

SENATE
STATE OF MINNESOTA
NINETY-SECOND SESSION

S.F. No. 230

(SENATE AUTHORS: BIGHAM)

DATE	D-PG	OFFICIAL STATUS
01/21/2021	131	Introduction and first reading Referred to Judiciary and Public Safety Finance and Policy

1.1

A bill for an act

1.2

relating to crime; authorizing the inclusion of a family impact statement in a

1.3

presentence investigation report; amending Minnesota Statutes 2020, section

1.4

609.115, by adding a subdivision.

1.5

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

1.6

Section 1. Minnesota Statutes 2020, section 609.115, is amended by adding a subdivision

1.7

to read:

1.8

Subd. 11. **Family impact statement.** When a defendant appears in court and is convicted

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of a crime, the court shall inquire whether the defendant is a parent, guardian, or caregiver

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of a minor child. If the defendant is a parent, guardian, or caregiver of a minor child, and

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if the defendant may be sentenced to a term of imprisonment, prior to sentencing, the court

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may:

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(1) order that the officer preparing the report under subdivision 1 prepare a family impact

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statement that addresses the impact on the minor child and other family members that would

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result if the defendant is sentenced to a term of imprisonment, including the impact on the

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financial needs of the child and other family members, the relationship between the defendant

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and the child, the defendant's duties and responsibilities as a parent, guardian, or caregiver

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of the child, the availability of community and family support for the child, and the likely

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impact on the child's health, safety, emotional well-being, and education, for the purpose

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of providing the court with information regarding sentencing options other than a term of

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imprisonment; and

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(2) consider the family impact statement in imposing a sentence.