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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-THIRD SESSION

H. F. No. 3825

02/15/2024 Authored by Keeler; Hanson, J.; Frazier; Gomez; Zeleznikar and others
The bill was read for the first time and referred to the Committee on Children and Families Finance and Policy

1.1 A bill for an act
1.2 relating to child care licensing; modifying employment qualifications and the
1.3 definition of education for child care centers; amending Minnesota Statutes 2023
1.4 Supplement, section 245A.02, subdivision 6b.

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

1.6 Section 1. Minnesota Statutes 2023 Supplement, section 245A.02, subdivision 6b, is
1.7 amended to read:

1.8 Subd. 6b. Experience. For purposes of child care centers, "experience" means paid or
1.9 unpaid employment:

1.10 (1) caring for children as a teacher, assistant teacher, aide, or student intern:

1.11 (i) in a licensed child care center, a licensed family day care or group family day care,
1.12 or a Tribally licensed child care program in any United States state or territory; or

1.13 (ii) in a public or nonpublic school;

1.14 (2) caring for children as a staff person or unsupervised volunteer in a certified,
1.15 license-exempt child care center under chapter 245H; or

1.16 (3) providing direct contact services in a home or residential facility serving children
1.17 with disabilities that requires a background study under section 245C.03; or

1.18 (4) providing direct contact services to elderly or disabled adults that require a background
1.19 study under section 245C.03; or

1.20 (5) caring for children in their own home under an arrangement that is excluded from
1.21 licensing requirements under section 245A.03, subdivision 2.

2.1 Sec. 2. **DIRECTION TO THE COMMISSIONER OF HUMAN SERVICES;**
2.2 **AMENDING STAFF EDUCATION RULES FOR CHILD CARE CENTERS.**

2.3 (a) The commissioner of human services must amend the definition of education in
2.4 Minnesota Rules, part 9503.0030, subpart 1, item B, to provide that education means
2.5 accredited course work in any subject from an accredited post secondary institution, including
2.6 but not limited to Tribal colleges.

2.7 (b) For purposes of this section, the commissioner may use the good cause exemption
2.8 process under Minnesota Statutes, section 14.388, subdivision 1, clause (3), and Minnesota
2.9 Statutes, section 14.386, does not apply.