

1.1 ..... moves to amend H.F. No. 1355 as follows:

1.2 Page 2, after line 26, insert:

1.3 "Sec. .... Minnesota Statutes 2022, section 242.18, is amended to read:

1.4 **242.18 STUDY OF OFFENDER'S BACKGROUND; REHABILITATION.**

1.5 (a) When a person has been committed to the commissioner of corrections, the  
1.6 commissioner under rules shall forthwith cause the person to be examined and studied, and  
1.7 investigate all of the pertinent circumstances of the person's life and the antecedents of the  
1.8 crime or other delinquent conduct because of which the person has been committed to the  
1.9 commissioner, and thereupon order the treatment the commissioner determines to be most  
1.10 conducive to rehabilitation. Except as authorized in paragraph (b), persons convicted of  
1.11 crimes shall not be detained in institutions for adjudicated delinquents, nor shall delinquent  
1.12 children be detained in institutions for persons convicted of crimes. The court and the  
1.13 prosecuting and police authorities and other public officials shall make available to the  
1.14 commissioner of corrections all pertinent data in their possession in respect to the case.

1.15 (b) Upon review of safety considerations and the treatment and programming needs of  
1.16 a juvenile convicted of a crime, the commissioner may commit the juvenile to the facility  
1.17 that best meets rehabilitative needs."

1.18 Page 4, delete section 4 and insert:

1.19 "Sec. .... Minnesota Statutes 2022, section 243.58, is amended to read:

1.20 **243.58 ESCAPED INMATES; WARRANT; REWARD ISSUING WARRANT**  
1.21 **FOR ESCAPED INMATE OR CONVICTED DEFENDANT.**

1.22 If an inmate escapes from any state correctional facility under the control of the  
1.23 commissioner of corrections, the commissioner shall issue a warrant directed to any peace

2.1 officer requiring that the fugitive be taken into immediate custody and returned to any state  
 2.2 correctional facility designated by the commissioner. The commissioner may also issue  
 2.3 such a warrant when a convicted defendant fails to report postsentencing to their county  
 2.4 authority or to a state correctional facility. The chief executive officer of the facility from  
 2.5 which the escape occurred shall use all proper means to apprehend and return the escapee,  
 2.6 which may include the offer of a reward of not more than \$100 to be paid from the state  
 2.7 treasury, for information leading to the arrest and return to custody of the escapee.

2.8 Sec. .... Minnesota Statutes 2022, section 244.05, subdivision 6, is amended to read:

2.9 Subd. 6. **Intensive supervised release.** (a) The commissioner may order that an inmate  
 2.10 be placed on intensive supervised release for:

2.11 (1) all or part of the inmate's supervised release or parole term if the commissioner  
 2.12 determines that the action will further the goals described in section 244.14, subdivision 1,  
 2.13 clauses (2), (3), and (4). In addition, the commissioner may order that an inmate be placed  
 2.14 on intensive supervised release for; or

2.15 (2) all of the inmate's conditional or supervised release term if the inmate was;

2.16 (i) convicted of a sex offense under section 609.342, 609.343, 609.344, 609.345, or  
 2.17 609.3453; or

2.18 was (ii) sentenced under the provisions of section 609.3455, subdivision 3a.

2.19 (b) The commissioner shall must order that all level III predatory offenders be placed  
 2.20 on intensive supervised release for the entire supervised release, conditional release, or  
 2.21 parole term.

2.22 ~~(b)~~ (c) The commissioner may impose appropriate conditions of release on the an inmate,  
 2.23 including but not limited to:

2.24 (1) unannounced searches by an intensive supervision agent of the inmate's person,  
 2.25 vehicle, premises, computer, or other electronic devices capable of accessing the Internet  
 2.26 by an intensive supervision agent;

2.27 (2) compliance with court-ordered restitution, if any;

2.28 (3) random drug testing;

2.29 (4) house arrest;

2.30 (5) daily curfews;

2.31 (6) frequent face-to-face contacts with an assigned intensive supervision agent;

3.1 (7) work, education, or treatment requirements; and

3.2 (8) electronic surveillance.

3.3 ~~In addition, any~~ (d) A sex offender placed on intensive supervised release may be ordered  
3.4 to participate in an appropriate sex offender program as a condition of release.

3.5 (e) If electronic surveillance is directed for an inmate on intensive supervised release,  
3.6 the commissioner must require that until electronic surveillance is activated:

3.7 (1) the inmate be kept in custody; or

3.8 (2) the inmate's intensive supervision agent, or the agent's designee, directly supervise  
3.9 the inmate.

3.10 (f) Before being released from custody or the direct supervision of an intensive  
3.11 supervision agent, an inmate placed on electronic surveillance must ensure that:

3.12 (1) the inmate's residence is properly equipped to support electronic surveillance; and

3.13 (2) the inmate's telecommunications system is properly configured to support electronic  
3.14 surveillance.

3.15 (g) An inmate who fails to comply with paragraph (f) may be found in violation of the  
3.16 inmate's conditions of release after a revocation hearing.

3.17 ~~(e)~~ (h) As a condition of release for an inmate required to register under section 243.166  
3.18 who is placed on intensive supervised release under this subdivision, the commissioner shall  
3.19 prohibit the inmate from accessing, creating, or maintaining a personal web page, profile,  
3.20 account, password, or ~~user name~~ username for: (1) a social networking website, or (2) an  
3.21 instant messaging or chat room program, any of which permits persons under the age of 18  
3.22 to become a member or to create or maintain a personal web page.

3.23 (i) An intensive ~~supervised release~~ supervision agent may modify the prohibition  
3.24 described in this under paragraph (h) if ~~doing so does~~ \_\_\_\_\_

3.25 (1) the modification would not jeopardize public safety; and

3.26 (2) the modification is specifically described and agreed to in advance by the agent.

3.27 ~~(d)~~ (j) If ~~the~~ an inmate violates the conditions of ~~the~~ intensive supervised release, the  
3.28 commissioner ~~shall~~ may impose sanctions as provided in subdivision 3 and section 609.3455.

4.1 Sec. .... Minnesota Statutes 2022, section 244.05, subdivision 8, is amended to read:

4.2 Subd. 8. **Conditional medical and epidemic release.** (a) Notwithstanding subdivisions  
4.3 4 and 5, the commissioner may order that ~~any offender~~ an inmate be placed on conditional  
4.4 medical release before ~~the offender's~~ their scheduled supervised release date or target release  
4.5 date if:

4.6 (1) ~~the offender~~ inmate suffers from a grave illness or medical condition; and

4.7 (2) the release poses no threat to the public.

4.8 (b) If there is an epidemic of any potentially fatal infectious or contagious disease in the  
4.9 community or in a state correctional facility, the commissioner may also release an inmate  
4.10 to home confinement before their scheduled supervised release date or target release date  
4.11 if:

4.12 (1) the inmate has a medical condition or state of health that would make them particularly  
4.13 vulnerable to the disease; and

4.14 (2) release to home confinement poses no threat to the public.

4.15 ~~In making the decision to~~ (c) When deciding whether to release an offender on this status  
4.16 inmate according to this subdivision, the commissioner must consider:

4.17 (1) ~~the offender's~~ inmate's age and medical condition, ~~the~~ health care needs ~~of the~~  
4.18 ~~offender, the offender's~~ and custody classification and level of risk of violence;;

4.19 (2) the appropriate level of community supervision; and

4.20 (3) alternative placements that may be available for the ~~offender~~ inmate.

4.21 (d) An inmate may not be released under this ~~provision~~ subdivision unless the  
4.22 commissioner has determined that the inmate's health costs are likely to be borne by:

4.23 (1) the inmate; or

4.24 (2) medical assistance, Medicaid, veteran's benefits, or by any other federal or state  
4.25 medical assistance programs ~~or by the inmate.~~

4.26 ~~Conditional medical release is governed by provisions relating to supervised release~~  
4.27 ~~except that it may be rescinded~~ (e) The commissioner may rescind conditional medical  
4.28 release without a hearing by the commissioner if the offender's commissioner considers that  
4.29 the inmate's medical condition improves has improved to the extent that ~~the continuation~~  
4.30 ~~of the conditional medical release presents a more serious risk to the public.;~~

5.1 (1) the illness or condition is no longer grave or can be managed by correctional health  
5.2 care options; or

5.3 (2) the epidemic that precipitated release has subsided or effective vaccines or other  
5.4 treatments have become available.

5.5 (f) Release under this subdivision may also be revoked in accordance with subdivisions  
5.6 2 and 3 if the inmate violates any conditions of release imposed by the commissioner."

5.7 Renumber the sections in sequence and correct the internal references

5.8 Amend the title accordingly