

CITY OF MINNEAPOLIS

Legislative Overview: Public Safety and Criminal Justice Legislation in 2015/2016 Session

2015/2016 Session Legislation

Proposals generally statewide.

Issue areas covered:

- Police Training and Procedures
- Citizen Oversight Councils
- Racial Impact Statement Process
- Independent Prosecutor

Police Training and Procedures

SF 433/HF 615 (Sen. Champion/Rep. Dehn)

- Requires peace officers complete in-service bias training every three years.

SF 864/HF 900 (Sen. Hawj/Rep. Sheldon Johnson)

- Requires that the initial instruction for deadly force and firearms training include the use of crisis de-escalation techniques to avoid the use of force.
- State funds are appropriated.
- Training provider must have a demonstrated understanding of policing in culturally and diverse communities.

Police Training and Procedures

SF 3133/HF 2559 (Sen. Champion/Rep. Mullery)

- Applies to Minneapolis and St. Paul.
- Requires training in the use of crisis de-escalation techniques and no lethal force including hand-to-hand combat.
- Appropriates state funding for the training.

Police Training and Procedures

SF 3579 (Sen. Dibble)

- Requires the Board of Peace Officer Standards and Training (POST) to develop a procedural justice model policy to govern interactions between peace officers and community members.
- Policy at a minimum directs officers to:
 - Obtain consent before conducting searches of individuals in the absence of a search warrant or probable cause.
 - Obtain written consent for the search.
 - Identify themselves, when applicable, to all individuals stopped.
 - State the reason for the stop or search.
 - Report relevant information-gender, race, ethnicity and approximate age.
 - Model policy to be a base for the adoption of local policies.

Police Training and Procedures

SF 3579 also requires the POST Board to:

- Adopt learning objectives for procedural justice and community action skills.
- Include learning objectives in the curriculum for professional peace officer training programs.
- Make available learning objectives for pre-service and in-service training.
- Require completion of learning objectives to take the peace officer licensing exam or part-time police officer training.

Police Training and Procedures

Learning objectives must address:

- Community policing and problem solving skills.
- Interpersonal and communication skills.
- Bias awareness - implicit and explicit bias.
- Scenario-based situational decisional making skills.
- Crisis intervention and de-escalation skills.
- Procedural justice and impartial policing skills.
- Trauma and victim service skills.
- Mental health skills.

Police Training and Procedures

- Use of Analytical research and technology.
- Language and cultural responsiveness.

SF 3579 requests appropriation for peace officer counseling services and an increase in the state reimbursement for soft body armor.



Local Citizen Oversight Councils

- Requires local government that oversees a law enforcement agency to establish a citizen oversight council.
- Council membership must reflect the community including minority and youth members.
- Membership must be weighted toward citizen members.
- Council's purpose is to encourage and provide community participation in the operation of the law enforcement agency.

Local Citizen Oversight Councils

- Council may assess and recommend actions related to the law enforcement's operations.
- Council may evaluate the performance of the agency and its chief law enforcement.
- Council may recommend to extend the chief's term or comment on the hiring of a successor when a vacancy occurs.
- Council must prepare and release an annual report.
- Council may investigate allegations of peace officer misconduct. Subject to other applicable laws, may subpoena or compel documents.

Local Citizen Oversight Councils

- Chief law enforcement officer is to cooperate with the council. Chief officer is not required to agree with Council recommendations.
- If a Council recommendation is not implemented, the chief officer shall inform the Council of the decision and the reasons for it.



Racial Impact Statement

SF 769/HF 1610 (Sen. Champion/Rep. Moran)

- Amends Chapter 3 – legislature.
- Requires the Sentencing Guideline Commission to screen legislation that could affect the racial composition of the criminal offender population.
- If Commission finds no impact then an explanatory statement must be attached to the legislation.
- If there is an impact a racial impact statement must be completed. Impact of legislation must be quantified.

Independent Prosecutor

SF 3518/HF 3959 (Sen. Dibble/Rep. Davnie)

- Establishes a Board of Special Prosecution.
- Empowered to prosecute officer involved incident.
- Involved incident – use of force while on duty, or off duty but performing peace officer duties that results in great bodily harm or death of another.
- If after investigation, a prosecution is warranted the prosecutor can commence criminal action by complaint and not indictment.