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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-THIRD SESSION

H. F. No. 388

01/17/2023 Authored by Burkel
The bill was read for the first time and referred to the Committee on Judiciary Finance and Civil Law

1.1 A bill for an act
1.2 relating to data practices; requiring interagency group meetings to be open to the
1.3 public; amending Minnesota Statutes 2022, sections 13D.01, subdivisions 1, 4;
1.4 13D.015, subdivision 1.

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

1.6 Section 1. Minnesota Statutes 2022, section 13D.01, subdivision 1, is amended to read:

1.7 Subdivision 1. **In executive branch, local government.** All meetings, including executive
1.8 sessions, must be open to the public

1.9 (a) of a state

1.10 (1) agency,

1.11 (2) board,

1.12 (3) commission, or

1.13 (4) department,

1.14 when required or permitted by law to transact public business in a meeting;

1.15 (b) of the governing body of a

1.16 (1) school district however organized,

1.17 (2) unorganized territory,

1.18 (3) county,

1.19 (4) statutory or home rule charter city,

1.20 (5) town, or

- 2.1 (6) other public body;
- 2.2 (c) of any
- 2.3 (1) committee,
- 2.4 (2) subcommittee,
- 2.5 (3) board,
- 2.6 (4) department, or
- 2.7 (5) commission,
- 2.8 of a public body; ~~and~~
- 2.9 (d) of the governing body or a committee of:
- 2.10 (1) a statewide public pension plan defined in section 356A.01, subdivision 24; or
- 2.11 (2) a local public pension plan governed by sections 424A.091 to 424A.096, or chapter
- 2.12 354A, or Laws 2013, chapter 111, article 5, sections 31 to 42; and
- 2.13 (e) of an interagency group of state employees making recommendations regarding
- 2.14 permitting decisions of a public body.

2.15 **EFFECTIVE DATE.** This section is effective the day following final enactment.

2.16 Sec. 2. Minnesota Statutes 2022, section 13D.01, subdivision 4, is amended to read:

2.17 Subd. 4. **Votes to be kept in journal or minutes.** (a) The votes of the members of the

2.18 state agency, board, commission, ~~or~~ department, or interagency group; or of the governing

2.19 body, committee, subcommittee, board, department, or commission on an action taken in

2.20 a meeting required by this section to be open to the public must be recorded in a journal or

2.21 minutes.

2.22 (b) The vote of each member must be recorded on each appropriation of money, except

2.23 for payments of judgments, claims, and amounts fixed by statute.

2.24 **EFFECTIVE DATE.** This section is effective the day following final enactment.

2.25 Sec. 3. Minnesota Statutes 2022, section 13D.015, subdivision 1, is amended to read:

2.26 Subdivision 1. **Application.** This section applies to:

- 2.27 (1) a state agency, board, commission, ~~or~~ department, ~~and~~ a statewide public pension
- 2.28 plan defined in section 356A.01, subdivision 24, and an interagency group under section
- 2.29 13D.01, subdivision 1, paragraph (e); and

- 3.1 (2) a committee, subcommittee, board, department, or commission of an entity listed in
- 3.2 clause (1).
- 3.3 **EFFECTIVE DATE.** This section is effective the day following final enactment.