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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETIETH SESSION

H. F. No. **346**

01/19/2017 Authored by Cornish, Hilstrom, Lohmer, Theis, O'Neill and others  
The bill was read for the first time and referred to the Committee on Public Safety and Security Policy and Finance  
02/16/2017 Adoption of Report: Amended and re-referred to the Committee on Ways and Means

1.1 A bill for an act  
1.2 relating to public safety; requiring peace officers to receive training in crisis  
1.3 response, conflict management, and cultural diversity; reforming and increasing  
1.4 funding for peace officer training reimbursement; providing reimbursement grants  
1.5 for pathway to policing programs; appropriating money; amending Minnesota  
1.6 Statutes 2016, sections 171.20, subdivision 4; 357.021, subdivision 7; 626.8432,  
1.7 subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 626.

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

1.9 Section 1. Minnesota Statutes 2016, section 171.20, subdivision 4, is amended to read:

1.10 Subd. 4. **Reinstatement fee.** (a) Before the license is reinstated, (1) an individual whose  
1.11 driver's license has been suspended under section 171.16, subdivisions 2 and 3; 171.175;  
1.12 171.18; or 171.182, or who has been disqualified from holding a commercial driver's license  
1.13 under section 171.165, and (2) an individual whose driver's license has been suspended  
1.14 under section 171.186 and who is not exempt from such a fee, must pay a fee of \$20.

1.15 (b) Before the license is reinstated, an individual whose license has been suspended  
1.16 under sections 169.791 to 169.798 must pay a \$20 reinstatement fee.

1.17 (c) When fees are collected by a licensing agent appointed under section 171.061, a  
1.18 handling charge is imposed in the amount specified under section 171.061, subdivision 4.  
1.19 The reinstatement fee and surcharge must be deposited in an approved state depository as  
1.20 directed under section 171.061, subdivision 4.

1.21 (d) Reinstatement fees collected under paragraph (a) for suspensions under sections  
1.22 171.16, subdivision 3, and 171.18, subdivision 1, clause (10), must be deposited in the  
1.23 ~~special revenue fund and are appropriated to the Peace Officer Standards and Training Board~~  
1.24 ~~for peace officer training reimbursement to local units of government~~ general fund.

2.1 (e) A suspension may be rescinded without fee for good cause.

2.2 Sec. 2. Minnesota Statutes 2016, section 357.021, subdivision 7, is amended to read:

2.3 Subd. 7. **Disbursement of surcharges by commissioner of management and budget.**

2.4 (a) Except as provided in paragraphs (b), (c), and (d), the commissioner of management  
2.5 and budget shall disburse surcharges received under subdivision 6 and section 97A.065,  
2.6 subdivision 2, as follows:

2.7 (1) one percent shall be credited to the peace officer training account in the game and  
2.8 fish fund to provide peace officer training for employees of the Department of Natural  
2.9 Resources who are licensed under sections 626.84 to 626.863, and who possess peace officer  
2.10 authority for the purpose of enforcing game and fish laws; and

2.11 (2) ~~39 percent shall be credited~~ the remainder shall be credited as follows:

2.12 (i) the first \$..... to the peace officers training account in the special revenue fund to  
2.13 fund the operations of the Peace Officer Standards and Training Board; and

2.14 (ii) any remaining receipts to the general fund.

2.15 ~~(3) 60 percent shall be credited to the general fund.~~

2.16 (b) The commissioner of management and budget shall credit \$3 of each surcharge  
2.17 received under subdivision 6 and section 97A.065, subdivision 2, to the general fund.

2.18 (c) In addition to any amounts credited under paragraph (a), the commissioner of  
2.19 management and budget shall credit \$47 of each surcharge received under subdivision 6  
2.20 and section 97A.065, subdivision 2, and the \$12 parking surcharge, to the general fund.

2.21 (d) If the Ramsey County Board of Commissioners authorizes imposition of the additional  
2.22 \$1 surcharge provided for in subdivision 6, paragraph (a), the court administrator in the  
2.23 Second Judicial District shall transmit the surcharge to the commissioner of management  
2.24 and budget. The \$1 special surcharge is deposited in a Ramsey County surcharge account  
2.25 in the special revenue fund and amounts in the account are appropriated to the trial courts  
2.26 for the administration of the petty misdemeanor diversion program operated by the Second  
2.27 Judicial District Ramsey County Violations Bureau.

2.28 Sec. 3. Minnesota Statutes 2016, section 626.8432, subdivision 1, is amended to read:

2.29 Subdivision 1. **Grounds for revocation, suspension, or denial.** (a) The board may  
2.30 refuse to issue, refuse to renew, refuse to reinstate, suspend, revoke eligibility for licensure,  
2.31 or revoke a peace officer or part-time peace officer license for any of the following causes:

- 3.1 (1) fraud or misrepresentation in obtaining a license;
- 3.2 (2) failure to meet licensure requirements; ~~or~~
- 3.3 (3) a violation of the standards of conduct set forth in Minnesota Rules, chapter 6700;
- 3.4 or
- 3.5 (4) failure to provide information in response to a request from the board made pursuant
- 3.6 to section 626.845, subdivision 1, clause (12).

3.7 (b) Unless otherwise provided by the board, a revocation or suspension applies to each

3.8 license, renewal, or reinstatement privilege held by the individual at the time final action

3.9 is taken by the board. A person whose license or renewal privilege has been suspended or

3.10 revoked shall be ineligible to be issued any other license by the board during the pendency

3.11 of the suspension or revocation.

3.12 **Sec. 4. [626.8469] TRAINING IN CRISIS RESPONSE, CONFLICT MANAGEMENT,**

3.13 **AND CULTURAL DIVERSITY.**

3.14 Subdivision 1. **In-service training required.** Beginning July 1, 2018, the chief law

3.15 enforcement officer of every state and local law enforcement agency shall provide in-service

3.16 training in crisis intervention and mental illness crises; conflict management and mediation;

3.17 and recognizing and valuing community diversity and cultural differences to every peace

3.18 officer and part-time peace officer employed by the agency. The training shall comply with

3.19 learning objectives developed and approved by the board and shall meet board requirements

3.20 for board-approved continuing education credit. The training shall consist of at least 16

3.21 continuing education credits within an officer's three-year licensing cycle. Each peace officer

3.22 with a license renewal date after June 30, 2018, is not required to complete this training

3.23 until the officer's next full three-year licensing cycle.

3.24 Subd. 2. **Record keeping required.** The head of every local and state law enforcement

3.25 agency shall maintain written records of the agency's compliance with the requirements of

3.26 subdivision 1. The documentation is subject to periodic review by the board, and shall be

3.27 made available to the board at its request.

3.28 Subd. 3. **Licensing sanctions; injunctive relief.** The board may impose licensing

3.29 sanctions and seek injunctive relief under section 214.11 for failure to comply with the

3.30 requirements of this section.

4.1 Sec. 5. **APPROPRIATION; PEACE OFFICER TRAINING REIMBURSEMENT**  
4.2 **GRANTS.**

4.3 \$10,000,000 in fiscal year 2018 and \$10,000,000 in fiscal year 2019 are appropriated  
4.4 from the general fund to the Peace Officer Standards and Training Board for peace officer  
4.5 training reimbursement to local governments. This is an ongoing appropriation that is part  
4.6 of the base budget.

4.7 Sec. 6. **APPROPRIATION; PATHWAY TO POLICING REIMBURSEMENT**  
4.8 **GRANTS.**

4.9 \$1,000,000 in fiscal year 2018 and \$1,000,000 in fiscal year 2019 are appropriated from  
4.10 the general fund to the commissioner of public safety for reimbursement grants to local  
4.11 units of government that operate pathway to policing programs intended to bring persons  
4.12 with nontraditional backgrounds into law enforcement. Applicants for reimbursement grants  
4.13 may receive up to 50 percent of the cost of compensating and training pathway to policing  
4.14 participants. Reimbursement grants shall be proportionally allocated based on the number  
4.15 of grant applications approved by the commissioner.