

1.1 moves to amend H.F. No. 1078, the delete everything amendment
1.2 (H1078DE3), as follows:

1.3 Page 37, after line 5, insert:

1.4 "Sec. 16. Minnesota Statutes 2020, section 626.8475, is amended to read:

1.5 **626.8475 DUTY TO INTERCEDE AND REPORT.**

1.6 (a) Regardless of tenure or rank, a peace officer must intercede when:

1.7 (1) present and observing another peace officer using force in violation of section 609.066,
1.8 subdivision 2, or otherwise beyond that which is objectively reasonable under the
1.9 circumstances; and

1.10 (2) physically or verbally able to do so.

1.11 (b) A peace officer who observes another employee or peace officer use force that
1.12 exceeds the degree of force permitted by law has the duty to report the incident in writing
1.13 within 24 hours to the chief law enforcement officer of the agency that employs the reporting
1.14 peace officer. A chief law enforcement officer who receives a report under this section must
1.15 report the incident to the board on the form adopted by the board pursuant to paragraph (d).

1.16 (c) A peace officer who breaches a duty established in this subdivision is subject to
1.17 discipline by the board under Minnesota Rules, part 6700.1600.

1.18 (d) The board shall adopt a reporting form to be used by law enforcement agencies in
1.19 making the reports required under this section. The reports must include for each incident
1.20 all of the following:

1.21 (1) the name of the officer accused of using excessive force;

1.22 (2) the date of the incident;

1.23 (3) the location of the incident;

- 2.1 (4) the name of the person who was subjected to excessive force, if known;
- 2.2 (5) the name of the officer accused of using excessive force; and
- 2.3 (6) a description of the force used in the incident.
- 2.4 Reports received by the board are licensing data governed by section 13.41.
- 2.5 (e) A peace officer who breaches a duty established in this section is subject to discipline
- 2.6 by the board under Minnesota Rules, part 6700.1600."
- 2.7 Renumber the sections in sequence and correct internal references