

1.1 ..... moves to amend H.F. No. 1270, the first engrossment, as follows:

1.2 Delete everything after the enacting clause and insert:

1.3 "Section 1. **SUMMARY OF APPROPRIATIONS.**

1.4 The amounts shown in this section summarize direct appropriations, by fund, made  
1.5 in this article.

		<b><u>2010</u></b>		<b><u>2011</u></b>		<b><u>Total</u></b>
1.6						
1.7	<u>General</u>	\$	<u>(7,397,000)</u>	\$	<u>(15,279,000)</u>	\$ <u>(22,676,000)</u>
1.8	<u>Special Revenue</u>	\$	<u>(60,000)</u>	\$	<u>879,000</u>	\$ <u>819,000</u>
1.9	<b><u>Total</u></b>	<b>\$</b>	<b><u>(7,457,000)</u></b>	<b>\$</b>	<b><u>(14,400,000)</u></b>	<b>\$ <u>(21,857,000)</u></b>

1.10 Sec. 2. **APPROPRIATIONS.**

1.11 The sums shown in the columns marked "Appropriations" are added to or, if shown  
1.12 in parentheses, subtracted from the appropriations in Laws 2009, chapter 83, article 1, to  
1.13 the agencies and for the purposes specified in this article. The appropriations are from the  
1.14 general fund, or another named fund, and are available for the fiscal years indicated for  
1.15 each purpose. The figures "2010" and "2011" used in this article mean that the addition  
1.16 to or subtraction from the appropriation listed under them is available for the fiscal year  
1.17 ending June 30, 2010, or June 30, 2011, respectively. Supplemental appropriations and  
1.18 reductions to appropriations for the fiscal year ending June 30, 2010, are effective the  
1.19 day following final enactment.

	<b><u>APPROPRIATIONS</u></b>
	<b><u>Available for the Year</u></b>
	<b><u>Ending June 30</u></b>
	<b><u>2010</u></b>
	<b><u>2011</u></b>
1.20	
1.21	
1.22	
1.23	

1.24 Sec. 3. **SUPREME COURT**

1.25	<u>Subdivision 1. <b>Total Appropriation</b></u>	<b>\$</b>	<b><u>(455,000)</u></b>	<b>\$</b>	<b><u>(889,000)</u></b>
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2.1 The amounts that may be spent for each  
 2.2 purpose are specified in the following  
 2.3 subdivisions.

2.4 Subd. 2. **Supreme Court Operations** (366,000) (604,000)

2.5 Subd. 3. **Civil Legal Services** (89,000) (285,000)

2.6 Sec. 4. **COURT OF APPEALS** \$ (57,000) \$ (253,000)

2.7 Sec. 5. **TRIAL COURTS** \$ (2,574,000) \$ (5,328,000)

2.8 Every reasonable effort should be made to  
 2.9 maintain the existing drug courts.

2.10 Sec. 6. **TAX COURT** \$ (12,000) \$ (25,000)

2.11 Sec. 7. **UNIFORM LAWS COMMISSION** \$ -0- \$ (2,000)

2.12 Sec. 8. **BOARD ON JUDICIAL STANDARDS** \$ (10,000) \$ (14,000)

2.13 Sec. 9. **BOARD OF PUBLIC DEFENSE** \$ (325,000) \$ (1,493,000)

2.14 Sec. 10. **DEPARTMENT OF PUBLIC**  
 2.15 **SAFETY**

2.16 Subdivision 1. **Total Appropriation** \$ (907,000) \$ (114,000)

2.17 Appropriations by Fund

2.18 General (907,000) (1,114,000)

2.19 Special Revenue 1,000,000

2.20 The amounts that may be spent for each  
 2.21 purpose are specified in the following  
 2.22 subdivisions.

2.23 Subd. 2. **Emergency Management** (29,000) 1,543,000

2.24 This appropriation is to provide a match for  
 2.25 Federal Emergency Management Agency  
 2.26 (FEMA) disaster assistance payments under  
 2.27 Minnesota Statutes, section 12.221. This is a  
 2.28 onetime appropriation.

2.29 Subd. 3. **Criminal Apprehension** (621,000) (1,243,000)

3.1 **Forensic Scientists**

3.2 The commissioner may not eliminate or leave  
 3.3 open positions for forensic lab scientists in  
 3.4 order to balance the department's budget.

3.5 **Subd. 4. Fire Marshal** 1,000,000

3.6 \$1,000,000 is a onetime appropriation for  
 3.7 fire safety purposes as recommended by the  
 3.8 Fire Service Advisory Committee.

3.9 **Subd. 5. Gambling and Alcohol Enforcement** (25,000) (49,000)

3.10 **Subd. 6. Office of Justice Programs** (232,000) (1,365,000)

3.11 **Sec. 11. PRIVATE DETECTIVE BOARD** **\$ (2,000) \$ (3,000)**

3.12 **Sec. 12. HUMAN RIGHTS** **\$ (59,000) \$ (103,000)**

3.13 **Sec. 13. CORRECTIONS**

3.14 **Subdivision 1. Total Appropriation** **\$ (2,985,000) \$ (6,037,000)**

3.15 The amounts that may be spent for each  
 3.16 purpose are specified in the following  
 3.17 subdivisions.

3.18 **Subd. 2. Correctional Institutions** (2,139,000) (4,345,000)

3.19 This reduction may be applied agency wide.

3.20 **Staff and Programming Cuts; Legislative**  
 3.21 **Guidance**

3.22 During the biennium ending June 30, 2011,  
 3.23 if it is necessary to reduce services or  
 3.24 staffing within a correctional facility, the  
 3.25 commissioner shall make every reasonable  
 3.26 effort to retain correctional officers and  
 3.27 prison industry employees and not make  
 3.28 reductions to inmate educational programs,  
 3.29 chemical dependency programs, or reentry  
 3.30 programs.

4.1 If the commissioner elects to eliminate  
 4.2 employees to absorb this funding reduction,  
 4.3 any reduction in prison guards must  
 4.4 be matched or exceeded by reductions in  
 4.5 employees within the department's operations  
 4.6 support division.

4.7 **Subd. 3. Community Services** (846,000) (1,692,000)

4.8 **(a) Community Corrections**

4.9 If the commissioner of corrections  
 4.10 determines reductions should be made to  
 4.11 the CCA formula, DOC contract counties  
 4.12 or CPO counties, the legislative intent of  
 4.13 this reduction is that counties should reduce  
 4.14 administrative expenses and executive  
 4.15 salaries before direct services, such as  
 4.16 probation services, are reduced.

4.17 **(b) Sentence to Service**

4.18 The commissioner must fund the equivalent  
 4.19 of 25 percent of county sentence to service  
 4.20 programs. The 25 percent must be calculated  
 4.21 based on fiscal year 2010 sentence to service  
 4.22 expenditures by counties.

4.23 **Transfers**

4.24 Notwithstanding Minnesota Statutes, section  
 4.25 241.27, the commissioner shall transfer  
 4.26 \$574,000 by June 30, 2010, and \$989,000  
 4.27 by June 30, 2011, from the Minnesota  
 4.28 correctional industries revolving fund to the  
 4.29 general fund. These transfers are onetime.  
 4.30 These transfers are in addition to those in  
 4.31 Laws 2009, chapter 83, article 1, section 14,  
 4.32 subdivision 2, paragraph (g).

4.33 The commissioner shall transfer \$201,000  
 4.34 by June 30, 2010, and \$402,000 by June 30,

5.1 2011, from the special revenue fund to the  
 5.2 general fund. These transfers are onetime.

5.3 Sec. 14. SENTENCING GUIDELINES                    \$                    (11,000) \$                    (18,000)

5.4 Sec. 15. Minnesota Statutes 2008, section 297I.06, subdivision 3, is amended to read:

5.5            Subd. 3. **Fire safety account, annual transfers, allocation.** A special account, to  
 5.6 be known as the fire safety account, is created in the state treasury. The account consists  
 5.7 of the proceeds under subdivisions 1 and 2. \$468,000 in fiscal year 2008, \$4,268,000  
 5.8 in fiscal year 2009, \$9,268,000 in fiscal year 2010, \$6,368,000 in fiscal year 2011, and  
 5.9 ~~\$2,268,000~~ \$2,368,000 in each year thereafter is transferred from the fire safety account in  
 5.10 the special revenue fund to the general fund to offset the loss of revenue caused by the  
 5.11 repeal of the one-half of one percent tax on fire insurance premiums.

5.12            **EFFECTIVE DATE.** This section is effective the day following final enactment.

5.13 Sec. 16. Minnesota Statutes 2008, section 403.11, subdivision 1, is amended to read:

5.14            Subdivision 1. ~~Emergency telecommunications~~ **Public safety service fee;**  
 5.15 **account.** (a) Each customer of a wireless or wire-line switched or packet-based  
 5.16 telecommunications service provider connected to the public switched telephone network  
 5.17 that furnishes service capable of originating a 911 emergency telephone call is assessed a  
 5.18 fee based upon the number of wired or wireless telephone lines, or their equivalent, to  
 5.19 cover the costs of ongoing maintenance and related improvements for trunking and central  
 5.20 office switching equipment for 911 emergency telecommunications service; ~~to offset~~  
 5.21 pay administrative and staffing costs of the commissioner related to managing the 911  
 5.22 emergency telecommunications service program, including the salaries and benefits of  
 5.23 department employees who support the program such as deputy commissioners, directors,  
 5.24 and legislative liaisons; to make distributions provided for in section 403.113, ~~and;~~ to  
 5.25 offset the costs, including administrative and staffing costs, incurred by the State Patrol  
 5.26 Division of the Department of Public Safety in handling 911 emergency calls made from  
 5.27 wireless phones; to fund law enforcement emergency response training reimbursement  
 5.28 grants; to fund the collection, analysis, and maintenance of criminal evidence, records,  
 5.29 and data; and for any other public safety purpose that relies upon, uses, or involves the  
 5.30 efficient operation of the emergency telecommunications system in the state.

5.31            (b) Money remaining in the 911 emergency telecommunications service account  
 5.32 after all other obligations are paid must not cancel and is carried forward to subsequent  
 5.33 years and may be appropriated from time to time to the commissioner to provide financial

6.1 assistance to counties for the improvement of local emergency telecommunications  
6.2 services. The improvements may include providing access to 911 service for  
6.3 telecommunications service subscribers currently without access and upgrading existing  
6.4 911 service to include automatic number identification, local location identification,  
6.5 automatic location identification, and other improvements specified in revised county  
6.6 911 plans approved by the commissioner.

6.7 (c) The fee may not be less than eight cents nor more than 65 cents a month until  
6.8 June 30, 2008, not less than eight cents nor more than 75 cents a month until June 30, 2009,  
6.9 not less than eight cents nor more than 85 cents a month until June 30, 2010, and not less  
6.10 than eight cents nor more than 95 cents a month on or after July 1, 2010, for each customer  
6.11 access line or other basic access service, including trunk equivalents as designated by  
6.12 the Public Utilities Commission for access charge purposes and including wireless  
6.13 telecommunications services. With the approval of the commissioner of management and  
6.14 budget, the commissioner of public safety shall establish the amount of the fee within the  
6.15 limits specified and inform the companies and carriers of the amount to be collected. When  
6.16 the revenue bonds authorized under section 403.27, subdivision 1, have been fully paid or  
6.17 defeased, the commissioner shall reduce the fee to reflect that debt service on the bonds is  
6.18 no longer needed. The commissioner shall provide companies and carriers a minimum of  
6.19 45 days' notice of each fee change. The fee must be the same for all customers.

6.20 (d) The fee must be collected by each wireless or wire-line telecommunications  
6.21 service provider subject to the fee. Fees are payable to and must be submitted to the  
6.22 commissioner monthly before the 25th of each month following the month of collection,  
6.23 except that fees may be submitted quarterly if less than \$250 a month is due, or annually if  
6.24 less than \$25 a month is due. Receipts must be deposited in the state treasury and credited  
6.25 to a 911 emergency telecommunications service account in the special revenue fund. The  
6.26 money in the account may only be used for 911 telecommunications services.

6.27 (e) This subdivision does not apply to customers of interexchange carriers.

6.28 (f) The installation and recurring charges for integrating wireless 911 calls into  
6.29 enhanced 911 systems are eligible for payment by the commissioner if the 911 service  
6.30 provider is included in the statewide design plan and the charges are made pursuant to  
6.31 contract.

6.32 (g) Competitive local exchanges carriers holding certificates of authority from the  
6.33 Public Utilities Commission are eligible to receive payment for recurring 911 services.

6.34 (h) The revisions made to paragraph (a) in 2010 expire on June 30, 2011.

6.35 **EFFECTIVE DATE.** This section is effective the day following final enactment.

7.1 Sec. 17. Minnesota Statutes 2008, section 611A.32, subdivision 1, is amended to read:

7.2 Subdivision 1. **Grants awarded.** The commissioner shall award grants to programs  
 7.3 which provide emergency shelter services to battered women and support services to  
 7.4 battered women and domestic abuse victims and their children. The commissioner  
 7.5 shall also award grants for training, technical assistance, and for the development and  
 7.6 implementation of education programs to increase public awareness of the causes of  
 7.7 battering, the solutions to preventing and ending domestic violence, and the problems  
 7.8 faced by battered women and domestic abuse victims. Grants shall be awarded in a  
 7.9 manner that ensures ~~that they are equitably distributed to programs serving metropolitan~~  
 7.10 ~~and nonmetropolitan populations~~ emergency shelter services and support services are  
 7.11 available statewide. By July 1, 1995, community-based domestic abuse advocacy and  
 7.12 support services programs must be established in every judicial assignment district.

7.13 Sec. 18. Minnesota Statutes 2008, section 611A.32, subdivision 2, is amended to read:

7.14 Subd. 2. **Applications.** Any public or private nonprofit agency may apply to the  
 7.15 commissioner for a grant to provide emergency shelter services to battered women,  
 7.16 support services to domestic abuse victims, or both, to battered women and their children.  
 7.17 The application shall be submitted in a form approved by the commissioner by rule  
 7.18 adopted under chapter 14, after consultation with the advisory council, and shall include:

7.19 (1) a proposal for the provision of emergency shelter services for battered women,  
 7.20 support services for domestic abuse victims, or both, for battered women and their  
 7.21 children;

7.22 (2) a proposed budget;

7.23 (3) evidence of financial need, including documentation on the retention of financial  
 7.24 reserves and availability of additional funding sources;

7.25 ~~(3)~~ (4) evidence of an ability to integrate into the proposed program the uniform  
 7.26 method of data collection and program evaluation established under sections 611A.33  
 7.27 and 611A.34;

7.28 ~~(4)~~ (5) evidence of an ability to represent the interests of battered women and  
 7.29 domestic abuse victims and their children to local law enforcement agencies and courts,  
 7.30 county welfare agencies, and local boards or departments of health;

7.31 ~~(5)~~ (6) evidence of an ability to do outreach to unserved and underserved populations  
 7.32 and to provide culturally and linguistically appropriate services; and

7.33 ~~(6)~~ (7) any other content the commissioner may require by rule adopted under  
 7.34 chapter 14, after considering the recommendations of the advisory council.

8.1 Programs which have been approved for grants in prior years may submit materials  
 8.2 which indicate changes in items listed in clauses (1) to ~~(6)~~ (7), in order to qualify for  
 8.3 renewal funding. Nothing in this subdivision may be construed to require programs to  
 8.4 submit complete applications for each year of renewal funding.

8.5 Sec. 19. Minnesota Statutes 2008, section 626.8458, subdivision 5, is amended to read:

8.6 Subd. 5. **In-service training in police pursuits required.** The chief law  
 8.7 enforcement officer of every state and local law enforcement agency shall provide  
 8.8 in-service training in emergency vehicle operations and in the conduct of police pursuits  
 8.9 to every peace officer and part-time peace officer employed by the agency who the  
 8.10 chief law enforcement officer determines may be involved in a police pursuit given the  
 8.11 officer's responsibilities. The training shall comply with learning objectives developed  
 8.12 and approved by the board and shall consist of at least eight hours of classroom and  
 8.13 skills-based training every ~~three~~ four years.

8.14 Sec. 20. **[631.426] SENTENCE TO SERVICE.**

8.15 Subdivision 1. **Programs.** A county or counties may establish and operate a  
 8.16 sentence to service program to which judges, as an intermediate sanction pursuant  
 8.17 to section 609.153, subdivision 1, may direct non-dangerous offenders to work on  
 8.18 community improvement projects under the close supervision of a crew leader.

8.19 Subd. 2. **Fees.** A sheriff supervising a sentence to service program may charge  
 8.20 participants a fee to offset the cost of operating the program. Fees collected under this  
 8.21 authority must be expended on the sentence to service program.

8.22 Subd. 3. **Reimbursement.** A county may bill entities that receive benefit from the  
 8.23 sentence to service program a fee. Fees collected under this authority must be expended  
 8.24 on the sentence to service program.

8.25 Subd. 4. **Financial responsibility.** The state shall reimburse counties the equivalent  
 8.26 of 25 percent of the cost of operating a sentence to serve program to the extent that funds  
 8.27 are specifically appropriated for this purpose.

8.28 Sec. 21. Laws 2009, chapter 83, article 1, section 10, subdivision 4, is amended to read:

8.29		<del>8,125,000</del>	<del>8,125,000</del>
8.30	Subd. 4. <b>Fire Marshal</b>	<u>15,025,000</u>	<u>13,125,000</u>

8.31 This appropriation is from the fire safety  
 8.32 account in the special revenue fund.



9.1 Of this amount, ~~\$5,857,000 each~~ \$5,757,000  
 9.2 the first year and \$6,757,000 the second year  
 9.3 ~~is~~ are for activities under Minnesota Statutes,  
 9.4 section 299F.012, and ~~\$2,268,000 each~~  
 9.5 \$9,268,000 the first year and \$6,368,000 the  
 9.6 second year ~~is~~ are for transfer to the general  
 9.7 fund under Minnesota Statutes, section  
 9.8 297I.06, subdivision 3.

9.9 **EFFECTIVE DATE.** This section is effective the day following final enactment.

9.10 Sec. 22. Laws 2009, chapter 83, article 1, section 10, subdivision 6, is amended to read:

9.11	Subd. 6. <b>Office of Justice Programs</b>	35,594,000	35,594,000
9.12	Appropriations by Fund		
9.13	General	35,498,000	35,498,000
9.14	State Government		
9.15	Special Revenue	96,000	96,000

9.16 (a) **Federal Stimulus Money.** The Office  
 9.17 of Justice programs shall give priority to  
 9.18 awarding grants for federal stimulus money  
 9.19 to the following activities and programs:

- 9.20 (1) organizations that provide mentoring
- 9.21 grants for children of incarcerated parents;
- 9.22 (2) youth intervention programs, as defined
- 9.23 under Minnesota Statutes, section 299A.73,
- 9.24 with an emphasis on those programs that
- 9.25 provide early intervention youth services to
- 9.26 children in their communities;
- 9.27 (3) re-entry programs for offenders, with a
- 9.28 priority on continuing to fund the nonprofit
- 9.29 organization selected to administer the
- 9.30 demonstration project for high risk adults
- 9.31 under Laws 2007, chapter 54, article 1,
- 9.32 section 19;

10.1 (4) trafficking victim programs, including  
10.2 legal advocacy clinics, training programs,  
10.3 public awareness initiatives, and victim  
10.4 services hotlines;

10.5 (5) nonprofit organizations dedicated  
10.6 to providing immediate and long-term  
10.7 emotional support and practical help for  
10.8 families and friends of persons who have  
10.9 died traumatically;

10.10 (6) programs that seek to develop and  
10.11 increase juvenile detention alternatives;

10.12 (7) restorative justice programs, as defined  
10.13 in Minnesota Statutes, section 611A.775,  
10.14 except that a program that receives federal  
10.15 funds shall not use the funds for cases  
10.16 involving domestic assault; and

10.17 (8) judicial branch efficiency programs,  
10.18 including e-citation and fine management  
10.19 and collection program improvements.

10.20 For purposes of this subdivision, "federal  
10.21 stimulus money" means money provided to  
10.22 the state under the American Recovery and  
10.23 Reinvestment Act of 2009.

10.24 **(b) Crime Victim and Youth Intervention**  
10.25 **Programs.** For the ~~biennium~~ fiscal year  
10.26 ending June 30, ~~2011~~ 2010, funding for the  
10.27 following programs must not be reduced by  
10.28 more than three percent from the level of  
10.29 state base funding provided for the biennium  
10.30 ending June 30, 2009: (1) crime victim  
10.31 reparations; (2) battered women's shelters  
10.32 and domestic violence programs; (3) general  
10.33 crime victim programs; (4) sexual assault

11.1 victim programs; and (5) youth intervention  
11.2 programs.

11.3 For the fiscal year ending June 30, 2011,  
11.4 funding for the following programs must not  
11.5 be reduced by more than one percent from  
11.6 the level of state base funding provided for  
11.7 the biennium ending June 30, 2009: (1) crime  
11.8 victim reparations; (2) battered women's  
11.9 shelters and domestic violence programs; (3)  
11.10 general crime victim programs; (4) sexual  
11.11 assault victim programs; and (5) youth  
11.12 intervention programs.

11.13 (c) **Administration Costs.** Up to 2.5 percent  
11.14 of the grant money appropriated in this  
11.15 subdivision may be used to administer the  
11.16 grant program.

11.17 Sec. 23. Laws 2009, chapter 83, article 1, section 10, subdivision 7, is amended to read:

11.18 Subd. 7. **Emergency Communication Networks**                      66,470,000                      70,233,000

11.19 This appropriation is from the state  
11.20 government special revenue fund for 911  
11.21 emergency telecommunications services.

11.22 (a) **Public Safety Answering Points.**  
11.23 \$13,664,000 each year is to be distributed  
11.24 as provided in Minnesota Statutes, section  
11.25 403.113, subdivision 2.

11.26 (b) **Medical Resource Communication**  
11.27 **Centers.** \$683,000 each year is for grants  
11.28 to the Minnesota Emergency Medical  
11.29 Services Regulatory Board for the Metro  
11.30 East and Metro West Medical Resource  
11.31 Communication Centers that were in  
11.32 operation before January 1, 2000.

12.1 (c) **ARMER Debt Service.** \$17,557,000 the  
12.2 first year and \$23,261,000 the second year  
12.3 are to the commissioner of finance to pay  
12.4 debt service on revenue bonds issued under  
12.5 Minnesota Statutes, section 403.275.

12.6 Any portion of this appropriation not needed  
12.7 to pay debt service in a fiscal year may be  
12.8 used by the commissioner of public safety to  
12.9 pay cash for any of the capital improvements  
12.10 for which bond proceeds were appropriated  
12.11 by Laws 2005, chapter 136, article 1, section  
12.12 9, subdivision 8, or Laws 2007, chapter 54,  
12.13 article 1, section 10, subdivision 8.

12.14 (d) **Metropolitan Council Debt Service.**  
12.15 \$1,410,000 each year is to the commissioner  
12.16 of finance for payment to the Metropolitan  
12.17 Council for debt service on bonds issued  
12.18 under Minnesota Statutes, section 403.27.

12.19 (e) **ARMER State Backbone Operating**  
12.20 **Costs.** \$5,060,000 each year is to the  
12.21 commissioner of transportation for costs  
12.22 of maintaining and operating the statewide  
12.23 radio system backbone.

12.24 (f) **ARMER Improvements.** \$1,000,000  
12.25 each year is for the Statewide Radio Board for  
12.26 costs of design, construction, maintenance  
12.27 of, and improvements to those elements  
12.28 of the statewide public safety radio and  
12.29 communication system that support mutual  
12.30 aid communications and emergency medical  
12.31 services or provide enhancement of public  
12.32 safety communication interoperability.

12.33 (g) **Next Generation 911.** \$3,431,000 the  
12.34 first year and \$6,490,000 the second year  
12.35 are to replace the current system with the

13.1 Next Generation Internet Protocol (IP) based  
 13.2 network. The base level of funding for fiscal  
 13.3 year 2012 shall be \$2,965,000.

13.4 **(h) Grants to Local Government.**  
 13.5 \$5,000,000 the first year is for grants to  
 13.6 local units of government to assist with  
 13.7 the transition to the ARMER system. This  
 13.8 appropriation is available until June 30, 2012.  
 13.9 Any portion of this appropriation that is not  
 13.10 spent before the date of final enactment may  
 13.11 be expended for any purpose authorized in  
 13.12 section 403.11, subdivision 1, paragraph (a).

13.13 **EFFECTIVE DATE.** This section is effective the day following final enactment.

13.14 Sec. 24. Laws 2009, chapter 83, article 1, section 11, is amended to read:

13.15	Sec. 11. <b>PEACE OFFICER STANDARDS</b>		<del>4,012,000</del>	<b>4,012,000</b>
13.16	<b>AND TRAINING BOARD (POST)</b>	\$	<u>3,952,000</u>	\$ <u>3,891,000</u>

13.17 **(a) Excess Amounts Transferred.** This  
 13.18 appropriation is from the peace officer  
 13.19 training account in the special revenue fund.  
 13.20 Any new receipts credited to that account  
 13.21 in the first year in excess of ~~\$4,012,000~~  
 13.22 \$3,952,000 must be transferred and credited  
 13.23 to the general fund. Any new receipts  
 13.24 credited to that account in the second year  
 13.25 in excess of ~~\$4,012,000~~ \$3,891,000 must be  
 13.26 transferred and credited to the general fund.

13.27 **(b) Peace Officer Training**  
 13.28 **Reimbursements.** ~~\$2,859,000 each year is~~  
 13.29 \$2,816,000 the first year and \$2,773,000 the  
 13.30 second year are for reimbursements to local  
 13.31 governments for peace officer training costs.

13.32 **(c) Prohibition on Use of Appropriation.**  
 13.33 No portion of this appropriation may be

14.1 used for the purchase of motor vehicles  
 14.2 or out-of-state travel that is not directly  
 14.3 connected with and necessary to carry out  
 14.4 the core functions of the board.

14.5 **EFFECTIVE DATE.** This section is effective the day following final enactment.

14.6 Sec. 25. Laws 2009, chapter 83, article 1, section 14, subdivision 2, is amended to read:

14.7 Subd. 2. **Correctional Institutions** 334,341,000 338,199,000

14.8	Appropriations by Fund		
14.9	General	295,761,000	337,619,000
14.10	Special Revenue	580,000	580,000
14.11	Federal	38,000,000	0

14.12 \$38,000,000 the first year is from the fiscal  
 14.13 stabilization account in the federal fund. This  
 14.14 is a onetime appropriation.

14.15 The general fund base for this program shall  
 14.16 be \$326,085,000 in fiscal year 2012 and  
 14.17 \$330,430,000 in fiscal year 2013.

14.18 **(a) Treatment Alternatives; Report.** By  
 14.19 December 15, 2009, the commissioner  
 14.20 must submit an electronic report to the  
 14.21 chairs and ranking minority members of  
 14.22 the house of representatives and senate  
 14.23 committees with jurisdiction over public  
 14.24 safety policy and finance concerning  
 14.25 alternative chemical dependency treatment  
 14.26 opportunities. The report must identify  
 14.27 alternatives that represent best practices in  
 14.28 chemical dependency treatment of offenders.  
 14.29 The report must contain suggestions for  
 14.30 reducing the length of time between  
 14.31 offender commitment to the custody of the  
 14.32 commissioner and graduation from chemical  
 14.33 dependency treatment. To the extent  
 14.34 possible, the report shall identify options

15.1 that will (1) reduce the cost of treatment;  
15.2 (2) expand the number of treatment beds;  
15.3 (3) improve treatment outcomes; and (4)  
15.4 lower the rate of substance abuse relapse and  
15.5 criminal recidivism.

15.6 **(b) Challenge Incarceration; Maximum**  
15.7 **Occupancy.** The commissioner shall work to  
15.8 fill all available challenge incarceration beds  
15.9 for both male and female offenders. If the  
15.10 commissioner fails to fill at least 90 percent  
15.11 of the available challenge incarceration beds  
15.12 by December 1, 2009, the commissioner  
15.13 must submit a report to the chairs and  
15.14 ranking minority members of the house of  
15.15 representatives and senate committees with  
15.16 jurisdiction over public safety policy and  
15.17 finance by January 15, 2010, explaining what  
15.18 steps the commissioner has taken to fill the  
15.19 beds and why those steps failed to reach the  
15.20 goal established by the legislature.

15.21 **(c) Institutional Efficiencies.** The  
15.22 commissioner shall strive for institutional  
15.23 efficiencies and must reduce the fiscal year  
15.24 2008 average adult facility per diem of  
15.25 \$89.77 by one percent. The base is cut by  
15.26 \$2,850,000 in the first year and \$2,850,000  
15.27 in the second year to reflect a one percent  
15.28 reduction in the projected adult facility per  
15.29 diem. In reducing the projected adult facility  
15.30 per diem, the commissioner must consider  
15.31 the following:

15.32 (1) cooperating with the state of Wisconsin  
15.33 to obtain economies of scale;  
15.34 (2) increasing the bed capacity of the  
15.35 challenge incarceration program;

- 16.1 (3) increasing the number of nonviolent drug  
16.2 offenders who are granted conditional release  
16.3 under Minnesota Statutes, section 244.055;
- 16.4 (4) increasing the use of compassionate  
16.5 release or less costly detention alternatives  
16.6 for elderly and infirm offenders;
- 16.7 (5) discontinuing the department's practice  
16.8 of annually assigning a warden to serve as  
16.9 a legislative liaison during the legislative  
16.10 session;
- 16.11 (6) consolidating staff from correctional  
16.12 institutions in geographical proximity to each  
16.13 other to achieve efficiencies and cost savings,  
16.14 including wardens, deputy wardens, and  
16.15 human resources, technology, and employee  
16.16 development personnel;
- 16.17 (7) consolidating the department's human  
16.18 resources, technology, and employee  
16.19 development functions in a centralized  
16.20 location;
- 16.21 (8) implementing corrections best practices;  
16.22 and
- 16.23 (9) implementing cost-saving measures used  
16.24 by other states and the federal government.
- 16.25 In implementing this paragraph, the  
16.26 commissioner must not eliminate  
16.27 correctional officer positions or implement  
16.28 any other measure that will jeopardize public  
16.29 safety to achieve the mandated cost savings.  
16.30 The commissioner also must not eliminate  
16.31 treatment beds to achieve the mandated cost  
16.32 savings.



17.1 (d) **Per Diem Reduction.** If the  
17.2 commissioner fails to reduce the per diem by  
17.3 one percent, the commissioner must:

17.4 (1) reduce the funding for operations support  
17.5 by the amount of unrealized savings; and

17.6 (2) submit a report by February 15,  
17.7 2010, to the chairs and ranking minority  
17.8 members of the house of representatives  
17.9 and senate committees with jurisdiction  
17.10 over public safety policy and finance that  
17.11 contains descriptions of what efforts the  
17.12 commissioner made to reduce the per diem,  
17.13 explanations for why those steps failed to  
17.14 reduce the per diem by one percent, proposed  
17.15 legislative options that would assist the  
17.16 commissioner in reducing the adult facility  
17.17 per diem, and descriptions of the specific  
17.18 actions the commissioner took to reduce  
17.19 funding in operations support.

17.20 If the commissioner reduces the per diem  
17.21 by more than one percent, the commissioner  
17.22 must use the savings to provide treatment to  
17.23 offenders.

17.24 ~~(e) **Reductions to Certain Programming**~~  
17.25 ~~**Prohibited.** When allocating reductions~~  
17.26 ~~in services and programming under this~~  
17.27 ~~appropriation, the commissioner may not~~  
17.28 ~~make reductions to inmate educational~~  
17.29 ~~programs, chemical dependency programs,~~  
17.30 ~~or reentry programs.~~

17.31 ~~(f)~~ (e) **Drug Court Bed Savings.** The  
17.32 commissioner must consider the bed impact  
17.33 savings of drug courts in formulating its  
17.34 prison bed projections.

18.1 ~~(g)~~ (f) **Transfer.** Notwithstanding Minnesota  
18.2 Statutes, section 241.27, the commissioner  
18.3 of finance shall transfer \$1,000,000 the first  
18.4 year and \$1,000,000 the second year from the  
18.5 Minnesota Correctional Industries revolving  
18.6 fund to the general fund.

18.7 **EFFECTIVE DATE.** This section is effective the day following final enactment.

18.8 Sec. 26. **PROPOSED SENTENCING GUIDELINE'S CHANGES DELAYED.**

18.9 The proposed changes to the sentencing guidelines relating to the crimes of  
18.10 solicitation, inducement, and promotion of prostitution and sex trafficking, and riot  
18.11 described on pages 8 to 9 and Appendix E of the Minnesota Sentencing Guidelines  
18.12 Commission's January 2010 report to the legislature take effect on August 1, 2011.

18.13 **EFFECTIVE DATE.** This section is effective the day following final enactment."

18.14 Amend the title accordingly