

This Document can be made available in alternative formats upon request

State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-SECOND SESSION

H. F. No. 3976

03/03/2022

Authored by Miller

The bill was read for the first time and referred to the Committee on Transportation Finance and Policy

1.1 A bill for an act

1.2 relating to motor vehicles; modifying provisions regarding access to driver and

1.3 vehicle services information system; amending Minnesota Statutes 2020, section

1.4 171.12, subdivision 1a.

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

1.6 Section 1. Minnesota Statutes 2020, section 171.12, subdivision 1a, is amended to read:

1.7 Subd. 1a. **Driver and vehicle services information system; security and auditing.** (a)

1.8 The commissioner must establish written procedures to ensure that only individuals

1.9 authorized by law may enter, update, or access not public data collected, created, or

1.10 maintained by the driver and vehicle services information system. An authorized individual's

1.11 ability to enter, update, or access data in the system must correspond to the official duties

1.12 or training level of the individual and to the statutory authorization granting access for that

1.13 purpose. All queries and responses, and all actions in which data are entered, updated,

1.14 accessed, shared, or disseminated, must be recorded in a data audit trail. Data contained in

1.15 the audit trail are public to the extent the data are not otherwise classified by law.

1.16 (b) The commissioner must not suspend or revoke the authorization of any individual

1.17 who properly accessed data to complete an authorized transaction or to resolve an issue that

1.18 does not result in a completed authorized transaction. The commissioner must immediately

1.19 and permanently revoke the authorization of any individual who willfully entered, updated,

1.20 accessed, shared, or disseminated data in violation of state or federal law. If an individual

1.21 willfully gained access to data without authorization by law, the commissioner must forward

1.22 the matter to the appropriate prosecuting authority for prosecution. The commissioner must

2.1 establish a process that allows an individual whose access was revoked to appeal that
2.2 decision.

2.3 (c) The commissioner must arrange for an independent biennial audit of the driver and
2.4 vehicle services information system to determine whether data currently in the system are
2.5 classified correctly, how the data are used, and to verify compliance with this subdivision.
2.6 The results of the audit are public. No later than 30 days following completion of the audit,
2.7 the commissioner must provide a report summarizing the audit results to the commissioner
2.8 of administration; the chairs and ranking minority members of the committees of the house
2.9 of representatives and the senate with jurisdiction over transportation policy and finance,
2.10 public safety, and data practices; and the Legislative Commission on Data Practices and
2.11 Personal Data Privacy. The report must be submitted as required under section 3.195, except
2.12 that printed copies are not required.

2.13 **EFFECTIVE DATE.** This section is effective August 1, 2022.