

1.1 Liebling and Scott from the Committee on Judiciary Finance and Civil Law to which
1.2 was referred:

1.3 H. F. No. 2700, A bill for an act relating to consumer protection; modifying the Minnesota
1.4 Consumer Data Privacy Act to make consumer health data a form of sensitive data; adding
1.5 additional protections for sensitive data; amending Minnesota Statutes 2024, sections
1.6 325M.11; 325M.12; 325M.16, subdivision 2; 325M.18; 325M.20; proposing coding for
1.7 new law in Minnesota Statutes, chapter 325M.

1.8 Reported the same back with the following amendments:

1.9 Page 3, line 13, delete "with an accuracy of more than"

1.10 Page 3, delete line 14

1.11 Page 3, line 15, delete "coordinate system,"

1.12 Page 3, line 20, delete "identifies" and insert "a controller uses to identify"

1.13 Page 3, line 31, after the semicolon, insert "and"

1.14 Page 4, line 1, delete "could reasonably" and insert "a controller uses to"

1.15 Page 4, line 2, delete the semicolon and insert a period

1.16 Page 4, delete lines 3 to 10

1.17 Page 5, line 26, delete "or"

1.18 Page 5, line 27, strike the period and insert "; or"

1.19 Page 5, after line 27, insert:

1.20 "(6) inferences made by a controller based on personal data, alone or in combination
1.21 with other data, which are used to indicate any of the sensitive data categories identified in
1.22 clauses (1) to (5)."

1.23 Page 5, line 30, after "data" insert "to a third party"

1.24 Page 6, line 2, delete "health"

2.1 Page 6, line 10, delete "or"

2.2 Page 6, after line 14, insert:

2.3 "(4) the disclosure or transfer of personal data to an affiliate of the controller;

2.4 (5) the disclosure of information that the consumer intentionally made available to the
2.5 general public via a channel of mass media and did not restrict to a specific audience; or

2.6 (6) the exchange of personal data between the producer of a good or service and
2.7 authorized agents of the producer who sell and service the goods and services, to enable
2.8 the cooperative provisioning of goods and services by both the producer and the producer's
2.9 agents."

2.10 Page 11, line 18, delete "(g)" and insert "(h)"

2.11 Page 11, line 32, reinstate the stricken language

2.12 Page 12, line 3, delete "sensitive" and insert "health"

2.13 Page 12, delete lines 5 to 15 and insert:

2.14 "(f) A controller may not sell a consumer's sensitive data with any party other than the
2.15 consumer except with the consumer's consent to the specified sale.

2.16 (g) A consumer's consent to share health data under paragraph (e), or to sell sensitive
2.17 data under paragraph (f), must be separate and distinct from a consumer's consent to process
2.18 the consumer's sensitive data under paragraph (d). A consent under this subdivision must
2.19 be obtained prior to the processing, sharing, or sale, as applicable, of any sensitive data.
2.20 Any request for consent to the processing, sharing, or sale, as applicable, of any sensitive
2.21 data under this subdivision must clearly and conspicuously disclose:

2.22 (1) the categories of sensitive data processed, shared, or sold, as applicable;

2.23 (2) the purpose of the processing, sharing, or sale, as applicable, of the sensitive data,
2.24 including the specific ways in which it will be used;

2.25 (3) the categories of entities with which the sensitive data is shared or sold; and

2.26 (4) how the consumer can withdraw consent from future processing, sharing, or sale of
2.27 the consumer's sensitive data."

2.28 Page 12, line 16, delete "(g)" and insert "(h)"

2.29 Page 12, line 20, delete "(h)" and insert "(i)"

2.30 Page 12, line 26, delete "(i)" and insert "(j)"

3.1 Page 12, line 30, delete "(j)" and insert "(k)"

3.2 Page 12, after line 32, insert:

3.3 "Sec. 4. Minnesota Statutes 2024, section 325M.17, is amended to read:

3.4 **325M.17 REQUIREMENTS FOR SMALL BUSINESSES.**

3.5 (a) A small business, as defined by the United States Small Business Administration
3.6 under Code of Federal Regulations, title 13, part 121, that conducts business in Minnesota
3.7 or produces products or services that are targeted to residents of Minnesota, must not sell
3.8 a consumer's sensitive data or share a consumer's health data without the consumer's prior
3.9 consent.

3.10 (b) Penalties and attorney general enforcement procedures under section 325M.20 apply
3.11 to a small business that violates this section."

3.12 Page 14, line 6, delete the new language

3.13 Page 14, after line 6, insert:

3.14 "(4) the sharing of health data;"

3.15 Page 14, line 7, strike "(4)" and insert "(5)"

3.16 Page 14, line 9, strike "(5)" and insert "(6)"

3.17 Page 16, line 5, delete "July 31, 2026" and insert "January 1, 2027"

3.18 Page 16, line 6, delete "2030" and insert "2029"

3.19 Renumber the sections in sequence

3.20 Correct the title numbers accordingly

3.21 With the recommendation that when so amended the bill be placed on the General
3.22 Register.

3.23 This Committee action taken March 26, 2026

3.24, Co-Chair

3.25, Co-Chair