

1.1 moves to amend H.F. No. 167, the first engrossment, as follows:

1.2 Page 2, after line 15, insert:

1.3 "(2) when the presumptive sentence under the Sentencing Guidelines is commitment to
1.4 the custody of the commissioner of corrections;"

1.5 Page 2, line 16, delete "(2)" and insert "(3)"

1.6 Page 2, line 20, delete "(3)" and insert "(4)"

1.7 Page 4, after line 28, insert:

1.8 "Sec. **TASK FORCE ON THE IMPOSITION OF CONDITIONS OF**
1.9 **PROBATION.**

1.10 Subdivision 1. **Establishment.** The task force on the imposition of conditions of probation
1.11 is established to collect and analyze data on the conditions of probation ordered by courts;
1.12 assess whether current practices promote public safety and equity in sentencing; and make
1.13 recommendations to the legislature.

1.14 Subd. 2. **Membership.** (a) The task force consists of the following members:

1.15 (1) two members of the house of representatives, one appointed by the speaker of the
1.16 house and one appointed by the minority leader;

1.17 (2) two members of the senate, one appointed by the majority leader and one appointed
1.18 by the minority leader;

1.19 (3) the commissioner of corrections or a designee;

1.20 (4) two district court judges of which one shall be a judge in a metropolitan county and
1.21 one shall be a judge in a county other than a metropolitan county, appointed by the chief
1.22 justice of the supreme court;

2.1 (5) the chair of the Minnesota Sentencing Guidelines Commission or a designee;

2.2 (6) the state public defender or a designee;

2.3 (7) one county attorney, appointed by the Minnesota County Attorneys Association; and

2.4 (8) one probation officer, appointed by the Minnesota Association of Community

2.5 Corrections Act Counties.

2.6 (b) As used in this section, "metropolitan county" has the meaning given Minnesota

2.7 Statutes, section 473.121, subdivision 4.

2.8 (c) Appointments must be made no later than July 30, 2021.

2.9 (d) Members shall serve without compensation.

2.10 (e) Members of the task force serve at the pleasure of the appointing authority or until

2.11 the task force expires. Vacancies shall be filled by the appointing authority consistent with

2.12 the qualifications of the vacating member required by this subdivision.

2.13 Subd. 3. **Officers; meetings.** (a) The task force shall elect a chair and vice-chair and

2.14 may elect other officers as necessary.

2.15 (b) The commissioner of corrections shall convene the first meeting of the task force no

2.16 later than August 1, 2021, and shall provide meeting space and administrative assistance

2.17 as necessary for the task force to conduct its work.

2.18 (c) The task force shall meet at least monthly or upon the call of its chair. The task force

2.19 shall meet sufficiently enough to accomplish the tasks identified in this section. Meetings

2.20 of the task force are subject to Minnesota Statutes, chapter 13D.

2.21 (d) To compile and analyze data, the task force may request the cooperation and assistance

2.22 of local law enforcement agencies, the Minnesota Sentencing Guidelines Commission, the

2.23 judicial branch, the Bureau of Criminal Apprehension, county attorneys, and Tribal

2.24 governments, academics, and others with experience and expertise in researching probation

2.25 and criminal sentences.

2.26 Subd. 4. **Duties.** (a) The task force shall, at a minimum:

2.27 (1) collect and analyze available data on conditions of probation imposed by courts;

2.28 (2) assess what factors courts consider when imposing conditions of probation;

2.29 (3) determine what data is available to show whether particular conditions of probation

2.30 are effective in promoting public safety and rehabilitation of an offender;

3.1 (4) determine whether conditions of probation are consistent across geographic and
3.2 demographic groups and, if not, how they differ;

3.3 (5) determine the most effective methods to provide a court with relevant information
3.4 to establish appropriate conditions of probation;

3.5 (6) review relevant state statutes and state and federal court decisions; and

3.6 (7) make recommendations for legislative action, if any, on laws affecting appropriate
3.7 conditions of probation.

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

3.10 Subd. 5. **Report.** On or before February 1, 2022, the task force shall submit a report to
3.11 the chairs and ranking minority members of the house of representatives and senate
3.12 committees and divisions with jurisdiction over criminal sentencing on the findings and
3.13 recommendations of the task force.

3.14 Subd. 6. **Expiration.** The task force expires the day after submitting its report under
3.15 subdivision 5.

3.16 **EFFECTIVE DATE.** This section is effective July 1, 2021.

3.17 Sec. **TASK FORCE ON THE IMPOSITION OF CONDITIONS OF PROBATION;**
3.18 **APPROPRIATION.**

3.19 \$..... in fiscal year 2022 is appropriated from the general fund to the commissioner of
3.20 corrections to provide meeting space and administrative assistance as necessary for the task
3.21 force on the imposition of conditions of probation to conduct its work."

3.22 Renumber the sections in sequence and correct the internal references

3.23 Amend the title accordingly