

SENATE  
STATE OF MINNESOTA  
NINETY-SECOND SESSION

S.F. No. 415

(SENATE AUTHORS: KORAN, Limmer, Draheim and Chamberlain)		
DATE	D-PG	OFFICIAL STATUS
01/28/2021	187	Introduction and first reading Referred to Judiciary and Public Safety Finance and Policy
02/01/2021	222	Authors added Limmer; Draheim
02/04/2021	258	Author added Chamberlain
02/22/2021	497	Author added Port
03/04/2021	644a	Comm report: To pass as amended
	674	Second reading
	700	Author stricken Port

1.1

A bill for an act

1.2

relating to public safety; regulating charitable bail organizations; proposing coding

1.3

for new law in Minnesota Statutes, chapter 629.

1.4

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

1.5

Section 1. **[629.705] CHARITABLE BAIL ORGANIZATIONS; REQUIREMENTS;**

1.6

**LIMITATIONS.**

1.7

(a) As used in this section, "charitable bail organization" means an organization that:

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(1) solicits or accepts donations from the public; and

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(2) agrees to deposit money for bail for another person.

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(b) To legally operate as a charitable bail organization, the organization must:

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(1) except as provided in paragraph (e), comply fully with rule 702 of the Minnesota

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General Rules of Practice for the district courts and all related court policies and procedures;

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(2) be a nonprofit charitable organization under section 501(c)(3) of the Internal Revenue

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Code;

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(3) be currently registered to do business in Minnesota; and

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(4) be located in Minnesota.

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(c) A charitable bail organization may not:

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(1) deposit cash bail for a felony offense;

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(2) execute a surety bond for a defendant;

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(3) charge a premium or receive any consideration for its actions;

- 2.1 (4) deposit cash bail in excess of \$2,000;
- 2.2 (5) deposit bail for a defendant who is not indigent; or
- 2.3 (6) solicit or accept donations from the public before complying with paragraph (b).
- 2.4 (d) Paragraph (b), clause (1), applies only to charitable bail organizations that post bail
- 2.5 for more than two individuals within a 180-day period.
- 2.6 (e) The state court administrator may waive the requirement regarding licensure by the
- 2.7 Department of Commerce in rule 702 of the Minnesota General Rules of Practice for the
- 2.8 district courts if the administrator determines that licensure is not appropriate under the
- 2.9 circumstances.