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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETIETH SESSION

H. F. No. **987**

02/09/2017 Authored by Bennett, Kresha, McDonald, Halverson, Lohmer and others
The bill was read for the first time and referred to the Committee on Health and Human Services Reform
02/27/2017 Adoption of Report: Amended and re-referred to the Committee on Health and Human Services Finance

1.1 A bill for an act
1.2 relating to human services; requiring responsible social services agencies to provide
1.3 foster care or other services to certain individuals reentering foster care after 18
1.4 years of age; amending Minnesota Statutes 2016, section 260C.451, subdivision
1.5 6.

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

1.7 Section 1. Minnesota Statutes 2016, section 260C.451, subdivision 6, is amended to read:

1.8 Subd. 6. **Reentering foster care and accessing services after 18 years of age and up**
1.9 **to 21 years of age.** (a) Upon request of an individual who had been under the guardianship
1.10 of the commissioner and who has left foster care without being adopted, the responsible
1.11 social services agency which had been the commissioner's agent for purposes of the
1.12 guardianship shall develop with the individual a plan to increase the individual's ability to
1.13 live safely and independently using the plan requirements of section 260C.212, subdivision
1.14 1, paragraph (c), clause (12), and to assist the individual to meet one or more of the eligibility
1.15 criteria in subdivision 4 if the individual wants to reenter foster care. The responsible social
1.16 services agency shall provide foster care as required to implement the plan. The responsible
1.17 social services agency shall enter into a voluntary placement agreement under section
1.18 260C.229 with the individual if the plan includes foster care.

1.19 (b) Individuals who had not been under the guardianship of the commissioner of human
1.20 services prior to 18 years of age may ask to reenter foster care after age 18 and, ~~to the extent~~
1.21 ~~funds are available,~~ the responsible social services agency that had responsibility for planning
1.22 for the individual before discharge from foster care ~~may~~ shall provide foster care or other
1.23 services to the individual for the purpose of increasing the individual's ability to live safely
1.24 and independently and to meet the eligibility criteria in subdivision 3a, if the individual:

2.1 (1) was in foster care for the six consecutive months prior to the person's 18th birthday,
2.2 or left foster care within six months prior to the person's 18th birthday, and was not
2.3 discharged home, adopted, or received into a relative's home under a transfer of permanent
2.4 legal and physical custody under section 260C.515, subdivision 4; or

2.5 (2) was discharged from foster care while on runaway status after age 15.

2.6 (c) In conjunction with a qualifying and eligible individual under paragraph (b) and
2.7 other appropriate persons, the responsible social services agency shall develop a specific
2.8 plan related to that individual's vocational, educational, social, or maturational needs and,
2.9 ~~to the extent funds are available,~~ provide foster care as required to implement the plan. The
2.10 responsible social services agency shall enter into a voluntary placement agreement with
2.11 the individual if the plan includes foster care.

2.12 (d) A child who left foster care while under guardianship of the commissioner of human
2.13 services retains eligibility for foster care for placement at any time prior to 21 years of age.