance that contains mitragynine or 7-hydroxymitragynine to a person
9.23 under the age of ~~18~~ 21 is guilty of a gross misdemeanor.

9.24 (b) A person under the age of ~~18~~ 21 who unlawfully possesses any amount of kratom
9.25 or a substance that contains mitragynine or 7-hydroxymitragynine is guilty of a misdemeanor.

9.26 **EFFECTIVE DATE.** This section is effective August 1, 2026, and applies to crimes
9.27 committed on or after that date.

10.1 Sec. 13. Minnesota Statutes 2025 Supplement, section 201.061, subdivision 3, is amended
10.2 to read:

10.3 Subd. 3. **Election day registration.** (a) An individual who is eligible to vote may register
10.4 or update a registration on election day by appearing in person at the polling place for the
10.5 precinct in which the individual maintains residence, by completing a registration application,
10.6 making an oath in the form prescribed by the secretary of state and providing proof of
10.7 residence. An individual may prove residence for purposes of registering or updating a
10.8 registration by:

10.9 (1) presenting a driver's license or Minnesota identification card issued pursuant to
10.10 section 171.07;

10.11 (2) presenting any document approved by the secretary of state as proper identification;

10.12 (3) presenting a current student fee statement that contains the student's valid address
10.13 in the precinct together with a picture identification card; or

10.14 (4) having a voter who is registered to vote in the precinct, or an employee who provides
10.15 proof that they are employed by and working in a residential facility in the precinct and
10.16 vouching for a resident in the facility, sign an oath in the presence of the election judge
10.17 vouching that the voter or employee personally knows that the individual is a resident of
10.18 the precinct. A voter who has been vouched for on election day may not sign a proof of
10.19 residence oath vouching for any other individual on that election day. An election judge
10.20 may not sign a proof of residence oath vouching for any individual who appears in the
10.21 precinct where the election judge is working unless the election judge personally knows the
10.22 individual is a resident of the precinct. A voter who is registered to vote in the precinct may
10.23 sign up to eight proof-of-residence oaths on any election day. This limitation does not apply
10.24 to an employee of a residential facility described in this clause. The secretary of state shall
10.25 provide a form for election judges to use in recording the number of individuals for whom
10.26 a voter signs proof-of-residence oaths on election day. The form must include space for the
10.27 maximum number of individuals for whom a voter may sign proof-of-residence oaths. For
10.28 each proof-of-residence oath, the form must include a statement that the individual: (i) is
10.29 registered to vote in the precinct or is an employee of a residential facility in the precinct,
10.30 (ii) personally knows that the voter is a resident of the precinct, and (iii) is making the
10.31 statement on oath. The form must include a space for the voter's printed name, signature,
10.32 telephone number, and address.

10.33 The oath required by this subdivision and Minnesota Rules, part 8200.9939, must be
10.34 attached to the voter registration application.

11.1 (b) The secretary of state must publish guidance for residential facilities and residential
11.2 facility employees on the vouching process and the requirements of this subdivision.

11.3 (c) "Residential facility" means transitional housing as defined in section 256K.48,
11.4 subdivision 1; a supervised living facility licensed by the commissioner of health under
11.5 section 144.50, subdivision 6; a nursing home as defined in section 144A.01, subdivision
11.6 5; an assisted living facility licensed by the commissioner of health under chapter 144G; a
11.7 veterans home operated by the board of directors of the Minnesota Veterans Homes under
11.8 chapter 198; a residence licensed by the commissioner of human services to provide a
11.9 residential program as defined in section 245A.02, subdivision 14; a residential facility for
11.10 persons with a developmental disability licensed by the commissioner of human services
11.11 under section 252.28; setting authorized to provide housing support as defined in section
11.12 256I.03, subdivision 10a; ~~a shelter for battered women~~ emergency shelter services for
11.13 domestic abuse victims as defined in section ~~611A.37, subdivision 4~~ 611A.31, subdivision
11.14 3; a supervised publicly or privately operated shelter or dwelling designed to provide
11.15 temporary living accommodations for the homeless; a facility where a provider operates a
11.16 residential treatment program as defined in section 245.462, subdivision 23; or a facility
11.17 where a provider operates an adult foster care program as defined in section 245A.02,
11.18 subdivision 6c.

11.19 (d) For tribal band members, an individual may prove residence for purposes of
11.20 registering or updating a registration by:

11.21 (1) presenting an identification card issued by the tribal government of a tribe recognized
11.22 by the Bureau of Indian Affairs, United States Department of the Interior, that contains the
11.23 name, address, signature, and picture of the individual; or

11.24 (2) presenting an identification card issued by the tribal government of a tribe recognized
11.25 by the Bureau of Indian Affairs, United States Department of the Interior, that contains the
11.26 name, signature, and picture of the individual and also presenting one of the documents
11.27 listed in Minnesota Rules, part 8200.5100, subpart 2, item B.

11.28 (e) A county, school district, or municipality may require that an election judge
11.29 responsible for election day registration initial each completed registration application.

11.30 Sec. 14. Minnesota Statutes 2024, section 203B.06, subdivision 3, is amended to read:

11.31 Subd. 3. **Delivery of ballots.** (a) The county auditor, municipal clerk, school district
11.32 clerk, or full-time clerk of any city or town administering an election pursuant to section

12.1 203B.05, shall mail absentee ballots to voters on the permanent absentee ballot list pursuant
12.2 to section 203B.04, subdivision 5, on the following timelines:

12.3 (1) except as otherwise provided by this section, at least 46 days before each regularly
12.4 scheduled primary and general election and each special primary and special election;

12.5 (2) as soon as practicable for a special election held pursuant to section 204D.19,
12.6 subdivisions 2 and 3; and

12.7 (3) at least 30 days before a town general election held in March.

12.8 (b) The commissioner of corrections must provide the secretary of state with a list of
12.9 the names and mailing addresses of state adult correctional facilities. An application for an
12.10 absentee ballot that provides an address included on the list provided by the commissioner
12.11 of corrections must not be accepted and an absentee ballot must not be provided to the
12.12 applicant. The county auditor or municipal clerk must promptly transmit a copy of the
12.13 application to the county attorney. The Department of Corrections must implement procedures
12.14 to ensure that absentee ballots issued under this chapter are not received or mailed by
12.15 offenders incarcerated at state adult correctional facilities.

12.16 (c) If an application for absentee ballots is accepted at a time when absentee ballots are
12.17 not yet available for distribution, the county auditor, or municipal clerk accepting the
12.18 application shall file it and as soon as absentee ballots are available for distribution shall
12.19 mail them to the address specified in the application. If an application for absentee ballots
12.20 is accepted when absentee ballots are available for distribution, the county auditor or
12.21 municipal clerk accepting the application shall promptly:

12.22 (1) mail the ballots to the voter whose signature appears on the application if the
12.23 application is submitted by mail and does not request commercial shipping under clause
12.24 (2);

12.25 (2) ship the ballots to the voter using a commercial shipper requested by the voter at the
12.26 voter's expense;

12.27 (3) deliver the absentee ballots directly to the voter if the application is submitted in
12.28 person; or

12.29 (4) deliver the absentee ballots in a sealed transmittal envelope to an agent who has been
12.30 designated to bring the ballots, as provided in section 203B.11, subdivision 4, to a voter
12.31 who would have difficulty getting to the polls because of incapacitating health reasons, or
12.32 who is disabled, or who is a patient in a health care facility, a resident of an assisted living
12.33 facility licensed under chapter 144G, a participant in a residential program for adults licensed

13.1 under section 245A.02, subdivision 14, or a resident of a shelter for ~~battered women~~ domestic
 13.2 abuse victims as defined in section ~~611A.37, subdivision 4~~ 611A.31, subdivision 2.

13.3 (d) If an application does not indicate the election for which absentee ballots are sought,
 13.4 the county auditor or municipal clerk shall mail or deliver only the ballots for the next
 13.5 election occurring after receipt of the application. Only one set of ballots may be mailed,
 13.6 shipped, or delivered to an applicant for any election, except as provided in section 203B.121,
 13.7 subdivision 2, or when a replacement ballot has been requested by the voter for a ballot that
 13.8 has been spoiled or lost in transit.

13.9 Sec. 15. Minnesota Statutes 2024, section 203B.11, subdivision 1, is amended to read:

13.10 Subdivision 1. **Generally.** (a) Each full-time municipal clerk or school district clerk
 13.11 who has authority under section 203B.05 to administer absentee voting laws must designate
 13.12 election judges to deliver absentee ballots in accordance with this section. The county auditor
 13.13 must also designate election judges to perform the duties in this section. A ballot may be
 13.14 delivered only to an eligible voter who is a temporary or permanent resident or patient in
 13.15 one of the following facilities located in the municipality in which the voter maintains
 13.16 residence: a health care facility, hospital, or veterans home operated by the board of directors
 13.17 of the Minnesota veterans homes under chapter 198. The ballots must be delivered by two
 13.18 election judges, each of whom is affiliated with a different major political party. When the
 13.19 election judges deliver or return ballots as provided in this section, they must travel together
 13.20 in the same vehicle. Both election judges must be present when an applicant completes the
 13.21 certificate of eligibility and marks the absentee ballots, and may assist an applicant as
 13.22 provided in section 204C.15. The election judges must deposit the return envelopes containing
 13.23 the marked absentee ballots in a sealed container and return them to the clerk on the same
 13.24 day that they are delivered and marked.

13.25 (b) At the discretion of a full-time municipal clerk, school district clerk, or county auditor,
 13.26 absentee ballots may be delivered in the same manner as prescribed in paragraph (a) to a
 13.27 shelter for ~~battered women~~ domestic abuse victims as defined in section ~~611A.37, subdivision~~
 13.28 ~~4~~ 611A.31, subdivision 2, or to an assisted living facility licensed under chapter 144G.

13.29 Sec. 16. **[241.011] LICENSING AND INSPECTING JUVENILE AND ADULT**
 13.30 **COMMUNITY-BASED RESIDENTIAL CORRECTIONAL FACILITIES.**

13.31 Subdivision 1. **Scope.** Except as provided under section 241.021, sections 241.011 to
 13.32 241.013 apply to juvenile and adult community-based residential correctional facilities
 13.33 licensed by the commissioner of corrections. For the purposes of sections 241.011 to 241.013,

14.1 juvenile and adult community-based residential correctional facilities are defined as local
14.2 correctional facilities.

14.3 Subd. 2. **Definitions.** (a) For purposes of sections 241.011 to 241.021, the following
14.4 terms have the meanings given.

14.5 (b) "Commissioner" means the commissioner of corrections.

14.6 (c) "Critical incident" has the meaning given in Minnesota Rules, part 2960.0020, subpart
14.7 24.

14.8 (d) "Department" means the Department of Corrections.

14.9 (e) "Emergency or unusual occurrence" means an incident that must be reported to the
14.10 commissioner through the department's detention information system.

14.11 (f) "Facility administrator" means the officer in charge of a local correctional facility.

14.12 (g) "Local correctional facility" includes:

14.13 (1) a facility licensed to house or serve primarily adults under section 241.31; and

14.14 (2) a facility licensed to detain or serve juveniles, including a group home having a
14.15 residential component or foster care facility placements under chapter 260C, for the primary
14.16 purpose of:

14.17 (i) residential care and treatment;

14.18 (ii) detention; or

14.19 (iii) foster care services for children in need of out-of-home placement.

14.20 (h) "State correctional facility" means a correctional facility under the commissioner's
14.21 control.

14.22 Subd. 3. **Local correctional facilities; inspection and licensing.** The commissioner
14.23 must inspect and license all local correctional facilities throughout the state established and
14.24 operated:

14.25 (1) for serving or housing individuals in the facilities; or

14.26 (2) consistent with section 241.013, subdivision 4, paragraph (a), for detaining or serving
14.27 juveniles placed in the facilities by a correctional or noncorrectional agency.

14.28 Subd. 4. **Inspecting facilities for compliance; publishing inspection reports.** (a)
14.29 Unless the commissioner determines otherwise, the commissioner must inspect all local
14.30 correctional facilities at least once every two years to determine compliance with the

15.1 minimum standards established according to sections 241.011 to 241.013 or any other law
15.2 related to minimum standards and conditions of confinement, not including section 241.021,
15.3 subdivisions 1 to 1e.

15.4 (b) The commissioner must have access to a facility's buildings, grounds, books, records,
15.5 and staff and to individuals detained or housed in or served by the facility. The commissioner
15.6 may require facility administrators to furnish all information and statistics that the
15.7 commissioner deems necessary at a time and place designated by the commissioner.

15.8 (c) The commissioner must post each facility inspection report publicly on the
15.9 department's website within 30 days after completing an inspection.

15.10 Subd. 5. **Granting license; expiration.** (a) The commissioner must grant a license for
15.11 up to two years to:

15.12 (1) any facility found to conform to minimum standards; or

15.13 (2) any facility that the commissioner determines is making satisfactory progress toward
15.14 substantial conformity and any minimum standards not being met do not impact the interests
15.15 and well-being of the individuals detained or housed in or served by the facility.

15.16 (b) A limited license may be issued to effectuate a facility closure.

15.17 (c) Unless otherwise provided by law, all licenses issued under sections 241.011 to
15.18 241.013 expire 12:01 a.m. on the day after the expiration date stated on the license.

15.19 Subd. 6. **Providing and accessing facility data.** (a) The commissioner may require that
15.20 any information under sections 241.011 to 241.013 be provided through the department's
15.21 detention information system.

15.22 (b) Notwithstanding chapter 13 or any other state law classifying or restricting access
15.23 to data, a facility administrator must furnish to the commissioner all data available to a
15.24 facility that the commissioner deems necessary for reviewing any critical incident or
15.25 emergency or unusual occurrence at the facility.

15.26 (c) The commissioner may take action against a facility's license according to section
15.27 241.012 if a facility administrator fails to provide or grant access to relevant information
15.28 or statistics requested by the commissioner that are necessary to conduct or complete:

15.29 (1) inspections;

15.30 (2) reviews of emergency or unusual occurrences; or

15.31 (3) reviews of critical incidents.

- 16.1 Subd. 7. **Reporting; deaths, emergencies or unusual occurrences, and critical**
16.2 **incidents.** (a) A facility administrator must report a death to the commissioner when:
16.3 (1) an individual detained or housed in the facility dies at the facility; or
16.4 (2) an individual dies while receiving medical care stemming from an incident or need
16.5 for medical care at the facility that occurred while the individual was detained or housed in
16.6 the facility.
- 16.7 (b) Paragraph (a), clause (2), applies regardless of whether the individual was subject
16.8 to the facility's authority while requiring or receiving the medical care.
- 16.9 (c) A facility administrator must:
- 16.10 (1) report a death under this subdivision as soon as practicable, but no later than 24 hours
16.11 of receiving knowledge of the death; and
- 16.12 (2) include any demographic information required by the commissioner.
- 16.13 (d) Except for deaths under paragraphs (a) to (c), all facility administrators must report
16.14 all critical incidents or emergency or unusual occurrences to the commissioner within ten
16.15 days of the incident or occurrence, including any demographic information required by the
16.16 commissioner.
- 16.17 Subd. 8. **Death review teams.** (a) If a local correctional facility under subdivision 2,
16.18 paragraph (g), clause (2), receives notice of the death of an individual who died under
16.19 circumstances described in subdivision 7, paragraph (a), within 90 days of the death, the
16.20 following individuals must review the circumstances of the death and assess for preventable
16.21 mortality and morbidity, including but not limited to recommending policy or procedure
16.22 change:
- 16.23 (1) the facility administrator;
- 16.24 (2) a medical expert of the facility's choosing who did not provide medical services to
16.25 the individual and who is licensed as a physician or physician assistant by the Board of
16.26 Medical Practice under chapter 147 or 147A; and
- 16.27 (3) if appropriate, a mental health expert.
- 16.28 (b) The investigating law enforcement agency may provide documentation for, participate
16.29 in, or provide documentation for and participate in the review if criminal charges are not
16.30 brought. A preliminary autopsy report must be provided as part of the review and any
16.31 subsequent autopsy findings as available.

17.1 (c) The facility administrator must notify the commissioner via the department's detention
17.2 information system that the facility has conducted a review and identify any recommendations
17.3 for changes in policy, procedure, or training that will be implemented.

17.4 (d) Any report or other documentation created for purposes of a facility death review is
17.5 confidential data on individuals under section 13.02, subdivision 3. Nothing in this section
17.6 relieves the facility administrator from complying with the notice of death to the
17.7 commissioner required under subdivision 7.

17.8 Subd. 9. **Rulemaking.** (a) The commissioner must adopt rules establishing minimum
17.9 standards for local correctional facilities for the management, operation, and physical
17.10 condition of the facilities and the security, safety, health, treatment, and discipline of
17.11 individuals detained or housed in or served by the facilities.

17.12 (b) The time limit to adopt rules under section 14.125 does not apply to amendments to
17.13 rule chapters in effect on the effective date of this section.

17.14 Sec. 17. **[241.012] LICENSING ACTIONS AGAINST JUVENILE AND ADULT**
17.15 **COMMUNITY-BASED RESIDENTIAL CORRECTIONAL FACILITIES.**

17.16 Subdivision 1. **Correction order; conditional license.** (a) For any local correctional
17.17 facility under section 241.011, subdivision 2, paragraph (g), the commissioner must:

17.18 (1) promptly notify the facility administrator and the facility's governing board of a
17.19 deficiency if the commissioner finds that:

17.20 (i) the facility does not substantially conform to the minimum standards established by
17.21 the commissioner and is not making satisfactory progress toward substantial conformance;
17.22 and

17.23 (ii) the nonconformance does not present an imminent risk of life-threatening harm or
17.24 serious physical injury to the individuals detained or housed in or served by the facility;
17.25 and

17.26 (2) issue a correction order or a conditional license order requiring that the deficiency
17.27 be remedied within a reasonable and specified period.

17.28 (b) A conditional license order may restrict the use of any facility that does not
17.29 substantially conform to minimum standards, including by:

17.30 (1) imposing conditions limiting operation of the facility or parts of the facility;

17.31 (2) reducing facility capacity;

- 18.1 (3) limiting intake;
- 18.2 (4) limiting length of detention or placement for individuals; or
- 18.3 (5) imposing detention or placement limitations based on the needs of the detained or
- 18.4 housed individuals or individuals served by the facility.
- 18.5 (c) A correction order or conditional license order must clearly state:
- 18.6 (1) the specific minimum standards violated, noting the implicated rule or statute;
- 18.7 (2) the findings that constitute a violation of minimum standards;
- 18.8 (3) the corrective action needed;
- 18.9 (4) the time allowed to correct each violation; and
- 18.10 (5) if a license is made conditional:
- 18.11 (i) the length and terms of the conditional license;
- 18.12 (ii) any conditions limiting operation of the facility or parts of the facility; and
- 18.13 (iii) the reasons for making the license conditional.
- 18.14 (d) Nothing in this section prohibits the commissioner from ordering a revocation under
- 18.15 subdivision 3 before issuing a correction order or conditional license order.
- 18.16 **Subd. 2. Requesting review of conditional license order.** (a) A facility administrator
- 18.17 may request that the commissioner review the findings in a conditional license order under
- 18.18 subdivision 1 on the grounds that satisfactory progress toward substantial compliance with
- 18.19 minimum standards has been made, supported by evidence of correction. If appropriate, the
- 18.20 request may include a written schedule for compliance.
- 18.21 (b) Within ten business days of receiving a request, the commissioner must review the
- 18.22 evidence of correction and the progress made toward substantial compliance with minimum
- 18.23 standards.
- 18.24 (c) When the commissioner has assurance that satisfactory progress toward substantial
- 18.25 compliance with minimum standards is being made, the commissioner must:
- 18.26 (1) modify or lift any conditions limiting operation of the facility or parts of the facility;
- 18.27 or
- 18.28 (2) remove the conditional license order.

19.1 Subd. 3. License revocation order. (a) After due notice to a facility administrator of
19.2 the commissioner's intent to issue a revocation order, the commissioner may issue an order
19.3 revoking a facility's license if the commissioner finds that:

19.4 (1) the facility does not conform to minimum standards or is not making satisfactory
19.5 progress toward substantial compliance with minimum standards; and

19.6 (2) the nonconformance does not present an imminent risk of life-threatening harm or
19.7 serious physical injury to the individuals detained or housed in or served by the facility.

19.8 (b) The notice of intent to issue a revocation order must include:

19.9 (1) the citation to minimum standards that have been violated;

19.10 (2) the nature and severity of each violation;

19.11 (3) whether the violation is recurring or nonrecurring;

19.12 (4) the effect of the violation on individuals detained or housed in or served by the
19.13 facility;

19.14 (5) an evaluation of the risk of harm to individuals detained or housed in or served by
19.15 the facility; and

19.16 (6) relevant facts, conditions, and circumstances related to the facility's operation,
19.17 including, at a minimum:

19.18 (i) specific facility deficiencies that endanger the health or safety of individuals detained
19.19 or housed in or served by the facility;

19.20 (ii) substantiated complaints relating to the facility; or

19.21 (iii) any other evidence that the facility is not in compliance with minimum standards.

19.22 (c) Within 30 days of receiving a notice under paragraph (b), the facility administrator
19.23 must submit a written response with:

19.24 (1) any information related to errors in the notice and the facility's ability to conform to
19.25 minimum standards within a set period, including but not limited to a written schedule for
19.26 compliance and any other information that the facility administrator deems relevant for the
19.27 commissioner's consideration; and

19.28 (2) a written plan:

19.29 (i) indicating how the facility will ensure the transfer of individuals detained or housed
19.30 in or served by the facility and records if the facility closes; and

20.1 (ii) specifying arrangements that the facility will make to transfer individuals detained
20.2 or housed in or served by the facility to another licensed local correctional facility for
20.3 continuation of detention.

20.4 (d) When revoking a license, the commissioner must consider:

20.5 (1) the nature, chronicity, or severity of the statute or rule violation; and

20.6 (2) the effect of the violation on the health, safety, or rights of individuals detained or
20.7 housed in or served by the facility.

20.8 (e) The commissioner must issue a revocation order if the facility administrator does
20.9 not respond within 30 days to the notice or if the commissioner does not have assurance
20.10 that satisfactory progress toward substantial compliance with minimum standards will be
20.11 made. The revocation order must be sent to the facility administrator and the facility's
20.12 governing board, clearly stating:

20.13 (1) the specific minimum standards violated, noting the implicated rule or statute;

20.14 (2) the findings that constitute a violation of minimum standards and the nature,
20.15 chronicity, or severity of the violations;

20.16 (3) the corrective action needed;

20.17 (4) any prior correction order or conditional license order issued to correct a violation;
20.18 and

20.19 (5) the date on which the license revocation will occur.

20.20 (f) A revocation order may authorize facility use until a certain date, not to exceed the
20.21 duration of the active license:

20.22 (1) unless a limited license is issued by the commissioner to effectuate a facility closure;
20.23 and

20.24 (2) if continued operation does not present an imminent risk of life-threatening harm or
20.25 is not likely to result in serious physical injury to the individuals detained or housed in or
20.26 served by the facility.

20.27 (g) After a facility's license is revoked, the facility must not be used until the license is
20.28 reinstated. When the commissioner is assured that satisfactory progress toward substantial
20.29 compliance with minimum standards is being made, the commissioner may, at the request
20.30 of the facility administrator supported by a written schedule for compliance, reinstate the
20.31 license.

21.1 Subd. 4. **Reconsideration orders.** (a) If a facility administrator believes that a correction
21.2 order, conditional license order, or revocation order is in error, the facility administrator
21.3 may ask the commissioner to reconsider the parts of the order or action that are alleged to
21.4 be in error. The request for reconsideration must:

21.5 (1) be made in writing;

21.6 (2) be postmarked and sent to the commissioner within 30 calendar days after receiving
21.7 the order;

21.8 (3) specify the parts of the order or the action that is alleged to be in error;

21.9 (4) explain why the order or action is in error; and

21.10 (5) include documentation to support the allegation of error.

21.11 (b) The commissioner must issue a disposition within 60 days of receiving the facility
21.12 administrator's response under paragraph (a). A request for reconsideration does not stay
21.13 any provisions or requirements of the order.

21.14 Subd. 5. **Temporary immediate license suspension.** (a) The commissioner must act
21.15 immediately to temporarily suspend a license issued under sections 241.011 to 241.013 if:

21.16 (1) the facility's failure to comply with applicable minimum standards or the conditions
21.17 in the facility pose an imminent risk of life-threatening harm or serious physical injury to
21.18 individuals detained or housed in or served by the facility, staff, law enforcement, visitors,
21.19 or the public and:

21.20 (i) if the imminent risk of life-threatening harm or serious physical injury cannot be
21.21 promptly corrected through a different type of order under this section; and

21.22 (ii) the facility cannot or has not corrected the violation giving rise to the imminent risk
21.23 of life-threatening harm or serious physical injury; or

21.24 (2) while the facility continues to operate pending due notice and opportunity for written
21.25 response to the commissioner's notice of intent to issue a revocation order under subdivision
21.26 3, the commissioner identifies one or more subsequent violations of minimum standards
21.27 that may adversely affect the health or safety of individuals detained or housed in or served
21.28 by the facility, staff, law enforcement, visitors, or the public.

21.29 (b) A notice stating the reasons for the temporary immediate suspension must be delivered
21.30 by personal service to the facility administrator and the facility's governing board.

21.31 (c) A facility administrator and the facility's governing board must discontinue operating
21.32 the facility upon receiving the commissioner's order to immediately suspend the license.

22.1 Subd. 6. Requesting reconsideration of temporary immediate suspension. (a) A
22.2 facility administrator may request reconsideration of an order immediately suspending a
22.3 license. The request for reconsideration must be made in writing and sent by certified mail
22.4 or personal service as follows:

22.5 (1) if mailed, the request for reconsideration must be postmarked and sent to the
22.6 commissioner within five business days after the facility administrator receives notice that
22.7 the license has been immediately suspended; and

22.8 (2) if a request is made by personal service, the request must be received by the
22.9 commissioner within five business days after the facility administrator received the order.

22.10 (b) The request for reconsideration must:

22.11 (1) specify the parts of the order that are alleged to be in error;

22.12 (2) explain why they are in error; and

22.13 (3) include documentation to support the allegation of error.

22.14 (c) Within five business days of receiving the facility administrator's timely request for
22.15 reconsideration, the commissioner must review the request. For a review under subdivision
22.16 5, paragraph (a), clause (2), the review must be limited solely to whether the temporary
22.17 immediate suspension order should remain in effect pending the written response to the
22.18 commissioner's notice of intent to issue a revocation order.

22.19 Subd. 7. Appealing commissioner's reconsideration request. (a) The commissioner's
22.20 disposition of a request for reconsideration of a correction, conditional license, temporary
22.21 immediate suspension, or revocation order is final and subject to appeal. Before a facility
22.22 administrator may request an appeal under paragraph (b), the facility administrator must
22.23 request reconsideration according to this section of any correction, conditional license,
22.24 temporary immediate suspension, or revocation order.

22.25 (b) Within 60 days after the postmark date of the mailed notice of the commissioner's
22.26 decision on a request for reconsideration, the facility administrator may appeal the decision
22.27 by filing for a writ of certiorari with the court of appeals under section 606.01 and Minnesota
22.28 Rules of Civil Appellate Procedure, Rule 115.

22.29 Subd. 8. Public notice of restriction, revocation, or suspension. If a facility's license
22.30 is revoked or suspended under this section, a facility's use is restricted for any reason under
22.31 a conditional license order, or a correction order is issued to a facility, the commissioner
22.32 must publicly post the following information on the department's website:

- 23.1 (1) the facility name;
23.2 (2) the status of the facility's license;
23.3 (3) the reason for the correction order, restriction, revocation, or suspension; and
23.4 (4) any subsequent findings by the commissioner identifying satisfactory progress toward
23.5 substantial compliance with minimum standards.

23.6 Sec. 18. **[241.013] LICENSING AND INSPECTING LOCAL JUVENILE**
23.7 **CORRECTIONAL FACILITIES.**

23.8 Subdivision 1. **Scope.** This section applies to local juvenile correctional facilities under
23.9 section 241.011, subdivision 2, paragraph (g), licensed by the commissioner of corrections
23.10 to detain or serve juveniles, including those providing residential or foster care facility
23.11 placements under chapter 260C.

23.12 Subd. 2. **Facilities for children and youth; inspection and licensing.** (a)
23.13 Notwithstanding any provisions in sections 245A.03; 245A.04; and 256.01, subdivision 2,
23.14 paragraph (a), clause (2); and chapter 245C to the contrary, the commissioner must inspect
23.15 all local juvenile correctional facilities under section 241.011, subdivision 3, except as
23.16 provided under paragraph (c).

23.17 (b) The commissioner must grant a license for up to two years to a county, municipality,
23.18 or facility:

23.19 (1) according to section 241.011, subdivision 5; and

23.20 (2) if the commissioner is satisfied that the interests and well-being of children and youth
23.21 are protected.

23.22 (c) For local juvenile correctional facilities licensed by the commissioner of human
23.23 services, the commissioner of corrections may inspect and certify programs based on
23.24 certification standards under Minnesota Rules. For purposes of this paragraph, "certification"
23.25 has the meaning given in section 245A.02.

23.26 Subd. 3. **Commissioner consultation.** Local juvenile correctional facilities must consult
23.27 with the commissioner as needed to strengthen services to children and youth.

23.28 Subd. 4. **Affected municipality; notice.** (a) The commissioner must not grant a license
23.29 to a local juvenile correctional facility without giving 30 calendar days' written notice to
23.30 any affected municipality or other political subdivision unless the facility:

23.31 (1) has a licensed capacity of six or fewer individuals; and

24.1 (2) is occupied by either the licensee or a group foster home parent.

24.2 (b) The notification must be given before the license is first granted and annually
24.3 thereafter if annual notification is requested in writing by the affected municipality or other
24.4 political subdivision.

24.5 (c) State funds must not be made available to or be spent by an agency or department
24.6 of state, county, or municipal government for payment to a foster care facility licensed under
24.7 this section until the requirements under this subdivision have been met.

24.8 Subd. 5. **Licensing with juveniles from outside state.** The commissioner must not issue
24.9 or renew a license to a facility under this section to operate a local juvenile correctional
24.10 facility if:

24.11 (1) the facility accepts juveniles who reside outside Minnesota; and

24.12 (2) there is no agreement with the entity placing the juvenile at the facility that obligates
24.13 the entity to pay the juvenile's educational expenses.

24.14 Subd. 6. **Licensing actions.** The licensing actions under section 241.012 apply to a
24.15 facility licensed under this section.

24.16 Subd. 7. **Education for juveniles.** Notwithstanding subdivision 1, the education program
24.17 offered in a state or local correctional facility for the placement, confinement, or incarceration
24.18 of juveniles must be approved by the commissioner of education before the commissioner
24.19 of corrections may grant a license to the facility.

24.20 Subd. 8. **Rulemaking.** (a) The commissioner must adopt rules for local juvenile
24.21 correctional facilities according to Laws 1995, chapter 226, article 3, sections 50, 51, and
24.22 60, as amended.

24.23 (b) The time limit to adopt rules under section 14.125 does not apply to amendments to
24.24 Minnesota Rules, chapter 2960, in effect on the effective date of this section.

24.25 Sec. 19. **[241.014] SECURITY AUDITS FOR STATE CORRECTIONAL**
24.26 **FACILITIES.**

24.27 Subdivision 1. **Purpose.** This section applies to state correctional facilities.

24.28 Subd. 2. **Definitions.** (a) For purposes of this section, the following terms have the
24.29 meanings given.

24.30 (b) "Audit group" means the state correctional facilities security audit group under
24.31 subdivision 5.

25.1 (c) "Corrections and detention confidential data" has the meaning given in section 13.85,
25.2 subdivision 3.

25.3 (d) "Security information" has the meaning given in section 13.37, subdivision 1.

25.4 Subd. 3. **Biennial report and audit of security practices.** The department's inspection
25.5 unit must conduct biennial security audits of each state correctional facility using the
25.6 standards established by the audit group. The inspection unit must:

25.7 (1) prepare a report for each audit; and

25.8 (2) submit the report to the audit group within 30 days of completing the audit.

25.9 Subd. 4. **Data.** (a) Corrections and detention confidential data and security information
25.10 contained in reports and records of the audit group:

25.11 (1) must maintain that classification, regardless of the data's classification in the hands
25.12 of the person who provided the data; and

25.13 (2) are not subject to discovery or introduction into evidence in a civil or criminal action
25.14 against the state arising out of any matter that the audit group is reviewing.

25.15 (b) Information, documents, and records otherwise available from other sources are not
25.16 immune from discovery or use in a civil or criminal action solely because the information,
25.17 documents, and records were acquired during an audit.

25.18 (c) Nothing in this subdivision limits a person who presented information to the audit
25.19 group or who is an audit group member from testifying about matters within the person's
25.20 knowledge. In a civil or criminal proceeding, a person must not be questioned about the
25.21 person's good faith presentation of information to the audit group or opinions formed by
25.22 the person as a result of an audit.

25.23 Subd. 5. **State correctional facilities security audit group.** (a) The commissioner must
25.24 form a state correctional facilities security audit group. The audit group must consist of the
25.25 following members:

25.26 (1) a department employee who is not assigned to the correctional institutions division,
25.27 appointed by the commissioner;

25.28 (2) the ombudsperson for corrections or a designee;

25.29 (3) an elected sheriff or designee nominated by the Minnesota Sheriffs' Association,
25.30 appointed by the commissioner;

26.1 (4) an individual with expertise in security related to infrastructure and operational
26.2 logistics of correctional facilities who is not required to reside in Minnesota, appointed by
26.3 the governor;

26.4 (5) the commissioner of health or a designee;

26.5 (6) the commissioner of administration or a designee;

26.6 (7) two senators, one appointed by the senate majority leader and one appointed by the
26.7 senate minority leader; and

26.8 (8) two representatives, one appointed by the speaker of the house and one appointed
26.9 by the minority leader of the house of representatives.

26.10 (b) The ombudsperson chairs the audit group. The audit group must establish security
26.11 audit standards for state correctional facilities. In developing the standards, the audit group,
26.12 or individual members of the audit group, may gather information from state correctional
26.13 facilities and state correctional staff and inmates. The audit group must:

26.14 (1) periodically review and modify the standards as needed; and

26.15 (2) report the standards to the chairs and ranking minority members of the house of
26.16 representatives and senate committees with jurisdiction over public safety policy and finance
26.17 when the standards are modified.

26.18 (c) The audit group must meet twice annually to review facility audit reports submitted
26.19 to the audit group by the department's inspection unit. Notwithstanding any law to the
26.20 contrary, the audit group may review the full audit reports, including but not limited to
26.21 corrections and detention confidential data and security information.

26.22 (d) Within 60 days of meeting to review an audit report from the department's inspection
26.23 unit, the audit group must make recommendations to the commissioner. Within 45 days of
26.24 receiving the audit group's recommendations, the commissioner must respond in writing to
26.25 the audit group's findings and recommendations. The commissioner's response must explain:

26.26 (1) whether the commissioner will implement the audit group's recommendations;

26.27 (2) the timeline for implementing the recommendations; and

26.28 (3) if the commissioner will not implement the recommendations, why the commissioner
26.29 will not or cannot implement the recommendations.

26.30 (e) The commissioner must include a written aggregate of the audit group's
26.31 recommendations based on each security audit and assessment of a state correctional facility
26.32 and the commissioner's responses to the recommendations in the biennial report under

27.1 section 241.016, subdivision 1. The commissioner must not include corrections and detention
27.2 confidential data and security information in the commissioner's report.

27.3 (f) The commissioner must provide staffing and administrative support to the audit
27.4 group.

27.5 Subd. 6. **Compensation.** Except as otherwise provided in this subdivision, the terms,
27.6 compensation, and removal of audit group members are governed by section 15.059. Audit
27.7 group members serve without compensation but may receive expense reimbursement.

27.8 Subd. 7. **Expiration.** Notwithstanding section 15.059, subdivision 6, the audit group
27.9 does not expire.

27.10 Subd. 8. **Open meeting law.** The audit group is not subject to chapter 13D.

27.11 Sec. 20. Minnesota Statutes 2025 Supplement, section 241.021, subdivision 1, is amended
27.12 to read:

27.13 Subdivision 1. **Correctional facilities; inspection; licensing.** (a) ~~Except as provided~~
27.14 ~~in paragraph (b),~~ The commissioner of corrections shall inspect and license all ~~correctional~~
27.15 ~~facilities throughout the state~~ jails and lockups under chapters 641 and 642, whether public
27.16 or private, established and operated for the detention and confinement of persons confined
27.17 or incarcerated therein according to law except to the extent that they are inspected or
27.18 licensed by other state regulating agencies. The commissioner shall promulgate pursuant
27.19 to chapter 14, rules establishing minimum standards for these facilities with respect to their
27.20 management, operation, physical condition, and the security, safety, health, treatment, and
27.21 discipline of persons confined or incarcerated therein. These minimum standards shall
27.22 include but are not limited to specific guidance pertaining to:

27.23 (1) screening, appraisal, assessment, and treatment for persons confined or incarcerated
27.24 in correctional facilities with mental illness or substance use disorders;

27.25 (2) a policy on the involuntary administration of medications, including a process for
27.26 determining on intake whether a Jarvis Order is in place and ensuring it will be followed
27.27 during the confinement or incarceration;

27.28 (3) suicide prevention plans and training;

27.29 (4) verification of medications in a timely manner;

27.30 (5) well-being checks;

27.31 (6) discharge planning, including providing prescribed medications to persons confined
27.32 or incarcerated in correctional facilities upon release;

- 28.1 (7) a policy on referrals or transfers to medical or mental health care in a noncorrectional
28.2 institution;
- 28.3 (8) use of segregation and mental health checks;
- 28.4 (9) critical incident debriefings;
- 28.5 (10) clinical management of substance use disorders and opioid overdose emergency
28.6 procedures;
- 28.7 (11) a policy regarding identification of persons with special needs confined or
28.8 incarcerated in correctional facilities;
- 28.9 (12) a policy regarding the use of telehealth;
- 28.10 (13) self-auditing of compliance with minimum standards;
- 28.11 (14) information sharing with medical personnel and when medical assessment must be
28.12 facilitated;
- 28.13 (15) a code of conduct policy for facility staff and annual training;
- 28.14 (16) a policy on death review of all circumstances surrounding the death of an individual
28.15 committed to the custody of the facility; and
- 28.16 (17) dissemination of a rights statement made available to persons confined or
28.17 incarcerated in licensed correctional facilities.

28.18 No individual, corporation, partnership, voluntary association, or other private
28.19 organization legally responsible for the operation of a correctional facility may operate the
28.20 facility unless it possesses a current license from the commissioner of corrections. Private
28.21 adult correctional facilities shall have the authority of section 624.714, subdivision 13, if
28.22 the Department of Corrections licenses the facility with the authority and the facility meets
28.23 requirements of section 243.52.

28.24 The commissioner shall review the correctional facilities described in this subdivision
28.25 at least once every two years, except as otherwise provided, to determine compliance with
28.26 the minimum standards established according to this subdivision or other Minnesota statute
28.27 related to minimum standards and conditions of confinement.

28.28 The commissioner shall grant a license to any facility found to conform to minimum
28.29 standards or to any facility which, in the commissioner's judgment, is making satisfactory
28.30 progress toward substantial conformity and the standards not being met do not impact the
28.31 interests and well-being of the persons confined or incarcerated in the facility. A limited
28.32 license under subdivision 1a may be issued for purposes of effectuating a facility closure.

29.1 The commissioner may grant licensure up to two years. Unless otherwise specified by
29.2 statute, all licenses issued under this chapter expire at 12:01 a.m. on the day after the
29.3 expiration date stated on the license.

29.4 The commissioner shall have access to the buildings, grounds, books, records, staff, and
29.5 to persons confined or incarcerated in these facilities. The commissioner may require the
29.6 officers in charge of these facilities to furnish all information and statistics the commissioner
29.7 deems necessary, at a time and place designated by the commissioner. Notwithstanding
29.8 chapter 13 or any other state law classifying or restricting access to data, the officers in
29.9 charge of these facilities must furnish all data available to the facility that the commissioner
29.10 deems necessary to conduct a review of any emergency or unusual occurrence at the facility.
29.11 Failure to provide or grant access to relevant information or statistics necessary to fulfill
29.12 inspection or emergency or unusual occurrence reviews, as requested by the commissioner,
29.13 may be grounds for the commissioner to take action against a correctional facility's license
29.14 under subdivision 1a, 1b, or 1c.

29.15 All facility administrators of correctional facilities are required to report all deaths of
29.16 individuals who died while committed to the custody of the facility, regardless of whether
29.17 the death occurred at the facility or after removal from the facility for medical care stemming
29.18 from an incident or need for medical care at the correctional facility, as soon as practicable,
29.19 but no later than 24 hours of receiving knowledge of the death, including any demographic
29.20 information as required by the commissioner.

29.21 All facility administrators of correctional facilities are required to report all other
29.22 emergency or unusual occurrences as defined by rule, including uses of force by facility
29.23 staff that result in substantial bodily harm or suicide attempts, to the commissioner of
29.24 corrections within ten days from the occurrence, including any demographic information
29.25 as required by the commissioner. The commissioner of corrections shall consult with the
29.26 Minnesota Sheriffs' Association and a representative from the Minnesota Association of
29.27 Community Corrections Act Counties who is responsible for the operations of an adult
29.28 correctional facility to define "use of force" that results in substantial bodily harm for
29.29 reporting purposes.

29.30 The commissioner may require that any or all such information be provided through the
29.31 Department of Corrections detention information system. The commissioner shall post each
29.32 inspection report publicly and on the department's website within 30 days of completing
29.33 the inspection. The education program offered in a correctional facility for the confinement
29.34 or incarceration of juvenile offenders must be approved by the commissioner of education
29.35 before the commissioner of corrections may grant a license to the facility.

30.1 ~~(b) For juvenile facilities licensed by the commissioner of human services, the~~
30.2 ~~commissioner may inspect and certify programs based on certification standards set forth~~
30.3 ~~in Minnesota Rules. For the purpose of this paragraph, "certification" has the meaning given~~
30.4 ~~it in section 245A.02.~~

30.5 ~~(e)~~ (b) Any state agency which regulates, inspects, or licenses certain aspects of
30.6 correctional facilities shall, insofar as is possible, ensure that the minimum standards it
30.7 requires are substantially the same as those required by other state agencies which regulate,
30.8 inspect, or license the same aspects of similar types of correctional facilities, although at
30.9 different correctional facilities.

30.10 ~~(d)~~ (c) Nothing in this section shall be construed to limit the commissioner of corrections'
30.11 authority to promulgate rules establishing standards of eligibility for counties to receive
30.12 funds under chapter 401, or to require counties to comply with operating standards the
30.13 commissioner establishes as a condition precedent for counties to receive that funding.

30.14 ~~(e)~~ (d) The department's inspection unit must report directly to a division head outside
30.15 of the correctional institutions division.

30.16 Sec. 21. Minnesota Statutes 2024, section 241.021, subdivision 1f, is amended to read:

30.17 Subd. 1f. **Report.** By February 15, 2022, and by February 15 each year thereafter, the
30.18 commissioner of corrections shall report to the chairs and ranking minority members of the
30.19 house of representatives and senate committees and divisions with jurisdiction over public
30.20 safety and judiciary on the status of the implementation of the provisions in ~~this section~~
30.21 sections 241.011 to 241.021 over the prior year, particularly the health and safety of
30.22 individuals confined or incarcerated in a local adult correctional facilities under this section,
30.23 local correctional facilities under section 241.011, and state correctional facility and a facility
30.24 licensed by the commissioner facilities. This report shall include but not be limited to data
30.25 regarding:

30.26 (1) the number of confined or incarcerated persons who died while committed to the
30.27 custody of the facility, regardless of whether the death occurred at the facility or after
30.28 removal from the facility for medical care stemming from an incident or need for medical
30.29 care at the correctional facility, including aggregated demographic information and the
30.30 correctional facilities' most recent inspection reports and any corrective orders or conditional
30.31 licenses issued, revocations, or temporary immediate suspensions;

30.32 (2) the aggregated results of the death reviews by facility as required by subdivision 8
30.33 or section 241.011, subdivision 8, including any implemented policy changes;

31.1 (3) the number of uses of force by facility staff on persons confined or incarcerated in
31.2 the correctional facility, including but not limited to whether those uses of force were
31.3 determined to be justified by the facility, for which the commissioner of corrections shall
31.4 consult with the Minnesota Sheriffs' Association and a representative from the Minnesota
31.5 Association of Community Corrections Act Counties who is responsible for the operations
31.6 of an adult correctional facility to develop criteria for reporting and define reportable uses
31.7 of force;

31.8 (4) the number of suicide attempts, number of people transported to a medical facility,
31.9 and number of people placed in segregation;

31.10 (5) the number of persons committed to the commissioner of corrections' custody that
31.11 the commissioner is housing in facilities licensed under subdivision 1 and section 241.011,
31.12 including but not limited to:

31.13 (i) aggregated demographic data of those individuals;

31.14 (ii) length of time spent housed in a licensed correctional facility; and

31.15 (iii) any contracts the Department of Corrections has with correctional facilities to provide
31.16 housing; and

31.17 (6) summary data from state correctional facilities regarding complaints involving alleged
31.18 on-duty staff misconduct, including but not limited to the:

31.19 (i) total number of misconduct complaints and investigations;

31.20 (ii) total number of complaints by each category of misconduct, as defined by the
31.21 commissioner of corrections;

31.22 (iii) number of allegations dismissed as unfounded;

31.23 (iv) number of allegations dismissed on grounds that the allegation was unsubstantiated;
31.24 and

31.25 (v) number of allegations substantiated, any resulting disciplinary action, and the nature
31.26 of the discipline.

31.27 Sec. 22. Minnesota Statutes 2024, section 241.021, subdivision 1i, is amended to read:

31.28 Subd. 1i. **Definition.** As used in this section, "correctional facility" means any facility,
31.29 ~~including a group home, having a residential component, the primary purpose of which is~~
31.30 ~~to serve persons placed in facilities by a court, court services department, parole authority,~~

32.1 ~~or other correctional agency having dispositional power over persons charged with, convicted,~~
 32.2 ~~or adjudicated guilty or delinquent~~ jail or lockup under chapter 641 or 642.

32.3 Sec. 23. Minnesota Statutes 2024, section 241.021, subdivision 4a, is amended to read:

32.4 Subd. 4a. **Substance use disorder treatment programs.** All ~~residential~~ substance use
 32.5 disorder treatment programs operated by the commissioner of corrections to treat ~~adults~~
 32.6 individuals committed to the commissioner's custody ~~shall~~ or to treat juveniles in
 32.7 state-operated juvenile correctional facilities that have a correctional program services
 32.8 certification per Minnesota Rules, chapter 2960, must comply with the standards mandated
 32.9 in chapter 245G for treatment programs operated by community-based treatment facilities.
 32.10 When the commissioners of corrections and human services agree that these established
 32.11 standards for community-based programs cannot reasonably apply to correctional facilities,
 32.12 alternative equivalent standards shall be developed by the commissioners and established
 32.13 through an interagency agreement.

32.14 Sec. 24. Minnesota Statutes 2024, section 241.69, subdivision 1, is amended to read:

32.15 Subdivision 1. **Authority; rules.** The commissioner of corrections shall, in accordance
 32.16 with applicable rules and standards prescribed by the Department of Human Services,
 32.17 establish, staff, equip, maintain, and operate in at least one of the adult correctional
 32.18 institutions under the commissioner's control a mental health unit for the care and treatment
 32.19 of those inmates of state correctional institutions who become mentally ill.

32.20 Sec. 25. Minnesota Statutes 2024, section 241.69, subdivision 3, is amended to read:

32.21 Subd. 3. **Transfer.** If the licensed mental health professional finds the person to be a
 32.22 person who is mentally ill and in need of short-term care, assessment, evaluation, or
 32.23 stabilization, the licensed mental health professional may recommend transfer by the
 32.24 commissioner of corrections to ~~the~~ a mental health unit established pursuant to subdivision
 32.25 1.

32.26 Sec. 26. Minnesota Statutes 2024, section 241.69, subdivision 4, is amended to read:

32.27 Subd. 4. **Commitment.** If the licensed mental health professional finds the person to be
 32.28 a person who is mentally ill and in need of long-term care in a hospital, ~~or if an inmate~~
 32.29 ~~transferred pursuant to subdivision 3 refuses to voluntarily participate in the treatment~~
 32.30 ~~program at the mental health unit,~~ the director of psychological services of the institution
 32.31 or the mental health professional shall initiate proceedings for judicial commitment as

33.1 provided in section 253B.07. Upon the recommendation of the licensed mental health
33.2 professional and upon completion of the hearing and consideration of the record, the court
33.3 may commit the person to ~~the~~ a mental health unit established in subdivision 1 or to another
33.4 hospital. A person confined in a state correctional institution for adults who has been
33.5 adjudicated to be a person who is mentally ill and in need of treatment may be committed
33.6 to the commissioner of corrections and placed in ~~the~~ a mental health unit established in
33.7 subdivision 1.

33.8 Sec. 27. Minnesota Statutes 2024, section 241.69, subdivision 5, is amended to read:

33.9 Subd. 5. **Discharge.** The director of psychological services of ~~the~~ a mental health unit
33.10 established under this section may, subject to the provisions of chapter 253B, provisionally
33.11 discharge any inmate patient admitted as a person who is mentally ill without discharging
33.12 the commitment and order the inmate patient's release into the general population of the
33.13 institution from which admitted, subject to return to the facility for further treatment.

33.14 When the director of psychological services of the facility certifies that a patient is no
33.15 longer in need of institutional care for mental illness the director of psychological services
33.16 shall discharge the patient to the institution from which committed, and the discharge shall
33.17 also discharge the mental illness commitment.

33.18 A copy of the certification that the inmate is no longer in need of care for mental illness
33.19 shall be transmitted to the commissioner of corrections. The commissioner of corrections
33.20 shall give serious consideration to the aforementioned certification for purposes of their
33.21 supervision over the inmate upon the inmate's release.

33.22 Sec. 28. Minnesota Statutes 2024, section 241.69, subdivision 6, is amended to read:

33.23 Subd. 6. **Transfer upon expiration of sentence.** If the sentence of a person who has
33.24 been adjudicated to be mentally ill and committed to ~~the~~ a mental health unit established
33.25 under this section should expire before the person recovers and is discharged therefrom,
33.26 and, in the judgment of the director of psychological services of the unit, the person requires
33.27 further hospitalization for mental illness, the person shall be transferred by the commissioner
33.28 of corrections to a state hospital designated by the Direct Care and Treatment executive
33.29 board, there to be detained as in the case of other mentally ill persons under judicial
33.30 commitment.

34.1 Sec. 29. Minnesota Statutes 2025 Supplement, section 244.46, subdivision 1, is amended
34.2 to read:

34.3 Subdivision 1. **Adopting policy for earned compliance credit; supervision abatement**
34.4 **status.** (a) The commissioner must adopt a policy providing for earned compliance credit
34.5 and supervision abatement status, including the circumstances under which an individual
34.6 may receive earned compliance credits and transition to supervision abatement status. The
34.7 policy must include consideration of an individual's effort to pay restitution, to the extent
34.8 known to the supervising agency, and must provide that an individual who has the ability
34.9 to pay restitution but engages in willful nonpayment is not eligible to transition to supervision
34.10 abatement status.

34.11 (b) Except as otherwise provided in the act, once the time served on active supervision
34.12 plus earned compliance credits equals the total length of the supervised release term or, if
34.13 applicable, the aggregate length of the supervised release term and conditional release term,
34.14 the individual is eligible for supervision abatement status. However, the commissioner must
34.15 not place the individual on supervision abatement status for the remainder of the supervised
34.16 or conditional release term if the commissioner determines that doing so would present a
34.17 risk to public safety, after weighing factors including the individual's stability, behavior, or
34.18 overall adjustment while on supervision. For individuals with lifetime terms of conditional
34.19 release, the commissioner shall not place the individual on supervision abatement status
34.20 unless the time served on active supervision plus earned compliance credits equals at least
34.21 ten years.

34.22 **EFFECTIVE DATE.** This section is effective September 1, 2026.

34.23 Sec. 30. Minnesota Statutes 2024, section 256D.02, subdivision 12a, is amended to read:

34.24 Subd. 12a. **Resident.** (a) For purposes of eligibility for general assistance, a person must
34.25 be a resident of this state.

34.26 (b) A "resident" is a person living in the state for at least 30 days with the intention of
34.27 making the person's home here and not for any temporary purpose. Time spent in a shelter
34.28 for ~~battered women~~ domestic abuse victims shall count toward satisfying the 30-day residency
34.29 requirement. All applicants for these programs are required to demonstrate the requisite
34.30 intent and can do so in any of the following ways:

34.31 (1) by showing that the applicant maintains a residence at a verified address, other than
34.32 a place of public accommodation. An applicant may verify a residence address by presenting
34.33 a valid state driver's license, a state identification card, a voter registration card, a rent

35.1 receipt, a statement by the landlord, apartment manager, or homeowner verifying that the
35.2 individual is residing at the address, or other form of verification approved by the
35.3 commissioner; or

35.4 (2) by verifying residence according to Minnesota Rules, part 9500.1219, subpart 3,
35.5 item C.

35.6 (c) For general assistance, a county shall waive the 30-day residency requirement where
35.7 unusual hardship would result from denial of general assistance. For purposes of this
35.8 subdivision, "unusual hardship" means the applicant is without shelter or is without available
35.9 resources for food.

35.10 The county agency must report to the commissioner within 30 days on any waiver granted
35.11 under this section. The county shall not deny an application solely because the applicant
35.12 does not meet at least one of the criteria in this subdivision, but shall continue to process
35.13 the application and leave the application pending until the residency requirement is met or
35.14 until eligibility or ineligibility is established.

35.15 (d) For purposes of paragraph (c), the following definitions apply (1) "metropolitan
35.16 statistical area" is as defined by the United States Census Bureau; (2) "shelter" includes any
35.17 shelter that is located within the metropolitan statistical area containing the county and for
35.18 which the applicant is eligible, provided the applicant does not have to travel more than 20
35.19 miles to reach the shelter and has access to transportation to the shelter. Clause (2) does not
35.20 apply to counties in the Minneapolis-St. Paul metropolitan statistical area.

35.21 (e) Migrant workers as defined in section 142G.02 are exempt from the residency
35.22 requirements of this section, provided the migrant worker provides verification that the
35.23 migrant family worked in this state within the last 12 months and earned at least \$1,000 in
35.24 gross wages during the time the migrant worker worked in this state.

35.25 (f) For purposes of eligibility for emergency general assistance, the 30-day residency
35.26 requirement under this section shall not be waived.

35.27 (g) If any provision of this subdivision is enjoined from implementation or found
35.28 unconstitutional by any court of competent jurisdiction, the remaining provisions shall
35.29 remain valid and shall be given full effect.

35.30 Sec. 31. Minnesota Statutes 2024, section 256G.02, subdivision 6, is amended to read:

35.31 Subd. 6. **Excluded time.** "Excluded time" means:

36.1 (1) any period an applicant spends in a hospital, sanitarium, nursing home, shelter other
36.2 than an emergency shelter, halfway house, foster home, community residential setting
36.3 licensed under chapter 245D, semi-independent living domicile or services program,
36.4 residential facility offering care, board and lodging facility or other institution for the
36.5 hospitalization or care of human beings, as defined in section 144.50, 144A.01, or 245A.02,
36.6 subdivision 14; maternity home, ~~battered women's shelter~~ for domestic abuse victims, or
36.7 correctional facility; or any facility based on an emergency hold under section 253B.05,
36.8 subdivisions 1 and 2;

36.9 (2) any period an applicant spends on a placement basis in a training and habilitation
36.10 program, including: a rehabilitation facility or work or employment program as defined in
36.11 section 268A.01; semi-independent living services provided under section 252.275, and
36.12 chapter 245D; or day training and habilitation programs;

36.13 (3) any period an applicant is receiving assisted living services, integrated community
36.14 supports, or day support services; and

36.15 (4) any placement for a person with an indeterminate commitment, including independent
36.16 living.

36.17 Sec. 32. Minnesota Statutes 2025 Supplement, section 256G.03, subdivision 2, is amended
36.18 to read:

36.19 Subd. 2. **No durational test.** Except as otherwise provided in sections 142G.12; 142G.78;
36.20 256B.056, subdivision 1; and 256D.02, subdivision 12a, for purposes of this chapter, no
36.21 waiting period is required before securing county or state residence. A person cannot,
36.22 however, gain residence while physically present in an excluded time facility unless otherwise
36.23 specified in this chapter or in a federal regulation controlling a federally funded human
36.24 service; children, youth, and families; or direct care and treatment program. Interstate
36.25 migrants who enter a shelter for ~~battered women~~ domestic abuse victims directly from
36.26 another state can gain residency while in the facility provided the person can provide
36.27 documentation that the person is a victim of domestic abuse and the county determines that
36.28 the placement is appropriate.

36.29 Sec. 33. Minnesota Statutes 2024, section 257.75, subdivision 6, is amended to read:

36.30 Subd. 6. **Paternity educational materials.** The commissioner of children, youth, and
36.31 families shall prepare educational materials for new and prospective parents that describe
36.32 the benefits and effects of establishing paternity. The materials must include a description
36.33 and comparison of the procedures for establishment of paternity through a recognition of

37.1 parentage under this section and an adjudication of paternity under sections 257.51 to 257.74.
37.2 The commissioner shall consider the use of innovative audio or visual approaches to the
37.3 presentation of the materials to facilitate understanding and presentation. In preparing the
37.4 materials, the commissioner shall consult with child advocates and support workers, ~~battered~~
37.5 ~~women's advocates and~~ advocates for domestic abuse victims, social service providers,
37.6 educators, attorneys, hospital representatives, and people who work with parents in making
37.7 decisions related to paternity. The commissioner shall consult with representatives of
37.8 communities of color. On and after January 1, 1994, the commissioner shall make the
37.9 materials available without cost to hospitals, requesting agencies, and other persons for
37.10 distribution to new parents.

37.11 Sec. 34. Minnesota Statutes 2024, section 260E.02, subdivision 1, is amended to read:

37.12 Subdivision 1. **Establishment of team.** A county shall establish a multidisciplinary
37.13 child protection team that may include but is not limited to the director of the local welfare
37.14 agency or designees, the county attorney or designees, the county sheriff or designees,
37.15 representatives of health and education, representatives of mental health, representatives of
37.16 agencies providing specialized services or responding to youth who experience or are at
37.17 risk of experiencing sex or labor trafficking or sexual exploitation, or other appropriate
37.18 human services, children's services, or community-based agencies, and parent groups. As
37.19 used in this section, a "community-based agency" may include, but is not limited to, schools,
37.20 social services agencies, family service and mental health collaboratives, children's advocacy
37.21 centers, early childhood and family education programs, Head Start, or other agencies
37.22 serving children and families. A member of the team must be designated as the lead person
37.23 of the team responsible for the planning process to develop standards for the team's activities
37.24 with ~~battered women's and~~ domestic abuse programs and services.

37.25 Sec. 35. Minnesota Statutes 2024, section 299A.85, subdivision 4, is amended to read:

37.26 Subd. 4. **Duties.** (a) The office has the following duties:

37.27 (1) advocate in the legislature for legislation that will facilitate the accomplishment of
37.28 the mandates identified in the Missing and Murdered Indigenous Women Task Force report;

37.29 (2) advocate for state agencies to take actions to facilitate the accomplishment of the
37.30 mandates identified in the Missing and Murdered Indigenous Women Task Force report;

37.31 (3) develop recommendations for legislative and agency actions to address injustice in
37.32 the criminal justice system's response to the cases of missing and murdered Indigenous
37.33 relatives;

38.1 (4) facilitate research to refine the mandates in the Missing and Murdered Indigenous
38.2 Women Task Force report and to assess the potential efficacy, feasibility, and impact of the
38.3 recommendations;

38.4 (5) develop tools and processes to evaluate the implementation and impact of the efforts
38.5 of the office;

38.6 (6) track and collect Minnesota data on missing and murdered indigenous women,
38.7 children, and relatives, and provide statistics upon public or legislative inquiry;

38.8 (7) facilitate technical assistance for local and Tribal law enforcement agencies during
38.9 active missing and murdered Indigenous relatives cases;

38.10 (8) conduct case reviews and report on the results of case reviews for the following types
38.11 of missing and murdered Indigenous relatives cases: cold cases for missing Indigenous
38.12 people and death investigation review for cases of Indigenous people ruled as suicide or
38.13 overdose under suspicious circumstances;

38.14 (9) conduct case reviews of the prosecution and sentencing for cases where a perpetrator
38.15 committed a violent or exploitative crime against an Indigenous person. These case reviews
38.16 should identify those cases where the perpetrator is a repeat offender;

38.17 (10) prepare draft legislation as necessary to allow the office access to the data required
38.18 for the office to conduct the reviews required in this section and advocate for passage of
38.19 that legislation;

38.20 (11) review sentencing guidelines for missing and murdered Indigenous women-related
38.21 crimes, recommend changes if needed, and advocate for consistent implementation of the
38.22 guidelines across Minnesota courts;

38.23 (12) develop and maintain communication with relevant divisions in the Department of
38.24 Public Safety regarding any cases involving missing and murdered Indigenous relatives and
38.25 on procedures for investigating cases involving missing and murdered Indigenous relatives;
38.26 ~~and~~

38.27 (13) coordinate, as relevant, with the Bureau of Indian Affairs' Cold Case Office through
38.28 Operation Lady Justice and other federal efforts, as well as efforts in neighboring states and
38.29 Canada. This recommendation pertains to state efforts. Tribes are sovereign nations that
38.30 have the right to determine if and how they will coordinate with these other efforts; and

38.31 (14) provide case support to victims and families of missing or murdered Indigenous
38.32 relatives or their designated family representative or the reporting person. Case support
38.33 includes but is not limited to providing support and guidance during the law enforcement

39.1 investigation; facilitating communication with criminal justice agencies and other government
39.2 entities; compiling relevant information about ongoing cases; and providing information,
39.3 referrals, and other types of support.

39.4 (b) As used in this subdivision:

39.5 (1) "reporting person" means the relative or nonrelative person who completed a case
39.6 intake form with the office; and

39.7 (2) "victim" has the meaning given in section 611A.01.

39.8 (c) Data created, collected, received, stored, used, or maintained by the office related to
39.9 paragraph (a), clause (14), are private data on individuals as defined in section 13.02,
39.10 subdivision 12.

39.11 Sec. 36. Minnesota Statutes 2024, section 299A.90, subdivision 3, is amended to read:

39.12 Subd. 3. **Duties.** (a) The office has the following duties:

39.13 (1) advocate in the legislature for legislation that will facilitate the accomplishment of
39.14 mandates identified in the report of the Task Force on Missing and Murdered African
39.15 American Women;

39.16 (2) advocate for state agencies to take actions to facilitate the accomplishment of mandates
39.17 identified in the report of the Task Force on Missing and Murdered African American
39.18 Women;

39.19 (3) develop recommendations for legislative and agency actions to address injustice in
39.20 the criminal justice system's response to cases of missing and murdered Black women and
39.21 girls;

39.22 (4) facilitate research to refine the mandates in the report of the Task Force on Missing
39.23 and Murdered African American Women and to assess the potential efficacy, feasibility,
39.24 and impact of the recommendations;

39.25 (5) collect data on missing person and homicide cases involving Black women and girls,
39.26 including the total number of cases, the rate at which the cases are solved, the length of time
39.27 the cases remain open, and a comparison to similar cases involving different demographic
39.28 groups;

39.29 (6) collect data on Amber Alerts, including the total number of Amber Alerts issued,
39.30 the total number of Amber Alerts that involve Black girls, and the outcome of cases involving
39.31 Amber Alerts disaggregated by the child's race and sex;

40.1 (7) collect data on reports of missing Black girls, including the number classified as
40.2 voluntary runaways, and a comparison to similar cases involving different demographic
40.3 groups;

40.4 (8) analyze and assess the intersection between cases involving missing and murdered
40.5 Black women and girls and labor trafficking and sex trafficking;

40.6 (9) develop recommendations for legislative, agency, and community actions to address
40.7 the intersection between cases involving missing and murdered Black women and girls and
40.8 labor trafficking and sex trafficking;

40.9 (10) analyze and assess the intersection between cases involving murdered Black women
40.10 and girls and domestic violence, including prior instances of domestic violence within the
40.11 family or relationship, whether an offender had prior convictions for domestic assault or
40.12 related offenses, and whether the offender used a firearm in the murder or any prior instances
40.13 of domestic assault;

40.14 (11) develop recommendations for legislative, agency, and community actions to address
40.15 the intersection between cases involving murdered Black women and girls and domestic
40.16 violence;

40.17 (12) develop tools and processes to evaluate the implementation and impact of the efforts
40.18 of the office;

40.19 (13) track and collect Minnesota data on missing and murdered Black women and girls,
40.20 and provide statistics upon public or legislative inquiry;

40.21 (14) facilitate technical assistance for local and Tribal law enforcement agencies during
40.22 active cases involving missing and murdered Black women and girls;

40.23 (15) conduct case reviews and report on the results of case reviews for the following
40.24 types of cases involving missing and murdered Black women and girls: cold cases for
40.25 missing Black women and girls and death investigation review for cases of Black women
40.26 and girls ruled as suicide or overdose under suspicious circumstances;

40.27 (16) conduct case reviews of the prosecution and sentencing for cases where a perpetrator
40.28 committed a violent or exploitative crime against a Black woman or girl. These case reviews
40.29 must identify those cases where the perpetrator is a repeat offender;

40.30 (17) prepare draft legislation as necessary to allow the office access to the data necessary
40.31 for the office to conduct the reviews required in this section and advocate for passage of
40.32 that legislation;

41.1 (18) review sentencing guidelines for crimes related to missing and murdered Black
41.2 women and girls, recommend changes if needed, and advocate for consistent implementation
41.3 of the guidelines across Minnesota courts;

41.4 (19) develop and maintain communication with relevant divisions in the Department of
41.5 Public Safety, including but not limited to the Bureau of Criminal Apprehension, regarding
41.6 any cases involving missing and murdered Black women and girls and on procedures for
41.7 investigating cases involving missing and murdered Black women and girls;

41.8 (20) consult with the Council for Minnesotans of African Heritage established in section
41.9 15.0145; ~~and~~

41.10 (21) coordinate, as relevant, with federal efforts, and efforts in neighboring states and
41.11 Canada; and

41.12 (22) provide case support to victims and families of missing or murdered Black women
41.13 and girls or their designated family representative or the reporting person. Case support
41.14 includes but is not limited to providing support and guidance during the law enforcement
41.15 investigation; facilitating communication with criminal justice agencies and other government
41.16 entities; compiling relevant information about ongoing cases; and providing information,
41.17 referrals, and other types of support.

41.18 (b) As used in this subdivision:

41.19 (1) "labor trafficking" has the meaning given in section 609.281, subdivision 5; ~~and~~

41.20 (2) "reporting person" means the relative or nonrelative person who completed a case
41.21 intake form with the office;

41.22 ~~(2)~~ (3) "sex trafficking" has the meaning given in section 609.321, subdivision 7a; and

41.23 (4) "victim" has the meaning given in section 611A.01.

41.24 (c) Data created, collected, received, stored, used, or maintained by the office related to
41.25 paragraph (a), clause (22), are private data on individuals as defined in section 13.02,
41.26 subdivision 12.

41.27 Sec. 37. Minnesota Statutes 2024, section 299C.05, is amended to read:

41.28 **299C.05 CRIME DATA COLLECTION.**

41.29 It shall be the duty of this division to collect, and preserve as a record of the bureau,
41.30 information concerning the number and nature of offenses known to have been committed
41.31 in the state, of the legal steps taken in connection therewith from the inception of the

42.1 complaint to the final discharge of the defendant, and such other information as may be
42.2 useful in the study of crime and the administration of justice. The information shall be
42.3 provided in a form prescribed by the superintendent. The information so collected and
42.4 preserved shall include such data as may be requested by the United States Department of
42.5 Justice, at Washington, under its national system of crime reporting. To the extent possible,
42.6 the superintendent must utilize a nationally recognized system or standard approved by the
42.7 Federal Bureau of Investigation to collect and preserve crime data.

42.8 Sec. 38. Minnesota Statutes 2024, section 299C.065, subdivision 1, is amended to read:

42.9 Subdivision 1. ~~Grants~~ **Reimbursements.** The commissioner of public safety shall make
42.10 ~~grants~~ reimbursements to local officials for the following purposes:

42.11 (1) the cooperative investigation of cross jurisdictional criminal activity relating to the
42.12 possession and sale of controlled substances;

42.13 (2) receiving or selling stolen goods;

42.14 (3) participating in gambling activities in violation of section 609.76;

42.15 (4) violations of section 609.322 or any other state or federal law prohibiting the
42.16 recruitment, transportation, or use of juveniles for purposes of prostitution;

42.17 (5) for partial reimbursement of local costs associated with unanticipated, intensive,
42.18 long-term, multijurisdictional criminal investigations that exhaust available local resources,
42.19 except that the commissioner may not reimburse the costs of a local investigation involving
42.20 a child who is reported to be missing and endangered unless the law enforcement agency
42.21 complies with section 299C.53 and the agency's own investigative policy; and

42.22 (6) for partial reimbursement of local costs associated with criminal investigations into
42.23 the activities of violent criminal gangs and gang members.

42.24 Sec. 39. Minnesota Statutes 2024, section 299C.065, subdivision 1a, is amended to read:

42.25 Subd. 1a. **Witness and victim protection fund.** (a) A witness and victim protection
42.26 fund is created under the administration of the commissioner of public safety. The
42.27 commissioner may make ~~grants~~ reimbursements to local officials to provide for the relocation
42.28 or other protection of a victim, witness, or potential witness who is involved in a criminal
42.29 prosecution and who the commissioner has reason to believe is or is likely to be the target
42.30 of a violent crime or a violation of section 609.498 or 609.713, in connection with that
42.31 prosecution. The awarding of ~~grants~~ reimbursements under this subdivision is not limited
42.32 to the crimes and investigations described in subdivision 1.

43.1 (b) The commissioner may award ~~grants~~ reimbursements for any of the following actions
43.2 in connection with the protection of a witness or victim under this subdivision:

43.3 (1) to provide suitable documents to enable the person to establish a new identity or
43.4 otherwise protect the person;

43.5 (2) to provide housing for the person;

43.6 (3) to provide for the transportation of household furniture and other personal property
43.7 to the person's new residence;

43.8 (4) to provide the person with a payment to meet basic living expenses for a time period
43.9 the commissioner deems necessary;

43.10 (5) to assist the person in obtaining employment; and

43.11 (6) to provide other services necessary to assist the person in becoming self-sustaining.

43.12 Sec. 40. Minnesota Statutes 2024, section 299C.065, subdivision 2, is amended to read:

43.13 Subd. 2. **Application for ~~grant~~ grant reimbursement.** A county sheriff or the chief
43.14 administrative officer of a municipal police department may apply to the commissioner of
43.15 public safety for a ~~grant~~ grant reimbursement for any of the purposes described in subdivision 1
43.16 or 1a, on forms and pursuant to procedures developed by the superintendent. For ~~grants~~
43.17 reimbursements under subdivision 1, the application shall describe the type of intended
43.18 criminal investigation, an estimate of the amount of money required, and any other
43.19 information the superintendent deems necessary.

43.20 Sec. 41. Minnesota Statutes 2024, section 299C.065, subdivision 3, is amended to read:

43.21 Subd. 3. **Investigation report.** A report shall be made to the commissioner at the
43.22 conclusion of an investigation for which a ~~grant~~ grant reimbursement was made under subdivision
43.23 1 stating (1) the number of persons arrested, (2) the nature of charges filed against them,
43.24 (3) the nature and value of controlled substances or contraband purchased or seized, (4) the
43.25 amount of money paid to informants during the investigation, and (5) a separate accounting
43.26 of the amount of money spent for expenses, other than "buy money," of bureau and local
43.27 law enforcement personnel during the investigation. The commissioner shall prepare and
43.28 submit to the chairs of the committees in the senate and house of representatives with
43.29 jurisdiction over criminal justice policy by January 1 of each even-numbered year a report
43.30 of investigations receiving ~~grants~~ reimbursements under subdivision 1.

44.1 Sec. 42. Minnesota Statutes 2024, section 299C.065, subdivision 3a, is amended to read:

44.2 Subd. 3a. **Accounting report.** The head of a law enforcement agency that receives a
44.3 ~~grant~~ reimbursement under subdivision 1a shall file a report with the commissioner at the
44.4 conclusion of the case detailing the specific purposes for which the money was spent. The
44.5 commissioner shall prepare and submit to the chairs of the committees in the senate and
44.6 house of representatives with jurisdiction over criminal justice policy by January 1 of each
44.7 even-numbered year a summary report of witness assistance services provided under this
44.8 section.

44.9 Sec. 43. Minnesota Statutes 2024, section 299C.46, subdivision 6, is amended to read:

44.10 Subd. 6. **Orders for protection; no contact orders; harassment restraining orders.** (a)
44.11 As used in this subdivision, "no contact orders" include orders issued as pretrial orders
44.12 under section 629.72, subdivision 2, orders under section 629.75, and orders issued as
44.13 probationary or sentencing orders at the time of disposition in a criminal domestic abuse
44.14 case.

44.15 (b) The data communications network must include orders for protection issued under
44.16 section 518B.01 or 609.2334, harassment restraining orders, and no contact orders issued
44.17 against adults and juveniles. A no contact order must be accompanied by a photograph of
44.18 the offender for the purpose of enforcement of the order, if a photograph is available and
44.19 verified by the court to be an image of the defendant.

44.20 (c) Data from orders for protection, harassment restraining orders, or no contact orders
44.21 and data entered by law enforcement to assist in the enforcement of those orders are classified
44.22 as private data on individuals as defined in section 13.02, subdivision 12. Data about the
44.23 offender can be shared with the victim for purposes of enforcement of the order.

44.24 Sec. 44. Minnesota Statutes 2025 Supplement, section 299C.80, subdivision 6, is amended
44.25 to read:

44.26 Subd. 6. **Reporting.** (a) As provided for in chapter 13, the superintendent must make
44.27 all inactive investigative data for officer-involved death investigations that are public under
44.28 section 13.82, subdivision 7, or other applicable law available on the bureau's website within
44.29 30 days of the case becoming inactive as defined in section 13.82, subdivision 7, except
44.30 any video that does not record, describe, or otherwise document actions and circumstances
44.31 surrounding the officer-involved death.

45.1 (b) By February 1 of each year, the superintendent shall report to the commissioner, the
45.2 governor, and the chairs and ranking minority members of the legislative committees with
45.3 jurisdiction over public safety finance and policy the following information about the unit:
45.4 the number of investigations initiated; the number of incidents that began with a law
45.5 enforcement response to a situation involving suspected or alleged domestic abuse, as
45.6 defined in section 626.5537, subdivision 1; the number of incidents investigated; the
45.7 outcomes or current status of each investigation; the charging decisions made by the
45.8 prosecuting authority of incidents investigated by the unit; the number of plea agreements
45.9 reached in incidents investigated by the unit; and any other information relevant to the unit's
45.10 mission.

45.11 (c) Nothing in this subdivision modifies the requirements of chapter 13 or the
45.12 classification of data.

45.13 Sec. 45. Minnesota Statutes 2024, section 326.32, subdivision 8, is amended to read:

45.14 Subd. 8. **Applicant.** "Applicant" means any individual, ~~partnership~~ or corporation who
45.15 has made application for a private detective or protective agent license.

45.16 Sec. 46. Minnesota Statutes 2024, section 326.32, subdivision 10, is amended to read:

45.17 Subd. 10. **License holder.** "License holder" means any individual, ~~partnership as defined~~
45.18 ~~in section 323A.0101, clause (8)~~, or corporation licensed to perform the duties of a private
45.19 detective or a protective agent.

45.20 Sec. 47. Minnesota Statutes 2024, section 326.32, subdivision 10a, is amended to read:

45.21 Subd. 10a. **Minnesota manager.** "Minnesota manager" means the member of a
45.22 ~~partnership~~ or corporation, who meets the qualifications for licensing as provided in sections
45.23 326.32 to 326.339. The Minnesota manager must be actively involved in the day to day
45.24 management and supervision of the licensed activity in the Minnesota office.

45.25 Sec. 48. Minnesota Statutes 2024, section 326.32, subdivision 10c, is amended to read:

45.26 Subd. 10c. **Proprietary employer.** A "proprietary employer" means an individual,
45.27 ~~partnership~~, or a corporation that is not engaged in the business of providing protective
45.28 agents but employs individuals to serve as security guards solely on the employer's property
45.29 and its curtilage.

46.1 Sec. 49. Minnesota Statutes 2024, section 326.32, subdivision 12, is amended to read:

46.2 Subd. 12. **Qualified representative.** "Qualified representative" means the member of
46.3 a ~~partnership or corporation~~, who meets the qualifications for licensing as provided in
46.4 sections 326.32 to 326.339. The qualified representative must be actively involved in the
46.5 day to day management and supervision of the licensed activity.

46.6 Sec. 50. Minnesota Statutes 2024, section 326.33, subdivision 1, is amended to read:

46.7 Subdivision 1. **Members.** There is hereby created a Board of Private Detective and
46.8 Protective Agent Services, consisting of the superintendent of the Bureau of Criminal
46.9 Apprehension or an assistant superintendent designated by the superintendent, and the
46.10 following members appointed by the commissioner of public safety: a licensed protective
46.11 agent, or qualified representative for a licensed protective agent ~~partnership or corporation~~;
46.12 a licensed private detective, or qualified representative for a licensed private detective
46.13 ~~partnership or corporation~~; and two public members. Filling of member vacancies shall be
46.14 the responsibility of the commissioner of public safety. Membership terms, compensation
46.15 of members, removal of members, the filling of membership vacancies, and fiscal year and
46.16 reporting requirements shall be as provided in sections 214.07 to 214.09. The provision of
46.17 staff, unless otherwise provided in sections 326.32 to 326.339; administrative services and
46.18 office space; the review and processing of complaints; the setting of board fees, unless
46.19 otherwise provided in sections 326.32 to 326.339; and other provisions relating to board
46.20 operations shall be as provided in chapter 214.

46.21 Sec. 51. Minnesota Statutes 2024, section 326.3381, subdivision 2, is amended to read:

46.22 Subd. 2. **Application procedure.** The board shall issue a license upon application to
46.23 any person qualified under sections 326.32 to 326.339 and under the rules of the board to
46.24 engage in the business of private detective or protective agent. The license shall remain
46.25 effective for two years as long as the license holder complies with sections 326.32 to 326.339,
46.26 the laws of Minnesota, and the rules of the board. Upon receipt of an application for private
46.27 detective or protective agent license, the board shall:

46.28 (1) post notice of the application in its office for a period of 20 days, and notify all
46.29 persons who have requested notification of applications;

46.30 (2) conduct an investigation as it considers necessary to determine the qualifications of
46.31 the applicant, qualified representative, Minnesota manager, and, if appropriate, a ~~partner or~~
46.32 corporate officer; and

47.1 (3) notify the applicant of the date on which the board will conduct a review of the
47.2 license application.

47.3 Sec. 52. Minnesota Statutes 2024, section 326.3381, subdivision 4, is amended to read:

47.4 Subd. 4. **Business entity applicant.** If the applicant for a license is a corporation ~~or~~
47.5 ~~partnership, one member,~~ the chief executive officer, the chief financial officer, the qualified
47.6 representative, and the Minnesota manager, if one exists, of that corporation ~~or partnership~~
47.7 must meet the licensing requirements in sections 326.32 to 326.339, including the
47.8 requirements of subdivision 3, paragraph (b).

47.9 Sec. 53. Minnesota Statutes 2024, section 326.3382, subdivision 1, is amended to read:

47.10 Subdivision 1. **Application form.** (a) Application for a private detective or protective
47.11 agent license shall be made on a form prescribed by the board. Each applicant shall provide
47.12 the following information:

47.13 (1) the full name, date of birth, and sex of each person signing the application, and the
47.14 residences of those persons for the past five years;

47.15 (2) all past and present occupations and employers, length of employment, and the name,
47.16 address, and telephone numbers of supervisors for all persons signing the application;

47.17 (3) the address or a description indicating the location of the place of business of the
47.18 applicant;

47.19 (4) a statement indicating that each person signing the application has attained the age
47.20 of 18;

47.21 (5) if the applicant is a corporation, the name of the corporation, the date and place of
47.22 incorporation, and the location of its principal place of business or registered office in its
47.23 state of incorporation; and

47.24 (6) further facts as may be required by the board to show the good character, competency,
47.25 and integrity of each person signing the application; ~~and.~~

47.26 (b) Each application shall be signed and acknowledged as follows:

47.27 (1) if the applicant is an individual, by the individual; or

47.28 ~~(2) if the applicant is a partnership, by each partner, one of whom must be a qualified~~
47.29 ~~representative; or~~

48.1 ~~(3)~~ (2) if the applicant is a corporation, by the chief executive officer, chief financial
48.2 officer, and the qualified representative of the corporation. If the principal place of the
48.3 applicant's business is outside Minnesota, the application shall also include the signature
48.4 of the Minnesota manager.

48.5 Sec. 54. Minnesota Statutes 2024, section 326.3382, subdivision 4, is amended to read:

48.6 Subd. 4. **License disqualification.** Unlicensed activity will not be considered as legitimate
48.7 experience for qualification in being licensed. An individual, ~~partnership~~, a corporation, a
48.8 qualified representative, or a Minnesota manager engaged in the business of a private
48.9 detective or protective agent without a license issued by the board is prohibited from applying
48.10 for licensing for a period of one year from the date of a finding of the violation.

48.11 Sec. 55. Minnesota Statutes 2024, section 326.3385, subdivision 2, is amended to read:

48.12 Subd. 2. **Notice of successor.** (a) A corporate ~~or partnership~~ license holder shall, within
48.13 seven days of the death, resignation, or removal of a person signing the license application,
48.14 give written notice to the board of the change and the name and address of the successor in
48.15 the vacated position.

48.16 (b) Within seven days of the death, resignation, or removal of a person signing the license
48.17 application for a ~~partnership or~~ corporate license holder, the successor qualified
48.18 representative, ~~partner~~, Minnesota manager, chief executive officer, or chief financial officer
48.19 who shall qualify under the same procedure and criteria, ~~and~~ must submit the documents
48.20 required, as for an original application.

48.21 Sec. 56. Minnesota Statutes 2024, section 326.3386, subdivision 3, is amended to read:

48.22 Subd. 3. **Designation fee.** When a licensed private detective or protective agent who is
48.23 a ~~partnership or~~ corporation, desires to designate a new qualified representative or Minnesota
48.24 manager, a fee equal to one-half of the license fee shall be submitted to the board.

48.25 Sec. 57. Minnesota Statutes 2024, section 364.03, subdivision 3, is amended to read:

48.26 Subd. 3. **Evidence of rehabilitation.** (a) A person who has been convicted of a crime
48.27 or crimes which directly relate to the public employment sought or to the occupation for
48.28 which a license is sought ~~shall not~~ may be disqualified from the employment or occupation
48.29 ~~if~~ unless the person can show both:

48.30 (1) competent evidence of sufficient rehabilitation; and

49.1 (2) present fitness to perform the duties of the public employment sought or the
 49.2 occupation for which the license is sought.

49.3 (b) In determining whether the person has demonstrated both competent evidence of
 49.4 sufficient rehabilitation and present fitness to perform the relevant duties, the hiring or
 49.5 licensing authority may be established by the production of consider:

49.6 (1) the person's most recent certified copy of a United States Department of Defense
 49.7 form DD-214 showing the person's honorable discharge, or separation under honorable
 49.8 conditions, from the United States armed forces for military service rendered following
 49.9 conviction for any crime that would otherwise disqualify the person from the public
 49.10 employment sought or the occupation for which the license is sought; ~~or;~~

49.11 ~~(1)~~ (2) a copy of the local, state, or federal release order; ~~and~~

49.12 ~~(2)~~ evidence showing that at least one year has elapsed since release from any local,
 49.13 state, or federal correctional institution without subsequent conviction of a crime; ~~and~~
 49.14 evidence showing compliance with all terms and conditions of probation or parole; ~~or~~

49.15 (3) a copy of the relevant Department of Corrections discharge order or other documents
 49.16 showing completion of probation or parole supervision;

49.17 ~~(b) In addition to the documentary evidence presented, the licensing or hiring authority~~
 49.18 ~~shall consider any evidence presented by the applicant regarding:~~

49.19 ~~(1)~~ (4) evidence regarding the nature and seriousness of the crime or crimes for which
 49.20 the person was convicted;

49.21 ~~(2)~~ (5) all circumstances relative to the crime or crimes, including mitigating
 49.22 circumstances or social conditions surrounding the commission of the crime or crimes;

49.23 ~~(3)~~ (6) the age of the person at the time the crime or crimes were committed;

49.24 ~~(4)~~ (7) the length of time elapsed since the crime or crimes were committed; and

49.25 ~~(5)~~ (8) all other competent evidence of rehabilitation and present fitness presented,
 49.26 including, but not limited to, proof that the person has completed a treatment program and
 49.27 letters of reference by persons who have been in contact with the applicant since the
 49.28 applicant's release from any local, state, or federal correctional institution.

49.29 (c) The certified copy of a person's United States Department of Defense form DD-214
 49.30 showing the person's honorable discharge or separation under honorable conditions from
 49.31 the United States armed forces ceases to qualify as competent evidence of sufficient
 49.32 rehabilitation for purposes of this section upon the person's conviction for any gross

50.1 misdemeanor or felony committed by the person subsequent to the effective date of that
50.2 honorable discharge or separation from military service.

50.3 Sec. 58. Minnesota Statutes 2024, section 364.05, is amended to read:

50.4 **364.05 NOTIFICATION UPON DENIAL OF EMPLOYMENT OR**
50.5 **DISQUALIFICATION FROM OCCUPATION.**

50.6 If a hiring or licensing authority denies an individual a position of public employment
50.7 or disqualifies the individual from pursuing, practicing, or engaging in any occupation for
50.8 which a license is required, solely or in part because of the individual's prior conviction of
50.9 a crime, the hiring or licensing authority shall notify the individual in writing of the following:

50.10 (1) the grounds and reasons for the denial or disqualification;

50.11 (2) the applicable complaint and grievance procedure as set forth in section 364.06;

50.12 (3) the earliest date on which the person may reapply for a position of public employment
50.13 or a license with a hiring or licensing authority; and

50.14 (4) that the hiring or licensing authority will consider all competent evidence of
50.15 rehabilitation presented ~~will be considered~~ upon reapplication.

50.16 Sec. 59. Minnesota Statutes 2025 Supplement, section 388.23, subdivision 1, is amended
50.17 to read:

50.18 Subdivision 1. **Authority.** (a) The county attorney, or any deputy or assistant county
50.19 attorney whom the county attorney authorizes in writing, has the authority to subpoena and
50.20 require the production of:

50.21 (1) any records of:

50.22 (i) telephone companies, cellular phone companies, paging companies, and subscribers
50.23 of private computer networks including Internet service providers or computer bulletin
50.24 board systems;

50.25 (ii) electric companies, gas companies, and water utilities;

50.26 (iii) chemical suppliers;

50.27 (iv) hotels and motels;

50.28 (v) pawn shops;

50.29 (vi) airlines, buses, taxis, and other entities engaged in the business of transporting
50.30 people; and

51.1 (vii) freight companies, warehousing companies, self-service storage facilities, package
51.2 delivery companies, and other entities engaged in the businesses of transport, storage, or
51.3 delivery;

51.4 (2) books, papers, correspondence, memoranda, agreements, and other documents or
51.5 records related to a law enforcement investigation of financial crimes and fraud, including
51.6 but not limited to fraud involving state funded or administered programs or services as
51.7 defined in section 299C.061, subdivision 1, paragraph (b), and insurance fraud in violation
51.8 of section 609.611;

51.9 ~~(2)~~ (3) records of the existence of safe deposit box account numbers and customer savings
51.10 and checking account numbers maintained by financial institutions and safe deposit
51.11 companies;

51.12 ~~(3)~~ (4) insurance records relating to the monetary payment or settlement of claims;

51.13 ~~(4)~~ (5) the banking, credit card, and financial records of a subject of an identity theft
51.14 investigation or a vulnerable adult, whether held in the name of the vulnerable adult or a
51.15 third party, including but not limited to safe deposit, loan and account applications and
51.16 agreements, signature cards, statements, checks, transfers, account authorizations, safe
51.17 deposit access records and documentation of fraud;

51.18 ~~(5)~~ (6) wage and employment records of an applicant or recipient of public assistance
51.19 who is the subject of a welfare fraud investigation relating to eligibility information for
51.20 public assistance programs; and

51.21 ~~(6)~~ (7) any of the following records of an employer or business entity who is the subject
51.22 of or has information related to a wage theft investigation:

51.23 (i) accounting and financial records such as books, registers, payrolls, banking records,
51.24 credit card records, securities records, and records of money transfers;

51.25 (ii) records required to be kept pursuant to section 177.30, paragraph (a); and

51.26 (iii) other records that in any way relate to wages or other income paid, hours worked,
51.27 and other conditions of employment of any employee or of work performed by persons
51.28 identified as independent contractors, and records of any payments to contractors, and
51.29 records of workers' compensation insurance.

51.30 (b) Subpoenas may only be issued for records that are relevant to an ongoing legitimate
51.31 law enforcement investigation. Administrative subpoenas may only be issued in wage theft,
51.32 welfare fraud, ~~and~~ identity theft cases, and cases related to a law enforcement investigation
51.33 of financial crimes and fraud if there is probable cause to believe a crime has been committed.

52.1 (c) This subdivision applies only to the records of business entities and does not extend
52.2 to private individuals or their dwellings.

52.3 (d) As used in this subdivision, "business entity" has the meaning given in section
52.4 308B.005.

52.5 Sec. 60. Minnesota Statutes 2024, section 518B.02, subdivision 2, is amended to read:

52.6 Subd. 2. **Standards for domestic abuse counseling programs and domestic abuse**
52.7 **educational programs.** (a) Domestic abuse counseling or educational programs that provide
52.8 group or class sessions for court-ordered domestic abuse offenders must provide
52.9 documentation to the probation department or the court on program policies and how the
52.10 program meets the criteria contained in paragraphs (b) to (l).

52.11 (b) Programs shall require offenders and abusing parties to attend a minimum of 24
52.12 sessions or 36 hours of programming, unless a probation agent has recommended fewer
52.13 sessions. The documentation provided to the probation department or the court must specify
52.14 the length of the program that offenders are required to complete.

52.15 (c) Programs must have a written policy requiring that counselors and facilitators report
52.16 to the court and to the offender's probation or corrections officer any threats of violence
52.17 made by the offender or abusing party, acts of violence by the offender or abusing party,
52.18 violation of court orders by the offender or abusing party, and violation of program rules
52.19 that resulted in the offender's or abusing party's termination from the program. Programs
52.20 shall have written policies requiring that counselors and facilitators hold offenders and
52.21 abusing parties solely responsible for their behavior.

52.22 Programs shall have written policies requiring that counselors and facilitators be violence
52.23 free in their own lives.

52.24 (d) Each program shall conduct an intake process with each offender or abusing party.
52.25 This intake process shall look for chemical dependency problems and possible risks the
52.26 offender or abusing party might pose to self or others. The program must have policies
52.27 regarding referral of a chemically dependent offender or abusing party to a chemical
52.28 dependency treatment center. If the offender or abusing party poses a risk to self or others,
52.29 the program shall report this information to the court, the probation or corrections officer,
52.30 and the victim.

52.31 (e) If the offender or abusing party is reported back to the court or is terminated from
52.32 the program, the program shall notify the victim of the circumstances unless the victim
52.33 requests otherwise.

53.1 (f) Programs shall require court-ordered offenders and abusing parties to sign a release
53.2 of information authorizing communication regarding the offender's or abusing party's
53.3 progress in the program to the court, the offender's probation or corrections officer, other
53.4 providers, and the victim. The offender or abusing party may not enter the program if the
53.5 offender does not sign a release.

53.6 (g) If a counselor or facilitator contacts the victim, the counselor or facilitator must not
53.7 elicit any information that the victim does not want to provide. A counselor or facilitator
53.8 who contacts a victim shall (1) notify the victim of the right not to provide any information,
53.9 (2) notify the victim of how any information provided will be used and with whom it will
53.10 be shared, and (3) obtain the victim's permission before eliciting information from the victim
53.11 or sharing information with anyone other than staff of the counseling program.

53.12 Programs shall have written policies requiring that counselors and facilitators inform
53.13 victims of the confidentiality of information as provided by this subdivision. Programs must
53.14 maintain separate files for information pertaining to the offender or abusing party and to
53.15 the victim.

53.16 If a counselor or facilitator contacts a victim, the counselor or facilitator shall provide
53.17 the victim with referral information for support services.

53.18 (h) Programs shall have written policies forbidding program staff from disclosing any
53.19 confidential communication made by the offender or abusing party without the consent of
53.20 the offender or abusing party, except that programs must warn a potential victim of imminent
53.21 danger based upon information provided by an offender or abusing party.

53.22 (i) The counseling program or educational program must provide services in a group
53.23 setting, unless the offender or abusing party would be inappropriate in a group setting.

53.24 Programs must provide separate sessions for male and female offenders and abusing
53.25 parties.

53.26 (j) Programs shall have written policies forbidding program staff from offering or
53.27 referring marriage or couples counseling until the offender or abusing party has completed
53.28 a domestic abuse counseling program or educational program for the minimum number of
53.29 court-ordered sessions and the counselor or facilitator reasonably believes that the violence,
53.30 intimidation, and coercion has ceased and the victim feels safe to participate.

53.31 (k) Programs must have written policies requiring that the counselor or facilitator report
53.32 when the court-ordered offender or abusing party has completed the program to the court
53.33 and the offender's probation or corrections officer.

54.1 (l) Programs must have written policies to coordinate with the court, probation and
54.2 corrections officers, ~~battered women's and~~ domestic abuse programs, child protection
54.3 services, and other providers on promotion of victim safety and offender accountability.

54.4 Sec. 61. Minnesota Statutes 2025 Supplement, section 609.101, subdivision 2, is amended
54.5 to read:

54.6 Subd. 2. **Minimum fines.** Notwithstanding any other law, when a court sentences a
54.7 person convicted of violating section 609.221, 609.222, 609.223, 609.2231, 609.224,
54.8 609.2242, 609.267, 609.2671, 609.2672, 609.342, 609.343, 609.344, or 609.345, it must
54.9 impose a fine of not less than 30 percent of the maximum fine authorized by law nor more
54.10 than the maximum fine authorized by law.

54.11 The court shall collect the portion of the fine mandated by this subdivision and forward
54.12 70 percent of it to a local victim assistance program that provides services locally in the
54.13 county in which the crime was committed. The court shall forward the remaining 30 percent
54.14 to the commissioner of management and budget to be credited to the general fund. If more
54.15 than one victim assistance program serves the county in which the crime was committed,
54.16 the court may designate on a case-by-case basis which program will receive the fine proceeds,
54.17 giving consideration to the nature of the crime committed, the types of victims served by
54.18 the program, and the funding needs of the program. If no victim assistance program serves
54.19 that county, the court shall forward 100 percent of the fine proceeds to the commissioner
54.20 of management and budget to be credited to the general fund. Fine proceeds received by a
54.21 local victim assistance program must be used to provide direct services to crime victims.

54.22 The minimum fine required by this subdivision is in addition to the surcharge or
54.23 assessment required by section 357.021, subdivision 6, and is in addition to any sentence
54.24 of imprisonment or restitution imposed or ordered by the court.

54.25 As used in this subdivision, "victim assistance program" means victim witness programs
54.26 within county attorney offices or any of the following programs: crime victim crisis centers,
54.27 victim-witness programs, domestic abuse ~~victim~~ shelters and nonshelter programs, sexual
54.28 assault programs, and children's advocacy centers as defined in section 260E.02, subdivision
54.29 5.

54.30 Sec. 62. Minnesota Statutes 2024, section 609.133, subdivision 4, is amended to read:

54.31 Subd. 4. **Petition; contents; fee.** (a) A prosecutor's petition for sentence adjustment
54.32 shall be filed in the district court where the individual was convicted and include the
54.33 following:

55.1 (1) the full name of the individual on whose behalf the petition is being brought and, to
55.2 the extent possible, all other legal names or aliases by which the individual has been known
55.3 at any time;

55.4 (2) the individual's date of birth;

55.5 (3) the individual's address;

55.6 (4) a brief statement of the reason the prosecutor is seeking a sentence adjustment for
55.7 the individual;

55.8 (5) the details of the offense for which an adjustment is sought, including:

55.9 (i) the date and jurisdiction of the occurrence;

55.10 (ii) ~~either the names of any victims or that there were no~~ the number of identifiable
55.11 victims;

55.12 (iii) whether there is a current order for protection, restraining order, or other no contact
55.13 order prohibiting the individual from contacting the victims or whether there has ever been
55.14 a prior order for protection or restraining order prohibiting the individual from contacting
55.15 the victims;

55.16 (iv) the court file number; and

55.17 (v) the date of conviction;

55.18 (6) what steps the individual has taken since the time of the offense toward personal
55.19 rehabilitation, including treatment, work, good conduct within correctional facilities, or
55.20 other personal history that demonstrates rehabilitation;

55.21 (7) the individual's criminal conviction record indicating all convictions for
55.22 misdemeanors, gross misdemeanors, or felonies in this state, and for all comparable
55.23 convictions in any other state, federal court, or foreign country, whether the convictions
55.24 occurred before or after the conviction for which an adjustment is sought;

55.25 (8) the individual's criminal charges record indicating all prior and pending criminal
55.26 charges against the individual in this state or another jurisdiction, including all criminal
55.27 charges that have been continued for dismissal, stayed for adjudication, or were the subject
55.28 of pretrial diversion; and

55.29 (9) to the extent known, all prior requests by the individual, whether for the present
55.30 offense or for any other offenses in this state or any other state or federal court, for pardon,
55.31 return of arrest records, or expungement or sealing of a criminal record, whether granted
55.32 or not, and all stays of adjudication or imposition of sentence involving the petitioner.

56.1 (b) The filing fee for a petition brought under this section shall be waived.

56.2 (c) Notwithstanding chapter 13 or any other statute related to the classification of
56.3 government data, a supervising agent or the commissioner of corrections may provide private
56.4 or confidential data to a prosecutor for purposes of a petition for sentence adjustment.

56.5 Sec. 63. Minnesota Statutes 2024, section 609.19, subdivision 2, is amended to read:

56.6 Subd. 2. **Unintentional murders.** Whoever does either of the following is guilty of
56.7 unintentional murder in the second degree and may be sentenced to imprisonment for not
56.8 more than 40 years:

56.9 (1) causes the death of a human being, without intent to effect the death of any person,
56.10 while committing or attempting to commit a felony offense other than criminal sexual
56.11 conduct in the first or second degree with force or violence or a drive-by shooting; or

56.12 (2) causes the death of a human being without intent to effect the death of any person,
56.13 while intentionally inflicting or attempting to inflict bodily harm upon the victim, when the
56.14 perpetrator is restrained under an order for protection and the victim is a person designated
56.15 to receive protection under the order. As used in this clause, "order for protection" includes
56.16 an order for protection issued under chapter 518B; a harassment restraining order issued
56.17 under section 609.748; a court order setting conditions of pretrial release or conditions of
56.18 a criminal sentence or juvenile court disposition; a restraining order issued in a marriage
56.19 dissolution action; and any order issued by a court of another state ~~or of~~ the United States,
56.20 the District of Columbia, Tribal lands, United States territories, Canada, or a Canadian
56.21 province that is similar to any of these orders.

56.22 **EFFECTIVE DATE.** This section is effective August 1, 2026, and applies to crimes
56.23 committed on or after that date.

56.24 Sec. 64. Minnesota Statutes 2025 Supplement, section 609.2334, subdivision 11, is amended
56.25 to read:

56.26 Subd. 11. **Copy to law enforcement agency; lead investigative agency.** Within 24
56.27 hours of issuance of an order or continuance of an order under this section, the court
56.28 administrator must forward the order for protection and any continuance of the order for
56.29 protection to the local law enforcement agency with jurisdiction over the residence of the
56.30 vulnerable adult and the lead investigative agency that received the report pursuant to
56.31 subdivision 6. The court administrator shall make available to law enforcement officers in
56.32 Minnesota, through a system of verification, information as to the existence and status of

57.1 an order for protection issued under this section. Section 518B.01, subdivision 13, ~~applies~~
57.2 paragraphs (b) and (c), apply to orders granted under this section.

57.3 **EFFECTIVE DATE.** This section is effective January 1, 2027.

57.4 Sec. 65. Minnesota Statutes 2024, section 609.27, subdivision 2, is amended to read:

57.5 Subd. 2. **Sentence.** (a) Whoever violates subdivision 1 may be sentenced as follows:

57.6 (1) to imprisonment for not more than 90 days or to payment of a fine of not more than
57.7 \$1,000, or both if neither the pecuniary gain received by the violator nor the loss suffered
57.8 by the person threatened or another as a result of the threat exceeds \$300, or the benefits
57.9 received or harm sustained are not susceptible of pecuniary measurement; or

57.10 (2) to imprisonment for not more than five years or to payment of a fine of not more
57.11 than \$10,000, or both, if such pecuniary gain or loss is more than \$300 but less than \$2,500;
57.12 or

57.13 (3) to imprisonment for not more than ten years or to payment of a fine of not more than
57.14 \$20,000, or both, if such pecuniary gain or loss is \$2,500, or more.

57.15 (b) A person who violates subdivision 1, clause (6), may be sentenced to imprisonment
57.16 for not more than ten years, or to payment of a fine of not more than \$20,000, or both, if
57.17 the violation is a substantial factor in the victim suffering great bodily harm.

57.18 (c) A person who violates subdivision 1, clause (6), may be sentenced to imprisonment
57.19 for not more than 15 years, or to payment of a fine of not more than \$30,000, or both, if the
57.20 violation is a substantial factor in the victim suffering death.

57.21 **EFFECTIVE DATE.** This section is effective August 1, 2026, and applies to crimes
57.22 committed on or after that date.

57.23 Sec. 66. Minnesota Statutes 2024, section 609.3471, is amended to read:

57.24 **609.3471 RECORDS PERTAINING TO VICTIM IDENTITY CONFIDENTIAL.**

57.25 Notwithstanding any provision of law to the contrary, no data contained in records or
57.26 reports relating to petitions, complaints, or indictments issued pursuant to section 609.322,
57.27 609.342, 609.343, 609.344, 609.345, 609.3453, ~~or~~ 609.3458, or 617.246, which specifically
57.28 identifies a victim who is a minor shall be accessible to the public, except by order of the
57.29 court. Nothing in this section authorizes denial of access to any other data contained in the
57.30 records or reports, including the identity of the defendant.

58.1 Sec. 67. Minnesota Statutes 2024, section 609.522, subdivision 1, is amended to read:

58.2 Subdivision 1. **Definitions.** (a) As used in this section, the following terms have the
58.3 meanings given.

58.4 (b) "Closed-loop gift card" means a card, code, or device that is issued to a consumer
58.5 on a prepaid basis primarily for personal, family, or household purposes in a specified
58.6 amount, regardless of whether that amount may be increased or reloaded in exchange for
58.7 payment, and is redeemable upon presentation by a consumer at a single merchant or group
58.8 of affiliated merchants.

58.9 (c) "Gift card" means a physical or digital closed-loop gift card or open-loop gift card
58.10 that is either activated or not activated.

58.11 (d) "Open-loop gift card" means a card, code, or device that is issued to a consumer on
58.12 a prepaid basis primarily for personal, family, or household purposes in a specified amount,
58.13 regardless of whether that amount may be increased or reloaded in exchange for payment,
58.14 and is redeemable upon presentation at multiple unaffiliated merchants for goods or services
58.15 within the payment card network.

58.16 ~~(b)~~ (e) "Pattern of retail theft" means acts committed or directed by the defendant on at
58.17 least two separate occasions in the preceding six months that would constitute a violation
58.18 of:

58.19 (1) section 609.52, subdivision 2, paragraph (a), clause (1), (3), or (4), involving retail
58.20 merchandise;

58.21 (2) section 609.521;

58.22 (3) section 609.53, subdivision 1, involving retail merchandise;

58.23 (4) section 609.582 when the building was a retail establishment; or

58.24 (5) section 609.59.

58.25 ~~(e)~~ (f) "Retail establishment" means the building where a retailer sells retail merchandise.

58.26 ~~(d)~~ (g) "Retail merchandise" means all forms of tangible property, without limitation,
58.27 held out for sale by a retailer and all gift cards.

58.28 ~~(e)~~ (h) "Retail theft enterprise" means a group of two or more individuals with a shared
58.29 goal involving the unauthorized removal of retail merchandise from a retailer. Retail theft
58.30 enterprise does not require the membership of the enterprise to remain the same or that the
58.31 same individuals participate in each offense committed by the enterprise.

59.1 ~~(f)~~ (i) "Retailer" means a person or entity that sells retail merchandise.

59.2 ~~(g)~~ (j) "Value" means:

59.3 (1) in the case of property, the retail market value at the time of the theft or, if the retail
 59.4 market value cannot be ascertained, the cost of replacement of the property within a
 59.5 reasonable time after the theft; or

59.6 (2) in the case of a gift card, the greatest amount of economic loss the owner of the
 59.7 property might reasonably suffer, including but not limited to the full monetary face value
 59.8 or potential value for variable-load gift cards.

59.9 Sec. 68. Minnesota Statutes 2024, section 609.522, subdivision 2, is amended to read:

59.10 Subd. 2. **Organized retail theft.** A person is guilty of organized retail theft if:

59.11 (1) the person is employed by or associated with a retail theft enterprise;

59.12 (2) the person has previously engaged in a pattern of retail theft and intentionally commits
 59.13 an act or directs another member of the retail theft enterprise to commit an act involving
 59.14 retail merchandise that would constitute a violation of:

59.15 (i) section 609.52, subdivision 2, paragraph (a), clause (1), (3), or (4); or

59.16 (ii) section 609.53, subdivision 1; and

59.17 (3) the person or another member of the retail theft enterprise:

59.18 (i) resells or intends to resell the stolen retail merchandise;

59.19 (ii) advertises or displays any item of the stolen retail merchandise for sale; ~~or~~

59.20 (iii) returns any item of the stolen retail merchandise to a retailer for anything of value;

59.21 or

59.22 (iv) tampers with the stolen retail merchandise or its packaging for the purpose of
 59.23 obtaining anything of value from the retailer or any retail customer.

59.24 **EFFECTIVE DATE.** This section is effective August 1, 2026, and applies to crimes
 59.25 committed on or after that date.

59.26 Sec. 69. Minnesota Statutes 2024, section 609.527, subdivision 1, is amended to read:

59.27 Subdivision 1. **Definitions.** (a) As used in this section, the following terms have the
 59.28 meanings given them in this subdivision.

60.1 (b) "Direct victim" means any person or entity described in section 611A.01, paragraph
60.2 (b), whose identity has been transferred, used, or possessed in violation of this section.

60.3 (c) "False pretense" means any false, fictitious, misleading, or fraudulent information
60.4 or pretense or pretext depicting or including or deceptively similar to the name, logo, website
60.5 address, email address, postal address, telephone number, or any other identifying information
60.6 of a for-profit or not-for-profit business or organization or of a government agency, to which
60.7 the user has no legitimate claim of right.

60.8 (d) "Financial institution" has the meaning given in section 13A.01, subdivision 2.

60.9 (e) "Forged digital likeness" means any video recording, motion-picture film, sound
60.10 recording, electronic image, or photograph, or any technological representation of speech
60.11 or conduct substantially derivative thereof that:

60.12 (1) was created, adapted, altered, or modified in a manner that was substantially dependent
60.13 upon technical means;

60.14 (2) misrepresents the appearance, speech, or conduct of the individual; and

60.15 (3) is so realistic that a reasonable person would believe it depicts the image or speech
60.16 of an actual individual.

60.17 ~~(e)~~ (f) "Identity" means any name, voice or likeness, number, or data transmission that
60.18 may be used, alone or in conjunction with any other information, to identify a specific
60.19 individual or entity, including any of the following:

60.20 (1) a name, Social Security number, date of birth, official government-issued driver's
60.21 license or identification number, government passport number, or employer or taxpayer
60.22 identification number;

60.23 (2) a forged digital likeness;

60.24 ~~(2)~~ (3) a unique electronic identification number, address, account number, or routing
60.25 code; or

60.26 ~~(3)~~ (4) a telecommunication identification information or access device.

60.27 ~~(f)~~ (g) "Indirect victim" means any person or entity described in section 611A.01,
60.28 paragraph (b), other than a direct victim.

60.29 ~~(g)~~ (h) "Loss" means value obtained, as defined in section 609.52, subdivision 1, clause
60.30 (3), and expenses incurred by a direct or indirect victim as a result of a violation of this
60.31 section.

61.1 ~~(h)~~ (i) "Unlawful activity" means:

61.2 (1) any felony violation of the laws of this state or any felony violation of a similar law
61.3 of another state or the United States; and

61.4 (2) any nonfelony violation of the laws of this state involving theft, theft by swindle,
61.5 forgery, fraud, or giving false information to a public official, or any nonfelony violation
61.6 of a similar law of another state or the United States.

61.7 ~~(i)~~ (j) "Scanning device" means a scanner, reader, or any other electronic device that is
61.8 used to access, read, scan, obtain, memorize, or store, temporarily or permanently,
61.9 information encoded on a computer chip or magnetic strip or stripe of a payment card,
61.10 driver's license, or state-issued identification card.

61.11 ~~(j)~~ (k) "Reencoder" means an electronic device that places encoded information from
61.12 the computer chip or magnetic strip or stripe of a payment card, driver's license, or
61.13 state-issued identification card, onto the computer chip or magnetic strip or stripe of a
61.14 different payment card, driver's license, or state-issued identification card, or any electronic
61.15 medium that allows an authorized transaction to occur.

61.16 ~~(k)~~ (l) "Payment card" means a credit card, charge card, debit card, or any other card
61.17 that:

61.18 (1) is issued to an authorized card user; and

61.19 (2) allows the user to obtain, purchase, or receive credit, money, a good, a service, or
61.20 anything of value.

61.21 Sec. 70. Minnesota Statutes 2024, section 609.605, subdivision 2, is amended to read:

61.22 Subd. 2. **Gross misdemeanor.** Whoever trespasses upon the grounds of a facility
61.23 providing emergency shelter services for ~~battered women~~ domestic abuse victims, as defined
61.24 under section 611A.31, subdivision 3, or providing comparable services for sex trafficking
61.25 victims, as defined under section 609.321, subdivision 7b, or of a facility providing
61.26 transitional housing for ~~battered women~~ domestic abuse victims and their children or sex
61.27 trafficking victims and their children, without claim of right or consent of one who has right
61.28 to give consent, and refuses to depart from the grounds of the facility on demand of one
61.29 who has right to give consent, is guilty of a gross misdemeanor.

62.1 Sec. 71. Minnesota Statutes 2024, section 609.7495, subdivision 1, is amended to read:

62.2 Subdivision 1. **Definitions.** For the purposes of this section, the following terms have
62.3 the meanings given ~~them~~.

62.4 (a) "Facility" means any of the following:

62.5 (1) a hospital or other health institution licensed under sections 144.50 to 144.56;

62.6 (2) a medical facility as defined in section 144.561;

62.7 (3) an agency, clinic, or office operated under the direction of or under contract with the
62.8 commissioner of health or a community health board, as defined in section 145A.02;

62.9 (4) a facility providing counseling regarding options for medical services or recovery
62.10 from an addiction;

62.11 (5) a facility providing emergency shelter services for ~~battered women~~ domestic abuse
62.12 victims, as defined in section 611A.31, subdivision 3, or a facility providing transitional
62.13 housing for ~~battered women~~ domestic abuse victims and their children;

62.14 (6) a facility as defined in section 260E.03, subdivision 6;

62.15 (7) a facility as defined in section 626.5572, subdivision 6, where the services described
62.16 in that paragraph are provided;

62.17 (8) a place to or from which ambulance service, as defined in section 144E.001, is
62.18 provided or sought to be provided; and

62.19 (9) a hospice provider licensed under section 144A.753.

62.20 (b) "Aggrieved party" means a person whose access to or egress from a facility is
62.21 obstructed in violation of subdivision 2, or the facility.

62.22 Sec. 72. Minnesota Statutes 2024, section 609A.015, subdivision 5, is amended to read:

62.23 Subd. 5. **Bureau of Criminal Apprehension to identify eligible persons and grant**
62.24 **expungement relief.** (a) The Bureau of Criminal Apprehension shall identify any records
62.25 that qualify for a grant of expungement relief pursuant to this subdivision or subdivision 1,
62.26 2, or 3. The Bureau of Criminal Apprehension shall make an initial determination of
62.27 eligibility within 30 days of the end of the applicable waiting period. If a record is not
62.28 eligible for a grant of expungement at the time of the initial determination, the Bureau of
62.29 Criminal Apprehension shall make subsequent eligibility determinations annually until the
62.30 record is eligible for a grant of expungement.

63.1 (b) In making the determination under paragraph (a), the Bureau of Criminal
63.2 Apprehension shall identify individuals who are the subject of relevant records through the
63.3 use of fingerprints and thumbprints where fingerprints and thumbprints are available. Where
63.4 fingerprints and thumbprints are not available, the Bureau of Criminal Apprehension shall
63.5 identify individuals through the use of the person's name and date of birth. Records containing
63.6 the same name and date of birth shall be presumed to refer to the same individual unless
63.7 other evidence establishes, by a preponderance of the evidence, that they do not refer to the
63.8 same individual. The Bureau of Criminal Apprehension is not required to review any other
63.9 evidence in making a determination.

63.10 (c) The Bureau of Criminal Apprehension shall grant expungement relief to qualifying
63.11 persons and seal its own records without requiring an application, petition, or motion.
63.12 Records shall be sealed 60 days after notice is sent to the judicial branch pursuant to
63.13 paragraph (e) unless an order of the judicial branch prohibits sealing the records or additional
63.14 information establishes that the records are not eligible for expungement.

63.15 (d) Nonpublic criminal records maintained by the Bureau of Criminal Apprehension
63.16 and subject to a grant of expungement relief shall display a notation stating "expungement
63.17 relief granted pursuant to section 609A.015."

63.18 (e) The Bureau of Criminal Apprehension shall inform the judicial branch of all cases
63.19 for which expungement relief was granted pursuant to this section. Notification may be
63.20 through electronic means and may be made in real time or in the form of a monthly report.
63.21 Upon receipt of notice, the judicial branch shall seal all records relating to an arrest,
63.22 indictment or information, trial, verdict, or dismissal and discharge for any case in which
63.23 expungement relief was granted and shall issue any order deemed necessary to achieve this
63.24 purpose.

63.25 (f) If the Bureau of Criminal Apprehension subsequently determines that a sealed record
63.26 did not qualify for expungement relief under this section, the Bureau of Criminal
63.27 Apprehension shall unseal the record and notify the judicial branch. Upon notification, the
63.28 judicial branch shall unseal all records relating to an arrest, indictment or information, trial,
63.29 verdict, or dismissal and discharge. The Bureau of Criminal Apprehension shall make this
63.30 determination based only on a record stored in the Bureau of Criminal Apprehension's
63.31 criminal history system.

63.32 ~~(f)~~ (g) The Bureau of Criminal Apprehension shall inform each law enforcement agency
63.33 that its records may be affected by a grant of expungement relief. Notification may be
63.34 through electronic means. Each notified law enforcement agency that receives a request to

64.1 produce records shall first determine if the records were subject to a grant of expungement
64.2 under this section. The law enforcement agency must not disclose records relating to an
64.3 arrest, indictment or information, trial, verdict, or dismissal and discharge for any case in
64.4 which expungement relief was granted and must maintain the data consistent with the
64.5 classification in paragraph ~~(g)~~ (h). This paragraph does not apply to requests from a criminal
64.6 justice agency as defined in section 609A.03, subdivision 7a, paragraph (f).

64.7 ~~(g)~~ (h) Data on the person whose offense has been expunged under this subdivision,
64.8 including any notice sent pursuant to paragraph ~~(f)~~ (g), are private data on individuals as
64.9 defined in section 13.02, subdivision 12.

64.10 ~~(h)~~ (i) The prosecuting attorney shall notify the victim that an offense qualifies for
64.11 automatic expungement under this section in the manner provided in section 611A.03,
64.12 subdivisions 1 and 2.

64.13 ~~(i)~~ (j) In any subsequent prosecution of a person granted expungement relief, the expunged
64.14 criminal record may be pleaded and has the same effect as if the relief had not been granted.

64.15 ~~(j)~~ (k) The Bureau of Criminal Apprehension is directed to develop, modify, or update
64.16 a system to provide criminal justice agencies with uniform statewide access to criminal
64.17 records sealed by expungement.

64.18 Sec. 73. Minnesota Statutes 2024, section 611A.03, subdivision 1, is amended to read:

64.19 Subdivision 1. **Plea agreements; notification of victim.** Prior to the entry of the factual
64.20 basis for a plea pursuant to a plea agreement recommendation, a prosecuting attorney shall
64.21 make a reasonable and good faith effort to inform the victim of:

64.22 (1) the contents of the plea agreement recommendation, including the amount of time
64.23 recommended for the defendant to serve in jail or prison if the court accepts the agreement;

64.24 (2) the right to be present at the sentencing hearing ~~and~~, to be present at the hearing
64.25 during which the plea is presented to the court, and to express at the plea hearing orally or
64.26 in writing, at the victim's option, any objection to the agreement or to the proposed
64.27 disposition. If the victim is not present when the court considers the recommendation, but
64.28 has communicated objections to the prosecuting attorney, the prosecuting attorney shall
64.29 make these objections known to the court; and

64.30 (3) the eligibility ~~of the offense~~ for automatic expungement pursuant to section 609A.015
64.31 of any offense pleaded to or dismissed as part of the plea agreement.

65.1 Sec. 74. Minnesota Statutes 2024, section 611A.03, is amended by adding a subdivision
65.2 to read:

65.3 Subd. 4. **Plea hearing.** At the hearing during which the plea is presented to the court,
65.4 the court shall ask the prosecutor if the victim has been notified of the plea agreement
65.5 recommendation pursuant to this section, has been notified of the plea hearing, and if the
65.6 victim wishes to express their objections to the plea agreement orally, in writing, or through
65.7 the prosecutor.

65.8 Sec. 75. Minnesota Statutes 2024, section 611A.0311, subdivision 1, is amended to read:

65.9 Subdivision 1. **Definitions.** (a) "Domestic abuse" has the meaning given in section
65.10 518B.01, subdivision 2.

65.11 (b) "Domestic abuse case" means a prosecution for:

65.12 (1) a crime that involves domestic abuse;

65.13 (2) violation of a condition of release following an arrest for a crime that involves
65.14 domestic abuse; ~~or~~

65.15 (3) violation of a domestic abuse order for protection issued pursuant to section 518B.01;

65.16 (4) violation of a harassment restraining order issued pursuant to section 609.748
65.17 committed against a family or household member by a family or household member;

65.18 (5) harassment or stalking within the meaning of section 609.749 committed against a
65.19 family or household member by a family or household member; or

65.20 (6) violation of a domestic abuse no contact order issued pursuant to section 629.75.

65.21 Sec. 76. Minnesota Statutes 2024, section 611A.036, subdivision 7, is amended to read:

65.22 Subd. 7. **Definition.** As used in this section, "violent crime" means a violation or attempt
65.23 to violate any of the following: section 609.185 (murder in the first degree); 609.19 (murder
65.24 in the second degree); 609.195 (murder in the third degree); 609.20 (manslaughter in the
65.25 first degree); 609.205 (manslaughter in the second degree); 609.2112, 609.2113, or 609.2114
65.26 (criminal vehicular homicide or injury); 609.221 (assault in the first degree); 609.222 (assault
65.27 in the second degree); 609.223 (assault in the third degree); 609.2231 (assault in the fourth
65.28 degree); 609.2241 (knowing transfer of communicable disease); 609.2242 (domestic assault);
65.29 609.2245 (female genital mutilation); 609.2247 (domestic assault by strangulation); 609.228
65.30 (great bodily harm caused by distribution of drugs); 609.23 (mistreatment of persons
65.31 confined); 609.231 (mistreatment of residents or patients); 609.2325 (criminal abuse);

66.1 609.233 (criminal neglect); 609.235 (use of drugs to injure or facilitate crime); 609.24
 66.2 (simple robbery); 609.245 (aggravated robbery); 609.247 (carjacking); 609.25 (kidnapping);
 66.3 609.255 (false imprisonment); 609.265 (abduction); 609.2661 (murder of an unborn child
 66.4 in the first degree); 609.2662 (murder of an unborn child in the second degree); 609.2663
 66.5 (murder of an unborn child in the third degree); 609.2664 (manslaughter of an unborn child
 66.6 in the first degree); 609.2665 (manslaughter of an unborn child in the second degree);
 66.7 609.267 (assault of an unborn child in the first degree); 609.2671 (assault of an unborn child
 66.8 in the second degree); 609.2672 (assault of an unborn child in the third degree); 609.268
 66.9 (injury or death of an unborn child in commission of a crime); 609.282 (labor trafficking);
 66.10 609.322 (solicitation, inducement, and promotion of prostitution; sex trafficking); 609.342
 66.11 (criminal sexual conduct in the first degree); 609.343 (criminal sexual conduct in the second
 66.12 degree); 609.344 (criminal sexual conduct in the third degree); 609.345 (criminal sexual
 66.13 conduct in the fourth degree); 609.3451 (criminal sexual conduct in the fifth degree);
 66.14 609.3453 (criminal sexual predatory conduct); 609.3458 (sexual extortion); 609.352
 66.15 (solicitation of children to engage in sexual conduct); 609.377 (malicious punishment of a
 66.16 child); 609.378 (neglect or endangerment of a child); 609.561, subdivision 1 (arson in the
 66.17 first degree; dwelling); 609.582, subdivision 1, paragraph (a) or (c) (burglary in the first
 66.18 degree; occupied dwelling or involving an assault); 609.66, subdivision 1e, paragraph (b)
 66.19 (drive-by shooting; firing at or toward a person, or an occupied building or motor vehicle);
 66.20 ~~or~~ 609.749, subdivision 2 (harassment); or 609.749, subdivision 5 (stalking); or Minnesota
 66.21 Statutes 2012, section 609.21.

66.22 Sec. 77. Minnesota Statutes 2024, section 611A.038, is amended to read:

66.23 **611A.038 RIGHT TO SUBMIT STATEMENT AT SENTENCING.**

66.24 (a) A victim has the right to submit an impact statement to the court at the time of
 66.25 sentencing or disposition hearing. The impact statement may be presented to the court orally
 66.26 or in writing, at the victim's option. If the victim requests, the prosecutor or the prosecutor's
 66.27 designee must orally present the statement to the court. Statements may include the following,
 66.28 subject to reasonable limitations as to time and length:

66.29 (1) a summary of the harm or trauma suffered by the victim as a result of the crime;

66.30 (2) a summary of the economic loss or damage suffered by the victim as a result of the
 66.31 crime; and

66.32 (3) a victim's reaction to the proposed sentence or disposition.

67.1 (b) At the sentencing or disposition hearing, the court shall ask the prosecutor if the
67.2 victim has been notified of the hearing, if the victim is in court, and if the victim wishes to
67.3 submit a victim impact statement orally, in writing, or through the prosecutor or the
67.4 prosecutor's designee.

67.5 ~~(b)~~ (c) A representative of the community affected by the crime may submit an impact
67.6 statement in the same manner that a victim may as provided in paragraph (a). This impact
67.7 statement shall describe the adverse social or economic effects the offense has had on persons
67.8 residing and businesses operating in the community where the offense occurred.

67.9 ~~(e)~~ (d) If the court permits the defendant or anyone speaking on the defendant's behalf
67.10 to present a statement to the court, the court shall limit the response to factual issues which
67.11 are relevant to sentencing.

67.12 ~~(d)~~ (e) Nothing in this section shall be construed to extend the defendant's right to address
67.13 the court under section 631.20.

67.14 Sec. 78. Minnesota Statutes 2024, section 611A.039, subdivision 1, is amended to read:

67.15 Subdivision 1. **Notice required.** (a) Except as otherwise provided in subdivision 2,
67.16 within 15 working days after a conviction, acquittal, or dismissal in a criminal case in which
67.17 there is an identifiable crime victim, the prosecutor shall make reasonable good faith efforts
67.18 to provide to each affected crime victim oral or written notice of the final disposition of the
67.19 case ~~and~~, of the victim rights under section 611A.06, and of the eligibility of the offense
67.20 for automatic expungement under section 609A.015 of any offense that was dismissed or
67.21 for which the defendant was convicted or acquitted. When the court is considering modifying
67.22 the sentence for a felony or a crime of violence or an attempted crime of violence, the
67.23 prosecutor shall make a reasonable and good faith effort to notify the victim of the crime.
67.24 The notice must include:

67.25 (1) the date and approximate time of the review;

67.26 (2) the location where the review will occur;

67.27 (3) the name and telephone number of a person to contact for additional information;

67.28 and

67.29 (4) a statement that the victim may provide input to the court concerning the sentence
67.30 modification.

67.31 (b) The Office of Justice Programs in the Department of Public Safety shall develop and
67.32 update a model notice of postconviction rights under this subdivision and section 611A.06.

68.1 (c) As used in this section:

68.2 (1) "crime of violence" has the meaning given in section 624.712, subdivision 5, and
68.3 also includes violations of section 609.3458, gross misdemeanor violations of section
68.4 609.224, and nonfelony violations of sections 518B.01, 609.2231, 609.3451, 609.748, and
68.5 609.749; and

68.6 (2) "victim" has the meaning given in section 611A.01, paragraph (b).

68.7 Sec. 79. Minnesota Statutes 2024, section 611A.31, subdivision 5, is amended to read:

68.8 Subd. 5. **Commissioner.** "Commissioner" means the commissioner of the Department
68.9 of ~~Corrections~~ Public Safety or a designee.

68.10 Sec. 80. [626.5537] DOMESTIC ABUSE; REPORTING.

68.11 Subdivision 1. Definitions. (a) For purposes of this section, the following terms have
68.12 the meanings given.

68.13 (b) "Domestic abuse" has the meaning given in section 518B.01, subdivision 2, paragraph
68.14 (a), and also includes the following, if committed against a family or household member
68.15 by a family or household member:

68.16 (1) violation of an order for protection within the meaning of section 518B.01, subdivision
68.17 14;

68.18 (2) violation of a harassment restraining order within the meaning of section 609.748,
68.19 subdivision 6;

68.20 (3) harassment or stalking within the meaning of section 609.749; and

68.21 (4) violation of a domestic abuse no contact order within the meaning of section 629.75,
68.22 subdivision 2.

68.23 (c) "Family or household member" has the meaning given in section 518B.01, subdivision
68.24 2, paragraph (b).

68.25 Subd. 2. Collection of information; reporting. The head of a local law enforcement
68.26 agency or state law enforcement department that employs peace officers, as defined in
68.27 section 626.84, subdivision 1, paragraph (c), must report every incident a peace officer
68.28 reasonably believes, or a victim alleges, constitutes an act of domestic abuse to the
68.29 commissioner of public safety by January 15 each year. The superintendent of the Bureau
68.30 of Criminal Apprehension must adopt a reporting form to be used by law enforcement

69.1 agencies in making the reports required under this section. The reports must include all of
69.2 the following for each incident:

69.3 (1) the date of the incident;

69.4 (2) the location of the incident;

69.5 (3) the crime suspected to have been committed;

69.6 (4) whether the response began as a call for service alleging an act of domestic abuse;

69.7 (5) the perceived gender of the alleged victim and suspect;

69.8 (6) the perceived race of the alleged victim and suspect;

69.9 (7) whether a suspect was arrested at the time of the incident;

69.10 (8) whether a suspect was arrested at a later date and, if so, the time between the incident
69.11 and the arrest;

69.12 (9) whether the alleged victim was arrested at the time of the incident and, if so, any
69.13 alleged crime that formed the basis for the arrest;

69.14 (10) whether the alleged offender possessed, or was reported to possess, a firearm at the
69.15 time of the incident;

69.16 (11) whether the case was referred for prosecution;

69.17 (12) whether the determination that the incident constituted an act of domestic abuse
69.18 was based on an officer's reasonable belief, the victim's allegation, or both; and

69.19 (13) any additional information the superintendent deems necessary for the acquisition
69.20 of accurate and relevant data.

69.21 Subd. 3. **Annual report.** The commissioner of public safety must summarize and analyze
69.22 the information received under subdivision 2 and provide an annual report to the chairs and
69.23 ranking minority members of the legislative committees with jurisdiction over public safety.
69.24 The annual report may be included in the department's annual uniform crime report.

69.25 **EFFECTIVE DATE.** This section is effective January 1, 2028.

69.26 Sec. 81. **[626.745] USE OF CHEMICAL IRRITANTS; DISCLOSURE REQUIRED.**

69.27 Subdivision 1. **Definition.** For purposes of this section, "building" has the meaning given
69.28 in section 609.581, subdivision 2.

69.29 Subd. 2. **Notice of use; identification of products deployed.** (a) Notwithstanding any
69.30 data classification under chapter 13, a peace officer, law enforcement agency, and local unit

70.1 of government must provide information about the use of any chemical irritant, smoke
70.2 screen, or diversionary device deployed within a building as required under this section.

70.3 (b) A peace officer from a law enforcement agency that deploys a chemical irritant
70.4 within a building, or an officer from the lead law enforcement agency if officers from
70.5 multiple agencies deploy chemical irritants, must provide notice of the deployment to the
70.6 owner of the building and, if the building is a private residence, the occupant of the residence.
70.7 If the building contains two or more dwelling units, the peace officer must notify the occupant
70.8 of any unit in which a chemical irritant was deployed. A peace officer may notify the
70.9 occupant of any other unit. A peace officer may provide notice by giving a building owner
70.10 or occupant the standard form created by the commissioner of public safety, leaving the
70.11 form in a place where it is likely to be seen by a building owner or occupant, or providing
70.12 the information contained in the form orally or in another format.

70.13 (c) Upon request, the law enforcement agency or local government unit that employs a
70.14 peace officer who deployed a chemical irritant, smoke screen, or diversionary device within
70.15 a building must disclose information about the products deployed to:

70.16 (1) the building owner;

70.17 (2) any tenant in the building;

70.18 (3) any applicable insurer; and

70.19 (4) any person retained to provide cleaning or other remediation services related to the
70.20 deployment of chemical irritants, smoke screens, or diversionary devices.

70.21 (d) Information about any products deployed within a building must include the name,
70.22 product number, and total number of all chemical irritants, smoke screens, and diversionary
70.23 devices deployed by a peace officer employed by the law enforcement agency or local
70.24 government unit.

70.25 (e) If officers from multiple law enforcement agencies deployed chemical irritants,
70.26 smoke screens, or diversionary devices, the lead law enforcement agency must identify the
70.27 other law enforcement agencies involved when responding to a request described in paragraph
70.28 (c).

70.29 Subd. 3. **Standard form.** (a) The commissioner of public safety must create a standard
70.30 notification form for use by peace officers and law enforcement agencies. At a minimum,
70.31 the form must state that:

70.32 (1) a chemical irritant was deployed within the building;

71.1 (2) specialized cleanup or treatment of the building may be appropriate; and

71.2 (3) the building owner or occupant may contact the law enforcement agency or local
71.3 government unit that employs the peace officer for more information about what substance
71.4 was deployed in the building.

71.5 (b) The commissioner must provide the standard form to law enforcement agencies and
71.6 local government units upon request and at no cost.

71.7 Sec. 82. Minnesota Statutes 2025 Supplement, section 628.26, is amended to read:

71.8 **628.26 LIMITATIONS.**

71.9 (a) Indictments or complaints for any crime resulting in the death of the victim may be
71.10 found or made at any time after the death of the person killed.

71.11 (b) Indictments or complaints for a violation of section 609.25 may be found or made
71.12 at any time after the commission of the offense.

71.13 (c) Indictments or complaints for violation of section 609.282 may be found or made at
71.14 any time after the commission of the offense if the victim was under the age of 18 at the
71.15 time of the offense.

71.16 (d) Indictments or complaints for violation of section 609.282 where the victim was 18
71.17 years of age or older at the time of the offense, or 609.42, subdivision 1, clause (1) or (2),
71.18 shall be found or made and filed in the proper court within six years after the commission
71.19 of the offense.

71.20 (e) Indictments or complaints for violation of sections 609.322, 609.342 to 609.345, and
71.21 609.3458 may be found or made at any time after the commission of the offense.

71.22 (f) Indictments or complaints for a violation of section 609.561 shall be found or made
71.23 and filed in the proper court within ten years after the commission of the offense.

71.24 (g) Indictments or complaints for violation of chapter 80A, or a rule adopted or order
71.25 issued under that chapter, made as provided in section 80A.75 or for violation of section
71.26 508.80; 609.465; 609.52, subdivision 2, paragraph (a), clause (4); 609.53; or 609.645 shall
71.27 be found or made and filed in the proper court within seven years after the commission of
71.28 the offense.

71.29 ~~(g)~~ (h) Indictments or complaints for violation of sections 609.466 and 609.52, subdivision
71.30 2, paragraph (a), clause (3), item (iii), shall be found or made and filed in the proper court
71.31 within six years after the commission of the offense.

72.1 ~~(h)~~ (i) Indictments or complaints for violation of section 609.2335, 609.52, subdivision
72.2 2, paragraph (a), clause (3), items (i) and (ii), (4), (15), or (16), 609.631, or 609.821, where
72.3 the value of the property or services stolen is more than \$35,000, or for violation of section
72.4 609.527 where the offense involves eight or more direct victims or the total combined loss
72.5 to the direct and indirect victims is more than \$35,000, shall be found or made and filed in
72.6 the proper court within five years after the commission of the offense.

72.7 ~~(i)~~ (j) Except for violations relating to false material statements, representations or
72.8 omissions, indictments or complaints for violations of section 609.671 shall be found or
72.9 made and filed in the proper court within five years after the commission of the offense.

72.10 ~~(j)~~ (k) Indictments or complaints for violation of sections 609.562 and 609.563, shall be
72.11 found or made and filed in the proper court within five years after the commission of the
72.12 offense.

72.13 ~~(k)~~ (l) Indictments or complaints for violation of section 609.746 shall be found or made
72.14 and filed in the proper court within the later of three years after the commission of the
72.15 offense or three years after the offense was reported to law enforcement authorities.

72.16 ~~(l)~~ (m) In all other cases, indictments or complaints shall be found or made and filed in
72.17 the proper court within three years after the commission of the offense.

72.18 ~~(m)~~ (n) The limitations periods contained in this section shall exclude any period of time
72.19 during which the defendant was not an inhabitant of or usually resident within this state.

72.20 ~~(n)~~ (o) The limitations periods contained in this section for an offense shall not include
72.21 any period during which the alleged offender participated under a written agreement in a
72.22 pretrial diversion program relating to that offense.

72.23 ~~(o)~~ (p) The limitations periods contained in this section shall not include any period of
72.24 time during which physical evidence relating to the offense was undergoing DNA analysis,
72.25 as defined in section 299C.155, unless the defendant demonstrates that the prosecuting or
72.26 law enforcement agency purposefully delayed the DNA analysis process in order to gain
72.27 an unfair advantage.

72.28 **EFFECTIVE DATE.** This section is effective August 1, 2026, and applies to crimes
72.29 committed on or after that date and to crimes committed before that date if the limitations
72.30 period for the crime did not expire before August 1, 2026.

73.1 Sec. 83. Minnesota Statutes 2024, section 629.341, subdivision 1, is amended to read:

73.2 Subdivision 1. **Arrest; referral for prosecution.** (a) Notwithstanding section 629.34
73.3 or any other law or rule, a peace officer may arrest a person anywhere without a warrant,
73.4 including at the person's residence, if the peace officer has probable cause to believe that
73.5 within the preceding ~~72 hours~~ 28 days, exclusive of the day probable cause was established,
73.6 the person has committed nonfelony domestic abuse, as defined in section 518B.01,
73.7 subdivision 2. The arrest may be made even though the assault did not take place in the
73.8 presence of the peace officer.

73.9 (b) If a peace officer has probable cause to believe that a person has committed any act
73.10 that constitutes harassing or stalking any person in violation of section 609.749; domestic
73.11 abuse as defined in section 518B.01, subdivision 2; violation of an order for protection as
73.12 described in section 518B.01, subdivision 14; or violation of a domestic abuse no contact
73.13 order as described in section 629.75 and the person was not arrested, the peace officer should
73.14 seek a warrant from a judge for the person's arrest without undue delay. A warrant issued
73.15 under this paragraph is not subject to the limitations described in section 629.31.

73.16 Sec. 84. Minnesota Statutes 2024, section 629.341, subdivision 4, is amended to read:

73.17 Subd. 4. **Report required.** (a) Whenever a peace officer investigates an allegation that
73.18 ~~an incident described in subdivision 1 has occurred, whether or not an arrest is made, a~~
73.19 person has committed a qualified domestic violence-related offense and the victim is a
73.20 family or household member, the officer shall make a written police report of the alleged
73.21 incident regardless of whether an arrest is made. The report must contain at least the following
73.22 information: the name, address and telephone number of the victim, if provided by the
73.23 victim, a statement as to whether an arrest occurred, the name of the arrested person, and a
73.24 brief summary of the incident. Data that identify a victim who has made a request under
73.25 section 13.82, subdivision 17, paragraph (d), and that are private data under that subdivision,
73.26 shall be private in the report required by this section. A copy of this report must be provided
73.27 upon request, at no cost, to the victim of domestic abuse, the victim's attorney, or
73.28 organizations designated by the Office of Justice Programs in the Department of Public
73.29 Safety that are providing services to victims of domestic abuse. The officer shall submit the
73.30 report to the officer's supervisor or other person to whom the employer's rules or policies
73.31 require reports of similar allegations of criminal activity to be made.

73.32 (b) As used in this subdivision:

73.33 (1) "qualified domestic violence-related offense" has the meaning given in section 609.02,
73.34 subdivision 16; and

74.1 (2) "family or household member" has the meaning given in section 518B.01, subdivision
74.2 2, paragraph (b).

74.3 Sec. 85. Minnesota Statutes 2024, section 629.72, subdivision 1a, is amended to read:

74.4 Subd. 1a. **Detention in lieu of citation; release.** (a) Notwithstanding any other law or
74.5 rule, an arresting officer may not issue a citation in lieu of arrest and detention to an
74.6 individual charged with harassing or stalking, domestic abuse, violation of an order for
74.7 protection, or violation of a domestic abuse no contact order.

74.8 (b) Notwithstanding any other law or rule, an individual who is arrested on a charge of
74.9 harassing or stalking any person, domestic abuse, violation of an order for protection, or
74.10 violation of a domestic abuse no contact order, must be brought to the police station or
74.11 county jail. An individual who is arrested on a charge of violation of an order for protection
74.12 or violation of a domestic abuse no contact order must be detained until the person's first
74.13 court appearance as required under sections 518B.01, subdivision 14, paragraph (e), and
74.14 629.75, subdivision 3. The officer in charge of the police station or the county sheriff in
74.15 charge of the jail shall issue a citation in lieu of continued detention for a charge of harassing
74.16 or stalking any person or for domestic abuse unless it reasonably appears to the officer or
74.17 sheriff that release of the person (1) poses a threat to the alleged victim or another family
74.18 or household member, (2) poses a threat to public safety, or (3) involves a substantial
74.19 likelihood the arrested person will fail to appear at subsequent proceedings. In determining
74.20 if the person poses a threat to the alleged victim or another family or household member,
74.21 the officer in charge of the police station or the county sheriff in charge of the jail must
74.22 consider the person's history of domestic violence, including but not limited to:

74.23 (i) any previous arrest or conviction for harassing or stalking any person, domestic abuse,
74.24 violation of an order for protection, or violation of a domestic abuse no contact order;

74.25 (ii) any order for protection, harassment restraining order, or domestic abuse no contact
74.26 order in which the person was identified as the subject of the order; and

74.27 (iii) any pending petitions for an order for protection or a harassment restraining order
74.28 in which the person is a respondent.

74.29 (c) If the arrested person is not issued a citation by the officer in charge of the police
74.30 station or the county sheriff, the arrested person must be brought before the nearest available
74.31 judge of the district court in the county in which the alleged harassing or stalking, domestic
74.32 abuse, violation of an order for protection, or violation of a domestic abuse no contact order
74.33 took place without unnecessary delay as provided by court rule.

75.1 Sec. 86. Minnesota Statutes 2024, section 629.72, subdivision 2, is amended to read:

75.2 Subd. 2. **Judicial review; release; bail.** (a) The judge before whom the arrested person
75.3 is brought shall review the facts surrounding the arrest and detention of a person arrested
75.4 for domestic abuse, harassing or stalking, violation of an order for protection, or violation
75.5 of a domestic abuse no contact order. The prosecutor or prosecutor's designee shall present
75.6 relevant information involving the victim's or the victim's family's account of the alleged
75.7 crime to the judge to be considered in determining the arrested person's release. If the person
75.8 was arrested for violation of an order for protection or violation of a domestic abuse no
75.9 contact order, the prosecutor or prosecutor's designee must describe the allegations in the
75.10 underlying petition or criminal case. The prosecutor or prosecutor's designee may present
75.11 information and bail recommendations in person or by filing it with the court through the
75.12 appropriate electronic filing system. In making a decision concerning pretrial release
75.13 conditions of a person arrested for domestic abuse, harassing or stalking, violation of an
75.14 order for protection, or violation of a domestic abuse no contact order, the judge shall review
75.15 the facts of the arrest and detention of the person and the relevant information presented or
75.16 filed by the prosecutor or prosecutor's designee and determine whether: (1) release of the
75.17 person poses a threat to the alleged victim, another family or household member, or public
75.18 safety; or (2) there is a substantial likelihood the person will fail to appear at subsequent
75.19 proceedings. Before releasing a person arrested for or charged with a crime of domestic
75.20 abuse, harassing or stalking, violation of an order for protection, or violation of a domestic
75.21 abuse no contact order, the judge shall make findings on the record, to the extent possible,
75.22 concerning the determination made in accordance with the factors specified in clauses (1)
75.23 and (2). The findings should describe whether the person:

75.24 (i) was previously arrested for, or convicted of, harassing or stalking any person, domestic
75.25 abuse, violation of an order for protection, or violation of a domestic abuse no contact order;

75.26 (ii) has ever been the subject of an order for protection, harassment restraining order, or
75.27 domestic abuse no contact order and, if so, the nature of the allegations or charges that gave
75.28 rise to the order; and

75.29 (iii) is the respondent in any pending petition for an order for protection or harassment
75.30 restraining order and, if so, the nature of the allegations in any petition.

75.31 (b) The judge may impose conditions of release or bail, or both, on the person to protect
75.32 the alleged victim or other family or household members and to ensure the appearance of
75.33 the person at subsequent proceedings. These conditions may include an order:

76.1 (1) enjoining the person from threatening to commit or committing acts of domestic
76.2 abuse or harassing or stalking against the alleged victim or other family or household
76.3 members or from violating an order for protection or a domestic abuse no contact order;

76.4 (2) prohibiting the person from harassing, annoying, telephoning, contacting, or otherwise
76.5 communicating with the alleged victim, either directly or indirectly;

76.6 (3) directing the person to vacate or stay away from the home of the alleged victim and
76.7 to stay away from any other location where the alleged victim is likely to be;

76.8 (4) prohibiting the person from possessing a firearm or other weapon specified by the
76.9 court;

76.10 (5) prohibiting the person from possessing or consuming alcohol or controlled substances;
76.11 and

76.12 (6) specifying any other matter required to protect the safety of the alleged victim and
76.13 to ensure the appearance of the person at subsequent proceedings.

76.14 (c) If conditions of release are imposed, the judge shall issue a written order for
76.15 conditional release. The court administrator shall immediately distribute a copy of the order
76.16 for conditional release to the agency having custody of the arrested person and shall provide
76.17 the agency having custody of the arrested person with any available information on the
76.18 location of the victim in a manner that protects the victim's safety. Either the court or its
76.19 designee or the agency having custody of the arrested person shall serve upon the defendant
76.20 a copy of the order. Failure to serve the arrested person with a copy of the order for
76.21 conditional release does not invalidate the conditions of release.

76.22 (d) If the judge imposes as a condition of release a requirement that the person have no
76.23 contact with the alleged victim, the judge may also, on its own motion or that of the
76.24 prosecutor or on request of the victim, issue an ex parte temporary restraining order under
76.25 section 609.748, subdivision 4, or an ex parte temporary order for protection under section
76.26 518B.01, subdivision 7. Notwithstanding section 518B.01, subdivision 7, paragraph (b), or
76.27 609.748, subdivision 4, paragraph (c), the temporary order is effective until the defendant
76.28 is convicted or acquitted, or the charge is dismissed, provided that upon request the defendant
76.29 is entitled to a full hearing on the restraining order under section 609.748, subdivision 5, or
76.30 on the order for protection under section 518B.01. The hearing must be held within seven
76.31 days of the defendant's request.

77.1 Sec. 87. Minnesota Statutes 2024, section 629.72, subdivision 2a, is amended to read:

77.2 Subd. 2a. **Electronic monitoring; condition of pretrial release.** (a) Until the
77.3 commissioner of corrections has adopted standards governing electronic monitoring devices
77.4 used to protect victims of domestic abuse, the court, as a condition of release, may not order
77.5 a person arrested for a crime described in section 609.135, subdivision 5a, paragraph (b),
77.6 to use an electronic monitoring device to protect a victim's safety.

77.7 (b) Notwithstanding paragraph (a), the chief judge of a judicial district may appoint and
77.8 convene an advisory group comprised of representatives from law enforcement, prosecutors,
77.9 defense attorneys, corrections, court administrators, judges, and ~~battered women's~~ domestic
77.10 abuse organizations to develop standards for the use of electronic monitoring and global
77.11 positioning system devices to protect victims of domestic abuse and for evaluating the
77.12 effectiveness of electronic monitoring. After the advisory group does this, the chief judge,
77.13 in consultation with the advisory group, may conduct a pilot project for implementation of
77.14 the electronic monitoring standards. A judicial district that conducts a pilot project shall
77.15 report on the standards and the pilot project to the chairs and ranking minority members of
77.16 the senate and house of representatives committees having jurisdiction over criminal justice
77.17 policy and the state court administrator's office.

77.18 Sec. 88. **RULEMAKING; DEPARTMENT OF CORRECTIONS; LICENSED**
77.19 **JUVENILE FACILITIES.**

77.20 Subdivision 1. Administrative and medical separation. (a) The notification
77.21 requirements in this subdivision apply to juvenile facilities licensed by the commissioner
77.22 of corrections under Minnesota Statutes, sections 241.011 to 241.013.

77.23 (b) A facility's chief administrator must notify the commissioner according to Minnesota
77.24 Rules, part 2960.0270, subpart 12, if a resident is expected to be, or has been, in
77.25 administrative or medical separation for more than seven days.

77.26 (c) The notification under paragraph (b) must be within ten days of the resident's
77.27 placement, or expected placement, in administrative separation or medical separation for
77.28 more than seven days.

77.29 (d) This subdivision expires when the rules adopted under subdivision 2 are effective.

77.30 Subd. 2. Rulemaking. (a) The commissioner of corrections must amend Minnesota
77.31 Rules, parts 2960.0740, subpart 3, and 2960.0750, subpart 3, to require notification according
77.32 to subdivision 1, paragraphs (b) and (c).

78.1 (b) The commissioner may use the good cause exemption under Minnesota Statutes,
 78.2 section 14.388, subdivision 1, clause (3), to adopt rules under this subdivision.

78.3 (c) Notwithstanding Minnesota Laws 1995, chapter 226, article 3, sections 50, 51, and
 78.4 60, or any other law to the contrary, the joint rulemaking authority with the commissioners
 78.5 of the Department of Human Services and other state agencies does not apply to rules
 78.6 adopted under this subdivision.

78.7 **EFFECTIVE DATE.** This section is effective the day following final enactment.

78.8 **Sec. 89. REVISOR INSTRUCTION.**

78.9 (a) The revisor of statutes must renumber each section of Minnesota Statutes listed in
 78.10 column A with the number listed in column B.

<u>Column A</u>	<u>Column B</u>
241.021, subdivision 4	241.74, subdivision 1
241.021, subdivision 4a	241.39
241.021, subdivision 4b	241.74, subdivision 2, paragraph (a)
241.021, subdivision 4c	241.74, subdivision 2, paragraph (b)
241.021, subdivision 4d	241.74, subdivision 3
241.021, subdivision 4e	241.254

78.18 (b) As a result of amendments to Minnesota Statutes, sections 241.011 to 241.021, the
 78.19 revisor of statutes must work with the Department of Corrections to correct cross-references
 78.20 in Minnesota Statutes and Minnesota Rules and make other necessary grammatical and
 78.21 technical changes.

78.22 **Sec. 90. REVISOR INSTRUCTION.**

78.23 The revisor of statutes must change the term "battered women" to "domestic abuse
 78.24 victims" or a similar term wherever the term or similar terms appear in Minnesota Statutes.
 78.25 The revisor must make any necessary grammatical changes or changes to sentence structure
 78.26 necessary to preserve the meaning of the text as a result of the changes.

78.27 **Sec. 91. REPEALER.**

78.28 (a) Minnesota Statutes 2024, sections 241.021, subdivisions 1g, 1h, 2a, 2b, 3, and 6;
 78.29 299C.12; and 629.72, subdivision 3, are repealed.

78.30 (b) Minnesota Statutes 2025 Supplement, section 241.021, subdivision 2, is repealed.

241.021 LICENSING AND SUPERVISION OF FACILITIES.

Subd. 1g. **Biennial assessment and audit of security practices; state correctional facilities.** (a) Beginning in 2022, the commissioner shall have the department's inspection unit conduct biennial security audits of each state correctional facility using the standards promulgated by the state correctional facilities security audit group. The unit must prepare a report for each assessment and audit and submit the report to the state correctional facilities security audit group within 30 days of completion of the audit.

(b) Corrections and detention confidential data, as defined in section 13.85, subdivision 3, and nonpublic security information, as defined in section 13.37, subdivision 1, that is contained in reports and records of the group maintain that classification, regardless of the data's classification in the hands of the person who provided the data, and are not subject to discovery or introduction into evidence in a civil or criminal action against the state arising out of the matters the group is reviewing. Information, documents, and records otherwise available from other sources are not immune from discovery or use in a civil or criminal action solely because they were acquired during the group's audit. This section does not limit a person who presented information to the group or who is a member of the group from testifying about matters within the person's knowledge. However, in a civil or criminal proceeding, a person may not be questioned about the person's good faith presentation of information to the group or opinions formed by the person as a result of the group's audits.

Subd. 1h. **State correctional facilities security audit group.** (a) Beginning in fiscal year 2022, the commissioner shall form a state correctional facilities security audit group. The group must consist of the following members:

- (1) a Department of Corrections employee who is not assigned to the correctional institutions division, appointed by the commissioner;
- (2) the ombudsperson for corrections or a designee;
- (3) an elected sheriff or designee nominated by the Minnesota Sheriffs' Association and appointed by the commissioner;
- (4) an individual with expertise in security related to infrastructure and operational logistics of correctional facilities who is not required to reside in Minnesota, appointed by the governor;
- (5) the commissioner of health or a designee;
- (6) the commissioner of administration or a designee;
- (7) two senators, one appointed by the senate majority leader and one appointed by the minority leader; and
- (8) two representatives, one appointed by the speaker of the house and one appointed by the minority leader of the house of representatives.

(b) The ombudsperson or a designee shall chair the group. The group shall establish security audit standards for state correctional facilities. In developing the standards, the group, or individual members of the group, may gather information from state correctional facilities and state correctional staff and inmates. The security audit group must periodically review the standards and modify them as needed. The group must report the standards to the chairs and ranking minority members of the house of representatives and senate committees with jurisdiction over public safety policy and finance whenever the standards are updated.

(c) The group shall meet twice a year to review facility audit reports submitted to the group by the agency's inspection unit. Notwithstanding any law to the contrary, the group is entitled to review the full audit reports including nonpublic security information and corrections and detention confidential data. Within 60 days of meeting to review audit reports from the department's inspection unit, the group must make recommendations to the commissioner. Within 45 days of receiving the group's recommendations, the commissioner must reply in writing to the group's findings and recommendations. The commissioner's response must explain whether the agency will implement the group's recommendations, the timeline for implementation of the changes, and, if not, why the commissioner will not or cannot implement the group's recommendations.

(d) Beginning in 2023, the commissioner must include a written aggregate of the group's recommendations based on each security audit and assessment of a state correctional facility and the commissioner's responses to the recommendations in the biennial report required under section 241.016, subdivision 1. The commissioner shall not include corrections and detention confidential

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data, as defined in section 13.85, subdivision 3, and nonpublic security information, as defined in section 13.37, subdivision 1, in the commissioner's report to the legislature.

(e) The commissioner shall provide staffing and administrative support to the group.

(f) The state correctional facilities security audit group is not subject to chapter 13D.

(g) Except as otherwise provided in this paragraph, the terms, compensation, and removal of members of the group are governed by section 15.059. Members of the group serve without compensation but shall receive expense reimbursement. Notwithstanding section 15.059, subdivision 6, the group does not expire.

Subd. 2. Facilities for delinquent children and youth; licenses; supervision. Notwithstanding any provisions in sections 142B.05; 142B.10; 245A.03; 245A.04; and 256.01, subdivision 2, paragraph (a), clause (2), and chapter 245C to the contrary, but subject to the municipality notification requirements of subdivision 2a, the commissioner of corrections shall review all county, municipal, or other publicly established and operated facilities for the detention, care and training of delinquent children and youth at least once every biennium, and if such facility conforms to reasonable standards established by the commissioner or in the commissioner's judgment is making satisfactory progress toward substantial conformity therewith, and the commissioner is satisfied that the interests and well-being of children and youth received therein are protected, the commissioner shall grant a license to the county, municipality or agency thereof operating such facility. The commissioner may grant licensure up to two years. Each such facility shall cooperate with the commissioner to make available all facts regarding its operation and services as the commissioner requires to determine its conformance to standards and its competence to give the services needed and which it purports to give. Every such facility as herein described is subject to visitation and supervision by the commissioner and shall receive from the commissioner consultation as needed to strengthen services to the children and youth received therein.

Subd. 2a. Affected municipality; notice. The commissioner must not grant a license without giving 30 calendar days' written notice to any affected municipality or other political subdivision unless the facility has a licensed capacity of six or fewer persons and is occupied by either the licensee or the group foster home parents. The notification must be given before the license is first granted and annually after that time if annual notification is requested in writing by any affected municipality or other political subdivision. State funds must not be made available to or be spent by an agency or department of state, county, or municipal government for payment to a foster care facility licensed under subdivision 2 until the provisions of this subdivision have been complied with in full.

Subd. 2b. Licensing; facilities; juveniles from outside state. The commissioner may not:

(1) grant a license under this section to operate a correctional facility for the detention or confinement of juvenile offenders if the facility accepts juveniles who reside outside of Minnesota without an agreement with the entity placing the juvenile at the facility that obligates the entity to pay the educational expenses of the juvenile; or

(2) renew a license under this section to operate a correctional facility for the detention or confinement of juvenile offenders if the facility accepts juveniles who reside outside of Minnesota without an agreement with the entity placing the juvenile at the facility that obligates the entity to pay the educational expenses of the juvenile.

Subd. 3. Revocation of license. When after due notice and hearing the commissioner of corrections determines that any facility described in subdivision 2 does not substantially conform to the reasonable standards therein provided or is not making satisfactory progress toward substantial compliance therewith, the commissioner may, with the consent of the judge of the district court, issue an order revoking the license of that facility. After revocation of its license, that facility shall not be used for the care and training of delinquent children, or for their detention until its license is renewed.

Subd. 6. Background studies. (a) The commissioner of corrections is authorized to do background studies on personnel employed by any facility serving children or youth that is licensed under this section. The commissioner of corrections shall contract with the commissioner of human services to conduct background studies of individuals providing services in secure and nonsecure residential facilities and detention facilities who have direct contact, as defined under section 245C.02, subdivision 11, with persons served in the facilities. A disqualification of an individual in this section shall disqualify the individual as provided in chapter 245C.

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(b) A clerk or administrator of any court, the Bureau of Criminal Apprehension, a prosecuting attorney, a county sheriff, or a chief of a local police department, shall assist in these studies by providing to the commissioner of human services, or the commissioner's representative, all criminal conviction data available from local, state, and national criminal history record repositories, including the criminal justice data communications network, pertaining to the following individuals: applicants, operators, all persons living in the household, and all staff of any facility subject to background studies under this subdivision.

(c) The Department of Human Services shall conduct the background studies required by paragraph (a) in compliance with the provisions of chapter 245C. For the purpose of this subdivision, the term "secure and nonsecure residential facility and detention facility" shall include programs licensed or certified under subdivision 2. The Department of Human Services shall provide necessary forms and instructions, shall conduct the necessary background studies of individuals, and shall provide notification of the results of the studies to the facilities, individuals, and the commissioner of corrections. Individuals shall be disqualified under the provisions of chapter 245C.

If an individual is disqualified, the Department of Human Services shall notify the facility and the individual and shall inform the individual of the right to request a reconsideration of the disqualification by submitting the request to the Department of Corrections.

(d) The commissioner of corrections shall review and decide reconsideration requests, including the granting of variances, in accordance with the procedures and criteria contained in chapter 245C. The commissioner's decision shall be provided to the individual and to the Department of Human Services. The commissioner's decision to grant or deny a reconsideration of disqualification is the final administrative agency action.

(e) Facilities described in paragraph (a) shall be responsible for cooperating with the departments in implementing the provisions of this subdivision. The responsibilities imposed on applicants and licensees under chapters 245A and 245C shall apply to these facilities.

299C.12 RECORD KEPT BY PEACE OFFICER; REPORT.

Every peace officer shall keep or cause to be kept a permanent written record, in such form as the superintendent may prescribe, of all felonies reported to or discovered by the officer within the officer's jurisdiction and of all warrants of arrest for felonies and search warrants issued to the officer in relation to the commission of felonies, and shall make or cause to be made to the sheriff of the county and the bureau reports of all such crimes, upon such forms as the superintendent may prescribe, including a statement of the facts and a description of the offender, so far as known, the offender's method of operation, the action taken by the officer, and such other information as the superintendent may require.

629.72 BAIL; DOMESTIC ABUSE; HARASSMENT; VIOLATION OF ORDER FOR PROTECTION; OR NO CONTACT ORDER.

Subd. 3. **Release.** If the arrested person is not issued a citation by the officer in charge of the police station or the county sheriff pursuant to subdivision 1, and is not brought before a judge within the time limits prescribed by court rule, the arrested person shall be released by the arresting authorities, and a citation must be issued in lieu of continued detention.