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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. **445**

01/28/2019 Authored by Franson and Scott

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

1.1 A bill for an act
1.2 relating to human services; creating the Office of Inspector General; proposing
1.3 coding for new law as Minnesota Statutes, chapter 245I.

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

1.5 Section 1. **[245I.01] OFFICE OF INSPECTOR GENERAL.**

1.6 The Office of Inspector General is created as a standalone office outside of the
1.7 Department of Human Services. The governor shall appoint the executive director of the
1.8 Office of Inspector General under section 15.06. The executive director shall develop and
1.9 maintain licensing, background studies, and fraud prevention services in a manner consistent
1.10 with sections 256.98 to 256.9861; 256B.0705, subdivision 4; 256B.0949, subdivision 16;
1.11 256B.85, subdivision 16; and chapters 245A, 245C, 245D, 245E, and 245H. Office of
1.12 Inspector General services shall be provided in coordination with counties and other vendors.
1.13 Office of Inspector General services shall include licensing, background studies, fraud
1.14 prevention and investigations, and other services consistent with the mission of the Office
1.15 of Inspector General. The administrative structure of the Office of Inspector General must
1.16 be statewide in character.

1.17 Sec. 2. **[245I.05] TRANSFER OF DUTIES.**

1.18 (a) Section 15.039 applies to the transfer of duties required by this chapter.

1.19 (b) The commissioner of administration, with the approval of the governor, may issue
1.20 reorganization orders under section 16B.37 as necessary to carry out the transfer of duties
1.21 required by this chapter. The provision of section 16B.37, subdivision 1, stating that transfers

2.1 under section 16B.37 may be made only to an agency that has been in existence for at least
2.2 one year does not apply to transfers to an agency created by this chapter.

2.3 (c) The initial salary for the executive director of the Office of Inspector General is the
2.4 same as the salary for the commissioner of health. The salary may be changed in the manner
2.5 specified in section 15A.0815.

2.6 (d) The commissioner of management and budget must ensure that the aggregate cost
2.7 for the executive director of the Office of Inspector General is not more than the aggregate
2.8 cost of the primary executives in the Department of Human Services responsible for
2.9 management of licensing, background studies, and fraud prevention and investigations
2.10 immediately before the effective date of this section.

2.11 Sec. 3. **REVISOR INSTRUCTION; CONFORMING STATUTORY CHANGES.**

2.12 The revisor of statutes, in consultation with house of representatives and senate staff
2.13 and the commissioner of human services, shall prepare a bill for introduction in the 2020
2.14 legislative session proposing the statutory changes needed to implement the transfers of
2.15 duties required by this chapter.

2.16 Sec. 4. **EFFECTIVE DATE.**

2.17 Sections 1 to 3 are effective July 1, 2019.