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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-THIRD SESSION

H. F. No. 4422

02/28/2024 Authored by Hemmingsen-Jaeger and Carroll
The bill was read for the first time and referred to the Committee on Human Services Finance

1.1 A bill for an act
1.2 relating to health; modifying assisted living director qualifications and ongoing
1.3 training requirements; amending Minnesota Statutes 2022, section 144A.20,
1.4 subdivision 4.

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

1.6 Section 1. Minnesota Statutes 2022, section 144A.20, subdivision 4, is amended to read:

1.7 Subd. 4. Assisted living director qualifications; ongoing training. (a) The Board of
1.8 Executives for Long Term Services and Supports may issue licenses to qualified persons
1.9 as an assisted living director and shall approve training and examinations. No license shall
1.10 be issued to a person as an assisted living director unless that person:

- 1.11 (1) is eligible for licensure;
1.12 (2) has applied for licensure under this subdivision within ~~six months~~ 30 days of hire;
1.13 and

- 1.14 (3) has satisfactorily met standards set by the board or is scheduled to complete the
1.15 training in paragraph (b) within ~~one year~~ 30 days of hire. The standards shall be designed
1.16 to assure that assisted living directors are individuals who, by training or experience, are
1.17 qualified to serve as assisted living directors.

1.18 (b) In order to be qualified to serve as an assisted living director, an individual must:

- 1.19 (1) have completed an approved training course and passed an examination approved
1.20 by the board that is designed to test for competence and that includes assisted living facility
1.21 laws in Minnesota; or

2.1 (2)(i) currently be licensed in the state of Minnesota as a nursing home administrator or
2.2 have been validated as a qualified health services executive by the National Association of
2.3 Long Term Care Administrator Boards; and

2.4 (ii) have core knowledge of assisted living facility laws; ~~or~~

2.5 ~~(3) apply for licensure by July 1, 2021, and satisfy one of the following:~~

2.6 ~~(i) have a higher education degree in nursing, social services, or mental health, or another~~
2.7 ~~professional degree with training specific to management and regulatory compliance;~~

2.8 ~~(ii) have at least three years of supervisory, management, or operational experience and~~
2.9 ~~higher education training applicable to an assisted living facility;~~

2.10 ~~(iii) have completed at least 1,000 hours of an executive in training program provided~~
2.11 ~~by an assisted living director licensed under this subdivision; or~~

2.12 ~~(iv) have managed a housing with services establishment operating under assisted living~~
2.13 ~~title protection for at least three years.~~

2.14 (c) An assisted living director must receive at least 30 hours of training continuing
2.15 education every two years on topics relevant to the operation of an assisted living facility
2.16 and the needs of its residents. An assisted living director must maintain records of the
2.17 training required by this paragraph for at least the most recent three-year period and must
2.18 provide these records to Department of Health surveyors upon request. Continuing education
2.19 earned to maintain another professional license, such as a nursing home administrator license,
2.20 nursing license, social worker license, mental health professional license, or real estate
2.21 license, may be used to satisfy this requirement when the continuing education is relevant
2.22 to the assisted living services offered and residents served at the assisted living facility.