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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FOURTH SESSION

H. F. No. 3676

1.1 A bill for an act

1.2 relating to public safety; providing protections, remedies, and modifying various

1.3 provisions of the Safe at Home program; establishing criminal penalties; amending

1.4 Minnesota Statutes 2024, sections 5B.02; 5B.03, subdivision 1; 5B.05; 5B.11;

1.5 5B.13; 171.01, subdivision 45d; 171.0605, subdivision 5; 480.30, subdivision 1;

1.6 626.8469, subdivision 1, by adding a subdivision; Minnesota Statutes 2025

1.7 Supplement, section 43A.36, subdivision 1; proposing coding for new law in

1.8 Minnesota Statutes, chapter 5B.

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

1.10 Section 1. Minnesota Statutes 2024, section 5B.02, is amended to read:

1.11 **5B.02 DEFINITIONS.**

1.12 (a) For purposes of this chapter and unless the context clearly requires otherwise, the

1.13 definitions in this section have the meanings given ~~them~~.

1.14 (b) "Address" means an individual's work address, school address, or residential street

1.15 address, as specified on the individual's application to be a program participant under this

1.16 chapter.

1.17 (c) "Applicant" means an adult, a parent or guardian acting on behalf of an eligible

1.18 minor, an emancipated minor, or a guardian acting on behalf of an incapacitated person, as

1.19 defined in section 524.5-102.

1.20 (d) "Domestic violence" means an act as defined in section 518B.01, subdivision 2,

1.21 paragraph (a), and includes a threat of such acts committed against an individual in a domestic

1.22 situation, regardless of whether these acts or threats have been reported to law enforcement

1.23 officers.

2.1 (e) "Eligible person" means an adult, a minor, or an incapacitated person, as defined in
 2.2 section 524.5-102 for whom there is good reason to believe (1) that the eligible person is a
 2.3 victim of domestic violence, sexual assault, or harassment or stalking, or (2) that the eligible
 2.4 person fears for the person's safety, the safety of another person who resides in the same
 2.5 household, or the safety of persons on whose behalf the application is made. In order to be
 2.6 an eligible person, an individual must reside in Minnesota or must certify that the individual
 2.7 intends to reside in Minnesota within 60 days. A person registered or required to register
 2.8 as a predatory offender under section 243.166 or 243.167, or the law of another jurisdiction,
 2.9 is not an eligible person.

2.10 (f) "Guardian acting on behalf of an eligible minor" means an adult who has legal custody
 2.11 of a child pursuant to section 260C.325 or 260C.515, or another custody arrangement that
 2.12 is approved by a court and that cannot be terminated without a court order.

2.13 ~~(f)~~ (g) "Mail" means first class letters and flats delivered via the United States Postal
 2.14 Service, including priority, express, and certified mail, and excluding (1) periodicals and
 2.15 catalogues, and (2) packages and parcels unless they are clearly identifiable as nonrefrigerated
 2.16 pharmaceuticals or clearly indicate that they are sent by the federal government or a state
 2.17 or county government agency of the continental United States, Hawaii, District of Columbia,
 2.18 or United States territories.

2.19 ~~(g)~~ (h) "Program participant" means an individual certified as a program participant
 2.20 under section 5B.03. For purposes related to banks and financial institutions, program
 2.21 participant includes a business registered by an individual program participant using the
 2.22 address designated by the secretary of state.

2.23 ~~(h)~~ (i) "Harassment" or "stalking" means acts criminalized under section 609.749 and
 2.24 includes a threat of such acts committed against an individual, regardless of whether these
 2.25 acts or threats have been reported to law enforcement officers.

2.26 Sec. 2. Minnesota Statutes 2024, section 5B.03, subdivision 1, is amended to read:

2.27 Subdivision 1. **Application.** The secretary of state shall certify an eligible person as a
 2.28 program participant when the secretary receives an application that must contain:

2.29 (1) the full legal name and date of birth of the eligible person;

2.30 (2) a statement by the applicant that the applicant has good reason to believe (i) that the
 2.31 eligible person listed on the application is a victim of domestic violence, sexual assault, or
 2.32 harassment or stalking, or (ii) that the eligible person fears for the person's safety, the safety
 2.33 of another person who resides in the same household, or the safety of persons on whose

3.1 behalf the application is made, and (iii) that the eligible person is not applying for certification
 3.2 as a program participant in order to avoid prosecution for a crime;

3.3 (3) a designation of the secretary of state as agent for purposes of service of process and
 3.4 for the purpose of receipt of mail;

3.5 (4) the ~~phone~~ telephone number or numbers where the applicant or eligible person can
 3.6 be called by the secretary of state;

3.7 (5) the physical residential address of the eligible person, disclosure of which will increase
 3.8 the risk of domestic violence, sexual assault, or harassment or stalking;

3.9 (6) if mail cannot be delivered to the residential address of the eligible person, the address
 3.10 to which mail should be sent;

3.11 (7) a statement whether the eligible person would like information on becoming an
 3.12 ongoing absentee ballot recipient pursuant to section 5B.06;

3.13 (8) a statement from the eligible person that gives the secretary of state consent to confirm
 3.14 the eligible person's participation in Safe at Home to a third party who provides the program
 3.15 participant's first and last name and date of birth or Safe at Home lot number listed on the
 3.16 program participant's card;

3.17 (9) the signature of the applicant, an indicator of the applicant's authority to act on behalf
 3.18 of the eligible person, if appropriate, the name and signature of any individual or
 3.19 representative of any person who assisted in the preparation of the application, and the date
 3.20 on which the application was signed; ~~and~~

3.21 (10) if the applicant is a guardian acting on behalf of an eligible minor or incapacitated
 3.22 person, the court order establishing the applicant's guardianship or legal custody of the
 3.23 eligible minor or incapacitated person; and

3.24 ~~(10)~~ (11) any other information as required by the secretary of state.

3.25 Sec. 3. Minnesota Statutes 2024, section 5B.05, is amended to read:

3.26 **5B.05 USE OF DESIGNATED ADDRESS.**

3.27 (a) When a program participant presents the address designated by the secretary of state
 3.28 to any person or entity, that address must be accepted as the address of the program
 3.29 participant. The person or entity must not require the program participant to submit any
 3.30 address that could be used to physically locate the participant either as a substitute or in
 3.31 addition to the designated address, or as a condition of receiving a service or benefit, unless
 3.32 the service or benefit would be impossible to provide without knowledge of the program

4.1 participant's physical location. Notwithstanding a person's or entity's knowledge of a program
 4.2 participant's physical location, the person or entity must use the program participant's
 4.3 designated address for all mail correspondence with the program participant, unless the
 4.4 participant owns real property through a limited liability company or trust. A person or
 4.5 entity may only mail to an alternative address if the participant owns real property through
 4.6 a trust or a limited liability company and the participant has requested that the person or
 4.7 entity mail correspondence regarding that ownership to an alternate address.

4.8 (b) A program participant may use the address designated by the secretary of state as
 4.9 the program participant's work or business address.

4.10 (c) A program participant is permitted to use the address designated by the secretary of
 4.11 state when registering a business. If a business is registered using the designated address,
 4.12 a bank or financial institution must accept the designated address along with the Safe at
 4.13 Home street address for the purpose of opening a business account, and the business is
 4.14 considered the customer of the bank or financial institution.

4.15 ~~(e)~~ (d) The Office of the Secretary of State shall forward all mail sent to the designated
 4.16 address to the proper program participants.

4.17 ~~(d)~~ (e) If a program participant has notified a person or entity in writing, on a form
 4.18 prescribed by the program, that the individual is a program participant and of the requirements
 4.19 of this section, the person or entity must not knowingly disclose the participant's name or
 4.20 address identified by the participant on the notice. If identified on the notice, the person or
 4.21 entity receiving the notice must not knowingly disclose the program participant's name,
 4.22 home address, work address, or school address, unless the person to whom the address is
 4.23 disclosed also lives, works, or goes to school at the address disclosed, or the participant has
 4.24 provided written consent to disclosure of the participant's name, home address, work address,
 4.25 or school address for the purpose for which the disclosure will be made. This paragraph
 4.26 applies to the actions and reports of guardians ad litem, except that guardians ad litem may
 4.27 disclose the program participant's name. This paragraph does not apply to records of the
 4.28 judicial branch governed by rules adopted by the supreme court or government entities
 4.29 governed by section 13.045.

4.30 Sec. 4. Minnesota Statutes 2024, section 5B.11, is amended to read:

4.31 **5B.11 LEGAL PROCEEDINGS; PROTECTIVE ORDER.**

4.32 (a) If a program participant's address is protected under section 5B.05, no person or
 4.33 entity shall be compelled to disclose the participant's actual address during the discovery

5.1 phase of or during a proceeding before a court or other tribunal unless the court or tribunal
5.2 finds that:

5.3 (1) there is a reasonable belief that the address is needed to obtain information or evidence
5.4 without which the investigation, prosecution, or litigation cannot proceed; and

5.5 (2) there is no other practicable way of obtaining the information or evidence.

5.6 (b) The court must provide the program participant with notice that address disclosure
5.7 is sought and an opportunity to present evidence regarding the potential harm to the safety
5.8 of the program participant if the address is disclosed. In determining whether to compel
5.9 disclosure, the court must ~~consider whether~~ find that the potential harm to the safety of the
5.10 participant is outweighed by the interest in disclosure. In a criminal proceeding, the court
5.11 must order disclosure of a program participant's address if protecting the address would
5.12 violate a defendant's constitutional right to confront a witness.

5.13 (c) Disclosure of a participant's actual address under this section shall be limited under
5.14 the terms of the order to ensure that the disclosure and dissemination of the actual address
5.15 will be no wider than necessary for the purposes of the investigation, prosecution, or
5.16 litigation.

5.17 (d) Before a court or tribunal directs a participant to disclose the participant's address
5.18 or any portion of the address, the court or tribunal must issue a written order that makes
5.19 findings addressing the factors in paragraphs (a), (b), and (c). The court or tribunal must
5.20 serve the order on the secretary of state. The secretary of state has standing to request
5.21 reconsideration of an order or intervene in a proceeding involving potential disclosure of a
5.22 program participant's address. An order regarding disclosure of a program participant's
5.23 address cannot be enforced until at least 30 days after the order is served on the secretary
5.24 of state. A court may waive the requirements of this paragraph if the court finds in writing
5.25 that these requirements would violate a defendant's constitutional right to a speedy trial.

5.26 (e) Nothing in this section prevents the court or other tribunal from issuing a protective
5.27 order to prevent disclosure of information other than the participant's actual address that
5.28 could reasonably lead to the discovery of the program participant's location.

5.29 Sec. 5. Minnesota Statutes 2024, section 5B.13, is amended to read:

5.30 **5B.13 CRIMINAL PENALTY.**

5.31 (a) When the performance of any act is prohibited under this chapter ~~as of February 1,~~
5.32 ~~2015,~~ but no criminal or civil penalty is provided, the commission of the act is a
5.33 misdemeanor.

6.1 (b) If a person's performance of an act prohibited by this chapter causes bodily harm as
6.2 defined in section 609.02, subdivision 7, the person is guilty of a felony.

6.3 Sec. 6. [5B.14] NONDISCRIMINATION.

6.4 Subdivision 1. Prohibition of discrimination. A person or entity must not, on the basis
6.5 of an individual's status as a program participant:

6.6 (1) refuse to provide services to an individual, including housing, banking, education,
6.7 or any other services;

6.8 (2) provide services to an individual on different terms or with different requirements
6.9 than an individual who is not a program participant; or

6.10 (3) otherwise discriminate against an individual.

6.11 Subd. 2. Remedies. In addition to any other remedies available, an individual who has
6.12 been subjected to discrimination in violation of this section may initiate a civil action in a
6.13 court of competent jurisdiction to enjoin violations of this section.

6.14 Sec. 7. Minnesota Statutes 2025 Supplement, section 43A.36, subdivision 1, is amended
6.15 to read:

6.16 Subdivision 1. **Cooperation; state agencies.** (a) The commissioner may delegate
6.17 administrative functions associated with the duties of the commissioner to appointing
6.18 authorities who have the capability to perform such functions when the commissioner
6.19 determines that it is in the best interests of the state civil service. The commissioner shall
6.20 consult with agencies and agencies shall cooperate as appropriate in implementation of this
6.21 chapter.

6.22 (b) The commissioner, in conjunction with appointing authorities, shall analyze and
6.23 assess current and future human resource requirements of the civil service and coordinate
6.24 personnel actions throughout the civil service to meet the requirements. The commissioner
6.25 shall provide recruiting assistance and make the applicant database available to appointing
6.26 authorities to use in making appointments to positions in the unclassified service.

6.27 (c) The head of each agency in the executive branch shall designate an agency personnel
6.28 officer. The agency personnel officer shall be accountable to the agency head for all personnel
6.29 functions prescribed by laws, rules, collective bargaining agreements, the commissioner
6.30 and the agency head. Except when otherwise prescribed by the agency head in a specific
6.31 instance, the personnel officer shall be assumed to be the authority accountable to the agency
6.32 head over any other officer or employee in the agency for personnel functions.

7.1 (d) The head of each agency in the executive branch shall designate an affirmative action
 7.2 officer who shall have primary responsibility for the administration of the agency's
 7.3 affirmative action plan. The officer shall report directly to the head of the agency on
 7.4 affirmative action matters.

7.5 (e) Pursuant to section 43A.431, the head of each agency in the executive branch shall
 7.6 designate an ADA coordinator who shall have primary responsibility for the administration
 7.7 of ADA policies, procedures, trainings, requests, and arbitration. The coordinator shall
 7.8 report directly to the agency head.

7.9 (f) The head of each agency in the executive branch must designate a Safe at Home
 7.10 coordinator who shall serve as the initial contact for staff of the Safe at Home program
 7.11 under chapter 5B. The coordinator is the designated employee of the government entity
 7.12 who must respond to inquiries from Safe at Home program staff regarding program
 7.13 participants, maintain knowledge of program requirements and procedures, communicate
 7.14 with entity staff and leadership about the entity's obligations under the Safe at Home program,
 7.15 and respond to inquiries from program participants regarding the entity's treatment of data
 7.16 protected under the Safe at Home program. This designation must occur by August 1, 2026.
 7.17 If a Safe at Home coordinator is not designated, the agency head shall serve as the
 7.18 coordinator.

7.19 Sec. 8. Minnesota Statutes 2024, section 171.01, subdivision 45d, is amended to read:

7.20 Subd. 45d. **Residence address and permanent mailing address.** "Residence address"
 7.21 and "permanent mailing address" mean, for purposes of a driver's license or Minnesota
 7.22 identification card,:

7.23 (1) the postal address of the permanent domicile within this state where an individual:

7.24 ~~(1)~~ (i) resides;

7.25 ~~(2)~~ (ii) intends to reside within 30 calendar days after the date of application; or

7.26 ~~(3)~~ (iii) intends to return whenever absent.; or

7.27 (2) for a participant in the Safe at Home address confidentiality program administered
 7.28 by the secretary of state, the designated address under section 5B.05 that is listed on the
 7.29 participant's current and unexpired program participation card.

8.1 Sec. 9. Minnesota Statutes 2024, section 171.0605, subdivision 5, is amended to read:

8.2 Subd. 5. **Evidence; residence in Minnesota.** (a) Submission of two forms of
8.3 documentation from the following is satisfactory evidence of an applicant's principal
8.4 residence address in Minnesota under section 171.06, subdivision 3, paragraph (b):

8.5 (1) a home utility services bill issued no more than 12 months before the application;

8.6 (2) a home utility services hook-up work order issued no more than 12 months before
8.7 the application;

8.8 (3) United States bank or financial information issued no more than 12 months before
8.9 the application, with account numbers redacted, including:

8.10 (i) a bank account statement;

8.11 (ii) a credit card or debit card statement;

8.12 (iii) a brokerage account statement;

8.13 (iv) a money market account statement;

8.14 (v) a Health Savings Account statement; or

8.15 (vi) a retirement account statement;

8.16 (4) a certified transcript from a United States high school, if issued no more than 180
8.17 days before the application;

8.18 (5) a certified transcript from a Minnesota college or university, if issued no more than
8.19 180 days before the application;

8.20 (6) a student summary report from a United States high school signed by a school
8.21 principal or designated authority and issued no more than 180 days before the application;

8.22 (7) an employment pay stub issued no more than 12 months before the application that
8.23 lists the employer's name and address;

8.24 (8) a Minnesota unemployment insurance benefit statement issued no more than 12
8.25 months before the application;

8.26 (9) a statement from an assisted living facility licensed under chapter 144G, nursing
8.27 home licensed under chapter 144A, or a boarding care facility licensed under sections 144.50
8.28 to 144.56, that was issued no more than 12 months before the application;

8.29 (10) a current policy or card for health, automobile, homeowner's, or renter's insurance;

8.30 (11) a federal or state income tax return for the most recent tax filing year;

9.1 (12) a Minnesota property tax statement for the current or prior calendar year or a
9.2 proposed Minnesota property tax notice for the current year that shows the applicant's
9.3 principal residential address both on the mailing portion and the portion stating what property
9.4 is being taxed;

9.5 (13) a Minnesota vehicle certificate of title;

9.6 (14) a filed property deed or title for current residence;

9.7 (15) a Supplemental Security Income award statement issued no more than 12 months
9.8 before the application;

9.9 (16) mortgage documents for the applicant's principal residence;

9.10 (17) a residential lease agreement for the applicant's principal residence issued no more
9.11 than 12 months before the application;

9.12 (18) an affidavit of residence for an applicant whose principal residence is a group home,
9.13 communal living arrangement, cooperative, or a religious order issued no more than 90
9.14 days before the application;

9.15 (19) an assisted living or nursing home statement issued no more than 90 days before
9.16 the application;

9.17 (20) a valid driver's license, including an instruction permit, issued under this chapter;

9.18 (21) a valid Minnesota identification card;

9.19 (22) an unexpired Minnesota professional license;

9.20 (23) an unexpired Selective Service card;

9.21 (24) military orders that are still in effect at the time of application;

9.22 (25) a cellular phone bill issued no more than 12 months before the application; ~~or~~

9.23 (26) a valid license issued pursuant to the game and fish laws; or

9.24 (27) an unexpired Safe at Home card, as defined by Minnesota Rules, part 8290.0100,
9.25 subpart 19.

9.26 (b) In lieu of one of the two documents required by paragraph (a), an applicant under
9.27 the age of 18 may use a parent or guardian's proof of principal residence as provided in this
9.28 paragraph. The parent or guardian of the applicant must provide a document listed under
9.29 paragraph (a) that includes the parent or guardian's name and the same address as the address
9.30 on the document provided by the applicant. The parent or guardian must also certify that
9.31 the applicant is the child of the parent or guardian and lives at that address.

10.1 (c) A document under paragraph (a) must include the applicant's name and principal
10.2 residence address in Minnesota.

10.3 (d) For purposes of this subdivision, Internet service and cable service are utilities.

10.4 Sec. 10. Minnesota Statutes 2024, section 480.30, subdivision 1, is amended to read:

10.5 Subdivision 1. **Child abuse; domestic abuse; harassment.** The supreme court's judicial
10.6 education program must include ongoing training for district court judges on child and
10.7 adolescent sexual abuse, domestic abuse, harassment, stalking, and related civil and criminal
10.8 court issues. The program must include the following:

10.9 (1) information about the specific needs of victims;

10.10 (2) education on the causes of sexual abuse and family violence;

10.11 (3) education on culturally responsive approaches to serving victims;

10.12 (4) education on the impacts of domestic abuse and domestic abuse allegations on
10.13 children and the importance of considering these impacts when making parenting time and
10.14 child custody decisions under chapter 518; ~~and~~

10.15 (5) information on alleged and substantiated reports of domestic abuse, including; but
10.16 not limited to; Department of Human Services survey data; and

10.17 (6) information on the Safe at Home program under chapter 5B, including information
10.18 on legal proceedings subject to section 5B.11.

10.19 The program also must emphasize the need for the coordination of court and legal victim
10.20 advocacy services and include education on sexual abuse and domestic abuse programs and
10.21 policies within law enforcement agencies and prosecuting authorities as well as the court
10.22 system.

10.23 Sec. 11. Minnesota Statutes 2024, section 626.8469, subdivision 1, is amended to read:

10.24 Subdivision 1. **In-service training required.** (a) Beginning July 1, 2018, the chief law
10.25 enforcement officer of every state and local law enforcement agency shall provide in-service
10.26 training in crisis intervention and mental illness crises; conflict management and mediation;
10.27 recognizing and valuing community diversity and cultural differences to include implicit
10.28 bias training; and training to assist peace officers in identifying, responding to, and reporting
10.29 incidents committed in whole or in substantial part because of the victim's actual or perceived
10.30 race, color, ethnicity, religion, sex, gender, sexual orientation, gender identity, gender
10.31 expression, age, national origin, or disability as defined in section 363A.03, or because of

11.1 the victim's actual or perceived association with another person or group of a certain actual
11.2 or perceived race, color, ethnicity, religion, sex, gender, sexual orientation, gender identity,
11.3 gender expression, age, national origin, or disability as defined in section 363A.03, to every
11.4 peace officer and part-time peace officer employed by the agency. The training shall comply
11.5 with learning objectives developed and approved by the board and shall meet board
11.6 requirements for board-approved continuing education credit. Every three years the board
11.7 shall review the learning objectives and must consult and collaborate with communities
11.8 most targeted by hate crimes because of their characteristics as described above, organizations
11.9 with expertise in providing training on hate crimes, and the statewide coalition of
11.10 organizations representing communities impacted by hate crimes in identifying appropriate
11.11 objectives and training courses related to identifying, responding to, and reporting incidents
11.12 committed in whole or in substantial part because of the victim's or another's actual or
11.13 perceived race, color, ethnicity, religion, sex, gender, sexual orientation, gender identity,
11.14 gender expression, age, national origin, or disability as defined in section 363A.03, or
11.15 because of the victim's actual or perceived association with another person or group of a
11.16 certain actual or perceived race, color, ethnicity, religion, sex, gender, sexual orientation,
11.17 gender identity, gender expression, age, national origin, or disability as defined in section
11.18 363A.03. The training shall consist of at least 16 continuing education credits within an
11.19 officer's three-year licensing cycle. Each peace officer with a license renewal date after June
11.20 30, 2018, is not required to complete this training until the officer's next full three-year
11.21 licensing cycle.

11.22 (b) Beginning July 1, 2021, the training mandated under paragraph (a) must be provided
11.23 by an approved entity. The board shall create a list of approved entities and training courses
11.24 and make the list available to the chief law enforcement officer of every state and local law
11.25 enforcement agency. Each peace officer (1) with a license renewal date before June 30,
11.26 2022, and (2) who received the training mandated under paragraph (a) before July 1, 2021,
11.27 is not required to receive this training by an approved entity until the officer's next full
11.28 three-year licensing cycle.

11.29 (c) For every peace officer and part-time peace officer with a license renewal date of
11.30 June 30, 2022, or later, the training mandated under paragraph (a) must:

11.31 (1) include a minimum of six hours for crisis intervention and mental illness crisis
11.32 training that meets the standards established in subdivision 1a; ~~and~~

11.33 (2) include a minimum of four hours to ensure safer interactions between peace officers
11.34 and persons with autism in compliance with section 626.8474-; and

12.1 (3) include a minimum of one hour on the Safe at Home program under chapter 5B.

12.2 Sec. 12. Minnesota Statutes 2024, section 626.8469, is amended by adding a subdivision
12.3 to read:

12.4 Subd. 1c. **Safe at Home.** To fulfill the requirement in subdivision 1, paragraph (c),
12.5 clause (3), a peace officer must undergo training provided by the secretary of state or another
12.6 entity approved by the secretary of state.