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## **S.F. No. 3614 – Notice requirement modification for children in foster care receiving benefits**

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### **Bill Overview**

**S.F. 3614** requires a financially responsible agency to provide notice when applying to be a payee for or receiving benefits on behalf of a child in Northstar Care for Children or the pre-Northstar Care for Children foster care program. The bill prohibits the commingling of the benefits received, prohibits the use of these funds for any other use, and prohibits them from being placed into a general fund. Additionally, S.F. 3614 requires a financially responsible agency to keep a record of the total dollar amount it received, the total number of children it applied to be a payee for, and the total number of children it received benefits for and provide that information to the commissioner.

### **Section Summaries**

**Section 1 (amends 256N.26, subd. 12)** requires a financially responsible agency to provide notice when receiving Supplement Security Income (SSI) benefits on behalf of a child in Northstar Care for Children and provides other requirements.

**Paragraph (b)** requires a financially responsible agency who applies to be a payee for or receives SSI benefits on behalf of a child to provide written notice to various parties, including the child and the child's next of kin.

**Paragraph (c)** requires the legally responsible agency and the guardian ad litem to disclose to the child in person when a financially responsible agency receives benefits on behalf of the child. Provides that this requirement does not apply when a child is living outside of Minnesota.

**Paragraph (d)** prohibits a financially responsible agency receiving benefits on behalf of a child from using those funds for any other purpose than the care of that child and prohibits

the commingling of any benefits received. Further prohibits the benefits received from being placed in any general fund.

**Paragraph (e)** requires a financially responsible agency receiving benefits on behalf of a child to keep a record of the total dollar amount it received, the total number of children it applied to be a payee for, and the total number of children it received benefits for.

**Paragraph (f)** requires the financially responsible agency to submit a report to the commissioner on the information collected and requires the commissioner to compile the information and provide a report to the legislature.

**Section 2 (amends 256N.26, subd. 13)** requires a financially responsible agency to provide notice when receiving retirement survivor's disability insurance (RSDI), veteran's benefits, railroad retirement benefits, or black lung benefits on behalf of a child in Northstar Care for Children and provides other requirements.

**Paragraph (b)** requires a financially responsible agency who applies to be a payee for or receives RSDI, veteran's benefits, railroad retirement benefits, or black lung benefits on behalf of a child to provide written notice to various parties, including the child and the child's next of kin.

**Paragraph (c)** requires the legally responsible agency and the guardian ad litem to disclose to the child in person when a financially responsible agency receives benefits on behalf of the child. Provides that this requirement does not apply when a child is living outside of Minnesota.

**Paragraph (d)** prohibits a financially responsible agency receiving benefits on behalf of a child from using those funds for any other purpose than the care of that child and prohibits the commingling of any benefits received. Further prohibits the benefits received from being placed in any general fund.

**Paragraph (e)** requires a financially responsible agency receiving benefits on behalf of a child to keep a record of the total dollar amount it received, the total number of children it applied to be a payee for, and the total number of children it received benefits for.

**Paragraph (f)** requires the financially responsible agency to submit a report to the commissioner on the information collected.

**Section 3 (adds 260C.4411, subd. 3)** requires a county of financial responsibility or Tribal agency to provide notice when receiving RSDI or SSI benefits on behalf of a child in the pre-Northstar Care for Children foster care program and provides other requirements.

**Paragraph (a)** requires a county of financial responsibility or Tribal agency who receives RSDI or SSI benefits on behalf of a child to provide written notice to various parties, including the child and the child's next of kin.

**Paragraph (b)** requires the legally responsible agency and the guardian ad litem to disclose to the child in person when a county of financial responsibility or Tribal agency receives benefits on behalf of the child. Provides that this requirement does not apply when a child is living outside of Minnesota.

**Paragraph (c)** prohibits a county of financial responsibility or Tribal agency receiving benefits on behalf of a child from using those funds for any other purpose than the care of that child and prohibits the commingling of any benefits received. Further prohibits the benefits received from being placed in any general fund.

**Paragraph (d)** requires a county of financial responsibility or Tribal agency receiving benefits on behalf of a child to keep a record of the total dollar amount it received and the total number of children it received benefits for. Also requires the county of financial responsibility and Tribal agency to submit a report to the commissioner on the information collected.