

Section 1. 260.012		
Page/line amendment	Feedback received	Reason for change
1.16 Delete “actions” and insert “practice”	Concern that “actions” is not clearly defined	Changed “actions” to “practice” as the intent is in regard to the agency’s practice, even if services were or were not provided
3.12 Delete “and important friends” 3.21 Delete “or important friend” 4.11 Delete “or important friend”	Concerns around the definition of “relative” already being inclusive of “important friends”	Deleted references to important friends or friend so it is just “relatives” or “relative” now
Section 2. 260C.007, subd. 21b		
Page/line amendment	Feedback received	Reason for change
6.14 - Delete new text and insert: 6.17 Subd. 27. Relative. "Relative" means a person related to the child by blood, marriage, or adoption; the legal parent, guardian, or custodian of the child's siblings; or an individual who is an important friend <u>of the child or the child's parent or custodian, including an individual with whom the child has resided or had significant contact, or who has a significant relationship to the child or child's parent or custodian.</u>	Concerns around the definition of “relative” already being inclusive of “important friends” in the kin definition	Deleted new subdivision defining “kin” and instead, incorporated the intent of “kin” into the existing definition of “relative,” using similar language as what was already there (e.g., important friend, etc.)
Section 3. 260C.151, subd. 6		
Page/line amendment	Feedback received	Reason for change
6.26 Delete “or important friend”	Concerns around the definition of “relative” already being inclusive of “important friends”	Deleted references to important friends so it is just “relative” now
Section 4. 260C.152, subd. 5		
Page/line amendment	Feedback received	Reason for change
7.4 Delete “or” and insert “, or any other relative” after “relative”	Concerns that “any other relative” might be considered as having party status by having the right to be heard	Inadvertently left out “any other relative” as not automatically gaining party status by having the right to be heard

		heard (just like the other individuals named in this section)
Section 5. 260C.175, subd. 2		
Page/line amendment	Feedback received	Reason for change
7.8 Delete “or designated caregiver” 7.13 Delete “or a designated caregiver under chapter 257A” and insert “as defined in section 260C.007, subd. 27”	Pointed out that chapter 257A was repealed in 2000	Deleted references to repealed chapter and designated caregivers under that chapter
7.11 Replace “appropriate” with “age 10 or older” 7.12 Delete “, if the child is reasonably able to express a preference,” 7.14 - Delete new text and insert “When the child is taken 7.32 into custody pursuant to subdivision 1, clause (1) or (2), item (ii), and is not alleged to be delinquent, and placement with an identified relative is requested, the officer shall coordinate with the local social services agency to ensure the child’s safety and well-being and comply with section 260C.181, subdivision 2.”	Concerns that law enforcement were being asked to do tasks/duties that social services agencies are better equipped to do, that agencies typically are the ones that do this anyway, and that this was legislating best practice	Deleted references that require law enforcement to do specific tasks not already set out in statute, and clarified that law enforcement can coordinate with the local agency if a relative placement request is made (referring back to section 260C.181, subd. 2)
Section 7. 260C.178, subd. 1		
Page/line amendment	Feedback received	Reason for change
9.11 Delete “to be placed in” and insert “into” 12.5 Reinsert “into” and delete “to be placed in”	Concerns that noncustodial parents are not placements	Deleted references to being placed with a noncustodial parent
Section 8. 260C.181, subd. 2		
Page/line amendment	Feedback received	Reason for change
12.16 Delete “, a designated caregiver under chapter 257A,” 12.17 Insert “,” between “or” and “if” Delete “or designated caregiver”	Pointed out that chapter 257A was repealed in 2000	Deleted references to repealed chapter and designated caregivers under that chapter

Section 9. 260C.193, subd. 3		
Page/line amendment	Feedback received	Reason for change
12.26 Delete “and important friends” 13.23 Delete “or important friend”	Concerns around the definition of “relative” already being inclusive of “important friends”	Deleted references to important friends so it is just “relatives” now
13.3 Delete “made” 13.4 Delete “diligent efforts” and insert “exercised due diligence” 13.6 Insert “made” before “a placement” 13.9 Delete “made diligent efforts” and insert “exercised due diligence” 13.14 Delete “diligent” 13.18 Delete “diligent” and insert “reasonable”	Concerns that there are references to diligent efforts vs. reasonable efforts and whether this is causing a new standard regarding court findings	Clarified that the agency exercises due diligence (required federal language) while the court is reviewing their efforts within the lens of reasonable efforts
13.19 Delete “searching for relatives” and insert “notifying relatives who come to the agency’s attention”	Confusion around what the purpose of the court making findings regarding relative search efforts if the agency must continue to search for relatives (unsure when it can end)	Fixed the language as the intent was in regard to notifying relatives who come to the agency’s attention following the court’s finding regarding the agency’s initial relative search efforts
Section 11. 260C.201, subd. 2		
Page/line amendment	Feedback received	Reason for change
19.5 Insert “noncustodial or nonresident” before “parent’s”	Other parts specify “noncustodial or nonresident”, so for consistency, it should be added here too	Inserted these adjectives to ensure consistency and clarify that this applies specifically to noncustodial or nonresident parents
19.21 Delete “and important friends” 19.23 Delete “and important friends”	Concerns around the definition of “relative” already being inclusive of “important friends”	Deleted references to important friends so it is just “relatives” now

Section 12. 260C.202		
Page/line amendment	Feedback received	Reason for change
21.4 Delete “unless the court has ruled out a specific relative for foster care placement” and insert “consistent with section 260C.221”	Concern that this would result in agencies needing to obtain a court order for every relative that they don’t place a child with	Instead of tying it to ruling out relatives, updated language to refer instead to the newly organized relative search section, which includes provisions around considering relatives for placement and the court’s role.
Section 15. 260C.212, subd. 1		
Page/line amendment	Feedback received	Reason for change
26.32 - Delete new text 26.33	Concerns that the out-of-home placement plan is already quite long and this may not be a necessary item.	Deleted requirement to record agency’s consideration of relatives for placement in the case plan
Section 16. 260C.212, subd. 2		
Page/line amendment	Feedback received	Reason for change
31.20 Delete “, kin, and important friends” 31.23 Delete new text and insert “(2) with an individual who is an important friend of the child or the child's parent or custodian, including an individual who has a significant relationship to the child or child's parent or custodian, or with whom the child has resided or had significant contact.” 31.25 - Delete text 31.26	Concerns around the use of the term “kin” and confusion around the definition of “relative” already being inclusive of “important friends”	Deleted references to kin and important friends so it is just “relatives” now Updated relative consideration order based on new definition of relative
32.7 Delete “past, present, and future” and insert “current and long-term needs regarding”	Unsure what “future” relationships means and how to address that when it is subjective	Revised “child’s relationships” factor to get at the underlying intent, which is to consider the child’s relationship needs currently and long-term

Section 17. 260C.221

Page/line amendment	Feedback received	Reason for change
37.5 Delete “out-of-home placement plan as required under section 260C.212, subdivision 1, paragraph (c), clause (1)” and insert “case record”	Concerns that the out-of-home placement plan is already quite long and this may not be a necessary item.	Deleted requirement to record agency’s consideration of relatives for placement in the case plan, instead requiring such documentation in the case record where it already is located (in SSIS).
35.11 Delete “or opportunity”	Inconsistent with change made in section 260C.152, subd. 5.	Deleted “or opportunity” because change made to section 260C.152, subd. 5, was to change “opportunity” to “right”, so “opportunity” would no longer exist.
35.28 Delete “right” and insert “opportunity” Insert “, and shall not be limited based solely on the relative's prior inconsistent or nonexistent participation” after “child” 35.29 Delete “includes” and insert “may include” 35.33 Delete “, and shall not be limited based on the relative's prior inconsistent or nonexistent participation” 36.20 Delete “another”	Concern that we are using stronger language regarding relatives being involved with case planning than what we use with parents and children, and potentially inadvertently making relatives a party to a court proceeding.	Changed “right” to “opportunity” regarding relatives’ ability to participate in care and planning for a child, and clarified that a relative’s involvement in care and planning for a child (rather than case planning specifically) is not to be limited based on their prior inconsistent or nonexistent participation. Also deleted “another” so that relatives do not inadvertently become associated with parties to a proceeding.
35.24 Delete “The responsible social services agency shall notify relatives who become known to the agency after an adoption placement agreement has been fully executed under section 260C.613, subdivision 1, of their options under section 260C.607, subdivision 6.” and insert	Confusion around whether the agency would have to consider relatives for adoptive placement even after the APA is fully executed, and what it means to both “not delay permanency” and “not rule out a relative for permanency” in	Clarified that the agency is to just refer the relative to 260C.607, subd. 6, when the relative becomes known to the agency after APA execution. Also removed reference to not delaying permanency, and instead, clarified that

<p>“(c) The responsible social services agency is not required to send the notice under paragraph (a) to relatives who become known to the agency after an adoption placement agreement has been fully executed under section 260C.613, subdivision 1. If such a relative wishes to be considered for adoptive placement of the child, the agency shall inform the relative of section 260C.607, subdivision 6.”</p> <p>40.1 - Delete new text following “child,” and insert “should the relative request to be considered for permanent placement at a later date.”</p>	<p>regard to a relative’s failure to respond or timely respond to the permanency notice</p>	<p>a relative’s failure to respond or timely respond to the permanency notice is not a basis for ruling out that relative, should they wish to be considered for permanency at a later date.</p> <p><i>Note: This does not get at agencies being allowed to proceed with finding a permanent placement regardless of whether a relative does or does not respond. This may be mitigated by earlier text that says agencies must continue with permanency planning regardless of a relative’s response.</i></p>
<p>34.28 Delete “a” and insert “the sole” before “basis”</p> <p>37.32 Insert “Unless section 260C.139 applies,” in front of “A court”</p> <p>38.3 Delete “, unless section 260C.139 applies”</p> <p>38.29 Insert “, nor is it a basis for the court to rule out any relative from being a foster care or permanent placement option for the child” after “section”</p> <p>39.5 Delete “The court may not use a finding made under this paragraph as a basis for the court to rule out any relative from being a foster care or permanent placement option for the child.”</p>	<p>Questions around what a court can or cannot make findings on when it comes to ruling out relatives or the agency considering relatives for placement</p>	<p>Changes now clarify the intent regarding:</p> <ul style="list-style-type: none"> • not ruling out a relative based <i>solely</i> on their earlier decision not to be a permanency resource for a child • Safe Place for Newborns applying to the entire relative search and not just considering relatives as placement options • A finding that the agency made reasonable efforts toward relative search requirements is not to be used as a basis to rule out a relative
<p>33.33 - Delete new text</p> <p>33.34</p> <p>34.12 Delete “, and may notify kin”</p> <p>36.31 Delete “and kin”</p> <p>37.4 Delete “and kin”</p>	<p>Concerns around the use of the term “kin” and confusion around the definition of “relative” already being inclusive of “important friends”</p>	<p>Deleted references to kin and important friends so it is just “relatives” now</p>

Section 18. 260C.605, subd. 1		
Page/line amendment	Feedback received	Reason for change
41.7 Delete “, kin, and important friends”	Concerns around the use of the term “kin” and confusion around the definition of “relative” already being inclusive of “important friends”	Deleted references to kin and important friends so it is just “relatives” now
Section 21. 260C.607, subd. 6		
Page/line amendment	Feedback received	Reason for change
43.20 Delete “or shows evidence that the relative or the child's foster parent is in the process of obtaining” 43.22 After “adoption” insert “; if the relative or foster parent does not have an adoption home study, an affidavit attesting to efforts to complete an adoption home study may be filed with the motion. The affidavit must be signed by the relative or foster parent and the local social services agency or licensed child-placing agency completing the adoption home study.” Delete “and has” and insert “The relative or foster parent must also have” 43.25 - Delete changes. After “adoptive placement.” insert 43.32 “If the relative or foster parent does not have an adoption home study in their state of residence, an affidavit attesting to efforts to complete an adoption home study may be filed with the motion instead. The affidavit must be signed by the relative or foster parent and the agency completing the adoption home study.”	Question about what “in the process of obtaining” an adoption home study means	Instead of leaving it undefined, changed the text to require an affidavit signed by the agency with whom the relative/foster parent is working to obtain an adoption home study. The affidavit will then verify that the relative/foster parent is in fact actively working on their home study.
44.16 - Delete everything after “(e)” and insert “The court shall review and enter findings regarding whether the agency, in making an adoptive placement decision for the child: 44.19	Confusion regarding the court’s role with reviewing/weighing placement decision factors – is the court meant to review factors to make a placement decision, or to hear how	Deleted proposed change and inserted new text to clarify the court’s role is to review agency’s placement decision, based on section 260C.212, subd. 2, and section 260C.613, subd. 1 (b).

<p>(1) Considered relatives for adoptive placement in the order specified under section 260C.212, subdivision 2, paragraph (a); and</p> <p>(2) Assessed how the identified adoptive placement resource and the moving party are each able to meet the child’s current and future needs, based on an individualized determination of the child’s needs, as required under section 260C.613, subdivision 1, paragraph (b), and section 260C.212, subdivision 2.”</p>	<p>the agency reviewed factors to make their placement decision?</p>	
<p>Section 22. 260C.613, subd. 1</p>		
<p>Page/line amendment</p>	<p>Feedback received</p>	<p>Reason for change</p>
<p>45.30 Delete “, kin, and important friends”</p>	<p>Concerns around the use of the term “kin” and confusion around the definition of “relative” already being inclusive of “important friends”</p>	<p>Deleted references to kin and important friends so it is just “relatives” now</p>
<p>Section 23. 260C.613, subd. 5</p>		
<p>Page/line amendment</p>	<p>Feedback received</p>	<p>Reason for change</p>
<p>46.13 Delete “, kin, and important friends”</p>	<p>Concerns around the use of the term “kin” and confusion around the definition of “relative” already being inclusive of “important friends”</p>	<p>Deleted references to kin and important friends so it is just “relatives” now</p>