

SENATE
STATE OF MINNESOTA
SPECIAL SESSION

S.F. No. 1

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DATE	D-PG	OFFICIAL STATUS
06/12/2020	8	Introduction and first reading
	8	By Motion, Laid on Table
06/15/2020	40	Taken from table
	40	Second reading
		Laid on table
06/16/2020		Taken from table
		Special Order: Amended
		Laid on table
		Taken from table
		Amended
		Third reading Passed

- 1.1 A bill for an act
- 1.2 relating to public safety; modifying membership of the Peace Officer Standards
- 1.3 and Training Board; providing for crisis intervention, mental illness crisis, and
- 1.4 autism training; modifying a past appropriation to the Peace Officer Standards and
- 1.5 Training Board; appropriating money; amending Minnesota Statutes 2018, sections
- 1.6 626.841; 626.8469; Laws 2019, First Special Session chapter 5, article 1, section
- 1.7 13, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter
- 1.8 626.
- 1.9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
- 1.10 Section 1. Minnesota Statutes 2018, section 626.841, is amended to read:
- 1.11 **626.841 BOARD; MEMBERS.**
- 1.12 The Board of Peace Officer Standards and Training shall be composed of the following
- 1.13 ~~15~~ 17 members:
- 1.14 (1) two members to be appointed by the governor from among the county sheriffs in
- 1.15 Minnesota;
- 1.16 (2) four members to be appointed by the governor from among peace officers in
- 1.17 Minnesota municipalities, at least two of whom shall be chiefs of police;
- 1.18 (3) two members to be appointed by the governor from among peace officers, at least
- 1.19 one of whom shall be a member of the Minnesota State Patrol Association;
- 1.20 (4) the superintendent of the Minnesota Bureau of Criminal Apprehension or a designee;
- 1.21 (5) two members appointed by the governor from among peace officers, or former peace
- 1.22 officers, who are currently employed on a full-time basis in a professional peace officer
- 1.23 education program;

2.1 (6) two members to be appointed by the governor, one member to be appointed from
 2.2 among administrators of Minnesota colleges or universities that offer professional peace
 2.3 officer education, and one member to be appointed from among the elected city officials in
 2.4 statutory or home rule charter cities of under 5,000 population outside the metropolitan
 2.5 area, as defined in section 473.121, subdivision 2; and

2.6 (7) ~~two~~ four members appointed by the governor from among the general public.

2.7 A chair shall be appointed by the governor from among the members. In making
 2.8 appointments the governor shall strive to achieve representation from among the geographic
 2.9 areas of the state.

2.10 Sec. 2. Minnesota Statutes 2018, section 626.8469, is amended to read:

2.11 **626.8469 TRAINING IN CRISIS RESPONSE, CONFLICT MANAGEMENT,**
 2.12 **AND CULTURAL DIVERSITY.**

2.13 Subdivision 1. **In-service training required.** Beginning July 1, 2018, the chief law
 2.14 enforcement officer of every state and local law enforcement agency shall provide in-service
 2.15 training in crisis intervention and mental illness crises; conflict management and mediation;
 2.16 and recognizing and valuing community diversity and cultural differences to include implicit
 2.17 bias training to every peace officer and part-time peace officer employed by the agency.
 2.18 The training shall comply with learning objectives developed and approved by the board
 2.19 and shall meet board requirements for board-approved continuing education credit. Crisis
 2.20 intervention and mental illness crisis training shall meet the standards in subdivision 1a.
 2.21 The training shall consist of at least 16 continuing education credits within an officer's
 2.22 three-year licensing cycle. Each peace officer with a license renewal date after June 30,
 2.23 2018, is not required to complete this training until the officer's next full three-year licensing
 2.24 cycle.

2.25 Subd. 1a. **Crisis intervention and mental illness crisis training.** (a) The board, in
 2.26 consultation with the commissioner of human services and mental health stakeholders, shall
 2.27 create a list of approved entities and training courses to instruct peace officers in techniques
 2.28 for responding to a mental illness crisis. A course must include scenario-based instruction
 2.29 and cover most of the following issues:

2.30 (1) techniques for relating to individuals with mental illnesses and the individuals'
 2.31 families;

2.32 (2) techniques for crisis de-escalation;

3.1 (3) techniques for relating to diverse communities and education on mental illness
 3.2 diversity;

3.3 (4) mental illnesses and the criminal justice system;

3.4 (5) community resources and supports for individuals experiencing a mental illness crisis
 3.5 and for the individuals' families;

3.6 (6) psychotropic medications and the medications' side effects;

3.7 (7) co-occurring mental illnesses and substance use disorders;

3.8 (8) suicide prevention;

3.9 (9) mental illnesses and disorders and the symptoms; and

3.10 (10) autism spectrum disorder.

3.11 (b) A course must also include training on children and families of individuals with
 3.12 mental illnesses to enable officers to respond appropriately to others who are present during
 3.13 a mental illness crisis. The board shall update the list of approved entities and training
 3.14 courses periodically as it considers appropriate.

3.15 Subd. 2. **Record keeping required.** The head of every local and state law enforcement
 3.16 agency shall maintain written records of the agency's compliance with the requirements of
 3.17 ~~subdivision 1.~~ subdivisions 1 and 1a. The documentation is ~~subject to periodic review by~~
 3.18 ~~the board, and shall be made available~~ submitted to the board at its request. The board shall
 3.19 include in the compliance reviews required in section 626.8459 an evaluation of the
 3.20 effectiveness of in-service crisis intervention and mental illness crisis training in reducing
 3.21 officer use of force and diverting people experiencing a mental illness crisis from arrest.

3.22 Subd. 3. **Licensing sanctions; injunctive relief.** The board may impose licensing
 3.23 sanctions and seek injunctive relief under section 214.11 for failure to comply with the
 3.24 requirements of this section.

3.25 Sec. 3. **[626.8474] AUTISM TRAINING.**

3.26 Subdivision 1. Learning objectives required. (a) By January 1, 2021, the board shall
 3.27 prepare learning objectives for preservice and training on ensuring safer interactions between
 3.28 peace officers and persons with autism. At a minimum, the objectives must address the
 3.29 following:

3.30 (1) autism overview and behavioral understanding;

3.31 (2) best practices for interventions and de-escalation strategies;

4.1 (3) prevention and crisis reduction models; and

4.2 (4) objective review of tools and technology available.

4.3 (b) In developing the learning objectives, the board shall consult with, at a minimum:

4.4 (1) individuals with autism;

4.5 (2) family members of individuals with autism;

4.6 (3) autism experts; and

4.7 (4) peace officers.

4.8 Subd. 2. **Preservice training required.** (a) The learning objectives developed pursuant
4.9 to subdivision 1 must be included in the required curriculum of professional peace officer
4.10 educational programs.

4.11 (b) A person is not eligible to take the peace officer licensing examination after July 1,
4.12 2021, unless the individual has received the training described in paragraph (a).

4.13 Subd. 3. **Training required.** Beginning July 1, 2021, the chief law enforcement officer
4.14 of every state and local law enforcement agency shall provide autism training to every peace
4.15 officer and part-time peace officer employed by the agency. The training must comply with
4.16 the learning objectives developed and approved by the board and must meet board
4.17 requirements for board-approved continuing education credit. The training must consist of
4.18 at least four continuing education credits within an officer's three-year licensing cycle. Each
4.19 peace officer with a license renewal date after June 30, 2021, is not required to complete
4.20 this training until the officer's next full three-year licensing cycle.

4.21 Subd. 4. **Record keeping required.** The head of every local and state law enforcement
4.22 agency shall maintain written records of the agency's compliance with the requirements of
4.23 subdivision 3. The documentation is subject to periodic review by the board, and must be
4.24 made available to the board at its request.

4.25 Subd. 5. **Licensing sanctions; injunctive relief.** The board may impose licensing
4.26 sanctions and seek injunctive relief under section 214.11 for failure to comply with the
4.27 requirements of this section.

5.1 Sec. 4. Laws 2019, First Special Session chapter 5, article 1, section 13, subdivision 4, is
5.2 amended to read:

5.3 **Subd. 4. Peace Officer Training Assistance**

5.4 \$6,000,000 each year in fiscal year 2020 and
5.5 \$5,400,000 in fiscal year 2021 is to support
5.6 and strengthen law enforcement training and
5.7 implement best practices. The base for this
5.8 ~~activity is \$0 in fiscal year 2022 and thereafter.~~
5.9 activity is \$5,600,000 in fiscal year 2022 and
5.10 thereafter.

5.11 **Sec. 5. APPROPRIATION; PEACE OFFICER CRISIS INTERVENTION AND**
5.12 **MENTAL ILLNESS CRISIS TRAINING.**

5.13 \$200,000 in fiscal year 2021 is appropriated from the general fund to the Peace Officer
5.14 Standards and Training (POST) Board to reimburse law enforcement agency crisis
5.15 intervention and mental illness crisis training expenses for training that is provided by
5.16 approved entities according to Minnesota Statutes, section 626.8469, subdivision 1a.

5.17 **Sec. 6. APPROPRIATION; POLICE AND MENTAL HEALTH CRISIS TEAM**
5.18 **COLLABORATION.**

5.19 \$200,000 in fiscal year 2021 is appropriated from the general fund to the Peace Officer
5.20 Standards and Training (POST) Board to administer two pilot projects, one in the
5.21 seven-county metropolitan area and one outside the seven-county metropolitan area, to
5.22 create collaborations between county mobile crisis mental health services described in
5.23 Minnesota Statutes, section 245.469, and municipal law enforcement agencies. This is a
5.24 onetime appropriation. The appropriation shall be used to purchase tablets and video
5.25 conferencing telehealth services to allow peace officers to connect quickly with members
5.26 of the mobile crisis mental health team to assist individuals in crisis. No later than September
5.27 1, 2021, law enforcement agencies awarded grants shall provide a written report to the board
5.28 describing the expenditure of funds and evaluating the effectiveness of the project in diverting
5.29 people experiencing a mental illness crisis from arrest. The board shall submit a written
5.30 report compiling the law enforcement agency reports and evaluating the program to the
5.31 chairs and ranking minority members of the house of representatives and senate committees
5.32 with jurisdiction over public safety by January 1, 2022.

6.1 Sec. 7. APPROPRIATION.

6.2 \$200,000 is appropriated from the general fund to the Peace Officer Standards and

6.3 Training (POST) Board for the fiscal year ending June 30, 2021, to implement section 3.