



June 12, 2024

Senate Judiciary and Public Safety Finance and Policy Committee

Senator Ron Latz, Chair
3105 Minnesota Senate Building
Saint Paul, MN 55155

Senator Warren Limmer, Minority Lead
2221 Minnesota Senate Building
Saint Paul, MN 55155

House Public Safety and Criminal Justice Reform Finance and Policy Division Committee

Representative Kelly Moller, Chair
509 State Office Building
Saint Paul, MN 55155

Representative Paul Novotny, Minority Lead
301 Rev. Dr. Martin Luther King, Jr. Blvd
Saint Paul, Mn 55155

Commissioner of Corrections

Commissioner Paul Schnell
1450 Energy Park Drive, Suite 200
Saint Paul, MN 55108

Re: Submission of Community Supervision Advisory Committee Report on Supervision Fees, as Required by Minn. Stat. § 401.17, subd. 3(c)

Minn. Stat. § 244.18 authorizes community corrections agencies in Minnesota to establish and collect correctional fees to defray the costs of providing correctional services. Currently, correctional fees are defined to include community service work placement and supervision; restitution collection; supervision; court-ordered investigations; any other court-ordered service; post-prison supervision or other form of release; and supervision or other probation-related services. The laws regarding correctional fees were amended in 2023 to update the definition of correctional fees such that starting in 2027, correctional fees will be defined to include “corrections services, including but not limited to drug testing, electronic home monitoring, treatment, and programming.”

Minn. Stat. § 401.17, subd. 3(c) requires that the Community Supervision Advisory Committee submit, by June 30, 2024, a one-time report on supervision fees to the Commissioner of Corrections and the chairs and ranking minority members of the legislative committees with jurisdiction over corrections policy and finance. There was no specific direction included in the statute as to the form and content of the report except that the committee was directed to collect data on supervision fees and include the data in the report.

The Community Supervision Advisory Committee discussed the requirement to submit a report on supervision fees at its meeting on January 19, 2024. It was unclear whether CSAC was requested only to report on supervision fees or all correctional fees. Most counties establish a correctional

fee schedule so that the fees imposed for various services are transparent and uniform. As an example, in Anoka County, the correctional fee schedule includes a fee for being on probation supervision (\$145 to \$340, depending on offense level), for participating in work release (\$23/day), as well as fees for drug testing (\$90 per case), electronic monitoring (\$18/day), and cognitive skills programming (\$120).¹ The term “supervision fees” likely only applies to the fee for being on probation supervision. But while most counties can report the aggregate totals of all correctional fees imposed and collected, many counties are not able to disaggregate the totals in order to provide data by fee category. Moreover, it was noted that the Legislature directed community supervision agencies to develop a plan for sunseting supervision fees by August of 2027, that many agencies are working to phase out their use, and that some have already. Therefore, the Committee determined that this report would include the aggregate total of correctional fees collected and imposed in calendar year 2022 and would generally describe the range of services for which those fees are utilized.

Table 1 shows the aggregate statewide total of correctional fees imposed and collected in 2022. It should be noted that individuals often make payments over time to satisfy the financial obligations that flow from a criminal conviction (including fines, fees, and restitution). Therefore, the fees imposed in 2022 may not have been collected until a subsequent year. And the fees collected in 2022 may have been for correctional fees imposed in years prior to 2022. In 2022, nearly \$13.8 million in correctional fees were imposed statewide while about \$6.4 million was collected.

Table 1. Aggregate Supervision Fees Imposed and Collected in 2022

Delivery System	2022 Fees Imposed	2022 Fees Collected
CCA (36 counties)	\$8,207,494	\$4,429,799
CPO (21 counties)	\$3,574,914	\$1,213,324
DOC (51 counties)	\$1,996,948	\$ 809,299
Total	\$13,779,356	\$6,452,421

Community corrections agencies that provide services within the CCA and CPO delivery systems utilize correctional fees for a variety of purposes, including:

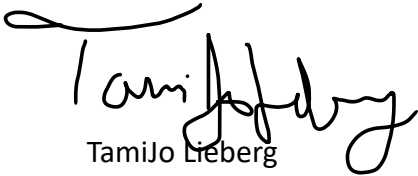
- Providing cognitive behavioral programming;
- Drug testing;
- Electronic home monitoring;
- Purchasing equipment (safety, technology);
- Providing innovative programming (program for youth, juvenile restitution grant);
- Offsetting the county levy;
- Staffing; and
- Training and travel.

¹ Anoka County Community Corrections Fee Schedule, <https://www.anokacountymn.gov/DocumentCenter/View/31895/2023-Community-Corrections-Fee-Schedule?bidId=>.

The Department of Corrections is slightly different in that revenue from correctional fees goes to the general fund.

A full list of correctional fees imposed and collected by county in 2022 is included in the Appendix.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'Tamijo Lieberg', with a large, sweeping flourish at the end.

Tamijo Lieberg

Co-Chair

Community Supervision Advisory Committee

A handwritten signature in black ink, appearing to read 'Kelly Lyn Mitchell', with a large, sweeping flourish at the end.

Kelly Lyn Mitchell

Co-Chair

Cc: Legislative Reference Library

Appendix. Aggregate Correctional Fees Imposed and Collected in 2022 by County

As noted in the report above, the numbers below reflect *both* supervision fees (where still imposed), which by law are required to sunset as of 2027, and other correctional fees, which by law can continue to be imposed and collected past 2027.

County/ Corrections Agency	Delivery System	Imposed in 2022	Collected in 2022
Aitkin	CCA	136,385	84,051
Anoka	CCA	1,162,998	645,755
Becker	DOC	71,600	29,704
Beltrami	DOC	108,300	37,451
Benton	DOC	90,350	40,342
Big Stone	DOC	1,800	778
Bigstone	CPO	Included in Western Total	
Blue Earth	CCA	245,705	144,746
Brown	DOC	22,200	16,971
Brown	CPO	58,309	66,637
Carlton	CCA	Included in ARC total	
Carver	DOC	70,400	22,929
Carver	CPO	808,471	187,477
Cass	DOC	58,700	19,319
Cass	CPO	54,560	28,760
Chippewa	CCA	Included in 6W total	
Chisago	DOC	45,200	9,501
Chisago	CPO	197,215	94,423
Clay	DOC	97,580	25,293
Clearwater	DOC	15,800	4,622
Cook	CCA	Included in ARC total	
Cottonwood	DOC	30,700	15,309
Crow Wing	CCA	236,937	25,350
Dakota	CCA	380,115	469,346
Dodge/Olmsted	CCA	679,757	125,893
Douglas	DOC	71,000	29,554
Faribault	DOC	26,160	15,000
Fillmore ²	CCA	Included in Dodge/Olmsted total	
Freeborn	DOC	35,000	13,658
Freeborn	CPO	20,925	33,243
Goodhue	DOC	49,080	15,529
Goodhue	CPO	154,247	48,060
Grant	DOC	5,600	1,683
Grant	CPO	Included in Western Total	
Hennepin	CCA	256,230	205,091

² In 2022, Fillmore County was part of Dodge-Fillmore-Olmsted Community Corrections. It is now a single-county community corrections agency, while Dodge and Olmsted continue to partner as a joint CCA agency.

County/ Corrections Agency	Delivery System	Imposed in 2022	Collected in 2022
Houston	DOC	17,801	11,816
Hubbard	DOC	49,780	13,053
Isanti	CCA	81,945	119,556
Itasca	DOC	69,000	29,007
Itasca	CPO	85,510	28,010
Jackson	DOC	5,000	3,527
Jackson	CPO	6,100	2,280
Kanabec	DOC	35,000	11,944
Kanabec	CPO	15,650	12,624
Kandiyohi	CCA	179,146	117,761
Kittson	DOC	2,200	2,039
Koochiching	CCA	Included in ARC total	
Lac qui Parle	CCA	Included in 6W total	
Lake	CCA	Included in ARC total	
Lake of the Woods	DOC	4,280	2,800
Lesueur	DOC	48,900	16,519
Lincoln	DOC	6,300	3,382
Lyon	DOC	60,100	32,156
Mahnomen	DOC	34,100	8,416
Marshall	DOC	9,480	4,254
Martin	DOC	44,550	20,974
McLeod	DOC	81,320	40,266
Meeker	DOC	36,700	17,199
Mille Lacs	DOC	102,100	29,355
Morrison	CCA	86,875	47,923
Mower	DOC	43,100	11,760
Mower	CPO	87,675	26,040
Murray	DOC	8,200	4,900
Nicollet	CCA	34,300	28,636
Nobles	CCA	Included in Rock total	
Norman	CCA	Included in Tri-County total	
Olmsted	CCA	Included in Dodge total	
Otter Tail	DOC	65,300	24,276
Otter Tail	CPO	87,075	41,799
Pennington	DOC	21,600	14,856
Pine	DOC	54,200	16,443
Pine	CPO	135,810	68,638
Pipestone	DOC	25,137	10,137
Polk	CCA	Included in Tri-County total	
Pope	DOC	4,200	2,400

County/ Corrections Agency	Delivery System	Imposed in 2022	Collected in 2022
Pope	CPO	7,328	4,656
Ramsey	CCA	0	0
Red Lake	CCA	Included in Tri-County total	
Redwood	DOC	37,710	18,355
Renville	DOC	42,400	15,916
Rice	CCA	17,859	60,446
Rock/Nobles	CCA	59,000	45,937
Roseau	DOC	13,600	17,339
St. Louis	CCA	Included in ARC total	
Scott	CCA	810,318	381,511
Sherburne	CCA	1,101,162	769,332
Sibley	DOC	22,980	14,839
Stearns	CCA	674,554	336,745
Steele	CCA	181,924	91,658
Stevens	DOC	1,650	2,450
Stevens	CPO	Included in Western Total	
Swift	CCA	Included in 6W total	
Todd	CCA	124,784	85,286
Traverse	DOC	2,700	1,100
Traverse	CPO	Included in Western Total	
Wabasha	DOC	15,800	7,261
Wabasha	CPO	26,125	21,385
Wadena	CCA	Included in Todd total	
Waseca	DOC	12,700	8,544
Waseca	CPO	29,725	12,397
Washington	CCA	939,156	226,063
Watonwan	DOC	25,000	16,712
Wilkin	DOC	8,900	4,160
Wilkin	CPO	Included in Western Total	
Winona	DOC	82,940	34,640
Wright	DOC	102,750	38,860
Wright	CPO	1,775,189	516,895
Yellow Medicine	CCA	Included in 6W total	
6WCC	CCA	122,643	58,385
ARC	CCA	227,993	257,009
Tri-County	CCA	367,708	103,318
Western	CPO	25,000	20,000