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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-NINTH SESSION

H. F. No. 397

01/29/2015 Authored by Scott

The bill was read for the first time and referred to the Committee on Government Operations and Elections Policy

1.1 A bill for an act
1.2 relating to data practices; modifying classifications related to certain legislative
1.3 and budget proposals created by the state administration; amending Minnesota
1.4 Statutes 2014, section 13.605, subdivision 1.

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

1.6 Section 1. Minnesota Statutes 2014, section 13.605, subdivision 1, is amended to read:

1.7 Subdivision 1. **Legislative and budget proposal data.** (a) ~~Definition.~~ As used in
1.8 this ~~section~~, subdivision, the following terms have the meanings given them:

1.9 (1) "state administration" means the governor's office, the Department of
1.10 Management and Budget, and any state agency that is under the direct control of the
1.11 governor; or other state constitutional officer;

1.12 (2) "supporting data" means all data created, collected, maintained, or disseminated
1.13 by the state administration in crafting a policy or budget proposal, including agency
1.14 requests, provided that supporting data does not include preliminary drafts of a proposal;
1.15 and

1.16 (3) "legislative proposal" or "proposal" means a policy or budgetary proposal,
1.17 created by the state administration and approved by the governor or appropriate agency
1.18 head or commissioner, that may only be implemented by legislative enactment.

1.19 (b) ~~Classifications.~~ ~~Legislative and budget proposals, including preliminary~~
1.20 ~~drafts, that are created, collected, or maintained by the state administration are protected~~
1.21 ~~nonpublic data. After the budget is presented to the legislature by the state administration,~~
1.22 ~~supporting data, including agency requests, are public data. Supporting data do not~~
1.23 ~~include preliminary drafts.~~

2.1 (b) Except as otherwise provided in this subdivision, a legislative proposal that is
2.2 created, collected, or maintained by the state administration is protected nonpublic data.

2.3 (c) After a legislative proposal is presented to a legislative committee by the
2.4 state administration, or introduced in the form of a bill by a member of the legislature,
2.5 supporting data on the proposal are public data. A legislative proposal, and any supporting
2.6 data on the proposal, not presented to a legislative committee or introduced in the form of
2.7 a bill become public 30 days following adjournment of the legislative session.

2.8 (d) The state administration may disclose any of the data within the state
2.9 administration and to the public at any time if disclosure would aid the administration in
2.10 considering and preparing its proposals.

2.11 **EFFECTIVE DATE.** This section is effective August 1, 2015, and applies to
2.12 proposals created on or after that date.