

194.20 **ARTICLE 9**
194.21 **PUBLIC SAFETY AND CORRECTIONS**

207.10 **ARTICLE 12**
207.11 **PUBLIC SAFETY**

194.22Section 1. **APPROPRIATIONS.**

194.23 The sums shown in the column under "Appropriations" are added to the
194.24 appropriations in Laws 2015, chapter 65, article 1, to the agencies and for the purposes
194.25 specified in this article. The appropriations are from the general fund and are available for
194.26 the fiscal years indicated for each purpose. The figures "2016" and "2017" used in this
194.27 article mean that the addition to the appropriation listed under them is available for the fiscal
194.28 year ending June 30, 2016, or June 30, 2017, respectively. Supplemental appropriations
194.29 for the fiscal year ending June 30, 2016, are effective the day following final enactment.

194.30		<u>APPROPRIATIONS</u>	
194.31		<u>Available for the Year</u>	
194.32		<u>Ending June 30</u>	
194.33		<u>2016</u>	<u>2017</u>
194.34	Sec. 2. <u>SUPREME COURT</u>	<u>\$</u>	<u>-0-</u> <u>\$</u> <u>5,000,000</u>
195.1	<u>For a competitive grant program established</u>		
195.2	<u>by the chief justice for the distribution of</u>		
195.3	<u>safe and secure courthouse fund grants to</u>		
195.4	<u>government entities responsible for providing</u>		
195.5	<u>or maintaining a courthouse or other facility</u>		
195.6	<u>where court proceedings are held. Grant</u>		
195.7	<u>recipients must provide a 50 percent nonstate</u>		
195.8	<u>match. This is a onetime appropriation and is</u>		
195.9	<u>available until June 30, 2019.</u>		
195.10	Sec. 3. <u>DISTRICT COURTS</u>	<u>\$</u>	<u>-0-</u> <u>\$</u> <u>1,547,000</u>

195.28 Subd. 2. **Correctional Institutions** 5,437,000 20,921,000

195.29 (a) **Employee Compensation**

196.1 \$2,827,000 in fiscal year 2016 and
 196.2 \$8,912,000 in fiscal year 2017 are for
 196.3 employee compensation.

196.4 (b) **Challenge Incarceration Expansion**

196.5 \$2,610,000 in fiscal year 2016 and \$2,757,000
 196.6 in fiscal year 2017 are to increase capacity
 196.7 in the challenge incarceration program. The
 196.8 base for this activity is \$3,263,000 in fiscal
 196.9 year 2018 and \$3,623,000 in fiscal year 2019.

196.10 (c) **Infectious Disease Management**

196.11 \$3,000,000 in fiscal year 2017 is for
 196.12 infectious disease management.

196.13 (d) **24-Hour Nursing**

196.14 \$1,500,000 in fiscal year 2017 is for 24-hour
 196.15 nursing coverage seven days a week at
 196.16 MCF-Shakopee, MCF-St. Cloud, MCF-Lino
 196.17 Lakes, and MCF-Stillwater.

196.18 (e) **Behavioral and Mental Health**

196.19 \$1,550,000 in fiscal year 2017 is for
 196.20 behavioral and mental health therapists and
 196.21 increased security staffing at MCF-Oak Park
 196.22 Heights.

196.23 (f) **Increased Security Staffing**

196.24 \$1,800,000 in fiscal year 2017 is for increased
 196.25 security staffing systemwide.

196.26 **(g) New Chemical Dependency/Mental Health Beds**

196.28 \$750,000 in fiscal year 2017 is for 70 new
196.29 chemical dependency/mental health beds.

196.30 **(h) Chemical Dependency Release Planner, MCF-Shakopee**

197.1 \$125,000 in fiscal year 2017 is for a
197.2 chemical dependency release planner at
197.3 MCF-Shakopee.

197.4 **(i) Chemical Dependency Release Planner, MCF-Stillwater**

197.6 \$125,000 in fiscal year 2017 is for a
197.7 chemical dependency release planner at
197.8 MCF-Stillwater.

197.9 **(j) EMPLOY Program Expansion**

197.10 \$375,000 in fiscal year 2017 is to expand
197.11 the EMPLOY program administered by
197.12 MINNCOR.

197.13 **Subd. 3. Community Services**

241,000 4,766,000

197.14 **(a) Employee Compensation**

197.15 \$241,000 in fiscal year 2016 and \$860,000
197.16 in fiscal year 2017 are for employee
197.17 compensation.

197.18 **(b) Challenge Incarceration Expansion**

197.19 \$406,000 in fiscal year 2017 is to increase
197.20 capacity in the challenge incarceration
197.21 program. The base for this activity is
197.22 \$812,000 in fiscal year 2018 and \$1,421,000
197.23 in fiscal year 2019.

197.24 (c) **Victim Notification System**

197.25 \$1,000,000 in fiscal year 2017 is for a
197.26 victim notification system. This is a onetime
197.27 appropriation.

197.28 (d) **Reentry and Halfway Houses**

197.29 \$500,000 in fiscal year 2017 is for grants to
197.30 counties or groups of counties for reentry and
197.31 halfway house services. Eligible programs
197.32 must be proven to reduce recidivism. Grant
198.1 recipients must provide a 50 percent nonstate
198.2 match.

198.3 (e) **High-Risk Revocation Reduction
198.4 Programs**

198.5 \$2,000,000 in fiscal year 2017 is to establish
198.6 two high-risk revocation reduction programs,
198.7 one in the metropolitan area and the other
198.8 in greater Minnesota. Each program shall
198.9 receive \$1,000,000 to provide sustained case
198.10 planning, housing assistance, employment
198.11 assistance, group mentoring, life skills
198.12 programming, and transportation assistance
198.13 to adult release violators who are being
198.14 released from prison.

198.15 Subd. 4. **Operations Support**

63,000

3,339,000

198.16 (a) **Employee Compensation**

198.17 \$63,000 in fiscal year 2016 and \$339,000
198.18 in fiscal year 2017 are for employee
198.19 compensation.

198.20 (b) **Information Technology Critical
198.21 Updates**

199.16 \$88,000 is for a grant to the Arrowhead
199.17 Regional Development Commission to
199.18 conduct an assessment of law enforcement
199.19 needs for detention facilities in northeast
199.20 Minnesota. This is a onetime appropriation.

199.21 **(d) Children In Need of Services or in**
199.22 **Out-Of-Home Placement**

199.23 \$150,000 is for a grant to an organization
199.24 that provides legal representation to children
199.25 in need of protection or services and children
199.26 in out-of-home placement. The grant is
199.27 contingent upon a match in an equal amount
199.28 from nonstate funds. The match may be
199.29 in kind, including the value of volunteer
199.30 attorney time, or in cash, or in a combination
199.31 of the two.

199.32 **(e) Youth Intervention Programs**

200.1 \$129,000 is for youth intervention programs
200.2 under Minnesota Statutes, section 299A.73.
200.3 This is a onetime appropriation.

200.4 **(f) Mental Health Crisis Training**
200.5 **Curriculum**

200.6 \$150,000 is for grants to organizations
200.7 to develop curriculum, including online
200.8 training, to meet the training requirements
200.9 under section 8. This is a onetime
200.10 appropriation.

200.11 **(g) Autism Training**

200.12 \$50,000 is to select and retain a person or
200.13 entity to train law enforcement, firefighters,
200.14 and EMTs to better respond to emergency
200.15 encounters and crisis situations with
200.16 individuals with autism spectrum disorder
200.17 and to train other individuals or entities
200.18 to conduct this training to create a Cop
200.19 Autism Response Education (CARE) pilot
200.20 program. When selecting a trainer, the
200.21 commissioner shall consider the trainer's
200.22 Peace Officer Standards and Training
200.23 Board qualified training experience, and
200.24 demonstrated knowledge on methods to
200.25 help responders to effectively respond to
200.26 emergency situations involving people
200.27 with autism spectrum disorder and other
200.28 related disabilities. The commissioner shall
200.29 consult with the Peace Officer Standards and
200.30 Training Board and the Minnesota Board of
200.31 Firefighter Training and Education before
200.32 selecting a trainer. By February 15, 2017,
200.33 the commissioner shall report to the chairs
200.34 and ranking minority members of the senate
200.35 and house of representatives committees
201.1 having jurisdiction over criminal justice
201.2 policy and funding on the trainer selected
201.3 and the training conducted pursuant to this
201.4 section, including the number of emergency
201.5 responders trained and the departments they
201.6 represent. This is a onetime appropriation
201.7 and is available until June 30, 2019.

201.8 **(h) Sex Trafficking**

201.9 \$250,000 is for grants to state and local units
201.10 of government for the following purposes:

201.11 (1) to support new or existing
201.12 multijurisdictional entities to investigate sex
201.13 trafficking crimes; and

201.14 (2) to provide technical assistance for
201.15 sex trafficking crimes, including training
201.16 and case consultation, to law enforcement
201.17 agencies statewide.

207.12 Section 1. Minnesota Statutes 2014, section 169.444, subdivision 2, is amended to read:

207.13 Subd. 2. **Violations by drivers; penalties.** (a) A person who fails to stop a vehicle
207.14 or to keep it stopped, as required in subdivision 1, or who violates subdivision 1a, is guilty
207.15 of a misdemeanor punishable by a fine of not less than ~~\$300~~ \$500.

207.16 (b) A person is guilty of a gross misdemeanor if the person fails to stop a motor
207.17 vehicle or to keep it stopped, as required in subdivision 1, or who violates subdivision 1a,
207.18 and commits either or both of the following acts:

207.19 (1) passes or attempts to pass the school bus in a motor vehicle on the right-hand,
207.20 passenger-door side of the bus; or

207.21 (2) passes or attempts to pass the school bus in a motor vehicle when a school child is
207.22 outside of and on the street or highway used by the school bus or on the adjacent sidewalk.

207.23 **EFFECTIVE DATE.** This section is effective August 1, 2016, and applies to
207.24 violations committed on and after that date.

207.25 Sec. 2. Minnesota Statutes 2014, section 171.24, is amended to read:

207.26 **171.24 VIOLATIONS; DRIVING WITHOUT VALID LICENSE.**

207.27 Subdivision 1. **Driving after suspension; misdemeanor.** Except as otherwise
207.28 provided in subdivision 5, a person is guilty of a misdemeanor if:

207.29 (1) the person's driver's license or driving privilege has been suspended;

207.30 (2) the person has been given notice of or reasonably should know of the suspension;
207.31 and

208.1 (3) the person disobeys the order by operating in this state any motor vehicle, the
208.2 operation of which requires a driver's license, while the person's license or privilege
208.3 is suspended.

208.4 Subd. 2. **Driving after revocation; misdemeanor.** Except as otherwise provided
208.5 in subdivision 5, a person is guilty of a misdemeanor if:

208.6 (1) the person's driver's license or driving privilege has been revoked;

208.7 (2) the person has been given notice of or reasonably should know of the revocation;
208.8 and

208.9 (3) the person disobeys the order by operating in this state any motor vehicle, the
208.10 operation of which requires a driver's license, while the person's license or privilege is
208.11 revoked.

208.12 Subd. 3. **Driving after cancellation; misdemeanor.** Except as otherwise provided
208.13 in subdivision 5, a person is guilty of a misdemeanor if:

208.14 (1) the person's driver's license or driving privilege has been canceled;

208.15 (2) the person has been given notice of or reasonably should know of the
208.16 cancellation; and

208.17 (3) the person disobeys the order by operating in this state any motor vehicle, the
208.18 operation of which requires a driver's license, while the person's license or privilege is
208.19 canceled.

208.20 Subd. 4. **Driving after disqualification; misdemeanor.** Except as otherwise
208.21 provided in subdivision 5, a person is guilty of a misdemeanor if the person:

208.22 (1) has been disqualified from holding a commercial driver's license or been denied
208.23 the privilege to operate a commercial motor vehicle;

208.24 (2) has been given notice of or reasonably should know of the disqualification; and

208.25 (3) disobeys the order by operating in this state a commercial motor vehicle while
208.26 the person is disqualified to hold the license or privilege.

208.27 Subd. 5. **Gross misdemeanor violations.** (a) A person is guilty of a gross
208.28 misdemeanor if:

208.29 (1) the person's driver's license or driving privilege has been canceled or denied
208.30 under section 171.04, subdivision 1, clause (10);

208.31 (2) the person has been given notice of or reasonably should know of the cancellation
208.32 or denial; and

208.33 (3) the person disobeys the order by operating in this state any motor vehicle, the
208.34 operation of which requires a driver's license, while the person's license or privilege is
208.35 canceled or denied.

209.1 (b) A person is guilty of a gross misdemeanor if the person violates this section and
209.2 causes a collision resulting in substantial bodily harm or death to another.

209.3 (c) A person is guilty of a gross misdemeanor and is subject to the minimum penalty
209.4 under subdivision 5a, paragraph (b), if the person violates this section within ten years of
209.5 the first of two prior convictions under this section.

209.6 Subd. 5a. **Minimum penalties.** (a) A person who is convicted under this section
 209.7 a second time must, at a minimum, be sentenced to pay a fine of at least \$750. This
 209.8 paragraph does not apply to penalties under subdivision 5, paragraph (c).

209.9 (b) A person who is convicted under this section a third or subsequent time must, at
 209.10 a minimum, be sentenced to pay a fine of at least \$1,500.

209.11 (c) The court may order a person to perform community work service in lieu of all or
 209.12 a portion of the minimum fine required under this subdivision if the court makes specific
 209.13 findings on the record that the convicted person is indigent or that payment of the fine
 209.14 would create undue hardship for the convicted person or that person's immediate family.

209.15 Subd. 6. **Responsibility for prosecution.** (a) The attorney in the jurisdiction
 209.16 in which the violation occurred who is responsible for prosecution of misdemeanor
 209.17 violations of this section is also responsible for prosecution of gross misdemeanor
 209.18 violations of this section.

209.19 (b) Nothing in this section or section 609.035 or 609.04 shall limit the power of the
 209.20 state to prosecute or punish a person for conduct that constitutes any other crime under
 209.21 any other law of this state.

209.22 Subd. 7. **Sufficiency of notice.** (a) Notice of revocation, suspension, cancellation,
 209.23 or disqualification is sufficient if personally served, or if mailed by first class mail to the
 209.24 person's last known address or to the address listed on the person's driver's license. Notice
 209.25 is also sufficient if the person was informed that revocation, suspension, cancellation, or
 209.26 disqualification would be imposed upon a condition occurring or failing to occur, and
 209.27 where the condition has in fact occurred or failed to occur.

209.28 (b) It is not a defense that a person failed to file a change of address with the post
 209.29 office, or failed to notify the Department of Public Safety of a change of name or address
 209.30 as required under section 171.11.

209.31 Subd. 8. **Definition.** For the purposes of this section, "substantial bodily harm" has
 209.32 the meaning given in section 609.02, subdivision 7a.

209.33 **EFFECTIVE DATE.** This section is effective August 1, 2016, and applies to
 209.34 offenses committed on or after that date.

S2862-1

1.6 Section 1. Minnesota Statutes 2014, section 243.166, subdivision 1b, is amended to read:

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

209.35 Sec. 3. Minnesota Statutes 2014, section 243.166, subdivision 1b, is amended to read:

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

1.8 (1) the person was charged with or petitioned for a felony violation of or attempt to
 1.9 violate, or aiding, abetting, or conspiracy to commit, any of the following, and convicted
 1.10 of or adjudicated delinquent for that offense or another offense arising out of the same
 1.11 set of circumstances:

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

1.13 (ii) kidnapping under section 609.25;

1.14 (iii) criminal sexual conduct under section 609.342; 609.343; 609.344; 609.345;

1.15 609.3451, subdivision 3; or 609.3453; or

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

1.17 (2) the person was charged with or petitioned for a violation of, or attempt to
 1.18 violate, or aiding, abetting, or conspiring to commit criminal abuse in violation of section
 1.19 609.2325, subdivision 1, paragraph (b); false imprisonment in violation of section
 1.20 609.255, subdivision 2; solicitation, inducement, or promotion of the prostitution of a
 1.21 minor or engaging in the sex trafficking of a minor in violation of section 609.322; a
 1.22 prostitution offense involving a minor under the age of 13 years in violation of section
 1.23 609.324, subdivision 1, paragraph (a); soliciting a minor to engage in sexual conduct in
 1.24 violation of section 609.352, subdivision 2 or 2a, clause (1); using a minor in a sexual
 2.1 performance in violation of section 617.246; or possessing pornographic work involving a
 2.2 minor in violation of section 617.247, and convicted of or adjudicated delinquent for that
 2.3 offense or another offense arising out of the same set of circumstances;

2.4 (3) the person was sentenced as a patterned sex offender under section 609.3455,

2.5 subdivision 3a; or

2.6 (4) the person was charged with or petitioned for, including pursuant to a court
 2.7 martial, violating a law of the United States, including the Uniform Code of Military Justice,
 2.8 similar to the offenses described in clause (1), (2), or (3), and convicted of or adjudicated
 2.9 delinquent for that offense or another offense arising out of the same set of circumstances.

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

2.11 (1) the person was charged with or petitioned for an offense in another state that
 2.12 would be a violation of a law described in paragraph (a) if committed in this state and
 2.13 convicted of or adjudicated delinquent for that offense or another offense arising out
 2.14 of the same set of circumstances;

2.15 (2) the person enters this state to reside, work, or attend school, or enters this state

2.16 and remains for 14 days or longer; and

210.2 (1) the person was charged with or petitioned for a felony violation of or attempt to
 210.3 violate, or aiding, abetting, or conspiracy to commit, any of the following, and convicted
 210.4 of or adjudicated delinquent for that offense or another offense arising out of the same
 210.5 set of circumstances:

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

210.7 (ii) kidnapping under section 609.25;

210.8 (iii) criminal sexual conduct under section 609.342; 609.343; 609.344; 609.345;

210.9 609.3451, subdivision 3; or 609.3453; or

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

210.11 (2) the person was charged with or petitioned for a violation of, or attempt to
 210.12 violate, or aiding, abetting, or conspiring to commit criminal abuse in violation of section
 210.13 609.2325, subdivision 1, paragraph (b); false imprisonment in violation of section
 210.14 609.255, subdivision 2; solicitation, inducement, or promotion of the prostitution of a
 210.15 minor or engaging in the sex trafficking of a minor in violation of section 609.322; a
 210.16 prostitution offense involving a minor under the age of 13 years in violation of section
 210.17 609.324, subdivision 1, paragraph (a); soliciting a minor to engage in sexual conduct in
 210.18 violation of section 609.352, subdivision 2 or 2a, clause (1); using a minor in a sexual
 210.19 performance in violation of section 617.246; or possessing pornographic work involving a
 210.20 minor in violation of section 617.247, and convicted of or adjudicated delinquent for that
 210.21 offense or another offense arising out of the same set of circumstances;

210.22 (3) the person was sentenced as a patterned sex offender under section 609.3455,

210.23 subdivision 3a; or

210.24 (4) the person was charged with or petitioned for, including pursuant to a court
 210.25 martial, violating a law of the United States, including the Uniform Code of Military Justice,
 210.26 similar to the offenses described in clause (1), (2), or (3), and convicted of or adjudicated
 210.27 delinquent for that offense or another offense arising out of the same set of circumstances.

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

210.29 (1) the person was charged with or petitioned for an offense in another state that
 210.30 would be a violation of a law described in paragraph (a) if committed in this state and
 210.31 convicted of or adjudicated delinquent for that offense or another offense arising out
 210.32 of the same set of circumstances;

210.33 (2) the person enters this state to reside, work, or attend school, or enters this state

210.34 and remains for 14 days or longer; and

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

2.22 If a person described in this paragraph is subject to a longer registration period
 2.23 in another state or is subject to lifetime registration, the person shall register for that
 2.24 time period regardless of when the person was released from confinement, convicted, or
 2.25 adjudicated delinquent.

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

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

2.31 (1) the person was charged with or petitioned for a felony violation or attempt to
 2.32 violate any of the offenses listed in paragraph (a), clause (1), or a similar law of another
 2.33 state or the United States, or the person was charged with or petitioned for a violation of
 2.34 any of the offenses listed in paragraph (a), clause (2), or a similar law of another state or
 2.35 the United States;

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

3.4 (3) the person was committed pursuant to a court commitment order under section
 3.5 253B.18 or a similar law of another state or the United States.

3.6 **EFFECTIVE DATE.** This section is effective August 1, 2016, and applies to crimes
 3.7 committed on or after that date.

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

211.4 If a person described in this paragraph is subject to a longer registration period
 211.5 in another state or is subject to lifetime registration, the person shall register for that
 211.6 time period regardless of when the person was released from confinement, convicted, or
 211.7 adjudicated delinquent.

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

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

211.13 (1) the person was charged with or petitioned for a felony violation or attempt to
 211.14 violate any of the offenses listed in paragraph (a), clause (1), or a similar law of another
 211.15 state or the United States, or the person was charged with or petitioned for a violation of
 211.16 any of the offenses listed in paragraph (a), clause (2), or a similar law of another state or
 211.17 the United States;

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

211.21 (3) the person was committed pursuant to a court commitment order under section
 211.22 253B.18 or a similar law of another state or the United States.

211.23 **EFFECTIVE DATE.** This section is effective August 1, 2016, and applies to crimes
 211.24 committed on or after that date.

211.25 Sec. 4. **[325E.041] SENSORY TESTING RESEARCH.**

211.26 Subdivision 1. **Definitions.** For purposes of this section, the following terms have
 211.27 the meanings given:

211.28 (1) "sensory testing firm" means a business that tests consumer reaction to physical
 211.29 aspects of products for a third-party client;

211.30 (2) "trained sensory assessors" means members of the public at least 21 years of age
 211.31 selected by sensory testing firms and trained for a minimum of one hour to test products;

211.32 (3) "sensory testing facility" means a facility specifically designed as a controlled
 211.33 environment for testing; and

211.34 (4) "department" means the Department of Public Safety.

212.1 Subd. 2. **Allowed activities.** Notwithstanding any law to the contrary, a sensory
212.2 testing firm may possess and may purchase alcohol at retail or wholesale, and may allow
212.3 consumption of that alcohol, by trained sensory assessors for testing purposes at their
212.4 facility, provided that:

212.5 (1) the firm must comply with section 340A.409 and all other state laws that do not
212.6 conflict with this section;

212.7 (2) firms choosing to serve alcohol must be licensed by the department, which may
212.8 assess a fee sufficient to cover costs; and

212.9 (3) records of testing protocols must be retained by the firm for at least one year.

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

212.11 Sec. 5. **[609.2233] FELONY ASSAULT MOTIVATED BY BIAS; INCREASED**
212.12 **STATUTORY MAXIMUM SENTENCE.**

212.13 A person who violates section 609.221, 609.222, or 609.223 because of the victim's
212.14 or another person's actual or perceived race, color, sex, sexual orientation, disability as
212.15 defined in section 363A.03, age, or national origin is subject to a statutory maximum
212.16 penalty of 25 percent longer than the maximum penalty otherwise applicable.

212.17 **EFFECTIVE DATE.** This section is effective August 1, 2016, and applies to crimes
212.18 committed on or after that date.

3.8 Sec. 2. Minnesota Statutes 2015 Supplement, section 609.324, subdivision 1, is
3.9 amended to read:

3.10 Subdivision 1. **Engaging in, hiring, or agreeing to hire minor to engage in**
3.11 **prostitution; penalties.** (a) Whoever intentionally does any of the following may be
3.12 sentenced to imprisonment for not more than 20 years or to payment of a fine of not
3.13 more than \$40,000, or both:

3.14 (1) engages in prostitution with an individual under the age of 13 years; or

3.15 (2) hires or offers or agrees to hire an individual under the age of 13 years to engage
3.16 in sexual penetration or sexual contact; or

3.17 (3) hires or offers or agrees to hire an individual who the actor reasonably believes
3.18 to be under the age of 13 years to engage in sexual penetration or sexual contact.

212.19 Sec. 6. Minnesota Statutes 2015 Supplement, section 609.324, subdivision 1, is
212.20 amended to read:

212.21 Subdivision 1. **Engaging in, hiring, or agreeing to hire minor to engage in**
212.22 **prostitution; penalties.** (a) Whoever intentionally does any of the following may be
212.23 sentenced to imprisonment for not more than 20 years or to payment of a fine of not
212.24 more than \$40,000, or both:

212.25 (1) engages in prostitution with an individual under the age of 13 years; or

212.26 (2) hires or offers or agrees to hire an individual under the age of 13 years to engage
212.27 in sexual penetration or sexual contact; or

212.28 (3) hires or offers or agrees to hire an individual who the actor reasonably believes
212.29 to be under the age of 13 years to engage in sexual penetration or sexual contact.

3.19 (b) Whoever intentionally does any of the following may be sentenced to
 3.20 imprisonment for not more than ten years or to payment of a fine of not more than
 3.21 \$20,000, or both:

3.22 (1) engages in prostitution with an individual under the age of 16 years but at least
 3.23 13 years; or

3.24 (2) hires or offers or agrees to hire an individual under the age of 16 years but at
 3.25 least 13 years to engage in sexual penetration or sexual contact; or

3.26 (3) hires or offers or agrees to hire an individual who the actor reasonably believes
 3.27 to be under the age of 16 years but at least 13 years to engage in sexual penetration or
 3.28 sexual contact.

3.29 (c) Whoever intentionally does any of the following may be sentenced to
 3.30 imprisonment for not more than five years or to payment of a fine of not more than
 3.31 \$10,000, or both:

3.32 (1) engages in prostitution with an individual under the age of 18 years but at least
 3.33 16 years;

3.34 (2) hires or offers or agrees to hire an individual under the age of 18 years but at
 3.35 least 16 years to engage in sexual penetration or sexual contact; or

4.1 (3) hires or offers or agrees to hire an individual who the actor reasonably believes
 4.2 to be under the age of 18 years but at least 16 years to engage in sexual penetration or
 4.3 sexual contact.

4.4 **EFFECTIVE DATE.** This section is effective August 1, 2016, and applies to crimes
 4.5 committed on or after that date.

UEH2749-1

201.18 Sec. 8. **[626.8473] TRAINING IN RESPONDING TO A MENTAL HEALTH**

201.19 **CRISIS.**

201.20 Subdivision 1. **Training course.** The board, in consultation with the commissioner
 201.21 of human services and mental health stakeholders, shall create a list of approved training
 201.22 courses to instruct peace officers holding an active license in the techniques of responding
 201.23 to a mental health crisis. A course must include instruction on one or more of the
 201.24 following issues:

201.25 (1) techniques for relating to individuals with mental illnesses and their families;

201.26 (2) techniques for crisis de-escalation;

212.30 (b) Whoever intentionally does any of the following may be sentenced to
 212.31 imprisonment for not more than ten years or to payment of a fine of not more than
 212.32 \$20,000, or both:

213.1 (1) engages in prostitution with an individual under the age of 16 years but at least
 213.2 13 years; or

213.3 (2) hires or offers or agrees to hire an individual under the age of 16 years but at
 213.4 least 13 years to engage in sexual penetration or sexual contact; or

213.5 (3) hires or offers or agrees to hire an individual who the actor reasonably believes
 213.6 to be under the age of 16 years but at least 13 years to engage in sexual penetration or
 213.7 sexual contact.

213.8 (c) Whoever intentionally does any of the following may be sentenced to
 213.9 imprisonment for not more than five years or to payment of a fine of not more than
 213.10 \$10,000, or both:

213.11 (1) engages in prostitution with an individual under the age of 18 years but at least
 213.12 16 years;

213.13 (2) hires or offers or agrees to hire an individual under the age of 18 years but at
 213.14 least 16 years to engage in sexual penetration or sexual contact; or

213.15 (3) hires or offers or agrees to hire an individual who the actor reasonably believes
 213.16 to be under the age of 18 years but at least 16 years to engage in sexual penetration or
 213.17 sexual contact.

213.18 **EFFECTIVE DATE.** This section is effective August 1, 2016, and applies to crimes
 213.19 committed on or after that date.

- 201.27 (3) techniques for relating to diverse communities and education on mental health
201.28 diversity;
- 201.29 (4) education on mental illnesses and the criminal justice system;
- 201.30 (5) education on community resources and supports for individuals experiencing a
201.31 mental health crisis and for their families;
- 201.32 (6) education on psychotropic medications and their side effects;
- 201.33 (7) education on co-occurring mental illnesses and substance use disorders;
- 201.34 (8) education on suicide prevention; and
- 202.1 (9) education on mental illnesses and disorders and their symptoms.
- 202.2 A course also must provide information on local mental health crisis teams in each
202.3 participating officer's jurisdiction, including a summary of the services offered by the
202.4 team and its contact information, and must include training on children and families of
202.5 individuals with mental illnesses to enable officers to respond appropriately to others
202.6 who are present during a mental health crisis. The board shall update the training list
202.7 periodically as it deems appropriate.
- 202.8 Subd. 2. **Training requirement.** An individual shall complete a minimum of four
202.9 hours of continuing education training under subdivision 1 over three years.
- 202.10 **EFFECTIVE DATE.** This section is effective July 1, 2017.

214.18 Sec. 8. Laws 2015, chapter 65, article 1, section 18, is amended to read:

214.19Sec. 18. **AVIAN INFLUENZA AND**
214.20**AGRICULTURAL EMERGENCY**
214.21**RESPONSE.**

214.22 Notwithstanding Minnesota Statutes, section
214.23 12.221, subdivision 6, ~~for fiscal years~~
214.24 ~~2016 and 2017 through June 30, 2019,~~
214.25 only, the disaster contingency account,
214.26 under Minnesota Statutes, section 12.221,
214.27 subdivision 6, may be used to pay for
214.28 costs of eligible avian influenza emergency
214.29 response activities for avian influenza and
214.30 any agricultural emergency. By January 15,
214.31 2018, and again by January 15, 2020, the
214.32 commissioner of management and budget
214.33 must report to the chairs and ranking minority
214.34 members of the senate Finance Committee
214.35 and the house of representatives Committee
215.1 on Ways and Means on any amount used
215.2 for ~~avian influenza~~ the purposes authorized
215.3 under this section.

215.4 Sec. 9. **CORRECTIONAL FACILITY CONTRACT.**

215.5 The commissioner, in order to address bed capacity shortfalls, shall attempt to
215.6 complete negotiations by January 1, 2017, of a contract to operate and purchase or lease to
215.7 own an existing prison facility with a capacity of at least 1,500 beds located in Appleton,
215.8 Minnesota. The contract negotiated under this section must be reviewed and approved by
215.9 the legislature before its final execution.

215.10 Sec. 10. **TRANSFER; APPROPRIATION.**

215.11 Notwithstanding Minnesota Statutes, section 241.27, the commissioner of
215.12 management and budget shall transfer \$1,000,000 in fiscal year 2017 from the Minnesota
215.13 correctional industries revolving fund to the general fund. This is a onetime transfer.