

1.1 ..... moves to amend H.F. No. 630 as follows:

1.2 Delete everything after the enacting clause and insert:

1.3 "Section 1. [477A.0126] REIMBURSEMENT OF COUNTY FOR CERTAIN  
1.4 OUT-OF-HOME PLACEMENT.

1.5 Subdivision 1. Definitions. (a) For purposes of this section, "out-of-home placement"  
1.6 means 24-hour substitute care for an Indian child as defined by section 260C.007, subdivision  
1.7 21, placed away from the Indian child's parent, guardian, or Indian custodian as defined by  
1.8 section 260.755, subdivision 10, and for whom (1) a county correctional agency has  
1.9 placement and care responsibility, or (2) a tribal social services agency has placement and  
1.10 care responsibility and a county social services agency has financial responsibility.

1.11 (b) Out-of-home placement includes (1) placement in foster care under section 260C.007,  
1.12 subdivision 18, and (2) placement of a delinquent child, as defined in section 260B.007,  
1.13 subdivision 6, in a correctional facility pursuant to a court order.

1.14 (c) For purposes of this section, "case day" means a day on which (1) a foster care  
1.15 maintenance payment, as defined in Minnesota Rules, part 9560.0521, subpart 10, was made  
1.16 for an Indian child, or (2) county funds were expended for placement of a delinquent Indian  
1.17 child in a correctional facility pursuant to a court order.

1.18 Subd. 2. Determination of nonfederal share of costs. (a) By January 1, 2018, each  
1.19 county shall report the following information to the commissioners of human services and  
1.20 corrections: (1) the separate amounts paid out of its social service agency and its corrections  
1.21 budget for out-of-home placement of Indian children in calendar years 2014, 2015, and  
1.22 2016; and (2) the number of case days associated with the expenditures from each budget.  
1.23 By March 15, 2018, the commissioner of human services, in consultation with the  
1.24 commissioner of corrections, shall certify to the commissioner of revenue and to the  
1.25 legislative committees responsible for local government aids and out-of-home placement

2.1 funding, whether the data reported under this subdivision accurately reflects total expenditures  
2.2 by counties for out-of-home placement costs of Indian children.

2.3 (b) By January 1, 2020, and each January 1 thereafter, each county shall report to the  
2.4 commissioners of human services and corrections the separate amounts paid out of its social  
2.5 service agency and its corrections budget for out-of-home placement of Indian children in  
2.6 the calendar years two years before the current calendar year along with the number of case  
2.7 days associated with the expenditures from each budget.

2.8 (c) Until the commissioner of human services develops another mechanism for collecting  
2.9 and verifying data on out-of-home placements of Indian children, and the legislature  
2.10 authorizes the use of that data, the data collected under this subdivision must be used to  
2.11 calculate payments under subdivision 3. The commissioner of human services shall certify  
2.12 the information to the commissioner of revenue by July 1 of the year prior to the aid payment.

2.13 Subd. 3. **Aid payments.** For aids payable in calendar year 2019 and thereafter, the  
2.14 commissioner of revenue shall reimburse each county for 100 percent of the nonfederal  
2.15 share of the cost of out-of-home placement of Indian children provided the commissioner  
2.16 of human services, in consultation with the commissioner of corrections, certifies to the  
2.17 commissioner of revenue that accurate data is available to make the aid determination under  
2.18 this section. The amount of reimbursement is the county's average nonfederal share of the  
2.19 cost for out-of-home placement of Indian children for the most recent three calendar years  
2.20 for which data is available. The commissioner shall pay the aid under the schedule used for  
2.21 local government aid payments under section 477A.015.

2.22 Subd. 4. **Appropriation.** An amount sufficient to pay aid under this section is annually  
2.23 appropriated to the commissioner of revenue from the general fund.

2.24 **EFFECTIVE DATE.** This section is effective beginning with aids payable in 2019."

2.25 Amend the title as follows:

2.26 Page 1, line 3, delete everything before the first semicolon and insert "Indian children"