

1.1 Senator moves to amend the delete-everything amendment (SCS2909A-2)
1.2 to S.F. No. 2909 as follows:

1.3 Page 94, after line 7, insert:

1.4 "Sec. 3. [241.252] ACCESS TO COMMUNICATION SERVICES FOR
1.5 INCARCERATED PERSONS.

1.6 Subdivision 1. Communication services provided. (a) A state adult or juvenile facility
1.7 under the control of the commissioner of corrections must provide incarcerated persons
1.8 with voice communication service. A facility may supplement voice communication service
1.9 with other communication services including but not limited to video communication, email,
1.10 and electronic messaging.

1.11 (b) Voice communication service or any other communication services that are provided
1.12 must be provided at no cost to the individual initiating the communication and the individual
1.13 receiving it.

1.14 (c) As permitted by facility resources, voice communication services must be available
1.15 except:

1.16 (1) during routine facility procedures;

1.17 (2) while an incarcerated person is participating in programming; or

1.18 (3) if the incarcerated person is subject to:

1.19 (i) facility disciplinary procedures related to phone access; or

1.20 (ii) any other facility policy, procedure, or situation that would prohibit the facility from
1.21 complying with this section.

1.22 (d) Nothing in this section requires a facility to provide an incarcerated person with a
1.23 mobile phone or other electronic device.

1.24 Subd. 2. Communication services restricted. Nothing in this section entitles an
1.25 incarcerated person to use phone calls or communication services to violate an active order
1.26 for protection, harassment restraining order, or other no-contact order or directive.

1.27 Subd. 3. State revenue prohibited. A state agency may not receive revenue from
1.28 providing voice communication service or any other communication services to an
1.29 incarcerated person confined in a state adult or juvenile facility under the control of the
1.30 commissioner of corrections.

2.1 Subd. 4. **In-person visitation required.** A facility may not use communication services
2.2 to replace the facility's in-person visitation program.

2.3 Subd. 5. **Commissioner of corrections; duty.** The commissioner of corrections must
2.4 develop a written policy for administering this section for state adult or juvenile facilities
2.5 under the commissioner's control."

2.6 Renumber the sections in sequence and correct the internal references

2.7 Amend the title accordingly