

SENATE
STATE OF MINNESOTA
EIGHTY-SEVENTH LEGISLATURE **S.F. No. 1296**

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DATE	D-PG	OFFICIAL STATUS
04/26/2011	1409	Introduction and first reading Referred to Judiciary and Public Safety
04/28/2011	1451	Author added Gimse

1.1 A bill for an act
1.2 relating to public safety; requiring Department of Public Safety to maintain
1.3 database of designated persons to be contacted when licensee involved in serious
1.4 vehicle crash or emergency; amending Minnesota Statutes 2010, sections 13.69,
1.5 subdivision 1; 171.06, by adding a subdivision.

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

1.7 Section 1. Minnesota Statutes 2010, section 13.69, subdivision 1, is amended to read:

1.8 Subdivision 1. **Classifications.** (a) The following government data of the
1.9 Department of Public Safety are private data:

1.10 (1) medical data on driving instructors, licensed drivers, and applicants for parking
1.11 certificates and special license plates issued to physically disabled persons;

1.12 (2) other data on holders of a disability certificate under section 169.345, except that
1.13 data that are not medical data may be released to law enforcement agencies;

1.14 (3) Social Security numbers in driver's license and motor vehicle registration
1.15 records, except that Social Security numbers must be provided to the Department of
1.16 Revenue for purposes of tax administration, the Department of Labor and Industry for
1.17 purposes of workers' compensation administration and enforcement, and the Department
1.18 of Natural Resources for purposes of license application administration; ~~and~~

1.19 (4) data on persons listed as standby or temporary custodians under section 171.07,
1.20 subdivision 11, except that the data must be released to:

1.21 (i) law enforcement agencies for the purpose of verifying that an individual is a
1.22 designated caregiver; or

1.23 (ii) law enforcement agencies who state that the license holder is unable to
1.24 communicate at that time and that the information is necessary for notifying the designated
1.25 caregiver of the need to care for a child of the license holder; and

2.1 (5) data on designated contact persons under section 171.06, subdivision 7, except
2.2 that data must be released to a law enforcement agency who shall notify the designated
2.3 contact person of a situation described in section 171.06, subdivision 7.

2.4 The department may release the Social Security number only as provided in clause
2.5 (3) and must not sell or otherwise provide individual Social Security numbers or lists of
2.6 Social Security numbers for any other purpose.

2.7 (b) The following government data of the Department of Public Safety are
2.8 confidential data: data concerning an individual's driving ability when that data is received
2.9 from a member of the individual's family.

2.10 Sec. 2. Minnesota Statutes 2010, section 171.06, is amended by adding a subdivision
2.11 to read:

2.12 Subd. 7. **Designated contact person.** (a) The department shall offer a form,
2.13 prescribed by the commissioner, to each applicant for an original, duplicate, or renewal
2.14 instruction permit, provisional driver's license, driver's license, enhanced driver's license,
2.15 commercial driver's license, state identification card, or enhanced identification card, on
2.16 which form the applicant may designate one or more contact persons to be notified in
2.17 case of the applicant's involvement in a serious motor vehicle crash or other emergency
2.18 situation that results in the applicant's inability to communicate with the designated contact
2.19 person. The form must include the name, address, telephone number, and relationship
2.20 to the applicant of each designated contact person. A minimum of one contact person
2.21 designated by an applicant who is under 18 years of age and not emancipated, must be a
2.22 parent or legal guardian of the applicant.

2.23 (b) The department shall maintain a computer record of designations under this
2.24 subdivision. Data in the computer record are private data and must be used only as
2.25 provided in section 13.69, subdivision 1.

2.26 (c) At the request of the license holder or cardholder, the department shall modify
2.27 information in the database that was provided by the license holder or cardholder.

2.28 (d) In the event of a motor vehicle crash or other emergency situation resulting in the
2.29 inability of an identified person to communicate, a law enforcement officer shall request
2.30 from the department information in the database to identify a designated contact person.
2.31 The officer shall attempt in good faith to notify the designated contact person concerning
2.32 the crash or emergency situation.

2.33 (e) In performing duties under this subdivision, department employees and law
2.34 enforcement are conclusively presumed to be acting in good faith, are immune from civil
2.35 liability, and not subject to suit for damages.

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3.1 (f) The commissioner shall adopt rules to address creation, modification, and use
3.2 of the designated contact person database.

3.3 Sec. 3. **EFFECTIVE DATE.**

3.4 Sections 1 and 2 are effective July 1, 2012.