



2.1 subdivision 2, paragraph (a); ~~except that the agreement must include specific reasons for~~  
2.2 ~~the agreement if it involves the payment of more than \$10,000 of public money provided~~  
2.3 that if the agreement involves the payment of more than \$10,000 of public money, it must:

2.4 (i) disclose the specific reasons for the agreement; and

2.5 (ii) describe the nature of the acts, omissions, or other events that gave rise to  
2.6 potential liability, if the agreement releases the government entity from potential liability;

2.7 (7) work location; a work telephone number; badge number; work-related continuing  
2.8 education; and honors and awards received; and

2.9 (8) payroll time sheets or other comparable data that are only used to account for  
2.10 employee's work time for payroll purposes, except to the extent that release of time sheet  
2.11 data would reveal the employee's reasons for the use of sick or other medical leave  
2.12 or other not public data.

2.13 (b) For purposes of this subdivision, a final disposition occurs when the government  
2.14 entity makes its final decision about the disciplinary action, regardless of the possibility of  
2.15 any later proceedings or court proceedings. Final disposition includes a resignation by an  
2.16 individual when the resignation occurs after the final decision of the government entity,  
2.17 or arbitrator. In the case of arbitration proceedings arising under collective bargaining  
2.18 agreements, a final disposition occurs at the conclusion of the arbitration proceedings,  
2.19 or upon the failure of the employee to elect arbitration within the time provided by the  
2.20 collective bargaining agreement. A disciplinary action does not become public data if an  
2.21 arbitrator sustains a grievance and reverses all aspects of any disciplinary action.

2.22 (c) The government entity may display a photograph of a current or former employee  
2.23 to a prospective witness as part of the government entity's investigation of any complaint  
2.24 or charge against the employee.

2.25 (d) A complainant has access to a statement provided by the complainant to a  
2.26 government entity in connection with a complaint or charge against an employee.

2.27 (e) Notwithstanding paragraph (a), clause (5), ~~and subject to paragraph (f)~~, upon  
2.28 completion of an investigation of a complaint or charge against a public official, or if a  
2.29 public official resigns or is terminated from employment while the complaint or charge is  
2.30 pending, all data relating to the complaint or charge are public, unless access to the data  
2.31 would jeopardize an active investigation or reveal confidential sources. For purposes  
2.32 of this paragraph, "public official" means:

2.33 (1) the head of a state agency and deputy and assistant state agency heads;

2.34 (2) members of boards or commissions required by law to be appointed by the  
2.35 governor or other elective officers;

3.1 (3) executive or administrative heads of departments, bureaus, divisions, or  
 3.2 institutions within state government; and

3.3 (4) the following employees:

3.4 (i) the chief administrative officer, or the individual acting in an equivalent position,  
 3.5 in all political subdivisions;

3.6 (ii) individuals required to be identified by a political subdivision pursuant to section  
 3.7 471.701;

3.8 (iii) in a city with a population of more than 7,500 or a county with a population  
 3.9 of more than 5,000, ~~individuals in a management capacity reporting directly to the chief~~  
 3.10 ~~administrative officer or the individual acting in an equivalent position:~~ managers;  
 3.11 heads or directors of departments, divisions, bureaus, or boards; and any employee that  
 3.12 supervises or manages three or more employees; and

3.13 (iv) in a school district; business managers; human resource directors; ~~and;~~ athletic  
 3.14 directors; chief financial officers; directors, assistant directors, or associate directors  
 3.15 whose duties include at least 50 percent time in administration, personnel, supervision,  
 3.16 evaluation, or curriculum; individuals defined as superintendents; and principals; and  
 3.17 ~~directors~~ under Minnesota Rules, part 3512.0100; and in a charter school, individuals  
 3.18 employed in comparable positions.

3.19 ~~(f) Data relating to a complaint or charge against an employee identified under~~  
 3.20 ~~paragraph (c), clause (4), are public only if:~~

3.21 ~~(1) the complaint or charge results in disciplinary action or the employee resigns or~~  
 3.22 ~~is terminated from employment while the complaint or charge is pending; or~~

3.23 ~~(2) potential legal claims arising out of the conduct that is the subject of the~~  
 3.24 ~~complaint or charge are released as part of a settlement agreement with another person.~~

3.25 This paragraph ~~and paragraph (c) do~~ does not authorize the release of data that are  
 3.26 made not public under other law.

3.27 **EFFECTIVE DATE.** This section is effective the day following final enactment and  
 3.28 applies to data related to disputes settled, or investigations completed, on or after that date.