

121.13                                   **ARTICLE 8**

121.14                                   **CORRECTIONAL PROVISIONS**

121.15       Section 1. Minnesota Statutes 2024, section 14.03, subdivision 3, is amended to read:

121.16           Subd. 3. **Rulemaking procedures.** (a) The definition of a rule in section 14.02,

121.17 subdivision 4, does not include:

121.18           (1) rules concerning only the internal management of the agency or other agencies that

121.19 do not directly affect the rights of or procedures available to the public;

121.20           (2) an application deadline on a form; and the remainder of a form and instructions for

121.21 use of the form to the extent that they do not impose substantive requirements other than

121.22 requirements contained in statute or rule;

121.23           (3) the curriculum adopted by an agency to implement a statute or rule permitting or

121.24 mandating minimum educational requirements for persons regulated by an agency, provided

121.25 the topic areas to be covered by the minimum educational requirements are specified in

121.26 statute or rule;

121.27           (4) procedures for sharing data among government agencies, provided these procedures

121.28 are consistent with chapter 13 and other law governing data practices.

121.29           (b) The definition of a rule in section 14.02, subdivision 4, does not include:

121.30           (1) rules of the commissioner of corrections;

122.1           (i) relating to the release, placement, term, revocation, and supervision of inmates on

122.2 work release, on parole, or serving a supervised release or conditional release term;

122.3           (ii) on the internal management of institutions under the commissioner's control, ~~and~~

122.4 ~~rules adopted;~~ and

122.5           (iii) under section 609.105 governing the inmates of ~~these~~ institutions under the

122.6 commissioner's control;

122.7           (2) rules relating to weight limitations on the use of highways when the substance of the

122.8 rules is indicated to the public by means of signs;

122.9           (3) opinions of the attorney general;

122.10          (4) the data element dictionary and the annual data acquisition calendar of the Department

122.11 of Education to the extent provided by section 125B.07;

122.12          (5) the occupational safety and health standards provided in section 182.655;

122.13          (6) revenue notices and tax information bulletins of the commissioner of revenue;

122.14          (7) uniform conveyancing forms adopted by the commissioner of commerce under

122.15 section 507.09;

52.23                                   **ARTICLE 5**

52.24                                   **CORRECTIONS POLICY**

122.16 (8) standards adopted by the Electronic Real Estate Recording Commission established  
122.17 under section 507.0945; or

122.18 (9) the interpretive guidelines developed by the commissioner of human services to the  
122.19 extent provided in chapter 245A.

122.20 Sec. 2. Minnesota Statutes 2024, section 201.014, subdivision 2a, is amended to read:

122.21 Subd. 2a. **Felony conviction; restoration of civil right to vote.** An individual who is  
122.22 ineligible to vote because of a felony conviction has the civil right to vote restored during  
122.23 any period when the individual is not incarcerated for the offense. If the individual is later  
122.24 incarcerated for the offense, the individual's civil right to vote is lost only during that period  
122.25 of incarceration. For purposes of this subdivision only, an individual on work release under  
122.26 section 241.26 or 244.065 or an individual released under section 631.425 is not deemed  
122.27 to be incarcerated.

122.28 Sec. 3. Minnesota Statutes 2024, section 241.26, subdivision 1, is amended to read:

122.29 Subdivision 1. **Commissioner Granting work release.** ~~When consistent with the public~~  
122.30 ~~interest and the public safety,~~ (a) The commissioner of corrections may conditionally release  
123.1 an inmate ~~who is eligible and being considered for release under section 243.05,~~ to work  
123.2 at paid employment, seek employment, or participate in a vocational training or educational  
123.3 program.;

123.4 (1) when consistent with the public interest and the public safety; and

123.5 (2) if the inmate has served at least one-half of the term of imprisonment.

123.6 (b) Release under this subdivision is an extension of the limits of confinement, and each  
123.7 inmate ~~so released shall~~ must be confined in the correctional facility from which released  
123.8 or in some other suitable place of confinement designated by the commissioner of corrections  
123.9 during the hours the inmate is not employed, seeking employment, or engaged in a vocational  
123.10 training or educational program, or, if employed, seeking employment, or engaged in a  
123.11 vocational training or educational program, between the hours of such activity.

123.12 (c) A reasonable allowance for travel time and meals shall be permitted.

123.13 Sec. 4. Minnesota Statutes 2024, section 241.26, subdivision 3, is amended to read:

123.14 Subd. 3. **Rules Policy.** The commissioner of corrections ~~shall establish rules for placement~~  
123.15 ~~and supervision of such~~ must adopt policy for placing and supervising inmates under  
123.16 subdivision 1 and for ~~administration of~~ administering programs authorized by this section.  
123.17 ~~When consistent with the public interest,~~ the commissioner may grant furloughs to ~~those~~  
123.18 inmates participating in the programs authorized by this section who have spent at least 30  
123.19 days in a residential work release center operated by or under the control of the commissioner  
123.20 for a period ~~of time~~ not to exceed their supervised release date.

123.21 Sec. 5. Minnesota Statutes 2024, section 241.26, subdivision 4, is amended to read:

123.22 Subd. 4. ~~Revocation~~ **Rescinding work release.** The willful failure of an inmate to report  
123.23 to or return from planned employment, seeking employment, educational or vocational  
123.24 training, or furlough as provided in subdivision 3 ~~shall be~~ is considered an escape under  
123.25 section 609.485. If an inmate violates any of the policy rules provided for in under  
123.26 subdivision 3, the inmate's work placement, educational, or vocational training privileges  
123.27 may be withdrawn by the commissioner.

123.28 Sec. 6. Minnesota Statutes 2024, section 241.26, subdivision 5, is amended to read:

123.29 Subd. 5. **Earnings; work release account.** (a) The net earnings of each inmate  
123.30 participating in the work release program provided by this section may be collected by or  
123.31 forwarded to the commissioner of corrections for deposit to the account of the inmate in  
124.1 the work release account in the state treasury, or the inmate may be permitted to collect,  
124.2 retain, and expend the net earnings from the inmate's employment ~~under rules established~~  
124.3 according to policy adopted by the commissioner of corrections. The money collected by  
124.4 or forwarded to the commissioner ~~under the rules shall remain~~ remains under the control  
124.5 of the commissioner for the sole benefit of the inmate. After making deductions for the  
124.6 payment of state and local taxes, if necessary, and for repayment of advances and gate  
124.7 money as provided in section 243.24, wages under the control of the commissioner and  
124.8 wages retained by the inmate may be disbursed by the commissioner or expended by the  
124.9 inmate for the following purposes and in the following order:

124.10 (1) the cost of the inmate's keep as determined by subdivision 7, which money shall be  
124.11 deposited in the general fund of the state treasury if the inmate is housed in a state  
124.12 correctional facility, or shall be paid directly to the place of confinement as designated by  
124.13 the commissioner pursuant to subdivision 1;

124.14 (2) necessary travel expense to and from work and other incidental expenses of the  
124.15 inmate;

124.16 (3) support of inmate's dependents, if any;

124.17 (4) court-ordered restitution, if any;

124.18 (5) fines, surcharges, or other fees assessed or ordered by the court;

124.19 (6) contribution to any programs established by law to aid victims of crime, provided  
124.20 that the contribution must not be more than 20 percent of the inmate's gross wages;

124.21 (7) restitution to the commissioner of corrections ordered by a prison disciplinary hearing  
124.22 officer for damage to property caused by an inmate's conduct;

124.23 (8) restitution to staff ordered by a prison disciplinary hearing officer for damage to  
124.24 property caused by an inmate's conduct;

124.25 (9) restitution to another inmate ordered by a prison disciplinary hearing officer for  
124.26 personal injury to another caused by an inmate's conduct;

124.27 (10) after the above expenditures, the inmate shall have discretion to direct payment of  
124.28 the balance, if any, upon proper proof of personal legal debts; and

124.29 (11) the balance, if any, shall be disbursed to the inmate as provided in section 243.24,  
124.30 subdivision 1.

124.31 (b) The commissioner may authorize the payment of court-ordered restitution from an  
124.32 inmate's wages when the restitution was court ordered as a sanction for the conviction of  
125.1 an offense which is not the offense of commitment, including offenses which occurred prior  
125.2 to the offense for which the inmate was committed to the commissioner. All money in the  
125.3 work release account are appropriated annually to the commissioner of corrections for the  
125.4 purposes of the work release program.

125.5 Sec. 7. Minnesota Statutes 2024, section 241.26, is amended by adding a subdivision to  
125.6 read:

125.7 Subd. 8. Exempt from rulemaking. A commissioner policy or policy rule under this  
125.8 section is not a rule under chapter 14 and is exempt from the rulemaking provisions under  
125.9 chapter 14, including section 14.386.

125.10 Sec. 8. Minnesota Statutes 2024, section 241.80, is amended to read:

125.11 **241.80 AMERICAN INDIAN CULTURAL PROGRAM.**

125.12 Subdivision 1. **Authority.** The commissioner of corrections shall develop a policy to  
125.13 provide the cultural programming services listed in subdivision 2 to American Indian inmates  
125.14 incarcerated individuals of all juvenile and adult state correctional facilities and  
125.15 community-based correctional programs. The commissioner may, within the limits of  
125.16 available money, contract with appropriate American Indian private, nonprofit organizations  
125.17 to provide the cultural programming services.

125.18 Subd. 2. **Cultural programming services.** The policy shall include, but need not be  
125.19 limited to, providing, within the limits of available money, spiritual and cultural programming  
125.20 services having the following purposes:

125.21 (1) the teaching of good work habits and the development of motivation through work  
125.22 education and training needed for postincarceration self-sufficiency;

125.23 (2) the development of ~~cultural pride to improve~~ strengthened American Indian self-image  
125.24 identity;

125.25 (3) the development of an understanding of and an adjustment to the cultural differences  
125.26 between American Indians and other ethnic groups;

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1.10 Section 1. Minnesota Statutes 2024, section 241.80, is amended to read:

1.11 **241.80 AMERICAN INDIAN CULTURAL PROGRAM.**

1.12 Subdivision 1. **Authority.** The commissioner of corrections shall develop a policy to  
1.13 provide the cultural programming services listed in subdivision 2 to American Indian inmates  
1.14 incarcerated individuals of all juvenile and adult state correctional facilities and  
1.15 community-based correctional programs. The commissioner may, within the limits of  
1.16 available money, contract with appropriate American Indian private, nonprofit organizations  
1.17 to provide the cultural programming services.

1.18 Subd. 2. **Cultural programming services.** The policy shall include, but need not be  
1.19 limited to, providing, within the limits of available money, spiritual and cultural programming  
1.20 services having the following purposes:

1.21 (1) the teaching of good work habits and the development of motivation through work  
1.22 education and training needed for postincarceration self-sufficiency;

1.23 (2) the development of ~~cultural pride to improve~~ strengthened American Indian self-image  
1.24 identity;

2.1 (3) the development of an understanding of and an adjustment to the cultural differences  
2.2 between American Indians and other ethnic groups;

125.27 (3) improved understanding of American Indian culture, traditions, and spiritual practices  
125.28 for Department of Corrections staff;

125.29 (4) the development of ~~attitudes of mutual trust, respect, and understanding among~~  
125.30 ~~American Indian family members~~ partnerships with Tribal Nations to address the unique  
126.1 needs of American Indian incarcerated individuals and promote approaches to rehabilitation  
126.2 specific to this population;

126.3 (5) ~~the fostering of~~ increased availability of ~~medicine men and~~ American Indian spiritual  
126.4 leaders to teach American Indian ~~inmates~~ incarcerated individuals about American Indian  
126.5 history; ~~cultural sensitivity, and religion~~ and spiritual practices;

126.6 (6) the involvement of American Indian ~~inmates~~ incarcerated individuals in those aspects  
126.7 of the correctional system that will aid in their rehabilitation; and

126.8 (7) the provision of services to American Indian ~~inmates~~ incarcerated individuals that  
126.9 will facilitate their reentry into the community.

126.10 Sec. 9. Minnesota Statutes 2024, section 242.10, is amended to read:

126.11 **242.10 HEARING OFFICERS, POWERS; PROBATION, COMMITMENT,**  
126.12 **PAROLE.**

126.13 Subdivision 1. **Designated hearing officers.** The commissioner of corrections may  
126.14 designate from among the members of the commissioner's staff; one or more hearing officers  
126.15 and delegate to them the authority to grant or revoke probation, commit to an institution,  
126.16 grant or revoke parole, or issue final discharge to any person under the control of the  
126.17 commissioner pursuant to a commitment committed to the commissioner by a juvenile court  
126.18 of this state.

126.19 Subd. 2. **Appealing order of hearing officer.** Any person aggrieved by an order issued  
126.20 by a hearing officer may appeal to the commissioner or to a review panel established by  
126.21 the commissioner a designee within the department pursuant according to rules policy issued  
126.22 by the commissioner.

126.23 Subd. 3. **Exempt from rulemaking.** A commissioner policy under this section is not a  
126.24 rule under chapter 14 and is exempt from the rulemaking provisions under chapter 14,  
126.25 including section 14.386.

126.26 Sec. 10. Minnesota Statutes 2024, section 242.19, subdivision 3, is amended to read:

126.27 Subd. 3. **Retaking absconding and other person.** ~~The written order of the commissioner~~  
126.28 ~~of corrections is authority to any peace officer or parole or probation officer~~ Warrants to  
126.29 take and detain any child committed to the commissioner of corrections by a juvenile court  
126.30 who absconds from field supervision or escapes from confinement, violates furlough  
126.31 conditions, or is released from court while on institution status are governed according to  
126.32 section 243.051. Any person of the age of 18 years or older who is taken into custody under

2.3 (3) improved understanding of American Indian culture, traditions, and spiritual practices  
2.4 for Department of Corrections staff;

2.5 (4) the development of ~~attitudes of mutual trust, respect, and understanding among~~  
2.6 ~~American Indian family members~~ partnerships with Tribal Nations to address the unique  
2.7 needs of American Indian incarcerated individuals and promote approaches to rehabilitation  
2.8 specific to this population;

2.9 (5) ~~the fostering of~~ increased availability of ~~medicine men and~~ American Indian spiritual  
2.10 leaders to teach American Indian ~~inmates~~ incarcerated individuals about American Indian  
2.11 history; ~~and cultural sensitivity, and religion~~ and spiritual practices;

2.12 (6) the involvement of American Indian ~~inmates~~ incarcerated individuals in those aspects  
2.13 of the correctional system that will aid in their rehabilitation; and

2.14 (7) the provision of services to American Indian ~~inmates~~ incarcerated individuals that  
2.15 will facilitate their reentry into the community.

127.1 ~~the provisions of this subdivision may be detained as provided in section 260B.181,~~  
127.2 ~~subdivision 4.~~

127.3 Sec. 11. Minnesota Statutes 2024, section 242.44, is amended to read:

127.4 **242.44 PUPILS JUVENILES.**

127.5 Subdivision 1. **Receiving and housing juveniles.** The commissioner of corrections, so  
127.6 far as the accommodations of the correctional facilities and other means at the commissioner's  
127.7 disposal will permit, may receive juvenile delinquents and juvenile offenders serving a  
127.8 juvenile disposition under section 260B.130, subdivision 4. The commissioner's housing  
127.9 of these individuals must be consistent with federal and state law, including established  
127.10 admissions criteria for Minnesota Correctional Facility-Red Wing. The commissioner may  
127.11 place these youths at employment, may provide education suitable to their years and capacity,  
127.12 and may place them in suitable homes.

127.13 Subd. 2. **Parole or discharge.** (a) Under ~~rules~~ policy prescribed by the commissioner,  
127.14 when deemed best for these youths, persons committed to the commissioner's care and  
127.15 custody by a juvenile court may be paroled or discharged from the facility by the  
127.16 commissioner.

127.17 (b) A commissioner policy under this subdivision is not a rule under chapter 14 and is  
127.18 exempt from the rulemaking provisions under chapter 14, including section 14.386.

127.19 Subd. 3. **Youth in facility.** All ~~pupils~~ youth in the facility ~~shall~~ must be clothed,  
127.20 instructed, and maintained by the commissioner of corrections.

127.21 Sec. 12. Minnesota Statutes 2024, section 243.05, subdivision 1, is amended to read:

127.22 Subdivision 1. **Conditional release.** (a) The Supervised Release Board may parole any  
127.23 person sentenced to confinement in any state correctional facility for adults under the control  
127.24 of the commissioner of corrections, provided that:

127.25 (1) no inmate serving a life sentence for committing murder before May 1, 1980, other  
127.26 than murder committed in violation of clause (1) of section 609.185 who has not been  
127.27 previously convicted of a felony shall be paroled without having served 20 years, less the  
127.28 diminution that would have been allowed for good conduct had the sentence been for 20  
127.29 years;

127.30 (2) no inmate serving a life sentence for committing murder before May 1, 1980, who  
127.31 has been previously convicted of a felony or though not previously convicted of a felony  
127.32 is serving a life sentence for murder in the first degree committed in violation of clause (1)  
128.1 of section 609.185 shall be paroled without having served 25 years, less the diminution  
128.2 which would have been allowed for good conduct had the sentence been for 25 years;

128.3 (3) any inmate sentenced prior to September 1, 1963, who would be eligible for parole  
128.4 had the inmate been sentenced after September 1, 1963, shall be eligible for parole; and

128.5 (4) any new rule or policy or change of rule or policy adopted by the commissioner of  
128.6 corrections which has the effect of postponing eligibility for parole has prospective effect  
128.7 only and applies only with respect to persons committing offenses after the effective date  
128.8 of the new rule or policy or change.

128.9 (b) Upon being paroled and released, an inmate is and remains in the legal custody and  
128.10 under the control of the commissioner, subject at any time to be returned to a facility of the  
128.11 Department of Corrections established by law for the confinement or treatment of convicted  
128.12 persons and the parole rescinded by the commissioner.

128.13 ~~(e) The written order of the commissioner of corrections, is sufficient authority for any~~  
128.14 ~~peace officer, state correctional investigator, or state parole and probation agent to retake~~  
128.15 ~~and place in actual custody any person on parole or supervised release. In addition, when~~  
128.16 ~~it appears necessary in order to prevent escape or enforce discipline, any state parole and~~  
128.17 ~~probation agent or state correctional investigator may, without order of warrant, take and~~  
128.18 ~~detain a parolee or person on supervised release or work release and bring the person to the~~  
128.19 ~~commissioner for action.~~

128.20 ~~(d) The written order of the commissioner of corrections is sufficient authority for any~~  
128.21 ~~peace officer, state correctional investigator, or state parole and probation agent to retake~~  
128.22 ~~and place in actual custody any person on probation under the supervision of the~~  
128.23 ~~commissioner pursuant to section 609.135. Additionally, when it appears necessary in order~~  
128.24 ~~to prevent escape or enforce discipline, any state parole and probation agent or state~~  
128.25 ~~correctional investigator may, without an order, retake and detain a probationer and bring~~  
128.26 ~~the probationer before the court for further proceedings under section 609.14.~~

128.27 ~~(e) The written order of the commissioner of corrections is sufficient authority for any~~  
128.28 ~~peace officer, state correctional investigator, or state parole and probation agent to detain~~  
128.29 ~~any person on pretrial release who absconds from pretrial release or fails to abide by the~~  
128.30 ~~conditions of pretrial release.~~

128.31 ~~(f) (c)~~ Persons conditionally released, and those on probation under the supervision of  
128.32 the commissioner of corrections pursuant to section 609.135 may be placed within or outside  
128.33 the boundaries of the state at the discretion of the commissioner of corrections or the court,  
128.34 and the limits fixed for these persons may be enlarged or reduced according to their conduct.

129.1 ~~(g) (d)~~ Except as otherwise provided in subdivision 1b, in considering applications for  
129.2 conditional release or discharge, the commissioner is not required to hear oral argument  
129.3 from any attorney or other person not connected with an adult correctional facility of the  
129.4 Department of Corrections in favor of or against the parole or release of any inmates. The  
129.5 commissioner may institute inquiries by correspondence, taking testimony, or otherwise,  
129.6 as to the previous history, physical or mental condition, and character of the inmate and, to  
129.7 that end, has the authority to require the attendance of the chief executive officer of any  
129.8 state adult correctional facility and the production of the records of these facilities, and to  
129.9 compel the attendance of witnesses. The commissioner is authorized to administer oaths to  
129.10 witnesses for these purposes.

129.11 ~~(H)~~ (e) Before revoking a nonviolent controlled substance offender's parole or probation  
129.12 based on a technical violation, when the offender does not present a risk to the public and  
129.13 the offender is amenable to continued supervision in the community, a parole or probation  
129.14 agent must identify community options to address and correct the violation including, but  
129.15 not limited to, inpatient substance use disorder treatment. If a probation or parole agent  
129.16 determines that community options are appropriate and available in the state, the agent must  
129.17 seek to restructure the offender's terms of release to incorporate those options. If an offender  
129.18 on probation stipulates in writing to restructure the terms of release, a probation agent must  
129.19 forward a report to the district court containing:

129.20 (1) the specific nature of the technical violation of probation;

129.21 (2) the recommended restructure to the terms of probation; and

129.22 (3) a copy of the offender's signed stipulation indicating that the offender consents to  
129.23 the restructuring of probation.

129.24 ~~(H)~~ (f) The recommended restructuring of probation becomes effective when confirmed  
129.25 by a judge. The order of the court is proof of confirmation and amends the terms of the  
129.26 sentence imposed by the court under section 609.135.

129.27 ~~(H)~~ (g) If a nonviolent controlled substance offender's parole or probation is revoked, the  
129.28 offender's agent must first attempt to place the offender in a local jail.

129.29 ~~(H)~~ (h) For purposes of paragraphs ~~(H)~~ (e) to ~~(H)~~ (g):

129.30 (1) "nonviolent controlled substance offender" means a person who meets the criteria  
129.31 described under section 244.0513, subdivision 2, clauses (1), (2), and (5); and

130.1 (2) "technical violation" means any violation of a court order of probation or a condition  
130.2 of parole, except an allegation of a subsequent criminal act that is alleged in a formal  
130.3 complaint, citation, or petition.

130.4 Sec. 13. Minnesota Statutes 2024, section 243.05, subdivision 2, is amended to read:

130.5 Subd. 2. ~~Rules Policy on conditional release.~~ (a) The commissioner of corrections ~~may~~  
130.6 ~~must~~ adopt rules in accordance with chapter 14, the Administrative Procedure Act, policy  
130.7 governing the procedures for granting of conditional release and final discharge. The ~~rules~~  
130.8 policy may provide for the conduct and employment of persons conditionally released; and  
130.9 other matters necessary to implement the duties conferred by law upon the commissioner  
130.10 with respect to conditional release and discharge of persons.

130.11 (b) A commissioner policy under this subdivision is not a rule under chapter 14 and is  
130.12 exempt from the rulemaking provisions under chapter 14, including section 14.386.

130.13 (c) For purposes of this subdivision, "conditional release" means a person on parole,  
130.14 work release, or supervised release.



130.15 Sec. 14. Minnesota Statutes 2024, section 243.05, subdivision 4, is amended to read:

130.16 Subd. 4. **Hearing officers; powers; duties.** To carry out the powers and duties conferred  
130.17 by this section, the commissioner of corrections may designate from among staff members;  
130.18 one or more hearing officers and delegate to them any of the powers and duties conferred  
130.19 by this section. In the exercise of their delegated powers and duties the hearing officers  
130.20 shall be subject to the rules prescribed by the commissioner of corrections.

130.21 Sec. 15. **[243.051] WARRANTS AND STOP ORDERS.**

130.22 Subdivision 1. **Warrants and stop orders; commissioner policy.** (a) For purposes of  
130.23 this section, "commissioner" means the commissioner of corrections.

130.24 (b) Consistent with this section, the commissioner must adopt policy governing warrants  
130.25 and stop orders.

130.26 (c) A commissioner policy under this section is not a rule under chapter 14 and is exempt  
130.27 from the rulemaking provisions under chapter 14, including section 14.386.

130.28 Subd. 2. **Warrants; generally.** (a) The commissioner may issue warrants, including  
130.29 nationwide warrants, for apprehension and detention in any of the following circumstances:

131.1 (1) when a person under the commissioner's supervision, including but not limited to a  
131.2 person on parole, supervised release, conditional release, work release, or probation, absconds  
131.3 from supervision or fails to abide by the conditions of their release;

131.4 (2) when a person on pretrial release absconds from pretrial release or fails to abide by  
131.5 the conditions of pretrial release;

131.6 (3) when an inmate escapes from any state correctional facility under the commissioner's  
131.7 control;

131.8 (4) when a convicted defendant fails to report postsentencing to their county authority  
131.9 or to a state correctional facility; or

131.10 (5) when a child committed to the commissioner by a juvenile court absconds from field  
131.11 supervision, escapes from confinement, violates furlough conditions, or is released from  
131.12 court while on institution status.

131.13 (b) For an inmate under paragraph (a), clause (3), the commissioner must use all proper  
131.14 means to apprehend and return the inmate, which may include offering a reward of no more  
131.15 than \$100 to be paid from the state treasury, for information leading to the arrest and return  
131.16 to custody of the inmate.

131.17 (c) Any individual 18 years of age or older who is taken into custody under paragraph  
131.18 (a), clause (5), may be detained according to section 260B.181, subdivision 4.

131.19 Subd. 3. **Warrant authority.** A warrant issued by the commissioner is sufficient authority  
131.20 for any peace officer, state correctional investigator, or state parole or probation agent to  
131.21 retake and place in actual custody any person.

131.22 Subd. 4. **Preventing escape or enforcing discipline.** When it appears necessary to  
131.23 prevent escape or enforce discipline, any state parole and probation agent or state correctional  
131.24 investigator may, without a warrant:

131.25 (1) take and detain any person on probation, parole, supervised release, conditional  
131.26 release, or work release; and

131.27 (2) take one of the following actions:

131.28 (i) for a person on probation, bring them before the court for further proceedings under  
131.29 section 609.14; or

131.30 (ii) for a person on parole, supervised release, conditional release, or work release, bring  
131.31 them to the commissioner for action.

132.1 Subd. 5. **Stop time.** The commissioner may stop the time from running on sentences of  
132.2 persons until they are taken into custody in the following circumstances:

132.3 (1) releasees who have absconded from supervision;

132.4 (2) inmates who have escaped from a state correctional facility; or

132.5 (3) convicted defendants who have failed to report postsentencing.

132.6 Sec. 16. Minnesota Statutes 2024, section 243.88, subdivision 2, is amended to read:

132.7 Subd. 2. **Private industry employment.** (a) Any corporation operating a factory or  
132.8 other business or commercial enterprise under this section may employ selected inmates of  
132.9 the correctional institution upon whose grounds it operates and persons conditionally released  
132.10 subject to the provisions of section 241.26. Persons conditionally released as provided in  
132.11 this subdivision ~~shall be deemed to be~~ are parolees within the purview of United States  
132.12 Code, title 49, section 60.

132.13 (b) Except as prohibited by applicable provisions of the United States Code, inmates of  
132.14 state correctional institutions may be employed in the manufacture and processing of goods,  
132.15 wares and merchandise for introduction into interstate commerce, provided that they are  
132.16 paid no less than the prevailing minimum wages for work of a similar nature performed by  
132.17 employees with similar skills in the locality in which the work is being performed.

132.18 ~~Under rules~~ (c) As prescribed by the commissioner of corrections, a portion of the wages  
132.19 of each inmate employed as authorized by this subdivision, in an amount to be determined  
132.20 by the commissioner, shall be set aside and kept ~~by the chief executive officer of the facility~~  
132.21 in the public welfare fund of the state for the benefit of the inmate and for the purpose of  
132.22 assisting the inmate when leaving the facility on conditional release or by final discharge.

132.23 Any portion remaining undisbursed at the time of the inmate's final discharge shall be given  
132.24 to the inmate upon final discharge.

132.25 Sec. 17. Minnesota Statutes 2024, section 243.88, subdivision 5, is amended to read:

132.26 Subd. 5. **Deductions.** Notwithstanding any other law to the contrary, any compensation  
132.27 paid to inmates under this section is subject to section 243.23, subdivisions 2 and 3, and  
132.28 ~~rules~~ policy of the commissioner of corrections.

133.1 Sec. 18. Minnesota Statutes 2024, section 243.88, is amended by adding a subdivision to  
133.2 read:

133.3 Subd. 6. **Exempt from rulemaking.** A commissioner prescription or policy under this  
133.4 section is not a rule under chapter 14 and is exempt from the rulemaking provisions under  
133.5 chapter 14, including section 14.386.

133.6 Sec. 19. Minnesota Statutes 2024, section 244.04, subdivision 1, is amended to read:

133.7 Subdivision 1. **Reduction of sentence; inmates sentenced for crimes committed**  
133.8 **before 1993.** (a) Notwithstanding the provisions of section 609.11, subdivision 6, and  
133.9 Minnesota Statutes 2004, section 609.109, subdivision 1, the term of imprisonment of any  
133.10 inmate sentenced to a presumptive fixed sentence after May 1, 1980, and whose crime was  
133.11 committed before August 1, 1993, shall be reduced in duration by one day for each two  
133.12 days during which the inmate violates none of the disciplinary offense rules ~~promulgated~~  
133.13 ~~adopted~~ by the commissioner. The reduction shall accrue to the period of supervised release  
133.14 to be served by the inmate, except that the period of supervised release for a sex offender  
133.15 conditionally released by the commissioner under section 609.3455 is governed by that  
133.16 provision.

133.17 (b) Except as otherwise provided in subdivision 2, if an inmate whose crime was  
133.18 committed before August 1, 1993, violates a disciplinary offense rule ~~promulgated by the~~  
133.19 ~~commissioner~~, good time earned prior to the violation may not be taken away, but the inmate  
133.20 may be required to serve an appropriate portion of the term of imprisonment after the  
133.21 violation without earning good time.

133.22 Sec. 20. Minnesota Statutes 2024, section 244.04, subdivision 2, is amended to read:

133.23 Subd. 2. **Loss of good time.** ~~By May 1, 1980, The commissioner shall promulgate rules~~  
133.24 ~~must adopt policy~~ specifying disciplinary offenses ~~which~~ that may result in the loss of good  
133.25 time and the amount of good time ~~which~~ that may be lost as a result of each disciplinary  
133.26 offense, including provision for restoration of good time. In no case shall an individual  
133.27 disciplinary offense result in the loss of more than 90 days of good time; except that no  
133.28 inmate confined in segregation for violation of a disciplinary rule shall be placed on  
133.29 supervised release until discharged or released from punitive segregation confinement, nor  
133.30 shall an inmate in segregation for violation of a disciplinary rule for which the inmate could  
133.31 also be prosecuted under the criminal laws earn good time while in segregation. The loss  
133.32 of good time shall be considered to be a disciplinary sanction imposed upon an inmate, and

133.33 the procedure for the loss of good time and the rights of the inmate in the procedure shall  
134.1 be those in effect for the imposition of other disciplinary sanctions at each state correctional  
134.2 institution.

134.3 Sec. 21. Minnesota Statutes 2024, section 244.04, is amended by adding a subdivision to  
134.4 read:

134.5 Subd. 4. **Exempt from rulemaking.** A commissioner policy or disciplinary rule under  
134.6 this section is not a rule under chapter 14 and is exempt from the rulemaking provisions  
134.7 under chapter 14, including section 14.386.

134.8 Sec. 22. Minnesota Statutes 2024, section 244.05, subdivision 1b, is amended to read:

134.9 Subd. 1b. **Supervised release; inmates who commit crimes on or after August 1,**  
134.10 **1993.** (a) Except as provided in subdivisions 4, 4a, and 5, every inmate sentenced to prison  
134.11 for a felony offense committed on or after August 1, 1993, shall serve a supervised release  
134.12 term upon completion of the inmate's term of imprisonment and any disciplinary confinement  
134.13 period imposed by the commissioner due to the inmate's violation of any disciplinary rule  
134.14 adopted by the commissioner or refusal to participate in a rehabilitative program required  
134.15 under section 244.03. The amount of time the inmate serves on supervised release is equal  
134.16 to one-third of the inmate's fixed executed sentence, less any disciplinary confinement period  
134.17 imposed by the commissioner and regardless of any earned incentive release credit applied  
134.18 toward the individual's term of imprisonment under section 244.44.

134.19 (b) No inmate who violates a disciplinary rule or refuses to participate in a rehabilitative  
134.20 program as required under section 244.03 shall be placed on supervised release until the  
134.21 inmate has served the disciplinary confinement period for that disciplinary sanction or until  
134.22 the inmate is discharged or released from punitive restrictive-housing confinement, whichever  
134.23 is later. The imposition of a disciplinary confinement period shall be considered to be a  
134.24 disciplinary sanction imposed upon an inmate, and the procedure for imposing the  
134.25 disciplinary confinement period and the rights of the inmate in the procedure shall be those  
134.26 in effect for the imposition of other disciplinary sanctions at each state correctional institution.

134.27 (c) A disciplinary rule under this subdivision is not a rule under chapter 14 and is exempt  
134.28 from the rulemaking provisions under chapter 14, including section 14.386.

134.29 ~~(e)~~ (d) For purposes of this subdivision, "earned incentive release credit" has the meaning  
134.30 given in section 244.41, subdivision 7.

135.1 Sec. 23. Minnesota Statutes 2024, section 244.05, subdivision 2, is amended to read:

135.2 Subd. 2. **Rules Policy.** (a) The commissioner of corrections shall ~~must~~ adopt by rule  
135.3 ~~standards and procedures~~ policies for the establishment of:

135.4 (1) establishing conditions of release and the revocation of;

135.5 (2) revoking supervised or conditional release, and shall specify the period of revocation  
135.6 for each violation of release. Procedures for the revocation of release shall provide due

135.7 process of law for the inmate, including revocation procedures that must provide for due  
135.8 process of law for the offender;

135.9 (3) assigning terms of reimprisonment for release violations; and

135.10 (4) extending terms of reimprisonment due to violations of disciplinary rules or other  
135.11 factors specified in policy relating to community supervision or public safety.

135.12 (b) In no case may a term of reimprisonment exceed 12 months unless:

135.13 (1) the release violation involved a conviction for a felony offense;

135.14 (2) the commissioner finds the releasee to be a risk to the public; or

135.15 (3) the commissioner finds the releasee to be unamenable to supervision due to one or  
135.16 more prior violations of the conditions of release.

135.17 ~~(b)~~ (c) The commissioner may prohibit an inmate placed on parole, supervised release,  
135.18 or conditional release from using adult-use cannabis flower as defined in section 342.01,  
135.19 subdivision 3, or adult-use cannabis products as defined in section 342.01, subdivision 3,  
135.20 hemp-derived consumer products as defined in section 342.01, subdivision 35, or  
135.21 lower-potency hemp edibles as defined in section 342.01, subdivision 48, if the inmate  
135.22 undergoes a chemical use assessment and abstinence is consistent with a recommended  
135.23 level of care for the defendant in accordance with the criteria under section 254B.04,  
135.24 subdivision 4.

135.25 ~~(d)~~ (d) The commissioner of corrections shall not prohibit an inmate placed on parole,  
135.26 supervised release, or conditional release from participating in the registry program as  
135.27 defined in section 342.01, subdivision 61, as a condition of release or revoke a patient's  
135.28 parole, supervised release, or conditional release or otherwise sanction a patient on parole,  
135.29 supervised release, or conditional release solely for participating in the registry program or  
135.30 for a positive drug test for cannabis components or metabolites.

136.1 (e) A commissioner policy or disciplinary rule under this subdivision is not a rule under  
136.2 chapter 14 and is exempt from the rulemaking provisions under chapter 14, including section  
136.3 14.386.

136.4 Sec. 24. Minnesota Statutes 2024, section 244.0513, subdivision 1, is amended to read:

136.5 Subdivision 1. **Conditional release authority.** The commissioner of corrections has  
136.6 the authority to release offenders committed to the commissioner's custody who meet the  
136.7 requirements of this section and of any rules policy adopted by the commissioner. A  
136.8 commissioner policy under this section is not a rule under chapter 14 and is exempt from  
136.9 the rulemaking provisions under chapter 14, including section 14.386.

136.10 Sec. 25. Minnesota Statutes 2024, section 244.0513, subdivision 7, is amended to read:

136.11 Subd. 7. **Release procedures.** The commissioner may deny conditional release to an  
136.12 offender under this section if the commissioner determines that the offender's release may

136.13 reasonably pose a danger to the public or an individual. In making this determination, the  
136.14 commissioner ~~shall~~ must follow the procedures in section 244.05, subdivision 5, and the  
136.15 ~~rules adopted by the commissioner under that subdivision~~ policy thereunder. The  
136.16 commissioner shall consider whether the offender was involved in criminal gang activity  
136.17 during the offender's prison term. The commissioner shall also consider the offender's  
136.18 custody classification and level of risk of violence and the availability of appropriate  
136.19 community supervision for the offender. Conditional release granted under this section  
136.20 continues until the offender's sentence expires, unless release is rescinded under subdivision  
136.21 8. The commissioner may not grant conditional release unless a release plan is in place for  
136.22 the offender that addresses, at a minimum, plans for aftercare, community-based substance  
136.23 use disorder treatment, gaining employment, and securing housing.

136.24 Sec. 26. Minnesota Statutes 2024, section 244.0513, subdivision 8, is amended to read:

136.25 Subd. 8. **Conditional release.** The conditions of release granted under this section are  
136.26 governed by the statutes and ~~rules~~ policy governing supervised release under this chapter,  
136.27 except that release may be rescinded without hearing by the commissioner if the  
136.28 commissioner determines that continuation of the conditional release poses a danger to the  
136.29 public or to an individual. If the commissioner rescinds an offender's conditional release,  
136.30 the offender shall be returned to prison and shall serve the remaining portion of the offender's  
136.31 sentence.

137.1 Sec. 27. Minnesota Statutes 2024, section 244.07, subdivision 1, is amended to read:

137.2 Subdivision 1. **Authority.** If consistent with the public interest, the commissioner may,  
137.3 ~~under rules prescribed by the commissioner,~~ furlough any inmate in custody to any point  
137.4 within the state for up to five days. A furlough may be granted to assist the inmate with  
137.5 family needs, personal health needs, or reintegration into society. No inmate may receive  
137.6 more than three furloughs under this section within any 12-month period. ~~The provisions~~  
137.7 ~~of This section shall also apply~~ applies to those inmates convicted of offenses ~~prior to~~ before  
137.8 May 1, 1980.

137.9 Sec. 28. Minnesota Statutes 2024, section 244.07, is amended by adding a subdivision to  
137.10 read:

137.11 Subd. 3. **Exempt from rulemaking.** A commissioner determination under this section  
137.12 is not a rule under chapter 14 and is exempt from the rulemaking provisions under chapter  
137.13 14, including section 14.386.

137.14 Sec. 29. Minnesota Statutes 2024, section 244.13, subdivision 1, is amended to read:

137.15 Subdivision 1. **Establishment.** The commissioner of corrections shall establish programs  
137.16 for those designated by the commissioner to serve all or part of a sentence on intensive  
137.17 community supervision or all or part of a supervised release or parole term on intensive  
137.18 supervised release. The adoption and modification of policies and procedures to implement  
137.19 sections 244.05, subdivision 6, and 244.12 ~~to 244.15,~~ and 244.13 are not subject to the  
137.20 rulemaking procedures of chapter 14 ~~because these policies and procedures are excluded~~

137.21 ~~from the definition of a rule under section 14.03, subdivision 3, paragraph (b), clause (1),~~  
137.22 ~~including section 14.386. The commissioner shall locate the programs so that at least one-half~~  
137.23 ~~of the money appropriated for the programs in each year is used for programs in Community~~  
137.24 ~~Corrections Act counties. In awarding contracts for intensive supervision programs in~~  
137.25 ~~Community Corrections Act counties, the commissioner shall give first priority to programs~~  
137.26 ~~that utilize county employees as intensive supervision agents and shall give second priority~~  
137.27 ~~to programs that utilize state employees as intensive supervision agents. The commissioner~~  
137.28 ~~may award contracts to other providers in Community Corrections Act counties only if~~  
137.29 ~~doing so will result in a significant cost savings or a significant increase in the quality of~~  
137.30 ~~services provided, and only after notifying the chairs of the committees in the senate and~~  
137.31 ~~house of representatives with jurisdiction over criminal justice policy.~~

138.1 Sec. 30. Minnesota Statutes 2024, section 244.171, subdivision 4, is amended to read:

138.2 Subd. 4. **Sanctions.** (a) The commissioner shall impose severe and meaningful sanctions  
138.3 for violating the conditions of the challenge incarceration program. The commissioner shall  
138.4 remove an offender from the challenge incarceration program if the offender:

138.5 (1) commits a material violation of or repeatedly fails to follow the rules of the program;

138.6 (2) commits any misdemeanor, gross misdemeanor, or felony offense; or

138.7 (3) presents a risk to the public, based on the offender's behavior, attitude, or abuse of  
138.8 alcohol or controlled substances. The removal of an offender from the challenge incarceration  
138.9 program is governed by the procedures in the commissioner's ~~rules adopted policy under~~  
138.10 ~~section 244.05, subdivision 2.~~

138.11 (b) An offender who is removed from the challenge incarceration program shall be  
138.12 imprisoned for a time period equal to the offender's term of imprisonment, minus earned  
138.13 good time if any, but in no case for longer than the time remaining in the offender's sentence.  
138.14 "Term of imprisonment" means a time period equal to two-thirds of the sentence originally  
138.15 executed by the sentencing court, minus jail credit, if any.

138.16 (c) Notwithstanding paragraph (b), an offender who has been removed from the challenge  
138.17 incarceration program but who remains otherwise eligible for acceptance into the program  
138.18 may be readmitted at the commissioner's discretion. An offender readmitted to the program  
138.19 under this paragraph must participate from the beginning and complete all of the program's  
138.20 phases.

138.21 Sec. 31. Minnesota Statutes 2024, section 244.19, subdivision 1c, is amended to read:

138.22 Subd. 1c. **Community supervision funding; eligibility for funding formula.** (a) A  
138.23 CPO jurisdiction:

138.24 (1) must collaborate with the commissioner to develop a comprehensive plan under  
138.25 section 401.06; and

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52.25 Section 1. Minnesota Statutes 2024, section 244.19, subdivision 1c, is amended to read:

52.26 Subd. 1c. **Community supervision funding; eligibility for funding formula.** (a) A  
52.27 CPO jurisdiction:

52.28 (1) must collaborate with the commissioner to develop a comprehensive plan under  
52.29 section 401.06; and



138.26 (2) is subject to all applicable eligibility provisions under chapter 401 necessary to  
138.27 receive a subsidy under section 401.10.

138.28 (b) A non-CPO jurisdiction is eligible to receive a subsidy under section 401.10 but is  
138.29 not a Community Corrections Act jurisdiction under chapter 401, ~~and~~. Except as provided  
138.30 under section 401.115, the commissioner:

138.31 ~~(1) is appropriated the jurisdiction's share of funding under section 401.10 for providing~~  
138.32 ~~probation services; and.~~

139.1 ~~(2) may seek reimbursement from the jurisdiction according to subdivision 5a.~~

139.2 Sec. 32. Minnesota Statutes 2024, section 244.19, subdivision 1d, is amended to read:

139.3 Subd. 1d. **Commissioner of corrections; reimbursing CPO and non-CPO jurisdictions**  
139.4 **jurisdiction.** As calculated by the community supervision formula under section 401.10,  
139.5 the commissioner must:

139.6 ~~(1) reimburse a CPO jurisdiction for the cost that the jurisdiction assumes under this~~  
139.7 ~~section for providing probation services, including supervising juveniles committed to the~~  
139.8 ~~commissioner of corrections; and.~~

139.9 ~~(2) reimburse a non-CPO jurisdiction for the commissioner's provision of probation~~  
139.10 ~~services to the jurisdiction under this section.~~

139.11 Sec. 33. Minnesota Statutes 2024, section 244.19, subdivision 5, is amended to read:

139.12 Subd. 5. **Commissioner compensation to duties for non-CPO jurisdiction.** (a) For a  
139.13 non-CPO jurisdiction, the commissioner must, ~~out of appropriations provided under~~  
139.14 ~~subdivision 5a, paragraph (b);~~ pay probation officers the salary and all benefits fixed by the  
139.15 state law or applicable bargaining unit and all necessary expenses, including secretarial  
139.16 service, office equipment and supplies, postage, telephone services, and travel and  
139.17 subsistence.

139.18 (b) Except as provided under section 401.115, the commissioner must pay the items  
139.19 under paragraph (a) using appropriations provided under section 401.10.

139.20 Sec. 34. Minnesota Statutes 2024, section 244.19, subdivision 5a, is amended to read:

139.21 Subd. 5a. **Department of Corrections billing; CPO and non-CPO jurisdiction**  
139.22 **reimbursement annual reporting.** (a) At least every six months annually, the commissioner  
139.23 must bill for the total cost and expenses incurred by the commissioner on behalf of each  
139.24 non-CPO jurisdiction that has received probation services. The commissioner must notify  
139.25 each CPO and non-CPO jurisdiction of the total cost and expenses; ~~and the jurisdiction must~~  
139.26 ~~pay to the commissioner the amount due for reimbursement incurred by the commissioner~~  
139.27 on behalf of each CPO and non-CPO jurisdiction that has received probation services.

139.28 ~~(b) Each CPO and non-CPO jurisdiction must reimburse the Department of Corrections~~  
139.29 ~~for the total cost and expenses of the probation services as incurred by the commissioner;~~

52.30 (2) is subject to all applicable eligibility provisions under chapter 401 necessary to  
52.31 receive a subsidy under section 401.10.

53.1 (b) A non-CPO jurisdiction is eligible to receive a subsidy under section 401.10 but is  
53.2 not a Community Corrections Act jurisdiction under chapter 401, ~~and~~. Except as provided  
53.3 under section 401.115, the commissioner:

53.4 ~~(1) is appropriated the jurisdiction's share of funding under section 401.10 for providing~~  
53.5 ~~probation services; and.~~

53.6 ~~(2) may seek reimbursement from the jurisdiction according to subdivision 5a.~~

53.7 Sec. 2. Minnesota Statutes 2024, section 244.19, subdivision 1d, is amended to read:

53.8 Subd. 1d. **Commissioner of corrections; reimbursing CPO and non-CPO jurisdictions**  
53.9 **jurisdiction.** As calculated by the community supervision formula under section 401.10,  
53.10 the commissioner must:

53.11 ~~(1) reimburse a CPO jurisdiction for the cost that the jurisdiction assumes under this~~  
53.12 ~~section for providing probation services, including supervising juveniles committed to the~~  
53.13 ~~commissioner of corrections; and.~~

53.14 ~~(2) reimburse a non-CPO jurisdiction for the commissioner's provision of probation~~  
53.15 ~~services to the jurisdiction under this section.~~

53.16 Sec. 3. Minnesota Statutes 2024, section 244.19, subdivision 5, is amended to read:

53.17 Subd. 5. **Commissioner compensation to duties for non-CPO jurisdiction.** (a) For a  
53.18 non-CPO jurisdiction, the commissioner must, ~~out of appropriations provided under~~  
53.19 ~~subdivision 5a, paragraph (b);~~ pay probation officers the salary and all benefits fixed by the  
53.20 state law or applicable bargaining unit and all necessary expenses, including secretarial  
53.21 service, office equipment and supplies, postage, telephone services, and travel and  
53.22 subsistence.

53.23 (b) Except as provided under section 401.115, the commissioner must pay the items  
53.24 under paragraph (a) using appropriations provided under section 401.10.

53.25 Sec. 4. Minnesota Statutes 2024, section 244.19, subdivision 5a, is amended to read:

53.26 Subd. 5a. **Department of Corrections billing; CPO and non-CPO jurisdiction**  
53.27 **reimbursement annual reporting.** (a) At least every six months, the commissioner must  
53.28 bill for the total cost and expenses incurred by the commissioner on behalf of each non-CPO  
53.29 jurisdiction that has received probation services; annually, the commissioner must notify  
53.30 each CPO and non-CPO jurisdiction of the total cost and expenses; ~~and the jurisdiction must~~  
54.1 ~~pay to the commissioner the amount due for reimbursement incurred by the commissioner~~  
54.2 on behalf of each CPO and non-CPO jurisdiction that has received probation services.

54.3 ~~(b) Each CPO and non-CPO jurisdiction must reimburse the Department of Corrections~~  
54.4 ~~for the total cost and expenses of the probation services as incurred by the commissioner;~~



139.30 ~~excluding the cost and expense of services provided under the state's obligation for adult~~  
139.31 ~~felony supervision in section 244.20. Money received under this paragraph from a non CPO~~  
140.1 ~~jurisdiction must be annually appropriated to the commissioner for providing probation~~  
140.2 ~~services to the jurisdiction.~~

140.3 ~~(c) Objections by a non CPO jurisdiction to all allocation of cost and expenses must be~~  
140.4 ~~presented to and determined by the commissioner.~~

140.5 ~~(d) In addition to the billing and reimbursement requirements under this section, (b)~~  
140.6 Invoicing and payments for probation services for a CPO jurisdiction are as provided under  
140.7 sections 401.14 and 401.15.

140.8 Sec. 35. Minnesota Statutes 2024, section 244.20, is amended to read:

140.9 **244.20 PROBATION; FELONY SUPERVISION.**

140.10 (a) Notwithstanding sections 244.19, subdivisions 1 to 1d, and 609.135, subdivision 1,  
140.11 the Department of Corrections:

140.12 (1) has exclusive responsibility for providing probation services for adult felons in  
140.13 counties and Tribal Nations that do not take part in the Community Corrections Act subsidy  
140.14 program under chapter 401; and

140.15 (2) to provide felony supervision, retains the county's or Tribal Nation's funding allotted  
140.16 under section 401.10 for providing felony probation services.

140.17 (b) Paragraph (a), clause (2), does not apply to a Tribal Nation's subsidy under section  
140.18 401.115.

140.19 Sec. 36. Minnesota Statutes 2024, section 326.338, subdivision 4, is amended to read:

140.20 Subd. 4. **Protective agent.** A person who for a fee, reward, or other valuable consideration  
140.21 undertakes any of the following acts is considered to be engaged in the business of protective  
140.22 agent:

140.23 (1) providing guards, private patrol, or other security personnel to protect persons or  
140.24 their property or to prevent the theft, unlawful taking of goods, merchandise, or money, or  
140.25 to prevent the misappropriation or concealment of goods, merchandise, money, or other  
140.26 valuable things, or to procure the return of those things;

140.27 (2) physically responding to any alarm signal device, burglar alarm, television camera,  
140.28 still camera, or a mechanical or electronic device installed or used to prevent or detect  
140.29 burglary, theft, shoplifting, pilferage, losses, or other security measures;

140.30 (3) providing armored car services for the protection of persons or property;

141.1 (4) controlling motor traffic on public streets, roads, and highways for the purpose of  
141.2 escorting a funeral procession and oversized loads;

54.5 ~~excluding the cost and expense of services provided under the state's obligation for adult~~  
54.6 ~~felony supervision in section 244.20. Money received under this paragraph from a non CPO~~  
54.7 ~~jurisdiction must be annually appropriated to the commissioner for providing probation~~  
54.8 ~~services to the jurisdiction.~~

54.9 ~~(c) Objections by a non CPO jurisdiction to all allocation of cost and expenses must be~~  
54.10 ~~presented to and determined by the commissioner.~~

54.11 (b) ~~(d) In addition to the billing and reimbursement requirements under this section,~~  
54.12 Invoicing and payments for probation services for a CPO jurisdiction are as provided under  
54.13 sections 401.14 and 401.15.

54.14 Sec. 5. Minnesota Statutes 2024, section 244.20, is amended to read:

54.15 **244.20 PROBATION; FELONY SUPERVISION.**

54.16 (a) Notwithstanding sections 244.19, subdivisions 1 to 1d, and 609.135, subdivision 1,  
54.17 the Department of Corrections:

54.18 (1) has exclusive responsibility for providing probation services for adult felons in  
54.19 counties and Tribal Nations that do not take part in the Community Corrections Act subsidy  
54.20 program under chapter 401; and

54.21 (2) to provide felony supervision, retains the county's or Tribal Nation's funding allotted  
54.22 under section 401.10 for providing felony probation services.

54.23 (b) Paragraph (a), clause (2), does not apply to a Tribal Nation's subsidy under section  
54.24 401.115.

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2.16 Sec. 2. Minnesota Statutes 2024, section 326.338, subdivision 4, is amended to read:

2.17 Subd. 4. **Protective agent.** A person who for a fee, reward, or other valuable consideration  
2.18 undertakes any of the following acts is considered to be engaged in the business of protective  
2.19 agent:

2.20 (1) providing guards, private patrol, or other security personnel to protect persons or  
2.21 their property or to prevent the theft, unlawful taking of goods, merchandise, or money, or  
2.22 to prevent the misappropriation or concealment of goods, merchandise, money, or other  
2.23 valuable things, or to procure the return of those things;

2.24 (2) physically responding to any alarm signal device, burglar alarm, television camera,  
2.25 still camera, or a mechanical or electronic device installed or used to prevent or detect  
2.26 burglary, theft, shoplifting, pilferage, losses, or other security measures;

2.27 (3) providing armored car services for the protection of persons or property;

2.28 (4) controlling motor traffic on public streets, roads, and highways for the purpose of  
2.29 escorting a funeral procession and oversized loads;

141.3 (5) providing management and control of crowds for the purpose of safety and protection;  
141.4 or

141.5 (6) providing guards or other security personnel to transport prisoners or any other person  
141.6 arrested on a warrant, except that this does not apply to the transport or escort of offenders  
141.7 by staff of the Department of Corrections; the transport of a person by the sheriff of a county  
141.8 to the appropriate adult or juvenile correctional facility as designated by the commissioner  
141.9 of corrections or to and from court in connection with postconviction, habeas corpus, or  
141.10 intrastate mandatory disposition of detainers proceedings; the transfer of a person by  
141.11 emergency medical services personnel; or the transfer of a person by a peace officer as  
141.12 defined in section 626.84, subdivision 1, paragraph (c), or employed by a federal law  
141.13 enforcement agency.

141.14 A person covered by this subdivision may perform the traffic-control duties in clause  
141.15 (4) in place of a police officer when a special permit is required, provided that the protective  
141.16 agent is first-aid qualified.

141.17 Sec. 37. Minnesota Statutes 2024, section 401.01, subdivision 2, is amended to read:

141.18 Subd. 2. **Definitions.** (a) For purposes of this chapter, the terms defined in this subdivision  
141.19 have the meanings given them.

141.20 (b) "CCA jurisdiction" means a county or Tribal Nation that participates in the  
141.21 Community Corrections Act, the subsidy program under this chapter.

141.22 (c) "Commissioner" means the commissioner of corrections or a designee.

141.23 (d) "Conditional release" means:

141.24 (1) parole, supervised release, or conditional release as authorized by section 609.3455,  
141.25 subdivision 6, 7, or 8; Minnesota Statutes 2004, section 609.108, subdivision 6; or Minnesota  
141.26 Statutes 2004, section 609.109, subdivision 7;

141.27 (2) work release as authorized by sections 241.26, ~~244.065~~, and 631.425; and

141.28 (3) probation, furlough, and any other authorized temporary release from a correctional  
141.29 facility.

141.30 (e) "Detain" means to take into actual custody, including custody within a local  
141.31 correctional facility.

142.1 (f) "Joint board" means the board under section 471.59.

142.2 (g) "Local advisory board" means:

142.3 (1) for a CCA jurisdiction, a corrections advisory board as defined in section 401.08;

142.4 (2) for a non-CCA jurisdiction other than a Tribal Nation, a human services advisory  
142.5 board as defined in section 402.02, or advisory committee or task force as defined in section  
142.6 402.03; or

2.30 (5) providing management and control of crowds for the purpose of safety and protection;  
2.31 or

3.1 (6) providing guards or other security personnel to transport prisoners or any other person  
3.2 arrested on a warrant, except that this does not apply to the transport or escort of offenders  
3.3 by staff of the Department of Corrections; the transport of a person by the sheriff of a county  
3.4 to the appropriate adult or juvenile correctional facility as designated by the commissioner  
3.5 of corrections or to and from court in connection with postconviction, habeas corpus, or  
3.6 intrastate mandatory disposition of detainers proceedings; the transfer of a person by  
3.7 emergency medical services personnel; or the transfer of a person by a peace officer as  
3.8 defined in section 626.84, subdivision 1, paragraph (c), or employed by a federal law  
3.9 enforcement agency.

3.10 A person covered by this subdivision may perform the traffic-control duties in clause  
3.11 (4) in place of a police officer when a special permit is required, provided that the protective  
3.12 agent is first-aid qualified.

142.7 (3) for a Tribal Nation that is a non-CCA jurisdiction, a board with membership as  
142.8 determined by the Tribal Nation.

142.9 (h) "Non-CCA jurisdiction" means a county or Tribal Nation that is not participating in  
142.10 the Community Corrections Act subsidy program and provides or receives probation services  
142.11 according to section 244.19.

142.12 (i) "Probation officer" means a county or Tribal probation officer under a CCA or  
142.13 non-CCA jurisdiction appointed with the powers under section 244.19.

142.14 (j) "Release" means to release from actual custody.

142.15 (k) "Tribal Nation" means a federally recognized Tribal Nation within the boundaries  
142.16 of the state of Minnesota.

142.17 Sec. 38. Minnesota Statutes 2024, section 401.03, is amended to read:

142.18 **401.03 RULEMAKING AUTHORITY; TECHNICAL ASSISTANCE.**

142.19 (a) The commissioner must, as provided in chapter 14, adopt rules to implement this  
142.20 chapter and provide consultation and technical assistance to counties and Tribal Nations to  
142.21 help them develop comprehensive plans, including abbreviated plans.

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

142.23 Sec. 39. Minnesota Statutes 2024, section 401.10, subdivision 1, is amended to read:

142.24 Subdivision 1. **Community supervision funding formula.** (a) Beginning July 1, 2023,  
142.25 the community supervision subsidy paid to each county, the commissioner for supervision  
142.26 of non-CCA jurisdictions served by the Department of Corrections, and each applicable  
142.27 Tribal Nation under paragraph (e) providing services as a CCA jurisdiction or CPO  
142.28 jurisdiction as defined in section 244.19, subdivision 1a, paragraph (b), equals the sum of:

142.29 (1) a base funding amount equal to \$150,000; and

142.30 (2) a community supervision formula equal to the sum of:

143.1 (i) ~~for each individual with a felony sentence, a felony per diem rate of \$5.62 multiplied~~  
143.2 ~~by the sum of the county's or Tribal Nation's adult felony population, adult supervised~~  
143.3 ~~release and parole populations, and juvenile supervised release and parole populations as~~  
143.4 ~~reported in the most recent probation survey published by the commissioner, multiplied by~~  
143.5 ~~365; and~~

143.6 (ii) ~~for each individual sentenced for a gross misdemeanor or misdemeanor or under~~  
143.7 ~~juvenile probation, the felony per diem rate of \$5.62 multiplied by 0.5 and then multiplied~~  
143.8 ~~by the sum of the county's or Tribal Nation's gross misdemeanor, misdemeanor, and juvenile~~

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54.25 Sec. 6. Minnesota Statutes 2024, section 401.03, is amended to read:

54.26 **401.03 RULEMAKING AUTHORITY; TECHNICAL ASSISTANCE.**

54.27 (a) The commissioner must, as provided in chapter 14, adopt rules to implement this  
54.28 chapter and provide consultation and technical assistance to counties and Tribal Nations to  
54.29 help them develop comprehensive plans, including abbreviated plans.

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

55.1 Sec. 7. Minnesota Statutes 2024, section 401.10, subdivision 1, is amended to read:

55.2 Subdivision 1. **Community supervision funding formula.** (a) Beginning July 1, 2023,  
55.3 the community supervision subsidy paid to each county, the commissioner for supervision  
55.4 of non-CCA jurisdictions served by the Department of Corrections, and each applicable  
55.5 Tribal Nation under paragraph (e) providing services as a CCA jurisdiction or CPO  
55.6 jurisdiction as defined in section 244.19, subdivision 1a, paragraph (b), equals the sum of:

55.7 (1) a base funding amount equal to \$150,000; and

55.8 (2) a community supervision formula equal to the sum of:

143.9 ~~populations as reported in the most recent probation survey published by the commissioner,~~  
143.10 ~~multiplied by 365.~~

143.11 (i) for individuals with a felony sentence, the felony per diem rate of \$5.62 shall be  
143.12 multiplied by the average total population over the three most recent years, as reported in  
143.13 the probation surveys published by the commissioner. This population includes the county  
143.14 or Tribal Nation's adult felony population, adult supervised release population, adult parole  
143.15 population, juvenile supervised release population, and juvenile parole populations. The  
143.16 resulting amount shall then be multiplied by 365 to calculate the total annual allocation;  
143.17 and

143.18 (ii) for individuals sentenced for a gross misdemeanor or misdemeanor, or under juvenile  
143.19 probation, the felony per diem rate of \$5.62 shall be multiplied by 0.5, and then multiplied  
143.20 by the average total population over the three most recent years, as reported in the probation  
143.21 surveys published by the commissioner. This population includes the county or Tribal  
143.22 Nation's gross misdemeanor population, misdemeanor population, and juvenile probation  
143.23 population. The resulting amount shall then be multiplied by 365 to calculate the total annual  
143.24 allocation.

143.25 (b) For a non-CCA jurisdiction under section 244.19, subdivision 1b, paragraph (b) or  
143.26 (c), the base funding amount must be shared equally between the jurisdiction and the  
143.27 commissioner for the provision of felony supervision under section 244.20.

143.28 (c) If in any year the total amount appropriated for the purpose of this section is more  
143.29 than or less than the total of base funding plus community supervision formula funding for  
143.30 all counties and applicable Tribal Nations, the sum of each county's and applicable Tribal  
143.31 Nation's base funding plus community supervision formula funding is adjusted by the ratio  
143.32 of amounts appropriated for this purpose divided by the total of base funding plus community  
143.33 supervision formula funding for all counties and applicable Tribal Nations.

144.1 (d) If in any year the base funding plus the community supervision formula amount  
144.2 based on what was appropriated in fiscal year 2024 is less than the funding paid to the  
144.3 county in fiscal year 2023, the difference is added to the community supervision formula  
144.4 amount for that county. A county is not eligible for additional funding under this paragraph  
144.5 unless the base funding plus community supervision formula results in an increase in funding  
144.6 for the county based on what was appropriated in the previous fiscal year. This paragraph  
144.7 expires June 30, 2029.

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

55.9 (i) for each individual with a felony sentence, a felony per diem rate of \$5.62 multiplied  
55.10 by the sum of the county's or Tribal Nation's adult felony population, adult supervised  
55.11 release and parole populations, and juvenile supervised release and parole populations as  
55.12 reported in the most recent probation survey published by the commissioner, multiplied by  
55.13 365; and

55.14 (ii) for each individual sentenced for a gross misdemeanor or misdemeanor or under  
55.15 juvenile probation, the felony per diem rate of \$5.62 multiplied by 0.5 and then multiplied  
55.16 by the sum of the county's or Tribal Nation's gross misdemeanor, misdemeanor, and juvenile  
55.17 populations as reported in the most recent probation survey published by the commissioner,  
55.18 multiplied by 365.

55.19 (b) For a non-CCA jurisdiction under section 244.19, subdivision 1b, paragraph (b) or  
55.20 (c), the base funding amount must be shared equally between the jurisdiction and the  
55.21 commissioner for the provision of felony supervision under section 244.20.

55.22 (c) If in any year the total amount appropriated for the purpose of this section is more  
55.23 than or less than the total of base funding plus community supervision formula funding for  
55.24 all counties and applicable Tribal Nations, the sum of each county's and applicable Tribal  
55.25 Nation's base funding plus community supervision formula funding is adjusted by the ratio  
55.26 of amounts appropriated for this purpose divided by the total of base funding plus community  
55.27 supervision formula funding for all counties and applicable Tribal Nations.

55.28 (d) If in any year the base funding plus the community supervision formula amount  
55.29 based on what was appropriated in fiscal year 2024 is less than the funding paid to the  
55.30 county in fiscal year 2023, the difference is added to the community supervision formula  
55.31 amount for that county. A county is not eligible for additional funding under this paragraph  
55.32 unless the base funding plus community supervision formula results in an increase in funding  
56.1 for the county based on what was appropriated in the previous fiscal year. This paragraph  
56.2 expires June 30, 2029.

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

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

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

144.17 ~~(f)~~ (c) Minnesota Rehabilitation and Reinvestment Act savings under section 244.50,  
144.18 subdivision 4, clause (2), are appropriated to each CCA jurisdiction and non-CCA jurisdiction  
144.19 served by the Department of Corrections by dividing the three-year average of the number  
144.20 of individuals on supervised release and intensive supervised release within the jurisdiction  
144.21 by the three-year average of the total number of individuals under supervised release and  
144.22 intensive supervised release statewide, using the numbers reported annually in the Probation  
144.23 Survey report.

144.24 Sec. 40. Minnesota Statutes 2024, section 401.10, is amended by adding a subdivision to  
144.25 read:

144.26 Subd. 1a. **Prorating subsidy for Interstate Transfer Unit.** Before disbursing the  
144.27 community supervision subsidy in subdivision 1, the commissioner must prorate the cost  
144.28 of the Interstate Transfer Unit based upon the county's share of the average total probation  
144.29 population over the three most recent years as reported in the probation survey published  
144.30 by the commissioner and deduct that amount from the county's subsidy.

145.1 Sec. 41. Minnesota Statutes 2024, section 401.10, subdivision 4, is amended to read:

145.2 Subd. 4. **Report.** ~~(a)~~ By January 15, 2025, and every odd-numbered year thereafter, the  
145.3 commissioner must submit a report to the chairs and ranking minority members of the  
145.4 legislative committees and divisions with jurisdiction over public safety finance and policy.  
145.5 At a minimum, the report must summarize and contain the following data:

145.6 (1) the commissioner's most recent workload study under section 401.17, subdivision  
145.7 4; and

145.8 ~~(2) the commissioner's collected caseload data under section 244.21, subdivision 1; and~~

145.9 ~~(3) (2) projected growth in the community supervision formula calculated by analyzing~~  
145.10 ~~caseload supervision population trends and data.~~

145.11 ~~(b) The report may be made in conjunction with reporting under section 244.21.~~

145.12 Sec. 42. Minnesota Statutes 2024, section 401.11, subdivision 1, is amended to read:

145.13 Subdivision 1. **Policy items.** (a) Except for an abbreviated comprehensive plan submitted  
145.14 under section 401.115, a comprehensive plan submitted to the commissioner for approval

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

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

56.12 ~~(f)~~ (c) Minnesota Rehabilitation and Reinvestment Act savings under section 244.50,  
56.13 subdivision 4, clause (2), are appropriated to each CCA jurisdiction and non-CCA jurisdiction  
56.14 served by the Department of Corrections by dividing the three-year average of the number  
56.15 of individuals on supervised release and intensive supervised release within the jurisdiction  
56.16 by the three-year average of the total number of individuals under supervised release and  
56.17 intensive supervised release statewide, using the numbers reported annually in the Probation  
56.18 Survey report.

56.19 Sec. 8. Minnesota Statutes 2024, section 401.10, is amended by adding a subdivision to  
56.20 read:

56.21 Subd. 1a. **Interstate Transfer Unit.** Prior to disbursing the community supervision  
56.22 subsidy in subdivision 1, the commissioner shall prorate the cost of the Interstate Transfer  
56.23 Unit based upon the county's share of the probation population as reported in the most recent  
56.24 probation survey and deduct that amount from the county's subsidy.

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3.13 Sec. 3. Minnesota Statutes 2024, section 401.10, subdivision 4, is amended to read:

3.14 Subd. 4. **Report.** ~~(a)~~ By January 15, 2025, and every odd year thereafter, the  
3.15 commissioner must submit a report to the chairs and ranking minority members of the  
3.16 legislative committees and divisions with jurisdiction over public safety finance and policy.  
3.17 At a minimum, the report must summarize and contain the following data:

3.18 (1) the commissioner's most recent workload study under section 401.17, subdivision  
3.19 4; and

3.20 ~~(2) the commissioner's collected caseload data under section 244.21, subdivision 1; and~~

3.21 ~~(3) (2) projected growth in the community supervision formula calculated by analyzing~~  
3.22 ~~caseload supervision population trends and data.~~

3.23 ~~(b) The report may be made in conjunction with reporting under section 244.21.~~

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56.25 Sec. 9. Minnesota Statutes 2024, section 401.11, subdivision 1, is amended to read:

56.26 Subdivision 1. **Policy items.** (a) Except for an abbreviated comprehensive plan submitted  
56.27 under section 401.115, a comprehensive plan submitted to the commissioner for approval

145.15 under section 401.06 must include items prescribed by commissioner policy and may include  
145.16 the following:

145.17 (1) the manner in which presentence and postsentence investigations and reports for the  
145.18 district courts and social history reports for the juvenile courts will be made;

145.19 (2) the manner in which conditional release services to the courts and persons under  
145.20 jurisdiction of the commissioner will be provided;

145.21 (3) a program for detaining, supervising, and treating persons under pretrial detention  
145.22 or under commitment;

145.23 (4) delivery of other correctional services;

145.24 (5) proposals for new programs, which proposals must demonstrate a need for the  
145.25 program, and the program's purpose, objective, administrative structure, staffing pattern,  
145.26 staff training, financing, evaluation process, degree of community involvement, client  
145.27 participation, and duration;

145.28 (6) descriptions of programs that adhere to best practices for assessing risk and using  
145.29 interventions that address an individual's needs while tailoring supervision and interventions  
145.30 by using risk, need, and responsivity principles; and

146.1 (7) data on expenditures, costs, and programming results and outcomes for individuals  
146.2 under community supervision.

146.3 (b) The commissioner must develop in policy budgetary requirements for comprehensive  
146.4 plans to ensure the efficient and accountable expenditure of a county's or Tribal Nation's  
146.5 subsidy for correctional services and programming to produce successful community  
146.6 supervision outcomes.

146.7 Sec. 43. [401.115] NONPARTICIPATING TRIBAL NATIONS.

146.8 Subdivision 1. **Subsidy amount.** A Tribal Nation electing not to provide services as a  
146.9 CCA jurisdiction or a CPO jurisdiction under section 244.19, subdivision 1a, paragraph (b),  
146.10 is eligible for a subsidy of \$250,000 annually to purchase or provide community supervision  
146.11 services or reentry services, including contracted services.

146.12 Subd. 2. **Eligibility for subsidy.** (a) A Tribal Nation is eligible to receive funding under  
146.13 subdivision 1 upon submission and approval by the commissioner of an abbreviated  
146.14 comprehensive plan. Section 401.08 does not apply. The abbreviated plan must comply  
146.15 with commissioner-developed standards and, at minimum:

146.16 (1) describe the community supervision services or reentry services for which the funding  
146.17 will be utilized;

146.18 (2) identify a steering committee to oversee the use of funds; and

56.28 under section 401.06 must include items prescribed by commissioner policy and may include  
56.29 the following:

56.30 (1) the manner in which presentence and postsentence investigations and reports for the  
56.31 district courts and social history reports for the juvenile courts will be made;

57.1 (2) the manner in which conditional release services to the courts and persons under  
57.2 jurisdiction of the commissioner will be provided;

57.3 (3) a program for detaining, supervising, and treating persons under pretrial detention  
57.4 or under commitment;

57.5 (4) delivery of other correctional services;

57.6 (5) proposals for new programs, which proposals must demonstrate a need for the  
57.7 program, and the program's purpose, objective, administrative structure, staffing pattern,  
57.8 staff training, financing, evaluation process, degree of community involvement, client  
57.9 participation, and duration;

57.10 (6) descriptions of programs that adhere to best practices for assessing risk and using  
57.11 interventions that address an individual's needs while tailoring supervision and interventions  
57.12 by using risk, need, and responsivity principles; and

57.13 (7) data on expenditures, costs, and programming results and outcomes for individuals  
57.14 under community supervision.

57.15 (b) The commissioner must develop in policy budgetary requirements for comprehensive  
57.16 plans to ensure the efficient and accountable expenditure of a county's or Tribal Nation's  
57.17 subsidy for correctional services and programming to produce successful community  
57.18 supervision outcomes.

57.19 Sec. 10. [401.115] NONPARTICIPATING TRIBAL NATIONS.

57.20 Subdivision 1. **Subsidy amount.** A Tribal Nation electing not to provide services as a  
57.21 CCA jurisdiction or a CPO jurisdiction under section 244.19, subdivision 1a, paragraph (b),  
57.22 is eligible for a subsidy of \$250,000 annually to purchase or provide community supervision  
57.23 services or reentry services, including contracted services.

57.24 Subd. 2. **Eligibility for subsidy.** A Tribal Nation is eligible to receive funding under  
57.25 subdivision 1 upon submission and approval by the commissioner of an abbreviated  
57.26 comprehensive plan. Section 401.08 does not apply. The abbreviated plan must comply  
57.27 with commissioner-developed standards, and at minimum:

57.28 (1) describe the community supervision services or reentry services for which the funding  
57.29 will be utilized;

57.30 (2) identify a steering committee to oversee the use of funds; and

146.19 (3) provide a budget for those services.

146.20 (b) Once approved, the abbreviated comprehensive plan is valid for two years.

146.21 Subd. 3. **Paying subsidy.** A Tribal Nation receiving the subsidy under subdivision 1

146.22 must be paid according to section 401.14.

146.23 Subd. 4. **Eligibility for community supervision funding formula.** A Tribal Nation

146.24 electing to become a CCA jurisdiction or a non-CCA jurisdiction under section 244.19,

146.25 subdivision 1b, paragraph (b) or (c), is an applicable Tribal Nation under section 401.10,

146.26 subdivision 1, paragraphs (a) to (c), and:

146.27 (1) has the Tribal Nation's funding amount under subdivision 1 transferred to the

146.28 community supervision formula amount appropriated for the purpose of section 401.10;

146.29 (2) is allotted a base funding amount equal to \$150,000 plus an amount as determined

146.30 according to the community supervision formula under section 401.10, subdivision 1,

146.31 paragraph (a), clause (2); and

147.1 (3) is subject to all requirements relating to providing correctional services under section

147.2 244.19 and chapter 401.

147.3 Sec. 44. Minnesota Statutes 2024, section 401.14, is amended to read:

147.4 **401.14 PAYING SUBSIDY TO CCA AND NON-CCA JURISDICTIONS.**

147.5 Subdivision 1. **Payment.** (a) This section does not apply to:

147.6 (1) a non-CCA jurisdiction under section 244.19, subdivision 1b, paragraph (d); and

147.7 (2) a non-CCA jurisdiction under section 244.19, subdivision 1b, paragraph (b) or (c),

147.8 for the portion of the subsidy distributed for felony probation services.

147.9 (b) After a county or Tribal Nation becomes compliant with the prerequisites for receiving

147.10 the subsidy and the commissioner approves the applicable comprehensive plan, the

147.11 commissioner must determine whether funds exist to pay the subsidy and proceed to pay it

147.12 in accordance with applicable law.

147.13 Subd. 2. **Quarterly remittance.** Based on the approved comprehensive plan, the

147.14 commissioner may estimate the amount to be expended in furnishing the required correctional

147.15 services during each calendar quarter and cause the estimated amount to be remitted to the

147.16 counties and Tribal Nations entitled to the amount as provided under section 401.15,

147.17 subdivision 1.

147.18 Subd. 3. **Installment payments.** The commissioner must:

147.19 (1) make payments for correctional services to each county and Tribal Nation in 12

147.20 installments per year;

57.31 (3) provide a budget for those services.

58.1 Once approved, the abbreviated comprehensive plan is valid for two years.

58.2 Subd. 3. **Paying subsidy.** A Tribal Nation receiving the subsidy under subdivision 1

58.3 must be paid according to section 401.14.

58.4 Subd. 4. **Eligibility for community supervision funding formula.** A Tribal Nation

58.5 electing to become a CCA jurisdiction or a non-CCA jurisdiction under section 244.19,

58.6 subdivision 1b, paragraph (b) or (c), is an applicable Tribal Nation under section 401.10,

58.7 subdivision 1, paragraphs (a) to (c), and:

58.8 (1) has the Tribal Nation's funding amount under subdivision 1 transferred to the

58.9 community supervision formula amount appropriated for the purpose of section 401.10;

58.10 (2) is allotted a base funding amount equal to \$150,000 plus an amount as determined

58.11 according to the community supervision formula under section 401.10, subdivision 1,

58.12 paragraph (a), clause (2); and

58.13 (3) is subject to all requirements relating to providing correctional services in section

58.14 244.19 and chapter 401.

58.15 Sec. 11. Minnesota Statutes 2024, section 401.14, is amended to read:

58.16 **401.14 PAYING SUBSIDY TO CCA AND NON-CCA JURISDICTIONS.**

58.17 Subdivision 1. **Payment.** (a) This section does not apply to:

58.18 (1) a non-CCA jurisdiction under section 244.19, subdivision 1b, paragraph (d); and

58.19 (2) a non-CCA jurisdiction under section 244.19, subdivision 1b, paragraph (b) or (c),

58.20 for the portion of the subsidy allotted for felony probation services.

58.21 (b) After a county or Tribal Nation becomes compliant with the prerequisites for receiving

58.22 the subsidy and the commissioner approves the applicable comprehensive plan, the

58.23 commissioner must determine whether funds exist to pay the subsidy and proceed to pay it

58.24 in accordance with applicable law.

58.25 Subd. 2. **Quarterly estimate and remittance.** Based on the approved comprehensive

58.26 plan, the commissioner may estimate the amount to be expended in furnishing the required

58.27 correctional services during each calendar quarter and cause the estimated amount to be

58.28 remitted to the counties and Tribal Nations entitled to the amount as provided under section

58.29 401.15, subdivision 1.

58.30 Subd. 3. **Installment payments.** The commissioner must:

59.1 (1) make payments for correctional services to each county and Tribal Nation in 12

59.2 installments per year;

147.21 (2) ensure that the pertinent payment of the allotment for each month is made to each  
147.22 county and Tribal Nation on the first working day after the end of each month of the calendar  
147.23 year, except for the last month of the calendar year; and

147.24 (3) ensure that each county and Tribal Nation receives its monthly payment allotment  
147.25 no later than the last working day of each month.

147.26 Sec. 45. Minnesota Statutes 2024, section 401.15, subdivision 2, is amended to read:

147.27 Subd. 2. **Formula review.** The commissioner must ~~annually~~ review the community  
147.28 supervision formula under section 401.10 at the start of each biennium and calculate and  
147.29 prorate the subsidy accordingly.

148.1 Sec. 46. Minnesota Statutes 2024, section 401.17, subdivision 1, is amended to read:

148.2 Subdivision 1. **Establishment; members.** (a) The commissioner must establish a  
148.3 Community Supervision Advisory Committee to develop and make recommendations to  
148.4 the commissioner on standards for probation, supervised release, and community supervision.  
148.5 The committee consists of 19 members as follows:

148.6 (1) two directors appointed by the Minnesota Association of Community Corrections  
148.7 Act Counties;

148.8 (2) two probation directors appointed by the Minnesota Association of County Probation  
148.9 Officers;

148.10 (3) three county commissioner representatives appointed by the Association of Minnesota  
148.11 Counties;

148.12 (4) two behavioral health, treatment, or programming providers who work directly with  
148.13 individuals on correctional supervision, one appointed by the Department of Human Services  
148.14 and one appointed by the Minnesota Association of County Social Service Administrators;

148.15 (5) two representatives appointed by the Minnesota Indian Affairs Council;

148.16 (6) two commissioner-appointed representatives from the Department of Corrections;

148.17 (7) the chair of the statewide Evidence-Based Practice Advisory Committee;

148.18 (8) three individuals ~~who have been supervised, either individually or collectively, under~~  
148.19 ~~each of the state's three community supervision delivery systems with varied experiences~~  
148.20 in community supervision, reflecting the diversity of the state's supervision frameworks as  
148.21 well as demographic and geographic diversity, appointed by the commissioner in consultation  
148.22 with the Minnesota Association of County Probation Officers and the Minnesota Association  
148.23 of Community Corrections Act Counties;

148.24 (9) an advocate for victims of crime appointed by the commissioner; ~~and~~

59.3 (2) ensure that the pertinent payment of the allotment for each month is made to each  
59.4 county and Tribal Nation on the first working day after the end of each month of the calendar  
59.5 year, except for the last month of the calendar year; and

59.6 (3) ensure that each county and Tribal Nation receives its monthly payment allotment  
59.7 no later than the last working day of each month.

59.8 Sec. 12. Minnesota Statutes 2024, section 401.15, subdivision 2, is amended to read:

59.9 Subd. 2. **Formula review.** The commissioner must ~~annually~~ review the community  
59.10 supervision formula under section 401.10 at the start of each biennium and calculate and  
59.11 prorate the subsidy accordingly.

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3.24 Sec. 4. Minnesota Statutes 2024, section 401.17, subdivision 1, is amended to read:

3.25 Subdivision 1. **Establishment; members.** (a) The commissioner must establish a  
3.26 Community Supervision Advisory Committee to develop and make recommendations to  
3.27 the commissioner on standards for probation, supervised release, and community supervision.  
3.28 The committee consists of 19 members as follows:

3.29 (1) two directors appointed by the Minnesota Association of Community Corrections  
3.30 Act Counties;

4.1 (2) two probation directors appointed by the Minnesota Association of County Probation  
4.2 Officers;

4.3 (3) three county commissioner representatives appointed by the Association of Minnesota  
4.4 Counties;

4.5 (4) two behavioral health, treatment, or programming providers who work directly with  
4.6 individuals on correctional supervision, one appointed by the Department of Human Services  
4.7 and one appointed by the Minnesota Association of County Social Service Administrators;

4.8 (5) two representatives appointed by the Minnesota Indian Affairs Council;

4.9 (6) two commissioner-appointed representatives from the Department of Corrections;

4.10 (7) the chair of the statewide Evidence-Based Practice Advisory Committee;

4.11 (8) three individuals ~~who have been supervised, either individually or collectively, under~~  
4.12 ~~each of the state's three community supervision delivery systems with varied experiences~~  
4.13 in community supervision, reflecting the diversity of the state's supervision frameworks as  
4.14 well as demographic and geographic diversity appointed by the commissioner in consultation  
4.15 with the Minnesota Association of County Probation Officers and the Minnesota Association  
4.16 of Community Corrections Act Counties;

4.17 (9) an advocate for victims of crime appointed by the commissioner; ~~and~~



148.25 (10) a representative from a community-based research ~~and~~ or advocacy entity appointed  
148.26 by the commissioner;

148.27 (11) two judicial representatives, one from the seven-county metropolitan area and one  
148.28 from greater Minnesota, appointed by the Minnesota Judicial Council;

148.29 (12) one prosecutor appointed by the Minnesota County Attorneys Association; and

148.30 (13) one defense attorney appointed by the Minnesota State Public Defender.

149.1 (b) When an appointing authority selects an individual for membership on the committee,  
149.2 the authority must make reasonable efforts to reflect geographic diversity and to appoint  
149.3 qualified members of protected groups, as defined under section 43A.02, subdivision 33.

149.4 (c) Chapter 15 applies to the extent consistent with this section.

149.5 (d) The commissioner must convene the first meeting of the committee on or before  
149.6 October 1, 2023.

149.7 Sec. 47. Minnesota Statutes 2024, section 401.17, subdivision 5, is amended to read:

149.8 Subd. 5. **Data collection; report.** (a) By June 1, 2024, the advisory committee, in  
149.9 consultation with the Minnesota Counties Computer Cooperative, must create a method to  
149.10 (1) standardize data classifications across the three community supervision systems, and  
149.11 (2) collect data for the commissioner to publish in an annual report to the chairs and ranking  
149.12 minority members of the legislative committees and divisions with jurisdiction over public  
149.13 safety finance and policy.

149.14 (b) The advisory committee's method, at a minimum, must provide for collecting the  
149.15 following data:

149.16 (1) the number of individuals sentenced to supervision each year;

149.17 (2) the offense levels, offense types, and assessed risk levels for which individuals are  
149.18 sentenced to supervision;

149.19 (3) violation and revocation rates and the identified grounds for the violations and  
149.20 revocations, including final disposition of the violation action such as execution of the  
149.21 sentence, imposition of new conditions, or a custodial sanction;

149.22 (4) the number of individuals granted early discharge from probation;

149.23 (5) the number of individuals restructured on supervision, including imposition of new  
149.24 conditions of release; and

149.25 (6) the number of individuals revoked from supervision and the identified grounds for  
149.26 revocation.

149.27 (c) Beginning ~~January 15~~ May 1, 2025, as part of the report under section ~~244.21~~ 244.21,  
149.28 subdivision 2, the commissioner must include data collected under the committee method

4.18 (10) a representative from a community-based research ~~and~~ or advocacy entity appointed  
4.19 by the commissioner;

4.20 (11) two judicial representatives, one from the seven-county metropolitan area and one  
4.21 from greater Minnesota, appointed by the Minnesota Judicial Council;

4.22 (12) one prosecutor appointed by the Minnesota County Attorneys Association; and

4.23 (13) one defense attorney appointed by the Minnesota State Public Defender.

4.24 (b) When an appointing authority selects an individual for membership on the committee,  
4.25 the authority must make reasonable efforts to reflect geographic diversity and to appoint  
4.26 qualified members of protected groups, as defined under section 43A.02, subdivision 33.

4.27 (c) Chapter 15 applies to the extent consistent with this section.

4.28 (d) The commissioner must convene the first meeting of the committee on or before  
4.29 October 1, 2023.

5.1 Sec. 5. Minnesota Statutes 2024, section 401.17, subdivision 5, is amended to read:

5.2 Subd. 5. **Data collection; report.** (a) By June 1, 2024, the advisory committee, in  
5.3 consultation with the Minnesota Counties Computer Cooperative, must create a method to  
5.4 (1) standardize data classifications across the three community supervision systems, and  
5.5 (2) collect data for the commissioner to publish in an annual report to the chairs and ranking  
5.6 minority members of the legislative committees and divisions with jurisdiction over public  
5.7 safety finance and policy.

5.8 (b) The advisory committee's method, at a minimum, must provide for collecting the  
5.9 following data:

5.10 (1) the number of individuals sentenced to supervision each year;

5.11 (2) the offense levels, offense types, and assessed risk levels for which individuals are  
5.12 sentenced to supervision;

5.13 (3) violation and revocation rates and the identified grounds for the violations and  
5.14 revocations, including final disposition of the violation action such as execution of the  
5.15 sentence, imposition of new conditions, or a custodial sanction;

5.16 (4) the number of individuals granted early discharge from probation;

5.17 (5) the number of individuals restructured on supervision, including imposition of new  
5.18 conditions of release; and

5.19 (6) the number of individuals revoked from supervision and the identified grounds for  
5.20 revocation.

5.21 (c) Beginning ~~January 15~~ May 1, 2025, as part of the report under section ~~244.21~~ 244.21,  
5.22 subdivision 2, the commissioner must include data collected under the committee method

149.29 established under this subdivision. The commissioner must analyze the collected data by  
149.30 race, gender, and county, including Tribal Nations.

150.1 (d) Nothing in this section overrides the commissioner's authority to require additional  
150.2 data be provided under other law.

150.3 Sec. 48. Minnesota Statutes 2024, section 609.105, subdivision 2, is amended to read:

150.4 Subd. 2. **Place of confinement.** (a) The commissioner of corrections shall determine  
150.5 the place of confinement in a prison, reformatory, or other facility of the Department of  
150.6 Corrections established by law for the confinement of convicted persons and prescribe  
150.7 reasonable conditions and rules for their employment, conduct, instruction, and discipline  
150.8 within or without the facility. When the remaining term of imprisonment for a convicted  
150.9 person upon commitment is 90 days or less, the commissioner of corrections may contract  
150.10 with a county for placement of the person in a county jail or detention center for the  
150.11 remainder of the person's term.

150.12 (b) A commissioner's determination, prescription, or policy rule under this section is  
150.13 not a rule under chapter 14 and is exempt from the rulemaking provisions under chapter  
150.14 14, including section 14.386.

150.15 Sec. 49. Minnesota Statutes 2024, section 609.495, subdivision 1, is amended to read:

150.16 Subdivision 1. **Definition of crime.** (a) Whoever harbors, conceals, aids, or assists by  
150.17 word or acts another whom the actor knows or has reason to know has committed a crime  
150.18 under the laws of this or another state or of the United States with intent that such offender  
150.19 shall avoid or escape from arrest, trial, conviction, or punishment, may be sentenced to  
150.20 imprisonment for not more than three years or to payment of a fine of not more than \$5,000,  
150.21 or both if the crime committed or attempted by the other person is a felony.

150.22 (b) Whoever knowingly harbors, conceals, or aids a person who is on probation, parole,  
150.23 or supervised release because of a felony level conviction and for whom an arrest and  
150.24 detention order has been issued, with intent that the person evade or escape being taken into  
150.25 custody under the order, may be sentenced to imprisonment for not more than three years  
150.26 or to payment of a fine of not more than \$5,000, or both. As used in this paragraph, "arrest  
150.27 and detention order" means a written order to take and detain a probationer, parolee, or  
150.28 supervised releasee that is issued under section ~~243.05, subdivision 1; 244.195; 243.051,~~  
150.29 ~~244.1951,~~ or 401.025.

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

5.23 established under this subdivision. The commissioner must analyze the collected data by  
5.24 race, gender, and county, including Tribal Nations.

5.25 (d) Nothing in this section overrides the commissioner's authority to require additional  
5.26 data be provided under other law.

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151.1 Sec. 50. Laws 2023, chapter 52, article 11, section 31, is amended to read:  
151.2 Sec. 31. **MENTAL HEALTH UNIT PILOT PROGRAM.**

151.3 (a) The commissioner of corrections shall establish a pilot program with interested  
151.4 counties to provide mental health care to individuals with serious and persistent mental  
151.5 illness who are incarcerated in county jails. The pilot program must require the participating  
151.6 counties to pay according to Minnesota Statutes, section 243.51, a per diem for  
151.7 reimbursement of the Mental Health Unit at the Minnesota Correctional Facility - Oak Park  
151.8 Heights, and other costs incurred by the Department of Corrections.

151.9 (b) The commissioner in consultation with the Minnesota Sheriffs' Association shall  
151.10 develop program protocols, guidelines, and procedures and qualifications for participating  
151.11 counties and incarcerated individuals to be treated in the Mental Health Unit. The program  
151.12 is limited to a total of five incarcerated individuals from the participating counties at any  
151.13 one time. Incarcerated individuals must ~~volunteer to be treated in the unit and~~ be able to  
151.14 participate in programming with other incarcerated individuals. A licensed mental health  
151.15 professional must evaluate the incarcerated individual and recommend the individual to  
151.16 receive treatment in the unit.

151.17 (c) The Minnesota Correctional Facility - Oak Park Heights warden, director of  
151.18 psychology, and associate director of behavioral health, or a designee of each, in consultation  
151.19 with the Minnesota Sheriffs' Association, the Minnesota branch of the National Association  
151.20 on Mental Illness, and the Department of Human Services, shall oversee the pilot program.

151.21 ~~(d) On November 15, 2024, the warden shall submit a report to the chairs and ranking~~  
151.22 ~~minority members of the legislative committees and divisions with jurisdiction over~~  
151.23 ~~corrections describing the protocols, guidelines, and procedures for participation in the pilot~~  
151.24 ~~program by counties and incarcerated individuals, challenges with staffing, cost sharing~~  
151.25 ~~with counties, capacity of the program, services provided to the incarcerated individuals,~~  
151.26 ~~program outcomes, concerns regarding the program, and recommendations for the viability~~  
151.27 ~~of a long-term program.~~

151.28 ~~(e)~~ (d) The pilot program expires ~~November 16, 2024~~ August 1, 2027.

151.29 Sec. 51. **REPEALER.**

151.30 (a) Minnesota Statutes 2024, sections 243.58; 244.065, subdivision 1; 253.21; and 253.23,  
151.31 are repealed.

152.1 (b) Minnesota Rules, parts 2940.0100, subparts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 12, 13, 14,  
152.2 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 31, 32, 33, and 34; 2940.0200;  
152.3 2940.0300; 2940.0400; 2940.0500; 2940.0600; 2940.0700; 2940.0800; 2940.0900;  
152.4 2940.1000; 2940.1100; 2940.1200; 2940.1300; 2940.1400; 2940.1500; 2940.1600;  
152.5 2940.1700; 2940.1800; 2940.1900; 2940.2000; 2940.2100; 2940.2200; 2940.2300;

59.24 Sec. 14. Laws 2023, chapter 52, article 11, section 31, is amended to read:  
59.25 Sec. 31. **MENTAL HEALTH UNIT PILOT PROGRAM.**

59.26 (a) The commissioner of corrections shall establish a pilot program with interested  
59.27 counties to provide mental health care to individuals with serious and persistent mental  
59.28 illness who are incarcerated in county jails. The pilot program must require the participating  
59.29 counties to pay according to Minnesota Statutes, section 243.51, a per diem for  
60.1 reimbursement of the Mental Health Unit at the Minnesota Correctional Facility - Oak Park  
60.2 Heights, and other costs incurred by the Department of Corrections.

60.3 (b) The commissioner in consultation with the Minnesota Sheriffs' Association shall  
60.4 develop program protocols, guidelines, and procedures and qualifications for participating  
60.5 counties and incarcerated individuals to be treated in the Mental Health Unit. The program  
60.6 is limited to a total of five incarcerated individuals from the participating counties at any  
60.7 one time. Incarcerated individuals must ~~volunteer to be treated in the unit and~~ be able to  
60.8 participate in programming with other incarcerated individuals. A licensed mental health  
60.9 professional must evaluate the incarcerated individual and recommend the individual to  
60.10 receive treatment in the unit.

60.11 (c) The Minnesota Correctional Facility - Oak Park Heights warden, director of  
60.12 psychology, and associate director of behavioral health, or a designee of each, in consultation  
60.13 with the Minnesota Sheriffs' Association, the Minnesota branch of the National Association  
60.14 on Mental Illness, and the Department of Human Services, shall oversee the pilot program.

60.15 ~~(d) On November 15, 2024, the warden shall submit a report to the chairs and ranking~~  
60.16 ~~minority members of the legislative committees and divisions with jurisdiction over~~  
60.17 ~~corrections describing the protocols, guidelines, and procedures for participation in the pilot~~  
60.18 ~~program by counties and incarcerated individuals, challenges with staffing, cost sharing~~  
60.19 ~~with counties, capacity of the program, services provided to the incarcerated individuals,~~  
60.20 ~~program outcomes, concerns regarding the program, and recommendations for the viability~~  
60.21 ~~of a long-term program.~~

60.22 ~~(e)~~ (d) The pilot program expires ~~November 16, 2024~~ August 1, 2027.

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5.27 Sec. 6. **REPEALER.**

5.28 Minnesota Statutes 2024, sections 253.21; and 253.23, are repealed.

152.6 2940.2400; 2940.2500; 2940.2600; 2940.2700; 2940.2800; 2940.2900; 2940.3000;  
152.7 2940.3100; 2940.3200; 2940.3300; 2940.3400; 2940.3500; 2940.3600; 2940.3700;  
152.8 2940.3800; 2940.3900; 2940.4000; 2940.4100; 2940.4200; 2940.4300; 2940.4400;  
152.9 2940.4500; and 2940.5700, are repealed.