

HOUSE OF REPRESENTATIVES

NINETY-SECOND SESSION

H. F. No. 2927

02/01/2022 Authored by Pinto and Bahner
The bill was read for the first time and referred to the Committee on Early Childhood Finance and Policy
02/14/2022 Adoption of Report: Placed on the General Register
Read for the Second Time

1.1 A bill for an act
1.2 relating to human services; allowing the commissioner of human services to
1.3 reinstate waivers and modifications to certain child care programs.

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

1.5 Section 1. REINSTATEMENT AND EXTENSION OF COVID-19 PROGRAM
1.6 WAIVERS AND MODIFICATIONS TO THE CHILD CARE ASSISTANCE
1.7 PROGRAM.

1.8 (a) The commissioner of human services may reinstate waivers and modifications to the
1.9 child care assistance program. The waivers and modifications shall remain in effect until
1.10 June 26, 2022. Waiver CV08, allowing a child care assistance program (CCAP) agency to
1.11 pay child care assistance to a child care provider, may be reinstated when:

1.12 (1) children are not attending child care because the child care provider has temporarily
1.13 closed an entire program due to health concerns related to COVID-19; or

1.14 (2) a provider chooses not to charge or reduces fees for privately paying families because
1.15 of closed or absent days due to health concerns related to COVID-19.

1.16 (b) Child care assistance payments during closures related to COVID-19 are limited to
1.17 up to eight weeks total per child care provider. A child care provider must report any closure
1.18 to the Department of Human Services child care assistance program staff prior to submitting
1.19 child care assistance bills for closed dates to a CCAP agency for payment.

1.20 EFFECTIVE DATE. This section is effective retroactively from November 1, 2021.

2.1 Sec. 2. **TEMPORARY MODIFICATIONS OF CHILD CARE CENTER STAFF;**
2.2 **DISTRIBUTION REQUIREMENTS.**

2.3 (a) The commissioner of human services may temporarily suspend child care center
2.4 staff distribution requirements under Minnesota Rules, part 9503.0040, subpart 2, item D,
2.5 until June 30, 2022.

2.6 (b) A licensed child care center, except as allowed under Minnesota Rules, part
2.7 9503.0040, subpart 2, item B, must have at least one person qualified as a teacher on site
2.8 at all times when a child is in care at the licensed child care center. There must be a staff
2.9 person who is at least 18 years of age with each group of children, except as allowed under
2.10 Minnesota Rules, part 9503.0034, subpart 1.

2.11 (c) A licensed child care center must have a staff person on site who is responsible for
2.12 overseeing the operation of the daily activities of the program, ensuring the health and safety
2.13 of the children, and supervising staff. The on-site staff person is not required to meet the
2.14 qualifications of a director.

2.15 **EFFECTIVE DATE.** This section is effective the day following final enactment.