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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-FIFTH
SESSION

HOUSE FILE No. **1506**

March 1, 2007

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The bill was read for the first time and referred to the Committee on Public Safety and Civil Justice

1.1 A bill for an act
1.2 relating to public safety; authorizing an innocent party's name associated with a
1.3 criminal history to be redacted under certain circumstances; amending Minnesota
1.4 Statutes 2006, section 13.87, subdivision 1.

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

1.6 Section 1. Minnesota Statutes 2006, section 13.87, subdivision 1, is amended to read:

1.7 Subdivision 1. **Criminal history data.** (a) **Definition.** For purposes of this
1.8 subdivision, "criminal history data" means all data maintained in criminal history
1.9 records compiled by the Bureau of Criminal Apprehension and disseminated through
1.10 the criminal justice information system, including, but not limited to fingerprints,
1.11 photographs, identification data, arrest data, prosecution data, criminal court data, custody
1.12 and supervision data.

1.13 (b) **Classification.** Criminal history data maintained by agencies, political
1.14 subdivisions and statewide systems are classified as private, pursuant to section 13.02,
1.15 subdivision 12, except that data created, collected, or maintained by the Bureau of
1.16 Criminal Apprehension that identify an individual who was convicted of a crime, the
1.17 offense of which the individual was convicted, associated court disposition and sentence
1.18 information, controlling agency, and confinement information are public data for 15 years
1.19 following the discharge of the sentence imposed for the offense. When an innocent party's
1.20 name is associated with a criminal history, and a determination has been made through a
1.21 fingerprint verification that the innocent party is not the subject of the criminal history, the
1.22 name may be redacted from the public criminal history data. The name shall be retained in
1.23 the criminal history and classified as private data.

2.1 The Bureau of Criminal Apprehension shall provide to the public at the central office
2.2 of the bureau the ability to inspect in person, at no charge, through a computer monitor the
2.3 criminal conviction data classified as public under this subdivision.

2.4 (c) **Limitation.** Nothing in paragraph (a) or (b) shall limit public access to data
2.5 made public by section 13.82.