

**Subject** Direct Care and Treatment Policy Bill

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## Overview

This bill makes numerous technical and conforming changes related to the creation of Direct Care and Treatment as a separate agency. The bill also makes clarifying changes to crisis services provisions and, in section 39, extends the 2023 change in the priority admissions (or “48-hour”) law to continue requiring that individuals who meet statutory criteria be admitted to a state-operated treatment program within 48 hours of when a medically appropriate bed is available, rather than within 48 hours of a commitment order.

## Summary

Section	Description
1	<p><b>Investigative data.</b></p> <p>Amends § 13.46, subd. 3. Adds the Direct Care and Treatment executive board and agency to data provisions.</p> <p>Makes this section effective July 1, 2025.</p>
2	<p><b>Licensing data.</b></p> <p>Amends § 13.46, subd. 4. Adds the Direct Care and Treatment executive board to data provisions.</p> <p>Makes this section effective July 1, 2025.</p>
3	<p><b>Party.</b></p> <p>Amends § 15.471, subd. 6. Adds Direct Care and Treatment to definition of “party.”</p> <p>Makes this section effective July 1, 2025.</p>

Section	Description
4	<p><b>Federal reimbursement for administrative costs.</b></p> <p>Amends § 16A.103, subd. 1j. Adds Direct Care and Treatment to forecast estimate provision.</p> <p>Makes this section effective July 1, 2025.</p>
5	<p><b>E-Health Advisory Committee.</b></p> <p>Amends § 62J.495, subd. 2. Adds Direct Care and Treatment representative to the members of the e-Health Advisory Committee.</p> <p>Makes this section effective July 1, 2025.</p>
6	<p><b>Angling; residents of state institutions.</b></p> <p>Amends § 97A.441, subd. 3. Clarifies provision governing angling licensure for residents of state institutions.</p> <p>Makes this section effective July 1, 2025.</p>
7	<p><b>Fees.</b></p> <p>Amends § 144.53. Replaces commissioner of human services with Direct Care and Treatment executive board in hospital fees section.</p> <p>Makes this section effective July 1, 2025.</p>
8	<p><b>Definitions.</b></p> <p>Amends § 144.651, subd. 2. Makes technical changes. Adds paragraph (c) to define “residential program” for purposes of the health care bill of rights.</p> <p>Makes this section effective July 1, 2025.</p>
9	<p><b>Information about rights.</b></p> <p>Amends § 144.651, subd. 4. Makes technical change.</p> <p>Makes this section effective July 1, 2025.</p>
10	<p><b>Grievances.</b></p> <p>Amends § 144.651, subd. 20. Makes technical changes.</p> <p>Makes this section effective July 1, 2025.</p>

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11	<p><b>Isolation and restraints.</b></p> <p>Amends § 144.651, subd. 31. Makes technical change.</p> <p>Makes this section effective July 1, 2025.</p>
12	<p><b>Treatment plan.</b></p> <p>Amends § 144.651, subd. 32. Makes technical change.</p> <p>Makes this section effective July 1, 2025.</p>
13	<p><b>Fees.</b></p> <p>Amends § 144.07. Replaces commissioner of human services with Direct Care and Treatment executive board in nursing home fees section.</p> <p>Makes this section effective July 1, 2025.</p>
14	<p><b>Examination; access to medical data.</b></p> <p>Amends § 146.08, subd. 4. Adds Direct Care and Treatment to unlicensed complementary and alternative health care practitioner medical data provision.</p> <p>Makes this section effective July 1, 2025.</p>
15	<p><b>Medical examination; access to medical data.</b></p> <p>Amends § 147.091, subd. 6. Adds Direct Care and Treatment to Board of Medical Practice medical data provision.</p> <p>Makes this section effective July 1, 2025.</p>
16	<p><b>Medical examination; access to medical data.</b></p> <p>Amends § 147A.13, subd. 6. Adds Direct Care and Treatment to Board of Medical Practice (physician assistant) medical data provision.</p> <p>Makes this section effective July 1, 2025.</p>
17	<p><b>Grounds.</b></p> <p>Amends § 148.10, subd. 1. Adds Direct Care and Treatment to Board of Chiropractic Examiners health data provision.</p> <p>Makes this section effective July 1, 2025.</p>

Section	Description
18	<p><b>Examination; access to medical data.</b></p> <p>Amends § 148.261, subd. 5. Adds Direct Care and Treatment to Board of Nursing medical data provision.</p> <p>Makes this section effective July 1, 2025.</p>
19	<p><b>Examination; access to medical data.</b></p> <p>Amends § 148.754. Adds Direct Care and Treatment to Board of Physical Therapy medical data provision.</p> <p>Makes this section effective July 1, 2025.</p>
20	<p><b>Mental, physical, or substance use disorder examination or evaluation; access to medical data.</b></p> <p>Amends § 148B.5905. Adds Direct Care and Treatment to Board of Behavioral Health and Therapy medical data provision.</p> <p>Makes this section effective July 1, 2025.</p>
21	<p><b>Mental, physical, or chemical health evaluation.</b></p> <p>Amends § 148F.09, subd. 6. Adds Direct Care and Treatment to licensed alcohol and drug counselor medical data provision.</p> <p>Makes this section effective July 1, 2025.</p>
22	<p><b>Medical records.</b></p> <p>Amends § 150A.08, subd. 6. Adds Direct Care and Treatment to Board of Dentistry medical data provision.</p> <p>Makes this section effective July 1, 2025.</p>
23	<p><b>Medical examination; access to medical data.</b></p> <p>Amends § 151.071, subd. 10. Adds Direct Care and Treatment to Board of Pharmacy medical data provision.</p> <p>Makes this section effective July 1, 2025.</p>
24	<p><b>Access to medical data.</b></p> <p>Amends § 153.21, subd. 2. Adds Direct Care and Treatment to Board of Podiatric Medicine medical data provision.</p> <p>Makes this section effective July 1, 2025.</p>

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25	<p><b>Grounds for disciplinary action.</b></p> <p>Amends § 153B.70. Adds Direct Care and Treatment to orthotics, prosthetics, and pedorthics medical data provision.</p> <p>Makes this section effective July 1, 2025.</p>
26	<p><b>Vehicles exempt from tax, fees, or plate display.</b></p> <p>Amends § 168.012, subd. 1. Makes technical updates; adds paragraph (h) outlining requirements for unmarked vehicles used in general investigation, surveillance, supervision, and monitoring by the Direct Care and Treatment Office of Special Investigations' staff and unmarked vehicles used by the Minnesota Sex Offender Program's executive director and the executive director's staff.</p> <p>Makes this section effective July 1, 2025.</p>
27	<p><b>Law enforcement agency; disclosure of information to public.</b></p> <p>Amends § 244.052, subd. 4. Makes technical updates to predatory offender public information disclosure provisions.</p> <p>Makes this section effective July 1, 2025.</p>
28	<p><b>Purpose and authority.</b></p> <p>Amends § 245.50, subd. 2. Adds Direct Care and Treatment to provision allowing entities to contract with agencies or facilities in bordering states for behavioral health services for Minnesota residents.</p> <p>Makes this section effective July 1, 2025.</p>
29	<p><b>Agency.</b></p> <p>Amends § 245.91, subd. 2. Adds Direct Care and Treatment to definition of "agency" in chapter 245.</p> <p>Makes this section effective July 1, 2025.</p>
30	<p><b>Crisis services.</b></p> <p>Amends § 246.585. Updates and clarifies state-operated crisis services technical assistance language.</p>

Section	Description
31	<p><b>Rulemaking.</b></p> <p>Amends § 246C.06, subd. 11. Provides that the Direct Care and Treatment executive board is exempt from the 18-month time limit on rulemaking.</p> <p>Makes this section effective retroactively from July 1, 2024.</p>
32	<p><b>Admission and stay criteria; dissemination.</b></p> <p>Amends § 246C.12, subd. 6. Adds paragraph (a) to require the Direct Care and Treatment executive board to establish standard admission and continued-stay criteria for state-operated services facilities.</p> <p>Makes this section effective July 1, 2025.</p>
33	<p><b>Contract with Department of Human Services for administrative services.</b></p> <p>Amends § 246C.20. Makes technical change.</p>
34	<p><b>Interview expenses.</b></p> <p>Proposes coding for § 246C.21. Allows for reimbursement for travel expenses to and from interviews arranged by the Direct Care and Treatment executive board for certain recruited positions.</p> <p>Makes this section effective July 1, 2025.</p>
35	<p><b>Federal grants for Minnesota Indians.</b></p> <p>Proposes coding for § 246C.211. Authorizes the Direct Care and Treatment executive board to contract with specified federal agencies to receive federal grants for the welfare and relief of Minnesota Indians.</p> <p>Makes this section effective July 1, 2025.</p>
36	<p><b>Duties of commissioner of human services.</b></p> <p>Amends § 252.291, subd. 3. Makes technical updates.</p> <p>Makes this section effective July 1, 2025.</p>
37	<p><b>Location of programs.</b></p> <p>Amends § 252.50, subd. 5. Clarifies language.</p>
38	<p><b>Reporting judicial commitments; private treatment program or facility.</b></p> <p>Amends § 253B.23, subd. 9. Makes technical change.</p>

Section	Description
39	<b>Administrative requirements.</b> Amends § 253B.10, subd. 1. Removes June 30, 2025, expiration from paragraph (e), to allow for the continuation of the provision specifying that individuals who meet the criteria set out in the priority admissions (or “48-hour”) law must be admitted to a state-operated treatment program within 48 hours of when a medically appropriate bed is available.
40	<b>Specific powers.</b> Amends § 256.01, subd. 2. Makes technical changes.  Makes this section effective July 1, 2025.
41	<b>Gifts, contributions, pensions and benefits; acceptance.</b> Amends § 256.01, subd. 5. Strikes language from human services statute relating to receipt of gifts and benefits on behalf of residents in state hospitals (now under Direct Care and Treatment).  Makes this section effective July 1, 2025.
42	<b>Retention rates.</b> Amends § 256.019, subd. 1. Makes technical update.  Makes this section effective July 1, 2025.
43	<b>Interagency data exchange.</b> Amends § 256.0281. Adds Direct Care and Treatment to interagency data exchange agreement provision.  Makes this section effective July 1, 2025.
44	<b>Scope.</b> Amends § 256.0451, subd. 1. Defines “state agency” for purposes of fair hearings section; makes conforming changes.
45	<b>Agency appeal summary.</b> Amends § 256.0451, subd. 3. Makes clarifying change.
46	<b>Appeal request for emergency assistance or urgent matter.</b> Amends § 256.0451, subd. 6. Makes clarifying changes.
47	<b>Subpoenas.</b> Amends § 256.0451, subd. 8. Makes clarifying change.

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48	<b>No ex parte contact.</b> Amends § 256.0451, subd. 9. Makes clarifying changes.
49	<b>Inviting comment by state agency.</b> Amends § 256.0451, subd. 18. Makes clarifying changes.
50	<b>Decisions.</b> Amends § 256.0451, subd. 22. Makes clarifying changes.
51	<b>Refusal to accept recommended orders.</b> Amends § 256.0451, subd. 23. Makes clarifying changes.
52	<b>Reconsideration.</b> Amends § 256.0451, subd. 24. Makes clarifying changes.
53	<b>Report regarding programs and services for people with disabilities.</b> Amends § 256.4825. Adds Direct Care and Treatment executive board to required report.  Makes this section effective July 1, 2025.
54	<b>Limitations.</b> Amends § 256.93, subd. 1. Makes technical changes.
55	<b>Division of recovered amounts.</b> Amends § 256.98, subd. 7. Makes technical updates.  Makes this section effective July 1, 2025.
56	<b>Admission of persons to and discharge of persons from regional treatment centers.</b> Amends § 256B.092, subd. 10. Adds Direct Care and Treatment executive board to discharge provision.  Makes this section effective July 1, 2025.
57	<b>Appeals.</b> Amends § 256G.09, subd. 4. Makes technical updates.  Makes this section effective July 1, 2025.



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58	<p><b>Payment pending appeal.</b></p> <p>Amends § 256G.09, subd. 5. Makes technical updates.</p> <p>Makes this section effective July 1, 2025.</p>
59	<p><b>Background check.</b></p> <p>Amends § 299F.77, subd. 2. Replaces commissioner of human services with Direct Care and Treatment executive board in fire marshal explosives provision.</p> <p>Makes this section effective July 1, 2025.</p>
60	<p><b>Studies; reports.</b></p> <p>Amends § 342.04. Adds Direct Care and Treatment to cannabis data provision.</p> <p>Makes this section effective July 1, 2025.</p>
61	<p><b>Additional Direct Care and Treatment personnel.</b></p> <p>Amends § 352.91, subd. 3f. Makes technical change.</p> <p>Makes this section effective July 1, 2025.</p>
62	<p><b>Establishment; members.</b></p> <p>Amends § 401.17, subd. 1. Replaces commissioner of human services with Direct Care and Treatment executive board for the Community Supervision Advisory Committee.</p> <p>Makes this section effective July 1, 2025.</p>
63	<p><b>Definitions.</b></p> <p>Amends § 507.071, subd. 1. Adds Direct Care and Treatment to state agency definition.</p> <p>Makes this section effective July 1, 2025.</p>
64	<p><b>Membership.</b></p> <p>Amends § 611.57, subd. 2. Makes technical change.</p> <p>Makes this section effective July 1, 2025.</p>

Section	Description
65	<p><b>Duties.</b></p> <p>Amends § 611.57, subd. 4. Adds Direct Care and Treatment to the Certification Advisory Committee.</p> <p>Makes this section effective July 1, 2025.</p>
66	<p><b>Information.</b></p> <p>Amends § 624.7131, subd. 1. Replaces commissioner of human services with Direct Care and Treatment executive board for commitment information provision.</p>
67	<p><b>Investigation.</b></p> <p>Amends § 624.7131, subd. 2. Replaces commissioner of human services with Direct Care and Treatment executive board for commitment information provision.</p>
68	<p><b>Required information.</b></p> <p>Amends § 624.7132, subd. 1. Replaces commissioner of human services with Direct Care and Treatment executive board for commitment information provision.</p>
69	<p><b>Investigation.</b></p> <p>Amends § 624.7132, subd. 2. Replaces commissioner of human services with Direct Care and Treatment executive board for commitment information provision.</p>
70	<p><b>Form and contents of application.</b></p> <p>Amends § 624.714, subd. 3. Replaces commissioner of human services with Direct Care and Treatment executive board for commitment information provision.</p>
71	<p><b>Investigation.</b></p> <p>Amends § 624.714, subd. 4. Replaces commissioner of human services with Direct Care and Treatment executive board for commitment information provision.</p>
72	<p><b>Departments of Human Services; Children, Youth, and Families; and Health licensees.</b></p> <p>Amends § 631.40, subd. 3. Makes technical change.</p> <p>Makes this section effective July 1, 2025.</p>
73	<p><b>Revisor instruction.</b></p> <p>Instructs revisor to renumber statutes and make necessary cross-reference changes.</p> <p>Makes this section effective July 1, 2025.</p>

Section	Description
74	<p><b>Repealer.</b></p> <p>Repeals Minnesota Statutes 2024, sections 245.4862 (direct care and treatment mental health urgent care and psychiatric consultation services); 246.015, subdivision 3 (authorization for consultative services); 246.50, subdivision 2 (commissioner definition; care of clients at state facilities); and 246B.04, subdivision 1a (executive board program evaluation); and Laws 2024, chapter 79, article 1, sections 15, 16, and 17 (Direct Care and Treatment recodification sections).</p>



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