

HF45 - 0 - Assessment Process; Deferred Prosecution

Chief Author: **Sandra Feist**
 Committee: **Judiciary Finance And Civil Law**
 Date Completed: **1/25/2023 3:20:38 PM**
 Agency: **Supreme Court**

State Fiscal Impact	Yes	No
Expenditures		X
Fee/Departmental Earnings		X
Tax Revenue		X
Information Technology		X
Local Fiscal Impact		X

This table shows direct impact to state government only. Local government impact, if any, is discussed in the narrative. Reductions shown in the parentheses.

State Cost (Savings)	Biennium			Biennium		
	Dollars in Thousands	FY2023	FY2024	FY2025	FY2026	FY2027
Total	-	-	-	-	-	-
Biennial Total			-			-

Full Time Equivalent Positions (FTE)	Biennium			Biennium		
		FY2023	FY2024	FY2025	FY2026	FY2027
Total	-	-	-	-	-	-

LBO Analyst's Comment

I have reviewed this fiscal note for reasonableness of content and consistency with the LBO's Uniform Standards and Procedures.

LBO Signature: Karen McKey **Date:** 1/25/2023 3:20:38 PM
Phone: 651-284-6429 **Email:** karen.mckey@lbo.mn.gov

State Cost (Savings) Calculation Details

This table shows direct impact to state government only. Local government impact, if any, is discussed in the narrative. Reductions are shown in parentheses.

*Transfers In/Out and Absorbed Costs are only displayed when reported.

State Cost (Savings) = 1-2		Biennium			Biennium	
Dollars in Thousands		FY2023	FY2024	FY2025	FY2026	FY2027
	Total	-	-	-	-	-
	Biennial Total			-		-
1 - Expenditures, Absorbed Costs*, Transfers Out*						
	Total	-	-	-	-	-
	Biennial Total			-		-
2 - Revenues, Transfers In*						
	Total	-	-	-	-	-
	Biennial Total			-		-

Bill Description

HF45 amends Minn. Stat. § 609.1056 (Military Veterans; Crimes Committed Because of Conditions Resulting from Service; Discharge and Dismissal) by adding a new subdivision 1a providing that at any time before sentencing a defendant may request that the court determine whether the defendant is eligible for deferred prosecution under the statute. The bill moves the existing provisions regarding records release and court determination from subdivision 2 to subdivision 1a.

Assumptions

Because the provisions of this bill do not modify the eligibility criteria or determination process, and instead simply clarify that a defendant’s request for and the court’s determination of eligibility can be made at any time before sentencing, the bill is not anticipated to increase or decrease the amount of time judges spend on these matters.

Expenditure and/or Revenue Formula

It is not anticipated that the provisions of this bill will have a significant fiscal impact on the Judicial Branch.

Long-Term Fiscal Considerations

None

Local Fiscal Impact

None

References/Sources

Agency Contact:

Agency Fiscal Note Coordinator Signature: Janet Marshall

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Date: 1/25/2023 1:46:17 PM

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