

SENATE  
STATE OF MINNESOTA  
NINETIETH SESSION

S.F. No. 2525

(SENATE AUTHORS: LIMMER, Housley and Hall)

DATE	D-PG	OFFICIAL STATUS
02/20/2018	6137	Introduction and first reading Referred to Judiciary and Public Safety Finance and Policy
02/26/2018	6210	Author added Housley
03/05/2018	6256	Comm report: To pass
	6259	Second reading
03/19/2018	6793	Author added Newton
04/09/2018	7258	Author added Hall
04/16/2018	7306	Author stricken Newton

1.1 A bill for an act

1.2 relating to public safety; expanding the female genital mutilation crime to include

1.3 certain acts committed by parents and caretakers; expanding female genital

1.4 mutilation education and outreach requirements; amending Minnesota Statutes

1.5 2016, sections 144.3872; 609.2245, subdivision 1, by adding a subdivision.

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

1.7 Section 1. Minnesota Statutes 2016, section 144.3872, is amended to read:

1.8 **144.3872 FEMALE GENITAL MUTILATION; EDUCATION AND OUTREACH.**

1.9 The commissioner of health shall carry out appropriate education, prevention, and

1.10 outreach activities in communities that traditionally practice female circumcision, excision,

1.11 or infibulation to inform people in those communities about the health risks and emotional

1.12 trauma inflicted by those practices and to inform them and the medical community of the

1.13 criminal penalties contained in section 609.2245 and that a child protection petition may

1.14 be brought on behalf of a child or a child may be taken into protective custody. The

1.15 commissioner shall work with culturally appropriate groups to obtain private funds to help

1.16 finance these prevention and outreach activities.

1.17 Sec. 2. Minnesota Statutes 2016, section 609.2245, subdivision 1, is amended to read:

1.18 Subdivision 1. **Crime.** (a) Except as otherwise permitted in subdivision 2, the following

1.19 individuals are guilty of a crime and may be sentenced as provided in subdivision 1a:

1.20 (1) whoever knowingly circumcises, excises, incises, or infibulates, in whole or in part,

1.21 the labia majora, labia minora, or clitoris of another ~~is guilty of a felony;~~ or

2.1 (2) a parent, legal guardian, or caretaker of a minor who knowingly participates in or  
2.2 facilitates, by the commission of some overt act, including an indirect one, the process in  
2.3 which a minor's labia majora, labia minora, or clitoris, in whole or in part, is circumcised,  
2.4 excised, incised, or infibulated.

2.5 (b) Consent to the procedure by a minor on whom it is performed or by the minor's  
2.6 parent is not a defense to a violation of this subdivision.

2.7 (c) A person may be convicted of a violation of paragraph (a), clause (2), even if the  
2.8 described act against the minor is committed in another state, if at least one overt act occurs  
2.9 in Minnesota.

2.10 **EFFECTIVE DATE.** This section is effective August 1, 2018, and applies to crimes  
2.11 committed on or after that date.

2.12 Sec. 3. Minnesota Statutes 2016, section 609.2245, is amended by adding a subdivision  
2.13 to read:

2.14 Subd. 1a. **Penalties.** A person convicted of violating subdivision 1, paragraph (a), clause  
2.15 (1), is guilty of a felony and may be sentenced to imprisonment for not more than five years  
2.16 or to payment of a fine of not more than \$10,000, or both. A person convicted of violating  
2.17 subdivision 1, paragraph (a), clause (2), is guilty of a felony and may be sentenced to  
2.18 imprisonment for not more than one year and one day or to payment of a fine of not more  
2.19 than \$3,000, or both.

2.20 **EFFECTIVE DATE.** This section is effective August 1, 2018, and applies to crimes  
2.21 committed on or after that date.