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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. 1205

02/14/2019 Authored by Johnson, Grossell, Poston, O'Neill, Nash and others
The bill was read for the first time and referred to the Public Safety and Criminal Justice Reform Finance and Policy Division

1.1 A bill for an act
1.2 relating to public safety; eliminating good time earned by inmate who is convicted
1.3 of assaulting a Department of Corrections employee; amending Minnesota Statutes
1.4 2018, section 244.05, subdivisions 1, 1b.

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

1.6 Section 1. Minnesota Statutes 2018, section 244.05, subdivision 1, is amended to read:

1.7 Subdivision 1. Supervised release required. (a) Except as provided in subdivisions 1b,
1.8 4, and 5, every inmate shall serve a supervised release term upon completion of the inmate's
1.9 term of imprisonment as reduced by any good time earned by the inmate or extended by
1.10 confinement in punitive segregation pursuant to section 244.04, subdivision 2. Except for
1.11 a sex offender conditionally released under Minnesota Statutes 2004, section 609.108,
1.12 subdivision 5, the supervised release term shall be equal to the period of good time the
1.13 inmate has earned, and shall not exceed the length of time remaining in the inmate's sentence.

1.14 (b) An inmate of a state correctional facility who is convicted of violating section 609.221,
1.15 609.222, 609.223, 609.2231, or 609.224 for assaulting an employee of the Department of
1.16 Corrections forfeits any good time earned prior to the assault conviction.

1.17 Sec. 2. Minnesota Statutes 2018, section 244.05, subdivision 1b, is amended to read:

1.18 Subd. 1b. Supervised release; offenders who commit crimes on or after August 1,
1.19 1993. (a) Except as provided in subdivisions 4 and 5, every inmate sentenced to prison for
1.20 a felony offense committed on or after August 1, 1993, shall serve a supervised release term
1.21 upon completion of the inmate's term of imprisonment and any disciplinary confinement
1.22 period imposed by the commissioner due to the inmate's violation of any disciplinary rule

2.1 adopted by the commissioner or refusal to participate in a rehabilitative program required
2.2 under section 244.03. The amount of time the inmate serves on supervised release shall be
2.3 equal in length to the amount of time remaining in the inmate's executed sentence after the
2.4 inmate has served the term of imprisonment and any disciplinary confinement period imposed
2.5 by the commissioner.

2.6 (b) No inmate who violates a disciplinary rule or refuses to participate in a rehabilitative
2.7 program as required under section 244.03 shall be placed on supervised release until the
2.8 inmate has served the disciplinary confinement period for that disciplinary sanction or until
2.9 the inmate is discharged or released from punitive segregation confinement, whichever is
2.10 later. The imposition of a disciplinary confinement period shall be considered to be a
2.11 disciplinary sanction imposed upon an inmate, and the procedure for imposing the
2.12 disciplinary confinement period and the rights of the inmate in the procedure shall be those
2.13 in effect for the imposition of other disciplinary sanctions at each state correctional institution.

2.14 (c) An inmate of a state correctional facility who is convicted of violating section 609.221,
2.15 609.222, 609.223, 609.2231, or 609.224 for assaulting an employee of the Department of
2.16 Corrections forfeits any good time earned prior to the assault conviction.