

2024 Legislative Updates

Topic Footnotes refer to Minnesota Session Laws 2024.		Practice Implications Italicized citations refer to the statute(s) being amended. Links are provided where available. “Eff.” refers to the change’s effective date, if one is given (if no day is noted, it begins the 1 st of the given month). Otherwise, changes are effective 8/1/2024.
Proceedings	Court¹	<ul style="list-style-type: none"> - State agency hearings will be heard by a human services judge instead of by a judge appointed by the commissioner of DCYF. Laws 2024, ch 80, art 1, sec 38, subd. 1
	MIFPA¹	<ul style="list-style-type: none"> - In any child placement proceeding (including third-party custody), the court must ask child, parents, custodian, or any other person participating in the proceeding about the child’s Indian heritage. § 260.761, subd. 1(b) - The court <u>may appoint counsel</u> for any Indian child under 10 years of age if the court determines it’s appropriate & in the child’s best interests. Public Defenders will not be used to represent these children. § 260.771, subd. 2b(b) - Active Efforts: Aim of ongoing effort changed from “<i>to continuously involve the Tribe</i>” to “<i>to preserve the family.</i>” Specifies that this requires engagement of child, parents, Indian custodian, extended family & Tribe in using the prevailing values, etc. Adds that when permanent change is necessary, child must “<i>retain meaningful connections</i>” to their family, extended family & Tribe. Specifies that the exceptions to providing reasonable efforts under 260.012 do not apply. § 260.755, subd. 1a - <u>Active efforts are required regardless</u> of whether the child’s Tribe has intervened in the proceedings. Removes exception to requirement for voluntary OOHP & voluntary permanency. § 260.762, subd. 1 - Adds extensive list of “<u>required findings</u> that active efforts were provided,” including more involvement of tribal rep. & services provided to extended family members for placement purposes. § 260.762, subd. 2

1) [Minn. Sess. Law Chapter 115](#)

		<ul style="list-style-type: none"> - <u>Extended Family Member</u>: Adds that this does not include the legal parent, guardian, or custodian of a sibling, unless they are independently related to the subject child or recognized by the Tribe as an extended family member. § 260.755, subd. 5b - <u>Parent</u>: Removes requirement that a person who had legally adopted the child must be Indian. § 260.755, subd. 14 - <u>Tribal Representative</u> definition: designated by and on behalf of the Tribe; does not need to be an attorney. § 260.755, subd. 20a - <u>Voluntary Consent</u>: court requirements that were previously only for voluntary foster placement or TPR now apply to voluntary adoption as well. § 260.765, subd. 3a
Education	Generally²	<ul style="list-style-type: none"> - Add text including “<u>American Indian cultural practice, observance, or ceremony</u>” in statute regarding excusal from school for religious observance. § 120A.35 - Reduces ages included in “<u>child with a disability</u>” from 0-7 to 0-6. § 125A.02, subd. 1a
	English Language Learners²	<ul style="list-style-type: none"> - Language access plan required for nonnative English speakers beginning 2025-26 school year. § 123B.32 - Gives schools 30 days instead of 10 to notify parents if their child is identified for participation in an instructional program for English learners. § 124D.60, subd. 1 - Changes to language development instruction requirements. § 124D.61
	Charter Schools²	<ul style="list-style-type: none"> - For <u>enrollment preference at a charter school</u> based on FP’s employment, FP must have advance stipulation of employment for at least 480 hours in a school calendar year. § 124E.11 (c)
Dispositions	Adoption¹	<ul style="list-style-type: none"> - Hearings reviewing progress toward adoption will continue notwithstanding appeal of order for guardianship <u>or TPR</u>. § 260C.607, subd. 1(b) - Allows <u>foster care home study to meet the requirements for an adoption study</u> if the commissioner reviews the adoptive placement decision & determines that it’s in the child’s best interests to do so. § 260C.611(a)(3) - Adds (d) requirement that the agency immediately notify the commissioner if it learns of any <u>new/undisclosed criminal or maltreatment info</u> involving an adoptive placement. § 260C.613, subd. 1 - Adds to commissioner duties: (4) review new/undisclosed info received that may impact the health, safety, or well-being of a child who is the subject of a <u>fully executed adoption placement agreement</u>. § 260C.615, subd. 1

1) [Minn. Sess. Law Ch. 115](#)

2) [Minn. Sess. Law Ch. 109](#)

		<ul style="list-style-type: none"> - <u>Disclosure to birth & adoptive parents</u>: Adds requirement of (7) a statement of the <u>adoptee’s right to obtain their original birth record</u> according to § 144.2253, & the right of the birth parent named on the original birth record to file a <u>contact preference form</u>. § 259.37, subd. 2 - Adds time requirement for completing <u>relative search requests</u> (6 months). § 259.83, subd. 1 - Adult siblings of adoptees may request info <u>without birth parent’s consent</u>. § 259.83, subd. 1 - Removes requirement for <u>mutual consent</u> before an adult adoptee or ward may receive identifying & contact info for <u>sibling/s for whom parental rights were also terminated</u>. § 259.83, subd. 1b - Lowers age for adoptees who may receive post-adoption assistance-- from 19 to 18. § 259.83, subd. 4
	Termination¹	<ul style="list-style-type: none"> - Removes subsection (3) allowing TPR for continuous failure to contribute to support of the child or financially aid in the child’s birth without good cause. § 260C.301, subd. 1(b)
	Transfer of Permanent Legal & Physical Custody¹	<ul style="list-style-type: none"> - § 260C.515, subd. 4 amended substantially in form & adds detail, summarized below: <ul style="list-style-type: none"> - Renames subd. (4) from “<i>Custody to Relative</i>” to “<i>Transfer of Permanent Legal & Physical Custody</i>.” - Moves “<u>best interests of the child</u>” from (a)(1) to (b) to clarify that it is the court who must make this finding. - (b) Requires court to <u>consider a summary</u> of info from the required background studies & to <u>issue written findings</u> that (1) the prospective custodian understands the responsibility; (2) TPLPC & receipt of Northstar--when requested & eligible--are in the child’s best interests; (3) adoption is not in the child’s best interests; (4) the agency made efforts to discuss adoption with the child’s parent/s, or why efforts were not made; & (5) if applicable, that there are reasons to separate siblings during placement. - (c)-(d) Requires a Petition for TPLPC to a relative to include facts upon which the court can determine suitability of the proposed custodian, including a summary of background study results. The home study is not needed at the time of the petition, but is needed before the court may order the transfer. - (e) (3) Changes “the juvenile court” to “the court” regarding who may <u>maintain jurisdiction</u> following the transfer.
	Re-Establishment of Parental Rights³	<ul style="list-style-type: none"> - Petition: § 260C.329. Eff. 1/2025 for phase-in program; 1/2027 for all CHIPS cases. - <u>Additional Parties may file</u> to re-establish legal parent-child relationship: child (10 or older), agency, or GAL (previously just ACA or parent). - <u>Removes clause allowing</u> petition to be filed where the county attorney is the petitioner & they and the agency agree that re-establishment is in the child’s best interests.

1) [Minn. Sess. Law Ch. 115](#)

3) [Minn. Sess. Law Ch. 117](#)

		<ul style="list-style-type: none"> - Decreases the amount of time a child must have been in foster care before a petition can be filed [<i>subd. 3</i>] & granted [<i>subd. 8</i>]- from 48 to 24 months after the final TPR order.
Placements	Placement Plans & Reviews¹	<ul style="list-style-type: none"> - Renames <i>subd. 7 “OOH Placement Plan” → “Case Plan.” 260C.178</i> <ul style="list-style-type: none"> - Adds (a) stating that if the court orders the child into the <u>care of a parent</u> under <i>subd. 1(c)(1), 260E.26</i>’s child protective services plan [CPSP] must be filed within 30 days of <i>260C.141, subd. 1</i>’s juvenile protection petition’s filing. - Moves OOH requirements to (b). Changes “shall be filed” to “must.” - Inserts “child protective services plan or” before each mention of the OOHP plan. - Summary <ul style="list-style-type: none"> - Adds (e): Requires Agency to provide parent/s with a 1-2 page summary of the plan using a given form before they sign it. It must clearly summarize the plan & list responsibilities of the parent/s in plain language. The summary must be updated & given to the parent/s whenever the plan is updated. <i>§ 260C.212, subd. 1 Eff. 3/2025</i> - Renames “Court Review of Foster Care” → “Court Review of Disposition.” 260C.202 <ul style="list-style-type: none"> - Adds <i>subd. 1</i> before the existing text: If a child is ordered into the <u>parent’s home</u> under protective supervision, court shall review the CPSP at least every 90 days & shall notify the parents of the provisions of <i>§§ 260C.503--521</i>. - Adds <i>subd. 2</i> named “Court review for a child placed in <u>foster care</u>.” Existing content from <i>260C.202</i> is contained herein, with no changes to content, only form: previous (a) is separated into 3 lettered sections, with the remaining sections relabeled accordingly.
	Emergency Placements¹	<ul style="list-style-type: none"> - Removes exception to background & home studies for emergency placements. Clarifies that approval requires home study for (both relative & nonrelative) foster (<i>§ 260C.215, subd. 4</i>) & adoptive placements (<i>§ 260C.611, § 260C.212, subd. 2 (e)</i>) - Adds (h), stating a <u>child must not be placed</u> in unlicensed emergency relative placement or licensed family foster home when Agency is aware of a permanent disqualification under <i>§ 245C.15, subd. 4A (a)-(b), § 260C.212, subd. 2</i>
	Alternate Safe Living Arrangement⁴	<ul style="list-style-type: none"> - Defines this disposition option as one that is proposed by a petitioning guardian if a court excludes the minor from the guardian’s home (based on child committing domestic abuse). It must be separate from the victim of domestic abuse & safe for the child. Evaluation criteria is provided. <i>§ 260C.201</i>

1) [Minn. Sess. Law Ch. 115](#)

4) [Minn. Sess. Law Ch. 80](#)

MN African American Family Preservation & Child Welfare Act	Definitions³	<ul style="list-style-type: none"> - African American Child: Has at least 1 parent with origins in Africa; as reported by child or parent. - <u>Disproportionately Represented Child</u>: Overrepresented in child welfare. Included communities are identified annually by the commissioner & may be based on race, socioeconomic status, disability, etc. - <u>Active Efforts</u>: Rigorous & concerted level of effort the agency must <u>continuously</u> make throughout the time it is involved with the child & their family. More than reasonable efforts to (1) preserve the child's family, (2) prevent the child's out-of-home placement, & (3) reunify the child & family as quickly as possible. Includes involving the family & their social/cultural values at all times.
	Phase-In Program³	- Act takes effect on Jan. 1, 2025 for Hennepin & Ramsey Counties only.
	Emergency Placements³	<ul style="list-style-type: none"> - <u>MAY NOT EXTEND BEYOND 30 DAYS</u> unless the court finds by clear & convincing evidence that (1) continuation is necessary to prevent imminent physical damage or harm, AND (2) it hasn't been possible to do a placement proceeding with all protections under 260.61-68. § 260.66, subd. 4(c) - <u>Termination</u> required <u>immediately</u> once agency or court has sufficient evidence to determine OOH placement is no longer necessary to prevent imminent physical damage or harm OR occurs when court orders the child be placed in foster care due to <u>clear & convincing evidence</u> that custody by parent or custodian “is likely to result in serious emotional or physical damage to the child.” (* Parents or custodians must have received service) § 260.66, subd. 4
	Placements³	<ul style="list-style-type: none"> - <u>Must</u> attempt to place with noncustodial/nonadjudicated parent before placing in foster care. This includes (a) assessing their ability & willingness and (b) making active efforts to assist in remedying any issues that prevent this placement. § 260.65 - <u>OOH Placement is PROHIBITED</u> unless the court finds by clear & convincing evidence that the child would be at risk of serious emotional or physical damage. § 260.64, subd. 3
	Proceedings³	<ul style="list-style-type: none"> - Court must review at <u>each</u> hearing: <ul style="list-style-type: none"> - (1) Whether the agency has provided <u>active efforts</u> to the child & family. Agency must provide evidence & documentation to demonstrate they are providing “<u>culturally informed, strength-based, community-involved, & community-based services</u>” to the child & family; and - (2) Whether the agency has made available <u>appropriate & meaningful services</u> in order to preserve the family. - If the court finds they haven't, it is to order immediate provision thereof. § 260.64, subd. 3-4
	Visitation³	- Agency must engage in best practices: Active efforts to facilitate regular & frequent visitation with custodians, siblings, & relatives; & address any barriers to frequent visitation. § 260.641

3) [Minn. Sess. Law Ch. 117](#)

	Termination of Parental Rights³	<ul style="list-style-type: none"> - Court shall not terminate solely because of <u>parent’s failure to complete case plan</u>. - <u>Shall not terminate UNLESS</u>: <ul style="list-style-type: none"> - Allegations involve <u>certain listed crimes against persons OR</u> - <u>Relative TLC is impossible</u> due to lack of willing & able relative <u>AND the court determines</u> either (a) parent <u>abandoned</u> the child, (b) parent is <u>unable</u> to care for child for the reasonably foreseeable future, (c) active efforts have <u>failed to correct</u> the conditions, or (d) the child experienced “<u>egregious harm</u>” in the parent’s care that indicated lack of regard for child’s well-being such that a reasonable person would believe it contrary to the best interests of the child. - A parent may <u>appeal</u> TPR within 90 days of service (Other CHIPS is 30 days). § 260.67, subd. 2
Caregivers: Licensing & Support	Licensing¹	<ul style="list-style-type: none"> - ¹<u>Exemption from the licensing moratorium</u> for child foster residence settings with residential program certifications for compliance with the Family First Prevention Services Act (§ 245A.25, subd. 1 (a)). - ¹Clause <u>revoking license</u> if the holder changes their primary residence <u>no longer applies generally</u> to “child foster residence,” but only to a “child foster residence setting that was previously exempt from the licensing moratorium under this paragraph,” which has had “its Family First Prevention Services Act certification rescinded under § 245A.25, subd. 9.” - ¹Agency may access the <u>criminal & maltreatment history</u> of individuals over the age of 13 living in the home of a potential relative placement. § 260C.209 subd. 1 - ¹Adds “<u>child foster residence setting</u>” to list of exemptions from application & license fees. § 245A.10, subd. 1—2 - ⁴Family foster care for children must <u>document</u> the first date a background study <u>subject has direct contact</u> with a person served. § 245A.041, subd. 6 - ⁴<u>Moves licensing requirements</u> from § 245A.03, subd. 1 to § 142B.05 - ⁴Moves commissioner’s authority to take action against a license-holder or other individual who has <u>non-disqualifying but relevant background study information</u> from § 245A.07 to § 142B.15 - ⁴Allows commissioner to issue a <u>temporary provisional license</u> which includes terms that the license-holder must follow pending a final order on the appeal of suspension or revocation. § 245A.07, subd. 1 Eff. 1/2025 - See also “Emergency Placements” under the “Placements” category

1) [Minn. Sess. Law Ch. 115](#)

3) [Minn. Sess. Law Ch. 117](#)

4) [Minn. Sess. Law Ch. 80](#)

	Disqualifications⁵	<ul style="list-style-type: none"> - From direct contact: adds those whose parental rights have been terminated under 260C.301, subd. 1(b) or subd. 3. § 245C.14, subd. 1 - 15-year disqualification. Adds <i>Felony</i>: violation of OFP, organized retail theft, interference with privacy, certain out-of-state TPR. § 245C.15, subd. 2 - 10-year disqualification. Adds <i>GMD</i>: contributing to juvenile PO or delinquency, or to need for protection or services. REMOVES disqualification for repeat offenses under interference with privacy. § 245C.15, subd. 3 - 7-year disqualification. Adds <i>MD</i>: contributing to juvenile PO or delinquency, or to need for protection or services; organized retail theft. § 245C.15, subd. 4 - Set Aside: Adds “For an individual seeking a child foster care license who is a relative of the child, the commissioner shall consider the importance of maintaining the child’s relationship with relatives as an additional significant factor in determining whether a background study disqualification should be set aside.” § 245C.22, subd. 4 (c) - Variances: Adds same language as Set Aside, above, but applied to “determining whether the individual should be granted a variance.” § 245C.30, subd. 1b - Permanent Bar: Adds “(g) In connection with foster residence settings & children’s residential facilities, the commissioner <i>must not set aside or grant a variance for</i> the disqualification of any individual disqualified pursuant to this chapter, regardless of how much time has passed, if the individual was disqualified for a crime or conduct listed in section 245C.15, subdivision 4a, paragraph (a) or (b).” § 245C.24, subd. 2 (g) - 5-year bar to set aside: Adds language including “<i>variance disqualification</i>” instead of only “set aside;” & applying statute to “<i>foster residence</i>” settings as well. § 245C.24, subd. 5.
	Training¹	<ul style="list-style-type: none"> - Before caring for children 5 or younger, licensed child foster care providers must document that they’re instructed on 142B.46 (previously 245A.1435) & received training on reducing the risk of SUID & AHT from shaking. Training details in statute. § 142B.47 (new statute) <ul style="list-style-type: none"> - EXCEPTION: Does not apply to emergency relative placement under 142B.06 (previously 245A.035, unchanged).
	FP Liability Insurance⁴	<ul style="list-style-type: none"> - Commissioner of DCYF & DHS to “work with insurance provider to transition coverage & responsibility as appropriate while avoiding a lapse in coverage.” § 245.814 subd. 5

1) [Minn. Sess. Law Chapter 115](#)

4) [Minn. Sess. Law Ch. 80](#)

5) [Minn. Sess. Law Ch. 127](#)

	SSI Notification¹	<ul style="list-style-type: none"> - Applies to benefits for the youth: SSI Benefits (<i>subd. 12</i>), Retirement, Survivors, & Disability insurance or veteran's, railroad retirement, or black lung benefits (<i>subd. 13</i>) § 256N.26 - If an agency <u>applies</u> to be the payee for a child who receives any of the above benefits <u>or receives</u> benefits on behalf of a child, they must provide <u>written notice to the child (if 13 or older) & their counsel</u>, among others, via certified mail. - If an agency <u>receives</u> benefits on behalf of a child 13 or older: <ul style="list-style-type: none"> - The agency & GAL must tell the child <u>in person</u> “in a manner that best helps the child understand the information.” and - The agency cannot <u>comingle</u> the funds or <u>use them</u> for any purpose other than care of the child.
	Supporting Relative Caregiver Grants¹	<ul style="list-style-type: none"> - One time appropriation of \$550,000 awarded by the Commissioner of DCYF to eligible community-based nonprofit organizations to provide culturally competent supports to relative caregivers who are caring for relative children & connection to local & statewide resources. - May be used to assess relative caregiver & child needs, provide connection to local & statewide culturally competent resources, & provide culturally competent case management to assist with complex cases. Grant funds may also be used to provide culturally competent supports to reduce the need for child welfare involvement or risk of child welfare involvement & increase family stability by preventing nonrelative foster care placement. - Child must be from a community that is disproportionately represented in the welfare system.
	Northstar Assistance¹	<ul style="list-style-type: none"> - Clarifying language added to “Licensing Moratorium” § 245A.03 <i>subd. 7</i> & Northstar Successor Relative Assignment § 256N.22, subd. 10 (i.e. <i>shalls</i> to <i>musts</i>) <ul style="list-style-type: none"> - Adds (e) that youth in an unlicensed supervised independent living setting under EFC <u>must receive Northstar payments directly</u> unless otherwise determined; addition to (c) permits direct payment to youth when financially responsible & legally responsible agencies are different. § 256N.26, subd. 15
	Other Financial Assistance¹	<ul style="list-style-type: none"> - <u>Minnesota Family Investment Program</u>: Removes imminency requirement in Family Violence definition (2), infliction of fear of harm. § 256J.08 subd. 34a - <u>SNAP</u>: Removes list of qualifications for entitlement to expedited SNAP issuance. § 256J.28 subd. 1
Special Situations	Orders for Protection⁶	<ul style="list-style-type: none"> - Adds language to a number of subdivisions stating that custodians of a petitioner’s minor children must get notices & be listed on the petition for relief. § 518B.01
	Juvenile Criminal Matters⁶	<ul style="list-style-type: none"> - The following all apply to acts committed on or after 8/01/2026: - Age Change: A child may be determined CHIPS <u>because they committed a delinquent act/juvenile petty offense</u> before becoming <u>13</u> years old. (Had previously been before age 10) § 260C.007 subd. 6.

1) [Minn. Sess. Law Chapter 115](#)

6) [Minn. Sess. Law Ch. 123](#)

		<ul style="list-style-type: none"> - <u>Delinquent child definition</u>: adds text that term “does not include a child alleged to have committed a delinquent act before becoming 13 years old.” § 260B.007 subd. 6. - <u>Juvenile petty offender definition</u>: adds text that term “does not include a child alleged to have committed a petty offense before becoming 13 years old.” § 260B.007 subd. 16.
	Parents with Disabilities¹	<ul style="list-style-type: none"> - A child is not considered <u>without proper parental care</u> based solely on disability of the parent or custodian. § 260C.007 subd. 6 - Add <i>subd. 1a</i>: <u>CHIPS petition shall not be filed</u> on the basis of a parent’s disability, but must demonstrate services are needed due to <u>specific behaviors</u> of the parent or household member. The agency or court must then allow the parent the opportunity to use supportive parenting services. If the child is removed from the home, the court shall make specific written findings stating the basis & why supportive services weren’t a reasonable accommodation. Defines Disability. § 260C.141 Eff. 8/2024 - The court <u>shall not deny or restrict parenting time or custody</u> due to the parent’s disability, unless it is proved by clear & convincing evidence that their specific behaviors during parenting time would endanger the health or safety of the child. The parent may then demonstrate how supportive services can alleviate any concerns. If the court decides to deny or restrict, it must make specific written findings stating the basis for their decision & why supportive parenting services are not a reasonable accommodation. § 518.17 subd. 2a. Eff. 8/2024 - Add <i>subd. 7</i>: The court <u>shall not deny an adoption</u> due to the prospective parent’s disability, unless it is proved by clear & convincing evidence that specific behaviors would endanger the health or safety of the child. The parent may then demonstrate how supportive services can alleviate any concerns. The court may require the agency to conduct a <u>new postplacement assessment</u> including these supportive services. If the court decides to deny or limit, it must make specific written findings stating the basis for their decision & why supportive parenting services are not a reasonable accommodation. § 259.53, subd. 7. Eff. 8/2024
	Foundlings⁵	<ul style="list-style-type: none"> - Adds subdivisions <u>regarding records</u>: registration with registrar (§ 144.216, subd. 2), hospital reporting (subd. 3), information in record of birth (§ 144.216, subd. 4; § 144.218, subd. 6)
Post-Secondary Education	Fostering Independence Grant⁵	<ul style="list-style-type: none"> - Adds <u>eligibility requirements</u> re loan & child support status, history of fraud. § 136A.1241, subd. 3 - Commissioner will add a <u>priority deadline</u>. § 136A.1241, subd. 5 (g) - Adds: if there is a projected <u>shortfall</u> in resources, the awards will be <u>reduced proportionately</u>. § 136A.1241, subd. 5 (h) - Adds: students who received the grant the previous year receive <u>priority</u>. § 136A.1241, subd. 5 (i)

1) [Minn. Sess. Law Chapter 115](#)

5) [Minn. Sess. Law Ch. 127](#)

	North Star Promise⁵	<ul style="list-style-type: none"> - Adds detail regarding what counts as “gift aid.” § 136A.1465, subd. 1 - Adds eligibility requirements pertaining to admission requirements, type of program, loan & child support payment status, & history of fraud. § 136A.1465, subd. 2 - Changes limits from credit-based to semester-based. § 136A.1465, subd. 5
	Parenting Students⁵	<ul style="list-style-type: none"> - Navigators at <u>Public Postsecondary Institutions</u> (Art 35 §§ 5-6) <ul style="list-style-type: none"> - Requires certain resources be provided § 135A.1581; Gives rights & protections § 135A.1582
Post-Permanency	Post-Adoption²	<ul style="list-style-type: none"> - Adds to commissioner duties: (4) review new/previously undisclosed info that may impact the health, safety, or well-being of a child who is the subject of a <u>fully executed adoption placement agreement</u>. § 260C.615, subd. 1 - <u>Disclosure to birth & adoptive parents</u>: Adds requirement of (7) a statement of the <u>adoptee’s right to obtain their original birth record</u> according to § 144.2253, & the right of the birth parent named on the original birth record to file a <u>contact preference form</u>. § 259.37, subd. 2 - Allows <u>adult siblings of adoptees</u> to request info, removing need for <u>birth parent’s consent</u>. § 259.83, subd. 1 - Removes requirement for <u>mutual consent</u> before an adult adoptee or ward may receive identifying & contact info for <u>sibling/s for whom parental rights were also terminated</u>. § 259.83, subd. 1b - Lowers age for adoptees who may receive <u>post-adoption assistance</u>- from 19 to 18. § 259.83, subd. 4
Admin re: Protecting Youth	Dept of Youth & Families	<ul style="list-style-type: none"> - ⁴Most of Commissioner of DHS’s powers & duties transfer to the Commissioner of DCYF. § 256.01, subd. 2 - ⁴The Dept of Children, Youth, & Families is the “state agency” for purposes of Title IV of the Social Security Act & state laws. § 142A.02, subd. 1 - ¹Transfer of responsibility from DHS to DCYF for a number of areas, including FFPSA programs, independent living skills for foster youth, legacy adoption assistance, & relative custody assistance. (full list) Laws 2023 ch 70 art 12 sec 30 subd. 2 Eff. Now <ul style="list-style-type: none"> - Licensing of foster residences remains with DHS. - See also Bulletin with more information about the change available here.

1) [Minn. Sess. Law Chapter 115](#)

2) [Minn. Sess. Law Ch. 109](#)

4) [Minn. Sess. Law Ch. 80](#)

5) [Minn. Sess. Law Ch. 127](#)

	Information Systems¹	<ul style="list-style-type: none"> - One time appropriation of \$9.657 million for <u>technology improvements to the Social Services Information System</u>. Requires collaborative planning with Tribes & counties to determine priorities. - <u>Child welfare information systems</u>: DHS commissioner must ensure that financial information is being tracked, statewide reports provided, & track demographics on children in the system. Provides that the <u>ombudsperson</u> for families, American Indian families, & foster youth have access to case-by-case information.
	Child Maltreatment Reporting¹	<ul style="list-style-type: none"> - One time appropriation of \$200,000 to Commissioner of CYF to conduct a <u>review of child maltreatment reporting processes in other states</u>, & make recommendations on the benefits, costs, & challenges of implementing a common, statewide reporting system. Report due June 1, 2025. - ⁶ <u>Mandatory Reports</u>: Anyone who intentionally prevents or attempts to prevent a mandatory reporter from making a report is guilty of a misdemeanor. § 260E.08 (e)
	Critical Incident Review Team¹	<ul style="list-style-type: none"> - Commissioner of DHS may establish a systemic <u>critical incident review team</u> focused on child fatalities & near fatalities in licensed settings, to identify systemic changes to improve child safety & well-being. § 256.01, subd. 12b. Eff. 7/2025
	Missing Youth & Trafficking¹	<ul style="list-style-type: none"> - CHIPS now includes “labor trafficked youth.” § 260C.007 subd. 6 - <i>New subd. 34: “Human trafficking” includes labor, sex, & severe forms of persons trafficking.</i> § 260C.007 - Changes title of <i>subd. 13</i> from “<i>Protecting missing & runaway children & youth at risk of sex trafficking or commercial sexual exploitation</i>” to “<i>Responding to missing children & youth & preventing human trafficking.</i>” § 260C.212 - Changes to <u>Agency’s duties</u>: Most relevant: Must immediately (< 24 hours) notify the court & parties that the youth is missing, & also notify them when the youth is located; complete an interview & form with the youth about what they experienced while missing; screen youth for potential human trafficking (previously just sex trafficking or exploitation) & provide access to appropriate services, including Safe Harbor, amending the OOHP Order if necessary. § 260C.212, subd. 13. Eff. 7/2024, except requirement to provide services which is Eff. 7/2025. - Labor Trafficking added under <u>Substantial Child Endangerment</u>. § 260E.03 subd. 22 (13) Eff. 7/2025

1) [Minn. Sess. Law Chapter 115](#)

6) [Minn. Sess. Law Ch. 123](#)

		- Labor Trafficking added to <u>Neglect & Physical Abuse</u> subdivision of Screening & Assessment statute; Agency must conduct a <u>family assessment or investigation</u> when a child is identified as a victim of labor trafficking. § 260E.14 subd. 3 Eff. 7/2025
	Parenting Homeless Youth¹	- \$150,000 grant for studies on pregnant & parenting homeless youth. Report due 12/31/2025.
	Child & Family Psychoeducation Services⁵	- Changes to service eligibility, professional qualifications, & type of skills provided. § 256B.0671, subd. 5 Eff. 1/2025 or upon federal approval (will be noted on Revisor page when obtained)
	Council on Child Protection¹	- Invites chief justice of the supreme court to establish a Supreme Court Council on Child Protection to <u>review</u> policies, laws, practices, new research, and data; <u>gather information</u> through surveys or focus groups; <u>recommend improvements</u> . Council expires once the final report that details a <u>comprehensive blueprint</u> is submitted (due 1/15/2026). No cite given.
State Provided Services	Disabilities⁷	- Changes to calculation of child, parent, & relative <u>responsibilities to pay</u> for services related to: state-operated treatment, § 246.511 ; or a child’s disability, § 252.27 - <i>removes all of statute except county’s payment obligation</i> - <u>Case management</u> that is contracted by a county agency under 256B must be <u>culturally responsive</u> (defines). (Art 1 § 12) 256B.076 ; 256B.092 ; 256B.49 . <i>Eff. for procurements on/after 8/2024</i> - <u>Changes to MnCHOICES</u> (§§13-16) 256B.0911 . <i>Eff. varies 2024/2025.</i> - Removes text mandating <u>transitional supports allowance</u> for moving from licensed to community setting. (Art 1 § 21) 256B.49, subd. 16(e) <i>Eff. 1/2025.</i> - Direction to create new state plan for people eligible for home care services under § 256B.0651 & services under 256B.85 . Amends Laws 2021, First Special Session ch 7, art 13, § 68 - Broadens provisions of waiver services. (Art 1 §§ 33-34, 36) - Changes to hours/waivers for Community-First Services & Supports [replaces PCA 10/24] (Art 1)
	Substance Use Disorders⁷	- Changes to specifications of what treatment must include (Art 3 §§ 2-6, 9, 10) - <u>Substance Use Disorder Services (Art 4)</u> : Staff requirements, supervised use, funding [5]
	Medical Assistance	- ⁵ Changes to covered medical services: § 256B.0625 Eff. 1/2025 or upon federal approval - ⁸ Adds “transitional services” to list of services covered under <u>alternative care</u> (Medical Assistance). § 256B.0913 subd. 5 Eff 1/2025
Other		- ⁶ Changes name of <i>In Forma Pauperis Proceedings</i> to <i>Court Fee Waiver</i> (Art 15 § 14) § 563.01

1) [Minn. Sess. Law Chapter 115](#)

5) [Minn. Sess. Law Ch. 127](#)

6) [Minn. Sess. Law Ch. 123](#)

7) [Minn. Sess. Law Ch. 125](#)

8) [Minn. Sess. Law Ch. 125](#)

Table of Abbreviations

Agency	Responsible social services agency	OFP	Order for Protection
DCYF	Dept. of Children, Youth, & Families	OOH	Out of Home
DHS	Dept. of Human Services	OOHP	Out of Home Placement
EFC	Extended Foster Care (18-21)	SSI	Supplemental Security Income
FP	Foster Parent	TPLPC	Transfer of Permanent Legal & Physical Custody
GAL	Guardian ad litem	TPR	Termination of Parental Rights
G/MD	Gross / Misdemeanor		

Sources

- 1) [Minn. Sess. Law Chapter 115](#)
- 2) [Minn. Sess. Law Ch. 109](#)
- 3) [Minn. Sess. Law Ch. 117](#)
- 4) [Minn. Sess. Law Ch. 80](#)
- 5) [Minn. Sess. Law Ch. 127](#)
- 6) [Minn. Sess. Law Ch. 123](#)
- 7) [Minn. Sess. Law Ch. 125](#)
- 8) [Minn. Sess. Law Ch. 108](#)

Please do not hesitate to contact CLC with any questions or concerns.