

**SENATE**  
**STATE OF MINNESOTA**  
**EIGHTY-NINTH SESSION**

**S.F. No. 1075**

(SENATE AUTHORS: SAXHAUG, Hoffman, Senjem, Eaton and Tomassoni)

DATE	D-PG	OFFICIAL STATUS
02/23/2015	399	Introduction and first reading Referred to Environment and Energy
03/05/2015	576	Author added Eaton
03/29/2016		Comm report: To pass as amended and re-refer to Judiciary
03/30/2016		Author added Tomassoni

1.1 A bill for an act  
1.2 relating to game and fish; requiring online applications for hunting and fishing  
1.3 licenses to provide for organ donation; requiring a report; amending Minnesota  
1.4 Statutes 2014, sections 13.7931, subdivision 6; 171.075, subdivision 1; proposing  
1.5 coding for new law in Minnesota Statutes, chapter 97A.

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

1.7 Section 1. Minnesota Statutes 2014, section 13.7931, subdivision 6, is amended to read:

1.8 Subd. 6. **Electronic licensing system data.** Data on individuals created, collected,  
1.9 stored, or maintained by the department for the purposes of obtaining a noncommercial  
1.10 game and fish license, cross-country ski pass, horse pass, or snowmobile trail sticker;  
1.11 registering a recreational motor vehicle; or any other electronic licensing transaction are  
1.12 classified under ~~section~~ sections 84.0874 and 97A.408.

1.13 **EFFECTIVE DATE.** This section is effective March 1, 2017.

1.14 Sec. 2. **[97A.408] ANATOMICAL GIFT OPTION; EDUCATION.**

1.15 (a) Applications through the Department of Natural Resources' online sales system  
1.16 for a resident license to hunt or fish that is required under this chapter or chapter 97B  
1.17 must allow the applicant to indicate a desire to make an anatomical gift according to  
1.18 paragraph (b).

1.19 (b) The online sales system application must contain statements sufficient to comply  
1.20 with the requirements of the Darlene Luther Revised Uniform Anatomical Gift Act,  
1.21 chapter 525A, so that execution of the application makes the anatomical gift effective  
1.22 for those indicating a desire to make an anatomical gift. The department Web site must  
1.23 provide a link to a federally designated organ procurement organization Web site that

2.1 contains information describing Minnesota laws regarding anatomical gifts, the need for  
 2.2 and benefits of anatomical gifts, and the legal implications of making an anatomical gift,  
 2.3 including the law governing revocation of anatomical gifts.

2.4 (c) The commissioner must provide education by distributing information about  
 2.5 organ and tissue donation and how to register as a donor. The commissioner must  
 2.6 distribute the information through Department of Natural Resources print and digital  
 2.7 communications targeting those who hunt and fish. The commissioner must prepare the  
 2.8 information in conjunction with a Minnesota organ procurement organization.

2.9 (d) The commissioner is not required to keep the physical record of the donor's  
 2.10 application after issuing the license in order for the anatomical gift to be valid. When an  
 2.11 individual indicates consent on an online sales system transaction to share private data  
 2.12 for the record of registered donors, the commissioner must provide the private name and  
 2.13 address of the individual to the organ procurement organization designated by the federal  
 2.14 government. The names and addresses are classified as private data under section 84.0874  
 2.15 and remain private once provided to the organ procurement organization.

2.16 (e) Chapter 525A applies to anatomical gifts made on an application for a license  
 2.17 under this section.

2.18 (f) The department must be reimbursed under section 171.075, subdivision 1, for the  
 2.19 reasonable costs of administering an anatomical gift program.

2.20 **EFFECTIVE DATE.** This session is effective March 1, 2017.

2.21 Sec. 3. Minnesota Statutes 2014, section 171.075, subdivision 1, is amended to read:

2.22 Subdivision 1. **Anatomical gift account.** An anatomical gift account is established  
 2.23 in the special revenue fund. The account ~~consist~~ consists of funds donated under sections  
 2.24 168.013, subdivision 22, and 171.06, subdivision 2, and any other money donated,  
 2.25 allotted, transferred, or otherwise provided to the account. Money in the account is  
 2.26 annually appropriated to the commissioner for:

- 2.27 (1) grants under subdivision 2, ~~and~~;  
 2.28 (2) administrative expenses in implementing the donation and grant program; ~~and~~ and  
 2.29 (3) reimbursements to state agencies for administrative costs incurred in  
 2.30 implementing an anatomical gift and donation program.

2.31 **EFFECTIVE DATE.** This section is effective March 1, 2017.

2.32 Sec. 4. **INTERIM REPORT.**

3.1 By January 1, 2018, the commissioner of natural resources must submit a report  
3.2 to the chairs and ranking minority members of the senate and house of representatives  
3.3 committees with primary jurisdiction over natural resources policy that describes the  
3.4 progress made in implementing this act, including the arrangements made to provide  
3.5 access to departmental records and any delays or problems encountered.