

STATEMENT OF NEED AND REASONABLENESS

FOR

THE COMMUNITY CORRECTIONS ACT

June 3, 1983

STATEMENT OF NEED AND REASONABLENESS FORWARD

History and Background

Minnesota's Community Corrections Act, enacted in 1973, gives the Commissioner of Corrections authority to make subsidy grants to counties electing to provide a wide range of local correctional services.

Since the development of the Community Corrections Act, the Minnesota Association of Community Corrections Act Counties has worked closely with the Minnesota Department of Corrections in the adaptation and revision of 11 MCAR § 2.001. In the recent proposed changes in the proposed rules, the Minnesota Association of Community Corrections Act Counties has been very helpful and in agreement with the proposed changes.

STATEMENT OF NEED AND REASONABLENESS

11 MCAR § 2.001 INTRODUCTION

- rationale: A. updates and more clearly defines the statutory provision to promulgate rules.
- rationale: B. clarify language. The Act is past the implementation stage and into the operational stage.
- rationale: C. is needed to clarify vague language.

11 MCAR § 2.002 DEFINITIONS

- rationale: A.2. is needed to clarify language concerning a community corrections system which has the involvement of more than one county.
- rationale: A.6. is needed to include a new title of community supervision for offenders sentenced under the Minnesota Sentencing Guidelines law. There is a further word added to differentiate training programs from residential programs.
- rationale: A.7. is needed for further definition.

STATEMENT OF NEED AND REASONABLENESS

11 MCAR § 2.004 DEVELOPMENT OF A COMPREHENSIVE PLAN

rationale: A. needed to clarify language.

rationale: B. needed to clearly state an operational format for use by participating counties and the Minnesota Department of Corrections. Both the Department of Corrections and the Minnesota Association of Community Corrections Act Counties recommend this inclusion.

11 MCAR § 2.005 CHANGES IN COMPREHENSIVE PLAN AND BUDGET

rationale: 1. is needed to revise the process by which changes are made in the comprehensive plan and budget. This revision has been approved by the Department of Corrections and the Minnesota Association of Community Corrections Act Counties.

11 MCAR § 2.006 INFORMATION SYSTEMS AND EVALUATION

rationale: A. is needed as the information systems are presently operational in the corrections systems and such a detailed description is no longer necessary.

rationale: B. is needed as each community corrections system has developed and implemented their evaluation/research designs.

rationale: C. is needed as both the Department of Corrections and the Minnesota Association of Community Corrections Act Counties have agreed to eliminate a specific percentage of subsidy funds presently required for information systems and evaluation.

STATEMENT OF NEED AND REASONABLENESS

11 MCAR § 2.007 TRAINING/EDUCATION

rationale: B. is needed as the Department of Corrections and the Minnesota Association of Community Corrections Act Counties have agreed that a smaller percentage of subsidy funds for this unit of service is more realistic. Other proposed changes in this section are to clarify language.

11 MCAR § 2.008 FISCAL MANAGEMENT

rationale: is needed as some additional language adds to the clarity of this section.

11 MCAR § 2.009 COUNTY ASSUMPTION OF STATE PROBATION AND PAROLE / SUPERVISED RELEASE

rationale: is needed as under the Minnesota Sentencing Guidelines law a new category of supervision of offenders was begun.

11 MCAR § 2.011 PROGRAM RELEVANCE TO CORRECTIONAL OBJECTIVES

rationale: is needed as the correctional objectives are more clearly described in each community corrections system's comprehensive plan than stated in such general terms in § 2.011.

11 MCAR § 2.012 LOCAL PROGRAMS AND SERVICES

rationale: A. is needed to clear up language and to avoid potential misinterpretation in the future.