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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-THIRD SESSION

H. F. No. **1329**

02/06/2023 Authored by Carroll and Bahner

The bill was read for the first time and referred to the Committee on Health Finance and Policy

03/06/2023 Adoption of Report: Amended and re-referred to the Committee on Judiciary Finance and Civil Law

1.1 A bill for an act
1.2 relating to health; changing provisions for cancer reporting; amending Minnesota
1.3 Statutes 2022, section 144.69.

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

1.5 Section 1. Minnesota Statutes 2022, section 144.69, is amended to read:

1.6 **144.69 CLASSIFICATION OF DATA ON INDIVIDUALS.**

1.7 Subdivision 1. Data collected by the cancer reporting system. Notwithstanding any
1.8 law to the contrary, including section 13.05, subdivision 9, data collected on individuals by
1.9 the cancer ~~surveillance~~ reporting system, including the names and personal identifiers of
1.10 persons required in section 144.68 to report, shall be private and may only be used for the
1.11 purposes set forth in this section and sections 144.671, 144.672, and 144.68. Any disclosure
1.12 other than is provided for in this section and sections 144.671, 144.672, and 144.68, is
1.13 declared to be a misdemeanor and punishable as such. Except as provided by rule, and as
1.14 part of an epidemiologic investigation, an officer or employee of the commissioner of health
1.15 may interview patients named in any such report, or relatives of any such patient, only after
1.16 ~~the consent of~~ notifying the attending physician, advanced practice registered nurse, physician
1.17 assistant, or surgeon ~~is obtained~~. Research protections for patients must be consistent with
1.18 section 13.04, subdivision 2, and Code of Federal Regulations, title 45, part 46.

1.19 Subd. 2. Transfers of information to state cancer registries and federal government
1.20 agencies. (a) Information containing personal identifiers of a non-Minnesota resident
1.21 collected by the cancer reporting system may be provided to the statewide cancer registry
1.22 of the nonresident's home state solely for the purposes consistent with this section and

2.1 sections 144.671, 144.672, and 144.68, provided that the other state agrees to maintain the
2.2 classification of the information as provided under subdivision 1.

2.3 (b) Information, excluding direct identifiers such as name, Social Security number,
2.4 telephone number, and street address, collected by the cancer reporting system may be
2.5 provided to the Centers for Disease Control and Prevention's National Program of Cancer
2.6 Registries and the National Cancer Institute's Surveillance, Epidemiology, and End Results
2.7 Program registry.

2.8 Sec. 2. **REVISOR INSTRUCTION.**

2.9 The revisor of statutes shall change the term "cancer surveillance system" to "cancer
2.10 reporting system" wherever it appears in the next edition of Minnesota Statutes and Minnesota
2.11 Rules and in the online publication.