

**HF3568 - 0 - Mental Illness Decriminalization Planning Group**

Chief Author: **John Considine, Jr**  
 Committee: **Public Safety and Criminal Justice Reform Finance & Policy Division**  
 Date Completed: **4/23/2020 3:12:47 PM**  
 Lead Agency: **Administration Dept**  
 Other Agencies: **Corrections Dept                      Public Safety Dept**

State Fiscal Impact	Yes	No
Expenditures	X	
Fee/Departmental Earnings		X
Tax Revenue		X
Information Technology		X
Local Fiscal Impact		X

This table shows direct impact to state government only. Local government impact, if any, is discussed in the narrative. Reductions shown in the parentheses.

State Cost (Savings)	Biennium			Biennium		
	Dollars in Thousands	FY2019	FY2020	FY2021	FY2022	FY2023
<b>Administration Dept</b>						
<b>General Fund</b>	-	-	312	286	286	
<b>State Total</b>						
<b>General Fund</b>	-	-	312	286	286	
<b>Total</b>	-	-	<b>312</b>	<b>286</b>	<b>286</b>	
<b>Biennial Total</b>			<b>312</b>			<b>572</b>

Full Time Equivalent Positions (FTE)	Biennium			Biennium	
	FY2019	FY2020	FY2021	FY2022	FY2023
<b>Administration Dept</b>					
General Fund	-	-	3	3	3
<b>Total</b>	-	-	<b>3</b>	<b>3</b>	<b>3</b>

**Lead LBO Analyst's Comment**

I have reviewed this fiscal note for reasonableness of content and consistency with the LBO's Uniform Standards and Procedures.

**LBO Signature:** Alyssa Holterman    **Date:** 4/23/2020 3:12:47 PM  
**Phone:** 651-284-6439            **Email:** alyssa.holterman@lbo.leg.mn

**State Cost (Savings) Calculation Details**

This table shows direct impact to state government only. Local government impact, if any, is discussed in the narrative. Reductions are shown in parentheses.

\*Transfers In/Out and Absorbed Costs are only displayed when reported.

<b>State Cost (Savings) = 1-2</b>		<b>Biennium</b>			<b>Biennium</b>	
<b>Dollars in Thousands</b>		<b>FY2019</b>	<b>FY2020</b>	<b>FY2021</b>	<b>FY2022</b>	<b>FY2023</b>
<b>Administration Dept</b>						
General Fund		-	-	312	286	286
<b>Total</b>		<b>-</b>	<b>-</b>	<b>312</b>	<b>286</b>	<b>286</b>
<b>Biennial Total</b>				<b>312</b>		<b>572</b>
<b>1 - Expenditures, Absorbed Costs*, Transfers Out*</b>						
Administration Dept						
General Fund		-	-	312	286	286
<b>Total</b>		<b>-</b>	<b>-</b>	<b>312</b>	<b>286</b>	<b>286</b>
<b>Biennial Total</b>				<b>312</b>		<b>572</b>
<b>2 - Revenues, Transfers In*</b>						
Administration Dept						
General Fund		-	-	-	-	-
<b>Total</b>		<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>Biennial Total</b>				<b>-</b>		<b>-</b>

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 Agency: **Administration Dept**

State Fiscal Impact	Yes	No
Expenditures	X	
Fee/Departmental Earnings		X
Tax Revenue		X
Information Technology		X
Local Fiscal Impact		X

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State Cost (Savings)	Biennium			Biennium		
	Dollars in Thousands	FY2019	FY2020	FY2021	FY2022	FY2023
General Fund	-	-	312	286	286	
<b>Total</b>	-	-	<b>312</b>	<b>286</b>	<b>286</b>	
<b>Biennial Total</b>			<b>312</b>		<b>572</b>	

Full Time Equivalent Positions (FTE)	Biennium			Biennium	
	FY2019	FY2020	FY2021	FY2022	FY2023
General Fund	-	-	3	3	3
<b>Total</b>	-	-	<b>3</b>	<b>3</b>	<b>3</b>

**LBO Analyst's Comment**

I have reviewed this fiscal note for reasonableness of content and consistency with the LBO's Uniform Standards and Procedures.

**LBO Signature:** Alyssa Holterman      **Date:** 4/23/2020 3:11:34 PM  
**Phone:** 651-284-6439      **Email:** alyssa.holterman@lbo.leg.mn

**State Cost (Savings) Calculation Details**

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<b>State Cost (Savings) = 1-2</b>		Biennium			Biennium	
Dollars in Thousands	FY2019	FY2020	FY2021	FY2022	FY2023	
General Fund	-	-	312	286	286	
<b>Total</b>	-	-	<b>312</b>	<b>286</b>	<b>286</b>	
<b>Biennial Total</b>			<b>312</b>		<b>572</b>	
<b>1 - Expenditures, Absorbed Costs*, Transfers Out*</b>						
General Fund	-	-	312	286	286	
<b>Total</b>	-	-	<b>312</b>	<b>286</b>	<b>286</b>	
<b>Biennial Total</b>			<b>312</b>		<b>572</b>	
<b>2 - Revenues, Transfers In*</b>						
General Fund	-	-	-	-	-	
<b>Total</b>	-	-	-	-	-	
<b>Biennial Total</b>			-		-	

**Bill Description**

A planning group is established to conduct a community needs assessment and advise the legislature on the legal and policy issues associated with the decriminalization of mental illness. The group shall study and review the barriers, best practices and strategies for addressing disparities in the criminal justice system and barriers to accessing the courts for persons with mental illness.

The Commissioner of Administration (Admin) shall convene the first meeting of the group no later than September 1, 2020. The Commissioner or designee will serve as the group's chair until a chair is elected by the group. Admin will provide three administrative support staff for the working group and arrange meeting space.

The planning group has reporting responsibilities and expires the earlier of December 2, 2025 or the day after the group submits a final report as required by the bill.

**Assumptions**

We assume the following:

- Planning group will meet quarterly.
- Admin would provide two State Program Admin Seniors and one OAS Intermediate beginning July 1, 2020 to provide administrative support to the group.
- Administrative support includes assisting the planning group with needs assessment, research, analysis, planning, policy and rule drafting/development, report writing, clerical support, and additional tasks as needed.
- Planning group will continue its work beyond the time frame reported in this fiscal note.
- Costs for supervision of new staff and Admin Commissioner's time to serve as initial group chair will be absorbed.

**Expenditure and/or Revenue Formula**

Starting salaries for the three positions to be added are estimated at step 7 of the respective salary ranges.

Expense category	FY21	FY22	FY23
Salaries/Fringe	\$261	\$261	\$261
Office space	14	14	14
Furniture and equipment	26	0	0
IT (phone service, computer support, etc.)	6	6	6
Supplies	3	3	3
Meeting room rent	2	2	2
Total	\$312	\$286	\$286

**Long-Term Fiscal Considerations**

Admin would incur significant separation costs when the group expires and positions end. These costs would most likely occur beyond the timeframe for this fiscal note.

**Local Fiscal Impact**

None

**References/Sources**

Curt Yoakum  
 Assistant Commissioner  
 (651) 201-2771#

**Agency Contact:** Curt Yoakum (651) 201-2771

**Agency Fiscal Note Coordinator Signature:** Bruce Lemke

**Phone:** 651-2012530

**Date:** 4/23/2020 3:00:52 PM

**Email:** bruce.lemke@state.mn.us

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Chief Author: **John Considine, Jr**  
 Committee: **Public Safety and Criminal Justice Reform Finance & Policy Division**  
 Date Completed: **4/23/2020 3:12:47 PM**  
 Agency: **Corrections Dept**

State Fiscal Impact	Yes	No
Expenditures		X
Fee/Departmental Earnings		X
Tax Revenue		X
Information Technology		X
Local Fiscal Impact		X

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State Cost (Savings)	Biennium			Biennium		
	Dollars in Thousands	FY2019	FY2020	FY2021	FY2022	FY2023
<b>Total</b>	-	-	-	-	-	-
<b>Biennial Total</b>			-			-

Full Time Equivalent Positions (FTE)	Biennium			Biennium		
		FY2019	FY2020	FY2021	FY2022	FY2023
<b>Total</b>	-	-	-	-	-	-

**LBO Analyst's Comment**

I have reviewed this fiscal note for reasonableness of content and consistency with the LBO's Uniform Standards and Procedures.

**LBO Signature:** Maren Bardal    **Date:** 4/20/2020 10:25:32 AM  
**Phone:** 651-284-6429    **Email:** maren.bardal@lbo.leg.mn

**State Cost (Savings) Calculation Details**

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<b>State Cost (Savings) = 1-2</b>		Biennium			Biennium	
Dollars in Thousands	FY2019	FY2020	FY2021	FY2022	FY2023	
<b>Total</b>	-	-	-	-	-	-
<b>Biennial Total</b>			-			-
<b>1 - Expenditures, Absorbed Costs*, Transfers Out*</b>						
<b>Total</b>	-	-	-	-	-	-
<b>Biennial Total</b>			-			-
<b>2 - Revenues, Transfers In*</b>						
<b>Total</b>	-	-	-	-	-	-
<b>Biennial Total</b>			-			-

**Bill Description**

The proposed legislation would establish a planning group to decriminalize mental illness.

**Assumptions**

The commissioner of corrections, or a designee, would serve as a member of the planning group.

The commissioner of corrections would be responsible to appoint two individuals with mental illness who have experience with correctional residential settings to be members of the planning group.

Members of the group will serve without compensation or reimbursement of expenses.

It is assumed the commissioner and/or a designee would assume the membership role as part of their position responsibilities.

Section 1, Subd. 8 requires the commissioners of public safety and corrections to "take immediate corrective action to remedy critical problems" identified in a report by the planning group to the Legislature on or before December 1, 2022. The cost of any "immediate corrective action" cannot be estimated, and is not provided in this fiscal note.

Section 1, Subd. 9 requires the planning group to submit a report to the commissioner of corrections no later than December 1, 2025 that includes suggested rules, and requests the commissioner to act within existing rulemaking authority. The cost related to rulemaking cannot be determined at this time, and is not provided in this fiscal note.

There are no criminal charges in this bill.

There would be no impact to prison beds or supervision caseloads statewide.

This bill would become effective the day following final enactment.

**Expenditure and/or Revenue Formula**

N/A

**Long-Term Fiscal Considerations**

The findings and recommendations within the required reports could result in the need to incur costs for "immediate corrective action to remedy critical problems", and also the need to incur costs related to rulemaking. Without knowing

what the reports may include, it is impossible to determine the extent of those potential costs. Cost estimates are not provided for the purposes of this fiscal note.

**Local Fiscal Impact**

N/A

**References/Sources**

Department of Corrections staff

**Agency Contact:** Karen R Juneski (651-361-7259)

**Agency Fiscal Note Coordinator Signature:** Chris Dodge

**Phone:** 651-361-7264

**Date:** 4/20/2020 10:16:14 AM

**Email:** Chris.Dodge@state.mn.us



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 Agency: **Public Safety Dept**

State Fiscal Impact	Yes	No
Expenditures		X
Fee/Departmental Earnings		X
Tax Revenue		X
Information Technology		X
Local Fiscal Impact		X

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State Cost (Savings)	Biennium			Biennium		
	Dollars in Thousands	FY2019	FY2020	FY2021	FY2022	FY2023
<b>Total</b>	-	-	-	-	-	-
<b>Biennial Total</b>			-			-

Full Time Equivalent Positions (FTE)	Biennium			Biennium	
	FY2019	FY2020	FY2021	FY2022	FY2023
<b>Total</b>	-	-	-	-	-

**LBO Analyst's Comment**

I have reviewed this fiscal note for reasonableness of content and consistency with the LBO's Uniform Standards and Procedures.

**LBO Signature:** Adam Blom      **Date:** 3/16/2020 4:14:19 PM  
**Phone:** 651-284-6542      **Email:** adam.blom@lbo.leg.mn

**State Cost (Savings) Calculation Details**

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Dollars in Thousands		FY2019	FY2020	FY2021	FY2022	FY2023
	<b>Total</b>	-	-	-	-	-
	<b>Biennial Total</b>			-		-
<b>1 - Expenditures, Absorbed Costs*, Transfers Out*</b>						
	<b>Total</b>	-	-	-	-	-
	<b>Biennial Total</b>			-		-
<b>2 - Revenues, Transfers In*</b>						
	<b>Total</b>	-	-	-	-	-
	<b>Biennial Total</b>			-		-

**Bill Description**

This bill establishes a planning group to decriminalize mental illness, and requires a report.

**Assumptions**

This bill requires the participation of the Commissioner of Public Safety or a designee to be a member of the planning group. Members shall serve without compensation or reimbursement for expenses.

This will include meeting staff time, and possible travel expenses. These costs will be absorbed by the agency.

**Expenditure and/or Revenue Formula**

No fiscal impact.

**Long-Term Fiscal Considerations**

**Local Fiscal Impact**

**References/Sources**

**Agency Contact:**

**Agency Fiscal Note Coordinator Signature:** Larry Freund

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**Date:** 3/16/2020 3:04:20 PM

**Email:** Larry.Freund@state.mn.us