

SENATE
STATE OF MINNESOTA
NINETY-FIRST SESSION

S.F. No. 2445

(SENATE AUTHORS: BENSON and Johnson)

DATE
03/13/2019

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OFFICIAL STATUS
Introduction and first reading
Referred to Judiciary and Public Safety Finance and Policy

- 1.1 A bill for an act
- 1.2 relating to public safety; increasing the presumptive sentences for certain
- 1.3 second-degree criminal sexual conduct crimes; amending Minnesota Statutes 2018,
- 1.4 section 609.343, subdivision 2.
- 1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
- 1.6 Section 1. Minnesota Statutes 2018, section 609.343, subdivision 2, is amended to read:
- 1.7 Subd. 2. **Penalty.** (a) Except as otherwise provided in section 609.3455; or Minnesota
- 1.8 Statutes 2004, section 609.109, a person convicted under subdivision 1 may be sentenced
- 1.9 to imprisonment for not more than 25 years or to a payment of a fine of not more than
- 1.10 \$35,000, or both.
- 1.11 (b) Unless a longer mandatory minimum sentence is otherwise required by law or the
- 1.12 Sentencing Guidelines provide for a longer presumptive executed sentence, the court shall
- 1.13 presume that an executed sentence of 90 months must be imposed on an offender convicted
- 1.14 of violating ~~subdivision 1, clause (e), (d), (e), (f), or (h)~~ this section. Sentencing a person
- 1.15 in a manner other than that described in this paragraph is a departure from the Sentencing
- 1.16 Guidelines.
- 1.17 (c) A person convicted under this section is also subject to conditional release under
- 1.18 section 609.3455.
- 1.19 **EFFECTIVE DATE.** This section is effective August 1, 2019, and applies to crimes
- 1.20 committed on or after that date.