

SENATE  
STATE OF MINNESOTA  
NINETIETH SESSION

S.F. No. 3137

(SENATE AUTHORS: COHEN)

DATE	D-PG	OFFICIAL STATUS
03/08/2018	6368	Introduction and first reading Referred to Judiciary and Public Safety Finance and Policy

1.1A bill for an act

1.2relating to data practices; classifying certain inactive criminal investigative data

1.3as private data; amending Minnesota Statutes 2016, section 13.82, by adding a

1.4subdivision.

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

1.6Section 1. Minnesota Statutes 2016, section 13.82, is amended by adding a subdivision

1.7to read:

1.8Subd. 7a. **Protection of personal privacy.** Upon request of the subject of the data,

1.9inactive investigative data are private data on individuals if the law enforcement agency

1.10reasonably determines that the data were not relevant to the preparation or prosecution of

1.11the case for which the data were collected or created and:

1.12(1) the interest of the subject of the data in not releasing the data outweighs the interest

1.13of the public in disclosure; or

1.14(2) release of the data would constitute an unwarranted invasion of the privacy of the

1.15subject of the data.

1.16**EFFECTIVE DATE; APPLICATION.** This section is effective the day following

1.17final enactment and applies to requests for access to the data made before, on, or after the

1.18effective date and to cases pending on or commenced on or after the effective date.