

HOUSE RESEARCH

Bill Summary

FILE NUMBER: H.F. 2600

DATE: March 14, 2006

Version: Unofficial Engrossment

Authors: Johnson, J. and others

Subject: Tracking and Monitoring Devices for Sex Offenders

Analyst: Jeffrey Diebel, 651.296.5041

This publication can be made available in alternative formats upon request. Please call 651-296-6753 (voice); or the Minnesota State Relay Service at 1-800-627-3529 (TTY) for assistance. Summaries are also available on our website at: www.house.mn/hrd.

Overview

This bill requires certain sex offenders to wear tracking and monitoring devices after release from prison. It also provides penalties for removing, tampering with, or defeating the purpose of such a device, and requires the commissioner of corrections to implement and operate a system to supervise offenders required to wear tracking and monitoring devices.

Section

1 Tracking and monitoring sex offenders. Requires that level II and III sex offenders wear a tracking and monitoring device while on supervised or conditional release.

Subd. 1. Definitions. Defines active and passive tracking and monitoring devices and inclusion and exclusion zones.

Subd. 2. Application. Requires level III offenders to wear devices that allow active and contemporaneous monitoring, while level II offenders may either wear the same type of device as a level III offender or a more passive device, depending on a determination by the commissioner of corrections. Prohibits the commissioner from waiving the requirement to wear the device.

Subd. 3. Crime. Offenders who remove, tamper with, or defeat the purpose of such a device are guilty of a felony punishable by a minimum of one year in prison.

Subd. 4. Duties of commissioner; system requirements. The commissioner of corrections must implement a system for supervising offenders wearing tracking and

Section

monitoring devices that will alert local law enforcement agencies in the applicable geographic zone in the event that an offender enters or departs a geographic zone that the offender is prohibited from entering or leaving.

Subd. 5. Costs. All or a portion of the costs for the tracking and monitoring devices may be assessed to the offender, depending on the offender's ability to pay.

Subd. 6. Release from requirement. The commissioner may exclude an offender from wearing such a device if the offender has been reincarcerated, committed to a secure state hospital, or otherwise incapacitated, but must require the device when the offender is released or is capable of accessing public areas.

2 Appropriation. Appropriates money from the general fund to the commissioner of corrections to implement section 1.