

HOUSE OF REPRESENTATIVES

EIGHTY-SEVENTH SESSION

H. F. No. 2232

- 02/13/2012 Authored by Drazkowski, Lohmer and Vogel
The bill was read for the first time and referred to the Committee on Health and Human Services Reform
- 03/08/2012 By motion, recalled and re-referred to the Committee on Transportation Policy and Finance
- 03/15/2012 Adoption of Report: Pass as Amended and re-referred to the Committee on Judiciary Policy and Finance
- 03/20/2012 Adoption of Report: Pass as Amended and re-referred to the Committee on Health and Human Services Finance
- 03/29/2012 Adoption of Report: Pass as Amended and Read Second Time
- 04/19/2012 Calendar for the Day
Read Third Time
Passed by the House and transmitted to the Senate

1.1 A bill for an act
1.2 relating to human services; requiring data sharing with the Department of Human
1.3 Services; requiring investigation of public assistance fraud; requiring eligibility
1.4 determinations; amending Minnesota Statutes 2010, section 256.01, by adding
1.5 subdivisions.

1.6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.7 Section 1. Minnesota Statutes 2010, section 256.01, is amended by adding a
1.8 subdivision to read:

1.9 Subd. 18d. Drug convictions. (a) The state court administrator shall report every
1.10 six months by electronic means to the commissioner of human services the name, address,
1.11 date of birth, and, if available, driver's license or state identification card number, date
1.12 of sentence, effective date of the sentence, and county in which the conviction occurred
1.13 of each individual who has been convicted of a felony under chapter 152 during the
1.14 previous six months.

1.15 (b) The commissioner shall determine whether the individuals who are the subject of
1.16 the data reported under paragraph (a) are receiving public assistance under chapter 256D
1.17 or 256J, and if any individual is receiving assistance under chapter 256D or 256J, the
1.18 commissioner shall instruct the county to proceed under section 256D.024 or 256J.26,
1.19 whichever is applicable, for this individual.

1.20 (c) The commissioner shall not retain any data received under paragraph (a) or (d)
1.21 that does not relate to an individual receiving publicly funded assistance under chapter
1.22 256D or 256J.

1.23 (d) In addition to the routine data transfer under paragraph (a), the state court
1.24 administrator shall provide a onetime report of the data fields under paragraph (a) for
1.25 individuals with a felony drug conviction under chapter 152 dated from July 1, 1997, until

2.1 the date of the data transfer. The commissioner shall perform the tasks identified under
2.2 paragraph (b) related to this data and shall retain the data according to paragraph (c).

2.3 Sec. 2. Minnesota Statutes 2010, section 256.01, is amended by adding a subdivision
2.4 to read:

2.5 Subd. 18e. **Data sharing with the Department of Human Services; multiple**
2.6 **identification cards.** (a) The commissioner of public safety shall, on a monthly basis,
2.7 provide the commissioner of human services with the first, middle, and last name,
2.8 the address, date of birth, and driver's license or state identification card number of all
2.9 applicants and holders whose drivers' licenses and state identification cards have been
2.10 canceled under section 171.14, paragraph (a), clauses (2) or (3), by the commissioner of
2.11 public safety. After the initial data report has been provided by the commissioner of
2.12 public safety to the commissioner of human services under this paragraph, subsequent
2.13 reports shall only include cancellations that occurred after the end date of the cancellations
2.14 represented in the previous data report.

2.15 (b) The commissioner of human services shall compare the information provided
2.16 under paragraph (a) with the commissioner's data regarding recipients of all public
2.17 assistance programs managed by the Department of Human Services to determine whether
2.18 any individual with multiple identification cards issued by the Department of Public
2.19 Safety has illegally or improperly enrolled in any public assistance program managed by
2.20 the Department of Human Services.

2.21 (c) If the commissioner of human services determines that an applicant or recipient
2.22 has illegally or improperly enrolled in any public assistance program, the commissioner
2.23 shall provide all due process protections to the individual before terminating the individual
2.24 from the program according to applicable statute and notifying the county attorney.

2.25 Sec. 3. Minnesota Statutes 2010, section 256.01, is amended by adding a subdivision
2.26 to read:

2.27 Subd. 18f. **Data sharing with the Department of Human Services; legal**
2.28 **presence date.** (a) The commissioner of public safety shall, on a monthly basis, provide
2.29 the commissioner of human services with the first, middle, and last name, address, date of
2.30 birth, and driver's license or state identification number of all applicants and holders of
2.31 drivers' licenses and state identification cards whose temporary legal presence date has
2.32 expired and whose driver's license or identification card has been canceled under section
2.33 171.14 by the commissioner of public safety.

3.1 (b) The commissioner of human services shall use the information provided under
3.2 paragraph (a) to determine whether the eligibility of any recipients of public assistance
3.3 programs managed by the Department of Human Services has changed as a result of the
3.4 status change in the Department of Public Safety data.

3.5 (c) If the commissioner of human services determines that a recipient has illegally or
3.6 improperly received benefits from any public assistance program, the commissioner shall
3.7 provide all due process protections to the individual before terminating the individual from
3.8 the program according to applicable statute and notifying the county attorney.

3.9 Sec. 4. **DIRECTIONS TO THE COMMISSIONER.**

3.10 The commissioner of human services, in consultation with the commissioner of
3.11 public safety, shall report to the legislative committees with jurisdiction over health and
3.12 human services policy and finance regarding the implementations of sections 1 to 3 and
3.13 the number of persons affected and fiscal impact by program by December 1, 2013.

3.14 Sec. 5. **EFFECTIVE DATE.**

3.15 Sections 1 to 4 are effective July 1, 2013.