

1.1 ..... moves to amend H.F. No. 1985 as follows:

1.2 Page 3, after line 30, insert:

1.3 "Sec. 2. Minnesota Statutes 2010, section 245C.05, subdivision 7, is amended to read:

1.4 Subd. 7. **Probation officer and corrections agent.** (a) A probation officer or  
1.5 corrections agent shall notify the commissioner of an individual's conviction if the  
1.6 individual ~~is~~:

1.7 (1) has been affiliated with a program or facility regulated by the Department of  
1.8 Human Services or Department of Health, a facility serving children or youth licensed by  
1.9 the Department of Corrections, or any type of home care agency or provider of personal  
1.10 care assistance services within the preceding year; and

1.11 (2) has been convicted of a crime constituting a disqualification under section  
1.12 245C.14.

1.13 (b) For the purpose of this subdivision, "conviction" has the meaning given it  
1.14 in section 609.02, subdivision 5.

1.15 (c) The commissioner, in consultation with the commissioner of corrections, shall  
1.16 develop forms and information necessary to implement this subdivision and shall provide  
1.17 the forms and information to the commissioner of corrections for distribution to local  
1.18 probation officers and corrections agents.

1.19 (d) The commissioner shall inform individuals subject to a background study that  
1.20 criminal convictions for disqualifying crimes will be reported to the commissioner by the  
1.21 corrections system.

1.22 (e) A probation officer, corrections agent, or corrections agency is not civilly or  
1.23 criminally liable for disclosing or failing to disclose the information required by this  
1.24 subdivision.

1.25 (f) Upon receipt of disqualifying information, the commissioner shall provide the  
1.26 notice required under section 245C.17, as appropriate, to agencies on record as having

- 2.1 initiated a background study or making a request for documentation of the background
- 2.2 study status of the individual.
- 2.3 (g) This subdivision does not apply to family child care programs."
- 2.4 Amend the title accordingly