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State of Minnesota

HOUSE OF REPRESENTATIVES

FIFTH SPECIAL SESSION

H. F. No. 43

10/13/2020 Authored by Johnson
The bill was read for the first time and referred to the Public Safety and Criminal Justice Reform Finance and Policy Division

1.1 A bill for an act
1.2 relating to public safety; providing law enforcement agencies with addresses of
1.3 individuals testing positive for COVID-19.

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

1.5 Section 1. ADDRESS OF POSITIVE COVID-19 TESTS PROVIDED TO LAW
1.6 ENFORCEMENT AGENCIES.

1.7 Subdivision 1. Definitions. (a) As used in this section, the following terms have the
1.8 meanings given.

1.9 (b) "Fire department" has the meaning given in Minnesota Statutes, section 299F.092,
1.10 subdivision 6.

1.11 (c) "Firefighter" has the meaning given in Minnesota Statutes, section 299N.01,
1.12 subdivision 3.

1.13 (d) "Peace officer" has the meaning given in Minnesota Statutes, section 626.84,
1.14 subdivision 1, paragraph (c).

1.15 (e) "Peacetime public health emergency" means the peacetime emergency declared on
1.16 March 13, 2020, in Executive Order 20-01 and any extensions authorized under Minnesota
1.17 Statutes, section 12.31, subdivision 2.

1.18 Subd. 2. Information provided to law enforcement. (a) Notwithstanding Minnesota
1.19 Statutes, section 13.3805, during the peacetime public health emergency, the Department
1.20 of Health shall provide health data identifying the current address of any individual who
1.21 has tested positive for the COVID-19 virus to the chief law enforcement officer of the
1.22 political subdivision having jurisdiction over the address.

2.1 (b) In making the disclosure required under paragraph (a), the Department of Health
2.2 shall not disclose the name, age, date of birth, sex, or race of the individual who has tested
2.3 positive for the COVID-19 virus.

2.4 Subd. 3. **Redislosure of data.** (a) Notwithstanding any law to the contrary, during the
2.5 peacetime public health emergency, a chief law enforcement officer may disclose the current
2.6 address of any individual who has tested positive for the COVID-19 virus to the fire chief
2.7 or administrative head of a fire department.

2.8 (b) Notwithstanding any law to the contrary, during the peacetime public health
2.9 emergency, a chief law enforcement officer or a fire chief or administrative head of a fire
2.10 department may disclose that a person at a particular address has tested positive for the
2.11 COVID-19 virus to a peace officer or firefighter dispatched to respond to a call for service
2.12 at that address.

2.13 (c) Except as provided in paragraphs (a) and (b), data received by a chief law enforcement
2.14 officer, fire chief or administrative head of a fire department, peace officer, or firefighter
2.15 that is private data retains its classification and can be used only for the purpose of responding
2.16 to a call for service in a manner that protects the health and safety of peace officers,
2.17 firefighters, and the community.

2.18 **EFFECTIVE DATE.** This section is effective the day following final enactment.