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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FOURTH SESSION

H. F. No. **772**

02/13/2025

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The bill was read for the first time and referred to the Committee on Public Safety Finance and Policy

- 1.1 A bill for an act
- 1.2 relating to public safety; ensuring that certain publicly funded state and local
- 1.3 institutions provide notice to United States Immigration and Customs Enforcement
- 1.4 when a suspected undocumented person is being housed in a facility under the
- 1.5 institution's control; amending Minnesota Statutes 2024, section 631.50.
- 1.6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
- 1.7 Section 1. Minnesota Statutes 2024, section 631.50, is amended to read:
- 1.8 **631.50 ALIEN INMATES OR MENTALLY ILL PERSONS; NOTICE TO UNITED**
- 1.9 **STATES IMMIGRATION OFFICERS.**
- 1.10 (a) When a person who is convicted of a felony or is found to be a person who is mentally
- 1.11 ill is committed to the Minnesota Correctional Facility-Stillwater, the Minnesota Correctional
- 1.12 Facility-St. Cloud custody of the commissioner of corrections, the a county jail, or any other
- 1.13 state or county institution which is supported, wholly or in part, by public funds, the chief
- 1.14 executive officer, sheriff, or other officer in charge of the state or county institution shall
- 1.15 at once inquire into the nationality of the person. If it appears that the person is an
- 1.16 undocumented alien, the officer shall immediately notify the United States immigration
- 1.17 officer in charge of the district in which the correctional facility, jail, or other institution is
- 1.18 located of (1) the date of the conviction and the ~~reasons for~~ crime for which the alien
- 1.19 ~~commitment~~ was convicted, (2) the length of time for which committed, (3) the country of
- 1.20 which the alien is a citizen, and (4) the date on which and the port at which the alien last
- 1.21 entered the United States.
- 1.22 (b) When a person who is found to be either a person who has a mental illness and is
- 1.23 dangerous to the public, as defined in section 253B.02, subdivision 17, or a person who

poses a risk of harm due to mental illness, as defined in section 253B.02, subdivision 17a, is committed to a state or county institution which is supported, wholly or in part, by public funds, the chief executive officer or other officer in charge of the state or county institution shall at once inquire into the nationality of the person. If it appears that the person is an undocumented alien, the officer shall immediately notify the United States immigration officer in charge of the district in which the institution is located of (1) the date of and the reasons for the alien commitment, (2) the length of time for which the alien is committed, (3) the country of which the alien is a citizen, and (4) the date on which and the port at which the alien last entered the United States.

Sec. 2. **INMATE IMMIGRATION STATUS REVIEW.**

By September 1, 2025, the commissioner of corrections, chief executive officer, sheriff, or other officer in charge of a state or county institution which is supported, wholly or in part, by public funds that houses persons serving a felony sentence shall inquire into the nationality of each person in their custody who is serving a felony sentence. If it appears that the person is an undocumented alien, the officer shall immediately notify the United States immigration officer in charge of the district in which the correctional facility, jail, or other institution is located of (1) the date of the conviction and the crime for which the alien was convicted, (2) the length of time for which the alien is committed, (3) the country of which the alien is a citizen, and (4) the date on which and the port at which the alien last entered the United States.