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State of Minnesota

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HOUSE OF REPRESENTATIVES

NINETIETH SESSION

H. F. No. 857

- 02/06/2017 Authored by Scott
- The bill was read for the first time and referred to the Committee on Public Safety and Security Policy and Finance
- 02/27/2017 Adoption of Report: Re-referred to the Committee on Civil Law and Data Practices Policy
- 03/13/2017 Adoption of Report: Placed on the General Register as Amended
- Read for the Second Time
- 05/22/2017 Pursuant to Rule 4.20, returned to the Committee on Civil Law and Data Practices Policy
- 02/26/2018 Adoption of Report: Amended and re-referred to the Committee on State Government Finance

1.1 A bill for an act

1.2 relating to data practices; classifying certain data related to small business

1.3 certification program; directing the Legislative Commission on Data Practices and

1.4 Personal Data Privacy to study and recommend options for expanding public access

1.5 to legislative records and meetings; amending Minnesota Statutes 2016, sections

1.6 13.15, subdivision 1; 13.591, by adding a subdivision.

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

1.8 ARTICLE 1

1.9 ELECTRONIC ACCESS DATA

1.10 Section 1. Minnesota Statutes 2016, section 13.15, subdivision 1, is amended to read:

1.11 Subdivision 1. **Definitions.** As used in this section, the following terms have the meanings

1.12 given.

1.13 (a) "Electronic access data" means data created, collected, or maintained about a person's

1.14 access to a government entity's computer by a person, other than the government entity's

1.15 employee or independent contractor, for the purpose of:

1.16 (1) gaining access to data or information;

1.17 (2) transferring data or information; or

1.18 (3) using government services.

1.19 (b) "Cookie" means any data that a government-operated computer electronically places

1.20 on the computer of a person who has gained access to a government computer.

2.1 **ARTICLE 2**2.2 **BUSINESS DATA**

2.3 Section 1. Minnesota Statutes 2016, section 13.591, is amended by adding a subdivision  
2.4 to read:

2.5 Subd. 2a. **Small business certification program data.** Subdivisions 1 and 2 apply to  
2.6 financial information about a business submitted to a government entity as part of the  
2.7 business' application for certification as a small, small minority-owned, small woman-owned,  
2.8 or veteran-owned business, or for certification under sections 16C.16 to 16C.21.

2.9 **ARTICLE 3**2.10 **STUDY BY LEGISLATIVE COMMISSION**

2.11 Section 1. **EXPANDED PUBLIC ACCESS TO LEGISLATIVE RECORDS AND**  
2.12 **MEETINGS; STUDY AND RECOMMENDATIONS.**

2.13 (a) No later than December 15, 2018, the Legislative Commission on Data Practices and  
2.14 Personal Data Privacy must study and recommend options for expanding public access to  
2.15 legislative records and meetings. The recommendations must facilitate increased public  
2.16 access, participation, and accountability in the legislative process, while also preserving the  
2.17 rights and duties of the legislature and its members to function as a constitutional coequal  
2.18 branch of government.

2.19 (b) The study and recommendations should consider:

2.20 (1) current laws, rules, and customs and practices of the legislature that provide public  
2.21 access to legislative records and meetings;

2.22 (2) the experiences of other state legislatures in providing public access to their records  
2.23 and meetings;

2.24 (3) the potential benefits and risks to the legislative process in expanded public access  
2.25 to records and meetings;

2.26 (4) the potential benefits and risks to constituents and other individual members of the  
2.27 public in expanded access to legislative records and meetings; and

2.28 (5) impacts on the administrative operations of the legislature in implementing any  
2.29 recommended change, including the potential for increased costs or staffing needs.

APPENDIX  
Article locations in HF0857-2

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