

Kotyza-Witthuhn and West from the Committee on Children and Families Finance and Policy to which was referred:

H. F. No. 4316, A bill for an act relating to children and families; modifying child care background study notification requirements; making child care leadership responsible for maltreatment at centers; modifying maltreatment notification requirements; amending Minnesota Statutes 2024, sections 245C.17, subdivision 3; 260E.30, subdivisions 2, 5; Minnesota Statutes 2025 Supplement, section 260E.30, subdivision 4.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2024, section 142B.16, subdivision 1, is amended to read:

Subdivision 1. **Contents of correction orders and conditional licenses.** (a) If the commissioner finds that the applicant or license holder has failed to comply with an applicable law or rule and this failure does not imminently endanger the health, safety, or rights of the persons served by the program, the commissioner may issue a correction order and an order of conditional license to the applicant or license holder. When issuing a conditional license, the commissioner shall consider the nature, chronicity, or severity of the violation of law or rule and the effect of the violation on the health, safety, or rights of persons served by the program. The correction order or conditional license must state the following in plain language:

(1) the conditions that constitute a violation of the law or rule;

(2) whether the conditions were self-reported by the applicant or license holder;

~~(2)~~ (3) the specific law or rule violated;

~~(3)~~ (4) the time allowed to correct each violation; and

~~(4)~~ (5) if a license is made conditional, the length and terms of the conditional license, and the reasons for making the license conditional.

(b) Nothing in this section prohibits the commissioner from proposing a sanction as specified in section 142B.18, prior to issuing a correction order or conditional license.

(c) The commissioner may issue a correction order and an order of conditional license to the applicant or license holder through the provider licensing and reporting hub.

EFFECTIVE DATE. This section is effective January 15, 2027.

Sec. 2. Minnesota Statutes 2024, section 142B.16, is amended by adding a subdivision to read:

Subd. 5a. Posting orders on department website. If the commissioner posts an order of conditional license or a correction order for a licensed family child care provider or child care center on the department's website, the summary information posted for the order must include, at a minimum, whether the license holder self-reported the conditions that constitute the violation of law or rule cited in the order.

EFFECTIVE DATE. This section is effective January 15, 2027.

Sec. 3. Minnesota Statutes 2024, section 142B.17, subdivision 1, is amended to read:

Subdivision 1. Fix-it ticket. (a) In lieu of a correction order under section 142B.16, the commissioner shall issue a fix-it ticket to a family child care or child care center license holder if the commissioner finds that:

(1) the license holder has failed to comply with a requirement in this chapter or Minnesota Rules, chapter 9502 or 9503, that the commissioner determines to be eligible for a fix-it ticket;

(2) the violation does not imminently endanger the health, safety, or rights of the persons served by the program;

(3) the license holder did not receive a fix-it ticket or correction order for the violation at the license holder's last licensing inspection;

(4) the violation can be corrected at the time of inspection or within 48 hours, excluding Saturdays, Sundays, and holidays; and

(5) the license holder corrects the violation at the time of inspection or agrees to correct the violation within 48 hours, excluding Saturdays, Sundays, and holidays.

(b) The fix-it ticket must state:

(1) the conditions that constitute a violation of the law or rule;

3.1 (2) whether the conditions were self-reported by the license holder;

3.2 ~~(2)~~ (3) the specific law or rule violated; and

3.3 ~~(3)~~ (4) that the violation was corrected at the time of inspection or must be corrected
3.4 within 48 hours, excluding Saturdays, Sundays, and holidays.

3.5 (c) The commissioner shall not publicly publish a fix-it ticket on the department's website.

3.6 (d) Within 48 hours, excluding Saturdays, Sundays, and holidays, of receiving a fix-it
3.7 ticket, the license holder must correct the violation and within one week submit evidence
3.8 to the licensing agency that the violation was corrected.

3.9 (e) If the violation is not corrected at the time of inspection or within 48 hours, excluding
3.10 Saturdays, Sundays, and holidays, or the evidence submitted is insufficient to establish that
3.11 the license holder corrected the violation, the commissioner must issue a correction order
3.12 for the violation of Minnesota law or rule identified in the fix-it ticket according to section
3.13 142B.16.

3.14 **EFFECTIVE DATE.** This section is effective January 15, 2027.

3.15 Sec. 4. Minnesota Statutes 2025 Supplement, section 142B.171, subdivision 2, is amended
3.16 to read:

3.17 Subd. 2. **Documented technical assistance.** (a) In lieu of a correction order under section
3.18 142B.16, the commissioner shall provide documented technical assistance to a family child
3.19 care or child care center license holder if the commissioner finds that:

3.20 (1) the license holder has failed to comply with a requirement in this chapter or Minnesota
3.21 Rules, chapter 9502 or 9503, that the commissioner determines to be low risk as determined
3.22 by the child care weighted risk system;

3.23 (2) the noncompliance does not imminently endanger the health, safety, or rights of the
3.24 persons served by the program; and

3.25 (3) the license holder did not receive documented technical assistance or a correction
3.26 order for the same violation at the license holder's most recent annual licensing inspection.

3.27 (b) Documented technical assistance must include communication from the commissioner
3.28 to the license holder that:

3.29 (1) states the conditions that constitute a violation of a law or rule;

3.30 (2) identifies whether the conditions were self-reported by the license holder;

3.31 ~~(2)~~ (3) references the specific law or rule violated; and

4.1 ~~(3)~~ (4) explains remedies for correcting the violation.

4.2 **EFFECTIVE DATE.** This section is effective January 15, 2027.

4.3 Sec. 5. Minnesota Statutes 2024, section 142B.18, is amended by adding a subdivision to
4.4 read:

4.5 Subd. 6a. **Indication of self-report.** (a) For an order of license suspension, a temporary
4.6 immediate suspension, a fine, or a revocation issued by the commissioner to a licensed
4.7 family child care provider or child care center under this section, the order must indicate
4.8 whether the conditions that constitute the violation of law or rule were self-reported by the
4.9 license holder.

4.10 (b) If the commissioner posts an order of license suspension, a temporary immediate
4.11 suspension, a fine, or a revocation for a licensed family child care provider or child care
4.12 center on the department's website, the summary information posted for the order must
4.13 include, at a minimum, whether the license holder self-reported the conditions that constitute
4.14 the violation of law or rule cited in the order.

4.15 **EFFECTIVE DATE.** This section is effective January 15, 2027.

4.16 Sec. 6. Minnesota Statutes 2024, section 142B.61, is amended by adding a subdivision to
4.17 read:

4.18 Subd. 3. **Education on recognizing physical abuse.** (a) Upon a child's enrollment, a
4.19 licensed child care center and family child care provider must provide parents and caregivers
4.20 with written materials approved by the commissioner according to paragraph (c) on how to
4.21 recognize the signs of physical abuse and neglect in infants and children and how to report
4.22 suspected physical abuse or neglect. The parent or caregiver enrolling the child must sign
4.23 an attestation that they received the written materials.

4.24 (b) A licensed child care center and family child care provider must post and maintain
4.25 a poster approved by the commissioner according to paragraph (c). The poster must be
4.26 posted in a place that is visible to people receiving services and all visitors to the facility.

4.27 (c) The commissioner, in consultation with the commissioner of health, must:

4.28 (1) approve written materials to educate parents and caregivers on how to recognize the
4.29 signs of physical abuse and neglect in infants and children and how to report suspected
4.30 physical abuse or neglect. At a minimum, the materials must be available in English and
4.31 the three most commonly spoken non-English languages in the state as determined by the
4.32 state demographer for the previous calendar year;

5.1 (2) approve a poster to educate parents and caregivers on how to recognize the signs of
5.2 physical abuse and neglect in infants and children and how to report suspected physical
5.3 abuse or neglect; and

5.4 (3) review and update the written materials and poster every five years.

5.5 **EFFECTIVE DATE.** This section is effective January 15, 2027."

5.6 Delete the title and insert:

5.7 "A bill for an act

5.8 relating to children; modifying licensing actions to indicate whether a violation
5.9 was self-reported; requiring child care programs to give parents materials on how
5.10 to recognize abuse; amending Minnesota Statutes 2024, sections 142B.16,
5.11 subdivision 1, by adding a subdivision; 142B.17, subdivision 1; 142B.18, by adding
5.12 a subdivision; 142B.61, by adding a subdivision; Minnesota Statutes 2025
5.13 Supplement, section 142B.171, subdivision 2."

5.14 With the recommendation that when so amended the bill be re-referred to the Committee
5.15 on Ways and Means.

5.16 This Committee action taken March 24, 2026

5.17 Co-Chair

5.18 Co-Chair