

**Subject** Children’s mental health screening; public guardianship for persons with developmental disabilities

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### Overview

This bill makes changes to children’s mental health screening collection and updates the chapter of statutes governing public guardianship for persons with developmental disabilities.

### Summary

Section	Description
1	<b>Duties of county board.</b> Amends § 245.4874, subd. 1. Permits the commissioner to collect individual children’s mental health screening results for purposes of program evaluation and improvement.
2	<b>Policy.</b> Amends § 252A.01, subd. 1. Modifies the state’s policy on public guardianship of persons with developmental disabilities to align public guardianship statutes with changes made in 2020 to modernize language and refocus the system on less restrictive alternatives.
3	<b>Person with a developmental disability.</b> Amends § 252A.02, subd. 2. Modifies the definition of “person with a developmental disability” in the chapter of statutes governing public guardianship of persons with developmental disabilities.
4	<b>Person subject to public guardianship.</b> Amends § 252A.02, subd. 9. Replaces the term “ward” with “person subject to public guardianship.”
5	<b>Interested person.</b> Amends § 252A.02, subd. 9. Modifies the definition of “interested person.”

<b>Section</b>	<b>Description</b>
6	<b>Comprehensive evaluation.</b> Amends § 252A.02, subd. 12. Updates terminology and makes technical changes.
7	<b>Protected person.</b> Amends § 252A.02, by adding subd. 16. Defines “protected person” under the chapter of statutes governing public guardianship of persons with developmental disabilities.
8	<b>Respondent.</b> Amends § 252A.02, by adding subd. 17. Defines “respondent” under the chapter of statutes governing public guardianship of persons with developmental disabilities.
9	<b>Supported decision making.</b> Amends § 252A.02, by adding subd. 18. Defines “supported decision making” under the chapter of statutes governing public guardianship of persons with developmental disabilities.
10	<b>Standard for acceptance.</b> Amends § 252A.03, subd. 3. Makes technical and conforming changes and requires the person subject to public guardianship be included in the process prior to the submission of the nomination.
11	<b>Alternatives.</b> Amends § 252A.03, subd. 4. Makes technical and conforming changes.
12	<b>Local agency.</b> Amends § 252A.04, subd. 1. Makes conforming terminology changes.
13	<b>Medication; treatment.</b> Amends § 252A.04, subd. 2. Makes conforming terminology changes.
14	<b>File.</b> Amends § 252A.04, subd. 4. Makes conforming terminology changes and makes technical changes.
15	<b>Commissioner’s petition for appointment as public guardian.</b> Amends § 252A.05. Makes a conforming change.
16	<b>Who may file.</b> Amends § 252A.06, subd. 1. Makes technical and conforming changes.

<b>Section</b>	<b>Description</b>
17	<b>Contents.</b> Amends § 252A.06, subd. 2. Makes conforming terminology changes.
18	<b>With petition.</b> Amends § 252A.07, subd. 1. Makes technical changes.
19	<b>Copies.</b> Amends § 252A.07, subd. 2. Makes conforming terminology changes.
20	<b>Evaluation required; exception.</b> Amends § 252A.07, subd. 3. Makes technical changes and conforming terminology changes.
21	<b>Service of notice.</b> Amends § 252A.081, subd. 2. Makes conforming terminology changes.
22	<b>Attorney.</b> Amends § 252A.081, subd. 3. Makes a conforming terminology change.
23	<b>Defective notice of service.</b> Amends § 252A.081, subd. 5. Makes conforming terminology changes.
24	<b>Attorney appointment.</b> Amends § 252A.09, subd. 1. Makes a conforming terminology change.
25	<b>Representation.</b> Amends § 252A.09, subd. 2. Makes technical and conforming changes.
26	<b>Waiver of presence.</b> Amends § 252A.101, subd. 2. Makes conforming terminology changes.
27	<b>Medical care.</b> Amends § 252A.101, subd. 3. Makes conforming terminology changes.
28	<b>Findings.</b> Amends § 252A.101, subd. 5. Makes conforming terminology changes and clarifies language.
29	<b>Notice of order; appeal.</b> Amends § 252A.101, subd. 6. Makes conforming terminology changes.

<b>Section</b>	<b>Description</b>
30	<b>Letters of guardianship.</b> Amends § 252A.101, subd. 7. Makes conforming terminology changes and technical changes.
31	<b>Dismissal.</b> Amends § 252A.101, subd. 8. Makes conforming terminology changes and technical changes.
32	<b>Additional powers.</b> Amends § 252A.111, subd. 2. Makes conforming terminology changes.
33	<b>Appointment of conservator.</b> Amends § 252A.111, subd. 4. Makes conforming terminology changes.
34	<b>Special duties.</b> Amends § 252A.111, subd. 6. Makes conforming terminology changes.
35	<b>Appointment of public guardian not a finding of incompetency.</b> Amends § 252A.12. Makes conforming terminology changes.
36	<b>Annual review.</b> Amends § 252A.16. Makes conforming terminology changes.
37	<b>Effect of succession in office.</b> Amends § 252A.17. Makes technical and conforming changes.
38	<b>Petition.</b> Amends § 252A.19, subd. 2. Makes conforming terminology changes and technical changes.
39	<b>Comprehensive evaluation.</b> Amends § 252A.19, subd. 4. Makes a conforming terminology change.
40	<b>Court order.</b> Amends § 252A.19, subd. 5. Makes a conforming terminology change.
41	<b>Attorney general's role; commissioner's role.</b> Amends § 252A.19, subd. 7. Makes a conforming terminology change.

<u>Section</u>	<u>Description</u>
42	<b>Court-appointed counsel.</b> Amends § 252A.19, subd. 8. Makes conforming terminology changes.
43	<b>Cost of hearings.</b> Amends § 252A.20. Makes technical and conforming changes.
44	<b>Rules.</b> Amends § 252A.21, subd. 2. Makes conforming terminology changes.
45	<b>Private guardianships.</b> Amends § 252A.21, subd. 4. Makes conforming changes.
46	<b>Repealer.</b> Repeals Minn. Stat. § 252A.02, subd. 8 (public conservator definition) and 10 (conservatee definition), and Minn. Stat. § 252A.21, subd. 3 (terminology).



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