

CHAPTER 95—H.F.No. 1390

An act relating to state government; updating provisions in the Geospatial Information Office; amending Minnesota Statutes 2012, section 16E.30, subdivisions 7, 8, by adding subdivisions; repealing Minnesota Statutes 2012, section 16E.30, subdivisions 4, 5.

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

Section 1. Minnesota Statutes 2012, section 16E.30, subdivision 7, is amended to read:

Subd. 7. **Discretionary powers.** The office may:

- ~~(1) enter into contracts for goods or services with public or private organizations and charge fees for services it provides;~~
- ~~(2) apply for, receive, and expend money from public agencies;~~
- ~~(3) apply for, accept, and disburse grants and other aids from the federal government and other public or private sources;~~
- ~~(4) enter into contracts with agencies of the federal government, local government units, the University of Minnesota and other educational institutions, and private persons and other nongovernment organizations as necessary to perform its statutory duties;~~
- ~~(5) appoint committees and task forces to assist the office in carrying out its duties;~~
- ~~(6) sponsor and conduct conferences and studies, collect and disseminate information, and issue reports relating to geospatial information and technology issues;~~
- ~~(7) participate in the activities and conferences related to geospatial information and communications technology issues;~~
- (8) (1) review the Geospatial Information Systems (GIS) technology infrastructure of regions of the state and cooperate with and make recommendations to the governor, legislature, state agencies, local governments, local technology development agencies, the federal government, private businesses, and individuals for the realization of GIS information and technology infrastructure development potential;
- ~~(9)~~ (2) sponsor, support, and facilitate innovative and collaborative geospatial systems technology, data, and services projects; and
- ~~(10)~~ (3) review and recommend alternative sourcing strategies for state geospatial information systems technology, data, and services.

Sec. 2. Minnesota Statutes 2012, section 16E.30, subdivision 8, is amended to read:

Subd. 8. **Geospatial Advisory councils Council created.** (a) The chief information officer must ~~establish~~ utilize a governance structure that includes ~~an advisory councils council~~ to provide recommendations for improving the operations and management of geospatial technology within state government and also on issues of importance to users of geospatial technology throughout the state.

~~(a)~~ (b) A ~~statewide~~ geospatial advisory council must advise the Minnesota Geospatial Information Office regarding the improvement of services statewide through the coordinated, affordable, reliable, and

effective use of geospatial technology. The chief information officer must appoint the members of the council. The members must represent a cross-section of organizations including counties, cities, universities, business, nonprofit organizations, federal agencies, tribal governments, and state agencies. ~~No more than 20 percent of the members may be employees of a state agency.~~ In addition, the chief geospatial information officer must be a nonvoting member.

~~(b) A state government geospatial advisory council must advise the Minnesota Geospatial Information Office on issues concerning improving state government services through the coordinated, affordable, reliable, and effective use of geospatial technology. The chief information officer must designate up to 15 state government agencies and constitutional offices, including the Office of Enterprise Technology and the Minnesota Geospatial Information Office, to be represented on the council. The council must be chaired by the chief geographic information officer. A representative of the statewide geospatial advisory council must serve as a nonvoting member.~~

~~(c) Members of both the statewide Geospatial Advisory Council and the state government advisory council must be recommended by a process that ensures that each member is designated to represent a clearly identified agency or interested party category. Members of the statewide geospatial advisory council must be selected in compliance with the state's open appointment process. Members of the state government geospatial advisory council must be appointed by the heads of their respective agencies or constitutional offices. One member of the state government geospatial advisory council must be appointed by the Legislative Coordinating Commission. Members shall serve a term of two years.~~

~~(d) The Minnesota Geospatial Information Office must provide administrative support for both the Geospatial Advisory councils Council.~~

~~(e) This subdivision expires June 30, 2015.~~

Sec. 3. Minnesota Statutes 2012, section 16E.30, is amended by adding a subdivision to read:

Subd. 10. **Electronic geospatial data defined.** "Electronic geospatial data" means digital data using geographic or projected map coordinate values, identification codes, and associated descriptive data to locate and describe boundaries or features on, above, or below the surface of the earth or characteristics of the earth's inhabitants or its natural or human-constructed features.

Sec. 4. Minnesota Statutes 2012, section 16E.30, is amended by adding a subdivision to read:

Subd. 11. **Government sharing of electronic geospatial data.** (a) The definitions in section 13.02 apply to this subdivision.

(b) Electronic geospatial government data must be shared at no cost with government entities, the notification center established under section 216D.03, and federal and tribal government agencies. Data received under this subdivision may be reproduced or shared with other government entities or agencies. A release of data under this subdivision must include metadata or other documentation that identifies the original authoritative data source. Government entities providing data under this subdivision are not required to provide data in an alternate format specified by the requestor. A government entity is not required to provide the same data to the same requestor more than four times per year, unless required by law or court order. Government entities and agencies sharing and receiving electronic geospatial data under this subdivision are immune from civil liability arising out of the use of the shared electronic geospatial data. This subdivision does not authorize the release of data that are not public data.

Sec. 5. **REPEALER.**

Minnesota Statutes 2012, section 16E.30, subdivisions 4 and 5, are repealed.

Presented to the governor May 21, 2013

Signed by the governor May 24, 2013, 1:58 p.m.