

SENATE
STATE OF MINNESOTA
EIGHTY-NINTH SESSION

S.F. No. 466

(SENATE AUTHORS: LATZ, Dibble, Kent and Ingebrigtsen)

DATE	D-PG	OFFICIAL STATUS
02/02/2015	185	Introduction and first reading Referred to Judiciary
03/04/2015	514a	Comm report: To pass as amended
	521	Second reading
03/18/2015	972	Author stricken Pederson, J. See SF406, Art. 1, Sec. 11

1.1 A bill for an act
1.2 relating to public safety; requiring outside agencies to investigate peace
1.3 officer-involved deaths; proposing coding for new law in Minnesota Statutes,
1.4 chapter 626.

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

1.6 Section 1. **[626.891] PEACE OFFICER-INVOLVED INCIDENTS; OUTSIDE**
1.7 **INVESTIGATION REQUIRED.**

1.8 Subdivision 1. **Definitions.** As used in this section: (1) "law enforcement agency"
1.9 has the meaning given in section 626.84, subdivision 1, paragraph (f); (2) "officer-involved
1.10 incident" means the use of force by a peace officer with the purpose of causing, or that the
1.11 officer should reasonably know creates a substantial risk of causing, great bodily harm or
1.12 death, and that actually results in great bodily harm or death to another while the officer
1.13 is on duty or off duty but performing activities that are within the scope of the officer's
1.14 law enforcement duties; and (3) "peace officer" has the meaning given in section 626.84,
1.15 subdivision 1, paragraph (c).

1.16 Subd. 2. **Officer-involved incident investigations.** The chief law enforcement
1.17 officer of a law enforcement agency shall ensure that when a peace officer employed by the
1.18 agency is involved in an officer-involved incident, an investigation into the incident occurs
1.19 and is conducted by a law enforcement agency other than the agency that employs the
1.20 officer. If the officer-involved incident is traffic-related and involves a crash, in addition to
1.21 the other requirements described in this subdivision, the investigation must include a crash
1.22 reconstruction unit from a law enforcement agency other than the agency that employs the
1.23 peace officer involved in the incident. The agency conducting an investigation under this
1.24 subdivision must expeditiously provide a complete report to the county attorney of the

2.1 county in which the officer-involved incident occurred. An internal investigation into the
2.2 officer-involved incident may be completed by the law enforcement agency that employs
2.3 the officer involved in the incident if the internal investigation does not interfere with the
2.4 outside investigation conducted under this subdivision.

2.5 Subd. 3. **Release of report.** If the county attorney determines there is no basis to
2.6 prosecute the peace officer involved in the officer-involved incident, the attorney shall
2.7 inform the law enforcement agency that conducted the investigation of this determination
2.8 and the agency shall release the report to the public.