

H. F. No. 1642

reproductive health services facility. This term includes a person or entity involved in owning, operating, or seeking to own or operate a reproductive health services facility.

(h) "Reproductive health services facility" means a hospital licensed under chapter 144, clinic, physician's office, or other health care facility that provides or seeks to provide reproductive health services. Reproductive health services facility includes the building or structure in which the facility is located.

(i) "Violent crime" has the meaning given in section 611A.08, subdivision 6, and also includes the offense in section 609.224.

Subd. 2. Injury, intimidation, interference prohibited. (a) A person who by force, threat of force, or physical obstruction intentionally injures, intimidates, or interferes with a person or entity because the person or entity is a reproductive health services client, provider, or assistant, or in order to intimidate a person, entity, or class of persons or entities from becoming or remaining a reproductive health services client, provider, or assistant, is guilty of a gross misdemeanor.

(b) A person who, by nonviolent physical obstruction, intentionally injures, intimidates, or interferes with any person or entity because that person or entity is a reproductive health services client, provider, or assistant, or in order to intimidate a person, entity, or class of persons or entities from becoming or remaining a reproductive health services client, provider, or assistant, is guilty of a gross misdemeanor.

Subd. 3. Damage to property. A person who intentionally causes damage to the property of a person, entity, or facility because the person, entity, or facility is a reproductive health services client, provider, or assistant or a reproductive health services facility, is guilty of a misdemeanor.

Subd. 4. Use of telephone to disrupt facility. A person who telephones or knowingly permits a telephone under the person's control to be used to telephone a reproductive health services facility to intentionally disrupt the normal functioning of a reproductive health services facility is guilty of a gross misdemeanor.

Subd. 5. Obstructing access prohibited. A person who intentionally impedes or interferes with the operation of a motor vehicle that attempts to enter, exit, or park at a reproductive health services facility is guilty of a gross misdemeanor.

Subd. 6. Investigation. A presentence investigation must be conducted and a report submitted to the court by the corrections agency responsible for conducting the investigation when a defendant is convicted of an offense described in subdivision 2, 3, 4, or 5. The report

3.1 must include prior convictions for violations of the federal Freedom of Access to Clinic
3.2 Entrances Act, United States Code, title 18, section 248.

3.3 Subd. 7. **Restraining order.** The following individuals may use the procedures in section
3.4 609.748 to seek a restraining order against a party to a civil or criminal proceeding related
3.5 to a violation of subdivision 2, 3, 4, or 5:

3.6 (1) a reproductive health services client, provider, or assistant who is a party or witness
3.7 in the proceeding; or

3.8 (2) a person who is a victim of an act prohibited by subdivision 2, paragraph (a); 3; or
3.9 5.

3.10 Subd. 8. **Construction.** Nothing in this section shall be construed to:

3.11 (1) impair any constitutionally protected activity or activity protected by other law;

3.12 (2) provide exclusive civil remedies or criminal penalties, preempt any local unit of
3.13 government from enacting a law to provide a remedy for the commission of any act prohibited
3.14 by this section, or establish criminal penalties for any act prohibited by this section; or

3.15 (3) interfere with the enforcement of any law regulating termination of pregnancies or
3.16 the provision of other reproductive health services.

3.17 **EFFECTIVE DATE.** This section is effective August 1, 2017, and applies to crimes
3.18 committed on or after that date.