

1.1 A bill for an act

1.2 relating to corrections; authorizing independently licensed mental health care
1.3 professionals to deliver service to inmates; amending Minnesota Statutes 2006,
1.4 section 241.69, subdivisions 3, 4.

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

1.6 Section 1. Minnesota Statutes 2006, section 241.69, subdivision 3, is amended to read:

1.7 Subd. 3. **Transfer.** If the licensed mental health professional finds the person to be a
1.8 person who is mentally ill and in need of short-term care, the ~~examining~~ licensed mental
1.9 health care professional may recommend transfer by the commissioner of corrections to
1.10 the mental health unit established pursuant to subdivision 1.

1.11 Sec. 2. Minnesota Statutes 2006, section 241.69, subdivision 4, is amended to read:

1.12 Subd. 4. **Commitment.** If the ~~examining~~ licensed mental health care professional or
1.13 licensed mental health professional finds the person to be a person who is mentally ill and
1.14 in need of long-term care in a hospital, or if an inmate transferred pursuant to subdivision
1.15 3 refuses to voluntarily participate in the treatment program at the mental health unit, the
1.16 director of psychological services of the institution or the mental health professional shall
1.17 initiate proceedings for judicial commitment as provided in section 253B.07. Upon the
1.18 recommendation of the licensed mental health professional and upon completion of the
1.19 hearing and consideration of the record, the court may commit the person to the mental
1.20 health unit established in subdivision 1 or to another hospital. A person confined in a state
1.21 correctional institution for adults who has been adjudicated to be a person who is mentally
1.22 ill and in need of treatment may be committed to the commissioner of corrections and
1.23 placed in the mental health unit established in subdivision 1.