

# HOUSE RESEARCH

## Bill Summary

**FILE NUMBER:** H.F. 3209  
**Version:** As introduced

**DATE:** March 4, 2010

**Authors:** Greiling

**Subject:** Maltreatment of Minors

**Analyst:** Danyell Punelli, 651-296-5058

This publication can be made available in alternative formats upon request. Please call 651-296-6753 (voice); or the Minnesota State Relay Service at 1-800-627-3529 (TTY) for assistance. Summaries are also available on our website at: [www.house.mn/hrd](http://www.house.mn/hrd).

### Overview

This bill requires child care centers to develop a risk reduction plan and defines the term nonmaltreatment mistake.

#### Section

**1 Requirements; maltreatment of minors.** Amends § 245A.66 by adding subds. 2 and 3.

**Subd. 2. Child care centers; risk reduction plan.** Requires licensed child care centers to develop a risk reduction plan that assesses the general risks to children served by the child care center. Requires license holders to establish procedures to minimize identified risks, train staff on the procedures, and annually review the procedures. Requires that the risk reduction plan include an assessment of certain specified risks and include a statement of measures that will be taken to minimize the risk of harm presented to children. Specifies items the risk reduction plan must address.

**Subd. 3. Orientation to risk reduction plan and annual review of plan.** Requires license holders to ensure that all mandated reporters of maltreatment of minors who are under the control of the license holder, receive an orientation to the risk reduction plan prior to first providing unsupervised direct contact services to children, not to exceed 14 days from the first supervised direct contact, and annually thereafter. Requires license holders to review the risk reduction plan annually and to consider incidents that have occurred in the center since the last review. Requires license holders to inform mandated reporters of any changes made to the risk reduction plan.

**2 Definitions.** Amends § 626.556, subd. 2. Defines “nonmaltreatment mistake” within the Maltreatment of Minors Act. Specifies that this definition only applies to licensed child care centers.

- 3 **Determinations.** Amends § 626.556, subd. 10e. Prohibits the evaluation of the facility's responsibility for determined maltreatment to be based on the completeness of the risk assessment or risk reduction plan and requires the evaluation of responsibility to be based on the facility's compliance with the regulatory standards for policies and procedures, training, and supervision.