

Bill Section	Page & Line Reference	Stat. Sec. Amended	Section Description
1	1.11-6.11	260.012	<p>(a) Clarifies that a social services agency's services and actions must be culturally when courts provide oversight of social services agencies' reasonable efforts to prevent child placement, reunite families, and achieve timely permanency for a child.</p> <p>(d) Clarifies that when developing a safety plan as part of an agency's reasonable efforts to prevent placement, the safety plan must be individualized to a child's and family's needs, and it can include support people from extended family, kin, and community.</p> <p>Requires agencies to demonstrate to the court that there were no services or efforts the agency could have made to prevent the child's removal, if the agency is alleging this, before the court can make findings regarding reasonable efforts to prevent placement.</p> <p>(e) Adds agency efforts to engage relatives and to consider placement with relatives in a specified order to the definition of "reasonable efforts to finalize a permanent plan for the child."</p> <p>(f) Clarifies that services must be individualized to a child's and family's needs, and requires social service agencies to select services for a child and the child's family in collaboration with them.</p> <p>Expands the social services agency's burden of demonstrating their reasonable efforts as required in court hearings to include whether the agency: considered or established a safety plan to prevent foster care placement, made reasonable efforts to finalize a permanent plan for the child, and considered relatives and important friends for placement in the order specified in statute.</p> <p>(h) Modifies what the court must consider regarding services to a child and family, when determining whether an agency made reasonable efforts, to include whether services were individualized, selected in collaboration with the child and family, and relevant to the child's well-being, in addition to other considerations.</p>
2	6.12-6.17	260C.007, subd. 21b	Adds a definition of "kin" to Chapter 260C.
3	6.18-6.29	260C.151, subd. 6	Clarifies placement preference with relatives or important friends when there is a court order for immediate custody.
4	6.30-7.5	260C.152, subd. 5	Clarifies a relatives have a right, rather than opportunity, to be heard in any review or hearing to be held with respect to the child.

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5	7.6-8.13	260C.175, subd. 2	<p>Requires peace officers to also notify the child, if appropriate, when providing notice to a child's parent or custodian of their ability to request that the child be placed with a relative or designated caregiver, rather than in shelter care, and to ask if anyone would like to make such a request. Clarifies when this notice and inquiry must be made, including when a child's parent or custodian is not physically present.</p> <p>Requires peace officers to prioritize a child's placement request over a parent's or custodian's request, and to make efforts to locate and place the child with other relatives if the initially specified relative is unavailable or determined to be unsafe, prior to placing the child in a shelter care facility.</p>
6	8.14-8.27	260C.176, subd. 2	Reorders placement settings so that a relative's home comes before a shelter care facility.
7	8.28-12.10	260C.178, subd. 1	<p>Separates foster care placement from noncustodial parent's care to more clearly distinguish the two possible outcomes following a court's determination that a child cannot be returned to their custodial parent's care.</p> <p>Reorders statutory language to place noncustodial parent's care before foster care placement.</p> <p>Bars the court from finding that an agency made reasonable efforts to prevent placement based on an agency's claim that no services or efforts could have been made that would allow a child to remain or return home, unless the court is satisfied that the agency has sufficiently met its burden to demonstrate their claim.</p>
8	12.11-12.20	260C.181, subd. 2	Clarifies that shelter care facilities may only be used if there is no placement available with a relative or designated caregiver.
9	12.21-14.12	260C.193, subd. 3	<p>Expands the best interests policy statement to include considering placement with relatives and important friends in a specified order.</p> <p>Expands what the court must review and enter findings on regarding an agency's efforts around relative search and placement, to include their efforts to notify and engage relatives and to make a placement according to section 260C.212, subd. 2.</p> <p>Clarifies that a court shall order the agency to make reasonable efforts if the court finds the agency has not made diligent efforts, rather than any effort at all.</p> <p>Clarifies that an agency must continue searching for and engaging relatives who respond to the relative search notice, even after a court has found that the agency has made diligent efforts to identify and notify relatives.</p>

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			<p>Clarifies that a court cannot waive relative search, notice, and consideration requirements in its entirety (outside of Safe Place for Newborns cases), though if a parent requests that a <i>specific</i> relative not be considered for placement, the court can honor that request when in the best interests of the child and consistent with section 260C.221.</p> <p>Requires siblings to be placed together whenever possible while in foster care, rather than expressing a preference for joint sibling placement, and clarifies that siblings may be separated if joint sibling placement is not in the best interests of <i>one or more</i> of the siblings, rather than <i>all</i> of the siblings. Requires agencies to consider the Foster Care Sibling Bill of Rights in making this determination.</p>
10	14.13-18.9	260C.201, subd. 1	Clarifies that when making an individualized determination of how a child's best interests are met in a foster care placement, the responsible social services agency must consider the placement consideration order for relatives as outlined in section 260C.212, subd. 2, in addition to the best interest factors.
11	18.10-20.17	260C.201, subd. 2	<p>Expands what the court reviews when determining the appropriateness of a child's placement, to include relative and sibling placement considerations in addition to best interest factors.</p> <p>Adds new requirement that a court order describing reasonable efforts to finalize the permanent plan for the child must include a description of the agency's efforts to identify and locate a noncustodial or nonresident parent of the child and assess the parent's ability to provide care of the child.</p> <p>Emphasizes that foster care placements are made in consideration of the order specified in section 260C.212, subd. 2 (a), and requires courts to order agencies to consider relatives and important friends in the specified order if the court finds an agency did not appropriately consider relatives. Allows courts to order agencies to continue considering relatives and important friends regardless of the child's current placement setting.</p>
12	20.18-21.18	260C.202	<p>Clarifies that the court must review agency efforts to <i>search for and notify relatives</i> in particular, no later than 3 months after the child is placed in foster care. Allows courts to consider not just whether an agency performed duties under section 260C.221, but also whether such duties were performed adequately. Requires the court to order the agency to continue considering relatives for foster care placement unless the court has ruled out specific relatives.</p> <p>Clarifies that even if a court finds an agency made reasonable efforts under section 260C.221, the court may order the agency to continue making such efforts.</p>
13	21.19-23.20	260C.203	<p>Clarifies that it is the responsible social services agency that monitors and updates out-of-home placement plans at administrative reviews.</p> <p>Clarifies that reviewing the necessity and appropriateness of a child's placement includes whether placement is consistent with the child's best interests, and relative and sibling placement considerations under section 260C.212, subd. 2.</p>

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			Clarifies that when reviewing compliance with the out-of-home placement plan, the review must consider services and resources provided by the agency and others, and whether the out-of-home placement plan is individualized to the needs of the child and parents.
14	23.21-25.30	260C.204	Clarifies the court determination being based on the parent or guardian making progress on or engaging in services outlined in the out-of-home placement plan in addition to complying with it.  Clarifies that efforts to consider, identify, recruit, and support one or more permanency resources from the child's relatives and foster parents to be the legally permanent home for the child must be consistent with the specified placement consideration order and a child's individualized needs.
15	26.1-31.11	260C.212, subd. 1	Clarifies that the out-of-home placement plan must be individualized to the needs of the child and the child's parents.  Clarifies that it is the duty of the responsible social services agency to explain the out-of-home placement plan to all persons involved in its implementation.  Adds how the agency considered relatives and important friends to the description of a child's foster home or facility in the out-of-home placement plan.  Adds statutory reference to section 260C.605 when describing reasonable efforts to finalize a child's adoption. Clarifies that relative search and adoption exchanges are child-specific recruitment efforts, and adds consideration of relatives for adoptive placement as an additional child-specific recruitment effort.  Adds numbering to final two paragraphs to clarify that they are separate paragraphs within subd. 1, rather than connected to paragraph (d).
16	31.12-33.9	260C.212, subd. 2	Clarifies that an individualized determination of a child's needs requires consideration of each paragraph within this section, and that the selected placement is based on being able to serve the <i>current and future</i> needs of the child.  Adds "kin" into the placement consideration order.  Clarifies that the best interest factors relate to the child's <i>current and future</i> needs, and revises how the agency considers a child's relationships to specific individuals to include consideration of past, present, and future relationships. Bars agencies from using one factor to the exclusion of all others, and requires agencies to consider that each factor may be interrelated.
17	33.10-40.2	260C.221	Reorganizes existing content into subdivisions and adds new content to relative search section.  <u>Relative search (subd. 1):</u>

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			<p>Clarifies that relative search also includes identifying and notifying the <i>current caregivers of a child's sibling</i>, and that placement in a relative's home does not absolve the agency of initial relative search requirements.</p> <p>Allow agencies to include kin as suggested by the child, parents, and family members.</p> <p>Requires agencies to continue searching for, identifying, and notifying relatives unless relieved by the court under subd. 5 (e).</p> <p><u>Relative notice (subd. 2):</u>                      Clarifies that notice may be oral or written. Requires agencies to document when they provide notice to each relative. Clarifies that the agency must notify relatives but may notify kin.</p> <p>Adds the order of placement consideration to the notice requirements so relatives understand the agency's responsibility to consider relatives and important friends in a specific order.</p> <p>Clarifies that a relative who forfeited the right to receive notice by failing to provide a current address to the agency and court may begin receiving notice once they provide a current address.</p> <p>Clarifies that a relative's decision to not be considered for permanency or participate in planning for a child, regardless of when such a decision is made, will not affect their ability to be considered for placement or as a permanency resource for the child at any time, nor will it be a basis for the court to rule out the relative as the child's placement or permanency resource.</p> <p>Adds adoption home study requirements to the information that must be included in the notice.</p> <p>Requires the notice to explain that regardless of a relative's response to the notice, the agency is required to establish permanency for the child, and that if a relative responds to the notice, they may receive information about participating in a child's family and permanency team, should the child be placed in a QRTP.</p> <p>Clarifies that the responsible social services agency shall send notices to relatives who become known to the agency, including after a finding by the court that reasonable search efforts have been made, subject to safety considerations under subd. 5 (b). Requires agencies to send notice of a relative's options under section 260C.607, subd. 6, when relatives become known to the agency after an Adoption Placement Agreement has been fully executed.</p>

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			<p><u>Relative engagement (subd. 3):</u>                      Provides additional examples of what participation in care and planning for a child means.</p> <p>Clarifies that a relative of the child or other party to the proceeding may request that the court review the agency’s reasonable efforts to contact and engage relatives, and allows the court to order the agency to make reasonable efforts to contact and engage the relatives if the court finds the agency did not make reasonable efforts as required.</p> <p><u>Placement (subd. 4):</u>                      Clarifies when agencies must consider placing children with relatives, and that such consideration must be in the specified order in section 260C.212, subd. 2 (a) and be based on a child’s best interests.</p> <p>References the agency’s responsibility to document how they considered relatives and kin in the child’s out-of-home placement plan under section 260C.212, subd. 1 (c)(1).</p> <p>Clarifies that any relative who requests to be a placement option has the right to be considered, subject to safety considerations under subd. 5 (b).</p> <p>Clarifies that when adoption is a child’s permanency goal, the agency must also consider adoptive placement with relatives according to the specified order in section 260C.212, subd. 2 (a).</p> <p><u>Data disclosure and court review (subd. 5):</u>                      Requires agencies to use other resources to identify relatives if a parent refuses to provide information.</p> <p>Bars courts from waiving or relieving agencies of reasonable efforts to fulfill relative search, notification, engagement, and consideration requirements, except in Safe Place for Newborns cases.</p> <p>Modifies the agency’s requirement to inform the court about its decision regarding relative placement by requiring the agency to explain why it decided against relative placement and how the agency has engaged relatives as required.</p> <p>Clarifies that a reasonable efforts finding under this section does not relieve the agency of ongoing relative engagement and consideration requirements, and that agencies have an ongoing duty to continue these efforts..</p>

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			<p>Bars the court from using a finding under this paragraph to rule out any of the child's relatives from consideration as a foster care or permanent placement resource.</p> <p>Removes the agency's ability to:</p> <ul style="list-style-type: none"> <li>ask the court to relieve or modify the agency's duty to send the permanency notice to relatives when the agency determines reunification is no longer an option.</li> <li>forego sending the required permanency notice to relatives when the child is placed with a relative or foster parent who has committed to permanency for the child, and the agency has approved the placement.</li> </ul> <p>Clarifies that the permanency notice must be sent to relatives <i>who responded to the notice at any time</i>, and that failure to respond to the permanency notice is not a basis for ruling out the relative as a permanency resource or for delaying permanency.</p>
18	40.3-42.10	260C.605, subd. 1	<p>Requires agencies to consider a child's preference for an adoptive family when making reasonable efforts to finalize the child's adoption.</p> <p>Removes the requirement that relatives must have previously indicated an interest in adopting the child to receive notice of the child's need for an adoptive home, or have been identified as an adoptive resource for the agency to engage them to be the child's adoptive parent.</p> <p>Clarifies that agencies must follow a specific order when considering relatives, kin, and important friends for a child's adoptive placement.</p>
19	42.11-42.24	260C.607, subd. 2	<p>Removes the requirement that relatives can only receive notice of a child's post-permanency review hearings if they had indicated willingness to provide an adoptive home for the child. Removes an exception to notice requirements for relatives who were previously ruled out by the court as a suitable foster parent.</p>
20	42.25-43.11	260C.607, subd. 5	<p>Clarifies that an adoption petition for a child under guardianship of the commissioner cannot be filed unless the child has been legally placed for adoption according to statutory requirements (which require the child's responsible social services agency, the adopting parent/s, and the commissioner to fully execute an adoptive placement agreement).</p>
21	43.12-45.19	260C.607, subd. 6	<p>Allows relatives and a child's foster parents to file a motion for adoptive placement if they are in the process of obtaining an adoption home study. Currently, statute requires them to have already obtained an adoption home study.</p> <p>For hearings involving a contested adoptive placement:</p> <ul style="list-style-type: none"> <li>Requires the court to consider the agency's efforts to support a child's relationship with the moving party when the agency presents evidence regarding the child's relationship with the identified adoptive placement resource.</li> <li>Requires the court to consider placement decision factors when reviewing the matter.</li> </ul>

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			<ul style="list-style-type: none"> <li data-bbox="755 310 2489 407">Specifies procedures, timeframes, and requirements for granting the moving party's motion for adoptive placement, including regular court reviews to check on progress in obtaining an approved adoption home study and when the court may dismiss the order if it is determined the moving party cannot obtain an approved adoption home study within 180 days.</li> </ul> <p data-bbox="706 451 2454 516">Requires agencies to assist the moving party with the adoption home study process as part of making reasonable efforts to obtain a fully executed Adoption Placement Agreement, if the court orders the agency to make an adoptive placement under this section.</p>
22	45.20-46.7	260C.613, subd. 1	Requires agencies to consider a child's future needs, not just current needs, when making an adoptive placement decision. Clarifies that agencies must consider adoptive placement with relatives, kin, and important friends according to a specified order in statute.
23	46.8-46.18	260C.613, subd. 5	Requires agencies to include the agency's consideration of relatives, kin, and important friends in the statute-specified order as part of the agency's reasons for a child's adoptive placement decision, in the child's permanent adoption records the agency is required by law to maintain.