

3317.8000 SAFETY LEAVE.

Subpart 1. **Certification process for safety leave.** A qualified person who is eligible to sign documentation certifying safety leave includes:

A. an individual who is licensed, certified, or otherwise authorized under law to practice as a mental health professional or a mental health practitioner as defined in Minnesota Statutes, section 245I.04, and operating within the scope of their practice;

B. a licensed health care professional operating within the scope of their license;

C. a domestic abuse advocate or sexual assault counselor as defined by Minnesota Statutes, section 595.02, acting in their professional capacity;

D. a victim's advocate who is employed by, under contract with, or appointed by the court, acting in their professional capacity;

E. a judge, referee appointed pursuant to the Minnesota Rules of Civil Procedure, court administrator, prosecutor, or probation officer, acting in their professional capacity;

F. a Title IX coordinator, as defined by Code of Federal Regulations, chapter 34, section 106.8, acting in their professional capacity;

G. a peace officer, part-time peace officer, or reserve officer as defined by Minnesota Statutes, section 626.84, acting in their professional capacity; or

H. any other person acting in their professional capacity who can submit documentation to the commissioner that includes the necessary information required by Minnesota Statutes, section 268B.06.

Subp. 2. **Certifying parties.** The commissioner must offer a process for verifying the identity and credentials of certifying parties.

Subp. 3. **Documentation of a qualified person or their organization.** The qualified person providing a certification for an applicant seeking safety leave must maintain documentation verifying their credentials or organizational affiliation and provide such documentation to the commissioner upon request.

Statutory Authority: *MS s 268B.02*

History: *49 SR 1368*

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