

## Work group – Duty 2 – Regulatory Reforms

### MEMBERS

Lead: Mary Kiffmeyer

Members: Lanay Miller, Kim Leipold, Melissa Wiklund, Liz Harris, Hollee Saville

DHS SME: Beth Fraser

### DEADLINES

- Materials due to Jake Granholm by **October 15**.
- Work group report and recommendations to be presented **October 20/27**.

**Duty language:** Regulatory reforms to improve licensing efficiency, including discussion of criteria that would qualify a provider for an abbreviated licensing review based on statistically significant key indicators that predict full compliance with all applicable rules and statutes, and discussion of the development of a risk-based, data-driven, tiered violation system with corresponding enforcement mechanisms that are appropriate to the risk presented by a violation.

### Questions and topics raised by full task force:

- Violations that could fall under a “fix-it ticket.” Not endangering health and safety, can be fixed quickly.
- Protecting providers from false allegations. It’s not a crime in Minnesota for parents/neighbors to file complaints against providers. Should be allowed to seek restitution for false claims, should have to submit at least some identifying information that could be subpoenaed.
- Insurance liability – unlike schools, where if a child is hurt, it falls under parents’ health insurance, if it happens in a child care setting, it falls under the provider.
- Auto-renew license without paperwork – DHS is currently investigating this and will be reporting it to the legislature, but this group should look at it too.
- Abbreviated licensing – important for retention, especially in the first five years.
- Risk-based violations – not treating everything like a major violation, not hitting everything with the same hammer.
- Job shadowing
- We have spent a fair amount of time discussing this duty – check previous minutes/meeting notes.
- Enforcement – doesn’t have a very good legal process. ALJ is a recommendation back to DHS. No fair, neutral judges or ruling system. Fair day in court/fair playing field.
- Help fund Dr. Feeney to give some structure. Representative Wazlawik has rough figures for what the cost would be and what we’d get from the consulting. What role could foundations/philanthropy play here?