

21.18

ARTICLE 3

346.12

ARTICLE 21

21.19

PUBLIC SAFETY AND CORRECTIONS

346.13

PUBLIC SAFETY

21.20 Section 1. Minnesota Statutes 2016, section 168B.16, is amended to read:

21.21 **168B.16 FLASHING LIGHT ON TOW TRUCK.**

21.22 (a) A tow truck or towing vehicle must be equipped with flashing or intermittent red
21.23 and amber lights of a type approved by the commissioner of public safety. A tow truck or
21.24 towing vehicle may be equipped with a blue light, subject to the limitations under section
21.25 169.64, subdivision 4, paragraphs (a) and (b). The lights must be placed on the dome of the
21.26 vehicle at the highest practicable point visible from a distance of 500 feet.

21.27 (b) The flashing red light, blue light, or both must be displayed only when the tow truck
21.28 or towing vehicle is stopped and engaged in emergency service on or near the traveled
21.29 portion of a highway. The flashing amber light may be displayed when the tow truck or
21.30 towing vehicle is moving a disabled vehicle.

22.1 Sec. 2. Minnesota Statutes 2016, section 169.64, subdivision 4, is amended to read:

22.2 Subd. 4. **Blue light.** (a) Except as provided in paragraphs (b) to (d), blue lights are
22.3 prohibited on all vehicles except road maintenance equipment ~~and~~, snow removal equipment,
22.4 or a tow truck or towing vehicle operated by or under contract to the state or a political
22.5 subdivision thereof.

22.6 (b) Authorized emergency vehicles may display flashing blue lights to the rear of the
22.7 vehicle as a warning signal in combination with other lights permitted or required by this
22.8 chapter. In addition, authorized emergency vehicles may display, mounted on the passenger
22.9 side only, flashing blue lights to the front of the vehicle as a warning signal in combination
22.10 with other lights permitted or required by this chapter.

22.11 (c) A motorcycle may display a blue light of up to one-inch diameter as part of the
22.12 motorcycle's rear brake light.

22.13 (d) A motor vehicle may display a blue light of up to one-inch diameter as part of the
22.14 vehicle's rear brake light if:

22.15 (1) the vehicle is a collector vehicle, as described in section 168.10; or

22.16 (2) the vehicle is eligible to display a collector plate under section 168.10.

25.1 Sec. 7. Minnesota Statutes 2017 Supplement, section 171.3215, subdivision 2, is amended
25.2 to read:

25.3 Subd. 2. **Cancellation for disqualifying and other offenses.** Within ten days of receiving
25.4 notice under section 631.40, subdivision 1a, or otherwise receiving notice for a nonresident
25.5 driver, that a school bus driver has been convicted of, or received a stay of adjudication for,
25.6 a disqualifying offense, the commissioner shall permanently cancel the school bus driver's
25.7 endorsement on the offender's driver's license and in the case of a nonresident, the driver's
25.8 privilege to operate a school bus in Minnesota. A school bus driver whose endorsement or
25.9 privilege to operate a school bus in Minnesota has been permanently canceled may not
25.10 apply for reinstatement. Within ten days of receiving notice under section 631.40, subdivision
25.11 1a, or otherwise receiving notice for a nonresident driver, that a school bus driver has been
25.12 convicted of a violation of section 169A.20, or a similar statute or ordinance from another
25.13 state, and within ten days of revoking a school bus driver's license under section 169A.52
25.14 or 171.177, the commissioner shall cancel the school bus driver's endorsement on the
25.15 offender's driver's license or the nonresident's privilege to operate a school bus in Minnesota
25.16 for five years. After five years, a school bus driver may apply to the commissioner for
25.17 reinstatement. Even after five years, cancellation of a school bus driver's endorsement or a
25.18 nonresident's privilege to operate a school bus in Minnesota for a violation under section
25.19 169A.20, sections 169A.50 to 169A.53, section 171.177, or a similar statute or ordinance
25.20 from another state, shall remain in effect until the driver provides proof of successful
25.21 completion of an alcohol or controlled substance treatment program. For a first offense,
25.22 proof of completion is required only if treatment was ordered as part of a chemical use
25.23 assessment. Within ten days of receiving notice under section 631.40, subdivision 1a, or
25.24 otherwise receiving notice for a nonresident driver, that a school bus driver has been
25.25 convicted of a fourth moving violation in the last three years, the commissioner shall cancel
25.26 the school bus driver's endorsement on the offender's driver's license or the nonresident's
25.27 privilege to operate a school bus in Minnesota until one year has elapsed since the last
25.28 conviction. A school bus driver who has no new convictions after one year may apply for
25.29 reinstatement. Upon canceling the offender's school bus driver's endorsement, the
25.30 commissioner shall immediately notify the licensed offender of the cancellation in writing,
25.31 by depositing in the United States post office a notice addressed to the licensed offender at
25.32 the licensed offender's last known address, with postage prepaid thereon.

26.1 Sec. 8. Minnesota Statutes 2017 Supplement, section 171.3215, subdivision 3, is amended
26.2 to read:

26.3 Subd. 3. **Background check.** Before issuing or renewing a driver's license with a school
26.4 bus driver's endorsement, the commissioner shall conduct an investigation to determine if
26.5 the applicant has been convicted of, or received a stay of adjudication for, committing a
26.6 disqualifying offense, four moving violations in the previous three years, a violation of
26.7 section 169A.20 or a similar statute or ordinance from another state, a gross misdemeanor,
26.8 or if the applicant's driver's license has been revoked under section 169A.52 or 171.177.
26.9 The commissioner shall not issue a new bus driver's endorsement and shall not renew an

26.10 existing bus driver's endorsement if the applicant has been convicted of committing a
26.11 disqualifying offense. The commissioner shall not issue a new bus driver's endorsement
26.12 and shall not renew an existing bus driver's endorsement if, within the previous five years,
26.13 the applicant has been convicted of committing a violation of section 169A.20, or a similar
26.14 statute or ordinance from another state, a gross misdemeanor, or if the applicant's driver's
26.15 license has been revoked under section 169A.52 or 171.177, or if, within the previous three
26.16 years, the applicant has been convicted of four moving violations. An applicant who has
26.17 been convicted of violating section 169A.20, or a similar statute or ordinance from another
26.18 state, or who has had a license revocation under section 169A.52 or 171.177 within the
26.19 previous ten years must show proof of successful completion of an alcohol or controlled
26.20 substance treatment program in order to receive a bus driver's endorsement. For a first
26.21 offense, proof of completion is required only if treatment was ordered as part of a chemical
26.22 use assessment. A school district or contractor that employs a nonresident school bus driver
26.23 must conduct a background check of the employee's driving record and criminal history in
26.24 both Minnesota and the driver's state of residence. Convictions for disqualifying offenses,
26.25 gross misdemeanors, a fourth moving violation within the previous three years, or violations
26.26 of section 169A.20, or a similar statute or ordinance in another state, must be reported to
26.27 the Department of Public Safety.

26.28 Sec. 9. Minnesota Statutes 2016, section 242.192, is amended to read:

26.29 **242.192 CHARGES TO COUNTIES.**

26.30 The commissioner shall charge counties or other appropriate jurisdictions 65 percent of
26.31 the per diem cost of confinement, excluding educational costs and nonbillable service, of
26.32 juveniles at the Minnesota Correctional Facility-Red Wing and of juvenile females committed
26.33 to the commissioner of corrections. This charge applies to juveniles committed to the
26.34 commissioner of corrections and juveniles admitted to the Minnesota Correctional
27.1 Facility-Red Wing under established admissions criteria. This charge applies to both counties
27.2 that participate in the Community Corrections Act and those that do not. The commissioner
27.3 shall determine the per diem cost of confinement based on projected population, pricing
27.4 incentives, and market conditions, and the requirement that expense and revenue balance
27.5 out over a period of two years. All money received under this section must be deposited in
27.6 the state treasury and credited to the general fund.

27.7 Sec. 10. **243.521] ADMINISTRATIVE AND DISCIPLINARY SEGREGATION**
27.8 **REPORT.**

27.9 By January 15, 2019, and by January 15 each year thereafter, the commissioner of
27.10 corrections shall report to the chairs and ranking minority members of the house of
27.11 representatives and senate committees with jurisdiction over public safety and judiciary on
27.12 administrative and disciplinary segregation. This report shall include, but not be limited to,
27.13 data regarding:

- 27.14 (1) the number of inmates in each institution placed in segregation during the past year;
- 27.15 (2) the ages of inmates placed in segregation during the past year;
- 27.16 (3) the number of inmates transferred from segregation to the mental health treatment
27.17 unit;
- 27.18 (4) the nature of the infractions leading to the use of segregation;
- 27.19 (5) the lengths of terms served in segregation, including terms served consecutively;
- 27.20 (6) any incidents of inmates not receiving at least five hours a week out of cell; and
- 27.21 (7) the number of inmates convicted of assault while confined and the number of this
27.22 group of inmates who receive consecutive sentences, as required under section 609.2232.
- 27.23 Sec. 11. **[299A.90] TASK FORCE ON MISSING AND MURDERED INDIGENOUS**
27.24 **WOMEN.**
- 27.25 Subdivision 1. **Creation and duties.** (a) By September 1, 2018, the commissioner, in
27.26 consultation with the Minnesota Indian Affairs Council, shall appoint members to the Task
27.27 Force on Missing and Murdered Indigenous Women to advise the commissioner and report
27.28 to the legislature on recommendations to reduce and end violence against indigenous women
27.29 and girls in Minnesota. The task force shall also serve as a liaison between the commissioner
27.30 and agencies and nongovernmental organizations that provide services to victims, victims'
28.1 families, and victims' communities. The members must receive expense reimbursement as
28.2 specified in section 15.059, subdivision 6.
- 28.3 (b) The Task Force on Missing and Murdered Indigenous Women must examine and
28.4 report on the following:
- 28.5 (1) the systemic causes behind violence that indigenous women and girls experience,
28.6 including patterns and underlying factors that explain why higher levels of violence occur
28.7 against indigenous women and girls, including underlying historical, social, economic,
28.8 institutional, and cultural factors which may contribute to the violence;
- 28.9 (2) appropriate methods for tracking and collecting data on violence against indigenous
28.10 women and girls, including data on missing and murdered indigenous women and girls;

28.11 (3) policies and institutions such as policing, child welfare, coroner practices, and other
28.12 governmental practices that impact violence against indigenous women and girls and the
28.13 investigation and prosecution of crimes of gender violence against indigenous people;

28.14 (4) measures necessary to address and reduce violence against indigenous women and
28.15 girls; and

28.16 (5) measures to help victims, victims' families, and victims' communities to prevent and
28.17 heal from violence that occurs against indigenous women and girls.

28.18 (c) For the purposes of this section, "commissioner" means the commissioner of public
28.19 safety and "nongovernmental organizations" means nonprofit, nongovernmental organizations
28.20 that provide legal, social, or other community services.

28.21 Subd. 2. **Membership.** (a) To the extent practicable, the Task Force on Missing and
28.22 Murdered Indigenous Women shall consist of the following individuals, or their designees,
28.23 who are knowledgeable in crime victims' rights or violence protection;

28.24 (1) two members of the senate, one appointed by the majority leader and one appointed
28.25 by the minority leader;

28.26 (2) two members of the house of representatives, one appointed by the speaker of the
28.27 house and one appointed by the minority leader;

28.28 (3) a representative from the Minnesota Chiefs of Police Association;

28.29 (4) a representative of the Bureau of Criminal Apprehension;

28.30 (5) a representative of the United States Attorney's Office;

29.1 (6) a peace officer who works and resides in the seven-county metropolitan area,
29.2 composed of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington Counties;

29.3 (7) a peace officer who works and resides in the nonmetropolitan area;

29.4 (8) two peace officers who work for and reside on a federally recognized American
29.5 Indian reservation in Minnesota;

29.6 (9) a county attorney or representative from the Minnesota County Attorneys Association;

- 29.7 (10) a judge or attorney working in juvenile court;
- 29.8 (11) a representative from an Indian health organization or agency;
- 29.9 (12) a county coroner or a representative from a statewide coroner's association;
- 29.10 (13) a representative of the Department of Health;
- 29.11 (14) four or more representatives for tribal governments, with a focus on individuals
29.12 who work with victims of violence or their families;
- 29.13 (15) two or more representatives from nongovernmental organizations, community
29.14 volunteers, or advocacy organizations, who should include representatives from organizations
29.15 working inside the seven-county metropolitan area, outside the seven-county metropolitan
29.16 area, and on reservations, and may include:
- 29.17 (i) a tribal, statewide, or local organization that provides legal services to indigenous
29.18 women and girls;
- 29.19 (ii) a tribal, statewide, or local organization that provides advocacy or counseling for
29.20 indigenous women and girls who have been victims of violence; and
- 29.21 (iii) a tribal, statewide, or local organization that provides services to indigenous women
29.22 and girls;
- 29.23 (16) a representative from the Minnesota Indian Women's Sexual Assault Coalition;
- 29.24 (17) a representative from Mending the Sacred Hoop;
- 29.25 (18) two indigenous women who are survivors of gender violence; and
- 29.26 (19) a representative from the Minnesota Sheriffs' Association.
- 29.27 (b) Members of the task force serve at the pleasure of the appointing authority or until
29.28 the task force expires. Vacancies shall be filled by the commissioner of public safety
29.29 consistent with the qualifications of the vacating member required by this subdivision.
- 30.1 Subd. 3. **Officers; meetings.** (a) The task force shall annually elect a chair and vice-chair
30.2 from among its members, and may elect other officers as necessary. The task force shall
30.3 meet at least quarterly, or upon the call of its chair. The task force shall meet sufficiently
30.4 enough to accomplish the tasks identified in this section. Meetings of the task force are

30.5 subject to chapter 13D. The task force shall seek out and enlist the cooperation and assistance
30.6 of nongovernmental organizations, community and advocacy organizations working with
30.7 the American Indian community, and academic researchers and experts, specifically those
30.8 specializing in violence against indigenous women and girls, representing diverse
30.9 communities disproportionately affected by violence against women and girls, or focusing
30.10 on issues related to gender violence and violence against indigenous women and girls.

30.11 (b) The commissioner of public safety shall convene the first meeting of the task force
30.12 no later than October 1, 2018, and shall provide meeting space and administrative assistance
30.13 as necessary for the task force to conduct its work.

30.14 Subd. 4. **Report.** The task force shall annually report to the chairs and ranking members
30.15 of the legislative committees with jurisdiction over public safety, human services, and state
30.16 government on the work of the task force, including but not limited to the issues to be
30.17 examined in subdivision 1, and shall include in the annual report institutional policies and
30.18 practices or proposed institutional policies and practices that are effective in reducing gender
30.19 violence and increasing the safety of indigenous women and girls. The report shall include
30.20 recommendations to reduce and end violence against indigenous women and girls and help
30.21 victims and communities heal from gender violence and violence against indigenous women
30.22 and girls. The first annual report shall be submitted to the legislative committees on February
30.23 15, 2019, and on February 15 each year after.

30.24 Subd. 5. **Expiration.** Notwithstanding section 15.059, the task force expires June 30,
30.25 2020.

30.26 **EFFECTIVE DATE.** This section is effective July 1, 2018.

30.27 Sec. 12. Minnesota Statutes 2016, section 299C.091, subdivision 5, is amended to read:

30.28 Subd. 5. **Removal of data from system.** Notwithstanding section 138.17, the bureau
30.29 shall destroy data entered into the system when three years have elapsed since the data were
30.30 entered into the system, except as otherwise provided in this subdivision. If the bureau has
30.31 information that the individual has been convicted as an adult, or has been adjudicated or
30.32 has a stayed adjudication as a juvenile for an offense that would be a crime if committed
30.33 by an adult, since entry of the data into the system, the data must be maintained until three
30.34 years have elapsed since the last record of a conviction or adjudication or stayed adjudication
31.1 of the individual, except that if the individual is committed to the custody of the commissioner
31.2 of corrections and the commissioner documents activities meeting the criminal gang
31.3 identification criteria that take place while the individual is confined in a state correctional
31.4 facility, the three-year period begins after release from incarceration. Upon request of the
31.5 law enforcement agency that submitted data to the system, the bureau shall destroy the data
31.6 regardless of whether three years have elapsed since the data were entered into the system.

31.7 Sec. 13. Minnesota Statutes 2016, section 299C.17, is amended to read:

31.8 **299C.17 REPORT BY COURT ADMINISTRATOR.**

31.9 The superintendent shall require the court administrator of every court which that (1)
31.10 sentences a defendant for a felony, gross misdemeanor, or targeted misdemeanor, or (2)
31.11 grants a stay of adjudication pursuant to section 609.095, paragraph (b), clause (2), for an
31.12 offense that, if convicted of, would require predatory offender registration under section
31.13 243.166, to electronically transmit within 24 hours of the disposition of the case a report,
31.14 in a form prescribed by the superintendent providing information required by the
31.15 superintendent with regard to the prosecution and disposition of criminal cases. A copy of
31.16 the report shall be kept on file in the office of the court administrator.

31.17 Sec. 14. **[299C.77] BACKGROUND CHECKS; ADDITIONAL DISCLOSURE.**

31.18 The superintendent shall disclose to each applicant for a statutorily mandated or
31.19 authorized background check or background study all records of stays of adjudication
31.20 granted to the subject of the background check or background study that the superintendent
31.21 receives pursuant to section 299C.17, clause (2). The data required to be disclosed under
31.22 this section is in addition to other data on the subject of the background check or background
31.23 study that the superintendent is mandated to disclose.

31.24 Sec. 15. Minnesota Statutes 2016, section 357.021, subdivision 7, is amended to read:

31.25 Subd. 7. **Disbursement of surcharges by commissioner of management and budget.**
31.26 (a) Except as provided in paragraphs (b), (c), and (d), the commissioner of management
31.27 and budget shall disburse surcharges received under subdivision 6 and section 97A.065,
31.28 subdivision 2, as follows:

31.29 (1) one percent shall be credited to the peace officer training account in the game and
31.30 fish fund to provide peace officer training for employees of the Department of Natural
31.31 Resources who are licensed under sections 626.84 to 626.863, and who possess peace officer
31.32 authority for the purpose of enforcing game and fish laws;

32.1 (2) ~~39~~ 41 percent shall be credited to the peace officers training account in the special
32.2 revenue fund; and

32.3 (3) ~~60~~ 58 percent shall be credited to the general fund.

32.4 (b) The commissioner of management and budget shall credit \$3 of each surcharge
32.5 received under subdivision 6 and section 97A.065, subdivision 2, to the general fund.

32.6 (c) In addition to any amounts credited under paragraph (a), the commissioner of
32.7 management and budget shall credit \$47 of each surcharge received under subdivision 6
32.8 and section 97A.065, subdivision 2, and the \$12 parking surcharge, to the general fund.

32.9 (d) If the Ramsey County Board of Commissioners authorizes imposition of the additional
32.10 \$1 surcharge provided for in subdivision 6, paragraph (a), the court administrator in the

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- 32.11 Second Judicial District shall transmit the surcharge to the commissioner of management
32.12 and budget. The \$1 special surcharge is deposited in a Ramsey County surcharge account
32.13 in the special revenue fund and amounts in the account are appropriated to the trial courts
32.14 for the administration of the petty misdemeanor diversion program operated by the Second
32.15 Judicial District Ramsey County Violations Bureau.
- 32.16 **EFFECTIVE DATE.** This section is effective July 1, 2018, and applies to surcharges
32.17 collected on or after July 1, 2018.
- 32.18 Sec. 16. Minnesota Statutes 2016, section 388.23, subdivision 1, is amended to read:
- 32.19 Subdivision 1. **Authority.** (a) The county attorney, or any deputy or assistant county
32.20 attorney whom the county attorney authorizes in writing, has the authority to subpoena and
32.21 require the production of any records of:
- 32.22 (1) telephone companies, cellular phone companies, and paging companies;
- 32.23 (2) subscribers of private computer networks including but not limited to Internet service
32.24 providers or computer bulletin board systems;
- 32.25 (3) subscribers of electronic communication services, private computer networks, online
32.26 social media, e-mail domain hosts, Voice over Internet Protocol services, Internet messaging
32.27 systems, and remote computing services as defined in United States Code Title 18, section
32.28 2711 as amended through April 1, 2018;
- 32.29 (4) electric companies, gas companies, and water utilities;
- 32.30 (5) chemical suppliers;
- 32.31 (6) hotels and motels;
- 33.1 (7) pawn shops;
- 33.2 (8) airlines, buses, taxis, and other entities engaged in the business of transporting people;
33.3 and;
- 33.4 (9) freight companies, warehousing companies, self-service storage facilities, package
33.5 delivery companies, and other entities engaged in the businesses of transport, storage, or
33.6 delivery, and records of;

- 33.7 (10) the existence of safe deposit box account numbers and customer savings and
33.8 checking account numbers maintained by financial institutions and safe deposit companies;
- 33.9 (11) insurance records relating to the monetary payment or settlement of claims;
- 33.10 (12) the banking, credit card, and financial records of a subject of an identity theft
33.11 investigation or a vulnerable adult, whether held in the name of the vulnerable adult or a
33.12 third party, including but not limited to safe deposit, loan and account applications and
33.13 agreements, signature cards, statements, checks, transfers, account authorizations, safe
33.14 deposit access records and documentation of fraud; and
- 33.15 (13) wage and employment records of an applicant or recipient of public assistance who
33.16 is the subject of a welfare fraud investigation relating to eligibility information for public
33.17 assistance programs.
- 33.18 (b) Subpoenas may only be issued for records that are relevant to an ongoing legitimate
33.19 law enforcement investigation.
- 33.20 (c) Administrative subpoenas may only be issued in welfare fraud and identity theft
33.21 cases if there is probable cause to believe a crime has been committed. This provision applies
33.22 only to the records of business entities and does not extend to private individuals or their
33.23 dwellings.
- 33.24 Sec. 17. Minnesota Statutes 2016, section 609.095, is amended to read:
- 33.25 **609.095 LIMITS OF SENTENCES.**
- 33.26 (a) The legislature has the exclusive authority to define crimes and offenses and the
33.27 range of the sentences or punishments for their violation. No other or different sentence or
33.28 punishment shall be imposed for the commission of a crime than is authorized by this chapter
33.29 or other applicable law.
- 33.30 (b) Except as provided in: (1) section 152.18 or 609.375; or (2) upon agreement of the
33.31 parties, a court may not refuse to adjudicate the guilt of a defendant who tenders a guilty
34.1 plea in accordance with Minnesota Rules of Criminal Procedure, rule 15, or who has been
34.2 found guilty by a court or jury following a trial.
- 34.3 A stay of adjudication granted under clause (2) must be reported to the superintendent of
34.4 the Bureau of Criminal Apprehension pursuant to section 299C.17.
- 34.5 (c) Paragraph (b) does not supersede Minnesota Rules of Criminal Procedure, rule 26.04.

34.6 Sec. 18. Minnesota Statutes 2016, section 626.8452, is amended by adding a subdivision
34.7 to read:

34.8 Subd. 6. **Prohibition on disarming local law enforcement officers.** Unless expressly
34.9 authorized under another section of law, a mayor, city council, county board, or chief law
34.10 enforcement officer may not disarm a peace officer who is in good standing and not currently
34.11 under investigation or subject to disciplinary action.

34.12 Sec. 19. Minnesota Statutes 2016, section 631.40, subdivision 1a, is amended to read:

34.13 Subd. 1a. **Certified copy of disqualifying offense convictions sent to public safety**
34.14 **and school districts.** When a person is convicted of, or receives a stay of adjudication for,
34.15 committing a disqualifying offense, as defined in section 171.3215, subdivision 1, a gross
34.16 misdemeanor, a fourth moving violation within the previous three years, or a violation of
34.17 section 169A.20, or a similar statute or ordinance from another state, the court shall determine
34.18 whether the offender is a school bus driver as defined in section 171.3215, subdivision 1,
34.19 whether the offender possesses a school bus driver's endorsement on the offender's driver's
34.20 license and in what school districts the offender drives a school bus. If the offender is a
34.21 school bus driver or possesses a school bus driver's endorsement, the court administrator
34.22 shall send a certified copy of the conviction to the Department of Public Safety and to the
34.23 school districts in which the offender drives a school bus within ten days after the conviction.

34.24 Sec. 20. **WORKING GROUP EXAMINING CRIMES AGAINST VULNERABLE**
34.25 **ADULTS.**

34.26 Subdivision 1. **Establishment; membership.** (a) A working group examining crimes
34.27 against vulnerable adults is established.

34.28 (b) The commissioner of public safety shall appoint the following members of the
34.29 working group:

35.1 (1) two attorneys practicing elder law, one who practices primarily in the seven-county
35.2 metropolitan area and one who practices primarily outside the seven-county metropolitan
35.3 area;

35.4 (2) two county attorneys, one from a county in the seven-county metropolitan area and
35.5 one from a county outside the seven-county metropolitan area;

35.6 (3) two city attorneys, one from a city in the seven-county metropolitan area and one
35.7 from a city outside the seven-county metropolitan area;

- 35.8 (4) one representative from the Office of the Public Defender;
- 35.9 (5) one representative from the Minnesota Elder Justice Center;
- 35.10 (6) one representative from the Minnesota Home Care Association;
- 35.11 (7) one representative from Care Providers of Minnesota;
- 35.12 (8) one representative from LeadingAge Minnesota;
- 35.13 (9) one representative from AARP Minnesota;
- 35.14 (10) one caregiver of a person who has been diagnosed with Alzheimer's disease;
- 35.15 (11) one peace officer, as defined in Minnesota Statutes, section 626.84; and
- 35.16 (12) any additional representatives from groups or organizations that the commissioner
35.17 of public safety determines would help the working group perform its duties.
- 35.18 (c) The following individuals shall also be members of the working group:
- 35.19 (1) two members of the senate, one appointed by the majority leader and one appointed
35.20 by the minority leader;
- 35.21 (2) two members of the house of representatives, one appointed by the speaker of the
35.22 house and one appointed by the minority leader;
- 35.23 (3) the commissioner of public safety or a designee;
- 35.24 (4) the commissioner of human services or a designee;
- 35.25 (5) the commissioner of health or a designee;
- 35.26 (6) the attorney general or a designee;
- 35.27 (7) a representative of the judicial branch, appointed by the chief justice of the Supreme
35.28 Court;
- 35.29 (8) the ombudsman for mental health and developmental disabilities;

36.1 (9) one member of the Minnesota Board on Aging, selected by the board; and

36.2 (10) one member of the Minnesota Council on Disability or a designee, selected by the
36.3 council.

36.4 (d) The appointing authorities under this subdivision must complete their appointments
36.5 no later than July 1, 2018.

36.6 Subd. 2. **Duties; recommendations.** The working group shall review existing laws
36.7 establishing crimes against vulnerable adults, review whether these laws appropriately
36.8 identify these crimes and apply appropriate penalties, and recommend any changes necessary
36.9 to better protect vulnerable adults. The working group shall also examine and make
36.10 recommendations regarding whether, in the interest of protecting vulnerable adults from
36.11 maltreatment and crime, adequate laws, rules, procedures, and protections are in place to
36.12 determine whether current or prospective long-term care employees are or have been subject
36.13 to investigation for maltreatment of a vulnerable adult or a crime against a vulnerable adult.

36.14 Subd. 3. **Meetings.** The commissioner of public safety or a designee shall convene the
36.15 first meeting of the working group no later than August 1, 2018. Members of the working
36.16 group shall elect a chair from among the group's members at the first meeting, and the
36.17 commissioner of public safety or a designee shall serve as the working group's chair until
36.18 a chair is elected. Meetings of the working group are open to the public.

36.19 Subd. 4. **Compensation.** Members of the working group shall serve without compensation
36.20 or reimbursement for expenses.

36.21 Subd. 5. **Administrative support.** The commissioner of public safety shall provide
36.22 administrative support for the working group and arrange meeting space.

36.23 Subd. 6. **Report.** By January 15, 2019, the working group must submit a report with
36.24 findings, recommendations, and draft legislation to the chairs and ranking minority members
36.25 of the legislative committees with jurisdiction over health and human services policy and
36.26 criminal justice policy. The report must include a discussion of the benefits, problems, and
36.27 costs associated with any proposed changes to laws.

36.28 Subd. 7. **Expiration.** The working group expires January 16, 2019, or the day after the
36.29 working group submits the report required under subdivision 6, whichever is later.

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

37.25 Sec. 22. **REPEALER.**

37.26 Minnesota Statutes 2016, section 401.13, is repealed.