

1.1 ..... moves to amend H.F. No. 1535, the first engrossment, as follows:

1.2 Page 6, line 22, after "reconsideration" insert ", administrative appeal,"

1.3 Page 40, strike line 21

1.4 Page 40, lines 22 and 23, delete the new language and strike the old language

1.5 Page 40, after line 23, insert:

1.6 "(i) provides on-site child care during the hours of treatment activity that:

1.7 (A) is licensed under chapter 245A as a child care center under Minnesota Rules,  
1.8 chapter 9503; or

1.9 (B) meets the licensure exclusion criteria of section 245A.02, subdivision 4,  
1.10 paragraph (a), clause (6), and meets the requirements under Minnesota Rules, part  
1.11 9530.6490, subpart 4; or"

1.12 Page 43, line 21, after the period, insert "The individual behavioral plan may be  
1.13 incorporated into the child's individual treatment plan so long as the behavioral plan is  
1.14 separately communicable to the mental health behavioral aide."

1.15 Page 49, line 18, after "When" insert "required components of the diagnostic  
1.16 assessment, such as baseline measures, are not provided in an outside or independent  
1.17 assessment or when"

1.18 Page 49, line 19, delete "baselines" and insert "the missing information"

1.19 Page 51, line 30, after "explain" insert "or demonstrate"

1.20 Page 63, line 18, delete everything after "least" and insert "once every calendar  
1.21 week, for the purposes of chemical dependency treatment programs licensed under  
1.22 Minnesota Rules, parts 9530.6405 to 9530.6505."

1.23 Page 63, line 21, delete everything after "least" and insert "once every calendar  
1.24 month, for the purposes of chemical dependency treatment programs licensed under  
1.25 Minnesota Rules, parts 9430.6405 to 9530.6505."

2.1 Page 63, line 24, delete everything after "90" and insert "calendar days for the  
 2.2 purposes of chemical dependency treatment programs licensed under Minnesota Rules,  
 2.3 parts 9530.6405 to 9530.6505."

2.4 Page 76, delete section 19, and insert:

2.5 "Sec. .... Minnesota Statutes 2014, section 245A.175, is amended to read:

2.6 **245A.175 MENTAL HEALTH TRAINING REQUIREMENT.**

2.7 Prior to a nonemergency placement of a child in a foster care home, the child  
 2.8 foster care ~~provider, licensed after July 1, 2007,~~ license holder and caregivers in foster  
 2.9 family and treatment foster care settings, and all staff providing care in foster residence  
 2.10 settings must complete two hours of training that addresses the causes, symptoms, and  
 2.11 key warning signs of mental health disorders; cultural considerations; and effective  
 2.12 approaches for dealing with a child's behaviors. At least one hour of the annual ~~12-hour~~  
 2.13 training requirement for the foster parents family license holder and caregivers, and foster  
 2.14 residence staff must be on children's mental health issues and treatment. Short-term  
 2.15 substitute caregivers are exempt from these requirements. Training curriculum shall be  
 2.16 approved by the commissioner of human services."

2.17 Page 96, delete section 49 and insert:

2.18 "Sec. .... Minnesota Statutes 2014, section 256.98, subdivision 1, is amended to read:

2.19 Subdivision 1. **Wrongfully obtaining assistance.** A person who commits any of  
 2.20 the following acts or omissions with intent to defeat the purposes of sections 145.891 to  
 2.21 145.897, the MFIP program formerly codified in sections 256.031 to 256.0361, the AFDC  
 2.22 program formerly codified in sections 256.72 to 256.871, chapters 256B, 256D, 256J,  
 2.23 256K, or 256L, ~~and~~ child care assistance programs, and emergency assistance programs  
 2.24 under section 256D.06, is guilty of theft and shall be sentenced under section 609.52,  
 2.25 subdivision 3, clauses (1) to (5):

2.26 (1) obtains or attempts to obtain, or aids or abets any person to obtain by means of  
 2.27 a willfully false statement or representation, by intentional concealment of any material  
 2.28 fact, or by impersonation or other fraudulent device, assistance or the continued receipt of  
 2.29 assistance, to include child care assistance or vouchers produced according to sections  
 2.30 145.891 to 145.897 and MinnesotaCare services according to sections 256.9365, 256.94,  
 2.31 and 256L.01 to 256L.15, to which the person is not entitled or assistance greater than that  
 2.32 to which the person is entitled;

2.33 (2) knowingly aids or abets in buying or in any way disposing of the property of a  
 2.34 recipient or applicant of assistance without the consent of the county agency; or

3.1 (3) obtains or attempts to obtain, alone or in collusion with others, the receipt of  
 3.2 payments to which the individual is not entitled as a provider of subsidized child care, or  
 3.3 by furnishing or concurring in a willfully false claim for child care assistance.

3.4 The continued receipt of assistance to which the person is not entitled or greater  
 3.5 than that to which the person is entitled as a result of any of the acts, failure to act, or  
 3.6 concealment described in this subdivision shall be deemed to be continuing offenses from  
 3.7 the date that the first act or failure to act occurred."

3.8 Page 115, after line 27, insert:

3.9 "Sec. .... Minnesota Statutes 2014, section 256.01, subdivision 4, is amended to read:

3.10 Subd. 4. **Duties as state agency.** (a) The state agency shall:

3.11 (1) supervise the administration of assistance to dependent children under Laws  
 3.12 1937, chapter 438, by the county agencies in an integrated program with other service for  
 3.13 dependent children maintained under the direction of the state agency;

3.14 (2) establish adequate standards for personnel employed by the counties and the  
 3.15 state agency in the administration of Laws 1937, chapter 438, and make the necessary  
 3.16 rules to maintain such standards;

3.17 (3) prescribe the form of and print and supply to the county agencies blanks for  
 3.18 applications, reports, affidavits, and such other forms as it may deem necessary and  
 3.19 advisable;

3.20 (4) cooperate with the federal government and its public welfare agencies in  
 3.21 any reasonable manner as may be necessary to qualify for federal aid for temporary  
 3.22 assistance for needy families and in conformity with title I of Public Law 104-193, the  
 3.23 Personal Responsibility and Work Opportunity Reconciliation Act of 1996 and successor  
 3.24 amendments, including the making of such reports and such forms and containing such  
 3.25 information as the Federal Social Security Board may from time to time require, and  
 3.26 comply with such provisions as such board may from time to time find necessary to assure  
 3.27 the correctness and verification of such reports;

3.28 (5) on or before October 1 in each even-numbered year make a biennial report to the  
 3.29 governor concerning the activities of the agency;

3.30 (6) enter into agreements with other departments of the state as necessary to meet all  
 3.31 requirements of the federal government; ~~and~~

3.32 (7) cooperate with the commissioner of education to enforce the requirements for  
 3.33 program integrity and fraud prevention for investigation for child care assistance under  
 3.34 chapter 119B; and

3.35 (8) require that the county or tribal case manager for any person who is notified  
 3.36 their services will be terminated under section 245D.10, subdivision 3a, from residential

4.1 supports and services as defined in section 245D.03, subdivision 1, paragraph (c), clause  
4.2 (3), develops an action plan within five business days of being notified of the termination  
4.3 and proceeds to promptly work with the support team to resolve the issues which led to  
4.4 the termination. If resolution appears unlikely, assist, if necessary, to locate or arrange for  
4.5 alternative services as expeditiously as possible within the 60 day notice period.

4.6 (b) The state agency may:

4.7 (1) subpoena witnesses and administer oaths, make rules, and take such action as  
4.8 may be necessary or desirable for carrying out the provisions of Laws 1937, chapter 438.  
4.9 All rules made by the state agency shall be binding on the counties and shall be complied  
4.10 with by the respective county agencies;

4.11 (2) cooperate with other state agencies in establishing reciprocal agreements in  
4.12 instances where a child receiving Minnesota family investment program assistance moves  
4.13 or contemplates moving into or out of the state, in order that the child may continue  
4.14 to receive supervised aid from the state moved from until the child has resided for one  
4.15 year in the state moved to; and

4.16 (3) administer oaths and affirmations, take depositions, certify to official acts, and  
4.17 issue subpoenas to compel the attendance of individuals and the production of documents  
4.18 and other personal property necessary in connection with the administration of programs  
4.19 administered by the Department of Human Services.

4.20 (c) The fees for service of a subpoena in paragraph (b), clause (3), must be paid in  
4.21 the same manner as prescribed by law for a service of process issued by a district court.  
4.22 Witnesses must receive the same fees and mileage as in civil actions.

4.23 (d) The subpoena in paragraph (b), clause (3), shall be enforceable through the  
4.24 district court in the district where the subpoena is issued."

4.25 Page 117, line 33, delete "county" and insert "case management provider"

4.26 Page 117, line 34, delete "agency"

4.27 Page 119, line 5, delete "county agency" and insert "case management provider"

4.28 Renumber the sections in sequence and correct the internal references

4.29 Amend the title accordingly