

**SENATE
STATE OF MINNESOTA
NINETY-THIRD SESSION**

S.F. No. 2495

(SENATE AUTHORS: OUMOU VERBETEN, Boldon, Pappas and Mohamed)

DATE	D-PG	OFFICIAL STATUS
03/02/2023	1286	Introduction and first reading Referred to Judiciary and Public Safety
03/22/2023	2133	Comm report: To pass
	2199	Second reading
	11498	Rule 47, returned to Judiciary and Public Safety
03/14/2024		Comm report: To pass as amended Second reading

1.1 A bill for an act

1.2 relating to judiciary; prohibiting admission in judicial proceeding of certain

1.3 custodial statements; proposing coding for new law in Minnesota Statutes, chapter

1.4 634.

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

1.6 Section 1. 634.025 **CONFESSION; INADMISSIBLE WHEN DECEPTION IS**

1.7 **USED.**

1.8 (a) Any admission, confession, or statement, whether written or oral, made by any person

1.9 during a custodial interrogation by a law enforcement agency official, juvenile court official,

1.10 or their agent, is presumed involuntarily made and inadmissible in any proceeding if, during

1.11 the interrogation, a law enforcement agency official or juvenile court official or their agent

1.12 knowingly:

1.13 (1) communicated false facts about the existence or nature of evidence to the extent such

1.14 evidence would be material to assessing any suspected or alleged criminal conduct on behalf

1.15 of the individual being interrogated; or

1.16 (2) communicated unauthorized statements regarding leniency.

1.17 (b) The presumption that any such admission, confession, or statement is involuntarily

1.18 made and inadmissible may be overcome if the state proves by a preponderance of the

1.19 evidence that the admission, confession, or statement was voluntary, reliable, and not induced

1.20 by any act described in paragraph (a).

1.21 **EFFECTIVE DATE.** This section is effective January 1, 2025, and applies to admission,

1.22 confession, or statement, whether written or oral, made on or after that date.