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State of Minnesota

HOUSE OF REPRESENTATIVES

EIGHTY-FIFTH SESSION

HOUSE FILE No. 3559

February 28, 2008

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

March 18, 2008

Committee Recommendation and Adoption of Report:

To Pass as Amended

Read Second Time

1.1 A bill for an act
1.2 relating to human services; modifying license requirements for day training and
1.3 habilitation programs; amending Minnesota Statutes 2006, sections 245A.10,
1.4 subdivision 4; 245B.07, subdivision 12.

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

1.6 Section 1. Minnesota Statutes 2006, section 245A.10, subdivision 4, is amended to
1.7 read:

1.8 Subd. 4. License or certification fee for certain programs. (a) Child care centers
1.9 and programs with a licensed capacity shall pay an annual nonrefundable license or
1.10 certification fee based on the following schedule:

Table with 3 columns: Licensed Capacity, Child Care Center License Fee, Other Program License Fee. Rows 1.11 to 1.22.

1.23 (b) A day training and habilitation program serving persons with developmental
1.24 disabilities or related conditions shall be assessed a license fee based on the schedule in
1.25 paragraph (a) unless the license holder serves more than 50 percent of the same persons
1.26 at two or more locations in the community. Except as provided in paragraph (c), when a

2.1 day training and habilitation program serves more than 50 percent of the same persons in
2.2 two or more locations in a community, the day training and habilitation program shall pay
2.3 a license fee based on the licensed capacity of the largest facility and the other facility
2.4 or facilities shall be charged a license fee based on a licensed capacity of a residential
2.5 program serving one to 24 persons.

2.6 (c) When a day training and habilitation program serving persons with developmental
2.7 disabilities or related conditions seeks a single license allowed under section 245B.07,
2.8 subdivision 12, clause (2) or (3), the licensing fee must be based on the combined licensed
2.9 capacity for each location.

2.10 Sec. 2. Minnesota Statutes 2006, section 245B.07, subdivision 12, is amended to read:

2.11 Subd. 12. **Separate license required for separate sites.** The license holder shall
2.12 apply for separate licenses for each day training and habilitation service site owned
2.13 or leased by the license holder at which persons receiving services and the provider's
2.14 employees who provide training and habilitation services are present for a cumulative total
2.15 of more than 30 days within any 12-month period, and for each residential service site.
2.16 Notwithstanding this subdivision, a separate license is not required for:

2.17 (1) a day training and habilitation service site used only for the limited purpose
2.18 of providing transportation to consumers receiving community-based day training and
2.19 habilitation services from a license holder;

2.20 (2) a day training and habilitation program that is in a separate building that is
2.21 adjacent to the central operation of the day training and habilitation program; or

2.22 (3) a satellite day training and habilitation program. For purposes of this clause,
2.23 a satellite day training and habilitation program is a program that is affiliated with
2.24 the central operations of an existing day training and habilitation program and is in a
2.25 separate nonadjacent building in the same county as the central operation day training
2.26 and habilitation program.