

State of Minnesota

H. F. No. 3826

2.1 Sec. 2. Minnesota Statutes 2016, section 245C.15, is amended by adding a subdivision to  
2.2 read:

2.3 Subd. 6. **Certain nonviolent offenders.** (a) The commissioner shall not disqualify an  
2.4 otherwise qualified direct contact staff person under section 245G.11 who is a nonviolent  
2.5 controlled substance offender from providing direct contact services as a current or  
2.6 prospective employee, volunteer, or contractor for a licensed program or provider of housing  
2.7 support under chapter 256I. A nonviolent controlled substance offender is a person who  
2.8 meets the criteria described under section 244.0513, subdivision 2, clauses (1), (2), and (6).

2.9 (b) The commissioner shall not disqualify an otherwise qualified direct contact staff  
2.10 person from providing direct contact services as a current or prospective employee, volunteer,  
2.11 or contractor for a licensed program or provider of housing support under chapter 256I, for  
2.12 the following actions or offenses, if the commissioner, upon assessment of the background  
2.13 study, determines that the offenses are not related to the employment duties of the direct  
2.14 contact staff person:

2.15 (1) section 256.98 (wrongfully obtaining assistance);

2.16 (2) section 268.182 (false representation; concealment of facts);

2.17 (3) section 393.07, subdivision 10, paragraph (c) (federal Food Stamp Program fraud);

2.18 (4) section 609.2112, 609.2113, or 609.2114 (criminal vehicular homicide or injury);

2.19 (5) section 609.498 (tampering with a witness);

2.20 (6) section 609.521 (possession of shoplifting gear);

2.21 (7) section 609.535 (issuance of dishonored checks);

2.22 (8) section 609.71 (riot);

2.23 (9) section 617.241 (obscene materials and performances; distribution and exhibition  
2.24 prohibited; penalty);

2.25 (10) section 260C.301 (voluntary termination of parental rights);

2.26 (11) section 609.33 (disorderly house);

2.27 (12) section 617.243 (indecent literature, distribution);

2.28 (13) section 609.66 (dangerous weapons);

2.29 (14) section 609.665 (spring guns);

2.30 (15) section 609.79 (obscene or harassing telephone calls); and

3.1 (16) section 609.795 (letter, telegram, or package; opening; harassment).

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