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State of Minnesota

HOUSE OF REPRESENTATIVES

EIGHTY-EIGHTH SESSION

H. F. No. 838

02/21/2013 Authored by Schoen
The bill was read for the first time and referred to the Committee on Civil Law
03/06/2013 Adoption of Report: Pass and re-referred to the Committee on Judiciary Finance and Policy
03/13/2013 Adoption of Report: Pass as Amended and Read Second Time

1.1 A bill for an act
1.2 relating to public safety; providing access to court services, detention, and
1.3 corrections data for domestic fatality review teams; amending Minnesota Statutes
1.4 2012, section 611A.203, subdivision 4.

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

1.6 Section 1. Minnesota Statutes 2012, section 611A.203, subdivision 4, is amended to
1.7 read:

1.8 Subd. 4. Duties; access to data. (a) The domestic fatality review team shall collect,
1.9 review, and analyze death certificates and death data, including investigative reports,
1.10 medical and counseling records, victim service records, employment records, child abuse
1.11 reports, or other information concerning domestic violence deaths, survivor interviews
1.12 and surveys, and other information deemed by the team as necessary and appropriate
1.13 concerning the causes and manner of domestic violence deaths.

1.14 (b) The review team has access to the following not public data, as defined in
1.15 section 13.02, subdivision 8a, relating to a case being reviewed by the team: inactive
1.16 law enforcement investigative data under section 13.82; autopsy records and coroner or
1.17 medical examiner investigative data under section 13.83; hospital, public health, or other
1.18 medical records of the victim under section 13.384; records under section 13.46, created
1.19 by social service agencies that provided services to the victim, the alleged perpetrator, or
1.20 another victim who experienced or was threatened with domestic abuse by the perpetrator;
1.21 and child maltreatment records under section 626.556, relating to the victim or a family or
1.22 household member of the victim. Access to medical records under this paragraph also
1.23 includes records governed by sections 144.291 to 144.298. The review team has access to
1.24 corrections and detention data as provided in section 13.85.

2.1 (c) As part of any review, the domestic fatality review team may compel the
2.2 production of other records by applying to the district court for a subpoena, which will be
2.3 effective throughout the state according to the Rules of Civil Procedure.

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