

**SENATE
STATE OF MINNESOTA
NINETY-FIRST SESSION**

S.F. No. 4185

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DATE
03/09/2020

D-PG

Introduction and first reading
Referred to Family Care and Aging

OFFICIAL STATUS

1.1 A bill for an act
1.2 relating to human services; revising the definition of supervision for purposes of
1.3 licensed child care centers; amending Minnesota Statutes 2019 Supplement, section
1.4 245A.02, subdivision 18.

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

1.6 Section 1. Minnesota Statutes 2019 Supplement, section 245A.02, subdivision 18, is
1.7 amended to read:

1.8 Subd. 18. **Supervision.** (a) For purposes of licensed child care centers, "supervision"
1.9 means when a program staff person:

1.10 (1) is accountable for the child's care;

1.11 (2) can intervene to protect the health and safety of the child; and

1.12 (3) is within sight and hearing of the child at all times except as described in paragraphs
1.13 (b) to ~~(d)~~ (e).

1.14 (b) When an infant is placed in a crib room to sleep, supervision occurs when a program
1.15 staff person is within sight or hearing of the infant. When supervision of a crib room is
1.16 provided by sight or hearing, the center must have a plan to address the other supervision
1.17 components.

1.18 (c) When a single school-age child uses the restroom within the licensed space,
1.19 supervision occurs when a program staff person has knowledge of the child's activity and
1.20 location and checks on the child at least every five minutes. When a school-age child uses
1.21 the restroom outside the licensed space, including but not limited to field trips, supervision
1.22 occurs when staff accompany children to the restroom.

2.1 (d) When a school-age child leaves the classroom but remains within the licensed space
2.2 to deliver or retrieve items from the child's personal storage space, supervision occurs when
2.3 a program staff person has knowledge of the child's activity and location and checks on the
2.4 child at least every five minutes.

2.5 (e) When a single preschooler uses an individual, private restroom within the classroom
2.6 with the door closed, supervision occurs when a program staff person has knowledge of the
2.7 child's activity and location, can hear the child, and checks on the child at least every five
2.8 minutes.