

1.1 A bill for an act

1.2 relating to public safety; authorizing continuation of existing domestic fatality
1.3 review team and permitting all judicial districts to create domestic fatality review
1.4 teams; amending Laws 1999, chapter 216, article 2, section 27, subdivisions
1.5 1, as amended, 3c, as added, 4; repealing Laws 2002, chapter 266, section 1,
1.6 as amended.

1.7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.8 Section 1. Laws 1999, chapter 216, article 2, section 27, subdivision 1, as amended by
1.9 Laws 2000, chapter 468, section 29, is amended to read:

1.10 Subdivision 1. ~~Pilot project authorized~~ **Domestic fatality review teams; purpose.**
1.11 ~~The fourth~~ A judicial district may establish a domestic fatality review team ~~as a 30-month~~
1.12 ~~pilot project~~ to review domestic violence deaths that have occurred in the district. The
1.13 team may review cases in which prosecution has been completed or the prosecutorial
1.14 authority has decided not to pursue the case. The purpose of the review team is to
1.15 assess domestic violence deaths in order to develop recommendations for policies and
1.16 protocols for community prevention and intervention initiatives to reduce and eliminate
1.17 the incidence of domestic violence and resulting fatalities.

1.18 Sec. 2. Laws 1999, chapter 216, article 2, section 27, subdivision 3c, as added by Laws
1.19 2000, chapter 468, section 32, is amended to read:

1.20 Subd. 3c. **Immunity.** Members of the ~~fourth judicial district~~ domestic fatality
1.21 advisory board, members of the domestic fatality review team, and members of each
1.22 review panel, as well as their agents or employees, are immune from claims and are
1.23 not subject to any suits, liability, damages, or any other recourse, civil or criminal,
1.24 arising from any act, proceeding, decision, or determination undertaken or performed or

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2.1 recommendation made by the domestic fatality review team, provided they acted in good
2.2 faith and without malice in carrying out their responsibilities. Good faith is presumed until
2.3 proven otherwise and the complainant has the burden of proving malice or a lack of good
2.4 faith. No organization, institution, or person furnishing information, data, testimony,
2.5 reports, or records to the domestic fatality review team as part of an investigation is civilly
2.6 or criminally liable or subject to any other recourse for providing the information.

2.7 Sec. 3. Laws 1999, chapter 216, article 2, section 27, subdivision 4, is amended to read:

2.8 Subd. 4. **Evaluation and report.** (a) ~~The~~ Each domestic fatality review team
2.9 shall develop a system for evaluating the effectiveness of its program and shall focus on
2.10 identifiable goals and outcomes. An evaluation must include data components as well as
2.11 input from individuals involved in the review process.

2.12 (b) ~~The~~ Each domestic fatality review team shall issue ~~two~~ an annual reports report
2.13 to the legislature ~~during the pilot project, one on or before December 31, 2000, and one on~~
2.14 ~~or before December 31, 2001.~~ The ~~reports~~ report must consist of the written aggregate
2.15 recommendations of the domestic fatality review team without reference to specific cases.
2.16 ~~The December 31, 2001, report must include recommendations for legislation.~~ The ~~reports~~
2.17 report must be available upon request and distributed to the governor, attorney general,
2.18 supreme court, county board, and district court.

2.19 Sec. 4. **REPEALER.**

2.20 Laws 2002, chapter 266, section, 1 as amended by Laws 2004, chapter 290, section
2.21 38, and Laws 2006, chapter 260, article 5, section 53, is repealed.