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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-SECOND SESSION

H. F. No. 290

01/25/2021 Authored by Edelson

The bill was read for the first time and referred to the Committee on Public Safety and Criminal Justice Reform Finance and Policy

1.1 A bill for an act  
1.2 relating to crime; clarifying felony drive-by shooting; amending Minnesota Statutes  
1.3 2020, section 609.66, subdivision 1e.

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

1.5 Section 1. Minnesota Statutes 2020, section 609.66, subdivision 1e, is amended to read:

1.6 Subd. 1e. **Felony; drive-by shooting.** (a) ~~Whoever,~~ A person is guilty of a felony who,  
1.7 while in or having just exited from a motor vehicle, recklessly discharges a firearm at or  
1.8 toward ~~another:~~

1.9 (1) an unoccupied motor vehicle or a building is guilty of a felony and may be sentenced  
1.10 to imprisonment for not more than three years or to payment of a fine of not more than  
1.11 \$6,000, or both;

1.12 (2) a motor vehicle or building that was occupied; or

1.13 (3) another person.

1.14 (b) ~~Any person who violates this subdivision by firing at or toward a person, or an~~  
1.15 ~~occupied building or motor vehicle, may be sentenced~~ A person convicted under paragraph  
1.16 (a), clause (1), may be sentenced to imprisonment for not more than three years or to payment  
1.17 of a fine of not more than \$6,000, or both. A person convicted under paragraph (a), clause  
1.18 (2) or (3), may be sentenced to imprisonment for not more than ten years or to payment of  
1.19 a fine of not more than \$20,000, or both.

1.20 (c) For purposes of this subdivision, "motor vehicle" has the meaning given in section  
1.21 609.52, subdivision 1, and "building" has the meaning given in section 609.581, subdivision  
1.22 2.

- 2.1 **EFFECTIVE DATE.** This section is effective August 1, 2021, and applies to crimes
- 2.2 committed on or after that date.