

1.1 moves to amend H.F. No. 1801, the delete everything amendment
1.2 (H1801DE6), as follows:

1.3 Page 36, after line 15, insert:

1.4 "Sec. Minnesota Statutes 2018, section 119B.02, is amended by adding a subdivision
1.5 to read:

1.6 Subd. 8. **Provider billing forms.** The commissioner shall include a notice on the billing
1.7 form advising providers that the child care provider, center owner, director, manager, license
1.8 holder, or other controlling individual and the employee responsible for submitting billing
1.9 forms may each be held liable for intentionally providing materially false information on
1.10 the provider's billing forms.

1.11 **EFFECTIVE DATE.** This section is effective for billing forms issued on or after July
1.12 1, 2020."

1.13 Page 37, after line 4, insert:

1.14 "Sec. Minnesota Statutes 2018, section 119B.09, subdivision 9a, is amended to read:

1.15 Subd. 9a. **Child care centers authorizations; assistance dependents of employees**
1.16 **and controlling individuals.** (a) A child care center ~~may~~ must not receive authorizations
1.17 for ~~25 or fewer children~~ more than ten percent of total licensed capacity of children who
1.18 are dependents of the center's employees or controlling individuals. ~~If a child care center is~~
1.19 ~~authorized for more than 25 children who are dependents of center employees, the county~~
1.20 ~~cannot authorize additional dependents of an employee until the number of children falls~~
1.21 ~~below 25.~~

1.22 (b) ~~Funds paid to providers during the period of time when a center is authorized for~~
1.23 ~~more than 25 children who are dependents of center employees must not be treated as~~

2.1 ~~overpayments under section 119B.11, subdivision 2a, due to noncompliance with this~~
2.2 ~~subdivision.~~

2.3 ~~(e)~~ (b) Nothing in this subdivision precludes the commissioner from conducting fraud
2.4 investigations relating to child care assistance, imposing sanctions, and obtaining monetary
2.5 recovery as otherwise provided by law.

2.6 Sec. Minnesota Statutes 2018, section 119B.125, is amended by adding a subdivision
2.7 to read:

2.8 Subd. 1c. **Declaration and penalty.** (a) At the time of initial authorization and at each
2.9 reauthorization, each child care provider receiving reimbursement for services provided
2.10 under this chapter, and all employees of a provider, shall sign the following declaration:

2.11 "I declare under the penalties of perjury that this registration has been examined by me
2.12 and to the best of my knowledge is a true and correct statement of every material point. I
2.13 understand that a person convicted of perjury may be sentenced to imprisonment of not
2.14 more than five years or to payment of a fine of not more than \$10,000, or both."

2.15 (b) Any person who willfully and falsely makes the declaration in paragraph (a) is guilty
2.16 of perjury and shall be subject to the penalties prescribed in section 609.48.

2.17 (c) Signing registration to receive reimbursement under this chapter pursuant to paragraph
2.18 (a) constitutes "verification upon oath or affirmation" as defined in section 358.52, without
2.19 administration of an oath under section 358.07, provided that the signature is affixed
2.20 immediately below the required declaration.

2.21 **EFFECTIVE DATE.** This section is effective for child care assistance program provider
2.22 authorizations and reauthorizations completed on or after July 1, 2019."

2.23 Page 38, after line 3, insert:

2.24 "Sec. Minnesota Statutes 2018, section 119B.125, subdivision 9, is amended to read:

2.25 **Subd. 9. Reporting required for child's part-time attendance.** (a) A provider must
2.26 report to the county and report on the billing form as required when a child's attendance in
2.27 child care falls to less than half of the child's authorized hours or days for a four-week
2.28 period. If requested by the county or the commissioner, the provider must provide additional
2.29 information to the county or commissioner on the attendance of specific children.

3.1 (b) A county may rescind authorization of a provider for up to three months if the county
 3.2 knows or has reason to believe that the provider has not met the reporting requirements
 3.3 under paragraph (a).

3.4 (c) The commissioner or county may impose an administrative penalty of \$1,000 against
 3.5 any provider who intentionally violates the requirements in paragraph (a). The provider
 3.6 must receive notice of their right to appeal the administrative penalty."

3.7 Page 38, lines 11, 12, and 14, strike "60" and insert "30"

3.8 Page 38, line 20, strike "six" and insert "three"

3.9 Page 38, after line 21, insert:

3.10 "(d) The provider shall receive a notice on the billing form advising providers that the
 3.11 child care provider, center owner, director, manager, license holder, or other controlling
 3.12 individual and the employee responsible for submitting billing forms may each be held
 3.13 liable for intentionally providing materially false information on the provider's billing forms."

3.14 Page 38, line 22, strike "(d)" and insert "(e)"

3.15 Page 39, line 11, strike "(e)" and insert "(f)" and strike "(d)" and insert "(e)"

3.16 Page 39, line 14, strike "(f)" and insert "(g)"

3.17 Page 39, line 18, before the period, insert ", except paragraph (d) is effective for billing
 3.18 forms issued on or after July 1, 2020"

3.19 Page 41, after line 5, insert:

3.20 "Sec. Minnesota Statutes 2018, section 124D.142, is amended to read:

3.21 **124D.142 QUALITY RATING AND IMPROVEMENT SYSTEM.**

3.22 (a) There is established a quality rating and improvement system (QRIS) framework to
 3.23 ensure that Minnesota's children have access to high-quality early learning and care programs
 3.24 in a range of settings so that they are fully ready for kindergarten ~~by 2020. Creation of a~~
 3.25 The standards-based voluntary quality rating and improvement system includes:

3.26 (1) quality opportunities in order to improve the educational outcomes of children so
 3.27 that they are ready for school. The framework shall be based on the Minnesota quality rating
 3.28 system rating tool and a common set of child outcome and program standards and informed
 3.29 by evaluation results;

3.30 (2) a tool to increase the number of publicly funded and regulated early learning and
 3.31 care services in both public and private market programs that are high quality. If a program

4.1 or provider chooses to participate, the program or provider will be rated and may receive
 4.2 public funding associated with the rating. The state shall develop a plan to link future early
 4.3 learning and care state funding to the framework in a manner that complies with federal
 4.4 requirements; and

4.5 (3) tracking progress toward statewide access to high-quality early learning and care
 4.6 programs, progress toward the number of low-income children whose parents can access
 4.7 quality programs, and progress toward increasing the number of children who are fully
 4.8 prepared to enter kindergarten.

4.9 ~~(b) In planning a statewide quality rating and improvement system framework in~~
 4.10 ~~paragraph (a), the state shall use evaluation results of the Minnesota quality rating system~~
 4.11 ~~rating tool in use in fiscal year 2008 to recommend:~~

4.12 ~~(1) a framework of a common set of child outcome and program standards for a voluntary~~
 4.13 ~~statewide quality rating and improvement system;~~

4.14 ~~(2) a plan to link future funding to the framework described in paragraph (a), clause (2);~~
 4.15 ~~and~~

4.16 ~~(3) a plan for how the state will realign existing state and federal administrative resources~~
 4.17 ~~to implement the voluntary quality rating and improvement system framework. The state~~
 4.18 ~~shall provide the recommendation in this paragraph to the early childhood education finance~~
 4.19 ~~committees of the legislature by March 15, 2011.~~

4.20 ~~(c) Prior to the creation of a statewide quality rating and improvement system in paragraph~~
 4.21 ~~(a), the state shall employ the Minnesota quality rating system rating tool in use in fiscal~~
 4.22 ~~year 2008 in the original Minnesota Early Learning Foundation pilot areas and additional~~
 4.23 ~~pilot areas supported by private or public funds with its modification as a result of the~~
 4.24 ~~evaluation results of the pilot project.~~

4.25 (b) A child care provider who has a quality rating under this section and is disqualified
 4.26 from receiving child care assistance program reimbursement under chapter 119B, as provided
 4.27 under section 256.98, subdivision 8, paragraph (c), must also have the quality rating
 4.28 rescinded.

4.29 Sec. Minnesota Statutes 2018, section 124D.165, subdivision 4, is amended to read:

4.30 Subd. 4. **Early childhood program eligibility.** (a) In order to be eligible to accept an
 4.31 for early learning scholarship funds, a program must:

5.1 (1) participate in the quality rating and improvement system under section 124D.142;
5.2 and

5.3 (2) beginning July 1, 2020, have a three- or four-star rating in the quality rating and
5.4 improvement system.

5.5 (b) Any program accepting scholarships must use the revenue to supplement and not
5.6 supplant federal funding.

5.7 (c) Notwithstanding paragraph (a), all Minnesota early learning foundation scholarship
5.8 program pilot sites are eligible to accept an early learning scholarship under this section.

5.9 (d) A program is not eligible for early learning scholarship funds if:

5.10 (1) it is disqualified from receiving payment for child care services from the child care
5.11 assistance program under chapter 119B, as provided under section 256.98, subdivision 8,
5.12 paragraph (c); or

5.13 (2) the commissioner of human services refuses to issue a child care authorization,
5.14 revokes an existing child care authorization, stops payment issued to a program, or refuses
5.15 to pay a bill under section 119B.13, subdivision 6, paragraph (d), clause (2).

5.16 **EFFECTIVE DATE.** This section is effective July 1, 2019."

5.17 Page 65, after line 5, insert:

5.18 "Sec. **[245A.24] MANDATORY REPORTING.**

5.19 All licensors whether employed by a county or the Department of Human Services must
5.20 immediately report any suspected fraud to the appropriate authorities."

5.21 Page 80, after line 31, insert:

5.22 "Sec. **RECIPIENT AND CHILD CARE PROVIDER INVESTIGATIONS UNIT**
5.23 **TRANSFER.**

5.24 Responsibilities of the recipient and child care provider investigations unit of the
5.25 Department of Human Services are transferred to the Bureau of Criminal Apprehension,
5.26 Department of Public Safety, effective January 1, 2020, provided that the office must be
5.27 allowed to maintain its existing space until January 1, 2026. Minnesota Statutes, section
5.28 15.039, governs the transfer of responsibilities under this section. No later than January 1,
5.29 2020, the commissioner of human services and the commissioner of public safety must
5.30 submit a transition plan to the chairs and ranking minority members of the legislative
5.31 committees with jurisdiction over child care assistance programs and human services program

- 6.1 integrity. The plan must include any additional recommended legislation to implement an
- 6.2 orderly transfer of responsibilities under this section."
- 6.3 Renumber the sections in sequence and correct the internal references
- 6.4 Amend the title accordingly