

April 6, 2026

Via email

James Lawrence

James.Lawrence@mspmact.org

Re: Notice of Commissioner of Administration Advisory Opinion

Chair Lawrence:

The purpose of this letter is to inform you that Edward Hasbrouck has asked the Commissioner of Administration to issue an advisory opinion regarding the Metropolitan Airport Commission Board of Commissioners (Board) and the manner in which the Board performs its duties under Minn. Stat. Chapter 13D, the Open Meeting Law (OML). A copy of the request is included with this notice, along with attachments. The Commissioner's authority to issue advisory opinions is found in Minnesota Statutes, section 13.072. The Data Practices Office (DPO) prepares advisory opinions for the Commissioner.

The Commissioner will address the following issue in the advisory opinion:

- Does the Metropolitan Airports Commission Board of Commissioners policy requiring attendees to pay for TSA ConfirmID or obtain a Real ID or passport to attend meetings violate Minnesota Statutes, section 13D.01 to hold open meetings?

Please note: The advisory opinion will be limited to the above issue and will not address concerns outside the Commissioner's authority (i.e., the oversight and conduct of the TSA, policy considerations behind federal ID standards).

Additionally, section 13.072, subdivision 4 permits a government entity to submit not public data to the Commissioner of Administration for the purpose of responding to a person's request for an opinion. If you submit any not public data when responding, please inform DPO of the applicable classifications so our office can ensure that we appropriately apply those classifications to the data in our possession.

Although the advisory opinion will not be binding on the Board, a court must give the opinion deference. In addition, the opinion may offer some legal protection if the Board chooses to act in conformity with the conclusions the Commissioner reaches in the opinion.

The Commissioner will not issue an opinion on a matter that is currently in court or has been the subject of a judge's order or decision. Please notify DPO right away if you have been or are involved in litigation about the data at issue.

Section 13.072 requires the Commissioner to issue an opinion within 50 days of receipt of the request. **Therefore, the Commissioner must issue the opinion by May 21, 2026.**

Hasbrouck/MAC

Page 2

Please submit any comments that you or the Board's legal counsel choose to provide by the close of business on **April 20, 2026**. Any comments the Board provides should focus on the issue stated above.

All advisory opinions are public and posted on our website at <https://mn.gov/admin/data-practices/>. If you are unfamiliar with the opinion process, it may be helpful to review previously issued opinions.

If you have any questions, please contact me at 651-201-2502 or taya.moxley-goldsmith@state.mn.us.

Regards,



TAYA MOXLEY-GOLDSMITH
DIRECTOR, DATA PRACTICES OFFICE
MINNESOTA DEPARTMENT OF ADMINISTRATION

Enclosures

cc: Edward Hasbrouck (via email)
Jeff Lea (via email)