

ARTICLE 9

CLEMENCY REFORM

156.26  
156.27  
156.28 Section 1. Minnesota Statutes 2022, section 13.871, subdivision 8, is amended to read:  
156.29 Subd. 8. ~~Board of Pardons Clemency Review Commission records.~~ Access to Board  
156.30 of Pardons records of the Clemency Review Commission is governed by section ~~638.07~~  
156.31 638.20.  
157.1 Sec. 2. Minnesota Statutes 2022, section 299C.11, subdivision 3, is amended to read:  
157.2 Subd. 3. **Definitions.** For purposes of this section:  
157.3 (1) "determination of all pending criminal actions or proceedings in favor of the arrested  
157.4 person" does not include:  
157.5 (i) the sealing of a criminal record pursuant to section 152.18, subdivision 1, 242.31, or  
157.6 chapter 609A;  
157.7 (ii) the arrested person's successful completion of a diversion program;  
157.8 (iii) an order of discharge under section 609.165; or  
157.9 (iv) a pardon granted under ~~section 638.02~~ chapter 638; and  
157.10 (2) "targeted misdemeanor" has the meaning given in section 299C.10, subdivision 1.  
157.11 Sec. 3. Minnesota Statutes 2022, section 638.01, is amended to read:  
157.12 **638.01 BOARD OF PARDONS; HOW CONSTITUTED; POWERS.**  
157.13 The Board of Pardons ~~shall consist~~ consists of the governor, the chief justice of the  
157.14 supreme court, and the attorney general. ~~The board~~ governor in conjunction with the board  
157.15 may grant pardons and reprieves and commute the sentence of any person convicted of any  
157.16 offense against the laws of the state, in the manner and under the conditions and rules  
157.17 hereinafter prescribed, but not otherwise clemency according to this chapter.  
157.18 **EFFECTIVE DATE.** This section is effective the day following final enactment.  
157.19 Sec. 4. **[638.011] DEFINITIONS.**  
157.20 Subdivision 1. Scope. For purposes of this chapter, the terms defined in this section have  
157.21 the meanings given.  
157.22 Subd. 2. Board. "Board" means the Board of Pardons under section 638.01.  
157.23 Subd. 3. Clemency. Unless otherwise provided, "clemency" includes a pardon,  
157.24 commutation, and reprieve after conviction for a crime against the state except in cases of  
157.25 impeachment.

ARTICLE 5

CLEMENCY PROVISIONS

110.1  
110.2  
110.3 Section 1. Minnesota Statutes 2022, section 13.871, subdivision 8, is amended to read:  
110.4 Subd. 8. ~~Board of Pardons Clemency Review Commission records.~~ Access to Board  
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110.12 chapter 609A;  
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110.14 (iii) an order of discharge under section 609.165; or  
110.15 (iv) a pardon granted under ~~section 638.02~~ chapter 638; and  
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110.20 supreme court, and the attorney general. ~~The board~~ governor in conjunction with the board  
110.21 may grant pardons and reprieves and commute the sentence of any person convicted of any  
110.22 offense against the laws of the state, in the manner and under the conditions and rules  
110.23 hereinafter prescribed, but not otherwise clemency according to this chapter.  
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110.25 Sec. 4. **[638.011] DEFINITIONS.**  
110.26 Subdivision 1. Scope. For purposes of this chapter, the terms defined in this section have  
110.27 the meanings given.  
110.28 Subd. 2. Board. "Board" means the Board of Pardons under section 638.01.  
111.1 Subd. 3. Clemency. Unless otherwise provided, "clemency" includes a pardon,  
111.2 commutation, and reprieve after conviction for a crime against the state except in cases of  
111.3 impeachment.

157.26 Subd. 4. **Commission.** "Commission" means the Clemency Review Commission under  
157.27 section 638.09.

157.28 Subd. 5. **Department.** "Department" means the Department of Corrections.

158.1 Subd. 6. **Waiver request.** "Waiver request" means a request to waive a time restriction  
158.2 under sections 638.12, subdivisions 2 and 3, and 638.19, subdivision 1.

158.3 **EFFECTIVE DATE.** This section is effective August 1, 2023.

158.4 Sec. 5. **[638.09] CLEMENCY REVIEW COMMISSION.**

158.5 Subdivision 1. **Establishment; duties.** (a) The Clemency Review Commission is  
158.6 established to:

158.7 (1) review each eligible clemency application and waiver request that it receives;

158.8 (2) recommend to the board, in writing, whether to grant or deny the application or  
158.9 waiver request, with each member's vote reported;

158.10 (3) recommend to the board, in writing, whether the board should conduct a hearing on  
158.11 a clemency application, with each member's vote reported; and

158.12 (4) provide victim support services, assistance to applicants, and other assistance as the  
158.13 board requires.

158.14 (b) Unless otherwise provided:

158.15 (1) the commission's recommendations under this chapter are nonbinding on the governor  
158.16 or the board; and

158.17 (2) chapter 15 applies unless otherwise inconsistent with this chapter.

158.18 Subd. 2. **Composition.** (a) The commission consists of nine members, each serving a  
158.19 term coterminous with the governor.

158.20 (b) The governor, the attorney general, and the chief justice of the supreme court must  
158.21 each appoint three members to serve on the commission and replace members when the  
158.22 members' terms expire. Members serve at the pleasure of their appointing authority.

158.23 Subd. 3. **Appointments to commission.** (a) An appointing authority is encouraged to  
158.24 consider the following criteria when appointing a member:

158.25 (1) expertise in law, corrections, victims' services, correctional supervision, mental  
158.26 health, and substance abuse treatment; and

158.27 (2) experience addressing systemic disparities, including but not limited to disparities  
158.28 based on race, gender, and ability.

111.4 Subd. 4. **Commission.** "Commission" means the Clemency Review Commission under  
111.5 section 638.09.

111.6 Subd. 5. **Department.** "Department" means the Department of Corrections.

111.7 Subd. 6. **Waiver request.** "Waiver request" means a request to waive a time restriction  
111.8 under sections 638.12, subdivisions 2 and 3, and 638.19, subdivision 1.

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111.17 a clemency application, with each member's vote reported; and

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111.19 board requires.

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111.22 or the board; and

111.23 (2) chapter 15 applies unless otherwise inconsistent with this chapter.

111.24 Subd. 2. **Composition.** (a) The commission consists of nine members, each serving a  
111.25 term coterminous with the governor.

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111.27 each appoint three members to serve on the commission and replace members when the  
111.28 members' terms expire. Members serve at the pleasure of their appointing authority.

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111.30 consider the following criteria when appointing a member:

112.1 (1) expertise in law, corrections, victims' services, correctional supervision, mental  
112.2 health, and substance abuse treatment; and

112.3 (2) experience addressing systemic disparities, including but not limited to disparities  
112.4 based on race, gender, and ability.

158.29 (b) An appointing authority must seek out and encourage qualified individuals to apply  
158.30 to serve on the commission, including:

159.1 (1) members of Indigenous communities, Black communities, and other communities  
159.2 of color;

159.3 (2) members diverse as to gender identity; and

159.4 (3) members diverse as to age and ability.

159.5 (c) If there is a vacancy, the appointing authority who selected the vacating member  
159.6 must make an interim appointment to expire at the end of the vacating member's term.

159.7 (d) A member may continue to serve until the member's successor is appointed, but a  
159.8 member may not serve more than eight years in total.

159.9 Subd. 4. **Commission; generally.** (a) The commission must biennially elect one of its  
159.10 members as chair and one as vice-chair. The chair serves as the board's secretary.

159.11 (b) Each commission member must be:

159.12 (1) compensated at a rate of \$150 for each day or part of the day spent on commission  
159.13 activities; and

159.14 (2) reimbursed for all reasonable expenses actually paid or incurred by the member while  
159.15 performing official duties.

159.16 (c) Beginning January 1, 2025, and annually thereafter, the board may set a new per  
159.17 diem rate for commission members, not to exceed an amount ten percent higher than the  
159.18 previous year's rate.

159.19 Subd. 5. **Executive director.** (a) The board must appoint a commission executive director  
159.20 knowledgeable about clemency and criminal justice. The executive director serves at the  
159.21 pleasure of the board in the unclassified service as an executive branch employee.

159.22 (b) The executive director's salary is set in accordance with section 15A.0815, subdivision  
159.23 3.

159.24 (c) The executive director may obtain office space and supplies and hire administrative  
159.25 staff necessary to carry out the commission's official functions, including providing  
159.26 administrative support to the board and attending board meetings. Any additional staff serve  
159.27 in the unclassified service at the pleasure of the executive director.

159.28 **EFFECTIVE DATE.** This section is effective August 1, 2023.

159.29 Sec. 6. **[638.10] CLEMENCY APPLICATION.**

159.30 Subdivision 1. **Required contents.** A clemency application must:

160.1 (1) be in writing;

112.5 (b) An appointing authority must seek out and encourage qualified individuals to apply  
112.6 to serve on the commission, including:

112.7 (1) members of Indigenous communities, Black communities, and other communities  
112.8 of color;

112.9 (2) members diverse as to gender identity; and

112.10 (3) members diverse as to age and ability.

112.11 (c) If there is a vacancy, the appointing authority who selected the vacating member  
112.12 must make an interim appointment to expire at the end of the vacating member's term.

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112.24 previous year's rate.

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112.27 pleasure of the board in the unclassified service as an executive branch employee.

112.28 (b) The executive director's salary is set in accordance with section 15A.0815, subdivision  
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112.30 (c) The executive director may obtain office space and supplies and hire administrative  
112.31 staff necessary to carry out the commission's official functions, including providing  
113.1 administrative support to the board and attending board meetings. Any additional staff serve  
113.2 in the unclassified service at the pleasure of the executive director.

113.3 **EFFECTIVE DATE.** This section is effective August 1, 2023.

113.4 Sec. 6. **[638.10] CLEMENCY APPLICATION.**

113.5 Subdivision 1. **Required contents.** A clemency application must:

113.6 (1) be in writing;

160.2 (2) be signed under oath by the applicant; and

160.3 (3) state the clemency sought, state why the clemency should be granted, and contain  
160.4 the following information and any additional information that the commission or board  
160.5 requires:

160.6 (i) the applicant's name, address, and date and place of birth, and every alias by which  
160.7 the applicant is or has been known;

160.8 (ii) the applicant's demographic information, including race, ethnicity, gender, disability  
160.9 status, and age, only if voluntarily reported;

160.10 (iii) the name of the crime for which clemency is requested, the date and county of  
160.11 conviction, the sentence imposed, and the sentence's expiration or discharge date;

160.12 (iv) the names of the sentencing judge, the prosecuting attorney, and any victims of the  
160.13 crime;

160.14 (v) a brief description of the crime and the applicant's age at the time of the crime;

160.15 (vi) the date and outcome of any prior clemency application, including any application  
160.16 submitted before July 1, 2024;

160.17 (vii) to the best of the applicant's knowledge, a statement of any past criminal conviction  
160.18 and any pending criminal charge or investigation;

160.19 (viii) for an applicant under the department's custody, a statement describing the  
160.20 applicant's reentry plan should clemency be granted; and

160.21 (ix) an applicant statement acknowledging and consenting to the disclosure to the  
160.22 commission, board, and public of any private data on the applicant in the application or in  
160.23 any other record relating to the clemency being sought, including conviction and arrest  
160.24 records.

160.25 Subd. 2. **Required form.** (a) An application must be made on a commission-approved  
160.26 form or forms and filed with the commission by commission-prescribed deadlines. The  
160.27 commission must consult with the board on the forms and deadlines.

160.28 (b) The application must include language informing the applicant that the board and  
160.29 the commission will consider any and all past convictions and that the applicant may provide  
160.30 information about the convictions.

161.1 Subd. 3. **Reviewing application for completeness.** The commission must review an  
161.2 application for completeness. An incomplete application must be returned to the applicant,  
161.3 who may then provide the missing information and resubmit the application within a  
161.4 commission-prescribed period.

161.5 Subd. 4. **Notice to applicant.** After the commission's initial investigation of a clemency  
161.6 application, the commission must notify the applicant of the scheduled date, time, and

113.7 (2) be signed under oath by the applicant; and

113.8 (3) state the clemency sought, state why the clemency should be granted, and contain  
113.9 the following information and any additional information that the commission or board  
113.10 requires:

113.11 (i) the applicant's name, address, and date and place of birth, and every alias by which  
113.12 the applicant is or has been known;

113.13 (ii) the applicant's demographic information, including race, ethnicity, gender, disability  
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113.15 (iii) the name of the crime for which clemency is requested, the date and county of  
113.16 conviction, the sentence imposed, and the sentence's expiration or discharge date;

113.17 (iv) the names of the sentencing judge, the prosecuting attorney, and any victims of the  
113.18 crime;

113.19 (v) a brief description of the crime and the applicant's age at the time of the crime;

113.20 (vi) the date and outcome of any prior clemency application, including any application  
113.21 submitted before July 1, 2024;

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113.23 and any pending criminal charge or investigation;

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113.27 commission, board, and public of any private data on the applicant in the application or in  
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114.2 form or forms and filed with the commission by commission-prescribed deadlines. The  
114.3 commission must consult with the board on the forms and deadlines.

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114.6 information about the convictions.

114.7 Subd. 3. **Reviewing application for completeness.** The commission must review an  
114.8 application for completeness. An incomplete application must be returned to the applicant,  
114.9 who may then provide the missing information and resubmit the application within a  
114.10 commission-prescribed period.

114.11 Subd. 4. **Notice to applicant.** After the commission's initial investigation of a clemency  
114.12 application, the commission must notify the applicant of the scheduled date, time, and

161.7 location that the applicant must appear before the commission for a meeting under section  
161.8 638.14.

161.9 Subd. 5. **Equal access to information.** Each board and commission member must have  
161.10 equal access to information under this chapter that is used when making a clemency decision.

161.11 Sec. 7. **[638.11] THIRD-PARTY NOTIFICATIONS.**

161.12 Subdivision 1. **Notice to victim; victim rights.** (a) After receiving a clemency  
161.13 application, the commission must make all reasonable efforts to locate any victim of the  
161.14 applicant's crime.

161.15 (b) At least 30 calendar days before the commission meeting at which the application  
161.16 will be heard, the commission must notify any located victim of:

161.17 (1) the application;

161.18 (2) the meeting's scheduled date, time, and location; and

161.19 (3) the victim's right to attend the meeting and submit an oral or written statement to the  
161.20 commission.

161.21 (c) The commission must make all reasonable efforts to ensure that a victim can:

161.22 (1) submit an oral or written statement; and

161.23 (2) receive victim support services as necessary to help the victim submit a statement  
161.24 and participate in the clemency process.

161.25 Subd. 2. **Notice to sentencing judge and prosecuting attorney.** (a) At least 30 calendar  
161.26 days before the commission meeting at which the application will be heard, the commission  
161.27 must notify the sentencing judge and prosecuting attorney or their successors of the  
161.28 application and solicit the judge's and attorney's written statements on whether to grant  
161.29 clemency.

161.30 (b) Unless otherwise provided in this chapter, "law enforcement agency" includes the  
161.31 sentencing judge and prosecuting attorney or their successors.

162.1 Subd. 3. **Notice to public.** At least 30 calendar days before the commission meeting at  
162.2 which the application will be heard, the commission must publish notice of an application  
162.3 in a qualified newspaper of general circulation in the county in which the applicant's crime  
162.4 occurred.

162.5 Sec. 8. **[638.12] TYPES OF CLEMENCY; ELIGIBILITY AND WAIVER.**

162.6 Subdivision 1. **Types of clemency; requirements.** (a) The board may:

162.7 (1) pardon a criminal conviction imposed under the laws of this state;

114.13 location that the applicant must appear before the commission for a meeting under section  
114.14 638.14.

114.15 Subd. 5. **Equal access to information.** Each board and commission member must have  
114.16 equal access to information under this chapter that is used when making a clemency decision.

114.17 Sec. 7. **[638.11] THIRD-PARTY NOTIFICATIONS.**

114.18 Subdivision 1. **Notice to victim; victim rights.** (a) After receiving a clemency  
114.19 application, the commission must make all reasonable efforts to locate any victim of the  
114.20 applicant's crime.

114.21 (b) At least 30 calendar days before the commission meeting at which the application  
114.22 will be heard, the commission must notify any located victim of:

114.23 (1) the application;

114.24 (2) the meeting's scheduled date, time, and location; and

114.25 (3) the victim's right to attend the meeting and submit an oral or written statement to the  
114.26 commission.

114.27 (c) The commission must make all reasonable efforts to ensure that a victim can:

114.28 (1) submit an oral or written statement; and

114.29 (2) receive victim support services as necessary to help the victim submit a statement  
114.30 and participate in the clemency process.

115.1 Subd. 2. **Notice to sentencing judge and prosecuting attorney.** (a) At least 30 calendar  
115.2 days before the commission meeting at which the application will be heard, the commission  
115.3 must notify the sentencing judge and prosecuting attorney or their successors of the  
115.4 application and solicit the judge's and attorney's written statements on whether to grant  
115.5 clemency.

115.6 (b) Unless otherwise provided in this chapter, "law enforcement agency" includes the  
115.7 sentencing judge and prosecuting attorney or their successors.

115.8 Subd. 3. **Notice to public.** At least 30 calendar days before the commission meeting at  
115.9 which the application will be heard, the commission must publish notice of an application  
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115.11 occurred.

115.12 Sec. 8. **[638.12] TYPES OF CLEMENCY; ELIGIBILITY AND WAIVER.**

115.13 Subdivision 1. **Types of clemency; requirements.** (a) The board may:

115.14 (1) pardon a criminal conviction imposed under the laws of this state;

162.8 (2) commute a criminal sentence imposed by a court of this state to time served or a  
162.9 lesser sentence; or

162.10 (3) grant a reprieve of a sentence imposed by a court of this state.

162.11 (b) A grant of clemency must be in writing and has no force or effect if the governor or  
162.12 a board majority duly convened opposes the clemency. Every conditional grant of clemency  
162.13 must state the terms and conditions upon which it was granted, and every commutation  
162.14 must specify the terms of the commuted sentence.

162.15 (c) A granted pardon sets aside the conviction and purges the conviction from an  
162.16 individual's criminal record. The individual is not required to disclose the conviction at any  
162.17 time or place other than:

162.18 (1) in a judicial proceeding; or

162.19 (2) during the licensing process for peace officers.

162.20 Subd. 2. **Pardon eligibility; waiver.** (a) An individual convicted of a crime in a court  
162.21 of this state may apply for a pardon of the individual's conviction on or after five years from  
162.22 the sentence's expiration or discharge date.

162.23 (b) An individual may request the board to waive the waiting period if there is a showing  
162.24 of unusual circumstances and special need.

162.25 (c) The commission must review a waiver request and recommend to the board whether  
162.26 to grant the request. When considering a waiver request, the commission is exempt from  
162.27 the meeting requirements under section 638.14 and chapter 13D.

162.28 (d) The board must grant a waiver request unless the governor or a board majority  
162.29 opposes the waiver.

162.30 Subd. 3. **Commutation eligibility.** (a) An individual may apply for a commutation of  
162.31 an unexpired criminal sentence imposed by a court of this state, including an individual  
163.1 confined in a correctional facility or on probation, parole, supervised release, or conditional  
163.2 release. An application for commutation may not be filed until the date that the individual  
163.3 has served at least one-half of the sentence imposed or on or after five years from the  
163.4 conviction date, whichever is earlier.

163.5 (b) An individual may request the board to waive the waiting period if there is a showing  
163.6 of unusual circumstances and special need.

163.7 (c) The commission must review a waiver request and recommend to the board whether  
163.8 to grant the request. When considering a waiver request, the commission is exempt from  
163.9 the meeting requirements under section 638.14 and chapter 13D.

163.10 (d) The board must grant a waiver request unless the governor or a board majority  
163.11 opposes the waiver.

115.15 (2) commute a criminal sentence imposed by a court of this state to time served or a  
115.16 lesser sentence; or

115.17 (3) grant a reprieve of a sentence imposed by a court of this state.

115.18 (b) A grant of clemency must be in writing and has no force or effect if the governor or  
115.19 a board majority duly convened opposes the clemency. Every conditional grant of clemency  
115.20 must state the terms and conditions upon which it was granted, and every commutation  
115.21 must specify the terms of the commuted sentence.

115.22 (c) A granted pardon sets aside the conviction and purges the conviction from an  
115.23 individual's criminal record. The individual is not required to disclose the conviction at any  
115.24 time or place other than:

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115.26 (2) during the licensing process for peace officers.

115.27 Subd. 2. **Pardon eligibility; waiver.** (a) An individual convicted of a crime in a court  
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115.29 the sentence's expiration or discharge date.

115.30 (b) An individual may request the board to waive the waiting period if there is a showing  
115.31 of unusual circumstances and special need.

116.1 (c) The commission must review a waiver request and recommend to the board whether  
116.2 to grant the request. When considering a waiver request, the commission is exempt from  
116.3 the meeting requirements under section 638.14 and chapter 13D.

116.4 (d) The board must grant a waiver request unless the governor or a board majority  
116.5 opposes the waiver.

116.6 Subd. 3. **Commutation eligibility.** (a) An individual may apply for a commutation of  
116.7 an unexpired criminal sentence imposed by a court of this state, including an individual  
116.8 confined in a correctional facility or on probation, parole, supervised release, or conditional  
116.9 release. An application for commutation may not be filed until the date that the individual  
116.10 has served at least one-half of the sentence imposed or on or after five years from the  
116.11 conviction date, whichever is earlier.

116.12 (b) An individual may request the board to waive the waiting period if there is a showing  
116.13 of unusual circumstances and special need.

116.14 (c) The commission must review a waiver request and recommend to the board whether  
116.15 to grant the request. When considering a waiver request, the commission is exempt from  
116.16 the meeting requirements under section 638.14 and chapter 13D.

116.17 (d) The board must grant a waiver request unless the governor or a board majority  
116.18 opposes the waiver.

163.12 Sec. 9. **[638.13] ACCESS TO RECORDS; ISSUING SUBPOENA.**

163.13 Subdivision 1. **Access to records.** (a) Notwithstanding chapter 13 or any other law to  
163.14 the contrary, upon receiving a clemency application, the board or commission may request  
163.15 and obtain any relevant reports, data, and other information from state courts, law  
163.16 enforcement agencies, or state agencies. The board and the commission must have access  
163.17 to all relevant sealed or otherwise inaccessible court records, presentence investigation  
163.18 reports, police reports, criminal history reports, prison records, and any other relevant  
163.19 information.

163.20 (b) State courts, law enforcement agencies, and state agencies must promptly respond  
163.21 to record requests from the board or the commission.

163.22 Subd. 2. **Issuing subpoena.** The board or the commission may issue a subpoena requiring  
163.23 the presence of any person before the commission or board and the production of papers,  
163.24 records, and exhibits in any pending matter. When a person is summoned before the  
163.25 commission or the board, the person may be allowed compensation for travel and attendance  
163.26 as the commission or the board considers reasonable.

163.27 Sec. 10. **[638.14] COMMISSION MEETINGS.**

163.28 Subdivision 1. **Frequency.** The commission must meet at least four times each year for  
163.29 one or more days at each meeting to hear eligible clemency applications and recommend  
163.30 appropriate action to the board on each application. One or more of the meetings may be  
163.31 held at a department-operated correctional facility.

164.1 Subd. 2. **When open to the public.** All commission meetings are open to the public as  
164.2 provided under chapter 13D, but the commission may hold closed meetings:

164.3 (1) as provided under chapter 13D; or

164.4 (2) as necessary to protect sensitive or confidential information, including (i) a victim's  
164.5 identity, and (ii) sensitive or confidential victim testimony.

164.6 Subd. 3. **Recording.** When possible, the commission must record its meetings by audio  
164.7 or audiovisual means.

164.8 Subd. 4. **Board attendance.** The governor, attorney general, and chief justice, or their  
164.9 designees, may attend commission meetings as ex officio nonvoting members, but their  
164.10 attendance does not affect whether the commission has a quorum.

164.11 Subd. 5. **Applicant appearance; third-party statements.** (a) An applicant for clemency  
164.12 must appear before the commission either in person or through available forms of  
164.13 telecommunication.

164.14 (b) The victim of an applicant's crime may appear and speak at the meeting or submit a  
164.15 written statement to the commission. The commission may treat a victim's written statement  
164.16 as confidential and not disclose the statement to the applicant or the public if there is or has

116.19 Sec. 9. **[638.13] ACCESS TO RECORDS; ISSUING SUBPOENA.**

116.20 Subdivision 1. **Access to records.** (a) Notwithstanding chapter 13 or any other law to  
116.21 the contrary, upon receiving a clemency application, the board or commission may request  
116.22 and obtain any relevant reports, data, and other information from state courts, law  
116.23 enforcement agencies, or state agencies. The board and the commission must have access  
116.24 to all relevant sealed or otherwise inaccessible court records, presentence investigation  
116.25 reports, police reports, criminal history reports, prison records, and any other relevant  
116.26 information.

116.27 (b) State courts, law enforcement agencies, and state agencies must promptly respond  
116.28 to record requests from the board or the commission.

116.29 Subd. 2. **Issuing subpoena.** The board or the commission may issue a subpoena requiring  
116.30 the presence of any person before the commission or board and the production of papers,  
116.31 records, and exhibits in any pending matter. When a person is summoned before the  
116.32 commission or the board, the person may be allowed compensation for travel and attendance  
116.33 as the commission or the board considers reasonable.

117.1 Sec. 10. **[638.14] COMMISSION MEETINGS.**

117.2 Subdivision 1. **Frequency.** The commission must meet at least four times each year for  
117.3 one or more days at each meeting to hear eligible clemency applications and recommend  
117.4 appropriate action to the board on each application. One or more of the meetings may be  
117.5 held at a department-operated correctional facility.

117.6 Subd. 2. **When open to the public.** All commission meetings are open to the public as  
117.7 provided under chapter 13D, but the commission may hold closed meetings:

117.8 (1) as provided under chapter 13D; or

117.9 (2) as necessary to protect sensitive or confidential information, including (i) a victim's  
117.10 identity, and (ii) sensitive or confidential victim testimony.

117.11 Subd. 3. **Recording.** When possible, the commission must record its meetings by audio  
117.12 or audiovisual means.

117.13 Subd. 4. **Board attendance.** The governor, attorney general, and chief justice, or their  
117.14 designees, may attend commission meetings as ex officio nonvoting members, but their  
117.15 attendance does not affect whether the commission has a quorum.

117.16 Subd. 5. **Applicant appearance; third-party statements.** (a) An applicant for clemency  
117.17 must appear before the commission either in person or through available forms of  
117.18 telecommunication.

117.19 (b) The victim of an applicant's crime may appear and speak at the meeting or submit a  
117.20 written statement to the commission. The commission may treat a victim's written statement  
117.21 as confidential and not disclose the statement to the applicant or the public if there is or has

164.17 been an order for protection, harassment restraining order, or other no-contact order  
164.18 prohibiting the applicant from contacting the victim.

164.19 (c) A law enforcement agency's representative may provide the agency's position on  
164.20 whether the commission should recommend clemency by:

164.21 (1) appearing and speaking at the meeting; or  
164.22 (2) submitting a written statement to the commission.

164.23 (d) The sentencing judge and the prosecuting attorney, or their successors, may provide  
164.24 their positions on whether the commission should recommend clemency by:

164.25 (1) appearing and speaking at the meeting; or  
164.26 (2) submitting their statements under section 638.11, subdivision 2.

164.27 **Sec. 11. ~~[638.15]~~ COMMISSION RECOMMENDATION.**

164.28 **Subdivision 1. Grounds for recommending clemency.** (a) When recommending whether  
164.29 to grant clemency, the commission must consider any factors that the commission deems  
164.30 appropriate, including but not limited to:

165.1 (1) the nature, seriousness, and circumstances of the applicant's crime; the applicant's  
165.2 age at the time of the crime; and the time that has elapsed between the crime and the  
165.3 application;

165.4 (2) the successful completion or revocation of previous probation, parole, supervised  
165.5 release, or conditional release;

165.6 (3) the number, nature, and circumstances of the applicant's other criminal convictions;

165.7 (4) the extent to which the applicant has demonstrated rehabilitation through  
165.8 postconviction conduct, character, and reputation;

165.9 (5) the extent to which the applicant has accepted responsibility, demonstrated remorse,  
165.10 and made restitution to victims;

165.11 (6) whether the sentence is clearly excessive in light of the applicant's crime and criminal  
165.12 history and any sentence received by an accomplice and with due regard given to:

165.13 (i) any plea agreement;  
165.14 (ii) the sentencing judge's views; and  
165.15 (iii) the sentencing ranges established by law;

165.16 (7) whether the applicant's age or medical status indicates that it is in the best interest  
165.17 of society that the applicant receive clemency;

117.22 been an order for protection, harassment restraining order, or other no-contact order  
117.23 prohibiting the applicant from contacting the victim.

117.24 (c) A law enforcement agency's representative may provide the agency's position on  
117.25 whether the commission should recommend clemency by:

117.26 (1) appearing and speaking at the meeting; or  
117.27 (2) submitting a written statement to the commission.

117.28 (d) The sentencing judge and the prosecuting attorney, or their successors, may provide  
117.29 their positions on whether the commission should recommend clemency by:

117.30 (1) appearing and speaking at the meeting; or  
117.31 (2) submitting their statements under section 638.11, subdivision 2.

118.1 **Sec. 11. ~~[638.15]~~ COMMISSION RECOMMENDATION.**

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118.3 to grant clemency, the commission must consider any factors that the commission deems  
118.4 appropriate, including but not limited to:

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118.6 age at the time of the crime; and the time that has elapsed between the crime and the  
118.7 application;

118.8 (2) the successful completion or revocation of previous probation, parole, supervised  
118.9 release, or conditional release;

118.10 (3) the number, nature, and circumstances of the applicant's other criminal convictions;

118.11 (4) the extent to which the applicant has demonstrated rehabilitation through  
118.12 postconviction conduct, character, and reputation;

118.13 (5) the extent to which the applicant has accepted responsibility, demonstrated remorse,  
118.14 and made restitution to victims;

118.15 (6) whether the sentence is clearly excessive in light of the applicant's crime and criminal  
118.16 history and any sentence received by an accomplice and with due regard given to:

118.17 (i) any plea agreement;  
118.18 (ii) the sentencing judge's views; and  
118.19 (iii) the sentencing ranges established by law;

118.20 (7) whether the applicant's age or medical status indicates that it is in the best interest  
118.21 of society that the applicant receive clemency;



165.18 (8) the applicant's asserted need for clemency, including family needs and barriers to  
165.19 housing or employment created by the conviction;

165.20 (9) for an applicant under the department's custody, the adequacy of the applicant's  
165.21 reentry plan;

165.22 (10) the amount of time already served by the applicant and the availability of other  
165.23 forms of judicial or administrative relief;

165.24 (11) the extent to which there is credible evidence indicating that the applicant is or may  
165.25 be innocent of the crime for which they were convicted; and

165.26 (12) if provided by the applicant, the applicant's demographic information, including  
165.27 race, ethnicity, gender, disability status, and age.

165.28 (b) Unless an applicant knowingly omitted past criminal convictions on the application,  
165.29 the commission or the board must not prejudice an applicant for failing to identify past  
165.30 criminal convictions.

166.1 **Subd. 2. Recommending denial of commutation without hearing.** (a) At a meeting  
166.2 under section 638.14, the commission may recommend denying a commutation application  
166.3 without a board hearing if:

166.4 (1) the applicant is challenging the conviction or sentence through court proceedings;

166.5 (2) the applicant has failed to exhaust all available state court remedies for challenging  
166.6 the sentence; or

166.7 (3) the commission determines that the matter should first be considered by the parole  
166.8 authority.

166.9 (b) A commission recommendation to deny an application under paragraph (a) must be  
166.10 sent to the board along with the application.

166.11 **Subd. 3. Considering public statements.** When making its recommendation on an  
166.12 application, the commission must consider any statement provided by a victim or law  
166.13 enforcement agency.

166.14 **Subd. 4. Commission recommendation; notifying applicant.** (a) Before the board's  
166.15 next meeting at which the clemency application may be considered, the commission must  
166.16 send to the board:

166.17 (1) the application;

166.18 (2) the commission's recommendation;

166.19 (3) any recording of the commission's meeting related to the application; and

166.20 (4) all statements from victims and law enforcement agencies.

118.22 (8) the applicant's asserted need for clemency, including family needs and barriers to  
118.23 housing or employment created by the conviction;

118.24 (9) for an applicant under the department's custody, the adequacy of the applicant's  
118.25 reentry plan;

118.26 (10) the amount of time already served by the applicant and the availability of other  
118.27 forms of judicial or administrative relief;

118.28 (11) the extent to which there is credible evidence indicating that the applicant is or may  
118.29 be innocent of the crime for which they were convicted; and

118.30 (12) if provided by the applicant, the applicant's demographic information, including  
118.31 race, ethnicity, gender, disability status, and age.

119.1 (b) Unless an applicant knowingly omitted past criminal convictions on the application,  
119.2 the commission or the board must not prejudice an applicant for failing to identify past  
119.3 criminal convictions.

119.4 **Subd. 2. Recommending denial of commutation without hearing.** (a) At a meeting  
119.5 under section 638.14, the commission may recommend denying a commutation application  
119.6 without a board hearing if:

119.7 (1) the applicant is challenging the conviction or sentence through court proceedings;

119.8 (2) the applicant has failed to exhaust all available state court remedies for challenging  
119.9 the sentence; or

119.10 (3) the commission determines that the matter should first be considered by the parole  
119.11 authority.

119.12 (b) A commission recommendation to deny an application under paragraph (a) must be  
119.13 sent to the board along with the application.

119.14 **Subd. 3. Considering public statements.** When making its recommendation on an  
119.15 application, the commission must consider any statement provided by a victim or law  
119.16 enforcement agency.

119.17 **Subd. 4. Commission recommendation; notifying applicant.** (a) Before the board's  
119.18 next meeting at which the clemency application may be considered, the commission must  
119.19 send to the board:

119.20 (1) the application;

119.21 (2) the commission's recommendation;

119.22 (3) any recording of the commission's meeting related to the application; and

119.23 (4) all statements from victims and law enforcement agencies.

166.21 (b) No later than 14 calendar days after its dated recommendation, the commission must  
166.22 notify the applicant in writing of its recommendation.

166.23 Sec. 12. **[638.16] BOARD MEETINGS.**

166.24 Subdivision 1. **Frequency.** (a) The board must meet at least two times each year to  
166.25 consider clemency applications that have received favorable recommendations under section  
166.26 638.09, subdivision 1, paragraph (a), clauses (2) and (3), from the commission and any  
166.27 other applications for which at least one board member seeks consideration.

166.28 (b) Any board member may request a hearing on any application.

166.29 Subd. 2. **When open to the public.** All board meetings are open to the public as provided  
166.30 under chapter 13D, but the board may hold closed meetings:

167.1 (1) as provided under chapter 13D; or

167.2 (2) as necessary to protect sensitive or confidential information, including (i) a victim's  
167.3 identity, and (ii) sensitive or confidential victim testimony.

167.4 Subd. 3. **Executive director; attendance required.** Unless excused by the board, the  
167.5 executive director and the commission's chair or vice-chair must attend all board meetings.

167.6 Subd. 4. **Considering statements.** (a) Applicants, victims, and law enforcement agencies  
167.7 may not submit oral or written statements at a board meeting unless:

167.8 (1) a board member requests a hearing on an application; or

167.9 (2) the commission has recommended a hearing on an application.

167.10 (b) The board must consider any statements provided to the commission when  
167.11 determining whether to consider a clemency application.

167.12 Sec. 13. **[638.17] BOARD DECISION; NOTIFYING APPLICANT.**

167.13 Subdivision 1. **Board decision.** (a) At each meeting, the board must render a decision  
167.14 on each clemency application considered at the meeting or continue the matter to a future  
167.15 board meeting. If the board continues consideration of an application, the commission must  
167.16 notify the applicant in writing and explain why the matter was continued.

167.17 (b) If the commission recommends denying an application and no board member seeks  
167.18 consideration of the recommendation, it is presumed that the board concurs with the adverse  
167.19 recommendation and that the application has been considered and denied on the merits.

167.20 Subd. 2. **Notifying applicant.** The commission must notify the applicant in writing of  
167.21 the board's decision to grant or deny clemency no later than 14 calendar days from the date  
167.22 of the board's decision.

119.24 (b) No later than 14 calendar days after its dated recommendation, the commission must  
119.25 notify the applicant in writing of its recommendation.

119.26 Sec. 12. **[638.16] BOARD MEETINGS.**

119.27 Subdivision 1. **Frequency.** (a) The board must meet at least two times each year to  
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119.30 other applications for which at least one board member seeks consideration.

119.31 (b) Any board member may request a hearing on any application.

120.1 Subd. 2. **When open to the public.** All board meetings are open to the public as provided  
120.2 under chapter 13D, but the board may hold closed meetings:

120.3 (1) as provided under chapter 13D; or

120.4 (2) as necessary to protect sensitive or confidential information, including (i) a victim's  
120.5 identity, and (ii) sensitive or confidential victim testimony.

120.6 Subd. 3. **Executive director; attendance required.** Unless excused by the board, the  
120.7 executive director and the commission's chair or vice-chair must attend all board meetings.

120.8 Subd. 4. **Considering statements.** (a) Applicants, victims, and law enforcement agencies  
120.9 may not submit oral or written statements at a board meeting unless:

120.10 (1) a board member requests a hearing on an application; or

120.11 (2) the commission has recommended a hearing on an application.

120.12 (b) The board must consider any statements provided to the commission when  
120.13 determining whether to consider a clemency application.

120.14 Sec. 13. **[638.17] BOARD DECISION; NOTIFYING APPLICANT.**

120.15 Subdivision 1. **Board decision.** (a) At each meeting, the board must render a decision  
120.16 on each clemency application considered at the meeting or continue the matter to a future  
120.17 board meeting. If the board continues consideration of an application, the commission must  
120.18 notify the applicant in writing and explain why the matter was continued.

120.19 (b) If the commission recommends denying an application and no board member seeks  
120.20 consideration of the recommendation, it is presumed that the board concurs with the adverse  
120.21 recommendation and that the application has been considered and denied on the merits.

120.22 Subd. 2. **Notifying applicant.** The commission must notify the applicant in writing of  
120.23 the board's decision to grant or deny clemency no later than 14 calendar days from the date  
120.24 of the board's decision.

167.23 Sec. 14. **[638.18] FILING COPY OF CLEMENCY; COURT ACTION.**

167.24 Subdivision 1. **Filing with district court.** After clemency has been granted, the  
167.25 commission must file a copy of the pardon, commutation, or reprieve with the district court  
167.26 of the county in which the conviction and sentence were imposed.

167.27 Subd. 2. **Court action; pardon.** For a pardon, the court must:

167.28 (1) order the conviction set aside;

167.29 (2) include a copy of the pardon in the court file; and

167.30 (3) send a copy of the order and the pardon to the Bureau of Criminal Apprehension.

168.1 Subd. 3. **Court action; commutation.** For a commutation, the court must:

168.2 (1) amend the sentence to reflect the specific relief granted by the board;

168.3 (2) include a copy of the commutation in the court file; and

168.4 (3) send a copy of the amended sentencing order and commutation to the commissioner  
168.5 of corrections and the Bureau of Criminal Apprehension.

168.6 Sec. 15. **[638.19] REAPPLYING FOR CLEMENCY.**

168.7 Subdivision 1. **Time-barred from reapplying; exception.** (a) After the board has  
168.8 considered and denied a clemency application on the merits, an applicant may not file a  
168.9 subsequent application for five years after the date of the most recent denial.

168.10 (b) An individual may request permission to reapply before the five-year period expires  
168.11 based only on new and substantial information that was not and could not have been  
168.12 previously considered by the board or commission.

168.13 (c) If a waiver request contains new and substantial information, the commission must  
168.14 review the request and recommend to the board whether to waive the time restriction. When  
168.15 considering a waiver request, the commission is exempt from the meeting requirements  
168.16 under section 638.14 and chapter 13D.

168.17 (d) The board must grant a waiver request unless the governor or a board majority  
168.18 opposes the waiver.

168.19 Subd. 2. **Applying for pardon not precluded.** An applicant who is denied or granted  
168.20 a commutation is not precluded from later seeking a pardon of the criminal conviction once  
168.21 the eligibility requirements of this chapter have been met.

168.22 Sec. 16. **[638.20] COMMISSION RECORD KEEPING.**

168.23 Subdivision 1. **Record keeping.** The commission must keep a record of every application  
168.24 received, its recommendation on each application, and the final disposition of each  
168.25 application.

120.25 Sec. 14. **[638.18] FILING COPY OF CLEMENCY; COURT ACTION.**

120.26 Subdivision 1. **Filing with district court.** After clemency has been granted, the  
120.27 commission must file a copy of the pardon, commutation, or reprieve with the district court  
120.28 of the county in which the conviction and sentence were imposed.

120.29 Subd. 2. **Court action; pardon.** For a pardon, the court must:

120.30 (1) order the conviction set aside;

121.1 (2) include a copy of the pardon in the court file; and

121.2 (3) send a copy of the order and the pardon to the Bureau of Criminal Apprehension.

121.3 Subd. 3. **Court action; commutation.** For a commutation, the court must:

121.4 (1) amend the sentence to reflect the specific relief granted by the board;

121.5 (2) include a copy of the commutation in the court file; and

121.6 (3) send a copy of the amended sentencing order and commutation to the commissioner  
121.7 of corrections and the Bureau of Criminal Apprehension.

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121.12 (b) An individual may request permission to reapply before the five-year period expires  
121.13 based only on new and substantial information that was not and could not have been  
121.14 previously considered by the board or commission.

121.15 (c) If a waiver request contains new and substantial information, the commission must  
121.16 review the request and recommend to the board whether to waive the time restriction. When  
121.17 considering a waiver request, the commission is exempt from the meeting requirements  
121.18 under section 638.14 and chapter 13D.

121.19 (d) The board must grant a waiver request unless the governor or a board majority  
121.20 opposes the waiver.

121.21 Subd. 2. **Applying for pardon not precluded.** An applicant who is denied or granted  
121.22 a commutation is not precluded from later seeking a pardon of the criminal conviction once  
121.23 the eligibility requirements of this chapter have been met.

121.24 Sec. 16. **[638.20] COMMISSION RECORD KEEPING.**

121.25 Subdivision 1. **Record keeping.** The commission must keep a record of every application  
121.26 received, its recommendation on each application, and the final disposition of each  
121.27 application.

168.26 Subd. 2. **When open to public.** The commission's records and files are open to public  
168.27 inspection at all reasonable times, except for:

168.28 (1) sealed court records;

168.29 (2) presentence investigation reports;

168.30 (3) Social Security numbers;

169.1 (4) financial account numbers;

169.2 (5) driver's license information;

169.3 (6) medical records;

169.4 (7) confidential Bureau of Criminal Apprehension records;

169.5 (8) the identities of victims who wish to remain anonymous and confidential victim  
169.6 statements; and

169.7 (9) any other confidential data on individuals, private data on individuals, not public  
169.8 data, or nonpublic data under chapter 13.

169.9 Sec. 17. **[638.21] LANGUAGE ACCESS AND VICTIM SUPPORT.**

169.10 Subdivision 1. **Language access.** The commission and the board must take reasonable  
169.11 steps to provide meaningful language access to applicants and victims. Applicants and  
169.12 victims must have language access to information, documents, and services under this  
169.13 chapter, with each communicated in a language or manner that the applicant or victim can  
169.14 understand.

169.15 Subd. 2. **Interpreters.** (a) Applicants and victims are entitled to interpreters as necessary  
169.16 to fulfill the purposes of this chapter, including oral or written communication. Sections  
169.17 546.42 to 546.44 apply, to the extent consistent with this section.

169.18 (b) The commission or the board may not discriminate against an applicant or victim  
169.19 who requests or receives interpretation services.

169.20 Subd. 3. **Victim services.** The commission and the board must provide or contract for  
169.21 victim support services as necessary to support victims under this chapter.

169.22 Sec. 18. **[638.22] LEGISLATIVE REPORT.**

169.23 Beginning February 15, 2025, and every February 15 thereafter, the commission must  
169.24 submit a written report to the chairs and ranking minority members of the house of  
169.25 representatives and senate committees with jurisdiction over public safety, corrections, and  
169.26 judiciary that contains at least the following information:

169.27 (1) the number of clemency applications received by the commission during the preceding  
169.28 calendar year;

121.28 Subd. 2. **When open to public.** The commission's records and files are open to public  
121.29 inspection at all reasonable times, except for:

121.30 (1) sealed court records;

122.1 (2) presentence investigation reports;

122.2 (3) Social Security numbers;

122.3 (4) financial account numbers;

122.4 (5) driver's license information;

122.5 (6) medical records;

122.6 (7) confidential Bureau of Criminal Apprehension records;

122.7 (8) the identities of victims who wish to remain anonymous and confidential victim  
122.8 statements; and

122.9 (9) any other confidential data on individuals, private data on individuals, not public  
122.10 data, or nonpublic data under chapter 13.

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122.13 steps to provide meaningful language access to applicants and victims. Applicants and  
122.14 victims must have language access to information, documents, and services under this  
122.15 chapter, with each communicated in a language or manner that the applicant or victim can  
122.16 understand.

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122.19 546.42 to 546.44 apply, to the extent consistent with this section.

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122.21 who requests or receives interpretation services.

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122.23 victim support services as necessary to support victims under this chapter.

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122.26 submit a written report to the chairs and ranking minority members of the house of  
122.27 representatives and senate committees with jurisdiction over public safety, corrections, and  
122.28 judiciary that contains at least the following information:

122.29 (1) the number of clemency applications received by the commission during the preceding  
122.30 calendar year;

169.29 (2) the number of favorable and adverse recommendations made by the commission for  
169.30 each type of clemency;

170.1 (3) the number of applications granted and denied by the board for each type of clemency;

170.2 (4) the crimes for which the applications were granted by the board, the year of each  
170.3 conviction, and the individual's age at the time of the crime; and

170.4 (5) summary data voluntarily reported by applicants, including but not limited to  
170.5 demographic information on race, ethnicity, gender, disability status, and age, of applicants  
170.6 recommended or not recommended for clemency by the commission.

170.7 **Sec. 19. [638.23] RULEMAKING.**

170.8 (a) The board and commission may jointly adopt rules, including amending Minnesota  
170.9 Rules, chapter 6600, to:

170.10 (1) enforce their powers and duties under this chapter and ensure the efficient processing  
170.11 of applications; and

170.12 (2) allow for expedited review of applications if there is unanimous support from the  
170.13 sentencing judge or successor, the prosecuting attorney or successor, and any victims of the  
170.14 crime.

170.15 (b) The time limit to adopt rules under section 14.125 does not apply.

170.16 **Sec. 20. TRANSITION PERIOD.**

170.17 (a) Beginning August 1, 2023, through March 1, 2024, the Department of Corrections  
170.18 must provide the Clemency Review Commission with administrative assistance, technical  
170.19 assistance, office space, and other assistance necessary for the commission to carry out its  
170.20 duties under sections 4 to 21.

170.21 (b) Beginning July 1, 2024, the Clemency Review Commission must begin reviewing  
170.22 applications for pardons, commutations, and reprieves. Applications received after the  
170.23 effective date of this section but before July 1, 2024, must be considered according to  
170.24 Minnesota Statutes 2022, sections 638.02, subdivisions 2 to 5, and 638.03 to 638.08.

170.25 (c) A pardon, commutation, or reprieve that is granted during the transition period has  
170.26 no force or effect if the governor or a board majority duly convened opposes the clemency.

170.27 (d) By July 1, 2024, the Clemency Review Commission must develop application forms  
170.28 in consultation with the Board of Pardons.

170.29 **EFFECTIVE DATE.** This section is effective the day following final enactment.

123.1 (2) the number of favorable and adverse recommendations made by the commission for  
123.2 each type of clemency;

123.3 (3) the number of applications granted and denied by the board for each type of clemency;

123.4 (4) the crimes for which the applications were granted by the board, the year of each  
123.5 conviction, and the individual's age at the time of the crime; and

123.6 (5) summary data voluntarily reported by applicants, including but not limited to  
123.7 demographic information on race, ethnicity, gender, disability status, and age, of applicants  
123.8 recommended or not recommended for clemency by the commission.

123.9 **Sec. 19. [638.23] RULEMAKING.**

123.10 (a) The board and commission may jointly adopt rules, including amending Minnesota  
123.11 Rules, chapter 6600, to:

123.12 (1) enforce their powers and duties under this chapter and ensure the efficient processing  
123.13 of applications; and

123.14 (2) allow for expedited review of applications if there is unanimous support from the  
123.15 sentencing judge or successor, the prosecuting attorney or successor, and any victims of the  
123.16 crime.

123.17 (b) The time limit to adopt rules under section 14.125 does not apply.

123.18 **Sec. 20. TRANSITION PERIOD.**

123.19 (a) Beginning August 1, 2023, through March 1, 2024, the Department of Corrections  
123.20 must provide the Clemency Review Commission with administrative assistance, technical  
123.21 assistance, office space, and other assistance necessary for the commission to carry out its  
123.22 duties under sections 4 to 21.

123.23 (b) Beginning July 1, 2024, the Clemency Review Commission must begin reviewing  
123.24 applications for pardons, commutations, and reprieves. Applications received after the  
123.25 effective date of this section but before July 1, 2024, must be considered according to  
123.26 Minnesota Statutes 2022, sections 638.02, subdivisions 2 to 5, and 638.03 to 638.08.

123.27 (c) A pardon, commutation, or reprieve that is granted during the transition period has  
123.28 no force or effect if the governor or a board majority duly convened opposes the clemency.

123.29 (d) By July 1, 2024, the Clemency Review Commission must develop application forms  
123.30 in consultation with the Board of Pardons.

124.1 **EFFECTIVE DATE.** This section is effective the day following final enactment.

171.1 Sec. 21. **REPEALER.**  
171.2 Minnesota Statutes 2022, sections 638.02; 638.03; 638.04; 638.05; 638.06; 638.07;  
171.3 638.075; and 638.08, are repealed.  
171.4 **EFFECTIVE DATE.** This section is effective the day following final enactment.  
171.5 Sec. 22. **EFFECTIVE DATE.**  
171.6 Sections 1, 2, and 6 to 19 are effective July 1, 2024.

124.2 Sec. 21. **REPEALER.**  
124.3 Minnesota Statutes 2022, sections 638.02; 638.03; 638.04; 638.05; 638.06; 638.07;  
124.4 638.075; and 638.08, are repealed.  
124.5 **EFFECTIVE DATE.** This section is effective the day following final enactment.  
124.6 Sec. 22. **EFFECTIVE DATE.**  
124.7 Sections 1, 2, and 6 to 19 are effective July 1, 2024.