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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-EIGHTH SESSION

H. F. No. **807**

02/21/2013 Authored by Mullery

The bill was read for the first time and referred to the Committee on Early Childhood and Youth Development Policy

1.1 A bill for an act
1.2 relating to public safety; extending the time period and renewals allowed for
1.3 a continuance without adjudication in a juvenile delinquency case; amending
1.4 Minnesota Statutes 2012, section 260B.198, subdivision 7.

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

1.6 Section 1. Minnesota Statutes 2012, section 260B.198, subdivision 7, is amended to
1.7 read:

1.8 Subd. 7. **Continuance.** When it is in the best interests of the child to do so and when
1.9 the child has admitted the allegations contained in the petition before the judge or referee,
1.10 or when a hearing has been held as provided for in section 260B.163 and the allegations
1.11 contained in the petition have been duly proven but, in either case, before a finding of
1.12 delinquency has been entered, the court may continue the case, with the consent of the
1.13 prosecutor, for a period not to exceed ~~90~~ 180 days on any one order. Such a continuance
1.14 may be ~~extended~~ renewed for ~~one additional~~ up to five successive period periods not to
1.15 exceed ~~90~~ 180 days each and only after the court has reviewed the case and entered its
1.16 order, with the consent of the prosecutor, for ~~an~~ each additional continuance without a
1.17 finding of delinquency. During this continuance the court may enter an order in accordance
1.18 with the provisions of subdivision 1, clause (1) or (2), or enter an order to hold the child in
1.19 detention for a period not to exceed 15 days on any one order for the purpose of completing
1.20 any consideration, or any investigation or examination ordered in accordance with the
1.21 provisions of section 260B.157. A prosecutor may appeal a continuance ordered under this
1.22 subdivision over its objection. This subdivision does not extend the court's jurisdiction
1.23 under section 260B.193 and does not apply to an extended jurisdiction juvenile proceeding.

2.1 **EFFECTIVE DATE.** This section is effective August 1, 2013, and applies to
2.2 offenses committed on or after that date.