

a provider, facility, employee, or agent to be sued under the Human Rights Act or if it is proved, by a preponderance of the evidence, that the information was fraudulently disclosed or disclosed with deliberate disregard as to its truth or falsity. Provides that this subdivision does not preclude an action against a prospective employer for disclosing information received under this section.

Subd. 3. Reference checks. Paragraph (a) lists information about a current or former employee that a provider, facility, employee, or agent may disclose in writing to a prospective employer, upon written request. Paragraph (b) lists additional information that may be disclosed in writing with the current or former employee's consent. Paragraph (c) specifies that a copy of the information disclosed and information on to whom it was disclosed must be provided to the current or former employee, upon request.