

..... moves to amend S.F. No. 2884; H.F. No. 1889, the delete everything amendment (S2884-DE1), as follows:

Page 58, delete section 1

Page 60, after line 4, insert:

"Sec. 4. Minnesota Statutes 2024, section 187.03, subdivision 7a, is amended to read:

Subd. 7a. **Home and community-based services employee.** "Home and community-based services employee" means an individual ~~employed by the individual's child or spouse~~ who is not an employee of a provider agency and who is selected by and working under the direction of a participant in a covered program to provide to the participant:

(1) consumer-directed community supports services under sections 256B.092 and 256B.49 and chapter 256S or under the alternative care program authorized under section 256B.0913; or

(2) services under the community first services and supports program authorized under section 256B.85 and Minnesota's federally approved waiver programs.

This definition applies only to this chapter and does not create any other legal rights or obligations under state or federal law."

Page 61, after line 26, insert:

"(d) The executive director must communicate annually by email or otherwise in writing to each covered employee:

(1) The annual limit on employee contributions to a traditional IRA and a Roth IRA in effect under section 408 and 408A, respectively, of the Internal Revenue Code; and

(2) notice that it is the responsibility of the covered employee to reduce the covered employee's contribution rate from the rate under paragraph (b) as necessary to stay within the limit under section 408 or section 408A of the Internal Revenue Code that is applicable to the covered employee and the type of IRA to which the contributions are being credited."

Page 64, after line 2, insert:

"(b) For purposes of section 268.19, subdivision 1, paragraph (a), clause (20), "assisting with communication with employers and to verify employer compliance with chapter 187" means providing the executive director with at least the following information for employers, to the extent available to the commissioner of employment and economic development:

2.1 (1) federal employer identification number;

2.2 (2) business name, address, mailing address, email address, and phone number;

2.3 (3) number of employees; and

2.4 (4) employer industry code."

2.5 Page 64, line 3, strike "(b)" and insert "(c)"

2.6 Page 66, after line 9, insert:

2.7 "Sec. 16. Minnesota Statutes 2024, section 268.19, subdivision 1, is amended to read:

2.8 Subdivision 1. **Use of data.** (a) Except as provided by this section, data gathered from
2.9 any person under the administration of the Minnesota Unemployment Insurance Law are
2.10 private data on individuals or nonpublic data not on individuals as defined in section 13.02,
2.11 subdivisions 9 and 12, and may not be disclosed except according to a district court order
2.12 or section 13.05. A subpoena is not considered a district court order. These data may be
2.13 disseminated to and used by the following agencies without the consent of the subject of
2.14 the data:

2.15 (1) state and federal agencies specifically authorized access to the data by state or federal
2.16 law;

2.17 (2) any agency of any other state or any federal agency charged with the administration
2.18 of an unemployment insurance program;

2.19 (3) any agency responsible for the maintenance of a system of public employment offices
2.20 for the purpose of assisting individuals in obtaining employment;

2.21 (4) the public authority responsible for child support in Minnesota or any other state in
2.22 accordance with section 518A.83;

2.23 (5) human rights agencies within Minnesota that have enforcement powers;

2.24 (6) the Department of Revenue to the extent necessary for its duties under Minnesota
2.25 laws;

2.26 (7) public and private agencies responsible for administering publicly financed assistance
2.27 programs for the purpose of monitoring the eligibility of the program's recipients;

2.28 (8) the Department of Labor and Industry and the Commerce Fraud Bureau in the
2.29 Department of Commerce for uses consistent with the administration of their duties under
2.30 Minnesota law;

(9) the Department of Human Services and the Office of Inspector General and its agents within the Department of Human Services, including county fraud investigators, for investigations related to recipient or provider fraud and employees of providers when the provider is suspected of committing public assistance fraud;

(10) the Department of Human Services for the purpose of evaluating medical assistance services and supporting program improvement;

(11) local and state welfare agencies for monitoring the eligibility of the data subject for assistance programs, or for any employment or training program administered by those agencies, whether alone, in combination with another welfare agency, or in conjunction with the department or to monitor and evaluate the statewide Minnesota family investment program and other cash assistance programs, the Supplemental Nutrition Assistance Program, and the Supplemental Nutrition Assistance Program Employment and Training program by providing data on recipients and former recipients of Supplemental Nutrition Assistance Program (SNAP) benefits, cash assistance under chapter 256, 256D, 256J, or 256K, child care assistance under chapter 142E, or medical programs under chapter 256B or 256L or formerly codified under chapter 256D;

(12) local and state welfare agencies for the purpose of identifying employment, wages, and other information to assist in the collection of an overpayment debt in an assistance program;

(13) local, state, and federal law enforcement agencies for the purpose of ascertaining the last known address and employment location of an individual who is the subject of a criminal investigation;

(14) the United States Immigration and Customs Enforcement has access to data on specific individuals and specific employers provided the specific individual or specific employer is the subject of an investigation by that agency;

(15) the Department of Health for the purposes of epidemiologic investigations;

(16) the Department of Corrections for the purposes of case planning and internal research for preprobation, probation, and postprobation employment tracking of offenders sentenced to probation and preconfinement and postconfinement employment tracking of committed offenders;

(17) the state auditor to the extent necessary to conduct audits of job opportunity building zones as required under section 469.3201;

4.1 (18) the Office of Higher Education for purposes of supporting program improvement,
4.2 system evaluation, and research initiatives including the Statewide Longitudinal Education
4.3 Data System; ~~and~~

4.4 (19) the Family and Medical Benefits Division of the Department of Employment and
4.5 Economic Development to be used as necessary to administer chapter 268B; and

4.6 (20) the executive director or interim executive director of the Minnesota Secure Choice
4.7 Retirement Program established under chapter 187 for the purposes of assisting with
4.8 communication with employers and to verify employer compliance with chapter 187.

4.9 (b) Data on individuals and employers that are collected, maintained, or used by the
4.10 department in an investigation under section 268.182 are confidential as to data on individuals
4.11 and protected nonpublic data not on individuals as defined in section 13.02, subdivisions 3
4.12 and 13, and must not be disclosed except under statute or district court order or to a party
4.13 named in a criminal proceeding, administrative or judicial, for preparation of a defense.

4.14 (c) Data gathered by the department in the administration of the Minnesota unemployment
4.15 insurance program must not be made the subject or the basis for any suit in any civil
4.16 proceedings, administrative or judicial, unless the action is initiated by the department."

4.17 Page 66, line 11, delete "15" and insert "16"

4.18 Renumber the sections in sequence

4.19 Amend the title accordingly