1.1   .... moves to amend H.F. No. 864 as follows:

1.2   Delete everything after the enacting clause and insert:

1.3   "Section 1. Minnesota Statutes 2020, section 13.82, is amended by adding a subdivision

1.4   to read:

1.5   Subd. 33. **Mental health care data.** (a) Mental health data received from the welfare

1.6   system as described in section 13.46, subdivision 7, are classified as described in that section.

1.7   (b) Data received from a provider as described in section 144.294 are classified as

1.8   described in that section.

1.9   (c) Health records received from a provider are governed by section 144.293.

1.10   (d) The following data on individuals created or collected by law enforcement agencies

1.11   are private data on individuals, unless the data become criminal investigative data, in which

1.12   the data are classified by subdivision 7 of this section:

1.13   (1) medications taken by an individual;

1.14   (2) mental illness diagnoses;

1.15   (3) the psychological or psychosocial history of an individual;

1.16   (4) risk factors or potential triggers related to an individual's mental health;

1.17   (5) mental health or social service providers serving an individual; and

1.18   (6) data pertaining to the coordination of social service or mental health care on behalf

1.19   of an individual, including the scheduling of appointments, responses from providers, and

1.20   follow-up.

2.1   (e) Data classified as private by paragraph (d) of this subdivision may be shared with

2.2   the welfare system, as defined in section 13.46, subdivision 1, paragraph (c), to coordinate

2.3   necessary services on behalf of the subject of the data.

2.4   (f) Nothing in this subdivision shall be construed to alter the classification of data

2.5   classified by subdivisions 2, 3, or 6 of this section."

Section 1.   2