



MINNESOTA

CANNABIS EXPUNGEMENT
BOARD

2025 Overview

Jim Rowader – Executive Director

Mark Haase – Deputy Director & General Counsel

Outline

- Overview
- Implementation
- Budget
- Statute Review & Process

Purpose

- Cannabis Expungement Board (CEB) was created by the Adult-Use Cannabis Act of 2023
- Bureau of Criminal Apprehension has identified 98,000 cases for review
- The Board's purpose is to review records to determine if a felony case is eligible for expungement or resentencing
- The CEB will operate until all records have been reviewed, and the Board has determined its work is complete

Board Members

The Cannabis Expungement Board is comprised of

- Chief Justice of the Minnesota Supreme Court or designee
- Minnesota Attorney General or designee
- Commissioner of Corrections or designee
- One public defender
- One public member with victims' rights advocacy experience

Progress

April 2024	Executive Director began
May 2024	First board meeting
June – October 2024	Evaluated case management systems Identified organizational structure Began hiring
November 2024	Key leadership staff on board
December 2024	Board action to expunge first records
February 2025	Contracted for case management system
June 2025	Anticipate go-live with our case management system and be fully staffed (35 FTEs)

Budget

	FY2024	FY2025	FY2026	FY2027
Base Budget	5,871	5,356	5,356	5,356
Operating Cost Increase			15	30
Governor's Recommended Budget	5,871	5,356	5,371	5,386

\$ in thousands



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Statute & Process

609A.06 Eligibility Determination (subd. 3)

1. Eligible Statute – Felony Cannabis Convictions
2. Did not involve dangerous weapon or violent acts/threats
3. Act on which charge was based no longer a crime or nonfelony

609A.06 Review and Determination (subd. 7)

1. Is expungement in the public interest?
 - Presumption unless clear and convincing evidence of public safety risk
 - 8 Part analysis required (next slide)
2. Should conviction be vacated and charges dismissed?
3. Restoration of gun rights?
4. Sealing records with Professional Educator Licensing and Standards Board?
5. If not in public interest, eligible for resentencing?

Eight Part Analysis

1. Nature and severity of crime
2. Increase risk to others or society
3. Danger of release from sentence
4. Aggravating or mitigating factors
5. Statements from victims or law enforcement
6. Good cause to restore right to poses firearms?
7. Educational background check sealing?
8. Other factors deemed relevant

PHASE-1

5th Degree Possession

- Faster processing due to inherently low level of cases
- Quality control measures and Board review
- 40 cases planned for March Board meeting
- Anticipate 100 cases per month with existing staff and scaling up as more staff are brought on
- DOC cases and review requests handled concurrently
- Developing process with Judicial Branch

Legislation

Technical Changes

- To address oversight of past cannabis crimes not covered
- To address Courts not sealing multi-count cases

Thank You