

**SENATE**  
**STATE OF MINNESOTA**  
**NINETY-SECOND SESSION**

**S.F. No. 3871**

(SENATE AUTHORS: DRAHEIM)

DATE  
03/09/2022

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OFFICIAL STATUS  
Introduction and first reading  
Referred to Health and Human Services Finance and Policy

- 1.1 A bill for an act
- 1.2 relating to human services; establishing a birth record process for certain persons
- 1.3 eligible for medical assistance; amending Minnesota Statutes 2020, sections
- 1.4 144.226, by adding a subdivision; 148F.11, by adding a subdivision; proposing
- 1.5 coding for new law in Minnesota Statutes, chapter 144.
- 1.6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
- 1.7 Section 1. **[144.2256] CERTIFIED BIRTH RECORD FOR PERSONS ELIGIBLE**
- 1.8 **FOR MEDICAL ASSISTANCE.**
- 1.9 Subdivision 1. **Application.** A subject of a birth record who is eligible for medical
- 1.10 assistance according to chapter 256B and who has been treated for a substance use disorder
- 1.11 within the last 12 months of application may apply to the state registrar or a local issuance
- 1.12 office for a certified birth record according to this section. The state registrar or local issuance
- 1.13 office shall issue a certified birth record or statement of no vital record found to a subject
- 1.14 of a birth record and waive all fees if the applicant meets the following conditions:
- 1.15 (1) a completed application signed by the subject of the birth record;
- 1.16 (2) a statement that the subject of the birth record is eligible for medical assistance
- 1.17 according to chapter 256B and has been treated for substance use disorder in the last 12
- 1.18 months, signed by the subject of the birth record; and
- 1.19 (3) one of the following:
- 1.20 (i) an identity document listed in Minnesota Rules, part 4601.2600, subpart 8, or, at the
- 1.21 discretion of the state registrar or local issuance office, listed in Minnesota Rules, part
- 1.22 4601.2600, subpart 9;

2.1 (ii) a statement that complies with Minnesota Rules, part 4601.2600, subparts 6 and 7;  
2.2 or  
2.3 (iii) a statement verifying that the subject of the birth record is eligible for medical  
2.4 assistance according to chapter 256B and has been treated for substance use disorder in the  
2.5 last 12 months that complies with the requirements in subdivision 2 and is from an employee  
2.6 of a human services agency that receives public funding to provide services to people with  
2.7 substance use disorders.

2.8 Subd. 2. **Individual statement.** A statement verifying that a subject of a birth record is  
2.9 eligible for medical assistance according to chapter 256B and who has been treated for a  
2.10 substance use disorder within 12 months must include:

2.11 (1) the following information regarding the individual providing the statement: first  
2.12 name, middle name, if any, and last name; home or business address; telephone number, if  
2.13 any; and e-mail address, if any;

2.14 (2) the first name, middle name, if any, and last name of the subject of the birth record;  
2.15 and

2.16 (3) a statement specifying the relationship of the individual providing the statement to  
2.17 the subject of the birth record and verifying that the subject of the birth record is eligible  
2.18 for medical assistance according to chapter 256B and has been treated for a substance use  
2.19 disorder within the last 12 months.

2.20 Sec. 2. Minnesota Statutes 2020, section 144.226, is amended by adding a subdivision to  
2.21 read:

2.22 Subd. 9. **Birth record fees waived for people treated for substance use disorder.** A  
2.23 subject of a birth record who has been treated for a substance use disorder within the last  
2.24 12 months and is eligible for medical assistance according to chapter 256B shall not be  
2.25 charged any of the fees specified in this section for a certified birth record or statement of  
2.26 no vital record found.

2.27 **EFFECTIVE DATE.** This section is effective January 1, 2023.

2.28 Sec. 3. Minnesota Statutes 2020, section 148F.11, is amended by adding a subdivision to  
2.29 read:

2.30 Subd. 2a. **Former students.** (a) A former student may practice alcohol and drug  
2.31 counseling for 90 days from the former student's degree conferral date from an accredited  
2.32 school or educational program or from the last date the former student received credit for

- 3.1 an alcohol and drug counseling course from an accredited school or educational program.
- 3.2 The former student's practice must be supervised by a supervisor.
- 3.3 (b) The former student's right to practice automatically expires after 90 days from the
- 3.4 former student's degree conferral date or date of last course credit, whichever occurs last.