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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-SEVENTH SESSION

H. F. No. **1945**

01/26/2012 Authored by Gottwalt, Lohmer, Peppin, Hilstrom, Huntley and others
The bill was read for the first time and referred to the Committee on Judiciary Policy and Finance

1.1 A bill for an act
1.2 relating to crime; modifying the penalty for criminal neglect; amending
1.3 Minnesota Statutes 2010, section 609.233, subdivision 1, by adding a subdivision.

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

1.5 Section 1. Minnesota Statutes 2010, section 609.233, subdivision 1, is amended to read:

1.6 Subdivision 1. **Crime.** A caregiver or operator who intentionally neglects a
1.7 vulnerable adult or knowingly permits conditions to exist that result in the abuse or
1.8 neglect of a vulnerable adult is guilty of a ~~gross misdemeanor~~ crime. For purposes of this
1.9 section, "abuse" has the meaning given in section 626.5572, subdivision 2, and "neglect"
1.10 means a failure to provide a vulnerable adult with necessary food, clothing, shelter, health
1.11 care, or supervision.

1.12 **EFFECTIVE DATE.** This section is effective August 1, 2012, and applies to crimes
1.13 committed on or after that date.

1.14 Sec. 2. Minnesota Statutes 2010, section 609.233, is amended by adding a subdivision
1.15 to read:

1.16 Subd. 3. **Penalties.** A person who violates subdivision 1 may be sentenced as
1.17 follows:

1.18 (1) if the act results in great bodily harm, imprisonment for not more than ten years
1.19 or payment of a fine of not more than \$20,000, or both;

1.20 (2) if the act results in substantial bodily harm or the risk of death, imprisonment for
1.21 not more than five years or payment of a fine of not more than \$10,000, or both; or

2.1 (3) in other cases, imprisonment for not more than one year or payment of a fine of
2.2 not more than \$3,000, or both.

2.3 **EFFECTIVE DATE.** This section is effective August 1, 2012, and applies to crimes
2.4 committed on or after that date.