

1.1 **Senator Murphy from the Committee on State and Local Government and Veterans,**
 1.2 **to which was referred**

1.3 **S.F. No. 2401:** A bill for an act relating to state government; modifying the children's
 1.4 cabinet; establishing the Department of Children, Youth, and Families; transferring
 1.5 responsibilities from the Department of Education, Department of Human Services, and
 1.6 Department of Public Safety to the Department of Children, Youth, and Families; requiring
 1.7 reports; authorizing rulemaking; appropriating money; amending Minnesota Statutes 2022,
 1.8 sections 4.045; 10.65, subdivision 2; 15.01; 15.06, subdivision 1; 15A.0815, subdivision
 1.9 2; 43A.08, subdivision 1a; 256.014, subdivisions 1, 2; proposing coding for new law as
 1.10 Minnesota Statutes, chapter 143.

1.11 Reports the same back with the recommendation that the bill be amended as follows:

1.12 Page 6, after line 18, insert:

1.13 "(d) To the extent that departmental changes affect the operations of any school district
 1.14 or charter school, employers have the obligation to bargain about any changes affecting or
 1.15 relating to employees' terms and conditions of employment if such changes are necessary
 1.16 during or after the term of an existing collective bargaining agreement."

1.17 Page 7, after line 14, insert:

1.18 "(1) centering and including the lived experiences of children and youth, including those
 1.19 with disabilities and mental illness and their families, in all aspects of the department's
 1.20 work;"

1.21 Page 7, line 15, delete "(1)" and insert "(2)"

1.22 Page 7, line 17, delete "(2)" and insert "(3)"

1.23 Page 7, line 19, delete "(3)" and insert "(4)"

1.24 Page 7, line 22, delete "(4)" and insert "(5)"

1.25 Page 7, line 24, delete "(5)" and insert "(6)"

1.26 Page 7, delete subdivision 3

1.27 Page 12, after line 13, insert:

1.28 "(g) The commissioner of children, youth, and families must provide four successive
 1.29 quarterly reports to relevant legislative committees on the status of transferring programs,
 1.30 responsibilities, and personnel under this section. The first report must cover the quarter
 1.31 starting July 1, 2024, and each report must be submitted by the 15th of the month following
 1.32 the quarter end."

1.33 Page 14, after line 24, insert:

2.1 "Sec. 16. TRANSITION REPORT TO THE LEGISLATURE.

2.2 By March 1, 2024, the commissioner of management and budget must report to the
2.3 legislature on the status of work related to establishing and setting up the Department of
2.4 Children, Youth, and Families. The report must address, at a minimum:

2.5 (1) the completed, ongoing, and anticipated work related to the transfer of programs,
2.6 responsibilities, and personnel to the department;

2.7 (2) the development of interagency agreements for services that will be shared across
2.8 agencies;

2.9 (3) a description of efforts to secure needed federal approvals for the transfer of programs
2.10 and responsibilities;

2.11 (4) engagement with leaders and staff of state agencies; Tribal governments; local service
2.12 providers, including but not limited to county agencies, Tribal organizations, and school
2.13 districts; families; and relevant stakeholders about the creation of the department and the
2.14 transfer of programs, responsibilities, and personnel to the department; and

2.15 (5) plans and timelines related to the items referenced in clauses (1) through (4).

2.16 Sec. 17. DATA PRACTICES.

2.17 (a) To the extent not prohibited by state or federal law, and notwithstanding the data's
2.18 classification under Minnesota Statutes, chapter 13:

2.19 (1) the commissioner of children, youth, and families may access data maintained by
2.20 the commissioners of education, health, human services, and public safety related to the
2.21 responsibilities transferred under section 15 of this act; and

2.22 (2) the commissioners of education, health, human services, and public safety may access
2.23 data maintained by the commissioner of children, youth, and families related to each
2.24 department's respective responsibilities transferred under section 15 of this act.

2.25 (b) Data sharing authorized by this subdivision includes only the data necessary to
2.26 coordinate department activities and services transferred under section 15 of this act.

2.27 (c) Any data shared under this subdivision retain their classification from the agency
2.28 holding the data.

2.29 (d) Existing limitations and legal requirements under chapter 13, including but not limited
2.30 to any applicable data subject consent requirements, apply to any data accessed, transferred,
2.31 disseminated, or shared under this subdivision.

3.1 (e) This section expires July 1, 2027."

3.2 Page 15, line 9, delete everything before "to" and insert "part or all of the appropriation"


3.3 Renumber the sections in sequence

3.4 Amend the title as follows:

3.5 Page 1, line 5, after "Families;" insert "addresses data practice issues;"

3.6 And when so amended the bill do pass and be re-referred to the Committee on Health

3.7 and Human Services. Amendments adopted. Report adopted.

3.8
3.9 (Committee Chair) 

3.10 March 17, 2023.....
3.11 (Date of Committee recommendation)