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State of Minnesota  
**HOUSE OF REPRESENTATIVES**

EIGHTY-EIGHTH SESSION

**H. F. No. 890**

02/25/2013 Authored by Abeler and Laine

The bill was read for the first time and referred to the Committee on Early Childhood and Youth Development Policy

03/13/2013 Adoption of Report: Pass as Amended and re-referred to the Committee on Health and Human Services Policy

1.1 A bill for an act  
1.2 relating to human services; establishing a family child care pilot program in  
1.3 Anoka County; requiring a report.

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

1.5 Section 1. **FAMILY CHILD CARE PILOT PROGRAM.**

1.6 Subdivision 1. Establishment. The commissioner of human services shall establish  
1.7 a pilot program in Anoka County to transfer responsibility for all licensing functions  
1.8 related to family child care homes to the Department of Human Services.

1.9 Subd. 2. Duties. (a) In order to be eligible for the pilot program, the county board  
1.10 in Anoka County must provide the commissioner of human services with written notice  
1.11 of its intent to begin the pilot program by July 15, 2013.

1.12 (b) If the commissioner of human services receives the notice required in paragraph  
1.13 (a), the commissioner shall be responsible for providing all services related to licensing of  
1.14 family child care homes in Anoka County by July 1, 2014. These services include but  
1.15 are not limited to:

1.16 (1) conducting background studies under Minnesota Statutes, section 245C.04;

1.17 (2) conducting licensing inspections under Minnesota Statutes, chapter 245A;

1.18 (3) investigating complaints related to family child care homes; and

1.19 (4) providing training to family child care providers.

1.20 (c) Responsibilities related to the investigation of alleged or suspected maltreatment  
1.21 of minors under Minnesota Statutes, section 626.556, related to family child care settings  
1.22 shall remain with the county.

2.1 (d) All authorities specifically assigned to counties under Minnesota Statutes and  
2.2 Rules related to the licensing of family child care providers are also assigned to the  
2.3 commissioner.

2.4 (e) Background studies related to family child care providers under this pilot program  
2.5 shall be completed by the commissioner according to Minnesota Statutes, section 245C.08,  
2.6 subdivision 1, and after a background study has been completed on each person by the  
2.7 Department of Human Services, no repeat background studies by the commissioner on an  
2.8 individual related to the particular licensed site is required unless the commissioner has  
2.9 reasonable cause as defined under Minnesota Statutes, section 245C.02, subdivision 15.

2.10 (f) Family child care providers under this pilot program shall remain responsible for  
2.11 annual inspection and background study fees identified under Minnesota Statutes, section  
2.12 245A.10, subdivision 2, except that providers shall pay the combined total of \$150 per  
2.13 year to the commissioner.

2.14 (g) Anoka County shall reimburse the commissioner of human services for providing  
2.15 the services identified in paragraph (b) as follows:

- 2.16 (1) \$310,444 on July 1, 2014;  
2.17 (2) \$310,444 on January 15, 2015;  
2.18 (3) \$248,356 on July 1, 2015;  
2.19 (4) \$248,356 on January 15, 2016;  
2.20 (5) \$186,267 on July 1, 2016;  
2.21 (6) \$186,267 on January 15, 2017;  
2.22 (7) \$124,178 on July 1, 2017;  
2.23 (8) \$124,178 on January 15, 2018;  
2.24 (9) \$62,089 on July 1, 2018; and  
2.25 (10) \$62,089 on January 15, 2019.

2.26 Any funds received by the commissioner according to this paragraph that remain unspent  
2.27 at the end of any fiscal year shall be retained by the commissioner and carried over to  
2.28 the next fiscal year.

2.29 (h) The commissioner shall propose a fee to the 2015 legislature that recovers the  
2.30 actual costs for the commissioner's direct oversight and licensing of family child care  
2.31 providers in Anoka County under this pilot program.

2.32 (i) The commissioner, in consultation with Anoka County, shall submit a report to  
2.33 the legislature by January 15, 2018, that provides a comparative analysis of the efficiency  
2.34 and effectiveness of the pilot program under this section compared to the current model  
2.35 of county oversight of family child care providers under Minnesota Statutes, section  
2.36 245A.16. The report shall include recommendations as to whether the pilot program

3.1 should be continued or expanded to additional counties, and recommendations for fees  
3.2 necessary to recover costs of licensing oversight.

3.3 **EFFECTIVE DATE.** This section is effective January 1, 2014, except that  
3.4 subdivision 2, paragraph (e), is effective the day following final enactment.