

440.1

ARTICLE 12

440.2

CHILDREN AND FAMILIES

440.3 Section 1. Minnesota Statutes 2022, section 4.045, is amended to read:

440.4 **4.045 CHILDREN'S CABINET.**

440.5 The Children's Cabinet shall consist of the commissioners of education; human services;
440.6 employment and economic development; public safety; corrections; management and
440.7 budget; health; administration; Housing Finance Agency; ~~and;~~ transportation; and ~~the~~
440.8 ~~director of the Office of Strategic and Long Range Planning~~ children, youth, and families.
440.9 The governor shall designate one member to serve as cabinet chair. The chair is responsible
440.10 for ensuring that the duties of the Children's Cabinet are performed.

440.11 **EFFECTIVE DATE.** This section is effective July 1, 2024.

440.12 Sec. 2. Minnesota Statutes 2022, section 10.65, subdivision 2, is amended to read:

440.13 Subd. 2. **Definitions.** (a) As used in this section, the following terms have the meanings
440.14 given:

440.15 (1) "agency" means the Department of Administration; Department of Agriculture;
440.16 Department of Children, Youth, and Families; Department of Commerce; Department of
440.17 Corrections; Department of Education; Department of Employment and Economic
440.18 Development; Department of Health; Office of Higher Education; Housing Finance
440.19 Agency; Department of Human Rights; Department of Human Services; Department of
440.20 Information Technology Services; Department of Iron Range Resources and Rehabilitation;
440.21 Department of Labor and Industry; Minnesota Management and Budget; Bureau of
440.22 Mediation Services; Department of Military Affairs; Metropolitan Council; Department
440.23 of Natural Resources; Pollution Control Agency; Department of Public Safety; Department
440.24 of Revenue; Department of Transportation; Department of Veterans Affairs; Gambling
440.25 Control Board; Racing Commission; the Minnesota Lottery; the Animal Health Board;
440.26 and the Board of Water and Soil Resources;

440.27 (2) "consultation" means the direct and interactive involvement of the Minnesota Tribal
440.28 governments in the development of policy on matters that have Tribal implications.
440.29 Consultation is the proactive, affirmative process of identifying and seeking input from
440.30 appropriate Tribal governments and considering their interest as a necessary and integral
440.31 part of the decision-making process. This definition adds to statutorily mandated notification
440.32 procedures. During a consultation, the burden is on the agency to show that it has made a
440.33 good faith effort to elicit feedback. Consultation is a formal engagement between agency

193.3

ARTICLE 7

193.4

MISCELLANEOUS

193.5 Section 1. Minnesota Statutes 2022, section 4.045, is amended to read:

193.6 **4.045 CHILDREN'S CABINET.**

193.7 The Children's Cabinet shall consist of the commissioners of education; human services;
193.8 employment and economic development; public safety; corrections; management and
193.9 budget; health; administration; Housing Finance Agency; ~~and;~~ transportation; and ~~the~~
193.10 ~~director of the Office of Strategic and Long Range Planning~~ children, youth, and families.
193.11 The governor shall designate one member to serve as cabinet chair. The chair is responsible
193.12 for ensuring that the duties of the Children's Cabinet are performed.

193.13 **EFFECTIVE DATE.** This section is effective July 1, 2024.

193.14 Sec. 2. Minnesota Statutes 2022, section 10.65, subdivision 2, is amended to read:

193.15 Subd. 2. **Definitions.** (a) As used in this section, the following terms have the meanings
193.16 given:

193.17 (1) "agency" means the Department of Administration; Department of Agriculture;
193.18 Department of Children, Youth, and Families; Department of Commerce; Department of
193.19 Corrections; Department of Education; Department of Employment and Economic
193.20 Development; Department of Health; Office of Higher Education; Housing Finance
193.21 Agency; Department of Human Rights; Department of Human Services; Department of
193.22 Information Technology Services; Department of Iron Range Resources and Rehabilitation;
193.23 Department of Labor and Industry; Minnesota Management and Budget; Bureau of
193.24 Mediation Services; Department of Military Affairs; Metropolitan Council; Department
193.25 of Natural Resources; Pollution Control Agency; Department of Public Safety; Department
193.26 of Revenue; Department of Transportation; Department of Veterans Affairs; Gambling
193.27 Control Board; Racing Commission; the Minnesota Lottery; the Animal Health Board;
193.28 and the Board of Water and Soil Resources;

193.29 (2) "consultation" means the direct and interactive involvement of the Minnesota Tribal
193.30 governments in the development of policy on matters that have Tribal implications.
193.31 Consultation is the proactive, affirmative process of identifying and seeking input from
193.32 appropriate Tribal governments and considering their interest as a necessary and integral
194.1 part of the decision-making process. This definition adds to statutorily mandated notification
194.2 procedures. During a consultation, the burden is on the agency to show that it has made a
194.3 good faith effort to elicit feedback. Consultation is a formal engagement between agency

441.1 officials and the governing body or bodies of an individual Minnesota Tribal government
441.2 that the agency or an individual Tribal government may initiate. Formal meetings or
441.3 communication between top agency officials and the governing body of a Minnesota Tribal
441.4 government is a necessary element of consultation;

441.5 (3) "matters that have Tribal implications" means rules, legislative proposals, policy
441.6 statements, or other actions that have substantial direct effects on one or more Minnesota
441.7 Tribal governments, or on the distribution of power and responsibilities between the state
441.8 and Minnesota Tribal governments;

441.9 (4) "Minnesota Tribal governments" means the federally recognized Indian Tribes located
441.10 in Minnesota including: Bois Forte Band; Fond Du Lac Band; Grand Portage Band; Leech
441.11 Lake Band; Mille Lacs Band; White Earth Band; Red Lake Nation; Lower Sioux Indian
441.12 Community; Prairie Island Indian Community; Shakopee Mdewakanton Sioux Community;
441.13 and Upper Sioux Community; and

441.14 (5) "timely and meaningful" means done or occurring at a favorable or useful time that
441.15 allows the result of consultation to be included in the agency's decision-making process for
441.16 a matter that has Tribal implications.

441.17 EFFECTIVE DATE. This section is effective July 1, 2024.

441.18 Sec. 3. Minnesota Statutes 2022, section 15.01, is amended to read:

441.19 **15.01 DEPARTMENTS OF THE STATE.**

441.20 The following agencies are designated as the departments of the state government: the
441.21 Department of Administration; the Department of Agriculture; the Department of Children,
441.22 Youth, and Families; the Department of Commerce; the Department of Corrections; the
441.23 Department of Education; the Department of Employment and Economic Development;
441.24 the Department of Health; the Department of Human Rights; the Department of Information
441.25 Technology Services; the Department of Iron Range Resources and Rehabilitation; the
441.26 Department of Labor and Industry; the Department of Management and Budget; the
441.27 Department of Military Affairs; the Department of Natural Resources; the Department of
441.28 Public Safety; the Department of Human Services; the Department of Revenue; the
441.29 Department of Transportation; the Department of Veterans Affairs; and their successor
441.30 departments.

441.31 EFFECTIVE DATE. This section is effective July 1, 2024.

442.1 Sec. 4. Minnesota Statutes 2022, section 15.06, subdivision 1, is amended to read:

442.2 Subdivision 1. **Applicability.** This section applies to the following departments or
442.3 agencies: the Departments of Administration; Agriculture; Children, Youth, and Families;
442.4 Commerce; Corrections; Education; Employment and Economic Development; Health;
442.5 Human Rights; Labor and Industry; Management and Budget; Natural Resources; Public
442.6 Safety; Human Services; Revenue; Transportation; and Veterans Affairs; the Housing
442.7 Finance and Pollution Control Agencies; the Office of Commissioner of Iron Range

194.4 officials and the governing body or bodies of an individual Minnesota Tribal government
194.5 that the agency or an individual Tribal government may initiate. Formal meetings or
194.6 communication between top agency officials and the governing body of a Minnesota Tribal
194.7 government is a necessary element of consultation;

194.8 (3) "matters that have Tribal implications" means rules, legislative proposals, policy
194.9 statements, or other actions that have substantial direct effects on one or more Minnesota
194.10 Tribal governments, or on the distribution of power and responsibilities between the state
194.11 and Minnesota Tribal governments;

194.12 (4) "Minnesota Tribal governments" means the federally recognized Indian Tribes located
194.13 in Minnesota including: Bois Forte Band; Fond Du Lac Band; Grand Portage Band; Leech
194.14 Lake Band; Mille Lacs Band; White Earth Band; Red Lake Nation; Lower Sioux Indian
194.15 Community; Prairie Island Indian Community; Shakopee Mdewakanton Sioux Community;
194.16 and Upper Sioux Community; and

194.17 (5) "timely and meaningful" means done or occurring at a favorable or useful time that
194.18 allows the result of consultation to be included in the agency's decision-making process for
194.19 a matter that has Tribal implications.

194.20 EFFECTIVE DATE. This section is effective July 1, 2024.

194.21 Sec. 3. Minnesota Statutes 2022, section 15.01, is amended to read:

194.22 **15.01 DEPARTMENTS OF THE STATE.**

194.23 The following agencies are designated as the departments of the state government: the
194.24 Department of Administration; the Department of Agriculture; the Department of Children,
194.25 Youth, and Families; the Department of Commerce; the Department of Corrections; the
194.26 Department of Education; the Department of Employment and Economic Development;
194.27 the Department of Health; the Department of Human Rights; the Department of Information
194.28 Technology Services; the Department of Iron Range Resources and Rehabilitation; the
194.29 Department of Labor and Industry; the Department of Management and Budget; the
194.30 Department of Military Affairs; the Department of Natural Resources; the Department of
194.31 Public Safety; the Department of Human Services; the Department of Revenue; the
194.32 Department of Transportation; the Department of Veterans Affairs; and their successor
194.33 departments.

195.1 EFFECTIVE DATE. This section is effective July 1, 2024.

195.2 Sec. 4. Minnesota Statutes 2022, section 15.06, subdivision 1, is amended to read:

195.3 Subdivision 1. **Applicability.** This section applies to the following departments or
195.4 agencies: the Departments of Administration; Agriculture; Children, Youth, and Families;
195.5 Commerce; Corrections; Education; Employment and Economic Development; Health;
195.6 Human Rights; Labor and Industry; Management and Budget; Natural Resources; Public
195.7 Safety; Human Services; Revenue; Transportation; and Veterans Affairs; the Housing
195.8 Finance and Pollution Control Agencies; the Office of Commissioner of Iron Range

442.8 Resources and Rehabilitation; the Department of Information Technology Services; the
442.9 Bureau of Mediation Services; and their successor departments and agencies. The heads of
442.10 the foregoing departments or agencies are "commissioners."

442.11 **EFFECTIVE DATE.** This section is effective July 1, 2024.

442.12 Sec. 5. Minnesota Statutes 2022, section 15A.0815, subdivision 2, is amended to read:

442.13 Subd. 2. **Group I salary limits.** The salary for a position listed in this subdivision shall
442.14 not exceed 133 percent of the salary of the governor. This limit must be adjusted annually
442.15 on January 1. The new limit must equal the limit for the prior year increased by the percentage
442.16 increase, if any, in the Consumer Price Index for all urban consumers from October of the
442.17 second prior year to October of the immediately prior year. The commissioner of management
442.18 and budget must publish the limit on the department's website. This subdivision applies to
442.19 the following positions:

442.20 Commissioner of administration;

442.21 Commissioner of agriculture;

442.22 Commissioner of education;

442.23 Commissioner of children, youth, and families;

442.24 Commissioner of commerce;

442.25 Commissioner of corrections;

442.26 Commissioner of health;

442.27 Commissioner, Minnesota Office of Higher Education;

442.28 Commissioner, Housing Finance Agency;

442.29 Commissioner of human rights;

442.30 Commissioner of human services;

443.1 Commissioner of labor and industry;

443.2 Commissioner of management and budget;

443.3 Commissioner of natural resources;

443.4 Commissioner, Pollution Control Agency;

443.5 Commissioner of public safety;

443.6 Commissioner of revenue;

443.7 Commissioner of employment and economic development;

443.8 Commissioner of transportation; and

195.9 Resources and Rehabilitation; the Department of Information Technology Services; the
195.10 Bureau of Mediation Services; and their successor departments and agencies. The heads of
195.11 the foregoing departments or agencies are "commissioners."

195.12 **EFFECTIVE DATE.** This section is effective July 1, 2024.

195.13 Sec. 5. Minnesota Statutes 2022, section 15A.0815, subdivision 2, is amended to read:

195.14 Subd. 2. **Group I salary limits.** The salary for a position listed in this subdivision shall
195.15 not exceed 133 percent of the salary of the governor. This limit must be adjusted annually
195.16 on January 1. The new limit must equal the limit for the prior year increased by the percentage
195.17 increase, if any, in the Consumer Price Index for all urban consumers from October of the
195.18 second prior year to October of the immediately prior year. The commissioner of management
195.19 and budget must publish the limit on the department's website. This subdivision applies to
195.20 the following positions:

195.21 Commissioner of administration;

195.22 Commissioner of agriculture;

195.23 Commissioner of education;

195.24 Commissioner of children, youth, and families;

195.25 Commissioner of commerce;

195.26 Commissioner of corrections;

195.27 Commissioner of health;

195.28 Commissioner, Minnesota Office of Higher Education;

195.29 Commissioner, Housing Finance Agency;

195.30 Commissioner of human rights;

196.1 Commissioner of human services;

196.2 Commissioner of labor and industry;

196.3 Commissioner of management and budget;

196.4 Commissioner of natural resources;

196.5 Commissioner, Pollution Control Agency;

196.6 Commissioner of public safety;

196.7 Commissioner of revenue;

196.8 Commissioner of employment and economic development;

196.9 Commissioner of transportation; and

443.9 Commissioner of veterans affairs.

443.10 **EFFECTIVE DATE.** This section is effective July 1, 2024.

443.11 Sec. 6. Minnesota Statutes 2022, section 43A.08, subdivision 1a, is amended to read:

443.12 Subd. 1a. **Additional unclassified positions.** Appointing authorities for the following

443.13 agencies may designate additional unclassified positions according to this subdivision: the

443.14 Departments of Administration; Agriculture; ~~Children, Youth, and Families~~; Commerce;

443.15 Corrections; Education; Employment and Economic Development; Explore Minnesota

443.16 Tourism; Management and Budget; Health; Human Rights; Labor and Industry; Natural

443.17 Resources; Public Safety; Human Services; Revenue; Transportation; and Veterans Affairs;

443.18 the Housing Finance and Pollution Control Agencies; the State Lottery; the State Board of

443.19 Investment; the Office of Administrative Hearings; the Department of Information

443.20 Technology Services; the Offices of the Attorney General, Secretary of State, and State

443.21 Auditor; the Minnesota State Colleges and Universities; the Minnesota Office of Higher

443.22 Education; the Perpich Center for Arts Education; and the Minnesota Zoological Board.

443.23 A position designated by an appointing authority according to this subdivision must

443.24 meet the following standards and criteria:

443.25 (1) the designation of the position would not be contrary to other law relating specifically

443.26 to that agency;

443.27 (2) the person occupying the position would report directly to the agency head or deputy

443.28 agency head and would be designated as part of the agency head's management team;

443.29 (3) the duties of the position would involve significant discretion and substantial

443.30 involvement in the development, interpretation, and implementation of agency policy;

444.1 (4) the duties of the position would not require primarily personnel, accounting, or other

444.2 technical expertise where continuity in the position would be important;

444.3 (5) there would be a need for the person occupying the position to be accountable to,

444.4 loyal to, and compatible with, the governor and the agency head, the employing statutory

444.5 board or commission, or the employing constitutional officer;

444.6 (6) the position would be at the level of division or bureau director or assistant to the

444.7 agency head; and

444.8 (7) the commissioner has approved the designation as being consistent with the standards

444.9 and criteria in this subdivision.

444.10 **EFFECTIVE DATE.** This section is effective July 1, 2024.

196.10 Commissioner of veterans affairs.

196.11 **EFFECTIVE DATE.** This section is effective July 1, 2024.

196.12 Sec. 6. Minnesota Statutes 2022, section 43A.08, subdivision 1a, is amended to read:

196.13 Subd. 1a. **Additional unclassified positions.** Appointing authorities for the following

196.14 agencies may designate additional unclassified positions according to this subdivision: the

196.15 Departments of Administration; Agriculture; ~~Children, Youth, and Families~~; Commerce;

196.16 Corrections; Education; Employment and Economic Development; Explore Minnesota

196.17 Tourism; Management and Budget; Health; Human Rights; Labor and Industry; Natural

196.18 Resources; Public Safety; Human Services; Revenue; Transportation; and Veterans Affairs;

196.19 the Housing Finance and Pollution Control Agencies; the State Lottery; the State Board of

196.20 Investment; the Office of Administrative Hearings; the Department of Information

196.21 Technology Services; the Offices of the Attorney General, Secretary of State, and State

196.22 Auditor; the Minnesota State Colleges and Universities; the Minnesota Office of Higher

196.23 Education; the Perpich Center for Arts Education; and the Minnesota Zoological Board.

196.24 A position designated by an appointing authority according to this subdivision must

196.25 meet the following standards and criteria:

196.26 (1) the designation of the position would not be contrary to other law relating specifically

196.27 to that agency;

196.28 (2) the person occupying the position would report directly to the agency head or deputy

196.29 agency head and would be designated as part of the agency head's management team;

197.1 (3) the duties of the position would involve significant discretion and substantial

197.2 involvement in the development, interpretation, and implementation of agency policy;

197.3 (4) the duties of the position would not require primarily personnel, accounting, or other

197.4 technical expertise where continuity in the position would be important;

197.5 (5) there would be a need for the person occupying the position to be accountable to,

197.6 loyal to, and compatible with, the governor and the agency head, the employing statutory

197.7 board or commission, or the employing constitutional officer;

197.8 (6) the position would be at the level of division or bureau director or assistant to the

197.9 agency head; and

197.10 (7) the commissioner has approved the designation as being consistent with the standards

197.11 and criteria in this subdivision.

197.12 **EFFECTIVE DATE.** This section is effective July 1, 2024.

THE FOLLOWING FOUR SECTIONS WERE TAKEN OUT OF H0238-3
ARTICLE 1.

444.11 Sec. 7. Minnesota Statutes 2022, section 119B.011, subdivision 2, is amended to read:

444.12 Subd. 2. **Applicant.** "Child care fund applicants" means all parents; stepparents; legal

444.13 guardians; ~~or; eligible relative caregivers who are;~~ relative custodians who accepted a transfer

444.14 of permanent legal and physical custody of a child under section 260C.515, subdivision 4,

444.15 or similar permanency disposition in Tribal code; successor custodians or guardians as

444.16 established by section 256N.22, subdivision 10; or foster parents providing care to a child

444.17 placed in a family foster home under section 260C.007, subdivision 16b. Applicants must

444.18 be members of the family and reside in the household that applies for child care assistance

444.19 under the child care fund.

444.20 **EFFECTIVE DATE.** This section is effective August 25, 2024.

444.21 Sec. 8. Minnesota Statutes 2022, section 119B.011, subdivision 5, is amended to read:

444.22 Subd. 5. **Child care.** "Child care" means the care of a child by someone other than a

444.23 parent; stepparent; legal guardian; eligible relative caregiver; relative custodian who

444.24 accepted a transfer of permanent legal and physical custody of a child under section

444.25 260C.515, subdivision 4, or similar permanency disposition in Tribal code; successor

444.26 custodian or guardian as established according to section 256N.22, subdivision 10; foster

444.27 parent providing care to a child placed in a family foster home under section 260C.007,

444.28 subdivision 16b; or the spouses spouse of any of the foregoing in or outside the child's own

444.29 home for gain or otherwise, on a regular basis, for any part of a 24-hour day.

444.30 **EFFECTIVE DATE.** This section is effective August 25, 2024.

445.1 Sec. 9. Minnesota Statutes 2022, section 119B.011, subdivision 13, is amended to read:

445.2 Subd. 13. **Family.** "Family" means parents; stepparents; guardians and their spouses;

445.3 ~~or; other eligible relative caregivers and their spouses; relative custodians who accepted a~~

445.4 transfer of permanent legal and physical custody of a child under section 260C.515,

445.5 subdivision 4, or similar permanency disposition in Tribal code, and their spouses; successor

445.6 custodians or guardians as established by section 256N.22, subdivision 10, and their spouses;

445.7 foster parents providing care to a child placed in a family foster home under section

445.8 260C.007, subdivision 16b, and their spouses; and their blood-related the blood-related

445.9 dependent children and adoptive siblings under the age of 18 years living in the same home

445.10 including as any of the above. Family includes children temporarily absent from the

445.11 household in settings such as schools, foster care, and residential treatment facilities ~~or~~

445.12 ~~parents, stepparents, guardians and their spouses, or other relative caregivers and their~~

445.13 spouses and adults temporarily absent from the household in settings such as schools, military

445.14 service, or rehabilitation programs. An adult family member who is not in an authorized

445.15 activity under this chapter may be temporarily absent for up to 60 days. When a minor

445.16 parent or parents and his, her, or their child or children are living with other relatives, and

445.17 the minor parent or parents apply for a child care subsidy, "family" means only the minor

445.18 parent or parents and their child or children. An adult age 18 or older who meets this

445.19 definition of family and is a full-time high school or postsecondary student may be considered

2.18 Section 1. Minnesota Statutes 2022, section 119B.011, subdivision 2, is amended to read:

2.19 Subd. 2. **Applicant.** "Child care fund applicants" means all parents; stepparents; legal

2.20 guardians; ~~or; eligible relative caregivers who are;~~ relative custodians who accepted a transfer

2.21 of permanent legal and physical custody of a child under section 260C.515, subdivision 4,

2.22 or similar permanency disposition in Tribal code; successor custodians or guardians as

2.23 established by section 256N.22, subdivision 10; or foster parents providing care to a child

2.24 placed in a family foster home under section 260C.007, subdivision 16b. Applicants must

2.25 be members of the family and reside in the household that applies for child care assistance

2.26 under the child care fund.

2.27 **EFFECTIVE DATE.** This section is effective August 25, 2024.

2.28 Sec. 2. Minnesota Statutes 2022, section 119B.011, subdivision 5, is amended to read:

2.29 Subd. 5. **Child care.** "Child care" means the care of a child by someone other than a

2.30 parent; stepparent; legal guardian; eligible relative caregiver; relative custodian who

2.31 accepted a transfer of permanent legal and physical custody of a child under section

2.32 260C.515, subdivision 4, or similar permanency disposition in Tribal code; successor

2.33 custodian or guardian as established according to section 256N.22, subdivision 10; foster

2.34 parent providing care to a child placed in a family foster home under section 260C.007,

2.35 subdivision 16b; or the spouses spouse of any of the foregoing in or outside the child's own

2.36 home for gain or otherwise, on a regular basis, for any part of a 24-hour day.

2.37 **EFFECTIVE DATE.** This section is effective August 25, 2024.

3.1 Sec. 3. Minnesota Statutes 2022, section 119B.011, subdivision 13, is amended to read:

3.2 Subd. 13. **Family.** "Family" means parents; stepparents; guardians and their spouses;

3.3 ~~or; other eligible relative caregivers and their spouses; relative custodians who accepted a~~

3.4 transfer of permanent legal and physical custody of a child under section 260C.515,

3.5 subdivision 4, or similar permanency disposition in Tribal code, and their spouses; successor

3.6 custodians or guardians as established by section 256N.22, subdivision 10, and their spouses;

3.7 foster parents providing care to a child placed in a family foster home under section

3.8 260C.007, subdivision 16b, and their spouses; and their blood-related the blood-related

3.9 dependent children and adoptive siblings under the age of 18 years living in the same home

3.10 including as any of the above. Family includes children temporarily absent from the

3.11 household in settings such as schools, foster care, and residential treatment facilities ~~or~~

3.12 ~~parents, stepparents, guardians and their spouses, or other relative caregivers and their~~

3.13 spouses and adults temporarily absent from the household in settings such as schools, military

3.14 service, or rehabilitation programs. An adult family member who is not in an authorized

3.15 activity under this chapter may be temporarily absent for up to 60 days. When a minor

3.16 parent or parents and his, her, or their child or children are living with other relatives, and

3.17 the minor parent or parents apply for a child care subsidy, "family" means only the minor

3.18 parent or parents and their child or children. An adult age 18 or older who meets this

3.19 definition of family and is a full-time high school or postsecondary student may be considered

445.20 a dependent member of the family unit if 50 percent or more of the adult's support is provided
 445.21 by the parents; stepparents; guardians and their spouses; relative custodians who accepted
 445.22 a transfer of permanent legal and physical custody of a child under section 260C.515,
 445.23 subdivision 4, or similar permanency disposition in Tribal code, and their spouses; successor
 445.24 custodians or guardians as established by section 256N.22, subdivision 10, and their spouses;
 445.25 foster parents providing care to a child placed in a family foster home under section
 445.26 260C.007, subdivision 16b, and their spouses; or eligible relative caregivers and their spouses
 445.27 residing in the same household.

445.28 **EFFECTIVE DATE.** This section is effective August 25, 2024.

445.29 Sec. 10. Minnesota Statutes 2022, section 119B.03, subdivision 4a, is amended to read:

445.30 Subd. 4a. ~~Temporary reprioritization Funding priorities.~~ (a) ~~Notwithstanding~~
 445.31 ~~subdivision 4~~ In the event that inadequate funding necessitates the use of waiting lists,
 445.32 priority for child care assistance under the basic sliding fee assistance program shall be
 445.33 determined according to this subdivision ~~beginning July 1, 2021, through May 31, 2024.~~

446.1 (b) First priority must be given to eligible non-MFIP families who do not have a high
 446.2 school diploma or commissioner of education-selected high school equivalency certification
 446.3 or who need remedial and basic skill courses in order to pursue employment or to pursue
 446.4 education leading to employment and who need child care assistance to participate in the
 446.5 education program. This includes student parents as defined under section 119B.011,
 446.6 subdivision 19b. Within this priority, the following subpriorities must be used:

446.7 (1) child care needs of minor parents;

446.8 (2) child care needs of parents under 21 years of age; and

446.9 (3) child care needs of other parents within the priority group described in this paragraph.

446.10 (c) Second priority must be given to families in which at least one parent is a veteran,
 446.11 as defined under section 197.447.

446.12 (d) Third priority must be given to eligible families who do not meet the specifications
 446.13 of paragraph (b), (c), (e), or (f).

446.14 (e) Fourth priority must be given to families who are eligible for portable basic sliding
 446.15 fee assistance through the portability pool under subdivision 9.

446.16 (f) Fifth priority must be given to eligible families receiving services under section
 446.17 119B.011, subdivision 20a, if the parents have completed their MFIP or DWP transition
 446.18 year, or if the parents are no longer receiving or eligible for DWP supports.

446.19 (g) Families under paragraph (f) must be added to the basic sliding fee waiting list on
 446.20 the date they complete their transition year under section 119B.011, subdivision 20.

3.20 a dependent member of the family unit if 50 percent or more of the adult's support is provided
 3.21 by the parents; stepparents; guardians and their spouses; relative custodians who accepted
 3.22 a transfer of permanent legal and physical custody of a child under section 260C.515,
 3.23 subdivision 4, or similar permanency disposition in Tribal code, and their spouses; successor
 3.24 custodians or guardians as established by section 256N.22, subdivision 10, and their spouses;
 3.25 foster parents providing care to a child placed in a family foster home under section
 3.26 260C.007, subdivision 16b, and their spouses; or eligible relative caregivers and their spouses
 3.27 residing in the same household.

3.28 **EFFECTIVE DATE.** This section is effective August 25, 2024.

4.2 Sec. 5. Minnesota Statutes 2022, section 119B.03, subdivision 4a, is amended to read:

4.3 Subd. 4a. ~~Temporary reprioritization Funding priorities.~~ (a) ~~Notwithstanding~~
 4.4 ~~subdivision 4~~ In the event that inadequate funding necessitates the use of waiting lists,
 4.5 priority for child care assistance under the basic sliding fee assistance program shall be
 4.6 determined according to this subdivision ~~beginning July 1, 2021, through May 31, 2024.~~

4.7 (b) First priority must be given to eligible non-MFIP families who do not have a high
 4.8 school diploma or commissioner of education-selected high school equivalency certification
 4.9 or who need remedial and basic skill courses in order to pursue employment or to pursue
 4.10 education leading to employment and who need child care assistance to participate in the
 4.11 education program. This includes student parents as defined under section 119B.011,
 4.12 subdivision 19b. Within this priority, the following subpriorities must be used:

4.13 (1) child care needs of minor parents;

4.14 (2) child care needs of parents under 21 years of age; and

4.15 (3) child care needs of other parents within the priority group described in this paragraph.

4.16 (c) Second priority must be given to families in which at least one parent is a veteran,
 4.17 as defined under section 197.447.

4.18 (d) Third priority must be given to eligible families who do not meet the specifications
 4.19 of paragraph (b), (c), (e), or (f).

4.20 (e) Fourth priority must be given to families who are eligible for portable basic sliding
 4.21 fee assistance through the portability pool under subdivision 9.

4.22 (f) Fifth priority must be given to eligible families receiving services under section
 4.23 119B.011, subdivision 20a, if the parents have completed their MFIP or DWP transition
 4.24 year, or if the parents are no longer receiving or eligible for DWP supports.

4.25 (g) Families under paragraph (f) must be added to the basic sliding fee waiting list on
 4.26 the date they complete their transition year under section 119B.011, subdivision 20.

446.21 **EFFECTIVE DATE.** This section is effective July 1, 2023.

446.22 Sec. 11. Minnesota Statutes 2022, section 119B.13, subdivision 1, is amended to read:

446.23 Subdivision 1. **Subsidy restrictions.** (a) Beginning ~~November 15, 2021~~ October 30,
446.24 2023, the maximum rate paid for child care assistance in any county or county price cluster
446.25 under the child care fund shall be:

446.26 ~~(1) for all infants and toddlers, the greater of the 40th 75th percentile of the 2021 child~~
446.27 ~~care provider rate survey or the rates in effect at the time of the update; and.~~

446.28 ~~(2) for all preschool and school-age children, the greater of the 30th percentile of the~~
446.29 ~~2021 child care provider rate survey or the rates in effect at the time of the update.~~

447.1 (b) Beginning the first full service period on or after January 1, 2025, and every three
447.2 years thereafter, the maximum rate paid for child care assistance in a county or county price
447.3 cluster under the child care fund shall be:

447.4 ~~(1) for all infants and toddlers, the greater of the 40th 75th percentile of the 2024 most~~
447.5 ~~recent child care provider rate survey or the rates in effect at the time of the update; and.~~

447.6 ~~(2) for all preschool and school-age children, the greater of the 30th percentile of the~~
447.7 ~~2024 child care provider rate survey or the rates in effect at the time of the update.~~

447.8 The rates under paragraph (a) continue until the rates under this paragraph go into effect.

447.9 (c) For a child care provider located within the boundaries of a city located in two or
447.10 more of the counties of Benton, Sherburne, and Stearns, the maximum rate paid for child
447.11 care assistance shall be equal to the maximum rate paid in the county with the highest
447.12 maximum reimbursement rates or the provider's charge, whichever is less. The commissioner
447.13 may: (1) assign a county with no reported provider prices to a similar price cluster; and (2)
447.14 consider county level access when determining final price clusters.

447.15 (d) A rate which includes a special needs rate paid under subdivision 3 may be in excess
447.16 of the maximum rate allowed under this subdivision.

447.17 (e) The department shall monitor the effect of this paragraph on provider rates. The
447.18 county shall pay the provider's full charges for every child in care up to the maximum
447.19 established. The commissioner shall determine the maximum rate for each type of care on
447.20 an hourly, full-day, and weekly basis, including special needs and disability care.

447.21 (f) If a child uses one provider, the maximum payment for one day of care must not
447.22 exceed the daily rate. The maximum payment for one week of care must not exceed the
447.23 weekly rate.

H0238-3 ARTICLE 5, SECTION 7 ALSO AMENDS SECTION 119B.03, SUBD. 4A, BUT THAT CHANGE IS UNRELATED AND ONLY TO PARAGRAPH (F).

THE FOLLOWING SECTION WAS TAKEN OUT OF H0238-3 ARTICLE 1.

11.1 Sec. 15. Minnesota Statutes 2022, section 119B.13, subdivision 1, is amended to read:

11.2 Subdivision 1. **Subsidy restrictions.** (a) Beginning ~~November 15, 2021~~ October 30,
11.3 2023, the maximum rate paid for child care assistance in any county or county price cluster
11.4 under the child care fund shall be:

11.5 ~~(1) for all infants and toddlers, the greater of the 40th 75th percentile of the 2021 child~~
11.6 ~~care provider rate survey or the rates in effect at the time of the update; and.~~

11.7 ~~(2) for all preschool and school-age children, the greater of the 30th percentile of the~~
11.8 ~~2021 child care provider rate survey or the rates in effect at the time of the update.~~

11.9 (b) Beginning the first full service period on or after January 1, 2025, and every three
11.10 years thereafter, the maximum rate paid for child care assistance in a county or county price
11.11 cluster under the child care fund shall be:

11.12 ~~(1) for all infants and toddlers, the greater of the 40th 75th percentile of the 2024 most~~
11.13 ~~recent child care provider rate survey or the rates in effect at the time of the update; and.~~

11.14 ~~(2) for all preschool and school-age children, the greater of the 30th percentile of the~~
11.15 ~~2024 child care provider rate survey or the rates in effect at the time of the update.~~

11.16 The rates under paragraph (a) continue until the rates under this paragraph go into effect.

11.17 (c) For a child care provider located within the boundaries of a city located in two or
11.18 more of the counties of Benton, Sherburne, and Stearns, the maximum rate paid for child
11.19 care assistance shall be equal to the maximum rate paid in the county with the highest
11.20 maximum reimbursement rates or the provider's charge, whichever is less. The commissioner
11.21 may: (1) assign a county with no reported provider prices to a similar price cluster; and (2)
11.22 consider county level access when determining final price clusters.

11.23 (d) A rate which includes a special needs rate paid under subdivision 3 may be in excess
11.24 of the maximum rate allowed under this subdivision.

11.25 (e) The department shall monitor the effect of this paragraph on provider rates. The
11.26 county shall pay the provider's full charges for every child in care up to the maximum
11.27 established. The commissioner shall determine the maximum rate for each type of care on
11.28 an hourly, full-day, and weekly basis, including special needs and disability care.

11.29 (f) If a child uses one provider, the maximum payment for one day of care must not
11.30 exceed the daily rate. The maximum payment for one week of care must not exceed the
11.31 weekly rate.

447.24 (g) If a child uses two providers under section 119B.097, the maximum payment must
 447.25 not exceed:

447.26 (1) the daily rate for one day of care;

447.27 (2) the weekly rate for one week of care by the child's primary provider; and

447.28 (3) two daily rates during two weeks of care by a child's secondary provider.

447.29 (h) Child care providers receiving reimbursement under this chapter must not be paid
 447.30 activity fees or an additional amount above the maximum rates for care provided during
 447.31 nonstandard hours for families receiving assistance.

448.1 (i) If the provider charge is greater than the maximum provider rate allowed, the parent
 448.2 is responsible for payment of the difference in the rates in addition to any family co-payment
 448.3 fee.

448.4 (j) Beginning October 30, 2023, the maximum registration fee paid for child care
 448.5 assistance in any county or county price cluster under the child care fund shall be set as
 448.6 follows: (1) beginning November 15, 2021, the greater of the 40th 75th percentile of the
 448.7 2021 most recent child care provider rate survey or the registration fee in effect at the time
 448.8 of the update; and (2) beginning the first full service period on or after January 1, 2025, the
 448.9 maximum registration fee shall be the greater of the 40th percentile of the 2024 child care
 448.10 provider rate survey or the registration fee in effect at the time of the update. The registration
 448.11 fees under clause (1) continue until the registration fees under clause (2) go into effect.

448.12 (k) Maximum registration fees must be set for licensed family child care and for child
 448.13 care centers. For a child care provider located in the boundaries of a city located in two or
 448.14 more of the counties of Benton, Sherburne, and Stearns, the maximum registration fee paid
 448.15 for child care assistance shall be equal to the maximum registration fee paid in the county
 448.16 with the highest maximum registration fee or the provider's charge, whichever is less.

448.17 Sec. 12. **119B.196] FAMILY, FRIEND, AND NEIGHBOR GRANT PROGRAM.**

448.18 Subdivision 1. **Establishment.** The commissioner of human services shall establish a
 448.19 family, friend, and neighbor (FFN) grant program to promote children's social-emotional
 448.20 learning and healthy development, early literacy, and other skills to succeed as learners and
 448.21 to foster community partnerships that will help children thrive when they enter school.

448.22 Subd. 2. **Grant awards.** The commissioner may award grants under this section to the
 448.23 following entities working with FFN caregivers: community-based organizations, nonprofit
 448.24 organizations, local or regional libraries, local public health agencies, and Indian Tribes
 448.25 and Tribal organizations. Grantees may use grant money received under this section to:

448.26 (1) provide culturally and linguistically appropriate training, support, and resources to
 448.27 FFN caregivers and children's families to improve and promote children's health, safety,
 448.28 nutrition, and learning;

12.1 (g) If a child uses two providers under section 119B.097, the maximum payment must
 12.2 not exceed:

12.3 (1) the daily rate for one day of care;

12.4 (2) the weekly rate for one week of care by the child's primary provider; and

12.5 (3) two daily rates during two weeks of care by a child's secondary provider.

12.6 (h) Child care providers receiving reimbursement under this chapter must not be paid
 12.7 activity fees or an additional amount above the maximum rates for care provided during
 12.8 nonstandard hours for families receiving assistance.

12.9 (i) If the provider charge is greater than the maximum provider rate allowed, the parent
 12.10 is responsible for payment of the difference in the rates in addition to any family co-payment
 12.11 fee.

12.12 (j) Beginning October 30, 2023, the maximum registration fee paid for child care
 12.13 assistance in any county or county price cluster under the child care fund shall be set as
 12.14 follows: (1) beginning November 15, 2021, the greater of the 40th 75th percentile of the
 12.15 2021 most recent child care provider rate survey or the registration fee in effect at the time
 12.16 of the update; and (2) beginning the first full service period on or after January 1, 2025, the
 12.17 maximum registration fee shall be the greater of the 40th percentile of the 2024 child care
 12.18 provider rate survey or the registration fee in effect at the time of the update. The registration
 12.19 fees under clause (1) continue until the registration fees under clause (2) go into effect.

12.20 (k) Maximum registration fees must be set for licensed family child care and for child
 12.21 care centers. For a child care provider located in the boundaries of a city located in two or
 12.22 more of the counties of Benton, Sherburne, and Stearns, the maximum registration fee paid
 12.23 for child care assistance shall be equal to the maximum registration fee paid in the county
 12.24 with the highest maximum registration fee or the provider's charge, whichever is less.

448.29 (2) connect FFN caregivers and children's families with community resources that support
448.30 the families' physical and mental health and economic and developmental needs;

448.31 (3) connect FFN caregivers and children's families to early childhood screening programs
448.32 and facilitate referrals to state and local agencies, schools, community organizations, and
448.33 medical providers, as appropriate;

449.1 (4) provide FFN caregivers and children's families with information about high-quality,
449.2 community-based early care and learning programs and financial assistance available to the
449.3 families, including but not limited to child care assistance under this chapter and early
449.4 learning scholarships under section 124D.165;

449.5 (5) provide FFN caregivers with information about registering as a legal nonlicensed
449.6 child care provider as defined in section 119B.011, subdivision 16, and establishing a
449.7 licensed family or group family child care program;

449.8 (6) provide transportation for FFN caregivers and children's families to educational and
449.9 other early childhood training activities;

449.10 (7) translate materials for FFN caregivers and children's families and provide translation
449.11 services to FFN caregivers and children's families;

449.12 (8) develop and disseminate social-emotional learning, health and safety, and early
449.13 learning kits to FFN caregivers; and

449.14 (9) establish play and learning groups for FFN caregivers.

449.15 Subd. 3. **Administration.** Applicants must apply for the grants using the forms and
449.16 according to timelines established by the commissioner.

449.17 Subd. 4. **Reporting requirements.** (a) Grantees shall provide data and program outcomes
449.18 to the commissioner in a form and manner specified by the commissioner for the purpose
449.19 of evaluating the grant program.

449.20 (b) Beginning February 1, 2024, and every two years thereafter, the commissioner shall
449.21 report to the legislature on program outcomes.

197.13 Sec. 7. **[119C.01] GREAT START SCHOLARSHIPS PROGRAM.**

197.14 Subdivision 1. **Establishment; purpose.** The commissioner of children, youth, and
197.15 families, in collaboration with the commissioner of education and the commissioner of
197.16 human services, shall establish and develop the great start scholarships program to ensure
197.17 affordable access to high-quality early care and learning for children from birth to
197.18 kindergarten entry.

- 197.19 Subd. 2. **Development.** In developing the program under this section, the commissioner
197.20 shall:
- 197.21 (1) identify ways to integrate the functions, administrative structures, and funding
197.22 mechanisms of early care and learning programs administered by the state with the great
197.23 start scholarships program;
- 197.24 (2) consider the recommendations made by the Great Start for All Minnesota Children
197.25 Task Force under Laws 2021, First Special Session chapter 7, article 14, section 18,
197.26 subdivision 2;
- 197.27 (3) make a plan to seamlessly transition the following families to the great start
197.28 scholarships program by July 1, 2026:
- 197.29 (i) families with at least one child receiving an early learning scholarship under section
197.30 124D.165; and
- 198.1 (ii) families with at least one child who is not yet in kindergarten and is receiving child
198.2 care assistance under section 119B.03 or 119B.05 for care received from a provider licensed
198.3 under Minnesota Rules, chapter 9502 or 9503, or Tribally licensed, or a Head Start program
198.4 that has a rating under section 124D.142;
- 198.5 (4) create mechanisms for members of local communities, including families and members
198.6 of the early care and learning workforce, to have input in decisions regarding needs and
198.7 preferences for early care and learning options;
- 198.8 (5) develop a method for funding early care and learning slots in response to local need
198.9 through contracts with eligible providers that may be used to deliver services that meet
198.10 quality and compensation standards with the intent to build early care and learning capacity
198.11 statewide for children from birth to kindergarten entry; and
- 198.12 (6) maximize available federal resources while minimizing the extent to which state
198.13 policy is limited by federal regulations. The executive director, in consultation with an
198.14 appropriate state agency, may seek federal technical assistance or outside consultation as
198.15 necessary to provide minimally burdensome program access to all participating families.
- 198.16 Subd. 3. **Program requirements.** The great start scholarships program must include at
198.17 a minimum:
- 198.18 (1) family-directed scholarships that provide financial assistance to families voluntarily
198.19 participating in the program;
- 198.20 (2) family eligibility for any family that has at least one child who is not yet in
198.21 kindergarten;
- 198.22 (3) provider eligibility for:

198.23 (i) any program licensed under Minnesota Rules, chapter 9502 or 9503, or Tribally
 198.24 licensed, that participates in the quality rating and improvement system under section
 198.25 124D.142; and

198.26 (ii) any school-based program and Head Start program that has a rating under section
 198.27 124D.142;

198.28 (4) a unified, integrated, and simple online application process that utilizes administrative
 198.29 data to ease qualification and benefit determination and facilitate required reporting to the
 198.30 federal government;

198.31 (5) an integrated electronic attendance tracking system and payments system to safeguard
 198.32 program integrity and streamline billing and payment processes for providers; and

199.1 (6) a schedule for scholarship amounts that ensures that no participating family pays
 199.2 more than seven percent of annual income for early care and learning services for children
 199.3 from birth to kindergarten entry. Scholarship amounts may vary by family income, program
 199.4 quality, geography, and need for compensatory services, and may take into consideration
 199.5 the results of the market rate survey under section 119B.02, subdivision 7; information from
 199.6 cost estimation models for providing early care and learning in the state; and cost information
 199.7 gathered through contracts under subdivision 2, clause (5).

199.8 Subd. 4. **Administration.** By May 1, 2026, the commissioner, in consultation with the
 199.9 commissioners of education and human services, shall have in place the administrative
 199.10 structures and systems needed for the great start scholarships program to meet the operational
 199.11 needs of participating families and eligible providers.

199.12 **EFFECTIVE DATE.** This section is effective July 1, 2024.

199.13 Sec. 8. Minnesota Statutes 2022, section 124D.142, subdivision 2, is amended to read:

199.14 Subd. 2. **System components.** (a) The standards-based voluntary quality rating and
 199.15 improvement system includes:

199.16 (1) at least a one-star rating for all programs licensed under Minnesota Rules, chapter
 199.17 9502 or 9503, that do not opt out of the system under paragraph (b) and that are not:

199.18 (i) the subject of a finding of fraud;

199.19 (ii) prohibited from receiving public funds under section 245.095;

199.20 (iii) under revocation, suspension, temporary immediate suspension, or decertification,
 199.21 regardless of whether the action is under appeal; or

199.22 (iv) operating under a conditional license, regardless of whether the license holder has
 199.23 requested reconsideration;

199.24 ~~(1)~~ (2) quality opportunities in order to improve the educational outcomes of children
 199.25 so that they are ready for school;

449.22 Sec. 13. [143.01] DEFINITIONS.

449.23 Subdivision 1. Application. The definitions in this section apply to this chapter.

449.24 Subd. 2. Commissioner. "Commissioner" means the commissioner of children, youth,

449.25 and families.

449.26 Subd. 3. Department. "Department" means the Department of Children, Youth, and

449.27 Families.

449.28 EFFECTIVE DATE. This section is effective July 1, 2024.

450.1 Sec. 14. [143.02] CREATION OF THE DEPARTMENT OF CHILDREN, YOUTH,

450.2 AND FAMILIES.

450.3 Subdivision 1. Department. The Department of Children, Youth, and Families is

450.4 established.

450.5 Subd. 2. Transfer and restructuring provisions. The restructuring of agencies under

450.6 this act must be conducted in accordance with sections 15.039 and 43A.045.

450.7 Subd. 3. Successor and employee protection clause. (a) Personnel relating to the

450.8 functions assigned to the commissioner in section 143.03 are transferred to the department

450.9 effective 30 days after approval by the commissioner.

450.10 (b) Before the commissioner's appointment, personnel relating to the functions in this

450.11 section may be transferred beginning July 1, 2024, with 30 days' notice from the

450.12 commissioner of management and budget.

450.13 (c) All employees transferred to the department remain in the same employment status,

450.14 bargaining unit, and civil service protection as the employees had before the transfer. All

450.15 collective bargaining agreements that cover any employee of the Departments of Human

199.26 ~~(2)~~ (3) a framework based on the Minnesota quality rating system rating tool and a

199.27 common set of child outcome and program standards informed by evaluation results;

199.28 ~~(3)~~ (4) a tool to increase the number of publicly funded and regulated early learning and

199.29 care services in both public and private market programs that are high quality;

200.1 ~~(4)~~ (5) voluntary participation ensuring that if a program or provider chooses to

200.2 participate, the program or provider will be rated and may receive public funding associated

200.3 with the rating; and

200.4 ~~(5)~~ (6) tracking progress toward statewide access to high-quality early learning and care

200.5 programs, progress toward the number of low-income children whose parents can access

200.6 quality programs, and progress toward increasing the number of children who are fully

200.7 prepared to enter kindergarten.

200.8 (b) The commissioner of human services shall establish a process by which a program

200.9 may opt out of the rating under paragraph (a), clause (1).

200.10 Sec. 9. [143.01] DEFINITIONS.

200.11 Subdivision 1. Application. The definitions in this section apply to this chapter.

200.12 Subd. 2. Commissioner. "Commissioner" means the commissioner of children, youth,

200.13 and families.

200.14 Subd. 3. Department. "Department" means the Department of Children, Youth, and

200.15 Families.

200.16 EFFECTIVE DATE. This section is effective July 1, 2024.

200.17 Sec. 10. [143.02] CREATION OF THE DEPARTMENT OF CHILDREN, YOUTH,

200.18 AND FAMILIES.

200.19 Subdivision 1. Department. The Department of Children, Youth, and Families is

200.20 established.

200.21 Subd. 2. Transfer and restructuring provisions. The restructuring of agencies under

200.22 this act must be conducted in accordance with sections 15.039 and 43A.045.

200.23 Subd. 3. Successor and employee protection clause. (a) Personnel relating to the

200.24 functions assigned to the commissioner in section 143.03 are transferred to the department

200.25 effective 30 days after approval by the commissioner.

200.26 (b) Before the commissioner's appointment, personnel relating to the functions in this

200.27 section may be transferred beginning July 1, 2024, with 30 days' notice from the

200.28 commissioner of management and budget.

200.29 (c) The following protections shall apply to employees who are transferred to the

200.30 department from state agencies;

450.16 Services, Education, Health, or Public Safety who is transferred to the Department of
 450.17 Children, Youth, and Families remain in effect.

450.18 (d) To the extent that departmental changes affect the operations of any school district
 450.19 or charter school, employers have the obligation to bargain about any changes affecting or

201.1 (1) no transferred employee shall have their employment status and job classification
 201.2 altered as a result of the transfer;

201.3 (2) transferred employees who were represented by an exclusive representative prior to
 201.4 the transfer shall continue to be represented by the same exclusive representative after the
 201.5 transfer;

201.6 (3) any applicable collective bargaining agreements with exclusive representatives shall
 201.7 continue in full force and effect for transferred employees after the transfer;

201.8 (4) when an employee in a temporary unclassified position is transferred to the
 201.9 department, the total length of time that the employee has served in the appointment shall
 201.10 include all time served in the appointment at the transferring agency and the time served in
 201.11 the appointment at the department. An employee in a temporary unclassified position who
 201.12 was hired by a transferring agency through an open competitive selection process in
 201.13 accordance with a policy enacted by the commissioner of management and budget shall be
 201.14 considered to have been hired through such process after the transfer;

201.15 (5) the state shall have the obligation to meet and negotiate with the exclusive
 201.16 representatives of the transferred employees about any proposed changes affecting or relating
 201.17 to the transferred employees' terms and conditions of employment to the extent that the
 201.18 proposed changes are not addressed in the applicable collective bargaining agreement; and

201.19 (6) in the event that the state transfers ownership or control of any facilities, services,
 201.20 or operations of the department to another private or public entity by subcontracting, sale,
 201.21 assignment, lease, or other transfer, the state shall require as a written condition of the
 201.22 transfer of ownership or control the following:

201.23 (i) employees who perform work in the facilities, services, or operations must be offered
 201.24 employment with the entity acquiring ownership or control before the entity offers
 201.25 employment to any individual who was not employed by the transferring agency at the time
 201.26 of the transfer; and

201.27 (ii) the wage and benefit standards of the transferred employees must not be reduced by
 201.28 the entity acquiring ownership or control through the expiration of the collective bargaining
 201.29 agreement in effect at the time of the transfer or for a period of two years after the transfer,
 201.30 whichever is longer;

201.31 There is no liability on the part of, and no cause of action arises against, the state of
 201.32 Minnesota or its officers or agents for any action or inaction of any entity acquiring ownership
 201.33 or control of any facilities, services, or operations of the department.

202.1 (d) To the extent that departmental changes affect the operations of any school district
 202.2 or charter school, employers have the obligation to bargain about any changes affecting or

450.20 relating to employees' terms and conditions of employment if **such** changes are necessary
 450.21 during or after the term of an existing collective bargaining agreement.

450.22 **EFFECTIVE DATE.** This section is effective July 1, 2024.

450.23 **Sec. 15. [143.03] COMMISSIONER.**

450.24 **Subdivision 1. General.** The department is under the administrative control of the
 450.25 commissioner. The commissioner is appointed by the governor with the advice and consent
 450.26 of the senate. The commissioner has the general powers provided in section 15.06,
 450.27 subdivision 6. The commissioner's salary must be established according to the procedure
 450.28 in section 15A.0815, subdivision 5, in the same range as specified for the commissioner of
 450.29 management and budget.

450.30 **Subd. 2. Duties of the commissioner.** (a) The commissioner may apply for and accept
 450.31 on behalf of the state any grants, bequests, gifts, or contributions for the purpose of carrying
 450.32 out the duties and responsibilities of the commissioner. Any money received under this
 451.1 paragraph is appropriated and dedicated for the purpose for which the money is granted.
 451.2 The commissioner must biennially report to the chairs and ranking minority members of
 451.3 relevant legislative committees and divisions by January 15 of each even-numbered year a
 451.4 list of all grants and gifts received under this subdivision.

451.5 (b) Pursuant to law, the commissioner may apply for and receive money made available
 451.6 from federal sources for the purpose of carrying out the duties and responsibilities of the
 451.7 commissioner.

451.8 (c) The commissioner may make contracts with and grants to Tribal Nations, public and
 451.9 private agencies and for-profit and nonprofit organizations, and individuals using appropriated
 451.10 money.

451.11 (d) The commissioner must develop program objectives and performance measures for
 451.12 evaluating progress toward achieving the objectives. The commissioner must identify the
 451.13 objectives, performance measures, and current status of achieving the measures in a biennial
 451.14 report to the chairs and ranking minority members of relevant legislative committees and
 451.15 divisions. The report is due no later than January 15 each even-numbered year. The report
 451.16 must include, when possible, the following objectives:

451.17 (1) centering and including the lived experiences of children and youth, including those
 451.18 with disabilities and mental illness and their families, in all aspects of the department's work;

451.19 (2) increasing the effectiveness of the department's programs in addressing the needs of
 451.20 children and youth facing racial, economic, or geographic inequities;

451.21 (3) increasing coordination and reducing inefficiencies among the department's programs
 451.22 and the funding sources that support the programs;

202.3 relating to employees' terms and conditions of employment if **the** changes are necessary
 202.4 during or after the term of an existing collective bargaining agreement.

202.5 **EFFECTIVE DATE.** This section is effective July 1, 2024.

202.6 **Sec. 11. [143.03] COMMISSIONER.**

202.7 **Subdivision 1. General.** The department is under the administrative control of the
 202.8 commissioner. The commissioner is appointed by the governor with the advice and consent
 202.9 of the senate. The commissioner has the general powers provided in section 15.06,
 202.10 subdivision 6. The commissioner's salary must be established according to the procedure
 202.11 in section 15A.0815, subdivision 5, in the same range as specified for the commissioner of
 202.12 management and budget.

202.13 **Subd. 2. Duties of the commissioner.** (a) The commissioner may apply for and accept
 202.14 on behalf of the state any grants, bequests, gifts, or contributions for the purpose of carrying
 202.15 out the duties and responsibilities of the commissioner. Any money received under this
 202.16 paragraph is appropriated and dedicated for the purpose for which the money is granted.
 202.17 The commissioner must biennially report to the chairs and ranking minority members of
 202.18 relevant legislative committees and divisions by January 15 of each even-numbered year a
 202.19 list of all grants and gifts received under this subdivision.

202.20 (b) Pursuant to law, the commissioner may apply for and receive money made available
 202.21 from federal sources for the purpose of carrying out the duties and responsibilities of the
 202.22 commissioner.

202.23 (c) The commissioner may make contracts with and grants to Tribal Nations, public and
 202.24 private agencies and organizations, both for-profit and nonprofit, and individuals using
 202.25 appropriated money.

202.26 (d) The commissioner must develop program objectives and performance measures for
 202.27 evaluating progress toward achieving the objectives. The commissioner must identify the
 202.28 objectives, performance measures, and current status of achieving the measures in a biennial
 202.29 report to the chairs and ranking minority members of relevant legislative committees and
 202.30 divisions. The report is due no later than January 15 each even-numbered year. The report
 202.31 must include, when possible, the following objectives:

202.32 (1) considering the experiences of children, youth, and families in all aspects of the
 202.33 department's work;

203.1 (2) increasing the effectiveness of the department's programs in addressing the needs of
 203.2 children and youth facing racial, economic, or geographic inequities;

203.3 (3) increasing coordination and reducing inefficiencies among the department's programs
 203.4 and the funding sources that support the programs;

451.23 (4) increasing the alignment and coordination of family access to child care and early
 451.24 learning programs and improving systems of support for early childhood and learning
 451.25 providers and services;

451.26 (5) improving the connection between the department's programs and the kindergarten
 451.27 through grade 12 and higher education ~~systems~~; and

451.28 (6) minimizing and streamlining the effort required of youth and families to receive
 451.29 services to which the youth and families are entitled.

451.30 **EFFECTIVE DATE.** This section is effective July 1, 2024.

452.1 Sec. 16. ~~[143.04]~~ STATE AND COUNTY SYSTEMS.

452.2 Subdivision 1. **Establishment of systems.** (a) The commissioner shall establish and
 452.3 enhance computer systems necessary for the efficient operation of the programs the
 452.4 commissioner supervises, including:

452.5 (1) management and administration of the Supplemental Nutrition Assistance Program
 452.6 (SNAP) and income maintenance program, including the electronic distribution of benefits;
 452.7 and

452.8 (2) management and administration of the child support enforcement program.

452.9 (b) The commissioner's development costs incurred by computer systems for statewide
 452.10 programs administered with that computer system and mandated by state or federal law
 452.11 must not be assessed against county agencies. The commissioner may charge a county for
 452.12 development and operating costs incurred by computer systems for functions requested by
 452.13 the county and not mandated by state or federal law for programs administered by the
 452.14 computer system incurring the cost.

452.15 (c) The commissioner shall distribute the nonfederal share of the costs of operating and
 452.16 maintaining the systems to the commissioner and to the counties participating in the system
 452.17 in a manner that reflects actual system usage, except that the nonfederal share of the costs
 452.18 of the MAXIS computer system and child support enforcement systems for statewide
 452.19 programs administered by those systems and mandated by state or federal law shall be borne
 452.20 entirely by the commissioner.

452.21 (d) The commissioner may enter into contractual agreements with federally recognized
 452.22 Indian Tribes with a reservation in Minnesota to participate in state-operated computer
 452.23 systems related to the management and administration of the SNAP, income maintenance,
 452.24 and child support enforcement programs to the extent necessary for the Tribe to operate a
 452.25 federally approved family assistance program or any other program under the supervision
 452.26 of the commissioner.

452.27 Subd. 2. **State systems account created.** A state systems account for the Department
 452.28 of Children, Youth, and Families is created in the state treasury. Money collected by the
 452.29 commissioner for the programs in subdivision 1 must be deposited in the account. Money

203.5 (4) increasing the alignment and coordination of family access to child care and early
 203.6 learning programs and improving systems of support for early childhood and learning
 203.7 providers and services;

203.8 (5) improving the connection between the department's programs and the kindergarten
 203.9 through grade 12 ~~system~~ and ~~the~~ higher education ~~system~~; and

203.10 (6) minimizing and streamlining the effort required of youth and families to receive
 203.11 services to which the youth and families are entitled.

203.12 **EFFECTIVE DATE.** This section is effective July 1, 2024.

203.13 Sec. 12. ~~[143.04]~~ STATE AND COUNTY SYSTEMS.

203.14 Subdivision 1. **Establishment of systems.** (a) The commissioner shall establish and
 203.15 enhance computer systems necessary for the efficient operation of the programs the
 203.16 commissioner supervises, including:

203.17 (1) management and administration of the Supplemental Nutrition Assistance Program
 203.18 (SNAP) and income maintenance program, including the electronic distribution of benefits;
 203.19 and

203.20 (2) management and administration of the child support enforcement program.

203.21 (b) The commissioner's development costs incurred by computer systems for statewide
 203.22 programs administered with that computer system and mandated by state or federal law
 203.23 must not be assessed against county agencies. The commissioner may charge a county for
 203.24 development and operating costs incurred by computer systems for functions requested by
 203.25 the county and not mandated by state or federal law for programs administered by the
 203.26 computer system incurring the cost.

203.27 (c) The commissioner shall distribute the nonfederal share of the costs of operating and
 203.28 maintaining the systems to the commissioner and to the counties participating in the system
 203.29 in a manner that reflects actual system usage, except that the nonfederal share of the costs
 203.30 of the MAXIS computer system and child support enforcement systems for statewide
 203.31 programs administered by those systems and mandated by state or federal law shall be borne
 203.32 entirely by the commissioner.

204.1 (d) The commissioner may enter into contractual agreements with federally recognized
 204.2 Indian Tribes with a reservation in Minnesota to participate in state-operated computer
 204.3 systems related to the management and administration of the SNAP, income maintenance,
 204.4 and child support enforcement programs to the extent necessary for the Tribe to operate a
 204.5 federally approved family assistance program or any other program under the supervision
 204.6 of the commissioner.

204.7 Subd. 2. **State systems account created.** A state systems account for the Department
 204.8 of Children, Youth, and Families is created in the state treasury. Money collected by the
 204.9 commissioner for the programs in subdivision 1 must be deposited in the account. Money

452.30 in the state systems account and federal matching money are appropriated to the
452.31 commissioner for purposes of this section.

452.32 **EFFECTIVE DATE.** This section is effective July 1, 2024.

453.1 Sec. 17. **[143.05] RULEMAKING.**

453.2 (a) The commissioner may use the procedure in section 14.386, paragraph (a), to adopt
453.3 rules necessary to implement the responsibilities transferred under this ~~article~~ or through
453.4 section 16B.37. Section 14.386, paragraph (b), does not apply to these rules.

453.5 (b) The commissioner must amend Minnesota Rules to make conforming changes related
453.6 to the transfer of responsibilities under this act or through section 16B.37. The commissioner
453.7 must obtain the approval of the commissioners of human services, education, health, and
453.8 public safety for any amendments to or repeal of rules in existence on the effective date of
453.9 this section and administered under the authority of those agencies.

453.10 (c) The time limit in section 14.125 is extended to 36 months for rulemaking under
453.11 paragraphs (a) and (b). The commissioner must publish a notice of intent to adopt rules or
453.12 a notice of hearing within 36 months of the effective date reported under section 143.05,
453.13 subdivision 1, paragraph (c).

453.14 (d) The commissioner may adopt rules for the administration of activities related to the
453.15 department. Rules adopted under this paragraph are subject to the rulemaking requirements
453.16 of chapter 14.

453.17 **EFFECTIVE DATE.** This section is effective July 1, 2024.

453.18 Sec. 18. **[145.9285] COMMUNITY SOLUTIONS FOR HEALTHY CHILD**
453.19 **DEVELOPMENT GRANT PROGRAM.**

453.20 Subdivision 1. **Establishment.** The commissioner of health shall establish ~~the community~~
453.21 solutions for healthy child development grant program. The ~~purpose~~ of the program ~~is~~ to:

453.22 (1) improve child development outcomes ~~as~~ related to the well-being of children of color
453.23 and American Indian children from prenatal to grade 3 and their families, including but not
453.24 limited to the goals outlined by the Department of Human Services' early childhood systems
453.25 reform effort ~~for~~: early learning; health and well-being; economic security; and safe, stable,
453.26 nurturing relationships and environments by funding community-based solutions for
453.27 challenges that are identified by the affected community;

204.10 in the state systems account and federal matching money are appropriated to the
204.11 commissioner for purposes of this section.

204.12 **EFFECTIVE DATE.** This section is effective July 1, 2024.

204.13 Sec. 13. **[143.05] RULEMAKING.**

204.14 (a) The commissioner may use the procedure in section 14.386, paragraph (a), to adopt
204.15 rules necessary to implement the responsibilities transferred under this ~~act~~ or through section
204.16 16B.37. Section 14.386, paragraph (b), does not apply to these rules.

204.17 (b) The commissioner must amend Minnesota Rules to make conforming changes related
204.18 to the transfer of responsibilities under this act or through section 16B.37. The commissioner
204.19 must obtain the approval of the commissioners of human services, education, health, and
204.20 public safety for any amendments to or repeal of rules in existence on the effective date of
204.21 this section and administered under the authority of those agencies.

204.22 (c) The time limit in section 14.125 is extended to 36 months for rulemaking under
204.23 paragraphs (a) and (b). The commissioner must publish a notice of intent to adopt rules or
204.24 a notice of hearing within 36 months of the effective date reported under section 143.05,
204.25 subdivision 1, paragraph (c).

204.26 (d) The commissioner may adopt rules for the administration of activities related to the
204.27 department. Rules adopted under this paragraph are subject to the rulemaking requirements
204.28 of chapter 14.

204.29 **EFFECTIVE DATE.** This section is effective July 1, 2024.

THE FOLLOWING SECTION WAS TAKEN OUT OF UES2995-2 ARTICLE 3.
UES2995-2

221.16 Sec. 122. **[145.9257] COMMUNITY SOLUTIONS FOR HEALTHY CHILD**
221.17 **DEVELOPMENT GRANT PROGRAM.**

221.18 Subdivision 1. **Establishment.** The commissioner of health shall establish ~~a grant~~
221.19 program to improve child development outcomes and the well-being of children of color
221.20 and American Indian children from prenatal to grade 3 and their families. The ~~purposes~~ of
221.21 the program ~~are~~ to:

221.22 (1) improve child development outcomes related to the well-being of children of color
221.23 and American Indian children from prenatal to grade 3 and their families, including but not
221.24 limited to the goals outlined by the Department of Human Services' early childhood systems
221.25 reform effort; early learning; health and well-being; economic security; and safe, stable,
221.26 nurturing relationships and environments by funding community-based solutions for
221.27 challenges that are identified by the affected community;

453.28 (2) reduce racial disparities in children's health and development from prenatal to grade
 453.29 3; and

453.30 (3) promote racial and geographic equity.

453.31 Subd. 2. **Commissioner's duties.** The commissioner shall:

454.1 (1) develop a request for proposals for the healthy child development grant program in
 454.2 consultation with the **Community Solutions Advisory Council**;

454.3 (2) provide outreach, technical assistance, and program development support to increase
 454.4 capacity for new and existing service providers in order to better meet statewide needs,
 454.5 particularly in greater Minnesota and areas where services to reduce health disparities have
 454.6 not been established;

454.7 (3) review responses to requests for proposals, in consultation with the **Community**
 454.8 **Solutions Advisory Council**, and award grants under this section;

454.9 (4) ensure communication with the ethnic councils, Minnesota Indian Affairs Council,
 454.10 and the **state advisory council on early childhood education** and **care** on the request for
 454.11 proposal process;

454.12 (5) establish a transparent and objective accountability process, in consultation with the
 454.13 **Community Solutions Advisory Council**, that is focused on outcomes that grantees agree
 454.14 to achieve;

454.15 (6) provide grantees with access to data to assist grantees in establishing and
 454.16 implementing effective community-led solutions;

454.17 (7) maintain data on outcomes reported by grantees; and

454.18 (8) contract with an independent third-party entity to evaluate the success of the grant
 454.19 program and to build the evidence base for effective community solutions in reducing health
 454.20 disparities of children of color and American Indian children from prenatal to grade 3.

454.21 Subd. 3. **Community Solutions Advisory Council; establishment; duties;**
 454.22 **compensation.** (a) The commissioner, in consultation with the three ethnic councils under
 454.23 section 15.0145 and the Indian Affairs Council under section 3.922, shall appoint a
 454.24 13-member **Community Solutions Advisory Council**, as follows:

454.25 (1) three members representing **Black Minnesotans of African heritage**, one of whom
 454.26 is a parent with a child under the age of eight years at the time of the appointment;

454.27 (2) three members representing **Latino and Latina Minnesotans with an ethnic heritage**
 454.28 **from Mexico, a country in Central or South America, Cuba, the Dominican Republic, or**
 454.29 **Puerto Rico, one of whom is a parent with a child under the age of eight years at the time**
 454.30 **of the appointment**;

221.28 (2) reduce racial disparities in children's health and development from prenatal to grade
 221.29 3; and

221.30 (3) promote racial and geographic equity.

221.31 Subd. 2. **Commissioner's duties.** The commissioner **of health** shall:

221.32 (1) develop a request for proposals for the **community solutions for healthy child**
 221.33 **development grant program in consultation with the community solutions advisory council**;

222.1 (2) provide outreach, technical assistance, and program development support to increase
 222.2 capacity for new and existing service providers in order to better meet statewide needs,
 222.3 particularly in greater Minnesota and areas where services to reduce health disparities have
 222.4 not been established;

222.5 (3) review responses to requests for proposals, in consultation with the **community**
 222.6 **solutions advisory council**, and award grants under this section;

222.7 (4) ensure communication with the ethnic councils, Minnesota Indian Affairs Council,
 222.8 and the **State Advisory Council on Early Childhood Education** and **Care** on the request for
 222.9 proposal process;

222.10 (5) establish a transparent and objective accountability process, in consultation with the
 222.11 **community solutions advisory council**, focused on outcomes that grantees agree to achieve;

222.12 (6) provide grantees with access to data to assist grantees in establishing and
 222.13 implementing effective community-led solutions;

222.14 (7) maintain data on outcomes reported by grantees; and

222.15 (8) contract with an independent third-party entity to evaluate the success of the grant
 222.16 program and to build the evidence base for effective community solutions in reducing health
 222.17 disparities of children of color and American Indian children from prenatal to grade 3.

222.18 Subd. 3. **Community solutions advisory council; establishment; duties;**
 222.19 **compensation.** (a) **No later than October 1, 2023, the commissioner shall have convened**
 222.20 **a 12-member community solutions advisory council** as follows:

222.21 (1) **two** members representing the **African Heritage community**;

222.22 (2) **two** members representing the **Latino community**;

455.1 (3) three members representing Asian-Pacific Minnesotans with Asian-Pacific heritage,
 455.2 one of whom is a parent with a child under the age of eight years at the time of the
 455.3 appointment;

455.4 (4) three members representing the American Indian community, one of whom is a
 455.5 parent of a child under the age of eight years at the time of the appointment; and

455.6 (5) one member with research or academic expertise in racial equity and healthy child
 455.7 development;

455.8 (b) The commissioner must include representation from organizations with expertise in
 455.9 advocacy on behalf of communities of color and Indigenous communities in areas related
 455.10 to the grant program.

455.11 (c) At least three of the 13 members appointed under paragraph (a), clauses (1) to (4),
 455.12 of the advisory council must come from outside the seven-county metropolitan area.

455.13 (d) The Community Solutions Advisory Council shall:

455.14 (1) advise the commissioner on the development of the request for proposals for
 455.15 community solutions healthy child development grants. In advising the commissioner, the
 455.16 council must consider how to build on the capacity of communities to promote child and
 455.17 family well-being and address social determinants of healthy child development;

455.18 (2) review responses to requests for proposals and advise the commissioner on the
 455.19 selection of grantees and grant awards;

455.20 (3) advise the commissioner on the establishment of a transparent and objective
 455.21 accountability process focused on outcomes the grantees agree to achieve;

455.22 (4) advise the commissioner on ongoing oversight and necessary support in the
 455.23 implementation of the program; and

455.24 (5) support the commissioner on other racial equity and early childhood grant efforts.

455.25 (e) Member terms, compensation, and removal shall be as provided in section 15.059,
 455.26 subdivisions 2 to 4.

455.27 (f) The commissioner must convene meetings of the advisory council at least four times
 455.28 per year.

222.23 (3) two members representing the Asian-Pacific Islander community;

222.24 (4) two members representing the American Indian community;

222.25 (5) two parents of children who are under nine years of age and are Black, nonwhite
 222.26 people of color, or American Indian;

222.27 (6) one member with research or academic expertise in racial equity and healthy child
 222.28 development; and

222.29 (7) one member representing an organization that advocates on behalf of communities
 222.30 of color or American Indians.

223.1 (b) At least three of the 12 members of the advisory council must come from outside
 223.2 the seven-county metropolitan area.

223.3 (c) The community solutions advisory council shall:

223.4 (1) advise the commissioner on the development of the request for proposals for
 223.5 community solutions for healthy child development grants. In advising the commissioner,
 223.6 the council must consider how to build on the capacity of communities to promote child
 223.7 and family well-being and address social determinants of healthy child development;

223.8 (2) review responses to requests for proposals and advise the commissioner on the
 223.9 selection of grantees and grant awards;

223.10 (3) advise the commissioner on the establishment of a transparent and objective
 223.11 accountability process focused on outcomes the grantees agree to achieve;

223.12 (4) advise the commissioner on ongoing oversight and necessary support in the
 223.13 implementation of the program; and

223.14 (5) support the commissioner on other racial equity and early childhood grant efforts.

223.15 (d) Each advisory council member shall be compensated in accordance with section
 223.16 15.059, subdivision 3.

455.29 (g) The advisory council shall expire upon expiration or repeal of the healthy childhood
455.30 development program.

456.1 (h) The commissioner of health must provide meeting space and administrative support
456.2 for the advisory council.

456.3 Subd. 4. **Eligible grantees.** Organizations eligible to receive grant funding under this
456.4 section include:

456.5 (1) organizations or entities that work with communities of color and American Indian
456.6 communities;

456.7 (2) Tribal Nations and Tribal organizations as defined in section 658P of the Child Care
456.8 and Development Block Grant Act of 1990; and

456.9 (3) organizations or entities focused on supporting healthy child development.

456.10 Subd. 5. **Strategic consideration and priority of proposals; eligible populations;**
456.11 **grant awards.** (a) The commissioner, in consultation with the Community Solutions
456.12 Advisory Council, shall develop a request for proposals for healthy child development
456.13 grants. In developing the proposals and awarding the grants, the commissioner shall consider
456.14 building on the capacity of communities to promote child and family well-being and address
456.15 social determinants of healthy child development. Proposals must focus on increasing racial
456.16 equity and healthy child development and reducing health disparities experienced by children
456.17 of color and American Indian children from prenatal to grade 3 and their families.

456.18 (b) In awarding the grants, the commissioner shall provide strategic consideration and
456.19 give priority to proposals from:

456.20 (1) organizations or entities led by people of color and serving communities of color;

456.21 (2) organizations or entities led by American Indians and serving American Indians,
456.22 including Tribal Nations and Tribal organizations;

456.23 (3) organizations or entities with proposals focused on healthy development from prenatal
456.24 to grade 3;

456.25 (4) organizations or entities with proposals focusing on multigenerational solutions;

456.26 (5) organizations or entities located in or with proposals to serve communities located
456.27 in counties that are moderate to high risk according to the Wilder Research Risk and Reach
456.28 Report; and

456.29 (6) community-based organizations that have historically served communities of color
456.30 and American Indians and have not traditionally had access to state grant funding.

223.17 Subd. 4. **Eligible grantees.** Organizations eligible to receive grant funding under this
223.18 section include:

223.19 (1) organizations or entities that work with Black communities, nonwhite communities
223.20 of color, and American Indian communities;

223.21 (2) Tribal nations and Tribal organizations as defined in section 658P of the Child Care
223.22 and Development Block Grant Act of 1990; and

223.23 (3) organizations or entities focused on supporting healthy child development.

223.24 Subd. 5. **Strategic consideration and priority of proposals; eligible populations;**
223.25 **grant awards.** (a) The commissioner, in consultation with the community solutions advisory
223.26 council, shall develop a request for proposals for healthy child development grants. In
223.27 developing the proposals and awarding the grants, the commissioner shall consider building
223.28 on the capacity of communities to promote child and family well-being and address social
223.29 determinants of healthy child development. Proposals must focus on increasing racial equity
223.30 and healthy child development and reducing health disparities experienced by children who
223.31 are Black, nonwhite people of color, or American Indian from prenatal to grade 3 and their
223.32 families.

224.1 (b) In awarding the grants, the commissioner shall provide strategic consideration and
224.2 give priority to proposals from:

224.3 (1) organizations or entities led by Black and other nonwhite people of color and serving
224.4 Black and nonwhite communities of color;

224.5 (2) organizations or entities led by American Indians and serving American Indians,
224.6 including Tribal nations and Tribal organizations;

224.7 (3) organizations or entities with proposals focused on healthy development from prenatal
224.8 to grade three;

224.9 (4) organizations or entities with proposals focusing on multigenerational solutions;

224.10 (5) organizations or entities located in or with proposals to serve communities located
224.11 in counties that are moderate to high risk according to the Wilder Research Risk and Reach
224.12 Report; and

224.13 (6) community-based organizations that have historically served communities of color
224.14 and American Indians and have not traditionally had access to state grant funding.

456.31 The advisory council may recommend additional strategic considerations and priorities to
456.32 the commissioner.

457.1 (c) The first round of grants must be awarded no later than April 15, 2024. Grants must
457.2 be awarded annually thereafter. Grants are awarded for a period of three years.

457.3 Subd. 6. **Geographic distribution of grants.** The commissioner and the advisory council
457.4 shall ensure that grant money is prioritized and awarded to organizations and entities that
457.5 are within counties that have a higher proportion of people of color and American Indians
457.6 than the state average, to the extent possible.

457.7 Subd. 7. **Report.** Grantees must report grant program outcomes to the commissioner on
457.8 the forms and according to the timelines established by the commissioner.

457.9 Sec. 19. Minnesota Statutes 2022, section 256.014, subdivision 1, is amended to read:

457.10 Subdivision 1. **Establishment of systems.** (a) The commissioner of human services
457.11 shall establish and enhance computer systems necessary for the efficient operation of ~~the~~
457.12 medical assistance and other programs the commissioner supervises, ~~including:~~

457.13 ~~(1) management and administration of the Supplemental Nutrition Assistance Program~~
457.14 ~~(SNAP) and income maintenance program, including the electronic distribution of benefits;~~

457.15 ~~(2) management and administration of the child support enforcement program; and~~

457.16 ~~(3) administration of medical assistance.~~

457.17 (b) The commissioner's development costs incurred by computer systems for statewide
457.18 programs administered by that computer system and mandated by state or federal law must
457.19 not be assessed against county agencies. The commissioner may charge a county for
457.20 development and operating costs incurred by computer systems for functions requested by
457.21 the county and not mandated by state or federal law for programs administered by the
457.22 computer system incurring the cost.

457.23 (c) The commissioner shall distribute the nonfederal share of the costs of operating and
457.24 maintaining the systems to the commissioner and to the counties participating in the system
457.25 in a manner that reflects actual system usage, except that the nonfederal share of the costs
457.26 of the MAXIS computer system ~~and child support enforcement systems~~ for statewide
457.27 programs administered by ~~those systems~~ that system and mandated by state or federal law
457.28 shall be borne entirely by the commissioner.

457.29 The commissioner may enter into contractual agreements with federally recognized
457.30 Indian Tribes with a reservation in Minnesota to participate in state-operated computer
457.31 systems related to the management and administration of the ~~SNAP, income maintenance,~~
457.32 ~~child support enforcement, and~~ medical assistance programs program to the extent necessary

224.15 The advisory council may recommend additional strategic considerations and priorities
224.16 to the commissioner.

224.17 Subd. 6. **Geographic distribution of grants.** The commissioner and the advisory council
224.18 shall ensure that grant funds are prioritized and awarded to organizations and entities that
224.19 are within counties that have a higher proportion of Black, nonwhite communities of color,
224.20 and American Indians than the state average, to the extent possible.

224.21 Subd. 7. **Report.** Grantees must report grant program outcomes to the commissioner on
224.22 the forms and according to the timelines established by the commissioner.

H0238-3

205.1 Sec. 14. Minnesota Statutes 2022, section 256.014, subdivision 1, is amended to read:

205.2 Subdivision 1. **Establishment of systems.** (a) The commissioner of human services
205.3 shall establish and enhance computer systems necessary for the efficient operation of ~~the~~
205.4 medical assistance and other programs the commissioner supervises, ~~including:~~

205.5 ~~(1) management and administration of the Supplemental Nutrition Assistance Program~~
205.6 ~~(SNAP) and income maintenance program, including the electronic distribution of benefits;~~

205.7 ~~(2) management and administration of the child support enforcement program; and~~

205.8 ~~(3) administration of medical assistance.~~

205.9 (b) The commissioner's development costs incurred by computer systems for statewide
205.10 programs administered by that computer system and mandated by state or federal law must
205.11 not be assessed against county agencies. The commissioner may charge a county for
205.12 development and operating costs incurred by computer systems for functions requested by
205.13 the county and not mandated by state or federal law for programs administered by the
205.14 computer system incurring the cost.

205.15 (c) The commissioner shall distribute the nonfederal share of the costs of operating and
205.16 maintaining the systems to the commissioner and to the counties participating in the system
205.17 in a manner that reflects actual system usage, except that the nonfederal share of the costs
205.18 of the MAXIS computer system ~~and child support enforcement systems~~ for statewide
205.19 programs administered by ~~those systems~~ that system and mandated by state or federal law
205.20 shall be borne entirely by the commissioner.

205.21 The commissioner may enter into contractual agreements with federally recognized
205.22 Indian tribes with a reservation in Minnesota to participate in state-operated computer
205.23 systems related to the management and administration of the ~~SNAP, income maintenance,~~
205.24 ~~child support enforcement, and~~ medical assistance programs program to the extent necessary

458.1 for the Tribe to operate ~~a federally approved family~~ the medical assistance program or any
458.2 other program under the supervision of the commissioner.

458.3 **EFFECTIVE DATE.** This section is effective July 1, 2024.

458.4 Sec. 20. Minnesota Statutes 2022, section 256.014, subdivision 2, is amended to read:

458.5 Subd. 2. **State systems account created.** A state systems account for the Department
458.6 of Human Services is created in the state treasury. Money collected by the commissioner
458.7 of human services for the programs in subdivision 1 must be deposited in the account.
458.8 Money in the state systems account and federal matching money is appropriated to the
458.9 commissioner of human services for purposes of this section.

458.10 **EFFECTIVE DATE.** This section is effective July 1, 2024.

458.11 Sec. 21. **[256E.341] PREPARED MEALS FOOD RELIEF GRANTS.**

458.12 Subdivision 1. **Establishment.** The commissioner of human services shall establish a
458.13 prepared meals grant program to provide hunger relief to Minnesotans experiencing food
458.14 insecurity and who have difficulty preparing meals due to limited mobility, disability, age,
458.15 or limited resources to prepare their own meal.

458.16 Subd. 2. **Eligible grantees.** Eligible grantees are nonprofit organizations and federally
458.17 recognized American Indian Tribes or Bands located in Minnesota as defined in section
458.18 10.65, with a demonstrated history of providing and distributing prepared meals customized
458.19 for the population that they serve, including tailoring meals to the cultural, religious, and
458.20 dietary needs of the population served. Eligible grantees must prepare meals in a licensed
458.21 commercial kitchen and distribute meals according to ServSafe guidelines.

458.22 Subd. 3. **Application.** Applicants for grant money under this section shall apply to the
458.23 commissioner on the forms and in the time and manner established by the commissioner.

458.24 Subd. 4. **Allowable uses of grant funds.** (a) Eligible grantees must use grant money
458.25 awarded under this section to fund a prepared meals program that primarily targets individuals
458.26 between 18 and 60 years of age, and their dependents, experiencing food insecurity. Grantees
458.27 must avoid duplication with existing state and federal meal programs.

458.28 (b) Grant money must supplement, but not supplant, any state or federal funding used
458.29 to provide prepared meals to Minnesotans experiencing food insecurity.

458.30 Subd. 5. **Duties of the commissioner.** (a) The commissioner shall develop a process
458.31 for determining eligible grantees under this section.

459.1 (b) In granting money, the commissioner shall prioritize applicants that:

459.2 (1) have demonstrated ability to provide prepared meals to racially and geographically
459.3 diverse populations at greater risk for food insecurity;

205.25 for the tribe to operate ~~a federally approved family~~ the medical assistance program or any
205.26 other program under the supervision of the commissioner.

205.27 **EFFECTIVE DATE.** This section is effective July 1, 2024.

205.28 Sec. 15. Minnesota Statutes 2022, section 256.014, subdivision 2, is amended to read:

205.29 Subd. 2. **State systems account created.** A state systems account for the Department
205.30 of Human Services is created in the state treasury. Money collected by the commissioner
205.31 of human services for the programs in subdivision 1 must be deposited in the account.
206.1 Money in the state systems account and federal matching money is appropriated to the
206.2 commissioner of human services for purposes of this section.

206.3 **EFFECTIVE DATE.** This section is effective July 1, 2024.

459.4 (2) work with external community partners to distribute meals targeting nontraditional
459.5 meal sites reaching those most in need; and

459.6 (3) have a demonstrated history of sourcing at least 50 percent of the prepared meal
459.7 ingredients from:

459.8 (i) Minnesota food producers and processors; or

459.9 (ii) food that is donated or would otherwise be waste.

459.10 (c) The commissioner shall consider geographic distribution to ensure statewide coverage
459.11 when awarding grants and minimize the number of grantees to simplify administrative
459.12 burdens and costs.

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

459.14 Sec. 22. **[256E.38] DIAPER DISTRIBUTION GRANT PROGRAM.**

459.15 Subdivision 1. **Establishment; purpose.** The commissioner of human services shall
459.16 establish a diaper distribution program to award competitive grants to eligible applicants
459.17 to provide diapers to underresourced families statewide.

459.18 Subd. 2. **Eligibility.** To be eligible for a grant under this section, an applicant must
459.19 demonstrate its capacity to distribute diapers statewide by having:

459.20 (1) a network of well-established partners for diaper distribution;

459.21 (2) the infrastructure needed to efficiently manage diaper procurement and distribution
459.22 statewide;

459.23 (3) relationships with national organizations that support and enhance the work of
459.24 addressing diaper need;

459.25 (4) the ability to engage in building community awareness of diaper need and advocate
459.26 for diaper need at local, state, and federal levels;

459.27 (5) a commitment to and demonstration of working with organizations across ideological
459.28 and political spectrums;

459.29 (6) the ability to address diaper need for children from birth through early childhood;
459.30 and

460.1 (7) a commitment to working within an equity framework by ensuring access to
460.2 organizations that provide culturally specific services or are located in communities with
460.3 high concentrations of poverty.

460.4 Subd. 3. **Application.** Applicants must apply to the commissioner in a form and manner
460.5 prescribed by the commissioner. Applications must be filed at the times and for the periods
460.6 determined by the commissioner.

460.7 Subd. 4. **Eligible uses of grant money.** An eligible applicant that receives grant money
460.8 under this section shall use the money to purchase diapers and wipes and may use up to
460.9 four percent of the money for administrative costs.

460.10 Subd. 5. **Enforcement.** (a) An eligible applicant that receives grant money under this
460.11 section must:

460.12 (1) retain records documenting expenditure of the grant money;
460.13 (2) report to the commissioner on the use of the grant money; and
460.14 (3) comply with any additional requirements imposed by the commissioner.

460.15 (b) The commissioner may require that a report submitted under this subdivision include
460.16 an independent audit.

460.17 Sec. 23. **DIRECTION TO COMMISSIONER; ALLOCATING BASIC SLIDING**
460.18 **FEE MONEY.**

460.19 Notwithstanding Minnesota Statutes, section 119B.03, subdivisions 6, 6a, and 6b, the
460.20 commissioner of human services must allocate additional basic sliding fee child care money
460.21 for calendar year 2025 to counties and Tribes to account for the change in the definition of
460.22 family in Minnesota Statutes, section 119B.011, in this article. In allocating the additional
460.23 money, the commissioner shall consider:

460.24 (1) the number of children in the county or Tribe who receive care from a relative
460.25 custodian who accepted a transfer of permanent legal and physical custody of a child under
460.26 Minnesota Statutes, section 260C.515, subdivision 4, or similar permanency disposition in
460.27 Tribal code; successor custodian or guardian as established according to Minnesota Statutes,
460.28 section 256N.22, subdivision 10; or foster parents in a family foster home under Minnesota
460.29 Statutes, section 260C.007, subdivision 16b; and

460.30 (2) the average basic sliding fee cost of care in the county or Tribe.

461.1 Sec. 24. **DIRECTION TO COMMISSIONER; COST ESTIMATION MODEL FOR**
461.2 **EARLY CARE AND LEARNING PROGRAMS.**

461.3 (a) The commissioner of human services shall develop a cost estimation model for
461.4 providing early care and learning in the state. In developing the model, the commissioner
461.5 shall consult with relevant entities and stakeholders, including but not limited to the State
461.6 Advisory Council on Early Childhood Education and Care under Minnesota Statutes, section
461.7 124D.141; county administrators; child care resource and referral organizations under
461.8 Minnesota Statutes, section 119B.19, subdivision 1; and organizations representing
461.9 caregivers, teachers, and directors.

THE FOLLOWING SECTION WAS TAKEN OUT OF H0238-3 ARTICLE 1.

33.3 Sec. 37. **DIRECTION TO COMMISSIONER; ALLOCATING BASIC SLIDING**
33.4 **FEE MONEY.**

33.5 Notwithstanding Minnesota Statutes, section 119B.03, subdivisions 6, 6a, and 6b, the
33.6 commissioner of human services must allocate additional basic sliding fee child care money
33.7 for calendar year 2025 to counties and Tribes to account for the change in the definition of
33.8 family in Minnesota Statutes, section 119B.011, in this article. In allocating the additional
33.9 money, the commissioner shall consider:

33.10 (1) the number of children in the county or Tribe who receive care from a relative
33.11 custodian who accepted a transfer of permanent legal and physical custody of a child under
33.12 section 260C.515, subdivision 4, or similar permanency disposition in Tribal code; successor
33.13 custodian or guardian as established according to section 256N.22, subdivision 10; or foster
33.14 parents in a family foster home under section 260C.007, subdivision 16b; and

33.15 (2) the average basic sliding fee cost of care in the county or Tribe.

213.14 Sec. 22. **DIRECTION TO COMMISSIONER OF HUMAN SERVICES; COST**
213.15 **ESTIMATION MODEL FOR EARLY CARE AND LEARNING PROGRAMS.**

213.16 (a) The commissioner of human services shall develop a cost estimation model for
213.17 providing early care and learning in the state. In developing the model, the commissioner
213.18 shall consult with relevant entities and stakeholders, including but not limited to the State
213.19 Advisory Council on Early Childhood Education and Care under Minnesota Statutes, section
213.20 124D.141; county administrators; child care resource and referral organizations under
213.21 Minnesota Statutes, section 119B.19, subdivision 1; and organizations representing
213.22 caregivers, teachers, and directors.

461.10 (b) The commissioner shall contract with an organization with experience and expertise
461.11 in early care and learning cost estimation modeling to conduct the work outlined in this
461.12 section. If practicable, the commissioner shall contract with First Children's Finance.

461.13 (c) The commissioner shall ensure that the model can estimate variation in the cost of
461.14 early care and learning by:

461.15 (1) quality of care;

461.16 (2) geographic area;

461.17 (3) type of child care provider and associated licensing standards;

461.18 (4) age of child;

461.19 (5) whether the early care and learning is inclusive, including caring for children with
461.20 disabilities alongside children without disabilities;

461.21 (6) provider and staff compensation, including benefits such as professional development
461.22 stipends, health care benefits, and retirement benefits;

461.23 (7) a provider's fixed costs, including rent and mortgage payments, property taxes, and
461.24 business-related insurance payments;

461.25 (8) a provider's operating expenses, including expenses for training and substitutes; and

461.26 (9) a provider's hours of operation.

461.27 (d) By January 30, 2025, the commissioner must submit a report to the legislative
461.28 committees with jurisdiction over early childhood programs on the development of the cost
461.29 estimation model. The report shall include:

461.30 (1) recommendations for how the model could be used in conjunction with a child care
461.31 and early education professional wage scale to set provider payment rates for child care
462.1 assistance under Minnesota Statutes, chapter 119B, and great start scholarships under
462.2 Minnesota Statutes, section 119C.01; and

462.3 (2) a plan to seek federal approval to use the model for provider payment rates for child
462.4 care assistance.

462.5 Sec. 25. **DIRECTION TO COMMISSIONER; INCREASE FOR MAXIMUM CHILD**
462.6 **CARE ASSISTANCE RATES.**

462.7 Notwithstanding Minnesota Statutes, section 119B.03, subdivisions 6, 6a, and 6b, the
462.8 commissioner must allocate the additional basic sliding fee child care money for calendar
462.9 year 2024 to counties for updated maximum rates based on relative need to cover maximum

213.23 (b) The commissioner shall contract with an organization with experience and expertise
213.24 in early care and learning cost estimation modeling to conduct the work outlined in this
213.25 section. If practicable, the commissioner shall contract with First Children's Finance.

213.26 (c) The commissioner shall ensure that the model can estimate variation in the cost of
213.27 early care and learning by:

213.28 (1) the quality of care;

213.29 (2) the geographic area;

213.30 (3) the type of child care provider and associated licensing standards;

213.31 (4) the age of the child;

214.1 (5) whether the early care and learning is inclusive by caring for children with disabilities
214.2 alongside children without disabilities;

214.3 (6) child care provider and staff compensation, including benefits such as professional
214.4 development stipends, health care benefits, and retirement benefits;

214.5 (7) a child care provider's fixed costs, including rent and mortgage payments, property
214.6 taxes, and business-related insurance payments;

214.7 (8) a child care provider's operating expenses, including expenses for training and
214.8 substitutes; and

214.9 (9) a child care provider's hours of operation.

214.10 (d) By January 30, 2025, the commissioner shall report to the legislative committees
214.11 with jurisdiction over early childhood programs on the development of the cost estimation
214.12 model. The report must include:

214.13 (1) recommendations on how the model could be used in conjunction with a child care
214.14 and early education professional wage scale to set child care provider payment rates for
214.15 child care assistance under Minnesota Statutes, chapter 119B, and great start scholarships
214.16 under Minnesota Statutes, section 119C.01; and

214.17 (2) a plan to seek federal approval to use the model for child care provider payment rates
214.18 for child care assistance.

THE FOLLOWING SECTION WAS TAKEN OUT OF H0238-3 ARTICLE 1.

32.23 Sec. 36. **DIRECTION TO COMMISSIONER; INCREASE FOR MAXIMUM CHILD**
32.24 **CARE ASSISTANCE RATES.**

32.25 Notwithstanding Minnesota Statutes, section 119B.03, subdivisions 6, 6a, and 6b, the
32.26 commissioner must allocate the additional basic sliding fee child care money for calendar
32.27 year 2024 to counties and Tribes for updated maximum rates based on relative need to cover

462.10 rate increases. In distributing the additional money, the commissioner shall consider the
462.11 following factors by county:

- 462.12 (1) the number of children;
- 462.13 (2) the provider type;
- 462.14 (3) the age of children served; and
- 462.15 (4) the amount of the increase in maximum rates.

462.16 Sec. 26. **FIRST APPOINTMENTS AND TERMS FOR THE COMMUNITY**
462.17 **SOLUTIONS ADVISORY COUNCIL.**

462.18 The commissioner of health must appoint members to the Community Solutions Advisory
462.19 Council under Minnesota Statutes, section 145.9285, by July 1, 2023, and must convene
462.20 the first meeting by September 15, 2023. The commissioner must designate half of the
462.21 members appointed under Minnesota Statutes, section 145.9285, subdivision 3, paragraph
462.22 (a), clauses (1) to (4), to serve a two-year term and the remaining members will serve a
462.23 four-year term. The commissioner may appoint people who are serving on or who have
462.24 served on the council established under Laws 2019, First Special Session chapter 9, article
462.25 11, section 107, subdivision 3.

462.26 Sec. 27. **APPOINTMENT OF COMMISSIONER OF CHILDREN, YOUTH, AND**
462.27 **FAMILIES.**

462.28 The governor shall appoint a commissioner-designee of the Department of Children,
462.29 Youth, and Families. The person appointed becomes the governor's appointee as the
462.30 commissioner of children, youth, and families on July 1, 2024.

462.31 **EFFECTIVE DATE.** This section is effective July 1, 2023.

463.1 Sec. 28. **DATA PRACTICES.**

463.2 (a) To the extent not prohibited by state or federal law, and notwithstanding the data's
463.3 classification under Minnesota Statutes, chapter 13:

463.4 (1) the commissioner of children, youth, and families may access data maintained by
463.5 the commissioners of education, **health**, human services, and public safety related to the
463.6 responsibilities transferred under section **29**; and

463.7 (2) the commissioners of education, **health**, human services, and public safety may access
463.8 data maintained by the commissioner of children, youth, and families related to each
463.9 department's respective responsibilities transferred under section **29**.

463.10 (b) Data sharing authorized by this **section** includes only the data necessary to coordinate
463.11 department activities and services transferred under section **29**.

32.28 maximum rate increases. In distributing the additional money, the commissioner shall
32.29 consider the following factors by county **and Tribe**:

- 32.30 (1) the number of children;
- 32.31 (2) the provider type;
- 33.1 (3) the age of children served; and
- 33.2 (4) the amount of the increase in maximum rates.

206.4 Sec. 16. **APPOINTMENT OF COMMISSIONER OF CHILDREN, YOUTH, AND**
206.5 **FAMILIES.**

206.6 The governor shall appoint a commissioner-designee of the Department of Children,
206.7 Youth, and Families. The person appointed becomes the governor's appointee as the
206.8 commissioner of children, youth, and families on July 1, 2024.

210.28 Sec. 19. **DATA PRACTICES.**

210.29 (a) To the extent not prohibited by state or federal law, and notwithstanding the data's
210.30 classification under Minnesota Statutes, chapter 13:

211.1 (1) the commissioner of children, youth, and families may access data maintained by
211.2 the commissioners of education, human services, and public safety related to the
211.3 responsibilities transferred under section **17**; and

211.4 (2) the commissioners of education, human services, and public safety may access data
211.5 maintained by the commissioner of children, youth, and families related to each department's
211.6 respective responsibilities transferred under section **17**.

211.7 (b) Data sharing authorized by this **subdivision** includes only the data necessary to
211.8 coordinate department activities and services transferred under section **17**.

463.12 (c) Any data shared under this section retain their classification from the agency holding
463.13 the data.

463.14 (d) Existing limitations and legal requirements under Minnesota Statutes, chapter 13,
463.15 including but not limited to any applicable data subject consent requirements, apply to any
463.16 data accessed, transferred, disseminated, or shared under this section.

463.17 (e) This section expires July 1, 2027.

463.18 Sec. 29. **TRANSFERS FROM OTHER AGENCIES.**

463.19 Subdivision 1. **General.** (a) Between July 1, 2024, and July 1, 2025, the Departments
463.20 of Human Services, Education, Health, and Public Safety must transition all of the
463.21 responsibilities held by these departments and described in this section to the Department
463.22 of Children, Youth, and Families.

463.23 (b) Notwithstanding paragraph (a), any programs identified in paragraph (a) that require
463.24 federal approval to move to the Department of Children, Youth, and Families must be
463.25 transferred on or after July 1, 2024, and upon the federal government granting transfer
463.26 authority to the commissioner of children, youth, and families.

463.27 (c) The commissioner of children, youth, and families must report an effective date of
463.28 the transfer of each responsibility identified in this section to the commissioners of
463.29 administration, management and budget, and other relevant departments along with the
463.30 secretary of the senate, the chief clerk of the house of representatives, and the chairs and
463.31 ranking minority members of relevant legislative committees and divisions. The reported
464.1 date is the effective date of transfer of responsibilities under Minnesota Statutes, section
464.2 15.039.

464.3 (d) The requirement in Minnesota Statutes, section 16B.37, subdivision 1, that a state
464.4 agency must have been in existence for at least one year before being eligible for receiving
464.5 a transfer of personnel, powers, or duties does not apply to the Department of Children,
464.6 Youth, and Families.

464.7 (e) Notwithstanding Minnesota Statutes, section 15.039, subdivision 6, for the transfer
464.8 of responsibilities conducted under this chapter, the unexpended balance of any appropriation
464.9 to an agency for the purposes of any responsibilities that are transferred to the Department
464.10 of Children, Youth, and Families, along with the operational functions to support the
464.11 responsibilities transferred, including administrative, legal, information technology, and
464.12 personnel support, and a proportional share of base funding, are reappropriated under the
464.13 same conditions as the original appropriation to the Department of Children, Youth, and
464.14 Families effective on the date of the transfer of responsibilities and related elements. The
464.15 commissioner of management and budget shall identify and allocate any unexpended
464.16 appropriations and base funding.

464.17 (f) The commissioner of children, youth, and families or management and budget may
464.18 request an extension to transfer any responsibility listed in this section. The commissioner

211.9 (c) Any data shared under this section retain the data's classification from the agency
211.10 holding the data.

211.11 (d) Existing limitations and legal requirements under Minnesota Statutes, chapter 13,
211.12 including but not limited to any applicable data subject to consent requirements, apply to
211.13 any data accessed, transferred, disseminated, or shared under this section.

211.14 (e) This section expires July 1, 2027.

206.9 Sec. 17. **TRANSFERS FROM OTHER AGENCIES.**

206.10 Subdivision 1. **General.** (a) Between July 1, 2024, and July 1, 2025, the Departments
206.11 of Human Services, Education, and Public Safety must transition all of the responsibilities
206.12 held by these departments and described in this section to the Department of Children,
206.13 Youth, and Families.

206.14 (b) Notwithstanding paragraph (a), any programs identified in paragraph (a) that require
206.15 federal approval to move to the Department of Children, Youth, and Families must be
206.16 transferred on or after July 1, 2024, and upon the federal government granting transfer
206.17 authority to the commissioner of children, youth, and families.

206.18 (c) The commissioner of children, youth, and families must report an effective date of
206.19 the transfer of each responsibility identified in this section to the commissioners of
206.20 administration, management and budget, and other relevant departments along with the
206.21 secretary of the senate, the chief clerk of the house of representatives, and the chairs and
206.22 ranking minority members of relevant legislative committees and divisions. The reported
206.23 date is the effective date of transfer of responsibilities under Minnesota Statutes, section
206.24 15.039.

206.25 (d) The requirement in Minnesota Statutes, section 16B.37, subdivision 1, that a state
206.26 agency must have been in existence for at least one year before being eligible for receiving
206.27 a transfer of personnel, powers, or duties does not apply to the Department of Children,
206.28 Youth, and Families.

206.29 (e) Notwithstanding Minnesota Statutes, section 15.039, subdivision 6, for the transfer
206.30 of responsibilities conducted under this chapter, the unexpended balance of any appropriation
206.31 to an agency for the purposes of any responsibilities that are transferred to the Department
206.32 of Children, Youth, and Families, along with the operational functions to support the
207.1 responsibilities transferred, including administrative, legal, information technology, and
207.2 personnel support, and a proportional share of base funding, are reappropriated under the
207.3 same conditions as the original appropriation to the Department of Children, Youth, and
207.4 Families effective on the date of the transfer of responsibilities and related elements. The
207.5 commissioner of management and budget shall identify and allocate any unexpended
207.6 appropriations and base funding.

207.7 (f) The commissioner of children, youth, and families or management and budget may
207.8 request an extension to transfer any responsibility listed in this section. The commissioner

464.19 of children, youth, and families or management and budget may request that the transfer of
464.20 any responsibility listed in this section be canceled if an effective date has not been reported
464.21 under paragraph (c). Any request under this paragraph must be made in writing to the
464.22 governor. Upon approval from the governor, the transfer may be delayed or canceled. Within
464.23 ten days after receiving the approval of the governor, the commissioner who requested the
464.24 transfer shall submit to the chairs and ranking minority members of relevant legislative
464.25 committees and divisions a notice of any extensions or cancellations granted under this
464.26 paragraph.

464.27 (g) The commissioner of children, youth, and families must provide four successive
464.28 quarterly reports to relevant legislative committees on the status of transferring programs;
464.29 responsibilities, and personnel under this section. The first report must cover the quarter
464.30 starting July 1, 2024, and each report must be submitted by the 15th of the month following
464.31 the quarter end.

464.32 Subd. 2. **Department of Human Services.** The powers and duties of the Department
464.33 of Human Services with respect to the following responsibilities and related elements are
465.1 transferred to the Department of Children, Youth, and Families according to Minnesota
465.2 Statutes, section 15.039:

465.3 (1) family services and community-based collaboratives under Minnesota Statutes,
465.4 section 124D.23;

465.5 (2) child care programs under Minnesota Statutes, chapter 119B;

465.6 (3) ~~the~~ Parent Aware quality rating and improvement system under Minnesota Statutes,
465.7 section 124D.142;

465.8 (4) migrant child care services under Minnesota Statutes, section 256M.50;

465.9 (5) early childhood and school-age professional development training under Laws 2007,
465.10 chapter 147, article 2, section 56;

465.11 (6) licensure of family child care and child care centers, child foster care, and private
465.12 child placing agencies under Minnesota Statutes, chapter 245A;

465.13 (7) certification of license-exempt child care centers under Minnesota Statutes, chapter
465.14 245H;

465.15 (8) program integrity and fraud related to the Child Care Assistance Program (CCAP),
465.16 the Minnesota Family Investment Program (MFIP), and the Supplemental Nutrition
465.17 Assistance Program (SNAP) under Minnesota Statutes, chapters 119B and 245E;

465.18 (9) SNAP under Minnesota Statutes, sections 256D.60 to 256D.63;

465.19 (10) electronic benefit transactions under Minnesota Statutes, sections 256.9862,
465.20 256.9863, 256.9865, 256.987, 256.9871, 256.9872, and 256J.77;

207.9 of children, youth, and families or management and budget may request that the transfer of
207.10 any responsibility listed in this section be canceled if an effective date has not been reported
207.11 under paragraph (c). Any request under this paragraph must be made in writing to the
207.12 governor. Upon approval from the governor, the transfer may be delayed or canceled. Within
207.13 ten days after receiving the approval of the governor, the commissioner who requested the
207.14 transfer shall submit to the chairs and ranking minority members of relevant legislative
207.15 committees and divisions a notice of any extensions or cancellations granted under this
207.16 paragraph.

207.17 (g) The commissioner of children, youth, and families must provide four successive
207.18 quarterly reports to relevant legislative committees on the status of transferring programs;
207.19 responsibilities; not public data as defined in section 13.02, subdivision 8a; and personnel
207.20 under this section. The first report must cover the quarter starting July 1, 2024, and each
207.21 report must be submitted by the 15th of the month following the quarter end.

207.22 Subd. 2. **Department of Human Services.** The powers and duties of the Department
207.23 of Human Services with respect to the following responsibilities and related elements are
207.24 transferred to the Department of Children, Youth, and Families according to Minnesota
207.25 Statutes, section 15.039:

207.26 (1) family services and community-based collaboratives under Minnesota Statutes,
207.27 section 124D.23;

207.28 (2) child care programs under Minnesota Statutes, chapter 119B;

207.29 (3) Parent Aware quality rating and improvement system under Minnesota Statutes,
207.30 section 124D.142;

207.31 (4) migrant child care services under Minnesota Statutes, section 256M.50;

207.32 (5) early childhood and school-age professional development training under Laws 2007,
207.33 chapter 147, article 2, section 56;

208.1 (6) licensure of family child care and child care centers, child foster care, and private
208.2 child placing agencies under Minnesota Statutes, chapter 245A;

208.3 (7) certification of license-exempt child care centers under Minnesota Statutes, chapter
208.4 245H;

208.5 (8) program integrity and fraud related to the Child Care Assistance Program (CCAP),
208.6 the Minnesota Family Investment Program (MFIP), and the Supplemental Nutrition
208.7 Assistance Program (SNAP) under Minnesota Statutes, chapters 119B and 245E;

208.8 (9) SNAP under Minnesota Statutes, sections 256D.61 to 256D.63;

208.9 (10) electronic benefit transactions under Minnesota Statutes, sections 256.9862,
208.10 256.9863, 256.9865, 256.987, 256.9871, 256.9872, and 256J.77;

465.21 (11) Minnesota food assistance program under Minnesota Statutes, section 256D.64;
465.22 (12) Minnesota food shelf program under Minnesota Statutes, section 256E.34;
465.23 (13) MFIP and Temporary Assistance for Needy Families (TANF) under Minnesota
465.24 Statutes, sections 256.9864 and 256.9865 and chapters 256J and 256P;
465.25 (14) Diversionary Work Program (DWP) under Minnesota Statutes, section 256J.95;
465.26 (15) resettlement programs under Minnesota Statutes, section 256B.06, subdivision 6;
465.27 (16) child abuse under Minnesota Statutes, chapter 256E;
465.28 (17) reporting of the maltreatment of minors under Minnesota Statutes, chapter 260E;
465.29 (18) children in voluntary foster care for treatment under Minnesota Statutes, chapter
465.30 260D;
466.1 (19) juvenile safety and placement under Minnesota Statutes, chapter 260C;
466.2 (20) the Minnesota Indian Family Preservation Act under Minnesota Statutes, sections
466.3 260.751 to 260.835;
466.4 (21) the Interstate Compact for Juveniles under Minnesota Statutes, section 260.515,
466.5 and the Interstate Compact on the Placement of Children under Minnesota Statutes, sections
466.6 260.851 to 260.93;
466.7 (22) adoption under Minnesota Statutes, sections 259.20 to 259.89;
466.8 (23) Northstar Care for Children under Minnesota Statutes, chapter 256N;
466.9 (24) child support under Minnesota Statutes, chapters 13, 13B, 214, 256, 256J, 257, 259,
466.10 518, 518A, 518C, 551, 552, 571, and 588 and section 609.375;
466.11 (25) community action programs under Minnesota Statutes, sections 256E.30 to 256E.32;
466.12 and
466.13 (26) Family Assets for Independence in Minnesota under Minnesota Statutes, section
466.14 256E.35.
466.15 Subd. 3. **Department of Education.** The powers and duties of the Department of
466.16 Education with respect to the following responsibilities and related elements are transferred
466.17 to the Department of Children, Youth, and Families according to Minnesota Statutes, section
466.18 15.039;
466.19 (1) Head Start Program and Early Head Start under Minnesota Statutes, sections 119A.50
466.20 to 119A.545;
466.21 (2) the early childhood screening program under Minnesota Statutes, sections 121A.16
466.22 to 121A.19;

208.11 (11) Minnesota food assistance program under Minnesota Statutes, section 256D.64;
208.12 (12) Minnesota food shelf program under Minnesota Statutes, section 256E.34;
208.13 (13) MFIP and Temporary Assistance for Needy Families (TANF) under Minnesota
208.14 Statutes, sections 256.9864 and 256.9865 and chapters 256J and 256P;
208.15 (14) Diversionary Work Program (DWP) under Minnesota Statutes, section 256J.95;
208.16 (15) resettlement programs under Minnesota Statutes, section 256B.06, subdivision 6;
208.17 (16) child abuse under Minnesota Statutes, chapter 256E;
208.18 (17) reporting of the maltreatment of minors under Minnesota Statutes, chapter 260E;
208.19 (18) children in voluntary foster care for treatment under Minnesota Statutes, chapter
208.20 260D;
208.21 (19) juvenile safety and placement under Minnesota Statutes, chapter 260C;
208.22 (20) the Minnesota Indian Family Preservation Act under Minnesota Statutes, sections
208.23 260.751 to 260.835;
208.24 (21) the Interstate Compact for Juveniles under Minnesota Statutes, section 260.515,
208.25 and the Interstate Compact on the Placement of Children under Minnesota Statutes, sections
208.26 260.851 to 260.93;
208.27 (22) adoption under Minnesota Statutes, sections 259.20 to 259.89;
208.28 (23) Northstar Care for Children under Minnesota Statutes, chapter 256N;
208.29 (24) child support under Minnesota Statutes, chapters 13, 13B, 214, 256, 256J, 257, 259,
208.30 518, 518A, 518C, 551, 552, 571, and 588; and Minnesota Statutes, section 609.375;
209.1 (25) community action programs under Minnesota Statutes, sections 256E.30 to 256E.32;
209.2 and
209.3 (26) Family Assets for Independence in Minnesota under Minnesota Statutes, section
209.4 256E.35.
209.5 Subd. 3. **Department of Education.** The powers and duties of the Department of
209.6 Education with respect to the following responsibilities and related elements are transferred
209.7 to the Department of Children, Youth, and Families according to Minnesota Statutes, section
209.8 15.039;
209.9 (1) Head Start Program and Early Head Start under Minnesota Statutes, sections 119A.50
209.10 to 119A.545;
209.11 (2) the early childhood screening program under Minnesota Statutes, sections 121A.16
209.12 to 121A.19;

466.23 (3) early learning scholarships under Minnesota Statutes, section 124D.165;
466.24 (4) the interagency early childhood intervention system under Minnesota Statutes,
466.25 sections 125A.259 to 125A.48;
466.26 (5) voluntary prekindergarten programs and school readiness plus programs under
466.27 Minnesota Statutes, section 124D.151;
466.28 (6) early childhood family education programs under Minnesota Statutes, sections
466.29 124D.13 to 124D.135;
466.30 (7) school readiness under Minnesota Statutes, sections 124D.15 to 124D.16; and
467.1 (8) after-school community learning programs under Minnesota Statutes, section
467.2 124D.2211.
467.3 Subd. 4. **Department of Public Safety.** The powers and duties of the Department of
467.4 Public Safety with respect to the following responsibilities and related elements are
467.5 transferred to the Department of Children, Youth, and Families according to Minnesota
467.6 Statutes, section 15.039:
467.7 (1) the juvenile justice program under Minnesota Statutes, section 299A.72; and
467.8 (2) grants-in-aid to youth intervention programs under Minnesota Statutes, section
467.9 299A.73.
467.10 **EFFECTIVE DATE.** This section is effective July 1, 2024.
467.11 Sec. 30. **TRANSITION REPORT TO THE LEGISLATURE.**
467.12 By March 1, 2024, the commissioner of management and budget must report to the
467.13 legislature on the status of work related to establishing and setting up the Department of
467.14 Children, Youth, and Families. The report must address, at a minimum:
467.15 (1) the completed, ongoing, and anticipated work related to the transfer of programs,
467.16 responsibilities, and personnel to the department;
467.17 (2) the development of interagency agreements for services that will be shared across
467.18 agencies;
467.19 (3) a description of efforts to secure needed federal approvals for the transfer of programs
467.20 and responsibilities;
467.21 (4) engagement with leaders and staff of state agencies; Tribal governments; local service
467.22 providers, including but not limited to county agencies, Tribal organizations, and school
467.23 districts; families; and relevant stakeholders about the creation of the department and the
467.24 transfer of programs; responsibilities, and personnel to the department; and

209.13 (3) early learning scholarships under Minnesota Statutes, section 124D.165;
209.14 (4) the interagency early childhood intervention system under Minnesota Statutes,
209.15 sections 125A.259 to 125A.48;
209.16 (5) voluntary prekindergarten programs and school readiness plus programs under
209.17 Minnesota Statutes, section 124D.151;
209.18 (6) early childhood family education programs under Minnesota Statutes, sections
209.19 124D.13 to 124D.135;
209.20 (7) school readiness under Minnesota Statutes, sections 124D.15 to 124D.16; and
209.21 (8) after-school community learning programs under Minnesota Statutes, section
209.22 124D.2211.
209.23 Subd. 4. **Department of Public Safety.** The powers and duties of the Department of
209.24 Public Safety with respect to the following responsibilities and related elements are
209.25 transferred to the Department of Children, Youth, and Families according to Minnesota
209.26 Statutes, section 15.039:
209.27 (1) the juvenile justice program under Minnesota Statutes, section 299A.72; and
209.28 (2) grants-in-aid to youth intervention programs under Minnesota Statutes, section
209.29 299A.73.
209.30 **EFFECTIVE DATE.** This section is effective July 1, 2024.
210.1 Sec. 18. **TRANSITION REPORT TO THE LEGISLATURE.**
210.2 By March 1, 2024, the commissioner of management and budget must report to the
210.3 legislature on the status of work related to establishing and setting up the Department of
210.4 Children, Youth, and Families. The report must address, at a minimum:
210.5 (1) the completed, ongoing, and anticipated work related to the transfer of programs,
210.6 responsibilities, and personnel to the department;
210.7 (2) the development of interagency agreements for services that will be shared by
210.8 agencies, including any agreements related to access or sharing of not public data;
210.9 (3) efforts to secure needed federal approvals for the transfer of programs and
210.10 responsibilities;
210.11 (4) regular engagement with leaders and staff of state agencies, county and Tribal
210.12 governments, and school districts about the creation of the department and the transfer of
210.13 programs; responsibilities; not public data as defined in section 13.02, subdivision 8a; and
210.14 personnel to the department;

467.25 (5) plans and timelines related to the items referenced in clauses (1) to (4).

210.15 (5) input from individuals impacted by the programs that are to be transferred to the
210.16 department and input from local services providers and other stakeholders about how to
210.17 improve services through the creation of the department; and

210.18 (6) plans and timelines related to the items referenced in clauses (1) to (5).

210.19 (b) The report must include recommendations for how to coordinate and partner with
210.20 county and Tribal governments, including through the use of a governing authority, such
210.21 as an intergovernmental advisory committee. The recommendations must be developed in
210.22 coordination with county and Tribal governments.

210.23 (c) The report must include input from stakeholders and recommendations for improving
210.24 service coordination and delivery for families with children who have disabilities, including
210.25 recommendations for coordinating services between state agencies in the areas of child
210.26 protection, early education, children's mental health, disability services, and other areas
210.27 relevant to families with children who have disabilities.

211.15 Sec. 20. **MODERNIZING INFORMATION TECHNOLOGY FOR PROGRAMS**
211.16 **IMPACTING CHILDREN AND FAMILIES.**

211.17 (a) To the extent there is funding available in the children and families information
211.18 technology account in the special revenue fund, the commissioner of information technology
211.19 services shall develop and implement a plan to transform and modernize the information
211.20 technology systems that support the programs impacting children and families, including
211.21 youth programs and child care and early learning programs, currently administered by the
211.22 Departments of Education and Human Services and other departments with programs
211.23 impacting children and families as identified by the Children's Cabinet. The commissioner
211.24 may contract for the services contained in this section.

211.25 (b) The plan must support the goal of creating new or modernizing existing information
211.26 technology systems for child- and family-focused programs that collect, analyze, share, and
211.27 report data on program participation and service coordination and school readiness, early
211.28 screening, and other childhood indicators. The plan must include strategies to:

211.29 (1) minimize the time and effort needed for families to apply for, enroll in, and maintain
211.30 enrollment in programs;

211.31 (2) minimize the time and effort needed for providers to administer programs;

211.32 (3) improve coordination among programs for families;

212.1 (4) assess the impact of childhood programs on children's outcomes, including school
212.2 readiness and educational outcomes; and

212.3 (5) monitor and collect nonbiometric attendance data at child care centers licensed under
212.4 Minnesota Rules, chapter 9503, through a combination of state-provided technology and
212.5 integration with private child care management systems.

467.26 Sec. 31. **REVISOR INSTRUCTION.**

467.27 The revisor of statutes must identify, in consultation with the commissioners of
467.28 management and budget; human services; education; health; and public safety and with
467.29 nonpartisan legislative offices, any changes to Minnesota Statutes and Minnesota Rules
467.30 necessary to facilitate the transfer of responsibilities under this act, the authority to fulfill
467.31 the responsibilities under this act, and the related operational functions needed to implement
468.1 the necessary legal changes and responsibilities under this act. By February 1, 2024, the
468.2 revisor of statutes must submit to the chairs and ranking minority members of relevant
468.3 legislative committees and divisions draft legislation with the statutory changes necessary
468.4 to implement this act.

468.5 **EFFECTIVE DATE.** This section is effective July 1, 2023.

468.6 Sec. 32. **REPEALER.**

468.7 Minnesota Statutes 2022, section 119B.03, subdivision 4, is repealed.

468.8 **EFFECTIVE DATE.** This section is effective July 1, 2023.

212.6 (c) In developing and implementing the plan required under this section, the contractor
212.7 must consult with the commissioners of education and human services and other departments
212.8 with programs impacting children and families as identified by the Children's Cabinet and
212.9 other stakeholders.

212.10 (d) By February 1 of each year, the commissioner must provide a report to the legislative
212.11 committees with jurisdiction over impacted programs on the status of the use of money,
212.12 plan development, and strategy implementation.

H0238-3 ARTICLE 7, SECTION 21 WAS TAKEN OUT TO MATCH WITH
S2995-3 ARTICLE 13, SECTION 22.

214.19 Sec. 23. **REVISOR INSTRUCTION.**

214.20 The revisor of statutes must identify, in consultation with the commissioners of
214.21 management and budget; human services; education; health; and public safety and with
214.22 nonpartisan legislative offices, any changes to Minnesota Statutes and Minnesota Rules
214.23 necessary to facilitate the transfer of responsibilities under this act, the authority to fulfill
214.24 the responsibilities under this act, and the related operational functions needed to implement
214.25 the necessary legal changes and responsibilities under this act. By February 1, 2024, the
214.26 revisor of statutes must submit to the chairs and ranking minority members of relevant
214.27 legislative committees draft legislation with the statutory changes necessary to implement
214.28 this act.

THE FOLLOWING REPEALER SECTION WAS TAKEN OUT OF H0238-3
ARTICLE 1.

33.16 Sec. 38. **REPEALER.**

33.17 (a) Minnesota Statutes 2022, section 119B.03, subdivision 4, is repealed.

33.18 (b) Minnesota Statutes 2022, section 245C.11, subdivision 3, is repealed.

33.19 **EFFECTIVE DATE.** Paragraph (b) is effective April 28, 2025.