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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-NINTH SESSION

H. F. No. 104

01/12/2015 Authored by Norton, Fischer, Loeffler and Newton

The bill was read for the first time and referred to the Committee on Public Safety and Crime Prevention Policy and Finance

1.1 A bill for an act
1.2 relating to public safety; adding the crime of financial exploitation of a vulnerable
1.3 adult to definition of designated offense in forfeiture laws; amending Minnesota
1.4 Statutes 2014, section 609.531, subdivision 1.

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

1.6 Section 1. Minnesota Statutes 2014, section 609.531, subdivision 1, is amended to read:

1.7 Subdivision 1. **Definitions.** For the purpose of sections 609.531 to 609.5318, the
1.8 following terms have the meanings given them.

1.9 (a) "Conveyance device" means a device used for transportation and includes, but
1.10 is not limited to, a motor vehicle, trailer, snowmobile, airplane, and vessel and any
1.11 equipment attached to it. The term "conveyance device" does not include property which
1.12 is, in fact, itself stolen or taken in violation of the law.

1.13 (b) "Weapon used" means a dangerous weapon as defined under section 609.02,
1.14 subdivision 6, that the actor used or had in possession in furtherance of a crime.

1.15 (c) "Property" means property as defined in section 609.52, subdivision 1, clause (1).

1.16 (d) "Contraband" means property which is illegal to possess under Minnesota law.

1.17 (e) "Appropriate agency" means the Bureau of Criminal Apprehension, the
1.18 Department of Commerce Fraud Bureau, the Minnesota Division of Driver and Vehicle
1.19 Services, the Minnesota State Patrol, a county sheriff's department, the Three Rivers Park
1.20 District park rangers, the Department of Natural Resources Division of Enforcement, the
1.21 University of Minnesota Police Department, the Department of Corrections Fugitive
1.22 Apprehension Unit, a city, metropolitan transit, or airport police department; or a
1.23 multijurisdictional entity established under section 299A.642 or 299A.681.

1.24 (f) "Designated offense" includes:

2.1 (1) for weapons used: any violation of this chapter, chapter 152 or 624;

2.2 (2) for driver's license or identification card transactions: any violation of section
2.3 171.22; and

2.4 (3) for all other purposes: a felony violation of, or a felony-level attempt or
2.5 conspiracy to violate, section 325E.17; 325E.18; 609.185; 609.19; 609.195; 609.21;
2.6 609.221; 609.222; 609.223; 609.2231; 609.2335; 609.24; 609.245; 609.25; 609.255;
2.7 609.282; 609.283; 609.322; 609.342, subdivision 1, clauses (a) to (f); 609.343, subdivision
2.8 1, clauses (a) to (f); 609.344, subdivision 1, clauses (a) to (e), and (h) to (j); 609.345,
2.9 subdivision 1, clauses (a) to (e), and (h) to (j); 609.352; 609.42; 609.425; 609.466;
2.10 609.485; 609.487; 609.52; 609.525; 609.527; 609.528; 609.53; 609.54; 609.551; 609.561;
2.11 609.562; 609.563; 609.582; 609.59; 609.595; 609.611; 609.631; 609.66, subdivision 1e;
2.12 609.671, subdivisions 3, 4, 5, 8, and 12; 609.687; 609.821; 609.825; 609.86; 609.88;
2.13 609.89; 609.893; 609.895; 617.246; 617.247; or a gross misdemeanor or felony violation
2.14 of section 609.891 or 624.7181; or any violation of section 609.324.

2.15 (g) "Controlled substance" has the meaning given in section 152.01, subdivision 4.

2.16 (h) "Prosecuting authority" means the attorney who is responsible for prosecuting an
2.17 offense that is the basis for a forfeiture under sections 609.531 to 609.5318.

2.18 **EFFECTIVE DATE.** This section is effective August 1, 2015, and applies to crimes
2.19 committed on or after that date.