

**CHAPTER 9502**  
**DEPARTMENT OF HUMAN SERVICES**  
**LICENSING OF DAY CARE FACILITIES**

9502 0335 LICENSING PROCESS

9502 0341 NEGATIVE LICENSING ACTIONS

**9502.0335 LICENSING PROCESS.**

Subpart 1. **License application.** A license to operate a family or group family day care residence must be obtained from the department.

*[For text of items A and B, see M.R.]*

C. An application for licensure is complete when the applicant completes, signs, and submits all department forms and documentation needed for licensure to the agency and the agency receives all inspection, zoning, evaluation, and investigative reports, documentation, and information required to verify compliance with parts 9545.0315 to 9545.0445 and Minnesota statutes.

*[For text of subp 2, see M.R.]*

Subp. 3. [Repealed, 15 SR 2105]

*[For text of subps 4 and 5, see M.R.]*

Subp. 6. **Disqualification factors.** An applicant or provider shall not be issued a license or the license shall be revoked, not renewed, or suspended if the applicant, provider, or any other person living in the day care residence or present during the hours children are in care, or working with children:

*[For text of item A, see M.R.]*

B. [Repealed, L 91 c 38 s 2]

C. Refuses to give written consent for the disclosure of criminal history records as specified in Minnesota Statutes, section 245A.04, subdivision 3.

D. Has a disqualification under part 9543.3070.

E. Has had a child placed in foster care within the past 12 months and the agency determines the reasons for placement reflect on the ability of the provider to give care. A license may not be denied if the primary reason for the placement was due to a physical illness of the parent, mental retardation of the child, a handicap of the child, or for the temporary care of an infant being relinquished for adoption.

F. Has had a child placed in residential treatment within the past 12 months for emotional disturbance or antisocial behavior and the agency determines that the reasons for the placement reflect on the ability of the provider to give care.

Subp. 7. [Repealed, 15 SR 2043]

*[For text of subps 8 to 13, see M.R.]*

Subp. 14. [Repealed, 15 SR 2105]

*[For text of subp 15, see M.R.]*

Subp. 16. [Repealed, 15 SR 2105]

**Statutory Authority:** *MS s 245A.04; 245A.09; 245A.16*

**History:** *15 SR 2043; 15 SR 2105*

**9502.0341 NEGATIVE LICENSING ACTIONS.**

Subpart 1. [Repealed, 15 SR 2105]

*[For text of subps 2 to 9, see M.R.]*

Subp. 9a. [Repealed, 15 SR 2105]

*[For text of subps 10 and 11, see M.R.]*

**Statutory Authority:** *MS s 245A.09; 245A.16*

**History:** *15 SR 2105*