

63.4 **ARTICLE 4**

63.5 **CRIMINAL PROVISIONS**

63.6 Section 1. Minnesota Statutes 2024, section 152.021, subdivision 2, is amended to read:

63.7 Subd. 2. **Possession crimes.** (a) A person is guilty of a controlled substance crime in

63.8 the first degree if:

63.9 (1) the person unlawfully possesses one or more mixtures of a total weight of 50 grams

63.10 or more containing cocaine or methamphetamine;

63.11 (2) the person unlawfully possesses one or more mixtures of a total weight of 25 grams

63.12 or more containing cocaine or methamphetamine and:

63.13 (i) the person or an accomplice possesses on their person or within immediate reach, or

63.14 uses, whether by brandishing, displaying, threatening with, or otherwise employing, a

63.15 firearm; or

63.16 (ii) the offense involves two aggravating factors;

63.17 (3) the person unlawfully possesses one or more mixtures of a total weight of 25 grams

63.18 or more, or 100 dosage units or more, containing heroin or fentanyl;

63.19 (4) the person unlawfully possesses one or more mixtures of a total weight of 500 grams

63.20 or more containing a narcotic drug other than cocaine, heroin, fentanyl, or methamphetamine;

63.21 (5) the person unlawfully possesses one or more mixtures of a total weight of 500 grams

63.22 or more containing amphetamine, phencyclidine, or hallucinogen or, if the controlled

63.23 substance is packaged in dosage units, equaling 500 or more dosage units; or

63.24 (6) the person unlawfully possesses:

63.25 (i) 50 kilograms or more of cannabis flower;

63.26 (ii) ten kilograms or more of cannabis concentrate; or

63.27 (iii) edible cannabis products, lower-potency hemp edibles, hemp-derived consumer

63.28 products, or any combination of those infused with more than one kilogram of

63.29 tetrahydrocannabinols.

64.1 (b) For the purposes of this subdivision, ~~the weight of fluid used in a water pipe may~~

64.2 ~~not be considered in measuring the weight of a mixture except in cases where the mixture~~

64.3 ~~contains four or more fluid ounces of fluid~~ a mixture does not include the fluid used in a

64.4 water pipe or any amount of a controlled substance that is dissolved in the pipe's fluid.

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

64.6 applies retroactively from August 1, 2023.

37.1 **ARTICLE 4**

37.2 **PUBLIC SAFETY POLICY**

64.7 Sec. 2. Minnesota Statutes 2024, section 152.022, subdivision 2, is amended to read:

64.8 Subd. 2. **Possession crimes.** (a) A person is guilty of controlled substance crime in the
64.9 second degree if:

64.10 (1) the person unlawfully possesses one or more mixtures of a total weight of 25 grams
64.11 or more containing cocaine or methamphetamine;

64.12 (2) the person unlawfully possesses one or more mixtures of a total weight of ten grams
64.13 or more containing cocaine or methamphetamine and:

64.14 (i) the person or an accomplice possesses on their person or within immediate reach, or
64.15 uses, whether by brandishing, displaying, threatening with, or otherwise employing, a
64.16 firearm; or

64.17 (ii) the offense involves three aggravating factors;

64.18 (3) the person unlawfully possesses one or more mixtures of a total weight of six grams
64.19 or more, or 50 dosage units or more, containing heroin or fentanyl;

64.20 (4) the person unlawfully possesses one or more mixtures of a total weight of 50 grams
64.21 or more containing a narcotic drug other than cocaine, heroin, fentanyl, or methamphetamine;

64.22 (5) the person unlawfully possesses one or more mixtures of a total weight of 50 grams
64.23 or more containing amphetamine, phencyclidine, or hallucinogen or, if the controlled
64.24 substance is packaged in dosage units, equaling 100 or more dosage units; or

64.25 (6) the person unlawfully possesses:

64.26 (i) 25 kilograms or more of cannabis flower;

64.27 (ii) five kilograms or more of cannabis concentrate; or

64.28 (iii) edible cannabis products, lower-potency hemp edibles, hemp-derived consumer
64.29 products, or any combination of those infused with more than 500 grams of
64.30 tetrahydrocannabinols.

65.1 (b) For the purposes of this subdivision, ~~the weight of fluid used in a water pipe may~~
65.2 ~~not be considered in measuring the weight of a mixture except in cases where the mixture~~
65.3 ~~contains four or more fluid ounces of fluid~~ a mixture does not include the fluid used in a
65.4 water pipe or any amount of a controlled substance that is dissolved in the pipe's fluid.

65.5 **EFFECTIVE DATE.** This section is effective the day following final enactment and
65.6 applies retroactively from August 1, 2023.

65.7 Sec. 3. Minnesota Statutes 2024, section 152.023, subdivision 2, is amended to read:

65.8 Subd. 2. **Possession crimes.** (a) A person is guilty of controlled substance crime in the
65.9 third degree if:

65.10 (1) on one or more occasions within a 90-day period the person unlawfully possesses
65.11 one or more mixtures of a total weight of ten grams or more containing a narcotic drug other
65.12 than heroin or fentanyl;

65.13 (2) on one or more occasions within a 90-day period the person unlawfully possesses
65.14 one or more mixtures of: (i) a total weight of three grams or more containing heroin; or (ii)
65.15 a total weight of five grams or more, or 25 dosage units or more, containing fentanyl;

65.16 (3) on one or more occasions within a 90-day period the person unlawfully possesses
65.17 one or more mixtures containing a narcotic drug other than heroin or fentanyl, it is packaged
65.18 in dosage units, and equals 50 or more dosage units;

65.19 (4) on one or more occasions within a 90-day period the person unlawfully possesses
65.20 any amount of a schedule I or II narcotic drug or five or more dosage units of lysergic acid
65.21 diethylamide (LSD), 3,4-methylenedioxy amphetamine, or
65.22 3,4-methylenedioxymethamphetamine in a school zone, a park zone, a public housing zone,
65.23 or a drug treatment facility;

65.24 (5) on one or more occasions within a 90-day period the person unlawfully possesses:

65.25 (i) more than ten kilograms of cannabis flower;

65.26 (ii) more than two kilograms of cannabis concentrate; or

65.27 (iii) edible cannabis products, lower-potency hemp edibles, hemp-derived consumer
65.28 products, or any combination of those infused with more than 200 grams of
65.29 tetrahydrocannabinol; or

65.30 (6) the person unlawfully possesses one or more mixtures containing methamphetamine
65.31 or amphetamine in a school zone, a park zone, a public housing zone, or a drug treatment
65.32 facility.

66.1 (b) For the purposes of this subdivision, ~~the weight of fluid used in a water pipe may~~
66.2 ~~not be considered in measuring the weight of a mixture except in cases where the mixture~~
66.3 ~~contains four or more fluid ounces of fluid~~ a mixture does not include the fluid used in a
66.4 water pipe or any amount of a controlled substance that is dissolved in the pipe's fluid.

66.5 **EFFECTIVE DATE.** This section is effective the day following final enactment and
66.6 applies retroactively from August 1, 2023.

66.7 Sec. 4. Minnesota Statutes 2024, section 152.025, subdivision 2, is amended to read:

66.8 Subd. 2. **Possession and other crimes.** (a) A person is guilty of controlled substance
66.9 crime in the fifth degree and upon conviction may be sentenced as provided in subdivision
66.10 4 if:

66.11 (1) the person unlawfully possesses one or more mixtures containing a controlled
66.12 substance classified in Schedule I, II, III, or IV, except cannabis flower, cannabis products,

66.13 lower-potency hemp edibles, or hemp-derived consumer products or a residual amount of
66.14 one or more mixtures of controlled substances contained in drug paraphernalia; or

66.15 (2) the person procures, attempts to procure, possesses, or has control over a controlled
66.16 substance by any of the following means:

66.17 (i) fraud, deceit, misrepresentation, or subterfuge;

66.18 (ii) using a false name or giving false credit; or

66.19 (iii) falsely assuming the title of, or falsely representing any person to be, a manufacturer,
66.20 wholesaler, pharmacist, physician, doctor of osteopathic medicine licensed to practice
66.21 medicine, dentist, podiatrist, veterinarian, or other authorized person for the purpose of
66.22 obtaining a controlled substance.

66.23 (b) For the purposes of this subdivision, a mixture does not include the fluid used in a
66.24 water pipe or any amount of a controlled substance that is dissolved in the pipe's fluid.

66.25 **EFFECTIVE DATE.** This section is effective the day following final enactment and
66.26 applies retroactively from August 1, 2023.

66.27 Sec. 5. Minnesota Statutes 2024, section 152.137, subdivision 2, is amended to read:

66.28 Subd. 2. **Prohibited conduct.** (a) No person may knowingly engage in any of the
66.29 following activities in the presence of a child or vulnerable adult; in the residence of a child
66.30 or a vulnerable adult; in a building, structure, conveyance, or outdoor location where a child

37.3 Section 1. Minnesota Statutes 2024, section 152.137, subdivision 1, is amended to read:

37.4 Subdivision 1. **Definitions.** (a) As used in this section, the following terms have the
37.5 meanings given.

37.6 (b) "Chemical substance" means a substance intended to be used as a precursor in the
37.7 manufacture of methamphetamine or any other chemical intended to be used in the
37.8 manufacture of methamphetamine.

37.9 (c) "Child" means any person under the age of 18 years.

37.10 (d) "Fentanyl" has the meaning given in section 152.01, subdivision 25.

37.11 ~~(e)~~ (e) "Methamphetamine paraphernalia" means all equipment, products, and materials
37.12 of any kind that are used, intended for use, or designed for use in manufacturing, injecting,
37.13 ingesting, inhaling, or otherwise introducing methamphetamine into the human body.

37.14 ~~(e)~~ (f) "Methamphetamine waste products" means substances, chemicals, or items of
37.15 any kind used in the manufacture of methamphetamine or any part of the manufacturing
37.16 process, or the by-products or degradates of manufacturing methamphetamine.

37.17 ~~(f)~~ (g) "Vulnerable adult" has the meaning given in section 609.232, subdivision 11.

37.18 Sec. 2. Minnesota Statutes 2024, section 152.137, subdivision 2, is amended to read:

37.19 Subd. 2. **Prohibited conduct.** (a) No person may knowingly engage in any of the
37.20 following activities in the presence of a child or vulnerable adult; in the residence of a child
37.21 or a vulnerable adult; in a building, structure, conveyance, or outdoor location where a child

67.1 or vulnerable adult might reasonably be expected to be present; in a room offered to the
67.2 public for overnight accommodation; or in any multiple unit residential building:

67.3 (1) manufacturing or attempting to manufacture methamphetamine;

67.4 (2) storing any chemical substance;

67.5 (3) storing any methamphetamine waste products; or

67.6 (4) storing any methamphetamine paraphernalia.

67.7 (b) No person may knowingly cause or permit a child or vulnerable adult to inhale, be
67.8 exposed to, have contact with, or ingest methamphetamine, a chemical substance, or
67.9 methamphetamine paraphernalia.

67.10 (c) No person may knowingly cause or permit a child or vulnerable adult to inhale, be
67.11 exposed to, have contact with, or ingest fentanyl.

67.12 **EFFECTIVE DATE.** This section is effective August 1, 2025, and applies to crimes
67.13 committed on or after that date.

THE CRIME OF FENTANYL ADULTERATED SUBSTANCES IS IN SENATE
SECTION 13.

37.22 or vulnerable adult might reasonably be expected to be present; in a room offered to the
37.23 public for overnight accommodation; or in any multiple unit residential building:

37.24 (1) manufacturing or attempting to manufacture methamphetamine;

37.25 (2) storing any chemical substance;

37.26 (3) storing any methamphetamine waste products; or

37.27 (4) storing any methamphetamine paraphernalia.

37.28 (b) No person may knowingly cause or permit a child or vulnerable adult to inhale, be
37.29 exposed to, have contact with, or ingest methamphetamine, a chemical substance, or
37.30 methamphetamine paraphernalia.

38.1 (c) No person may knowingly cause or permit a child or vulnerable adult to inhale, be
38.2 exposed to, have contact with, or ingest fentanyl.

38.3 (d) Paragraphs (b) and (c) do not apply to manufacturers, practitioners, pharmacists,
38.4 owners of pharmacies, nurses, and other persons when the manufacturer, practitioner,
38.5 pharmacist, owner of a pharmacy, nurse, or other person is acting in a professional capacity.

38.6 Sec. 3. Minnesota Statutes 2024, section 171.187, subdivision 1, is amended to read:

38.7 Subdivision 1. **Suspension required.** The commissioner shall suspend the driver's license
38.8 of a person:

38.9 (1) for whom a peace officer has made the certification described in section 629.344
38.10 that probable cause exists to believe that the person violated section 609.2112, subdivision
38.11 1, paragraph (a), clause (2), (3), (4), (5), or (6); 609.2113, subdivision 1, clause (2), (3), (4),
38.12 (5), or (6); subdivision 2, clause (2), (3), (4), (5), or (6); or subdivision 3, clause (2), (3),
38.13 (4), (5), or (6); or 609.2114, subdivision 1, paragraph (a), clause (2), (3), (4), (5), or (6); or
38.14 subdivision 2, clause (2), (3), (4), (5), or (6); or

38.15 (2) who has been formally charged with a violation of section 609.20, 609.205, 609.2112,
38.16 609.2113, or 609.2114, resulting from the operation of a motor vehicle.

38.17 **EFFECTIVE DATE.** This section is effective August 1, 2025, and applies to
38.18 certifications made on or after that date.

67.14 Sec. 6. Minnesota Statutes 2024, section 243.166, subdivision 1b, is amended to read:

67.15 Subd. 1b. **Registration required.** (a) A person shall register under this section if:

67.16 (1) the person was charged with or petitioned for a felony violation of or attempt to

67.17 violate, or aiding, abetting, or conspiracy to commit, any of the following, and convicted

67.18 of or adjudicated delinquent for that offense or another offense arising out of the same set

67.19 of circumstances:

67.20 (i) murder under section 609.185, paragraph (a), clause (2);

67.21 (ii) kidnapping under section 609.25;

67.22 (iii) criminal sexual conduct under section 609.342; 609.343; 609.344; 609.345; 609.3451,

67.23 subdivision 3, paragraph (b); or 609.3453;

67.24 (iv) indecent exposure under section 617.23, subdivision 3; or

67.25 (v) surreptitious intrusion under the circumstances described in section 609.746,

67.26 subdivision 1, paragraph (h);

67.27 (2) the person was charged with or petitioned for a violation of, or attempt to violate, or

67.28 aiding, abetting, or conspiring to commit any of the following and convicted of or adjudicated

67.29 delinquent for that offense or another offense arising out of the same set of circumstances:

38.19 Sec. 4. Minnesota Statutes 2024, section 171.187, subdivision 3, is amended to read:

38.20 Subd. 3. **Credit.** If a person whose driver's license was suspended under subdivision 1

38.21 is later convicted of the underlying offense that resulted in the suspension and the

38.22 commissioner revokes the person's license, the commissioner shall credit the time accrued

38.23 under the suspension period toward the revocation period imposed under section 171.17,

38.24 subdivision 4, or for violations of section 609.20; or 609.205; or 609.2112, subdivision 1,

38.25 paragraph (a), clause (1), (7), or (8); 609.2113, subdivision 1, clause (1), (7), or (8);

38.26 subdivision 2, clause (1), (7), or (8); or subdivision 3, clause (1), (7), or (8); or 609.2114,

38.27 subdivision 1, paragraph (a), clause (1), (7), or (8), or subdivision 2, clause (1), (7), or (8).

38.28 **EFFECTIVE DATE.** This section is effective August 1, 2025.

39.1 Sec. 5. **[241.76] OPIATE ANTAGONISTS.**

39.2 (a) The commissioner must maintain a supply of opiate antagonists, as defined in section

39.3 604A.04, subdivision 1, at each correctional facility to be administered in compliance with

39.4 section 151.37, subdivision 12.

39.5 (b) The commissioner must store an ample number of doses of nasal opiate antagonists

39.6 throughout each facility so that staff can rapidly respond to opioid overdoses.

39.7 (c) The commissioner, in consultation with the commissioner of health, shall provide

39.8 training to employees of the department on recognizing the symptoms of an opiate overdose

39.9 and how to administer nasal opiate antagonists.

68.1 (i) criminal abuse in violation of Minnesota Statutes 2020, section 609.2325, subdivision
68.2 1, paragraph (b);

68.3 (ii) solicitation, inducement, or promotion of the prostitution of a minor or engaging in
68.4 the sex trafficking of a minor in violation of section 609.322;

68.5 (iii) a prostitution offense in violation of section 609.324, subdivision 1, paragraph (a);

68.6 (iv) soliciting a minor to engage in sexual conduct in violation of section 609.352,
68.7 subdivision 2 or 2a, clause (1);

68.8 (v) using a minor in a sexual performance in violation of section 617.246; ~~or~~

68.9 (vi) possessing or disseminating a pornographic work involving a minor in violation of
68.10 section 617.247;

68.11 (vii) possession of a child-like sex doll in violation of section 617.248; or

68.12 (viii) creation of child-like sex dolls in violation of section 617.249;

68.13 (3) the person was sentenced as a patterned sex offender under section 609.3455,
68.14 subdivision 3a; or

68.15 (4) the person was charged with or petitioned for, including pursuant to a court martial,
68.16 violating a law of the United States, including the Uniform Code of Military Justice, similar
68.17 to an offense or involving similar circumstances to an offense described in clause (1), (2),
68.18 or (3), and convicted of or adjudicated delinquent for that offense or another offense arising
68.19 out of the same set of circumstances.

68.20 (b) A person also shall register under this section if:

68.21 (1) the person was charged with or petitioned for an offense in another state similar to
68.22 an offense or involving similar circumstances to an offense described in paragraph (a),
68.23 clause (1), (2), or (3), and convicted of or adjudicated delinquent for that offense or another
68.24 offense arising out of the same set of circumstances;

68.25 (2) the person enters this state to reside, work, or attend school, or enters this state and
68.26 remains for 14 days or longer or for an aggregate period of time exceeding 30 days during
68.27 any calendar year; and

68.28 (3) ten years have not elapsed since the person was released from confinement or, if the
68.29 person was not confined, since the person was convicted of or adjudicated delinquent for
68.30 the offense that triggers registration, unless the person is subject to a longer registration
68.31 period under the laws of another state in which the person has been convicted or adjudicated,
68.32 or is subject to lifetime registration.

69.1 If a person described in this paragraph is subject to a longer registration period in another
69.2 state or is subject to lifetime registration, the person shall register for that time period

69.3 regardless of when the person was released from confinement, convicted, or adjudicated
69.4 delinquent.

69.5 (c) A person also shall register under this section if the person was committed pursuant
69.6 to a court commitment order under Minnesota Statutes 2012, section 253B.185, chapter
69.7 253D, Minnesota Statutes 1992, section 526.10, or a similar law of another state or the
69.8 United States, regardless of whether the person was convicted of any offense.

69.9 (d) A person also shall register under this section if:

69.10 (1) the person was charged with or petitioned for a felony violation or attempt to violate
69.11 any of the offenses listed in paragraph (a), clause (1), or a similar law of another state or
69.12 the United States, or the person was charged with or petitioned for a violation of any of the
69.13 offenses listed in paragraph (a), clause (2), or a similar law of another state or the United
69.14 States;

69.15 (2) the person was found not guilty by reason of mental illness or mental deficiency
69.16 after a trial for that offense, or found guilty but mentally ill after a trial for that offense, in
69.17 states with a guilty but mentally ill verdict; and

69.18 (3) the person was committed pursuant to a court commitment order under section
69.19 253B.18 or a similar law of another state or the United States.

39.10 Sec. 6. Minnesota Statutes 2024, section 244.18, subdivision 1, is amended to read:

39.11 Subdivision 1. **Definitions.** (a) For purposes of this section, the terms defined in this
39.12 subdivision have the meanings given ~~them~~.

39.13 (b) "Correctional fees":

39.14 (1) effective August 1, ~~2027~~ 2029, means fees charged or contracted for by a probation
39.15 agency or the commissioner of corrections for court-ordered or community-provided
39.16 correctional services, including but not limited to drug testing, electronic home monitoring,
39.17 treatment, and programming; and

39.18 (2) effective August 1, 2023, through July 31, ~~2027~~ 2029, include fees for the following
39.19 correctional services:

39.20 (i) community service work placement and supervision;

39.21 (ii) restitution collection;

39.22 (iii) supervision;

39.23 (iv) court-ordered investigations;

39.24 (v) any other court-ordered service;

39.25 (vi) postprison supervision or other form of release; and

39.26 (vii) supervision or other probation-related services provided by a probation agency or
39.27 by the Department of Corrections for individuals supervised by the commissioner of
39.28 corrections.

39.29 (c) "Probation" has the meaning given in section 609.02, subdivision 15.

40.1 (d) "Probation agency" means a probation agency, including a Tribal Nation, organized
40.2 under section 244.19 or chapter 401.

40.3 Sec. 7. Minnesota Statutes 2024, section 244.18, subdivision 7, is amended to read:

40.4 Subd. 7. **Annual report.** (a) By January 15 each year, the commissioner must submit
40.5 an annual report on implementing the commissioner's duties under this section to the chairs
40.6 and ranking minority members of the senate and house of representatives committees and
40.7 divisions with jurisdiction over criminal justice funding and policy. At a minimum, the
40.8 report must include information on the types of correctional services for which fees were
40.9 imposed, the aggregate amount of fees imposed, and the amount of fees collected.

40.10 (b) This subdivision expires August 1, ~~2027~~ 2029.

40.11 Sec. 8. Minnesota Statutes 2024, section 244.18, subdivision 9, is amended to read:

40.12 Subd. 9. **Sunsetting supervision fees; sunset plan.** (a) By August 1, 2025, each probation
40.13 agency must provide to the commissioner a written plan for phasing out supervision fees
40.14 for individuals under the agency's supervision and control, and the commissioner must
40.15 review and approve the plan by August 1, ~~2027~~ 2029. By August 1, ~~2027~~ 2029, the
40.16 commissioner must develop a written plan for phasing out supervision fees for individuals
40.17 under the commissioner's supervision and control.

40.18 (b) A copy of an approved plan must be provided to all individuals under the supervision
40.19 and control of the agency or the commissioner and in a language and manner that each
40.20 individual can understand.

40.21 (c) Supervision fees must not be increased from August 1, 2023, through July 31, ~~2027~~
40.22 2029.

40.23 (d) This subdivision expires August 1, ~~2027~~ 2029.

40.24 Sec. 9. Minnesota Statutes 2024, section 299A.01, is amended by adding a subdivision to
40.25 read:

40.26 Subd. 9. **Grant contracts and programs administrative costs.** Notwithstanding any
40.27 law to the contrary, unless amounts are otherwise appropriated for administrative costs, the
40.28 department may retain up to five percent of the amount appropriated to the department for
40.29 grants enacted by the legislature and single or sole source and formula grants and up to ten
40.30 percent for competitively awarded grants to be used for staff and related operating costs for
40.31 grant administration. This subdivision applies to all new and existing grant programs

- 41.1 administered by the department. This subdivision does not apply to grants funded with an
41.2 appropriation of proceeds from the sale of state general obligation bonds.
- 42.4 Sec. 12. Minnesota Statutes 2024, section 401.10, subdivision 1, is amended to read:
- 42.5 Subdivision 1. **Community supervision funding formula.** (a) Beginning July 1, 2023,
42.6 the community supervision subsidy paid to each county, the commissioner for supervision
42.7 of non-CCA jurisdictions served by the Department of Corrections, and each applicable
42.8 Tribal Nation under paragraph (c) equals the sum of:
- 42.9 (1) a base funding amount equal to \$150,000; and
- 42.10 (2) a community supervision formula equal to the sum of:
- 42.11 (i) for each individual with a felony sentence, a felony per diem rate of \$5.62 multiplied
42.12 by the sum of the county's or Tribal Nation's adult felony population, adult supervised
42.13 release and parole populations, and juvenile supervised release and parole populations as
42.14 reported in the most recent probation survey published by the commissioner, multiplied by
42.15 365; and
- 42.16 (ii) for each individual sentenced for a gross misdemeanor or misdemeanor or under
42.17 juvenile probation, the felony per diem rate of \$5.62 multiplied by 0.5 and then multiplied
42.18 by the sum of the county's or Tribal Nation's gross misdemeanor, misdemeanor, and juvenile
42.19 populations as reported in the most recent probation survey published by the commissioner,
42.20 multiplied by 365.
- 42.21 (i) for individuals with a felony sentence, the felony per diem rate of \$5.62 shall be
42.22 multiplied by the average total population over the three most recent years, as reported in
42.23 the probation surveys published by the commissioner. This population includes the county
42.24 or Tribal Nation's adult felony population, adult supervised release population, adult parole
42.25 population, juvenile supervised release population, and juvenile parole population. The
42.26 resulting amount shall then be multiplied by 365 to calculate the total annual allocation;
42.27 and
- 42.28 (ii) for individuals sentenced for a gross misdemeanor, for a misdemeanor, or under
42.29 juvenile probation, the felony per diem rate of \$5.62 shall be multiplied by 0.5, and then
42.30 multiplied by the average total population over the three most recent years, as reported in
42.31 the probation surveys published by the commissioner. This population includes the county
42.32 or Tribal Nation's gross misdemeanor population, misdemeanor population, and juvenile
43.1 probation population. The resulting amount shall then be multiplied by 365 to calculate the
43.2 total annual allocation.
- 43.3 (b) For a non-CCA jurisdiction under section 244.19, subdivision 1b, paragraph (b) or
43.4 (c), the base funding amount must be shared equally between the jurisdiction and the
43.5 commissioner for the provision of felony supervision under section 244.20.
- 43.6 (c) If in any year the total amount appropriated for the purpose of this section is more
43.7 than or less than the total of base funding plus community supervision formula funding for

43.8 all counties and applicable Tribal Nations, the sum of each county's and applicable Tribal
43.9 Nation's base funding plus community supervision formula funding is adjusted by the ratio
43.10 of amounts appropriated for this purpose divided by the total of base funding plus community
43.11 supervision formula funding for all counties and applicable Tribal Nations.

43.12 (d) If in any year the base funding plus the community supervision formula amount
43.13 based on what was appropriated in fiscal year 2024 is less than the funding paid to the
43.14 county in fiscal year 2023, the difference is added to the community supervision formula
43.15 amount for that county. A county is not eligible for additional funding under this paragraph
43.16 unless the base funding plus community supervision formula results in an increase in funding
43.17 for the county based on what was appropriated in the previous fiscal year. This paragraph
43.18 expires June 30, 2029.

43.19 (e) For each Tribal Nation, a funding amount of \$250,000 is allotted annually to purchase
43.20 probation services or probation-related services, including contracted services, but a Tribal
43.21 Nation that becomes a CCA jurisdiction or a non-CCA jurisdiction under section 244.19,
43.22 subdivision 1b, paragraph (b) or (c), is an applicable Tribal Nation under paragraphs (a) to
43.23 (c) and:

43.24 (1) has the Tribal Nation's funding amount of \$250,000 transferred to the total community
43.25 supervision subsidy amount appropriated for the purposes of this section; and

43.26 (2) is allotted a base funding amount equal to \$150,000 plus an amount as determined
43.27 according to the community supervision formula under paragraph (a), clause (2).

43.28 (f) Minnesota Rehabilitation and Reinvestment Act savings under section 244.50,
43.29 subdivision 4, clause (2), are appropriated to each CCA jurisdiction and non-CCA jurisdiction
43.30 served by the Department of Corrections by dividing the three-year average of the number
43.31 of individuals on supervised release and intensive supervised release within the jurisdiction
43.32 by the three-year average of the total number of individuals under supervised release and
43.33 intensive supervised release statewide, using the numbers reported annually in the Probation
43.34 Survey report.

SECTION 401.10, SUBDIVISION 1, IS ALSO AMENDED IN HOUSE ARTICLE 5.

45.13 Sec. 14. Minnesota Statutes 2024, section 517.08, subdivision 1c, is amended to read:

45.14 Subd. 1c. **Disposition of license fee.** (a) Of the civil marriage license fee collected
45.15 pursuant to subdivision 1b, paragraph (a), \$25 must be retained by the county. The local
45.16 registrar must pay ~~\$90~~ \$100 to the commissioner of management and budget to be deposited
45.17 as follows:

45.18 (1) \$55 in the general fund;

45.19 (2) \$3 in the state government special revenue fund to be appropriated to the
45.20 commissioner of public safety for parenting time centers under section 119A.37;

69.20 Sec. 7. Minnesota Statutes 2024, section 609.05, subdivision 2a, is amended to read:

69.21 Subd. 2a. **Exception.** (a) A person may not be held criminally liable for a violation of
69.22 section 609.185, paragraph (a), clause (3), for a death caused by another unless the person
69.23 intentionally aided, advised, hired, counseled, or conspired with or otherwise procured the
69.24 other with the intent to cause the death of a human being.

69.25 (b) A person may not be held criminally liable for a violation of section 609.185,
69.26 paragraph (a), clause (1), for a death of a human being caused by another unless the person
69.27 intentionally aided, advised, hired, counseled, or conspired with or otherwise procured the
69.28 other with premeditation and with intent to cause the death of a human being.

69.29 (c) A person may not be held criminally liable for a violation of section 609.19,
69.30 subdivision 1, for a death of a human being caused by another unless the person intentionally
69.31 aided, advised, hired, counseled, or conspired with or otherwise procured the other with the
69.32 intent to cause the death of a human being.

70.1 ~~(b)~~ (d) A person may not be held criminally liable for a violation of section 609.19,
70.2 subdivision 2, clause (1), for a death caused by another unless the person was a major
70.3 participant in the underlying felony and acted with extreme indifference to human life.

70.4 ~~(e)~~ (e) As used in this subdivision, "major participant" means a person who:

45.21 (3) \$2 in the special revenue fund to be appropriated to the commissioner of health for
45.22 developing and implementing the MN ENABL program under section 145.9255;

45.23 (4) \$25 in the special revenue fund is appropriated to the commissioner of employment
45.24 and economic development for the Minnesota Family Resiliency Partnership under section
45.25 116L.96; ~~and~~

45.26 (5) \$5 in the special revenue fund, which is appropriated to the Board of Regents of the
45.27 University of Minnesota for the Minnesota couples on the brink project under section 137.32;
45.28 ~~and~~

45.29 (6) \$10 in the Minnesota victims of crime account in the special revenue fund under
45.30 section 299A.708.

46.1 (b) Of the \$40 fee under subdivision 1b, paragraph (b), \$25 must be retained by the
46.2 county. The local registrar must pay ~~\$45~~ \$25 to the commissioner of management and
46.3 budget to be deposited as follows:

46.4 (1) \$5 as provided in paragraph (a), clauses (2) and (3); ~~and~~

46.5 (2) \$10 in the special revenue fund is appropriated to the commissioner of employment
46.6 and economic development for the Minnesota Family Resiliency Partnership under section
46.7 116L.96; ~~and~~

46.8 (3) \$10 in the Minnesota victims of crime account in the special revenue fund under
46.9 section 299A.708.

70.5 (1) used a deadly weapon during the commission of the underlying felony or provided
70.6 a deadly weapon to another participant where it was reasonably foreseeable that the weapon
70.7 would be used in the underlying felony;
70.8 (2) caused substantial bodily harm to another during the commission of the underlying
70.9 felony;
70.10 (3) coerced or hired a participant to undertake actions in furtherance of the underlying
70.11 felony that proximately caused the death, and where it was reasonably foreseeable that such
70.12 actions would cause death or great bodily harm; or
70.13 (4) impeded another person from preventing the death either by physical action or by
70.14 threat of physical action where it was reasonably foreseeable that death or great bodily harm
70.15 would result.
70.16 **EFFECTIVE DATE.** This section is effective the day following final enactment.

47.5 Sec. 16. **[609.1016] VICTIM SERVICES ASSESSMENT.**
47.6 (a) When a court is sentencing a person for an offense listed in paragraph (b), the court
47.7 must impose a victim services assessment. If the violation is a misdemeanor, the assessment
47.8 must be at least \$500 and not more than \$750. For any other violation, the assessment must
47.9 be at least \$750 and not more than \$1,000.
47.10 (b) The victim services assessment applies to a conviction of the following offenses:
47.11 (1) any crime of violence as defined in section 624.712, subdivision 5, other than a
47.12 violation of chapter 152;
47.13 (2) section 518B.01, subdivision 14 (violation of domestic abuse order for protection);
47.14 (3) section 609.2242 (domestic assault);
47.15 (4) section 609.324, subdivision 1, 1a, or 2 (patronizing or hiring an individual engaged
47.16 in prostitution);
47.17 (5) section 609.3458 (sexual extortion);
47.18 (6) section 609.748, subdivision 6 (violation of harassment restraining order);
47.19 (7) section 617.261 (nonconsensual dissemination of private sexual images); or
47.20 (8) section 629.75 (violation of domestic abuse no contact order).
47.21 (c) The court must waive payment of the assessment required under this subdivision on
47.22 a showing of indigency and may waive or reduce payment of the assessment on a showing
47.23 of undue hardship upon the convicted person or the convicted person's immediate family.

70.17 Sec. 8. Minnesota Statutes 2024, section 609.185, is amended to read:

70.18 **609.185 MURDER IN THE FIRST DEGREE.**

70.19 (a) Whoever does any of the following is guilty of murder in the first degree and shall
70.20 be sentenced to imprisonment for life:

70.21 (1) causes the death of a human being with premeditation and with intent to effect the
70.22 death of the person or of another;

70.23 (2) causes the death of a human being while committing or attempting to commit criminal
70.24 sexual conduct in the first or second degree with force or violence, either upon or affecting
70.25 the person or another;

70.26 (3) causes the death of a human being with intent to effect the death of the person or
70.27 another, while committing or attempting to commit a felony-level violation of any of the
70.28 following offenses: burglary, aggravated robbery, carjacking in the first or second degree,
70.29 kidnapping, arson in the first or second degree, a drive-by shooting, tampering with a witness
70.30 in the first degree, or escape from custody;; or ~~any felony~~ a felony-level violation of chapter
70.31 152 involving the unlawful sale of a controlled substance;

71.1 (4) causes the death of a peace officer, prosecuting attorney, judge, or a guard employed
71.2 at a Minnesota state or local correctional facility, with intent to effect the death of that person
71.3 or another, while the person is engaged in the performance of official duties;

71.4 (5) causes the death of a minor while committing child abuse, when the perpetrator has
71.5 engaged in a past pattern of child abuse upon a child and the death occurs under
71.6 circumstances manifesting an extreme indifference to human life;

71.7 (6) causes the death of a human being while committing domestic abuse, when the
71.8 perpetrator has engaged in a past pattern of domestic abuse upon the victim or upon another
71.9 family or household member and the death occurs under circumstances manifesting an
71.10 extreme indifference to human life; or

71.11 (7) causes the death of a human being while committing, conspiring to commit, or
71.12 attempting to commit a felony crime to further terrorism and the death occurs under
71.13 circumstances manifesting an extreme indifference to human life.

71.14 (b) For the purposes of paragraph (a), clause (4), "prosecuting attorney" has the meaning
71.15 given in section 609.221, subdivision 6, clause (4).

71.16 (c) For the purposes of paragraph (a), clause (4), "judge" has the meaning given in section
71.17 609.221, subdivision 6, clause (5).

47.24 (d) Assessments collected under this section must be deposited into the Minnesota victims
47.25 of crime account under section 299A.708.

47.26 **EFFECTIVE DATE.** This section is effective July 1, 2025, and applies to sentences
47.27 announced on or after that date.

71.18 (d) For purposes of paragraph (a), clause (5), "child abuse" means an act committed
71.19 against a minor victim that constitutes a violation of the following laws of this state or any
71.20 similar laws of the United States or any other state: section 609.221; 609.222; 609.223;
71.21 609.224; 609.2242; 609.342; 609.343; 609.344; 609.345; 609.377; 609.378; or 609.713.

71.22 (e) For purposes of paragraph (a), clause (6), "domestic abuse" means an act that:

71.23 (1) constitutes a violation of section 609.221, 609.222, 609.223, 609.224, 609.2242,
71.24 609.342, 609.343, 609.344, 609.345, 609.713, or any similar laws of the United States or
71.25 any other state; and

71.26 (2) is committed against the victim who is a family or household member as defined in
71.27 section 518B.01, subdivision 2, paragraph (b).

71.28 (f) For purposes of paragraph (a), clause (7), "further terrorism" has the meaning given
71.29 in section 609.714, subdivision 1.

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

72.1 Sec. 9. Minnesota Statutes 2024, section 609.19, subdivision 1, is amended to read:

72.2 Subdivision 1. ~~Intentional murder; drive-by shootings.~~ Whoever does either of the
72.3 following causes the death of a human being with intent to effect the death of that person
72.4 or another, but without premeditation, is guilty of murder in the second degree and may be
72.5 sentenced to imprisonment for not more than 40 years:

72.6 (1) ~~causes the death of a human being with intent to effect the death of that person or~~
72.7 ~~another, but without premeditation; or~~

72.8 (2) ~~causes the death of a human being while committing or attempting to commit a~~
72.9 ~~drive-by shooting in violation of section 609.66, subdivision 1e, under circumstances other~~
72.10 ~~than those described in section 609.185, paragraph (a), clause (3).~~

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

72.12 Sec. 10. Minnesota Statutes 2024, section 609.19, subdivision 2, is amended to read:

72.13 Subd. 2. **Unintentional murders.** Whoever does either of the following is guilty of
72.14 unintentional murder in the second degree and may be sentenced to imprisonment for not
72.15 more than 40 years:

72.16 (1) causes the death of a human being, without intent to effect the death of any person,
72.17 while committing or attempting to commit a ~~felony offense other than criminal sexual~~
72.18 ~~conduct in the first or second degree with force or violence or a drive-by shooting felony-level~~
72.19 ~~violation of any of the following offenses: burglary, aggravated robbery, carjacking in the~~
72.20 ~~first or second degree, kidnapping, arson in the first or second degree, drive-by shooting,~~
72.21 ~~tampering with a witness in the first degree, escape from custody, malicious punishment of~~
72.22 ~~a child, domestic assault, domestic assault by strangulation, or a crime to further terrorism;~~

72.23 or a felony-level violation of chapter 152 involving the unlawful sale of a controlled
72.24 substance; or

72.25 (2) causes the death of a human being without intent to effect the death of any person,
72.26 while intentionally inflicting or attempting to inflict bodily harm upon the victim, when the
72.27 perpetrator is restrained under an order for protection and the victim is a person designated
72.28 to receive protection under the order. As used in this clause, "order for protection" includes
72.29 an order for protection issued under chapter 518B; a harassment restraining order issued
72.30 under section 609.748; a court order setting conditions of pretrial release or conditions of
72.31 a criminal sentence or juvenile court disposition; a restraining order issued in a marriage
72.32 dissolution action; and any order issued by a court of another state or of the United States
72.33 that is similar to any of these orders.

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

73.2 Sec. 11. Minnesota Statutes 2024, section 609.19, is amended by adding a subdivision to
73.3 read:

73.4 Subd. 3. **Exception.** A person shall not be held liable for a violation of subdivision 2,
73.5 clause (1), unless their acts present a special danger to human life based on the circumstances
73.6 under which the predicate felony was committed.

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

73.8 Sec. 12. Minnesota Statutes 2024, section 609.2231, subdivision 2, is amended to read:

73.9 Subd. 2. **Firefighters and emergency medical personnel.** (a) Except as provided in
73.10 paragraph (b), whoever physically assaults any of the following persons ~~and inflicts~~
73.11 ~~demonstrable bodily harm~~ is guilty of a felony and may be sentenced to imprisonment for
73.12 ~~not more than two years or to payment of a fine of not more than \$4,000, or both, gross~~
73.13 ~~misdemeanor:~~

73.14 (1) either:

73.15 (i) a member of a municipal or volunteer fire department in the performance of the
73.16 member's duties; or

73.17 (ii) a member of an emergency medical services personnel unit in the performance of
73.18 the member's duties; or

73.19 (2) a physician, nurse, or other person providing health care services in a hospital
73.20 emergency department.

73.21 (b) Whoever physically assaults a person described in paragraph (a), is guilty of a felony
73.22 and may be sentenced to imprisonment for not more than three years or to payment of a
73.23 fine of not more than \$6,000, or both, if the assault inflicts demonstrable bodily harm.

73.24 **EFFECTIVE DATE.** This section is effective August 1, 2025, and applies to crimes
73.25 committed on or after that date.

73.26 Sec. 13. **[609.2285] FENTANYL ADULTERATED SUBSTANCES.**

73.27 Subdivision 1. **Crime.** (a) A person who knowingly adulterates or alters a controlled
73.28 substance or drug with fentanyl or substitutes a controlled substance or drug with fentanyl
73.29 is guilty of a felony.

74.1 (b) A person who knowingly adulterates or alters any package or receptacle containing
74.2 any controlled substance by replacing the controlled substance or drug in the package or
74.3 receptacle with fentanyl or a controlled substance or drug containing fentanyl or substitutes

48.1 Sec. 17. Minnesota Statutes 2024, section 609.2232, is amended to read:

48.2 **609.2232 CONSECUTIVE SENTENCES FOR ASSAULTS COMMITTED BY**
48.3 **STATE PRISON INMATES.**

48.4 (a) If an inmate of a state correctional facility is convicted of violating section 609.221,
48.5 609.222, 609.223, 609.2231, or 609.224, while confined in the facility, the sentence imposed
48.6 for the assault shall be executed and run consecutively to any unexpired portion of the
48.7 offender's earlier sentence. The inmate is not entitled to credit against the sentence imposed
48.8 for the assault for time served in confinement for the earlier sentence. The inmate shall
48.9 serve the sentence for the assault in a state correctional facility even if the assault conviction
48.10 was for a misdemeanor or gross misdemeanor.

48.11 (b) If an inmate of a county jail, county regional jail, county work farm, county
48.12 workhouse, or other local correctional facility is convicted of violating section 609.221,
48.13 609.222, 609.223, or 609.2231 while confined in the facility and the victim is a county
48.14 sheriff or sheriff's deputy, the court must not stay adjudication or imposition of the sentence
48.15 and the inmate must be sentenced as follows:

48.16 (1) if the inmate was serving an executed sentence at the time of the assault, the sentence
48.17 imposed for the assault shall be executed and run consecutively to that sentence;

48.18 (2) if the court imposes an executed sentence for any crime or offense for which the
48.19 person was in custody when the person committed the assault, the sentence imposed for the
48.20 assault shall be executed and run consecutively to that sentence; and

48.21 (3) if the inmate was serving a probationary sentence or the court imposes a stayed
48.22 sentence for any crime or offense for which the person was in custody when the person
48.23 committed the assault, the sentence imposed for the assault shall be executed.

48.24 **EFFECTIVE DATE.** This section is effective August 1, 2025, and applies to crimes
48.25 committed on or after that date.

74.4 any package or receptacle containing any controlled substance or drug with another package
74.5 or receptacle containing fentanyl is guilty of a felony.

74.6 (c) Paragraphs (a) and (b) do not apply to manufacturers, practitioners, pharmacists,
74.7 owners of pharmacies, nurses, and other persons when the manufacturer, practitioner,
74.8 pharmacist, owner of a pharmacy, nurse, or other person is acting in a professional capacity.

74.9 Subd. 2. **Definitions.** (a) For purposes of this section, the terms in this subdivision have
74.10 the meanings given them.

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

74.12 (c) "Drug" has the meaning given in section 152.01, subdivision 2.

74.13 **EFFECTIVE DATE.** This section is effective August 1, 2025, and applies to crimes
74.14 committed on or after that date.

74.15 Sec. 14. Minnesota Statutes 2024, section 609.27, subdivision 2, is amended to read:

74.16 Subd. 2. **Sentence.** (a) Whoever violates subdivision 1 may be sentenced as follows:

74.17 (1) to imprisonment for not more than 90 days or to payment of a fine of not more than
74.18 \$1,000, or both if neither the pecuniary gain received by the violator nor the loss suffered
74.19 by the person threatened or another as a result of the threat exceeds \$300, or the benefits
74.20 received or harm sustained are not susceptible of pecuniary measurement; or

74.21 (2) to imprisonment for not more than five years or to payment of a fine of not more
74.22 than \$10,000, or both, if such pecuniary gain or loss is more than \$300 but less than \$2,500;
74.23 or

74.24 (3) to imprisonment for not more than ten years or to payment of a fine of not more than
74.25 \$20,000, or both, if such pecuniary gain or loss is \$2,500, or more.

74.26 (b) A person who violates subdivision 1, clause (6), may be sentenced as provided in
74.27 paragraph (a). If the violation is the proximate cause of the victim suffering great bodily
74.28 harm or death, the person is guilty of a felony and may be sentenced to imprisonment for
74.29 not more than 15 years, or to payment of a fine of not more than \$30,000, or both.

74.30 **EFFECTIVE DATE.** This section is effective August 1, 2026, and applies to crimes
74.31 committed on or after that date.

48.26 Sec. 18. Minnesota Statutes 2024, section 609.322, subdivision 1, is amended to read:

48.27 Subdivision 1. **Solicitation, inducement, and promotion of prostitution; sex trafficking**
48.28 **in the first degree.** (a) Whoever, while acting other than as a prostitute or patron,
48.29 intentionally does any of the following may be sentenced to imprisonment for not more
48.30 than 25 years or to payment of a fine of not more than \$50,000, or both:

75.1 Sec. 15. Minnesota Statutes 2024, section 609.378, is amended by adding a subdivision
75.2 to read:

75.3 Subd. 3. **Exception.** A person may not be charged with or convicted of a violation of
75.4 this section for acts committed while pregnant and before the birth of the person's child or
75.5 children, including but not limited to the use of drugs, prescribed or otherwise; experiencing
75.6 abuse; exposure to or being a victim of domestic or other violence; or failing to maintain
75.7 optimal physical health.

75.8 Sec. 16. Minnesota Statutes 2024, section 609.50, subdivision 1, is amended to read:

75.9 Subdivision 1. **Crime.** (a) Whoever intentionally does any of the following may be
75.10 sentenced as provided in subdivision 2:

48.31 (1) solicits or induces an individual under the age of 18 years to practice prostitution;
48.32 (2) promotes the prostitution of an individual under the age of 18 years;
49.1 (3) receives profit, knowing or having reason to know that it is derived from the
49.2 prostitution, or the promotion of the prostitution, of an individual under the age of 18 years;
49.3 or
49.4 (4) engages in the sex trafficking of an individual under the age of 18 years.

49.5 (b) Whoever violates paragraph (a) or subdivision 1a may be sentenced to imprisonment
49.6 for not more than 30 years or to payment of a fine of not more than \$60,000, or both, if one
49.7 or more of the following aggravating factors are present:

49.8 (1) the offender has committed a prior qualified human trafficking-related offense;
49.9 (2) the offense involved a sex trafficking victim who suffered bodily harm during the
49.10 commission of the offense;
49.11 (3) the time period that a sex trafficking victim was held in debt bondage or forced or
49.12 coerced labor or services exceeded 180 days; or
49.13 (4) the offense involved more than one sex trafficking victim.

49.14 (c) Unless a longer mandatory minimum sentence is otherwise required by law or the
49.15 Sentencing Guidelines provide for a longer presumptive executed sentence, the court shall
49.16 presume that an executed sentence of 120 months must be imposed on an offender convicted
49.17 of violating this section under the conditions described in paragraph (a), and an executed
49.18 sentence of 144 months must be imposed on an offender convicted of violating this section
49.19 under the conditions described in paragraph (b). Sentencing a person in a manner other than
49.20 that described in this paragraph is a departure from the Sentencing Guidelines.

49.21 **EFFECTIVE DATE.** This section is effective August 1, 2025, and applies to crimes
49.22 committed on or after that date.

75.11 (1) obstructs, hinders, or prevents the lawful execution of any legal process, civil or
75.12 criminal, or apprehension of another on a charge or conviction of a criminal offense;

75.13 (2) obstructs, resists, or interferes with a peace officer while the officer is engaged in
75.14 the performance of official duties;

75.15 (3) interferes with or obstructs a firefighter while the firefighter is engaged in the
75.16 performance of official duties;

75.17 (4) interferes with or obstructs a member of an ambulance service personnel crew, as
75.18 defined in section 144E.001, subdivision 3a, who is providing, or attempting to provide,
75.19 emergency care; or

75.20 (5) by force or threat of force endeavors to obstruct any employee of the Department of
75.21 Revenue, Department of Public Safety Driver and Vehicle Services Division, a driver's
75.22 license agent appointed under section 171.061, or a deputy registrar appointed under section
75.23 168.33 while the employee is lawfully engaged in the performance of official duties for the
75.24 purpose of deterring or interfering with the performance of those duties.

75.25 (b) It is a crime punishable as provided in subdivision 2 for someone to approach or
75.26 remain within 25 feet of a person described in paragraph (a), clause (2), (3), or (4):

75.27 (1) while knowing or having reason to know of the person's status and that the person
75.28 is engaged in the lawful performance of a legal duty;

75.29 (2) after having received a verbal warning from the person not to approach; and

75.30 (3) with the intent to impede or interfere with the person's ability to perform the legal
75.31 duty.

76.1 **EFFECTIVE DATE.** This section is effective August 1, 2025, and applies to crimes
76.2 committed on or after that date.

76.3 Sec. 17. **[609.5523] THEFT OF PUBLIC FUNDS.**

76.4 Subdivision 1. **Definitions.** (a) For purposes of this section, the following terms have
76.5 the meanings given.

76.6 (b) "Public funds" means all general, special, permanent, trust, and other funds, regardless
76.7 of source or purpose, held or administered by a government entity.

76.8 (c) "Government entity" has the meaning given in section 13.02, subdivision 7a.

76.9 Subd. 2. **Acts constituting theft of public funds.** Whoever does any of the following
76.10 commits theft of public funds and may be sentenced as provided in subdivision 3:

76.11 (1) intentionally and without claim of right takes, uses, transfers, conceals, or retains
76.12 possession of public funds of a government entity or a third party administering a program

76.13 funded by public vendors without consent and with intent to deprive the government entity
76.14 permanently of possession of public funds;

76.15 (2) obtains for the actor or another the possession or custody of public funds from a
76.16 government entity or a third party administering a program funded by public funds by
76.17 intentionally deceiving the government entity or third party with a false representation which
76.18 is known to be false, is made with intent to defraud, and does defraud the government entity
76.19 or third party to whom it is made. False representation includes without limitation:

76.20 (i) a promise made with intent not to perform. Failure to perform is not evidence of
76.21 intent not to perform unless corroborated by other substantial evidence; or

76.22 (ii) the preparation or filing of a claim for reimbursement, a rate application, or a cost
76.23 report which intentionally and falsely states the costs of or actual services provided by a
76.24 vendor; or

76.25 (3) by swindling, whether by artifice, trick, device, or any other means, obtains public
76.26 funds or services funded by public funds from a government entity or a third party
76.27 administering a program funded by public funds.

76.28 Subd. 3. **Sentence.** (a) Whoever commits theft of public funds may be sentenced as
76.29 follows:

76.30 (1) to imprisonment for not more than 24 years or to payment of a fine of not more than
76.31 \$100,000, or both, if the value of the property stolen is more than \$35,000;

77.1 (2) to imprisonment for not more than 12 years or to payment of a fine of not more than
77.2 \$20,000, or both, if the value of the property stolen exceeds \$5,000; or

77.3 (3) to imprisonment for not more than six years or to payment of a fine of not more than
77.4 \$10,000, or both, if the value of the property stolen is more than \$1,000 but not more than
77.5 \$5,000.

77.6 (b) In any prosecution for theft of public funds, the value of the money or property
77.7 received by the defendant in violation of any of these provisions within any six-month
77.8 period may be aggregated and the defendant charged accordingly in applying the provisions
77.9 of this subdivision.

77.10 **EFFECTIVE DATE.** This section is effective August 1, 2025, and applies to crimes
77.11 committed on or after that date.

77.12 Sec. 18. Minnesota Statutes 2024, section 609.593, subdivision 1, is amended to read:

77.13 Subdivision 1. **Crime.** Whoever intentionally and without consent from one authorized
77.14 to give consent causes any damage to or takes, removes, severs, or breaks:

77.15 (1) any line erected or maintained for the purpose of transmitting electricity for light,
77.16 heat, or power, including street lighting, vehicle charging, and other public infrastructure,
77.17 or any insulator or cross-arm, appurtenance or apparatus connected to the line, or any wire,

77.18 cable, or current of the line; or any component used in the generation, transmission, or
77.19 distribution of electricity, including equipment used for grounding, system protection, or
77.20 personnel protection;

77.21 (2) any pipe or main or hazardous liquid pipeline erected, operated, or maintained for
77.22 the purpose of transporting, conveying, or distributing gas or other hazardous liquids for
77.23 light, heat, power, or any other purpose, or any part of the pipe, main, or pipeline, or any
77.24 valve, meter, holder, compressor, machinery, appurtenance, equipment, or apparatus
77.25 connected with any main or pipeline; or

77.26 (3) any machinery, equipment, or fixtures used in receiving, initiating, amplifying,
77.27 processing, transmitting, retransmitting, recording, switching, or monitoring
77.28 telecommunications services, such as computers, transformers, amplifiers, routers, repeaters,
77.29 multiplexers, and other items performing comparable functions; and machinery, equipment,
77.30 and fixtures used in the transportation of telecommunications services, broadband services,
77.31 cable services, radio transmitters and receivers, satellite equipment, microwave equipment,
77.32 and other transporting media including wire, cable, fiber, poles, and conduit;

77.33 is guilty of a crime and may be sentenced as provided in subdivision 2.

78.1 **EFFECTIVE DATE.** This section is effective August 1, 2025, and applies to crimes
78.2 committed on or after that date.

78.3 Sec. 19. Minnesota Statutes 2024, section 609.78, subdivision 2c, is amended to read:

78.4 Subd. 2c. **Felony offense; reporting fictitious emergency resulting in response to**
78.5 **the home of certain officials.** Whoever violates subdivision 2, clause (2), is guilty of a
78.6 felony and may be sentenced to imprisonment for not more than one year or to payment of
78.7 a fine of not more than \$5,000, or both, if the person places the call with the intent of
78.8 prompting an emergency response to the home of:

78.9 (1) an elected official;

78.10 (2) a judge as defined in section 609.221, subdivision 6, clause (5);

78.11 (3) a prosecuting attorney as defined in section 609.221, subdivision 6, clause (4);

78.12 (4) ~~an employee of a correctional facility as defined in section 241.021, subdivision 1;~~
78.13 ~~a correctional employee of the state or a local political subdivision;~~ or

78.14 (5) a peace officer as defined in section 626.84, subdivision 1, paragraph (c).

78.15 **EFFECTIVE DATE.** This section is effective August 1, 2025, and applies to crimes
78.16 committed on or after that date.

78.17 Sec. 20. Minnesota Statutes 2024, section 617.246, subdivision 1, is amended to read:

78.18 Subdivision 1. **Definitions.** (a) For the purpose of this section, the terms defined in this
78.19 subdivision have the meanings given them.

59.12 Sec. 13. Minnesota Statutes 2024, section 609.78, subdivision 2c, is amended to read:

59.13 Subd. 2c. **Felony offense; reporting fictitious emergency resulting in response to**
59.14 **the home of certain officials.** Whoever violates subdivision 2, clause (2), is guilty of a
59.15 felony and may be sentenced to imprisonment for not more than one year or to payment of
59.16 a fine of not more than \$5,000, or both, if the person places the call with the intent of
59.17 prompting an emergency response to the home of:

59.18 (1) an elected official;

59.19 (2) a judge as defined in section 609.221, subdivision 6, clause (5);

59.20 (3) a prosecuting attorney as defined in section 609.221, subdivision 6, clause (4);

59.21 (4) ~~an employee of a correctional facility as defined in section 241.021, subdivision 1;~~
59.22 ~~a correctional employee of the state or a local political subdivision;~~ or

59.23 (5) a peace officer as defined in section 626.84, subdivision 1, paragraph (c).

- 78.20 (b) "Minor" means any person under the age of 18.
- 78.21 (c) "Promote" means to produce, direct, publish, manufacture, issue, or advertise.
- 78.22 (d) "Sexual performance" means any play, dance or other exhibition presented before
78.23 an audience or for purposes of visual or mechanical reproduction that uses a minor to depict
78.24 actual or simulated sexual conduct as defined by clause (e).
- 78.25 (e) "Sexual conduct" means any of the following:
- 78.26 (1) an act of sexual intercourse, normal or perverted, including genital-genital,
78.27 anal-genital, or oral-genital intercourse, whether between human beings or between a human
78.28 being and an animal;
- 78.29 (2) sadomasochistic abuse, meaning flagellation, torture, or similar demeaning acts
78.30 inflicted by or upon a person who is nude or clad in undergarments or in a revealing costume,
79.1 or the condition of being fettered, bound or otherwise physically restrained on the part of
79.2 one so clothed;
- 79.3 (3) masturbation;
- 79.4 (4) lewd exhibitions of the genitals; or
- 79.5 (5) physical contact with the clothed or unclothed pubic areas or buttocks of a human
79.6 male or female, or the breasts of the female, whether alone or between members of the same
79.7 or opposite sex or between humans and animals in an act of apparent sexual stimulation or
79.8 gratification.
- 79.9 (f) "Pornographic work" means:
- 79.10 (1) an original or reproduction of a picture, film, photograph, negative, slide, videotape,
79.11 videodisc, or drawing of a sexual performance involving a minor; or
- 79.12 (2) any visual depiction, including any photograph, film, video, picture, drawing, negative,
79.13 slide, or computer-generated image or picture, whether made or produced by electronic,
79.14 mechanical, or other means that:
- 79.15 (i) uses a minor to depict actual or simulated sexual conduct;
- 79.16 (ii) has been created, adapted, or modified to appear that an identifiable minor is engaging
79.17 in sexual conduct; or
- 79.18 (iii) is advertised, promoted, presented, described, or distributed in such a manner that
79.19 conveys the impression that the material is or contains a visual depiction of a minor engaging
79.20 in sexual conduct; or
- 79.21 (iv) depicts an individual indistinguishable from an actual minor created by the use of
79.22 generative artificial intelligence or other computer technology capable of processing and

79.23 interpreting specific data inputs, commonly referred to as prompts, to create a visual depiction
79.24 of the individual engaging in sexual conduct.

79.25 For the purposes of this paragraph, an identifiable minor is a person who was a minor
79.26 at the time the depiction was created or altered, whose image is used to create the visual
79.27 depiction.

79.28 **EFFECTIVE DATE.** This section is effective August 1, 2025, and applies to crimes
79.29 committed on or after that date.

80.1 Sec. 21. **[617.2471] IMMUNITY.**

80.2 No civil or criminal liability for a violation of section 617.246 or 617.247 that involves
80.3 a pornographic work as defined solely in section 617.246, subdivision 1, paragraph (f),
80.4 clause (2), item (iv), may be imposed on an interactive computer service, as defined in
80.5 United States Code, title 47, section 230, or a provider of an information service or
80.6 telecommunications service, as defined in United States Code, title 47, section 153, or an
80.7 employee of the service or provider acting in the course and scope of employment:

80.8 (1) for actions taken to prevent, detect, protect against, report, or respond to the
80.9 production, generation, incorporation, or synthesization of the work; or

80.10 (2) for content provided by another person.

80.11 **EFFECTIVE DATE.** This section is effective August 1, 2025, and applies to acts
80.12 committed on or after that date.

80.13 Sec. 22. **[617.248] POSSESSION OF A CHILD-LIKE SEX DOLL.**

80.14 Subdivision 1. **Definition.** "Child-like sex doll" means an anatomically correct doll,
80.15 mannequin, or robot, with features that are intended to depict or resemble a minor and is
80.16 intended for use in sex acts.

80.17 Subd. 2. **Dissemination prohibited.** (a) A person who knowingly, or with reason to
80.18 know, disseminates a child-like sex doll to an adult or a minor, is guilty of a felony and may
80.19 be sentenced to imprisonment for not more than seven years or to payment of a fine of not
80.20 more than \$10,000, or both.

80.21 (b) A person who violates paragraph (a) is guilty of a felony and may be sentenced to
80.22 imprisonment for not more than 15 years or to payment of a fine of not more than \$20,000,
80.23 or both, if:

80.24 (1) the person has a prior conviction or delinquency adjudication for violating this section
80.25 or section 617.246 or 617.247;

80.26 (2) the violation occurs when the person is a registered predatory offender under section
80.27 243.166; or

80.28 (3) the violation involved a child-like sex doll depicting a minor under the age of 14
80.29 years.

80.30 Subd. 3. **Possession prohibited.** (a) A person who knowingly, or with reason to know,
80.31 possesses a child-like sex doll is guilty of a felony and may be sentenced to imprisonment
80.32 for not more than five years or to payment of a fine of not more than \$5,000, or both.

81.1 (b) A person who violates paragraph (a) is guilty of a felony and may be sentenced to
81.2 imprisonment for not more than ten years or to payment of a fine of not more than \$10,000,
81.3 or both, if:

81.4 (1) the person has a prior conviction or delinquency adjudication for violating this section
81.5 or section 617.246 or 617.247;

81.6 (2) the violation occurs when the person is a registered predatory offender under section
81.7 243.166; or

81.8 (3) the violation involved a child-like sex doll depicting a minor under the age of 14
81.9 years.

81.10 Subd. 4. **Exception.** This section does not apply to the performance of official duties
81.11 by peace officers, court personnel, or attorneys, nor to licensed physicians, psychologists,
81.12 or social workers or persons acting at the direction of a licensed physician, psychologist,
81.13 or social worker in the course of a bona fide treatment or professional education program.

81.14 Subd. 5. **Second offense.** If a person is convicted of a second or subsequent violation
81.15 of this section within 15 years of the prior conviction, the court shall order a mental
81.16 examination of the person. The examiner shall report to the court whether treatment of the
81.17 person is necessary.

81.18 Subd. 6. **Conditional release term.** Notwithstanding the statutory maximum sentence
81.19 otherwise applicable to the offense or any provision of the sentencing guidelines, when a
81.20 court commits a person to the custody of the commissioner of corrections for violating this
81.21 section, the court shall provide that after the person has been released from prison, the
81.22 commissioner shall place the person on conditional release for five years. If the person has
81.23 previously been convicted of a violation of this section, section 609.342, 609.343, 609.344,
81.24 609.345, 609.3451, 609.3453, 617.246, 617.247, or 617.249, or any similar statute of the
81.25 United States, this state, or any other state, the commissioner shall place the person on
81.26 conditional release for 15 years. The terms of conditional release are governed by section
81.27 609.3455, subdivision 8.

81.28 **EFFECTIVE DATE.** This section is effective August 1, 2025, and applies to crimes
81.29 committed on or after that date.

81.30 Sec. 23. **[617.249] CREATION OF CHILD-LIKE SEX DOLLS PROHIBITED.**

81.31 Subdivision 1. **Definitions.** (a) For purposes of this section, the terms defined in this
81.32 subdivision have the meanings given.

82.1 (b) "Child-like sex doll" has the meaning given in section 617.248.

82.2 (c) "Minor" means any person under the age of 18.

82.3 (d) "Promote" means to produce, direct, publish, manufacture, issue, or advertise.

82.4 Subd. 2. **Use of minor.** (a) It is unlawful for a person to promote, employ, use, or permit
82.5 a minor to engage in or assist others to engage minors in the modeling for the creation of a
82.6 child-like sex doll if the person knows or has reason to know that the conduct intended is
82.7 to create a child-like sex doll.

82.8 (b) A person who violates paragraph (a) is guilty of a felony and may be sentenced to
82.9 imprisonment for not more than ten years or to payment of a fine of not more than \$10,000,
82.10 or both.

82.11 (c) A person who violates paragraph (a) is guilty of a felony and may be sentenced to
82.12 imprisonment for not more than 15 years or to payment of a fine of not more than \$20,000,
82.13 or both, if:

82.14 (1) the person has a prior conviction or delinquency adjudication for violating this section
82.15 or section 617.246, 617.247, or 617.248;

82.16 (2) the violation occurs when the person is a registered predatory offender under section
82.17 243.166; or

82.18 (3) the violation involved a minor under the age of 14 years.

82.19 Subd. 3. **Operation or ownership of business.** (a) It is unlawful for a person who owns
82.20 or operates a business to intentionally disseminate or reproduce a child-like sex doll where
82.21 a minor was used or employed in the modeling for the creation of the child-like sex doll.

82.22 (b) A person who violates paragraph (a) is guilty of a felony and may be sentenced to
82.23 imprisonment for not more than ten years or to payment of a fine of not more than \$10,000,
82.24 or both.

82.25 (c) A person who violates paragraph (a) is guilty of a felony and may be sentenced to
82.26 imprisonment for not more than 15 years or to payment of a fine of not more than \$20,000,
82.27 or both, if:

82.28 (1) the person has a prior conviction or delinquency adjudication for violating this section
82.29 or section 617.246, 617.247, or 617.248;

82.30 (2) the violation occurs when the person is a registered predatory offender under section
82.31 243.166; or

83.1 (3) the violation involved a minor under the age of 14 years.

83.2 Subd. 4. **Dissemination.** (a) A person who intentionally disseminates for profit to an
83.3 adult or a minor a child-like sex doll that used or employed a minor in the modeling for the
83.4 creation of the child-like sex doll is guilty of a felony and may be sentenced to imprisonment
83.5 for not more than ten years or to payment of a fine of not more than \$10,000, or both.

83.6 (b) A person who violates paragraph (a) is guilty of a felony and may be sentenced to
83.7 imprisonment for not more than 15 years or to payment of a fine of not more than \$20,000,
83.8 or both, if:

83.9 (1) the person has a prior conviction or delinquency adjudication for violating this section
83.10 or section 617.246, 617.247, or 617.248;

83.11 (2) the violation occurs when the person is a registered predatory offender under section
83.12 243.166; or

83.13 (3) the violation involved a minor under the age of 14 years.

83.14 Subd. 5. **Consent; mistake.** Neither consent to the modeling for the creation of a
83.15 child-like sex doll by a minor or the minor's parent, guardian, or custodian nor mistake as
83.16 to the minor's age is a defense to a charge of violation of this section.

83.17 Subd. 6. **Conditional release term.** Notwithstanding the statutory maximum sentence
83.18 otherwise applicable to the offense or any provision of the sentencing guidelines, when a
83.19 court commits a person to the custody of the commissioner of corrections for violating this
83.20 section, the court shall provide that after the person has been released from prison, the
83.21 commissioner shall place the person on conditional release for five years. If the person has
83.22 previously been convicted of a violation of this section, section 609.342, 609.343, 609.344,
83.23 609.345, 609.3451, 609.3453, 617.246, 617.247, or 617.248, or any similar statute of the
83.24 United States, this state, or any other state, the commissioner shall place the person on
83.25 conditional release for 15 years. The terms of conditional release are governed by section
83.26 609.3455, subdivision 8.

83.27 **EFFECTIVE DATE.** This section is effective August 1, 2025, and applies to crimes
83.28 committed on or after that date.

83.29 Sec. 24. **LIABILITY FOR MURDER COMMITTED BY ANOTHER;**
83.30 **RETROACTIVE APPLICATION.**

83.31 Subdivision 1. **Purpose.** Any person convicted of a violation of Minnesota Statutes,
83.32 section 609.185, paragraph (a), clause (1), under the theory of liability for crimes of another
84.1 and who is in the custody of the commissioner of corrections or under court supervision is
84.2 entitled to petition to have the person's conviction vacated pursuant to this section.

84.3 Subd. 2. **Notification.** (a) By September 1, 2026, the commissioner of corrections shall
84.4 notify individuals convicted of a violation of Minnesota Statutes, section 609.185, paragraph
84.5 (a), clause (1), of the right to file a preliminary application for relief if the person was

84.6 convicted of a violation of Minnesota Statutes, section 609.185, paragraph (a), clause (1),
84.7 and the person:

84.8 (1) did not cause the death of a human being; and

84.9 (2) did not intentionally aid, advise, hire, counsel, or conspire with or otherwise procure
84.10 another with premeditation or the intent to cause the death of a human being.

84.11 (b) The notice shall include the address of the court administration of the judicial district
84.12 of conviction.

84.13 (c) The commissioner of corrections may coordinate with the judicial branch to establish
84.14 a standardized notification form.

84.15 Subd. 3. **Preliminary application.** (a) An applicant shall submit a preliminary application
84.16 to the court administration of the judicial district in which the conviction took place. The
84.17 preliminary application must contain:

84.18 (1) the applicant's name and, if different, the name under which the person was convicted;

84.19 (2) the applicant's date of birth;

84.20 (3) the district court case number of the case for which the person is seeking relief;

84.21 (4) a statement as to whether the applicant was convicted following a trial or pursuant
84.22 to a plea;

84.23 (5) a statement as to whether the person filed a direct appeal from the conviction, a
84.24 petition for postconviction relief, or both;

84.25 (6) a brief statement, not to exceed 3,000 words, explaining why the applicant is entitled
84.26 to relief under this section from a conviction for the death of a human being caused by
84.27 another; and

84.28 (7) the name and address of any attorney representing the applicant.

84.29 (b) The preliminary application may contain:

85.1 (1) the name, date of birth, and district court case number of any other person charged
85.2 with, or convicted of, a crime arising from the same set of circumstances for which the
85.3 applicant was convicted; and

85.4 (2) a copy of a criminal complaint or indictment, or the relevant portions of a presentence
85.5 investigation or life imprisonment report, describing the facts of the case for which the
85.6 applicant was convicted.

85.7 (c) The judicial branch may establish a standardized preliminary application form, but
85.8 shall not reject a preliminary application for failure to use a standardized form.

85.9 (d) Any person seeking relief under this section must submit a preliminary application
85.10 no later than October 1, 2027. Submission is complete upon mailing.

85.11 (e) Submission of a preliminary application shall be without costs or any fees charged
85.12 to the applicant.

85.13 Subd. 4. **Review of preliminary application.** (a) Upon receipt of a preliminary
85.14 application, the chief judge of the judicial district in which the conviction took place shall
85.15 promptly assign the matter to a judge in that district.

85.16 (b) Within 90 days of receiving the preliminary application, the reviewing judge shall
85.17 determine whether, in the discretion of that judge, there is a reasonable probability that the
85.18 application is entitled to relief under this section.

85.19 (c) In making the determination under paragraph (b), the reviewing judge shall consider
85.20 the preliminary application and any materials submitted with the preliminary application
85.21 and may consider relevant records in the possession of the judicial branch.

85.22 (d) The court may summarily deny an application when:

85.23 (1) the application does not contain the information required under subdivision 3,
85.24 paragraph (a);

85.25 (2) the applicant is not in the custody of the commissioner of corrections or under court
85.26 supervision;

85.27 (3) the applicant was not convicted of a violation of Minnesota Statutes, section 609.185,
85.28 paragraph (a), clause (1), for crimes committed before August 1, 2025; or

85.29 (4) the issues raised in the application are not relevant to the relief available under this
85.30 section or have previously been decided by the court of appeals or the supreme court in the
85.31 same case.

86.1 (e) The court may also summarily deny an application if the applicant has filed a second
86.2 or successive preliminary application, any prior application was denied for a reason other
86.3 than that it did not contain the information required under subdivision 3, paragraph (a), and:

86.4 (1) the reviewing judge previously determined that there was a reasonable probability
86.5 that the applicant was entitled to relief, but a court determined that the petitioner did not
86.6 qualify for relief under subdivision 6;

86.7 (2) a previous application was submitted by an attorney representing the applicant; or

86.8 (3) the reviewing judge previously determined that there was not a reasonable probability
86.9 that the applicant is entitled to relief, the second or successive preliminary application does
86.10 not contain any additional information described in subdivision 3, paragraph (b), and the
86.11 second or successive preliminary application was submitted by someone other than an
86.12 attorney representing the applicant.

86.13 (f) If the reviewing judge determines that there is a reasonable probability that the
86.14 applicant is entitled to relief, the judge shall send notice to the applicant and the applicant's
86.15 attorney, if any, and the prosecutorial office responsible for prosecuting the applicant. In
86.16 the event the applicant is without counsel, the reviewing judge shall send notice to the state
86.17 public defender and shall advise the applicant of the referral.

86.18 (g) If the reviewing judge determines that there is not a reasonable probability that the
86.19 applicant is entitled to relief, the judge shall send notice to the applicant and the applicant's
86.20 attorney, if any. The notice must contain a brief statement explaining the reasons the
86.21 reviewing judge concluded that there is not a reasonable probability that the applicant is
86.22 entitled to relief.

86.23 Subd. 5. **Petition for relief; hearing.** (a) Unless extended for good cause, within 60
86.24 days of filing of the notice sent pursuant to subdivision 4, paragraph (f), the individual
86.25 seeking relief shall file and serve a petition to vacate the conviction. The petition must be
86.26 filed in the district court of the judicial district in the county where the conviction took place
86.27 and must contain the information identified in subdivision 3, paragraph (a), and a statement
86.28 of why the petitioner is entitled to relief. The petition may contain any other relevant
86.29 information, including police reports, trial transcripts, and plea transcripts involving the
86.30 petitioner or any other person investigated for, charged with, or convicted of a crime arising
86.31 out of the same set of circumstances for which the petitioner was convicted. The filing of
86.32 the petition and any document subsequent thereto and all proceedings thereon shall be
86.33 without costs or any fees charged to the petitioner.

87.1 (b) Upon filing of the petition, the prosecutor shall make a good faith and reasonable
87.2 effort to notify any person determined to be a victim of the underlying offense that a petition
87.3 has been filed.

87.4 (c) A county attorney representing the prosecutorial office shall respond to the petition
87.5 by answer or motion within 45 days after the filing of the petition pursuant to paragraph (a)
87.6 unless extended for good cause. The response shall be filed with the court administrator of
87.7 the district court and served on the petitioner if unrepresented or on the petitioner's attorney.
87.8 The response may serve notice of the intent to support the petition or include a statement
87.9 explaining why the petitioner is not entitled to relief along with any supporting documents.
87.10 The filing of the response and any document subsequent thereto and all proceedings thereon
87.11 shall be without costs or any fees charged to the county attorney.

87.12 (d) The petitioner may file a reply to the response filed by the county attorney within
87.13 15 days after the response is filed, unless extended for good cause.

87.14 (e) Within 30 days of the filing of the reply from the petitioner or, if no reply is filed,
87.15 within 30 days of the filing of the response from the county attorney, the court shall:

87.16 (1) issue an order and schedule the matter for sentencing or resentencing pursuant to
87.17 subdivision 6 if the county attorney indicates an intent to support the petition;

87.18 (2) issue an order denying the petition if additional information or submissions establish
87.19 that there is not a reasonable probability that the applicant is entitled to relief under this
87.20 section and include a memorandum identifying the additional information or submissions
87.21 and explaining the reasons why the court concluded that there is not a reasonable probability
87.22 that the applicant is entitled to relief; or

87.23 (3) schedule the matter for a hearing and issue any appropriate order regarding submission
87.24 of evidence or identification of witnesses.

87.25 (f) The hearing shall be held in open court and conducted pursuant to Minnesota Statutes,
87.26 section 590.04, except that the petitioner must be present at the hearing, unless excused
87.27 under Rules of Criminal Procedure, rule 26.03, subdivision 1, clause (3). The prosecutor
87.28 shall make a good faith and reasonable effort to notify any person determined to be a victim
87.29 of the hearing.

87.30 Subd. 6. **Determination; order; resentencing.** (a) A petitioner who was convicted of
87.31 a violation of Minnesota Statutes, section 609.185, paragraph (a), clause (1), is entitled to
87.32 relief if the petitioner shows by a preponderance of the evidence that the petitioner:

87.33 (1) did not cause the death of a human being; and

88.1 (2) did not intentionally aid, advise, hire, counsel, or conspire with or otherwise procure
88.2 another with premeditation or the intent to cause the death of a human being.

88.3 (b) If the court determines that the petitioner does not qualify for relief, the court shall
88.4 issue an order denying the petition. If the court determines that the petitioner is entitled to
88.5 relief, the court shall issue an order vacating the conviction for a violation of Minnesota
88.6 Statutes, section 609.185, paragraph (a), clause (1), and:

88.7 (1) resentence the petitioner for a remaining offense for which the petitioner was
88.8 convicted; or

88.9 (2) enter a conviction and impose a sentence for any lesser included offenses as described
88.10 in Minnesota Statutes, section 631.14.

88.11 (c) If the court intends to enter a conviction and impose a sentence for a lesser included
88.12 offense, the court must hold a hearing to determine the appropriate offense.

88.13 (d) If, pursuant to paragraph (b), the court either resentsences a petitioner or imposes a
88.14 sentence, the court shall also resentence the petitioner for any other offense if the sentence
88.15 was announced by a district court of the same county, the sentence was either ordered to
88.16 be served consecutively to the vacated conviction or the criminal history calculation for
88.17 that sentence included the vacated sentence, and the changes made pursuant to paragraph
88.18 (b) would have resulted in a different criminal history score being used at the time of
88.19 sentencing.

88.20 (e) The court shall state in writing or on the record the reasons for its decision on the
88.21 petition.

88.22 (f) If the court intends to resentence a petitioner or impose a sentence on a petitioner,
88.23 the court must hold the hearing at a time that allows any victim an opportunity to submit a
88.24 statement consistent with Minnesota Statutes, section 611A.038. The prosecutor shall make
88.25 a good faith and reasonable effort to notify any person determined to be a victim of the
88.26 hearing and the right to submit or make a statement. A sentence imposed under this
88.27 subdivision shall not increase the petitioner's total period of confinement or, if the petitioner
88.28 was serving a stayed sentence, increase the period of supervision. The court may increase
88.29 the period of confinement for a sentence that was ordered to be served consecutively to the
88.30 vacated conviction based on a change in the appropriate criminal history score, provided
88.31 the court does not increase the petitioner's total period of confinement. A person resentence
88.32 under this paragraph is entitled to credit for time served in connection with the vacated
88.33 offense.

89.1 (g) Relief granted under this section shall not be treated as an exoneration for purposes
89.2 of the Incarceration and Exoneration Remedies Act.

89.3 (h) If the court enters a conviction under this subdivision, the court shall ensure that the
89.4 date of the conviction being entered is the same as that of the original conviction.

89.5 **EFFECTIVE DATE.** This section is effective August 1, 2025.

49.23 Sec. 19. Minnesota Statutes 2024, section 626.8516, subdivision 4, is amended to read:

49.24 Subd. 4. **Forms.** The commissioner must prepare the necessary grant application forms
49.25 and make the forms available on the agency's public website no later than December 31,
49.26 ~~2023~~ 2026.

49.27 **EFFECTIVE DATE.** This section is effective retroactively from July 1, 2023.

49.28 Sec. 20. Minnesota Statutes 2024, section 626.8516, subdivision 5, is amended to read:

49.29 Subd. 5. **Intensive education and skills training program.** No later than December
49.30 31, ~~2023~~ 2026, the commissioner, in consultation with the executive director of the board
49.31 and the institutions designated as education providers under subdivision 6, shall develop
50.1 an intensive comprehensive law enforcement education and skills training curriculum that
50.2 will provide eligible peace officer candidates with the law enforcement education and skills
50.3 training needed to be licensed as a peace officer. The curriculum must be designed to be
50.4 completed in eight months or less and shall be offered at the institutions designated under
50.5 subdivision 6. The curriculum may overlap, coincide with, or draw upon existing law
50.6 enforcement education and training programs at institutions designated as education providers
50.7 under subdivision 6. The executive director of the board may designate existing law
50.8 enforcement education and training programs that are designed to be completed in eight

50.9 months or less as intensive comprehensive law enforcement education and skills training
50.10 programs for the purposes of this section.

50.11 **EFFECTIVE DATE.** This section is effective retroactively from July 1, 2023.

50.12 Sec. 21. Minnesota Statutes 2024, section 626.8516, subdivision 6, is amended to read:

50.13 Subd. 6. **Education providers; sites.** (a) No later than October 1, ~~2023~~ 2026, the Board
50.14 of Trustees of the Minnesota State Colleges and Universities shall designate at least two
50.15 regionally diverse system campuses to provide the required intensive comprehensive law
50.16 enforcement education and skills training to eligible peace officer candidates.

50.17 (b) In addition to the campuses designated under paragraph (a), the commissioner may
50.18 designate private, ~~nonprofit~~ postsecondary institutions to provide the required intensive
50.19 comprehensive law enforcement education and skills training to eligible peace officer
50.20 candidates.

50.21 (c) Effective July 1, 2025, the Board of Regents of the University of Minnesota may
50.22 request that the commissioner designate one or more campuses to provide intensive
50.23 comprehensive law enforcement education and skills training to eligible peace officer
50.24 candidates. Upon such a request, the commissioner may designate at least one of the requested
50.25 campuses.

50.26 **EFFECTIVE DATE.** This section is effective retroactively from July 1, 2023.

50.27 Sec. 22. Minnesota Statutes 2024, section 628.26, is amended to read:

50.28 **628.26 LIMITATIONS.**

50.29 (a) Indictments or complaints for any crime resulting in the death of the victim may be
50.30 found or made at any time after the death of the person killed.

50.31 (b) Indictments or complaints for a violation of section 609.25 may be found or made
50.32 at any time after the commission of the offense.

51.1 (c) Indictments or complaints for violation of section 609.282 may be found or made at
51.2 any time after the commission of the offense if the victim was under the age of 18 at the
51.3 time of the offense.

51.4 (d) Indictments or complaints for violation of section 609.282 where the victim was 18
51.5 years of age or older at the time of the offense, or 609.42, subdivision 1, clause (1) or (2),
51.6 shall be found or made and filed in the proper court within six years after the commission
51.7 of the offense.

51.8 (e) Indictments or complaints for violation of sections 609.322, 609.342 to 609.345, and
51.9 609.3458 may be found or made at any time after the commission of the offense.

- 51.10 (f) Indictments or complaints for a violation of section 609.561 shall be found or made
51.11 and filed in the proper court within ten years after the commission of the offense.
- 51.12 ~~(f)~~ (g) Indictments or complaints for violation of sections 609.466 and 609.52, subdivision
51.13 2, paragraph (a), clause (3), item (iii), shall be found or made and filed in the proper court
51.14 within six years after the commission of the offense.
- 51.15 ~~(g)~~ (h) Indictments or complaints for violation of section 609.2335, 609.52, subdivision
51.16 2, paragraph (a), clause (3), items (i) and (ii), (4), (15), or (16), 609.631, or 609.821, where
51.17 the value of the property or services stolen is more than \$35,000, or for violation of section
51.18 609.527 where the offense involves eight or more direct victims or the total combined loss
51.19 to the direct and indirect victims is more than \$35,000, shall be found or made and filed in
51.20 the proper court within five years after the commission of the offense.
- 51.21 ~~(h)~~ (i) Except for violations relating to false material statements, representations or
51.22 omissions, indictments or complaints for violations of section 609.671 shall be found or
51.23 made and filed in the proper court within five years after the commission of the offense.
- 51.24 ~~(i)~~ (j) Indictments or complaints for violation of sections ~~609.561 to~~ 609.562 and 609.563,
51.25 shall be found or made and filed in the proper court within five years after the commission
51.26 of the offense.
- 51.27 ~~(j)~~ (k) Indictments or complaints for violation of section 609.746 shall be found or made
51.28 and filed in the proper court within the later of three years after the commission of the
51.29 offense or three years after the offense was reported to law enforcement authorities.
- 51.30 ~~(k)~~ (l) In all other cases, indictments or complaints shall be found or made and filed in
51.31 the proper court within three years after the commission of the offense.
- 51.32 ~~(l)~~ (m) The limitations periods contained in this section shall exclude any period of time
51.33 during which the defendant was not an inhabitant of or usually resident within this state.
- 52.1 ~~(m)~~ (n) The limitations periods contained in this section for an offense shall not include
52.2 any period during which the alleged offender participated under a written agreement in a
52.3 pretrial diversion program relating to that offense.
- 52.4 ~~(n)~~ (o) The limitations periods contained in this section shall not include any period of
52.5 time during which physical evidence relating to the offense was undergoing DNA analysis,
52.6 as defined in section 299C.155, unless the defendant demonstrates that the prosecuting or
52.7 law enforcement agency purposefully delayed the DNA analysis process in order to gain
52.8 an unfair advantage.
- 52.9 **EFFECTIVE DATE.** This section is effective August 1, 2025, and applies to crimes
52.10 committed on or after that date and to crimes committed before that date if the limitations
52.11 period for the crime did not expire before August 1, 2025.

52.12 Sec. 23. Minnesota Statutes 2024, section 629.344, is amended to read:

52.13 **629.344 CRIMINAL VEHICULAR OPERATION AND MANSLAUGHTER;**
52.14 **CERTIFICATION OF PROBABLE CAUSE BY PEACE OFFICER.**

52.15 If a peace officer determines that probable cause exists to believe that a person has
52.16 violated section 609.2112, subdivision 1, paragraph (a), ~~clause (2), (3), (4), (5), or (6);~~
52.17 609.2113, subdivision 1, ~~clause (2), (3), (4), (5), or (6); subdivision 2, clause (2), (3), (4),~~
52.18 ~~(5), or (6); or subdivision 3, clause (2), (3), (4), (5), or (6); or 609.2114, subdivision 1,~~
52.19 ~~paragraph (a), clause (2), (3), (4), (5), or (6); or subdivision 2, clause (2), (3), (4), (5), or~~
52.20 ~~(6),~~ the officer shall certify this determination and notify the commissioner of public safety.

52.21 **EFFECTIVE DATE.** This section is effective August 1, 2025, and applies to
52.22 determinations by a peace officer that probable cause exists made on or after that date.