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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. 1957

03/04/2019 Authored by Richardson
The bill was read for the first time and referred to the Higher Education Finance and Policy Division

1.1 A bill for an act
1.2 relating to data practices; modifying certain higher education data provisions;
1.3 amending Minnesota Statutes 2018, sections 13.322, subdivision 3; 136A.64,
1.4 subdivision 5; 136A.672, by adding a subdivision; 136A.8295, by adding a
1.5 subdivision.

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

1.7 Section 1. Minnesota Statutes 2018, section 13.322, subdivision 3, is amended to read:

1.8 Subd. 3. Minnesota Office of Higher Education. (a) General. Data sharing involving
1.9 the Minnesota Office of Higher Education and other institutions is governed by section
1.10 136A.05.

1.11 (b) Student financial aid. Data collected and used by the Minnesota Office of Higher
1.12 Education on applicants for financial assistance are classified under section 136A.162.

1.13 (c) Minnesota college savings plan data. Account owner data, account data, and data
1.14 on beneficiaries of accounts under the Minnesota college savings plan are classified under
1.15 section 136G.05, subdivision 10.

1.16 (d) School financial records. Financial records submitted by schools registering with
1.17 the Minnesota Office of Higher Education are classified under section 136A.64.

1.18 (e) Enrollment and financial aid data. Data collected from eligible institutions on
1.19 student enrollment and federal and state financial aid are governed by sections 136A.121,
1.20 subdivision 18, and 136A.1701, subdivision 11.

1.21 (f) Student complaint data. Data collected from student complaints are governed by
1.22 sections 136A.672, subdivision 6, and 136A.8295, subdivision 6.

2.1 Sec. 2. Minnesota Statutes 2018, section 136A.64, subdivision 5, is amended to read:

2.2 Subd. 5. **Public information.** All information submitted to the office is public information
 2.3 except financial records, student complaint data, and accreditation records and ~~information~~
 2.4 reports. Except for accreditation reports, the office may disclose ~~financial~~ any records or
 2.5 information submitted to the office:

2.6 (1) to law enforcement officials; or

2.7 (2) in connection with a legal or administrative proceeding to:

2.8 (i) to defend its decision to approve or disapprove granting of degrees or the use of a
 2.9 name or;

2.10 (ii) defend its ~~decisions~~ decision to revoke the institution's approval at a hearing under
 2.11 chapter 14 or other legal proceedings; or

2.12 (iii) enforce a requirement of law.

2.13 Sec. 3. Minnesota Statutes 2018, section 136A.672, is amended by adding a subdivision
 2.14 to read:

2.15 Subd. 6. **Private information.** Student complaint data are private data. The office may
 2.16 disclose student complaint data as provided in section 136A.64, subdivision 5.

2.17 Sec. 4. Minnesota Statutes 2018, section 136A.8295, is amended by adding a subdivision
 2.18 to read:

2.19 Subd. 6. **Private information.** Student complaint data are private data. The office may
 2.20 disclose student complaint data to law enforcement officials or in connection with a legal
 2.21 or administrative proceeding commenced to enforce a requirement of law.