

This Document can be made available in alternative formats upon request

State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FOURTH SESSION

H. F. No. 4659

03/25/2026

Authored by Roach

The bill was read for the first time and referred to the Committee on State Government Finance and Policy

1.1 A bill for an act  
1.2 relating to state government; prohibiting the state and municipalities from entering  
1.3 into nondisclosure agreements; proposing coding for new law in Minnesota Statutes,  
1.4 chapters 15; 471.

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

1.6 Section 1. [15.70] NONDISCLOSURE AGREEMENTS.

1.7 Subdivision 1. Definition. For purposes of this section, "state" means the state of  
1.8 Minnesota or an agency or official of the state acting in an official capacity.

1.9 Subd. 2. Nondisclosure agreements restricted. (a) The state must not enter into a  
1.10 nondisclosure agreement or other contract with a private person restricting the state from  
1.11 disclosing information to members of the public about the development of land, an economic  
1.12 development project or program, or a project or program financed in whole or in part with  
1.13 the state's tax revenues, financial obligations, or taxing powers, including proposed tax  
1.14 increment financing districts, economic development abatements, and state bonds or other  
1.15 debt obligations, except as required by state or federal law.

1.16 (b) Any agreement or contract, or term of an agreement or contract, that violates paragraph  
1.17 (a) is void and unenforceable.

1.18 (c) If a contract contains a provision that is void and unenforceable under paragraph (b),  
1.19 the provision must be severed from the other provisions of the contract to the extent that  
1.20 the provision is void and unenforceable. The fact that the provision is void and unenforceable  
1.21 does not affect the other provisions of the contract.

2.1 (d) The state must publicly disclose any contract or agreement that the state has entered  
2.2 into that violates paragraph (a).

2.3 **EFFECTIVE DATE.** This section is effective the day following final enactment.

2.4 Sec. 2. **[471.3435] NONDISCLOSURE AGREEMENTS.**

2.5 Subdivision 1. **Definition.** For purposes of this section, "municipality" means a county,  
2.6 home rule charter or statutory city, town, school district, housing and redevelopment  
2.7 authority, economic development authority, port authority, or any other political subdivision  
2.8 of the state with authority to enter into a contract for the use of real property, and includes  
2.9 any person acting in their capacity as an employee, elected official, appointed official, or  
2.10 other representative of a municipality.

2.11 Subd. 2. **Nondisclosure agreements restricted.** (a) A municipality must not enter into  
2.12 a nondisclosure agreement or other contract with a private person restricting the municipality  
2.13 from disclosing information to members of the public about the development of land, an  
2.14 economic development project or program, or a project or program financed in whole or in  
2.15 part with the municipality's tax revenues, financial obligations, or taxing powers, including  
2.16 proposed tax increment financing districts, economic development abatements, and municipal  
2.17 bonds or other debt obligations, except as required by state or federal law.

2.18 (b) Any agreement or contract, or term of an agreement or contract, that violates paragraph  
2.19 (a) is void and unenforceable.

2.20 (c) If a contract contains a provision that is void and unenforceable under paragraph (b),  
2.21 the provision must be severed from the other provisions of the contract to the extent that  
2.22 the provision is void and unenforceable. The fact that the provision is void and unenforceable  
2.23 does not affect the other provisions of the contract.

2.24 (d) A municipality must publicly disclose any contract or agreement that the municipality  
2.25 has entered into that violates paragraph (a).

2.26 **EFFECTIVE DATE.** This section is effective the day following final enactment.