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## Internal Memo

**Date:** April 17, 2025

**To:** Friends and Family of the Incarcerated Population

**From:** MRRRA Project Leads/Commissioner's Office

### **RE: MRRRA Retroactive Earned Incentive Release (EIR) Review – Testing**

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#### **Earned Incentive Release (EIR) Policy versus Retroactive Review Process**

**Policy 204.064 Earned Incentive Release (EIR)** has been approved and published. This policy describes the process for earning incentive release for those who are admitted to prison *after* the policy goes into effect September 1, 2025.

Individuals who are currently incarcerated or who come to prison before September 1, 2025, will work toward Earned Incentive Release (EIR) based on a retroactive EIR review process. The retroactive review process will take into consideration what people have done while in prison, including programs completed, history of conduct in the facility, evidence of demonstrated change, along with a comprehensive release plan.

#### **Retroactive Earned Incentive Release (EIR) Pilot**

Soon, a small group of individuals who meet eligibility criteria established by the commissioner and housed at facilities in Moose Lake and Shakopee will be offered the opportunity to go through the first test of the retroactive review process. This pilot will allow the processes to be tested and help to identify improvements that need to be made. When the process has been tested and identified updates are made, interim guidance for retroactive EIR will be approved by the commissioner and issued. Update memos will then be provided.

At this time, there is no action incarcerated individuals can or should take related to retroactive EIR. The best way for incarcerated people to prepare for the opportunity for retroactive EIR review is to demonstrate change through prosocial behavior, participation in programming opportunities, and meaningful efforts to developing a comprehensive release plan that highlights the person's strategies for successful community reintegration.