

187.14 CONFIDENTIALITY OF DATA AND NONSOLICITATION.

Subdivision 1. **Confidentiality of data.** Covered employee data, account owner data, account data, and data on beneficiaries of accounts are private data. The program, executive director, and program staff must not disclose private data on individuals, as defined in section 13.02, to anyone other than the covered employee, account owner, or beneficiary, except:

- (1) pursuant to a court order;
- (2) upon the written consent of the covered employee, account owner, beneficiary, or other person who provides the data or is the subject of the data; or
- (3) to a third party with which the program has contracted to perform administrative or record-keeping functions, but only to the extent necessary to carry out the functions and subject to the requirements of this subdivision as if the third party were the program.

Subd. 2. **Nonsolicitation restriction.** Neither program staff nor a third-party administrator, record keeper, or any other vendor or consultant with which the program has contracted may solicit a covered employee, an account owner, or a beneficiary for any product or services not related to the program.

History: 2026 c 106 art 9 s 21