

1.1 moves to amend the amendment (A19-0126) to H.F. No. 1340 as
1.2 follows:

1.3 Page 2, line 20, delete "2021" and insert "2022"

1.4 Page 3, after line 13, insert:

1.5 "Page 6, after line 19, insert:

1.6 "Sec. **MENTAL HEALTH AND SUBSTANCE USE DISORDER PARITY WORK**
1.7 **GROUP.**

1.8 Subdivision 1. Establishment; membership. (a) A mental health and substance use
1.9 disorder parity work group is established and shall include the following members:

1.10 (1) two members representing health plan companies that offer health plans in the
1.11 individual market, appointed by the commissioner of commerce;

1.12 (2) two members representing health plan companies that offer health plans in the group
1.13 markets, appointed by the commissioner of commerce;

1.14 (3) the commissioner of health or a designee;

1.15 (4) the commissioner of commerce or a designee;

1.16 (5) the commissioner of management and budget or a designee;

1.17 (6) two members representing employers, appointed by the commissioner of commerce;

1.18 (7) two members who are providers representing the mental health and substance use
1.19 disorder community, appointed by the commissioner of commerce; and

1.20 (8) two members who are advocates representing the mental health and substance use
1.21 disorder community, appointed by the commissioner of commerce.

2.1 (b) Members of the work group must have expertise in standards for evidence-based
2.2 care, benefit design, or knowledge relating to the analysis of mental health and substance
2.3 use disorder parity under federal and state law, including nonquantitative treatment
2.4 limitations.

2.5 Subd. 2. **First appointments; first meeting; chair.** Appointing authorities shall appoint
2.6 members to the work group by July 1, 2019. The commissioner of commerce or a designee
2.7 shall convene the first meeting of the work group on or before August 1, 2019. The
2.8 commissioner of commerce or the commissioner's designee shall act as chair.

2.9 Subd. 3. **Duties.** The mental health and substance use disorder parity work group shall:

2.10 (1) develop recommendations on the most effective approach to determine and
2.11 demonstrate mental health and substance use disorder parity, in accordance with state and
2.12 federal law for individual and group health plans offered in Minnesota; and

2.13 (2) report recommendations to the legislature.

2.14 Subd. 4. **Report.** (a) By February 15, 2020, the work group shall submit a report with
2.15 recommendations to the chairs and ranking minority members of the legislative committees
2.16 with jurisdiction over health care policy and finance.

2.17 (b) The report must include the following:

2.18 (1) a summary of completed state enforcement actions relating to individual and group
2.19 health plans offered in Minnesota during the preceding 12-month period regarding
2.20 compliance with parity in mental health and substance use disorders benefits in accordance
2.21 with state and federal law and a summary of the results of completed state enforcement
2.22 actions. Data that is protected under state or federal law as nonpublic, private, or confidential
2.23 shall remain nonpublic, private, or confidential. This summary must include:

2.24 (i) the number of formal enforcement actions taken;

2.25 (ii) the benefit classifications examined in each enforcement action; and

2.26 (iii) the subject matter of each enforcement action, including quantitative and
2.27 nonquantitative treatment limitations;

2.28 (2) detailed information about any regulatory actions the commissioner of health or
2.29 commissioner of commerce has taken as a result of a completed state enforcement action
2.30 pertaining to health plan compliance with Minnesota Statutes, sections 62Q.47 and 62Q.53,
2.31 and United States Code, title 42, section 18031(j);

3.1 (3) a description of the work group's recommendations on educating the public about
 3.2 alcoholism, mental health, or chemical dependency parity protections under state and federal
 3.3 law; and

3.4 (4) recommendations on the most effective approach to determine and demonstrate
 3.5 mental health and substance use disorder parity, in accordance with state and federal law
 3.6 for individual and group health plans offered in Minnesota.

3.7 (c) In developing the report and recommendations, the work group may consult with
 3.8 the Substance Abuse and Mental Health Services Agency and the National Association of
 3.9 Insurance Commissioners for the latest developments on evaluation of mental health and
 3.10 substance use disorder parity.

3.11 (d) The report must be written in plain language and must be made available to the public
 3.12 by being posted on the websites of the Department of Health and Department of Commerce.
 3.13 The work group may make the report publicly available in additional ways, at its discretion.

3.14 (e) The report must include any draft legislation necessary to implement the
 3.15 recommendations of the work group.

3.16 Subd. 5. **Expiration.** The mental health and substance use disorder parity work group
 3.17 expires February 16, 2020, or the day after submitting the report required in this section,
 3.18 whichever is earlier.

3.19 **EFFECTIVE DATE.** This section is effective the day following final enactment.

3.20 Sec. **MENTAL HEALTH AND SUBSTANCE USE DISORDER PARITY WORK**
 3.21 **GROUP.**

3.22 \$75,000 in fiscal year 2020 is for transfer to the commissioner of commerce for the
 3.23 mental health and substance use disorder parity work group. This is a onetime appropriation
 3.24 and a onetime transfer.

3.25 Sec. **EFFECTIVE DATE.**

3.26 Sections 1 to 3 are effective January 1, 2021, and apply to health plans offered, issued,
 3.27 or sold on or after that date."