

**Senator Latz from the Committee on Judiciary and Public Safety, to which was re-referred**

**S.F. No. 2597:** A bill for an act relating to judiciary; amending the standard for a petition for postconviction relief based on newly discovered evidence; amending Minnesota Statutes 2022, section 590.01, subdivision 4.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 16, delete "the factual predicate for" and insert "facts necessary to sustain" and after "more" insert "legally cognizable" and after "for" insert "postconviction"

Page 2, line 10, delete "2023" and insert "2024"

Page 2, after line 10, insert:

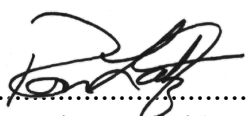
"Sec. 2. Minnesota Statutes 2022, section 590.03, is amended to read:

**590.03 PLEADINGS AND PRACTICE AFTER FILING A POSTCONVICTION PETITION.**

Within ~~20~~ 45 days after the filing of the petition pursuant to section 590.01 or within such time as the judge to whom the matter has been assigned may fix, the county attorney, or the attorney general, on behalf of the state, shall respond to the petition by answer or motion which shall be filed with the court administrator of district court and served on the petitioner if unrepresented or on the petitioner's attorney. No further pleadings are necessary except as the court may order. The court may at any time prior to its decision on the merits permit a withdrawal of the petition, may permit amendments thereto, and to the answer. The court shall liberally construe the petition and any amendments thereto and shall look to the substance thereof and waive any irregularities or defects in form."

Amend the title accordingly

And when so amended the bill do pass. Amendments adopted. Report adopted.

  
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(Committee Chair)

March 13, 2024.....  
(Date of Committee recommendation)