

HOUSE RESEARCH

Bill Summary

FILE NUMBER: H.F. 1521
Version: As introduced

DATE: March 18, 2009

Authors: Liebling

Subject: Enhanced Reentry Supervised Release

Analyst: Jeffrey Diebel

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 provides earned release dates for imprisoned offenders and requires that those offenders who qualify be placed on enhanced reentry supervised release.

Section

- 1** **Earned release date.** Provides that the earned release date for an inmate is 45 days before the end of the inmate's term of imprisonment. Requires that an inmate who has reached the earned release date be placed on enhanced reentry supervised release if the inmate has served at least one year in a state correctional facility, did not have any disciplinary sanctions during that time, and has agreed to a release plan.
- 2** **Enhanced reentry supervised release.** Refers to section 244.0511 for definition of enhanced reentry supervised release. Provides that except for the provisions of section 244.0511, enhanced reentry supervised release is governed by supervised release provisions. Provides that enhanced reentry supervised release begins with the inmate's earned release date, and ends on the inmate's original term of imprisonment.
- 3** **Enhanced reentry supervised release.** Provides that an inmate who has served at least one year in a state correctional facility, who did not have any disciplinary sanctions during that time, and who has agreed to a release plan, will be placed on enhanced reentry supervised release when the inmate reaches the inmate's earned release date.

Provides that in order to be eligible, an inmate must agree to a release plan. Provides the minimum requirements of a release plan including appropriate enhanced reentry programming.

Provides that an inmate who has not served one year in a state correctional facility, has had disciplinary sanctions, or has not agreed to a release plan, may only be placed on supervised release, and is not eligible for enhanced reentry supervised release. Provides that this section does not apply to inmates serving life sentences for specified crimes.

Provides that after the inmate's enhanced reentry supervised release term ends, the inmate will be placed on supervised release.

- 4 **Executed sentences.** Adds a reference to the enhanced reentry supervised release section.
- 5 **Explanation of sentence.** Provides that the court will explain the ability to earn enhanced reentry supervised release to the defendant.
- 6 **No right to supervised release.** Adds a reference to enhanced reentry supervised release.
- 7 **Sentence to more than one year.** Provides that a defendant with a felony sentence to imprisonment for more than one year will be committed to the custody of the commissioner of corrections. Deletes the provision that provided that a defendant with a felony sentence to imprisonment, with a remaining term of 180 days or less, is committed to the custody of the commissioner of correction to serve the remaining term at a workhouse, work farm county jail, or other place authorized by law.
- 8 **Appropriation.** Appropriates \$1,607,000 from the general fund for the fiscal year ending June 30, 2010, and again for the fiscal year June 30, 2011. Provides that the commissioner of corrections will distribute the appropriation to state and local probation offices in proportion to the number of inmates released on enhanced reentry supervised release.
- 9 **Repealer.** Repeals the definitions of "remaining term of imprisonment" provided in section 609.105. Repeals the provision that provides that a defendant with a felony sentence to imprisonment will be committed to the custody of the commissioner of corrections when the warrant of commitment has a remaining term of imprisonment for more than 180 days.