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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-SECOND SESSION

H. F. No. 185

01/19/2021 Authored by Petersburg, Bennett, Johnson, Daniels, Robbins and others
The bill was read for the first time and referred to the Committee on Public Safety and Criminal Justice Reform Finance and Policy

1.1 A bill for an act
1.2 relating to public safety; increasing the penalty for certain attempts to commit
1.3 murder in the first degree; amending Minnesota Statutes 2020, sections 244.05,
1.4 subdivision 4; 609.17, subdivision 4.

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

1.6 Section 1. Minnesota Statutes 2020, section 244.05, subdivision 4, is amended to read:

1.7 Subd. 4. Minimum imprisonment, life sentence. (a) An inmate serving a mandatory
1.8 life sentence under section 609.106 or 609.3455, subdivision 2, must not be given supervised
1.9 release under this section.

1.10 (b) An inmate serving a mandatory life sentence under section 609.17, subdivision 4,
1.11 clause (1); 609.185, paragraph (a), clause (3), (5), or (6); or Minnesota Statutes 2004, section
1.12 609.109, subdivision 3, must not be given supervised release under this section without
1.13 having served a minimum term of 30 years.

1.14 (c) An inmate serving a mandatory life sentence under section 609.385 must not be given
1.15 supervised release under this section without having served a minimum term of imprisonment
1.16 of 17 years.

1.17 (d) An inmate serving a mandatory life sentence under section 609.3455, subdivision 3
1.18 or 4, must not be given supervised release under this section without having served the
1.19 minimum term of imprisonment specified by the court in its sentence.

1.20 EFFECTIVE DATE. This section is effective August 1, 2021, and applies to crimes
1.21 committed on or after that date.

2.1 Sec. 2. Minnesota Statutes 2020, section 609.17, subdivision 4, is amended to read:

2.2 Subd. 4. **Penalties.** Whoever attempts to commit a crime may be sentenced as follows:

2.3 (1) for an attempt to commit a violation of section 609.185, paragraph (a), clause (4),
2.4 to imprisonment for life;

2.5 (2) except as provided in clause (1), if the maximum sentence provided for the crime is
2.6 life imprisonment, to not more than 20 years; or

2.7 ~~(2)~~ (3) for any other attempt, to not more than one-half of the maximum imprisonment
2.8 or fine or both provided for the crime attempted, but such maximum in any case shall not
2.9 be less than imprisonment for 90 days or a fine of \$100.

2.10 **EFFECTIVE DATE.** This section is effective August 1, 2021, and applies to crimes
2.11 committed on or after that date.