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State of Minnesota  
**HOUSE OF REPRESENTATIVES**

**EIGHTY-EIGHTH SESSION**

**H. F. No. 1106**

03/04/2013 Authored by Allen, Abeler, Huntley and Moran

The bill was read for the first time and referred to the Committee on Early Childhood and Youth Development Policy

03/20/2014 Adoption of Report: Amended and re-referred to the Committee on Health and Human Services Policy

1.1 A bill for an act  
1.2 relating to human services; requiring counties to maintain certain information  
1.3 regarding certain reports alleging child maltreatment; amending Minnesota  
1.4 Statutes 2012, section 626.556, subdivision 11c.

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

1.6 Section 1. Minnesota Statutes 2012, section 626.556, subdivision 11c, is amended to  
1.7 read:

1.8 Subd. 11c. **Welfare, court services agency, and school records maintained.**

1.9 Notwithstanding sections 138.163 and 138.17, records maintained or records derived  
1.10 from reports of abuse by local welfare agencies, agencies responsible for assessing or  
1.11 investigating the report, court services agencies, or schools under this section shall be  
1.12 destroyed as provided in paragraphs (a) to (d) by the responsible authority.

1.13 (a) For family assessment cases and cases where an investigation results in no  
1.14 determination of maltreatment or the need for child protective services, the assessment or  
1.15 investigation records must be maintained for a period of four years. Records under this  
1.16 paragraph may not be used for employment, background checks, or purposes other than to  
1.17 assist in future risk and safety assessments.

1.18 (b) All records relating to reports which, upon investigation, indicate either  
1.19 maltreatment or a need for child protective services shall be maintained for at least ten  
1.20 years after the date of the final entry in the case record.

1.21 (c) All records regarding a report of maltreatment, including any notification of intent  
1.22 to interview which was received by a school under subdivision 10, paragraph (d), shall be  
1.23 destroyed by the school when ordered to do so by the agency conducting the assessment or

2.1 investigation. The agency shall order the destruction of the notification when other records  
2.2 relating to the report under investigation or assessment are destroyed under this subdivision.

2.3 (d) Private or confidential data released to a court services agency under subdivision  
2.4 10h must be destroyed by the court services agency when ordered to do so by the local  
2.5 welfare agency that released the data. The local welfare agency or agency responsible for  
2.6 assessing or investigating the report shall order destruction of the data when other records  
2.7 relating to the assessment or investigation are destroyed under this subdivision.

2.8 (e) For reports alleging child maltreatment that were not accepted for assessment  
2.9 or investigation, counties shall maintain sufficient information to identify repeat reports  
2.10 alleging maltreatment of the same child or children for 365 days from the date the report  
2.11 was screened out. The Department of Human Services shall specify to the counties the  
2.12 minimum information needed to accomplish this purpose. Counties shall enter this data  
2.13 into the state social services information system.