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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-SECOND SESSION

H. F. No. 1825

03/04/2021 Authored by Edelson
The bill was read for the first time and referred to the Committee on Human Services Finance and Policy

1.1 A bill for an act
1.2 relating to human services; establishing a task force to review and recommend
1.3 improvements to human services background study disqualification statutes;
1.4 requiring a report; appropriating money.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. HUMAN SERVICES BACKGROUND STUDY DISQUALIFICATION
1.7 REVIEW TASK FORCE.

1.8 Subdivision 1. Membership. (a) The Human Services Background Study Disqualification
1.9 Review Task Force shall consist of 14 members, appointed as follows:

1.10 (1) two members representing licensing boards whose licensed providers are subject to
1.11 the provisions in Minnesota Statutes, section 245C.03, appointed by the commissioner of
1.12 human services;

1.13 (2) the commissioner of human services or designee;

1.14 (3) the commissioner of health or designee;

1.15 (4) two members representing county attorneys and law enforcement, appointed by the
1.16 commissioner of human services;

1.17 (5) two members representing licensed service providers who are subject to the provisions
1.18 in Minnesota Statutes, section 245C.15, appointed by the commissioner of human services;

1.19 (6) two members of the public, including one who has been subject to disqualification
1.20 based on the provisions in Minnesota Statutes, section 245C.15, and one who has been
1.21 subject to a set-aside based on the provisions in Minnesota Statutes, section 245C.15,
1.22 appointed by the commissioner of human services;

2.1 (7) two members from the house of representatives, including one appointed by the
2.2 speaker of the house and one appointed by the minority leader in the house of representatives;
2.3 and

2.4 (8) two members from the senate, including one appointed by the senate majority leader
2.5 and one appointed by the senate minority leader.

2.6 (b) Appointments to the task force must be made by June 15, 2021.

2.7 Subd. 2. **Compensation.** Public members of the task force may be compensated as
2.8 provided by Minnesota Statutes, section 15.059, subdivision 3.

2.9 Subd. 3. **Duties.** The task force shall review the statutes relating to human services
2.10 background study disqualifications, including but not limited to Minnesota Statutes, sections
2.11 245C.14 and 245C.15, in order to:

2.12 (1) evaluate the existing statutes' effectiveness in achieving their intended purposes,
2.13 including by gathering and reviewing available background study disqualification data;

2.14 (2) identify the existing statutes' weaknesses, inefficiencies, unintended consequences,
2.15 or other areas for improvement or modernization; and

2.16 (3) develop legislative proposals that improve, modernize, or otherwise address the
2.17 issues identified in clauses (1) and (2).

2.18 Subd. 4. **Officers; meetings.** (a) The first meeting of the task force shall be cochaired
2.19 by the task force member from the majority party of the house of representatives and the
2.20 task force member from the majority party of the senate. The task force shall elect a chair
2.21 and vice-chair at the first meeting who shall preside at the remainder of the task force
2.22 meetings. The task force may elect other officers as necessary.

2.23 (b) The task force shall meet at least monthly. The commissioner of human services
2.24 shall convene the first meeting by July 1, 2021.

2.25 (c) Meetings of the task force are subject to the Minnesota Open Meeting Law under
2.26 Minnesota Statutes, chapter 13D.

2.27 Subd. 5. **Report required.** The task force shall submit a final written report by February
2.28 11, 2022, to the chairs and ranking minority members of the committees in the house of
2.29 representatives and the senate with jurisdiction over human services licensing. The report
2.30 shall explain the task force's findings and recommendations relating to each of the duties
2.31 under subdivision 3, and include any draft legislation necessary to implement the
2.32 recommendations.

3.1 Subd. 6. **Expiration.** The task force expires upon submission of the final report in
3.2 subdivision 5 or February 16, 2022, whichever is later.

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

3.4 Sec. 2. **APPROPRIATION; HUMAN SERVICES BACKGROUND STUDY**
3.5 **DISQUALIFICATION REVIEW TASK FORCE.**

3.6 \$..... in fiscal year 2022 is appropriated from the general fund to the commissioner of
3.7 human services for the Human Services Background Study Disqualification Review Task
3.8 Force under section 1. This is a onetime appropriation.

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