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State of Minnesota

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HOUSE OF REPRESENTATIVES

EIGHTY-FIFTH
SESSION

HOUSE FILE No. **3264**

February 20, 2008

Authored by Hilstrom

The bill was read for the first time and referred to the Committee on Health and Human Services

March 17, 2008

Committee Recommendation and Adoption of Report:

To Pass

Read Second Time

1.1 A bill for an act
1.2 relating to human services; amending state-operated services; allowing certain
1.3 nonstate employees to work for community-based programs; amending
1.4 Minnesota Statutes 2006, section 252.50, subdivision 1.

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

1.6 Section 1. Minnesota Statutes 2006, section 252.50, subdivision 1, is amended to read:

1.7 Subdivision 1. **Community-based programs established.** The commissioner
1.8 shall establish a system of state-operated, community-based programs for persons with
1.9 developmental disabilities. For purposes of this section, "state-operated, community-based
1.10 program" means a program administered by the state to provide treatment and habilitation
1.11 in noninstitutional community settings to persons with developmental disabilities.
1.12 Employees of the programs, except clients who work within and benefit from these
1.13 treatment and habilitation programs, must be state employees under chapters 43A and
1.14 179A. The establishment of state-operated, community-based programs must be within
1.15 the context of a comprehensive definition of the role of state-operated services in the state.
1.16 The role of state-operated services must be defined within the context of a comprehensive
1.17 system of services for persons with developmental disabilities. State-operated,
1.18 community-based programs may include, but are not limited to, community group homes,
1.19 foster care, supportive living services, day training and habilitation programs, and respite
1.20 care arrangements. The commissioner may operate the pilot projects established under
1.21 Laws 1985, First Special Session chapter 9, article 1, section 2, subdivision 6, and
1.22 shall, within the limits of available appropriations, establish additional state-operated,
1.23 community-based programs for persons with developmental disabilities. State-operated,
1.24 community-based programs may accept admissions from regional treatment centers, from

2.1 the person's own home, or from community programs. State-operated, community-based
2.2 programs offering day program services may be provided for persons with developmental
2.3 disabilities who are living in state-operated, community-based residential programs until
2.4 July 1, 2000. No later than 1994, the commissioner, together with family members,
2.5 counties, advocates, employee representatives, and other interested parties, shall begin
2.6 planning so that by July 1, 2000, state-operated, community-based residential facilities
2.7 will be in compliance with section 252.41, subdivision 9.