SENATE
STATE OF MINNESOTA
NINETIETH SESSION

S.F. No. 368

1.1   A bill for an act

1.2   relating to sentencing; requiring legislative approval for sentencing guidelines
1.3   modifications; amending Minnesota Statutes 2016, section 244.09, subdivision
1.4   11.

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

1.6   Section 1. Minnesota Statutes 2016, section 244.09, subdivision 11, is amended to read:

1.7   Subd. 11. **Modification.** The commission shall meet as necessary for the purpose of

1.8   modifying and improving the guidelines. Any modification which amends the Sentencing

1.9   Guidelines grid, including severity levels and criminal history scores, or which would result

1.10   in the reduction of any sentence or in the early release of any inmate, with the exception of

1.11   a modification mandated or authorized by the legislature or relating to a crime created or

1.12   amended by the legislature in the preceding session, shall be submitted to the legislature by

1.13   January 15 of any year in which the commission wishes to make the change and ~~shall be~~,

1.14   if approved by the legislature by law, becomes effective on August 1 of that year~~, unless~~

1.15   ~~the legislature by law provides otherwise~~. All other modifications shall take effect according

1.16   to the procedural rules of the commission. On or before January 15 of each year, the

1.17   commission shall submit a written report to the committees of the senate and the house of

1.18   representatives with jurisdiction over criminal justice policy that identifies and explains all

1.19   modifications made during the preceding 12 months and all proposed modifications that

1.20   are being submitted to the legislature that year.

1.21   **EFFECTIVE DATE.** This section is effective the day following final enactment and

1.22   applies to any pending or future proposed modifications.