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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FOURTH SESSION

H. F. No. 1897

03/05/2025 Authored by Moller
The bill was read for the first time and referred to the Committee on Children and Families Finance and Policy

1.1 A bill for an act
1.2 relating to child care licensing; modifying requirements for correction orders;
1.3 amending Minnesota Statutes 2024, section 142B.16, subdivision 2.

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

1.5 Section 1. Minnesota Statutes 2024, section 142B.16, subdivision 2, is amended to read:

1.6 Subd. 2. Reconsideration of correction orders. (a) If the applicant or license holder
1.7 believes that the contents of the commissioner's correction order are in error, the applicant
1.8 or license holder may ask the Department of Children, Youth, and Families to reconsider
1.9 the parts of the correction order that are alleged to be in error. The request for reconsideration
1.10 must be made in writing and must be postmarked and sent to the commissioner within 20
1.11 calendar days after receipt of the correction order by the applicant or license holder or
1.12 submitted in the provider licensing and reporting hub within 20 calendar days from the date
1.13 the commissioner issued the order through the hub, and:

1.14 (1) specify the parts of the correction order that are alleged to be in error;

1.15 (2) explain why they are in error; and

1.16 (3) include documentation to support the allegation of error.

1.17 (b) Upon implementation of the provider licensing and reporting hub, the provider must
1.18 use the hub to request reconsideration under paragraph (a). A request for reconsideration
1.19 does not stay any provisions or requirements of the correction order. The commissioner's
1.20 disposition of a request for reconsideration must be made in writing and must be postmarked
1.21 and sent to the applicant or license holder or submitted in the provider licensing and reporting
1.22 hub within 90 calendar days, or 45 calendar days if the review is expedited under paragraph

2.1 (c), from the date the commissioner received the request for reconsideration. The
2.2 commissioner's disposition of a request for reconsideration is final and not subject to appeal
2.3 under chapter 14.

2.4 ~~(b)~~ (c) This paragraph applies only to licensed family child care providers. A licensed
2.5 family child care provider who requests reconsideration of a correction order under paragraph
2.6 (a) may also request, on a form and in the manner prescribed by the commissioner, that the
2.7 commissioner expedite the review if:

2.8 (1) the provider is challenging a violation and provides a description of how complying
2.9 with the corrective action for that violation would require the substantial expenditure of
2.10 funds or a significant change to their program; and

2.11 (2) describes what actions the provider will take in lieu of the corrective action ordered
2.12 to ensure the health and safety of children in care pending the commissioner's review of the
2.13 correction order.

2.14 (d) The commissioner must not publicly post correction orders for licensed child care
2.15 centers or licensed family child care providers on the department's website until:

2.16 (1) after the 20-calendar-day period for requesting reconsideration; or

2.17 (2) if the applicant or license holder requested reconsideration, after the commissioner's
2.18 disposition of a request for reconsideration is provided to the applicant or license holder.