

1.1 moves to amend H.F. No. 3138, the delete everything amendment
1.2 (A18-0776), as follows:

1.3 Page 68, after line 4, insert:

1.4 "Sec. 2. [256.0113] ELIGIBILITY VERIFICATION.

1.5 Subdivision 1. Verification required; vendor contract. (a) The commissioner shall
1.6 ensure that medical assistance, MinnesotaCare, and Supplemental Nutrition Assistance
1.7 Program (SNAP) eligibility determinations through the MNsure information technology
1.8 system and through other agency eligibility determination systems include the computerized
1.9 verification of income, residency, identity, and when applicable, assets and compliance with
1.10 SNAP work requirements.

1.11 (b) The commissioner shall contract with a vendor to verify the eligibility of all persons
1.12 enrolled in medical assistance, MinnesotaCare, and SNAP during a specified audit period.
1.13 This contract shall be exempt from sections 16C.08, subdivision 2, clause (1); 16C.09,
1.14 paragraph (a), clause (1); 43A.047, paragraph (a), and any other law to the contrary.

1.15 (c) The contract must require the vendor to comply with enrollee data privacy
1.16 requirements and to use encryption to safeguard enrollee identity. The contract must also
1.17 provide penalties for vendor noncompliance.

1.18 (d) The contract must include a revenue sharing agreement, under which vendor
1.19 compensation is limited to a portion of any savings to the state resulting from the vendor's
1.20 implementation of eligibility verification initiatives under this section.

1.21 (e) The commissioner shall use existing resources to fund any agency administrative
1.22 and technology-related costs incurred as a result of implementing this section.

1.23 (f) All state savings resulting from implementation of the vendor contract under this
1.24 section, minus any payments to the vendor made under the terms of the revenue sharing
1.25 agreement, shall be deposited into the health care access fund.

2.1 Subd. 2. Verification process; vendor duties. (a) The verification process implemented
2.2 by the vendor must include but is not limited to data matches of the name, date of birth,
2.3 address, and Social Security number of each medical assistance, MinnesotaCare, and SNAP
2.4 enrollee against relevant information in federal and state data sources, including the federal
2.5 data hub established under the Affordable Care Act. In designing the verification process,
2.6 the vendor, to the extent feasible, shall incorporate procedures that are compatible and
2.7 coordinated with, and build upon or improve, existing procedures used by the MNsure
2.8 information technology system and other agency eligibility determination systems.

2.9 (b) The vendor, upon preliminary determination that an enrollee is eligible or ineligible,
2.10 shall notify the commissioner. Within 20 business days of notification, the commissioner
2.11 shall accept the preliminary determination or reject the preliminary determination with a
2.12 stated reason. The commissioner shall retain final authority over eligibility determinations.
2.13 The vendor shall keep a record of all preliminary determinations of ineligibility submitted
2.14 to the commissioner.

2.15 (c) The vendor shall recommend to the commissioner an eligibility verification process
2.16 that allows ongoing verification of enrollee eligibility under the MNsure information
2.17 technology system and other agency eligibility determination systems.

2.18 (d) The commissioner and the vendor, following the conclusion of the initial contract
2.19 period, shall jointly submit an eligibility verification audit report to the chairs and ranking
2.20 minority members of the legislative committees with jurisdiction over health and human
2.21 services policy and finance. The report shall include, but is not limited to, information, in
2.22 the form of unidentified summary data, on preliminary determinations of eligibility or
2.23 ineligibility communicated by the vendor; the actions taken on those preliminary
2.24 determinations by the commissioner; and the commissioner's reasons for rejecting preliminary
2.25 determinations by the vendor. The report must also include the recommendations for ongoing
2.26 verification of enrollee eligibility required under paragraph (c).

2.27 (e) An eligibility verification vendor contract shall be awarded for an initial one-year
2.28 period, beginning January 1, 2019. The commissioner shall renew the contract for up to
2.29 three additional one-year periods and require additional eligibility verification audits, if the
2.30 commissioner or the legislative auditor determines that the MNsure information technology
2.31 system and other agency eligibility determination systems cannot effectively verify the
2.32 eligibility of medical assistance, MinnesotaCare, and SNAP enrollees."

2.33 Renumber the sections in sequence and correct the internal references

2.34 Amend the title accordingly