

1.1 moves to amend the amendment (H3156A13) to H.F. No. 3156, the
1.2 first engrossment, as follows:

1.3 Page 1, line 15, delete "1,003,000" and insert "1,014,000" and delete "11,742,000" and
1.4 insert "15,721,000"

1.5 Page 2, line 3, delete "1,268,000" and insert "5,193,000"

1.6 Page 2, after line 7, insert:

1.7 **"Investments in Community Supervision**
1.8 **Partners**

1.9 \$3,925,000 in fiscal year 2021 is added to the
1.10 Community Corrections Act subsidy, under
1.11 Minnesota Statutes, section 401.14. The base
1.12 for this appropriation is \$4,911,000 in fiscal
1.13 year 2022 and \$4,911,000 in fiscal year 2023.

1.14 \$310,000 in fiscal year 2021 is for county
1.15 probation officer reimbursement, under
1.16 Minnesota Statutes, section 244.19,
1.17 subdivision 6.

1.18 \$205,000 in fiscal year 2020 and \$430,000 in
1.19 fiscal year 2021 is to provide offender
1.20 supervision services in Meeker and Renville
1.21 Counties. These expenditures must be offset
1.22 by revenue to the general fund collected under
1.23 Minnesota Statutes, section 244.19,
1.24 subdivision 5.

2.1 \$422,000 in fiscal year 2021 is to increase
 2.2 Department of Correction's offender
 2.3 supervision. The base for this appropriation
 2.4 is \$844,000 in fiscal year 2022 and \$844,000
 2.5 in fiscal year 2023.

2.6 \$2,613,000 in fiscal year 2021 is to establish
 2.7 county and regional revocation intervention
 2.8 service centers for offenders who would
 2.9 otherwise be returned to prison. The base for
 2.10 this appropriation is \$5,100,000 in fiscal year
 2.11 2022 and \$5,100,000 in fiscal year 2023.

2.12 \$365,000 in fiscal year 2021 is for cognitive
 2.13 behavioral treatment, for community-based
 2.14 sex offender treatment, and to increase housing
 2.15 alternatives for offenders under community
 2.16 supervision. The base for this appropriation
 2.17 is \$730,000 in fiscal year 2022 and \$730,000
 2.18 in fiscal year 2023."

2.19 Page 2, after line 12, insert:

2.20	<u>"Subd. 5. Staffing Early Conditional Release</u>	<u>11,000</u>	<u>54,000</u>
2.21	<u>\$11,000 in fiscal year 2020 and \$54,000 in</u>		
2.22	<u>fiscal year 2021 are appropriated from the</u>		
2.23	<u>coronavirus relief federal fund to the</u>		
2.24	<u>commissioner of corrections for staffing costs</u>		
2.25	<u>related to the procedure for early conditional</u>		
2.26	<u>release. This appropriation expires December</u>		
2.27	<u>30, 2020."</u>		

2.28 Page 2, delete lines 13 to 29 and insert:

2.29	<u>"Sec. PUBLIC SAFETY; BUREAU OF</u>			
2.30	<u>CRIMINAL APPREHENSION</u>	<u>\$</u>	<u>-0-</u>	<u>\$ 4,482,000</u>
2.31	<u>(a) Storage, Tracking, and Testing for Sexual</u>			
2.32	<u>Assault Examination Kits</u>			
2.33	<u>\$3,096,000 in fiscal year 2021 is to pay for</u>			
2.34	<u>the testing of unrestricted sexual assault</u>			

3.1 examination kits, storage of restricted kits, and
 3.2 the development of an informational website
 3.3 for sexual assault survivors to learn the status
 3.4 of the testing of the survivor's individual
 3.5 sexual assault examination kit. The base for
 3.6 this appropriation is \$2,067,000 in fiscal year
 3.7 2022 and each year thereafter.

3.8 **(b) Laboratory Capacity Support to Combat**
 3.9 **Violent Crime**

3.10 \$1,386,000 in fiscal year 2021 is for staffing
 3.11 and operating costs to provide for training,
 3.12 supplies, and equipment; and renovate space
 3.13 to enhance the capacity for forensic testing to
 3.14 combat violent crime. The base for this
 3.15 appropriation is \$844,000 in fiscal year 2022
 3.16 and each year thereafter.

3.17 **(c) Felony Murder Task Force**

3.18 \$25,000 in fiscal year 2021 is for staffing
 3.19 needs of the Felony Murder Task Force."

3.20 Page 2, after line 30, insert:

3.21 "Page 1, after line 13, insert:

3.22 **ARTICLE 2**

3.23 **POLICY"**

3.24 Page 2, delete line 31 and insert:

3.25 "Page 1, delete section 1"

3.26 Page 4, after line 8, insert:

3.27 "Page 7, line 29, delete "(e)" and insert "(g)"

3.28 Page 8, after line 2, insert:

3.29 "(1) determine the offender is a low risk to re-offend;""

3.30 Page 4, delete line 9 and insert:

3.31 "Page 11, delete section 12 and insert:

4.1 "Sec. **TASK FORCE ON SENTENCING FOR AIDING AND ABETTING**
4.2 **FELONY MURDER.**

4.3 Subdivision 1. **Definitions.** As used in this section, the following terms have the meanings
4.4 given:

4.5 (1) "aiding and abetting" means a person who is criminally liable for a crime committed
4.6 by another because that person intentionally aided, advised, hired, counseled, or conspired
4.7 with or otherwise procured the other to commit the crime; and

4.8 (2) "felony murder" means a violation of Minnesota Statutes, section 609.185, paragraph
4.9 (a), clause (2), (3), (5), (6), or (7); or 609.19, subdivision 2, clause (1).

4.10 Subd. 2. **Establishment.** The task force on sentencing for aiding and abetting felony
4.11 murder is established to collect and analyze data on the charging, convicting, and sentencing
4.12 of people for aiding and abetting felony murder; assess whether current laws and practices
4.13 promote public safety and equity in sentencing; and make recommendations to the legislature.

4.14 Subd. 3. **Membership.** (a) The task force consists of the following members:

4.15 (1) the commissioner of corrections or a designee;

4.16 (2) the executive director of the Minnesota Sentencing Guidelines Commission or a
4.17 designee;

4.18 (3) the attorney general or a designee;

4.19 (4) the state public defender or a designee;

4.20 (5) the statewide coordinator of the Violent Crime Coordinating Council;

4.21 (6) one defense attorney appointed by the Minnesota Association of Criminal Defense
4.22 Lawyers;

4.23 (7) one county attorney appointed by the Minnesota County Attorneys Association;

4.24 (8) two members representing victims' rights organizations appointed by the Office of
4.25 Justice Programs director in the Department of Public Safety;

4.26 (9) two members of a criminal justice advocacy organization, one of which is a licensed
4.27 attorney appointed by the commissioner of human rights; and

4.28 (10) an impacted person who is directly related to a person who has been convicted of
4.29 felony murder appointed by the governor.

4.30 (b) Appointments must be made no later than July 30, 2020.

5.1 (c) Members shall serve without compensation.

5.2 (d) Members of the task force serve at the pleasure of the appointing authority or until
5.3 the task force expires. Vacancies shall be filled by the appointing authority consistent with
5.4 the qualifications of the vacating member required by this subdivision.

5.5 Subd. 4. **Officers; meetings.** (a) The task force shall elect a chair and vice-chair and
5.6 may elect other officers as necessary.

5.7 (b) The commissioner of corrections shall convene the first meeting of the task force no
5.8 later than August 1, 2020, and shall provide meeting space and administrative assistance
5.9 as necessary for the task force to conduct its work.

5.10 (c) The task force shall meet at least monthly or upon the call of its chair. The task force
5.11 shall meet sufficiently enough to accomplish the tasks identified in this section. Meetings
5.12 of the task force are subject to Minnesota Statutes, chapter 13D.

5.13 (d) To compile and analyze data, the task force shall request the cooperation and
5.14 assistance of local law enforcement agencies, the Minnesota Sentencing Guidelines
5.15 Commission, the judicial branch, the Bureau of Criminal Apprehension, county attorneys,
5.16 and tribal governments and may request the cooperation of academics and others with
5.17 experience and expertise in researching the impact of laws criminalizing aiding and abetting
5.18 felony murder.

5.19 Subd. 5. **Duties.** (a) The task force shall, at a minimum:

5.20 (1) collect and analyze data on charges, convictions, and sentences for aiding and abetting
5.21 felony murder;

5.22 (2) collect and analyze data on sentences for aiding and abetting felony murder in which
5.23 a person received a mitigated durational departure because the person played a minor or
5.24 passive role in the crime or participated under circumstances of coercion or duress;

5.25 (3) collect and analyze data on charges, convictions, and sentences for codefendants of
5.26 people sentenced for aiding and abetting felony murder;

5.27 (4) review relevant state statutes and state and federal court decisions;

5.28 (5) receive input from individuals who were convicted of aiding and abetting felony
5.29 murder;

5.30 (6) receive input from family members of individuals who were victims of felony murder;

6.1 (7) analyze the benefits and unintended consequences of Minnesota Statutes and practices
6.2 related to the charging, convicting, and sentencing of people for aiding and abetting felony
6.3 murder including but not limited to an analysis of whether current statutes and practice:

6.4 (i) promote public safety; and

6.5 (ii) properly punish people for their role in an offense; and

6.6 (8) make recommendations for legislative action, if any, on laws affecting:

6.7 (i) the collection and reporting of data; and

6.8 (ii) the charging, convicting, and sentencing of people for aiding and abetting felony
6.9 murder.

6.10 (b) At its discretion, the task force may examine, as necessary, other related issues
6.11 consistent with this section.

6.12 Subd. 6. **Report.** On or before January 15, 2021, the task force shall submit a report to
6.13 the chairs and ranking minority members of the house of representatives and senate
6.14 committees and divisions with jurisdiction over criminal sentencing on the findings and
6.15 recommendations of the task force.

6.16 Subd. 7. **Expiration.** The task force expires the day after submitting its report under
6.17 subdivision 6.

6.18 **EFFECTIVE DATE.** This section is effective July 1, 2020.

6.19 Renumber the sections in sequence and correct the internal references

6.20 Amend the title accordingly""