

1.1 Sec. Minnesota Statutes 2021 Supplement, section 3.888, is amended to read:

1.2 **3.888 LEGISLATIVE COMMISSION ON CYBERSECURITY.**

1.3 Subdivision 1. **Membership.** The Legislative Commission on Cybersecurity consists
1.4 of the following eight members:

1.5 (1) four senators, including two senators appointed by the senate majority leader and
1.6 two senators appointed by the senate minority leader; and

1.7 (2) four members of the house of representatives, including two members appointed by
1.8 the speaker of the house and two members appointed by the minority leader of the house.

1.9 Subd. 1a. **Definition.** (a) For purposes of this section, the following term has the meaning
1.10 given.

1.11 (b) "Closed meeting records" means the recordings, minutes, documents, and member
1.12 voting records, if any, from a closed meeting by the commission.

1.13 Subd. 2. **Terms; vacancies.** Members of the commission serve for a two-year term
1.14 beginning on appointment and expiring on appointment of a successor after the opening of
1.15 the next regular session of the legislature in the odd-numbered year. A vacancy in the
1.16 membership of the commission must be filled for the unexpired term in a manner that will
1.17 preserve the representation established by this section.

1.18 Subd. 3. **Duties.** The commission shall provide oversight of the state's cybersecurity
1.19 measures. The commission shall review the policies and practices of state agencies with
1.20 regard to cybersecurity and may recommend changes in policy to adequately protect the
1.21 state from cybersecurity threats. The commission may develop recommendations and draft
1.22 legislation to support and strengthen the state's cybersecurity infrastructure.

1.23 Subd. 4. **Chair.** The commission shall elect a chair by a majority vote of members
1.24 present. If the commission is unable to elect a chair by a majority vote at its first meeting
1.25 of a biennium, the ranking member of the majority party shall serve as chair. The officers
1.26 shall alternate between a member of the senate and a member of the house of representatives.
1.27 A chair shall serve a two-year term expiring upon election of a new chair after the opening
1.28 of the next regular session of the legislature in the odd-numbered year.

1.29 Subd. 5. **Meetings.** The commission must meet at least three times per calendar year.
1.30 The meetings of the commission are subject to section 3.055, except that the commission
1.31 may close a meeting when necessary to safeguard the state's cybersecurity. ~~The minutes,~~
1.32 ~~recordings, and documents from a closed meeting under this subdivision~~ records shall be
1.33 maintained by the Legislative Coordinating Commission and shall not be made available

2.1 to the public until at least eight years but no more than 20 years after the date of the closed
2.2 meeting.

2.3 Subd. 5a. **Closed meetings procedures.** The commission must adopt procedures for
2.4 conducting closed meetings before the commission's first closed meeting. At a minimum,
2.5 the procedures must include:

2.6 (1) a requirement to provide notice to the public before each closed meeting of the
2.7 commission's intent and authority to hold a closed meeting;

2.8 (2) a requirement that the commission minimize the number of people present at a closed
2.9 meeting to those necessary to conduct the meeting;

2.10 (3) steps the commission must take if a commission member is alleged to have violated
2.11 the confidentiality of a closed meeting; and

2.12 (4) guidance for the Legislative Coordinating Commission for the public release of
2.13 closed meeting records following eight years. The meetings of the Legislative Coordinating
2.14 Commission under this clause are exempt from section 3.055 when necessary to safeguard
2.15 the confidentiality of closed meeting records.

2.16 Subd. 5b. **Alleged member closed meeting confidentiality violations.** Notwithstanding
2.17 any law to the contrary, if a complaint alleging a member violated the confidentiality of a
2.18 closed meeting is brought to a legislative committee with jurisdiction over ethical conduct,
2.19 the committee with jurisdiction over ethical conduct must preserve the confidentiality of
2.20 the closed meeting at issue.

2.21 Subd. 6. **Administration.** The Legislative Coordinating Commission shall provide
2.22 administrative services for the commission.

2.23 Subd. 7. **Expiration.** The commission expires December 31, 2028.

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