

CHAPTER 119A

DEPARTMENT OF CHILDREN, FAMILIES, AND
LEARNING; PROGRAMS

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119A.03 COMMISSIONER.

[For text of subd 1, see M S 1998]

Subd 2 Duties of commissioner. The commissioner shall

- (1) identify measurable outcomes by which programs administered by the department will be evaluated at the state and local level,
- (2) develop linkages with other state departments to ensure coordination and consistent state policies promoting healthy development of children and families,
- (3) prepare, in consultation with the children's cabinet and affected parties, prior to July 1 of each year, guidelines governing planning, reporting, and other procedural requirements necessary to administer this chapter,
- (4) facilitate inclusive processes when designing or implementing guidelines and strategies to achieve agency goals for children and families listed in section 119A 01, subdivision 3,
- (5) facilitate intergovernmental and public-private partnership strategies necessary to implement this chapter,
- (6) submit to the federal government, or provide assistance to local governments and organizations in submitting, where appropriate and feasible, requests for federal waivers or recommendations for changes in federal law necessary to carry out the purposes of this chapter,
- (7) coordinate review of all plans and other documents required under the guidelines provided for in clause (3),
- (8) coordinate development of the management support system components required for implementation of this chapter,
- (9) review other programs serving children and families to determine the feasibility for transfer to the department of children, families, and learning or the feasibility of inclusion in the funding consolidation process, and
- (10) monitor local compliance with this chapter

History: 1999 c 86 art 1 s 27

119A.04 TRANSFERS FROM OTHER AGENCIES.

Subdivision 1 Department of human services. The powers and duties of the department of human services with respect to the following programs are transferred to the department of children, families, and learning under section 15 039. The programs needing federal approval to transfer shall be transferred when the federal government grants transfer authority to the commissioner

- (1) children's trust fund under sections 119A 10 to 119A 17,
- (2) the family services and community-based collaboratives under section 124D 23,
- (3) the early childhood care and education council under section 119B 17,
- (4) the child care programs under sections 119B 011 to 119B 16,
- (5) the migrant child care program under section 256 01,

(6) the child care resource and referral program under sections 119B 18 and 119B 19, and

(7) the child care service development program under sections 119B 189 to 119B 24

[For text of subds 2 to 4, see M S 1998]

Subd 5 [Repealed, 1999 c 216 art 2 s 29, 1999 c 241 art 10 s 9]

[For text of subds 6 and 7, see M S 1998]

History: 1999 c 205 art 5 s 21

119A.25 [Renumbered 299A 291]

119A.26 [Renumbered 299A 292]

119A.27 [Renumbered 299A 293]

119A.28 Subdivision 1 [Renumbered 299A 294, subdivision 1]

Subd 2 [Renumbered 299A 294, subd 2]

Subd 3 [Renumbered 299A 294, subd 3]

Subd 4 [Repealed, 1999 c 86 art 1 s 83]

119A.29 [Renumbered 299A 295]

119A.31 Subdivision 1 [Renumbered 299A 296, subdivision 1]

Subd 2 [Renumbered 299A 296, subd 2]

Subd 3 [Repealed, 1999 c 86 art 1 s 83]

NOTE Subdivision 3 was also amended by Laws 1999 chapter 216 article 2 section 5 to read as follows

Subd 3 **Report** The commissioner shall submit a written report to the chairs of the committees of the senate and house of representatives with jurisdiction over criminal justice policy and funding of crime prevention programs by February 1 each year based on the information provided by applicants under this subdivision

119A.32 [Renumbered 299A 297]

119A.33 [Renumbered 299A 298]

119A.34 [Renumbered 299A 299]

119A.45 EARLY CHILDHOOD LEARNING AND CHILD PROTECTION FACILITIES.

The commissioner may make grants to state agencies and political subdivisions to construct or rehabilitate facilities for early childhood programs, with priority to centers in counties or municipalities with the highest percentage of children living in poverty. The commissioner may also make grants to state agencies and political subdivisions to construct or rehabilitate facilities for crisis nurseries or child visitation centers. The facilities must be owned by the state or a political subdivision, but may be leased under section 16A 695 to organizations that operate the programs. The commissioner must prescribe the terms and conditions of the leases. A grant for an individual facility must not exceed \$200,000 for each program that is housed in the facility, up to a maximum of \$500,000 for a facility that houses three programs or more. Programs include Head Start, early childhood and family education programs, and other early childhood intervention programs. The commissioner must give priority to grants that involve collaboration among sponsors of programs under this section and may give priority to projects that collaborate with child care providers, including all-day and school-age child care programs, special needs care, sick child care, and nontraditional hour care. The commissioner may give priority to grants for programs that will increase their child care workers' wages as a result of the grant. At least 25 percent of the amounts appropriated for these grants up to \$50,000 must utilize youthbuild under sections 268 361 to 268 366 or other youth employment and training programs for the labor portion of the construction. Eligible programs must consult with appropriate labor organizations to deliver education and training. State appropriations must be matched on a 50 percent basis with non-state funds. The matching requirement must apply programwide and not to individual grants.

History: 1999 c 86 art 1 s 29, 1999 c 205 art 1 s 2

119A.46 LEAD ABATEMENT PROGRAM.

[For text of subsds 1 to 3, see M S 1998]

Subd 4 **Lead supervisor or certified firm.** (a) Eligible organizations and lead supervisors or certified firms may participate in the swab team program. An eligible organization receiving a grant under this section must assure that all participating lead supervisors or certified firms are licensed and that all swab team workers are certified by the department of health under section 144 9505. Eligible organizations and lead supervisors or certified firms may distinguish between interior and exterior services in assigning duties and may participate in the program by

- (1) providing on-the-job training for swab team workers,
 - (2) providing swab team services to meet the requirements of sections 144 9503, subdivision 4, and 144 9504, subdivision 6,
 - (3) providing a removal and replacement component using skilled craft workers under subdivision 7,
 - (4) providing lead testing according to subdivision 8,
 - (5) providing lead dust cleaning supplies, as described in section 144 9507, subdivision 4, paragraph (c), to residents, or
 - (6) having a swab team worker instruct residents and property owners on appropriate lead control techniques, including the lead-safe directives developed by the commissioner of health
- (b) Participating lead supervisors or certified firms must
- (1) demonstrate proof of workers' compensation and general liability insurance coverage,
 - (2) be knowledgeable about lead abatement requirements established by the Department of Housing and Urban Development and the Occupational Safety and Health Administration and lead hazard reduction requirements and lead-safe directives of the commissioner of health,
 - (3) demonstrate experience with on-the-job training programs,
 - (4) demonstrate an ability to recruit employees from areas at high risk for toxic lead exposure, and
 - (5) demonstrate experience in working with low-income clients

[For text of subsds 5 to 10, see M S 1998]

History: 1999 c 86 art 1 s 30

119A.51 DEFINITIONS.

Subdivision 1 **Scope.** As used in sections 119A 52 and 119A 53, the terms defined in this section have the meanings given them

[For text of subsds 2 to 5, see M S 1998]

History: 1999 c 86 art 1 s 31

119A.54 [Repealed, 1999 c 86 art 1 s 83]

NOTE. This section was also amended by Laws 1999 chapter 159 section 6 to read as follows

119A 54 Reports

Each grantee shall submit an annual report to the commissioner of children families and learning on the format designated by the commissioner, including program information report data. By January 1 of each year the commissioner shall prepare an annual report to the health and human services policy committee of the house of representatives and the health and family security committee of the senate concerning the uses and impact of head start supplemental funding, including a summary of innovative programs and the results of innovative programs and an evaluation of the coordination of head start programs with employment and training services provided to MFIP recipients