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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. 1028

02/11/2019 Authored by O'Neill, Mariani and Moller
The bill was read for the first time and referred to the Committee on Ways and Means

1.1 A bill for an act
1.2 relating to public safety; expanding a grant program to facilitate access to local
1.3 programs to address technical violations by nonviolent controlled substance
1.4 offenders; requiring a report; appropriating money; amending Laws 2017, chapter
1.5 95, article 3, section 30.

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

1.7 Section 1. Laws 2017, chapter 95, article 3, section 30, is amended to read:

1.8 Sec. 30. ALTERNATIVES TO INCARCERATION PILOT PROGRAM FUND.

1.9 (a) Agencies providing supervision to offenders on probation, parole, or supervised
1.10 release are eligible for grants to facilitate access to community options including, but not
1.11 limited to, inpatient chemical dependency treatment for nonviolent controlled substance
1.12 offenders to address and correct behavior that is, or is likely to result in, a technical violation
1.13 of the conditions of release. For purposes of this section, "nonviolent controlled substance
1.14 offender" is a person who meets the criteria described under Minnesota Statutes, section
1.15 244.0513, subdivision 2, clauses (1), (2), and (5), and "technical violation" means a violation
1.16 of a court order of probation, condition of parole, or condition of supervised release, except
1.17 an allegation of a subsequent criminal act that is alleged in a formal complaint, citation, or
1.18 petition.

1.19 (b) The Department of Corrections shall ~~establish criteria for selecting grant recipients~~
1.20 ~~and the amount awarded to each grant recipient~~ issue annual grants of \$160,000 to each
1.21 grant recipient.

1.22 (c) ~~By January 15, 2019,~~ The commissioner of corrections shall submit a an annual
1.23 report to the chairs of the house of representatives and senate committees with jurisdiction

2.1 over public safety policy and finance by January 15 of each year. At a minimum, the report
 2.2 must include:

2.3 ~~(1) the total number of grants issued under this program;~~

2.4 ~~(2) the average amount of each grant;~~

2.5 ~~(3)~~ (1) the community services accessed as a result of the grants;

2.6 ~~(4)~~ (2) a summary of the type of supervision offenders were under when a grant was
 2.7 used to help access a community option;

2.8 ~~(5)~~ (3) the number of individuals who completed, and the number who failed to complete,
 2.9 programs accessed as a result of this grant; and

2.10 ~~(6)~~ (4) the number of individuals who violated the terms of release following participation
 2.11 in a program accessed as a result of this grant, separating technical violations and new
 2.12 criminal offenses;

2.13 (5) the number of individuals who completed or were discharged from probation after
 2.14 participating in the program;

2.15 (6) the number of individuals identified in clause (5) who committed a new offense after
 2.16 discharge from the program;

2.17 (7) identification of barriers nonviolent controlled substance offenders face in accessing
 2.18 community services and a description of how the program navigates those barriers; and

2.19 (8) identification of gaps in existing community services for nonviolent controlled
 2.20 substance offenders.

2.21 **Sec. 2. ALTERNATIVES TO INCARCERATION PILOT PROGRAM GRANT;**
 2.22 **APPROPRIATION.**

2.23 \$160,000 in fiscal year 2020 and \$160,000 in fiscal year 2021 are appropriated from the
 2.24 general fund to the commissioner of corrections for a grant to Wright County to facilitate
 2.25 access to community treatment options under the alternatives to incarceration program.