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State of Minnesota
HOUSE OF REPRESENTATIVES

**EIGHTY-SIXTH
SESSION**

HOUSE FILE No. 3333

March 4, 2010

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

March 17, 2010

Committee Recommendation and Adoption of Report:

To Pass and re-referred to the Committee on Finance

1.1 A bill for an act
1.2 relating to public safety; increasing the criminal penalty for assaulting a
1.3 vulnerable adult; providing criminal penalties; amending Minnesota Statutes
1.4 2008, sections 609.2231, by adding a subdivision; 609.224, subdivision 2.

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

1.6 Section 1. Minnesota Statutes 2008, section 609.2231, is amended by adding a
1.7 subdivision to read:

1.8 Subd. 8. **Vulnerable adults.** (a) As used in this subdivision, "vulnerable adult" has
1.9 the meaning given in section 609.232, subdivision 11.

1.10 (b) Whoever assaults and inflicts demonstrable bodily harm on a vulnerable adult,
1.11 knowing or having reason to know that the person is a vulnerable adult, is guilty of a
1.12 gross misdemeanor.

1.13 **EFFECTIVE DATE.** This section is effective August 1, 2010, and applies to crimes
1.14 committed on or after that date.

1.15 Sec. 2. Minnesota Statutes 2008, section 609.224, subdivision 2, is amended to read:

1.16 Subd. 2. **Gross misdemeanor.** (a) Whoever violates the provisions of subdivision 1
1.17 against the same victim within ten years of a previous qualified domestic violence-related
1.18 offense conviction or adjudication of delinquency is guilty of a gross misdemeanor and
1.19 may be sentenced to imprisonment for not more than one year or to payment of a fine of
1.20 not more than \$3,000, or both.

1.21 (b) Whoever violates the provisions of subdivision 1 within three years of a previous
1.22 qualified domestic violence-related offense conviction or adjudication of delinquency is

2.1 guilty of a gross misdemeanor and may be sentenced to imprisonment for not more than
2.2 one year or to payment of a fine of not more than \$3,000, or both.

2.3 ~~(c) A caregiver, as defined in section 609.232, who is an individual and who violates~~
2.4 ~~the provisions of subdivision 1 against a vulnerable adult, as defined in section 609.232, is~~
2.5 ~~guilty of a gross misdemeanor and may be sentenced to imprisonment for not more than~~
2.6 ~~one year or to payment of a fine of not more than \$3,000, or both.~~

2.7 **EFFECTIVE DATE.** This section is effective August 1, 2010, and applies to crimes
2.8 committed on or after that date.