

1.1 moves to amend H.F. No. 707, the second engrossment, as follows:

1.2 Page 1, after line 8, insert:

1.3 "Section 1. Minnesota Statutes 2020, section 2.722, subdivision 1, is amended to read:

1.4 Subdivision 1. **Description.** Effective July 1, 1959, the state is divided into ten judicial
1.5 districts composed of the following named counties, respectively, in each of which districts
1.6 judges shall be chosen as hereinafter specified:

1.7 1. Goodhue, Dakota, Carver, Le Sueur, McLeod, Scott, and Sibley; 36 judges; and four
1.8 permanent chambers shall be maintained in Red Wing, Hastings, Shakopee, and Glencoe
1.9 and one other shall be maintained at the place designated by the chief judge of the district;

1.10 2. Ramsey; 26 judges;

1.11 3. Wabasha, Winona, Houston, Rice, Olmsted, Dodge, Steele, Waseca, Freeborn, Mower,
1.12 and Fillmore; 23 judges; and permanent chambers shall be maintained in Faribault, Albert
1.13 Lea, Austin, Rochester, and Winona;

1.14 4. Hennepin; 60 judges;

1.15 5. Blue Earth, Watonwan, Lyon, Redwood, Brown, Nicollet, Lincoln, Cottonwood,
1.16 Murray, Nobles, Pipestone, Rock, Faribault, Martin, and Jackson; ~~16~~ 17 judges; and
1.17 permanent chambers shall be maintained in Marshall, Windom, Fairmont, New Ulm, and
1.18 Mankato;

1.19 6. Carlton, St. Louis, Lake, and Cook; 15 judges;

1.20 7. Benton, Douglas, Mille Lacs, Morrison, Otter Tail, Stearns, Todd, Clay, Becker, and
1.21 Wadena; 30 judges; and permanent chambers shall be maintained in Moorhead, Fergus
1.22 Falls, Little Falls, and St. Cloud;

2.1 8. Chippewa, Kandiyohi, Lac qui Parle, Meeker, Renville, Swift, Yellow Medicine, Big
2.2 Stone, Grant, Pope, Stevens, Traverse, and Wilkin; 11 judges; and permanent chambers
2.3 shall be maintained in Morris, Montevideo, and Willmar;

2.4 9. Norman, Polk, Marshall, Kittson, Red Lake, Roseau, Mahnomen, Pennington, Aitkin,
2.5 Itasca, Crow Wing, Hubbard, Beltrami, Lake of the Woods, Clearwater, Cass and
2.6 Koochiching; 24 judges; and permanent chambers shall be maintained in Crookston, Thief
2.7 River Falls, Bemidji, Brainerd, Grand Rapids, and International Falls; and

2.8 10. Anoka, Isanti, Wright, Sherburne, Kanabec, Pine, Chisago, and Washington; 45
2.9 judges; and permanent chambers shall be maintained in Anoka, Stillwater, and other places
2.10 designated by the chief judge of the district.

2.11 Sec. 2. Minnesota Statutes 2020, section 243.166, subdivision 1b, is amended to read:

2.12 Subd. 1b. **Registration required.** (a) A person shall register under this section if:

2.13 (1) the person was charged with or petitioned for a felony violation of or attempt to
2.14 violate, or aiding, abetting, or conspiracy to commit, any of the following, and convicted
2.15 of or adjudicated delinquent for that offense or another offense arising out of the same set
2.16 of circumstances:

2.17 (i) murder under section 609.185, paragraph (a), clause (2);

2.18 (ii) kidnapping under section 609.25;

2.19 (iii) criminal sexual conduct under section 609.342; 609.343; 609.344; 609.345; 609.3451,
2.20 subdivision 3; or 609.3453;

2.21 (iv) indecent exposure under section 617.23, subdivision 3; or

2.22 (v) surreptitious intrusion under the circumstances described in section 609.746,
2.23 subdivision 1, paragraph (f);

2.24 (2) the person was charged with or petitioned for a violation of, or attempt to violate, or
2.25 aiding, abetting, or conspiring to commit any of the following and convicted of or adjudicated
2.26 delinquent for that offense or another offense arising out of the same set of circumstances:

2.27 (i) criminal abuse in violation of section 609.2325, subdivision 1, paragraph (b);

2.28 (ii) false imprisonment in violation of section 609.255, subdivision 2;

2.29 (iii) solicitation, inducement, or promotion of the prostitution of a minor or engaging in
2.30 the sex trafficking of a minor in violation of section 609.322;

2.31 (iv) a prostitution offense in violation of section 609.324, subdivision 1, paragraph (a);

3.1 (v) soliciting a minor to engage in sexual conduct in violation of section 609.352,
3.2 subdivision 2 or 2a, clause (1);

3.3 (vi) using a minor in a sexual performance in violation of section 617.246; or

3.4 (vii) possessing pornographic work involving a minor in violation of section 617.247;

3.5 (3) the person was sentenced as a patterned sex offender under section 609.3455,
3.6 subdivision 3a; or

3.7 (4) the person was charged with or petitioned for, including pursuant to a court martial,
3.8 violating a law of the United States, including the Uniform Code of Military Justice, similar
3.9 to the offenses described in clause (1), (2), or (3), and convicted of or adjudicated delinquent
3.10 for that offense or another offense arising out of the same set of circumstances.

3.11 Notwithstanding clause (1), item (iii), a person is not required to register based on conduct
3.12 described in section 609.3451, subdivision 3, paragraph (a), unless the person has previously
3.13 been convicted of violating section 609.342; 609.343; 609.344; 609.345; 609.3451; 609.3453;
3.14 617.23, subdivision 2, clause (2), or 3; or 617.247.

3.15 (b) A person also shall register under this section if:

3.16 (1) the person was charged with or petitioned for an offense in another state that would
3.17 be a violation of a law described in paragraph (a) if committed in this state and convicted
3.18 of or adjudicated delinquent for that offense or another offense arising out of the same set
3.19 of circumstances;

3.20 (2) the person enters this state to reside, work, or attend school, or enters this state and
3.21 remains for 14 days or longer or for an aggregate period of time exceeding 30 days during
3.22 any calendar year; and

3.23 (3) ten years have not elapsed since the person was released from confinement or, if the
3.24 person was not confined, since the person was convicted of or adjudicated delinquent for
3.25 the offense that triggers registration, unless the person is subject to a longer registration
3.26 period under the laws of another state in which the person has been convicted or adjudicated,
3.27 or is subject to lifetime registration.

3.28 If a person described in this paragraph is subject to a longer registration period in another
3.29 state or is subject to lifetime registration, the person shall register for that time period
3.30 regardless of when the person was released from confinement, convicted, or adjudicated
3.31 delinquent.

4.1 (c) A person also shall register under this section if the person was committed pursuant
4.2 to a court commitment order under Minnesota Statutes 2012, section 253B.185, chapter
4.3 253D, Minnesota Statutes 1992, section 526.10, or a similar law of another state or the
4.4 United States, regardless of whether the person was convicted of any offense.

4.5 (d) A person also shall register under this section if:

4.6 (1) the person was charged with or petitioned for a felony violation or attempt to violate
4.7 any of the offenses listed in paragraph (a), clause (1), or a similar law of another state or
4.8 the United States, or the person was charged with or petitioned for a violation of any of the
4.9 offenses listed in paragraph (a), clause (2), or a similar law of another state or the United
4.10 States;

4.11 (2) the person was found not guilty by reason of mental illness or mental deficiency
4.12 after a trial for that offense, or found guilty but mentally ill after a trial for that offense, in
4.13 states with a guilty but mentally ill verdict; and

4.14 (3) the person was committed pursuant to a court commitment order under section
4.15 253B.18 or a similar law of another state or the United States."

4.16 Page 3, line 15, delete "an intoxicating" and insert "any" and after "substance" insert "or
4.17 substances"

4.18 Page 8, line 19, strike "either" and insert "any"

4.19 Page 9, line 22, delete "either" and insert "any"

4.20 Page 12, line 4, strike "either" and insert "any"

4.21 Page 12, line 30, delete "another person" and insert "anyone under 18 years of age"

4.22 Page 13, line 6, delete "either" and insert "any"

4.23 Page 13, lines 14 and 15, before "an" insert "the actor or"

4.24 Page 15, line 22, delete "another person" and insert "anyone under 18 years of age"

4.25 Page 16, line 13, reinstate "~~foree or~~"

4.26 Page 19, line 13, delete "another person" and insert "anyone under 18 years of age"

4.27 Page 20, line 8, reinstate "~~foree or~~"

4.28 Page 30, after line 14, insert:

5.1 "Sec. Minnesota Statutes 2020, section 609.347, is amended by adding a subdivision
5.2 to read:

5.3 **Subd. 8. Voluntary intoxication defense for certain mentally incapacitated cases;**
5.4 **clarification of applicability.** (a) The "knows or has reason to know" mental state
5.5 requirement for violations of sections 609.342 to 609.345 involving a complainant who is
5.6 mentally incapacitated, as defined in section 609.341, subdivision 7, clause (2), is a specific
5.7 intent crime for purposes of determining the applicability of the voluntary intoxication
5.8 defense described in section 609.075. This defense may be raised by a defendant if the
5.9 defense is otherwise applicable under section 609.075 and related case law.

5.10 (b) Nothing in paragraph (a) may be interpreted to change the application of the defense
5.11 to other crimes.

5.12 (c) Nothing in paragraph (a) is intended to change the scope or limitations of the defense
5.13 or case law interpreting it beyond clarifying that the defense is available to a defendant
5.14 described in paragraph (a).

5.15 **EFFECTIVE DATE.** The section is effective August 1, 2021, and applies to crimes
5.16 committed on or after that date.

5.17 Sec. Minnesota Statutes 2020, section 624.712, subdivision 5, is amended to read:

5.18 **Subd. 5. Crime of violence.** "Crime of violence" means: felony convictions of the
5.19 following offenses: sections 609.185 (murder in the first degree); 609.19 (murder in the
5.20 second degree); 609.195 (murder in the third degree); 609.20 (manslaughter in the first
5.21 degree); 609.205 (manslaughter in the second degree); 609.215 (aiding suicide and aiding
5.22 attempted suicide); 609.221 (assault in the first degree); 609.222 (assault in the second
5.23 degree); 609.223 (assault in the third degree); 609.2231 (assault in the fourth degree);
5.24 609.224 (assault in the fifth degree); 609.2242 (domestic assault); 609.2247 (domestic
5.25 assault by strangulation); 609.229 (crimes committed for the benefit of a gang); 609.235
5.26 (use of drugs to injure or facilitate crime); 609.24 (simple robbery); 609.245 (aggravated
5.27 robbery); 609.25 (kidnapping); 609.255 (false imprisonment); 609.322 (solicitation,
5.28 inducement, and promotion of prostitution; sex trafficking); 609.342 (criminal sexual conduct
5.29 in the first degree); 609.343 (criminal sexual conduct in the second degree); 609.344 (criminal
5.30 sexual conduct in the third degree); 609.345 (criminal sexual conduct in the fourth degree);
5.31 609.3458 (sexual extortion); 609.377 (malicious punishment of a child); 609.378 (neglect
5.32 or endangerment of a child); 609.486 (commission of crime while wearing or possessing a
5.33 bullet-resistant vest); 609.52 (involving theft of a firearm and theft involving the theft of a
5.34 controlled substance, an explosive, or an incendiary device); 609.561 (arson in the first

6.1 degree); 609.562 (arson in the second degree); 609.582, subdivision 1 or 2 (burglary in the
6.2 first and second degrees); 609.66, subdivision 1e (drive-by shooting); 609.67 (unlawfully
6.3 owning, possessing, operating a machine gun or short-barreled shotgun); 609.71 (riot);
6.4 609.713 (terroristic threats); 609.749 (harassment); 609.855, subdivision 5 (shooting at a
6.5 public transit vehicle or facility); and chapter 152 (drugs, controlled substances); and an
6.6 attempt to commit any of these offenses."

6.7 Page 31, delete sections 20 and 21 and insert:

6.8 "Sec. **REVISOR INSTRUCTION.**

6.9 (a) The revisor of statutes shall make necessary cross-reference changes and remove
6.10 statutory cross-references in Minnesota Statutes to conform with this act. The revisor may
6.11 make technical and other necessary changes to language and sentence structure to preserve
6.12 the meaning of the text.

6.13 (b) In Minnesota Statutes, the revisor of statutes shall modify the headnote to Minnesota
6.14 Statutes, section 609.347, to reflect the amendment to that section contained in this act."

6.15 Renumber the sections in sequence and correct the internal references

6.16 Amend the title accordingly