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State of Minnesota  
**HOUSE OF REPRESENTATIVES**

EIGHTY-EIGHTH SESSION

**H. F. No. 1503**

03/13/2013 Authored by Loon

The bill was read for the first time and referred to the Committee on Civil Law

1.1 A bill for an act  
1.2 relating to commerce; regulating data protection for victims of violence;  
1.3 providing for protection of persons who operate a business out of the person's  
1.4 home; amending Minnesota Statutes 2012, section 5B.03, subdivision 1.

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

1.6 Section 1. Minnesota Statutes 2012, section 5B.03, subdivision 1, is amended to read:

1.7 Subdivision 1. **Application.** (a) The secretary of state shall certify an eligible person  
1.8 as a program participant when the secretary receives an application that must contain:

1.9 (1) the name of the eligible person;

1.10 (2) a statement by the applicant that the applicant has good reason to believe (i) that  
1.11 the eligible person listed on the application is a victim of domestic violence, sexual assault,  
1.12 or stalking, (ii) that the eligible person fears for the person's safety or the safety of persons  
1.13 on whose behalf the application is made, and (iii) that the eligible person is not applying  
1.14 for certification as a program participant in order to avoid prosecution for a crime;

1.15 (3) a designation of the secretary of state as agent for purposes of service of process  
1.16 and for the purpose of receipt of mail;

1.17 (4) the mailing address where the eligible person can be contacted by the secretary  
1.18 of state, and the phone number or numbers where the applicant or eligible person can be  
1.19 called by the secretary of state;

1.20 (5) the physical address or addresses of the eligible person, disclosure of which will  
1.21 increase the risk of domestic violence, sexual assault, or stalking;

1.22 (6) a statement whether the eligible person would like information on becoming an  
1.23 ongoing absentee ballot recipient pursuant to section 5B.06;

(7) a statement from the eligible person that gives the secretary of state consent to confirm the eligible person's participation in Safe at Home to a third party who provides the program participant's first and last name and Safe at Home lot number listed on the program participant's card;

(8) the signature of the applicant, an indicator of the applicant's authority to act on behalf of the eligible person, if appropriate, the name and signature of any individual or representative of any person who assisted in the preparation of the application, and the date on which the application was signed; and

(9) any other information as required by the secretary of state.

(b) As an alternative to paragraph (a), the secretary of state shall certify an eligible person as a program participant when the secretary receives an application that must contain all statements required under paragraph (a), except for the statement contained in paragraph (a), clause (2), item (i), which must be replaced by a statement that the eligible person operates a business out of the eligible person's home and that the eligible person fears for the eligible person's safety and security if customers, suppliers, or other members of the public come to the eligible person's home apparently or allegedly for business purposes, but without an appointment or invitation.

**EFFECTIVE DATE.** This section is effective June 1, 2013, and applies to applications received on or after that date.