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## State of Minnesota

## HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

2018, section 609.66, subdivision 1e.

н. **F.** No. **4266** 

03/09/2020

Authored by Edelson, Johnson, Moller, Considine and Boe The bill was read for the first time and referred to the Public Safety and Criminal Justice Reform Finance and Policy Division

A bill for an act

relating to crime; clarifying felony drive-by shooting; amending Minnesota Statutes

| 1.4  | BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:                                   |
|------|---|
| 1.5  | Section 1. Minnesota Statutes 2018, section 609.66, subdivision 1e, is amended to read:       |
| 1.6  | Subd. 1e. Felony; drive-by shooting. (a) Whoever, A person is guilty of a felony who,         |
| 1.7  | while in or having just exited from a motor vehicle, recklessly discharges a firearm at or    |
| 1.8  | toward <del>another</del> :   |
| 1.9  | (1) an unoccupied motor vehicle or a building is guilty of a felony and may be sentenced      |
| 1.10 | to imprisonment for not more than three years or to payment of a fine of not more than        |
| 1.11 | \$6,000, or both.;  |
| 1.12 | (2) a motor vehicle or building that was occupied; or   |
| 1.13 | (3) another person.   |
| 1.14 | (b) Any person who violates this subdivision by firing at or toward a person, or an           |
| 1.15 | occupied building or motor vehicle, may be sentenced A person convicted under paragraph       |
| 1.16 | (a), clause (1), may be sentenced to imprisonment for not more than three years or to payment |
| 1.17 | of a fine of not more than \$6,000, or both. A person convicted under paragraph (a), clause   |
| 1.18 | (2) or (3), may be sentenced to imprisonment for not more than ten years or to payment of     |
| 1.19 | a fine of not more than \$20,000, or both.  |
| 1.20 | (c) For purposes of this subdivision, "motor vehicle" has the meaning given in section        |
| 1.21 | 609.52, subdivision 1, and "building" has the meaning given in section 609.581, subdivision   |
| 1.22 | 2.  |
|      |   |

Section 1. 1