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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. 285

01/22/2019 Authored by Koznick and Masin
The bill was read for the first time and referred to the Committee on Ways and Means

1.1 A bill for an act
1.2 relating to transportation; authorizing data sharing between the Department of
1.3 Human Services and the Metropolitan Council for special transportation purposes;
1.4 amending Minnesota Statutes 2018, sections 13.461, by adding a subdivision;
1.5 13.72, subdivision 10; 473.386, by adding a subdivision.

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

1.7 Section 1. Minnesota Statutes 2018, section 13.461, is amended by adding a subdivision
1.8 to read:

1.9 Subd. 33. Metropolitan Council special transportation service. Data sharing between
1.10 the commissioner of human services and the Metropolitan Council to administer and
1.11 coordinate transportation services for individuals with disabilities and elderly individuals
1.12 is governed by section 473.386, subdivision 9.

1.13 EFFECTIVE DATE. This section is effective June 1, 2019, and applies in the counties
1.14 of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

1.15 Sec. 2. Minnesota Statutes 2018, section 13.72, subdivision 10, is amended to read:

1.16 Subd. 10. **Transportation service data.** (a) Personal, medical, financial, familial, or
1.17 locational information data pertaining to applicants for or users of services providing
1.18 transportation for ~~the disabled~~ individuals with disabilities or elderly individuals are private
1.19 data on individuals.

1.20 (b) Private transportation service data may be disclosed between the commissioner of
1.21 human services and the Metropolitan Council to administer and coordinate human services

2.1 programs and transportation services for individuals with disabilities and elderly individuals
2.2 under section 473.386.

2.3 **EFFECTIVE DATE.** This section is effective June 1, 2019, and applies in the counties
2.4 of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

2.5 Sec. 3. Minnesota Statutes 2018, section 473.386, is amended by adding a subdivision to
2.6 read:

2.7 Subd. 9. **Data practices.** (a) For purposes of administering this section, and only with
2.8 the consent of the data subject, the commissioner of human services and the Metropolitan
2.9 Council may share the following private data on individuals eligible for special transportation
2.10 services:

2.11 (1) name;

2.12 (2) date of birth;

2.13 (3) residential address; and

2.14 (4) program eligibility status with expiration date, to inform the other party of program
2.15 eligibility.

2.16 (b) The commissioner of human services and the Metropolitan Council must provide
2.17 notice regarding data sharing to each individual applying for or renewing eligibility to use
2.18 special transportation services. The notice must seek consent to engage in data sharing under
2.19 paragraph (a), and must state how and for what purposes the individual's private data will
2.20 be shared between the commissioner of human services and the Metropolitan Council. A
2.21 consent to engage in data sharing is effective until the individual's eligibility expires, but
2.22 may be renewed if the individual applies to renew eligibility.

2.23 **EFFECTIVE DATE; APPLICATION.** This section is effective June 1, 2019, and
2.24 applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.
2.25 Within 60 days of this section's effective date, the commissioner of human services and the
2.26 Metropolitan Council must provide notice regarding data sharing to each individual who is
2.27 currently receiving special transportation services under Minnesota Statutes, section 473.386.
2.28 The notice must provide an opportunity to opt out of data sharing under paragraph (a) of
2.29 this section and must state how and for what purposes the individual's private data will be
2.30 shared between the commissioner of human services and the Metropolitan Council. An
2.31 individual who is currently receiving special transportation services on this section's effective
2.32 date is presumed to have consented to data sharing under paragraph (a) unless, within 60

- 3.1 days of the dissemination of the notice, the individual appropriately informs the commissioner
- 3.2 of human services or the Metropolitan Council that the individual opts out of data sharing.