

1.1 moves to amend H.F. No. 3689 as follows:

1.2 Page 1, delete section 2 and insert:

1.3 "Sec. 2. Minnesota Statutes 2016, section 144.2216, subdivision 4, is amended to read:

1.4 Subd. 4. **Opt out in; personally identifying information.** A parent or legal guardian
1.5 must be informed by the commissioner at the time of the initial data collection that ~~they~~
1.6 ~~may request removal at any time of personal identifying information concerning a child~~
1.7 ~~from the birth defects information system using a written form prescribed by the~~
1.8 ~~commissioner~~ the commissioner of health has personally identifying birth defects information
1.9 concerning a child in the birth defects information system, and that the commissioner is
1.10 authorized to retain the personally identifying birth defects information concerning the child
1.11 in the system only if the parent or legal guardian specifically authorizes its retention using
1.12 a written form prescribed by the commissioner. The commissioner shall advise parents or
1.13 legal guardians ~~of infants~~:

1.14 (1) that the personally identifying information on birth defects ~~may~~ shall not be retained
1.15 by the Department of Health unless the parent or legal guardian specifically authorizes its
1.16 retention;

1.17 (2) of the benefit and privacy implications of retaining birth defects records;

1.18 (3) that they may elect to have the birth defects information collected once, within one
1.19 year of birth or fetal death as defined in section 144.222, but to require that all personally
1.20 identifying information be destroyed ~~immediately upon the commissioner receiving the~~
1.21 ~~information~~ no later than one month after the commissioner sends the notice required by
1.22 this subdivision, unless the parent or legal guardian specifically authorizes its retention on
1.23 a written form prescribed by the commissioner.

1.24 ~~If the parents of an infant object in writing to the maintaining of~~ In order to authorize the
1.25 commissioner to maintain personally identifying birth defects information, the objection or

2.1 ~~election shall be recorded on a form that is signed by a parent or legal guardian and submitted~~
2.2 ~~to the commissioner of health~~ parents or guardian must sign the written form and submit
2.3 the form to the commissioner of health; and

2.4 (4) that if the parent or legal guardian ~~chooses to opt-out~~ does not choose to authorize
2.5 the retention by the commissioner of personal identifying information, the commissioner
2.6 will not be able to inform the parent or legal guardian ~~of a child~~ of information related to
2.7 the prevention, treatment, or cause of a particular birth defect."