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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-SECOND SESSION

H. F. No. 464

01/28/2021 Authored by Lucero, Mariani and Frazier

The bill was read for the first time and referred to the Committee on Public Safety and Criminal Justice Reform Finance and Policy

1.1 A bill for an act
1.2 relating to public safety; establishing a duty for peace officers to report excessive
1.3 force incidents to the chief law enforcement officer; proposing coding for new law
1.4 in Minnesota Statutes, chapter 626.

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

1.6 Section 1. 626.8476 DUTY TO REPORT INCIDENTS OF EXCESSIVE FORCE.

1.7 Subdivision 1. Duty. A peace officer who observes another peace officer use force that
1.8 the officer reasonably believes exceeds the degree of force permitted by law or policy has
1.9 the duty to report the incident to the chief law enforcement officer of the agency that employs
1.10 the reporting peace officer.

1.11 Subd. 2. Discipline. A peace officer who breaches the duty to report established in this
1.12 subdivision is subject to discipline by the board under Minnesota Rules, part 6700.1600.

1.13 Subd. 3. Form. The board shall adopt a reporting form to be used by law enforcement
1.14 agencies in making the reports required under this section. The reports must include for
1.15 each incident all of the following:

- 1.16 (1) the date of the incident;
- 1.17 (2) the location of the incident;
- 1.18 (3) the name of the victim, if known; and
- 1.19 (4) a description of the force used in the incident.