

# Adult day centers: Implementation plan for 2024 legislative changes

New laws passed by the 2024 Legislature include several provisions that impact adult day centers. This document outlines an overview of each change, instructions for what license holders need to do about the change and the date the change is effective.

The hyperlinks within this document direct license holders to where the new laws can be found. When reviewing the new laws:

- Text that is stricken with a line through it reflects words that are being removed from the law.
- Text that is underlined reflects words that are being added to the law.
- Text that is unchanged reflects what the law was before and continues to be the law.

## Public email addresses

### Overview

The license holder's email address will become public data. This applies to all license holders except family child foster care. The license holder can choose which email to provide as their public license holder email address.

[Minnesota Laws, Chapter 115, Article 19, Section 1](#)

**Effective date: January 1, 2025**

### What license holders need to do

At this time, license holders do not need to take any action. The Department of Human Services (DHS) Licensing will provide further guidance prior to January 1, 2025.

## Additional information

### Change of ownership

A license holder must notify DHS and follow specific processes if there will be a change in ownership. These existing standards were revised to clarify and improve the process. The description of the types of changes that require a new license replaces legal terms with easier to understand language. These updates are technical and

the types of changes that require a new license will stay the same. The requirements clarify there are two different processes: (1) standard change of ownership process and (2) emergency change in ownership process. Most will use the standard process unless a specific emergency occurs.

The notification and application timeframes for the standard change of ownership process increase to align with the 90 days DHS has to act on a complete application. Other updates in this area clarify the existing language.

The new emergency change in ownership process explains the steps to take if a license holder is inaccessible or unable to operate a program. This process allows another party to assume operation of a program if they notify DHS, receive approval, and meet certain requirements.

The requirements remove the temporary change in ownership license and most ownership transitions will use the standard change in ownership process.

[Minnesota Laws, Chapter 127, Article 62, Sections 2-6](#)

**Effective date: January 1, 2025**

## Terms for revoked licenses operating under appeal

In serious cases, when programs are not meeting licensing requirements, DHS may revoke a license. If a license holder appeals a license revocation, they may continue to operate the program during the appeal process. Programs that operate under a revoked license during an appeal may need additional measures in place to ensure licensing requirements are met. Beginning on January 1, 2025, DHS has the authority to add terms the license holder must follow while operating under appeal.

[Minnesota Laws, Chapter 127, Article 62, Section 7](#)

**Effective date: January 1, 2025**

## Contraindicated restraints

In 2023, language was added to [245A.211](#) prohibiting the use of prone restraints and contraindicated physical restraints. Clarifying language has been added to [245A.211, subd. 4](#) to make clear that license holders only need to document if there is a known medical or psychological condition.

[Minnesota Laws, Chapter 127, Article 62, Section 11](#)

**Effective date: May 25, 2024**

## Background studies

Updates on legislative changes related to background studies, as they become available, will be posted on the ["What's new" for background studies webpage](#).