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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETIETH SESSION

H. F. No. 4091

03/21/2018 Authored by Zerwas; Dehn, R.; Becker-Finn; Ward; Pinto and others
The bill was read for the first time and referred to the Committee on Public Safety and Security Policy and Finance

1.1 A bill for an act
1.2 relating to public safety; requiring the Police Officer Standards and Training Board
1.3 to develop a domestic violence policy for state and local law enforcement agencies;
1.4 proposing coding for new law in Minnesota Statutes, chapter 626.

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

1.6 Section 1. 626.8474 DOMESTIC VIOLENCE POLICY.

1.7 Subdivision 1. Statewide model policy. (a) By October 15, 2018, the board shall develop
1.8 and distribute to all chief law enforcement officers a comprehensive model policy governing
1.9 procedures and strategies for addressing domestic violence prevention and acts of domestic
1.10 violence committed by peace officers and civilian employees of a state or local law
1.11 enforcement agency and high-profile persons including, at a minimum, elected officials,
1.12 high-level government appointees, media or sports figures, and entertainers. The board shall
1.13 convene a working group to develop the model policy. The working group shall include, at
1.14 a minimum, representatives of the board, the Minnesota Coalition of Battered Women, the
1.15 Minnesota Coalition Against Sexual Assault, the Minnesota Police and Peace Officers
1.16 Association, the Minnesota Sheriffs' Association, the Minnesota Chiefs of Police Association,
1.17 the Office of Crime Victim Services in the Minnesota Department of Public Safety, the
1.18 League of Minnesota Cities, the Association of Minnesota Counties, and the Minnesota
1.19 County Attorneys Association.

1.20 (b) The policy shall, at a minimum, include the following components:

1.21 (1) notification of a domestic violence incident to supervisory officer and chief law
1.22 enforcement officer;

2.1 (2) structured response to reported incidents of domestic violence with an emphasis on
2.2 victim safety;

2.3 (3) direction for conducting the subsequent administrative and criminal investigations;

2.4 (4) prevention of domestic violence through hiring and training practices of peace officers
2.5 and civilian employees of a state or local law enforcement agency;

2.6 (5) direction to supervisors for intervention when warning signs of domestic violence
2.7 involving peace officers and civilian employees of a state or local law enforcement agency
2.8 are evident;

2.9 (6) direction about peace officer duty weapon removal; and

2.10 (7) response to an incident involving a ranking law enforcement official or high-profile
2.11 person.

2.12 Subd. 2. **Agency policy.** (a) By January 1, 2019, the chief law enforcement officer of
2.13 each state and local law enforcement agency must establish and enforce a written policy
2.14 governing domestic violence prevention and acts of domestic violence committed by peace
2.15 officers and civilian employees of a state or local law enforcement agency and high-profile
2.16 persons. The policy must, at a minimum, comply with the requirements of the model policy
2.17 adopted by the board under subdivision 1.

2.18 (b) Each state and local law enforcement agency must certify to the board that it has
2.19 adopted a written policy in compliance with the board's model policy.

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