

# STATE of MINNESOTA

EXECUTIVE



DEPARTMENT

**TIM PAWLENTY**  
**GOVERNOR**

**EXECUTIVE ORDER 03-10**  
**PROVIDING DIRECTION TO STATE AGENCIES IN RELATION TO**  
**PERSONS CIVILLY COMMITTED UNDER MINNESOTA LAW AS**  
**HAVING SEXUAL PSYCHOPATHIC PERSONALITIES OR**  
**AS SEXUALLY DANGEROUS PERSONS**

**I, TIM PAWLENTY, GOVERNOR OF THE STATE OF MINNESOTA**, by virtue of the authority vested in me by the Constitution and the applicable statutes, do hereby issue this Executive Order:

**WHEREAS**, Minnesota law provides for the civil commitment of persons with sexual psychopathic personalities and sexually dangerous persons; and

**WHEREAS**, one of the primary purposes in the civil commitment of persons who have been determined by a court to be a sexually dangerous person or a person with a sexual psychopathic personality is to protect the public from future sexual assaults; and

**WHEREAS**, it is important that the Department of Human Services, which is the agency that implements Minnesota laws relating to the civil commitment of persons with sexual psychopathic personalities and sexually dangerous persons, understands that one of its primary responsibilities is for the protection of the public, especially children and other individuals who are particularly vulnerable to potential victimization; and

**WHEREAS**, as Governor and the head of the Executive Branch of the State of Minnesota, it is important that I provide clear direction to state agencies and the Commissioner of Human Services in relation to the protection of the public from persons who have been civilly committed by a court as sexually dangerous persons or sexual psychopathic personalities.

**NOW, THEREFORE**, I hereby order that:

1. State agencies shall fulfill their responsibilities under Minnesota law in relation to persons who have been civilly committed as sexually dangerous persons or as persons with sexual psychopathic personalities with the primary consideration of providing protection to the public.

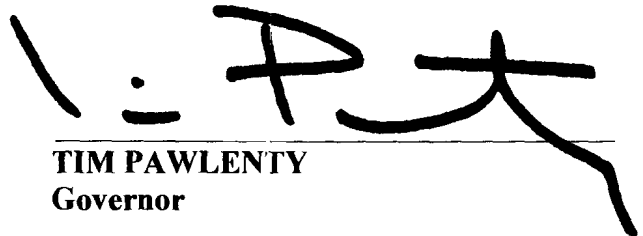
2. State agencies will ensure that no person who has been civilly committed under Minnesota law as a sexually dangerous person or as a person with a sexual psychopathic personality is discharged into the community unless required by law or ordered by a court of competent jurisdiction.

3. The Commissioner of Human Services shall take all appropriate actions within his authority to ensure that persons who have been civilly committed as sexually dangerous persons or as persons with sexual psychopathic personalities are not allowed into the community on pass status, provisional discharge or otherwise unless required by law or ordered by a court of competent jurisdiction.

4. The Commissioner of Human Services shall ensure that the Department conducts a review of its policies and procedures in relation to persons who have been civilly committed as sexually dangerous persons or as persons with sexual psychopathic personalities to ensure that the Department's policies and procedures comply with applicable laws and this Executive Order in relation to the protection of the public and the provision of an appropriate level of treatment and supervision.

Pursuant to Minnesota Statutes 2002, section 4.035, subdivision 2, this Executive Order will be effective fifteen (15) days after publication in the State Register and filing with the Secretary of State and will remain in effect, in accordance with Minnesota Statutes 2002, section 4.035, subdivision 3.

**IN TESTIMONY WHEREOF**, I have set my hand this 10th day of July 2003.



**TIM PAWLENTY**  
Governor

Filed According to Law:



**MARY KIFEMEYER**  
Secretary of State

