

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

S.F. No. 2573

(SENATE AUTHORS: GAZELKA)

DATE
01/31/2022

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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; establishing the crime of carjacking; imposing criminal
1.3 penalties; proposing coding for new law in Minnesota Statutes, chapter 609.

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

1.5 Section 1. **609.2456** CARJACKING.

1.6 Subdivision 1. **Crime described.** A person who commits simple robbery as described
1.7 in section 609.24, or aggravated robbery as described in section 609.245, where the personal
1.8 property taken is a motor vehicle as defined in section 609.487, subdivision 2a, is guilty of
1.9 carjacking and may be punished as provided in subdivision 2.

1.10 Subd. 2. **Penalties.** (a) A person who violates subdivision 1 through the commission of
1.11 simple robbery as described in section 609.24 may be sentenced to imprisonment for not
1.12 more than 15 years or to payment of a fine of not more than \$30,000, or both.

1.13 (b) A person who violates subdivision 1 through the commission of aggravated robbery
1.14 as described in section 609.245, subdivision 2, may be sentenced to imprisonment for not
1.15 more than 20 years or to payment of a fine of not more than \$35,000, or both.

1.16 (c) A person who violates subdivision 1 through the commission of aggravated robbery
1.17 as described in section 609.245, subdivision 1, may be sentenced to imprisonment for not
1.18 more than 25 years or to payment of a fine of not more than \$40,000, or both.

1.19 Subd. 3. **Mandatory minimum sentences.** (a) A person convicted of carjacking shall
1.20 be committed to the custody of the commissioner of corrections for not less than:

1.21 (1) two years, nor more than 15 years, for a violation of subdivision 2, paragraph (a);

2.1 (2) four years, nor more than 20 years, for a violation of subdivision 2, paragraph (b);

2.2 or

2.3 (3) six years, nor more than 25 years, for a violation of subdivision 2, paragraph (c).

2.4 (b) Notwithstanding the provisions of sections 241.26, 242.19, 243.05, 244.04, 609.12,

2.5 and 609.135, a defendant convicted and sentenced as required by this subdivision is not

2.6 eligible for probation, parole, discharge, work release, or supervised release until that person

2.7 has served the full term of imprisonment as provided by law. Notwithstanding section

2.8 609.135, the court may not stay the imposition or execution of this sentence.

2.9 **EFFECTIVE DATE.** This section is effective August 1, 2022, and applies to crimes

2.10 committed on or after that date.