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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-FIFTH
SESSION

HOUSE FILE No. 2720

February 12, 2008

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The bill was read for the first time and referred to the Committee on Public Safety and Civil Justice

1.1 A bill for an act
1.2 relating to public safety; prohibiting loitering near schools and places where
1.3 children congregate; proposing coding for new law in Minnesota Statutes,
1.4 chapter 609.

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

1.6 Section 1. **[609.608] LOITERING NEAR SCHOOLS.**

1.7 Subdivision 1. **Misdemeanor.** Except as provided in subdivision 2, a person who
1.8 loiters about or near any school or public place where children attend or normally
1.9 congregate after being asked to leave by an authorized person is guilty of a misdemeanor.

1.10 Subd. 2. **Gross misdemeanor.** A person required to register as a predatory offender,
1.11 in this state or another jurisdiction, who loiters about or near any school or public place
1.12 where children attend or normally congregate after being asked to leave by an authorized
1.13 person is guilty of a gross misdemeanor.

1.14 Subd. 3. **Definitions.** (a) For the purposes of this section, the terms in this
1.15 subdivision have the meanings given them.

1.16 (b) "Loiter" means to delay, linger, or idle about without lawful business for being
1.17 present.

1.18 (c) "Authorized person" means a principal, a person designated by a principal to
1.19 provide school security, the chief administrative officer of a facility where children
1.20 normally congregate, or a licensed peace officer.

1.21 **EFFECTIVE DATE.** This section is effective August 1, 2008, and applies to
1.22 offenses committed on or after that date.