

## State of Minnesota Breastfeeding Laws

### **181.939 NURSING MOTHERS.**

An employer must provide reasonable unpaid break time each day to an employee who needs to express breast milk for her infant child. The break time must, if possible, run concurrently with any break time already provided to the employee. An employer is not required to provide break time under this section if to do so would unduly disrupt the operations of the employer. The employer must make reasonable efforts to provide a room or other location, in close proximity to the work area, other than a toilet stall, where the employee can express her milk in privacy. The employer would be held harmless if reasonable effort has been made. For the purposes of this section, "employer" means a person or entity that employs one or more employees and includes the state and its political subdivisions.

**History:** [1998 c 369 s 1](#)

### **145.905 LOCATION FOR BREAST-FEEDING.**

A mother may breast-feed in any location, public or private, where the mother and child are otherwise authorized to be, irrespective of whether the nipple of the mother's breast is uncovered during or incidental to the breast-feeding.

**History:** [1998 c 407 art 2 s 83](#)

### **617.23 INDECENT EXPOSURE; PENALTIES.**

Subdivision 1. **Misdemeanor.** A person who commits any of the following acts in any public place, or in any place where others are present, is guilty of a misdemeanor:

- (1) willfully and lewdly exposes the person's body, or the private parts thereof;
- (2) procures another to expose private parts; or
- (3) engages in any open or gross lewdness or lascivious behavior, or any public indecency other than behavior specified in this subdivision.

Subd. 2. **Gross misdemeanor.** A person who commits any of the following acts is guilty of a gross misdemeanor:

- (1) the person violates subdivision 1 in the presence of a minor under the age of 16; or
- (2) the person violates subdivision 1 after having been previously convicted of violating subdivision 1, sections [609.342](#) to [609.3451](#), or a statute from another state in conformity with any of those sections.

Subd. 3. **Felony.** A person is guilty of a felony and may be sentenced to imprisonment for not more than five years or to payment of a fine of not more than \$10,000, or both, if:

- (1) the person violates subdivision 2, clause (1), after having been previously convicted of or adjudicated delinquent for violating subdivision 2, clause (1); section [609.3451](#), subdivision 1, clause (2); or a statute from another state in conformity with subdivision 2, clause (1), or section [609.3451, subdivision 1](#), clause (2); or
- (2) the person commits a violation of subdivision 1, clause (1), in the presence of another person while intentionally confining that person or otherwise intentionally restricting that person's freedom to move.

### **Subd. 4. Breast-feeding. It is not a violation of this section for a woman to breast-feed.**

**History:** (10186) RL s 4953; [1931 c 321](#); [1986 c 444](#); [1994 c 636 art 2 s 54](#); [1995 c 226 art 2 s 31](#); [1996 c 408 art 3 s 37](#); [1998 c 367 art 3 s 14](#); [1998 c 369 s 2](#)