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State of Minnesota

HOUSE OF REPRESENTATIVES

EIGHTY-EIGHTH SESSION

H. F. No. **584**

02/14/2013 Authored by Hortman and Holberg

The bill was read for the first time and referred to the Committee on Civil Law

1.1 A bill for an act
1.2 relating to data practices; classifying certain data collected from or provided by
1.3 applicants, users, and customers of transit services in the metropolitan area;
1.4 amending Minnesota Statutes 2012, section 13.72, subdivision 10, by adding a
1.5 subdivision.

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

1.7 Section 1. Minnesota Statutes 2012, section 13.72, subdivision 10, is amended to read:
1.8 Subd. 10. **Transportation service data.** Personal, medical, financial, familial, or
1.9 locational information data pertaining to applicants for or users of services providing
1.10 transportation for the disabled or elderly, ~~with the exception of the name of the applicant~~
1.11 ~~or user of the service~~, are private.

1.12 Sec. 2. Minnesota Statutes 2012, section 13.72, is amended by adding a subdivision to
1.13 read:

1.14 Subd. 18. **Transit customer data.** (a) Data on applicants, users, and customers
1.15 of public transit collected by or through the Metropolitan Council's personalized Web
1.16 services or the regional fare collection system are private data on individuals. As used in
1.17 this subdivision, the following terms have the meanings given them:

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

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

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

1.24 (iii) rideshare programs administered by the council;

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

(v) commuter rail service;

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

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

(b) The council may use the applicant, user, and customer data for its own internal transit-related business purposes, including development of data-based fare policies and pricing and ridership development and planning.

(c) The council may disseminate data on applicant, user, and customer transaction history and fare card use to government entities, organizations, school districts, educational institutions, and employers that subsidize fares or provide fare cards or passes to their clients, students, or employees.

(d) The council may disseminate transit service applicant, user, and customer data:

(1) to the commissioner for the purpose of evaluating electronic government services;

(2) to another government entity to prevent unlawful intrusion into government electronic systems;

(3) to its Metropolitan Transit Police and other law enforcement agencies conducting investigations; or

(4) as otherwise provided by law.

(e) To the extent private data on transit service applicants, users, or customers are disseminated to government entities, the data disseminated has the same classification in the hands of the government entities receiving the data as the data had in the hands of the council.

Sec. 3. **APPLICATION.**

Section 2 applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

Sec. 4. **EFFECTIVE DATE.**

This act is effective the day following final enactment.