

**SENATE
STATE OF MINNESOTA
NINETY-THIRD SESSION**

S.F. No. 4396

(SENATE AUTHORS: ABELER, Fateh and Mann)

DATE
02/29/2024

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Introduction and first reading
Referred to Health and Human Services
See HF5247

OFFICIAL STATUS

1.1 A bill for an act
1.2 relating to human services; modifying background study disqualifications for
1.3 individuals regulated by a health-related licensing board; amending Minnesota
1.4 Statutes 2023 Supplement, section 245C.31, subdivision 1.

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

1.6 Section 1. Minnesota Statutes 2023 Supplement, section 245C.31, subdivision 1, is amended
1.7 to read:

1.8 Subdivision 1. **Board determines disciplinary or corrective action.** (a) The
1.9 commissioner shall notify a health-related licensing board as defined in section 214.01,
1.10 subdivision 2, if the commissioner determines that an individual who is licensed by the
1.11 health-related licensing board and who is included on the board's roster list provided in
1.12 accordance with subdivision 3a is responsible for substantiated maltreatment under section
1.13 626.557 or chapter 260E, in accordance with subdivision 2. Except as provided in paragraph
1.14 (b), the commissioner shall not make a decision regarding disqualification based on
1.15 maltreatment for any study subject who is regulated by a health-related licensing board.
1.16 Upon receiving notification, the health-related licensing board shall make a determination
1.17 as to whether to impose disciplinary or corrective action under chapter 214.

1.18 (b) The prohibition on disqualification in paragraph (a) does not apply to a background
1.19 study of an individual regulated by a health-related licensing board if the individual's study
1.20 is related to child foster care, adult foster care, or family child care licensure.