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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. 361

01/24/2019 Authored by Liebling, Sauke, Quam and Pierson
The bill was read for the first time and referred to the Judiciary Finance and Civil Law Division

1.1 A bill for an act

1.2 relating to government data practices; expanding the scope of the rideshare and
1.3 transit customer data classifications; amending Minnesota Statutes 2018, section
1.4 13.72, subdivisions 9, 19.

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

1.6 Section 1. Minnesota Statutes 2018, section 13.72, subdivision 9, is amended to read:

1.7 Subd. 9. **Rideshare data.** The following data on participants, collected by ~~the Minnesota~~
1.8 ~~Department of Transportation and the Metropolitan Council~~ a government entity to administer
1.9 rideshare programs, are classified as private under section 13.02, subdivision 12, or nonpublic
1.10 under section 13.02, subdivision 9: residential address and telephone number; beginning
1.11 and ending work hours; current mode of commuting to and from work; place of employment;
1.12 photograph; biographical information; and type of rideshare service information requested.

1.13 Sec. 2. Minnesota Statutes 2018, section 13.72, subdivision 19, is amended to read:

1.14 Subd. 19. **Transit customer data.** (a) Data on applicants, users, and customers of public
1.15 transit collected by or through the Metropolitan Council's a government entity's personalized
1.16 web services or the Metropolitan Council's regional fare collection system are private data
1.17 on individuals or nonpublic data. As used in this subdivision, the following terms have the
1.18 meanings given them:

1.19 (1) "regional fare collection system" means the fare collection system created and
1.20 administered by the council that is used for collecting fares or providing fare cards or passes
1.21 for transit services which includes:

2.1 (i) regular route bus service within the metropolitan area and paratransit service, whether
2.2 provided by the council or by other providers of regional transit service;

2.3 (ii) light rail transit service within the metropolitan area;

2.4 (iii) rideshare programs administered by the council;

2.5 (iv) special transportation services provided under section 473.386; and

2.6 (v) commuter rail service;

2.7 (2) "personalized web services" means services for which transit service applicants,
2.8 users, and customers must establish a user account; and

2.9 (3) "metropolitan area" means the area defined in section 473.121, subdivision 2.

2.10 (b) The council may disseminate data on user and customer transaction history and fare
2.11 card use to government entities, organizations, school districts, educational institutions, and
2.12 employers that subsidize or provide fare cards to their clients, students, or employees. "Data
2.13 on user and customer transaction history and fare card use" means:

2.14 (1) the date a fare card was used;

2.15 (2) the time a fare card was used;

2.16 (3) the mode of travel;

2.17 (4) the type of fare product used; and

2.18 (5) information about the date, time, and type of fare product purchased.

2.19 Government entities, organizations, school districts, educational institutions, and employers
2.20 may use customer transaction history and fare card use data only for purposes of measuring
2.21 and promoting fare card use and evaluating the cost-effectiveness of their fare card programs.
2.22 If a user or customer requests in writing that the council limit the disclosure of transaction
2.23 history and fare card use, the council may disclose only the card balance and the date a card
2.24 was last used.

2.25 (c) ~~The council~~ A government entity may disseminate transit service applicant, user,
2.26 and customer data to another government entity to prevent unlawful intrusion into government
2.27 electronic systems, or as otherwise provided by law.