

1.1 moves to amend H.F. No. 2294, the delete everything amendment
1.2 (H2294DE2), as follows:

1.3 Page 48, after line 23, insert:

1.4 "Sec. Laws 2011, First Special Session chapter 9, article 7, section 52, is amended
1.5 to read:

1.6 **Sec. 52. IMPLEMENT NURSING HOME LEVEL OF CARE CRITERIA.**

1.7 The commissioner shall seek any necessary federal approval in order to implement
1.8 the changes to the level of care criteria in Minnesota Statutes, section 144.0724,
1.9 subdivision 11, on or after July 1, 2012 for adults and children.

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

1.11 Sec. Laws 2011, First Special Session chapter 9, article 7, section 54, is amended to
1.12 read:

1.13 **Sec. 54. CONTINGENCY PROVIDER RATE AND GRANT REDUCTIONS.**

1.14 (a) Notwithstanding any other rate reduction in this article, the commissioner of
1.15 human services shall decrease grants, allocations, reimbursement rates, individual limits,
1.16 and rate limits, as applicable, by 1.67 percent effective July 1, 2012, for services rendered
1.17 on or after those dates. County or tribal contracts for services specified in this section must
1.18 be amended to pass through these rate reductions within 60 days of the effective date of
1.19 the decrease, and must be retroactive from the effective date of the rate decrease.

1.20 (b) The rate changes described in this section must be provided to:

1.21 (1) home and community-based waived services for persons with developmental
1.22 disabilities or related conditions, including consumer-directed community supports, under
1.23 Minnesota Statutes, section 256B.501;

1.24 (2) home and community-based waived services for the elderly, including
1.25 consumer-directed community supports, under Minnesota Statutes, section 256B.0915;

2.1 (3) waived services under community alternatives for disabled individuals,
2.2 including consumer-directed community supports, under Minnesota Statutes, section
2.3 256B.49;

2.4 (4) community alternative care waived services, including consumer-directed
2.5 community supports, under Minnesota Statutes, section 256B.49;

2.6 (5) traumatic brain injury waived services, including consumer-directed
2.7 community supports, under Minnesota Statutes, section 256B.49;

2.8 (6) nursing services and home health services under Minnesota Statutes, section
2.9 256B.0625, subdivision 6a;

2.10 (7) personal care services and qualified professional supervision of personal care
2.11 services under Minnesota Statutes, section 256B.0625, subdivisions 6a and 19a;

2.12 (8) private duty nursing services under Minnesota Statutes, section 256B.0625,
2.13 subdivision 7;

2.14 (9) day training and habilitation services for adults with developmental disabilities
2.15 or related conditions, under Minnesota Statutes, sections 252.40 to 252.46, including the
2.16 additional cost of rate adjustments on day training and habilitation services, provided as a
2.17 social service under Minnesota Statutes, section 256M.60; and

2.18 (10) alternative care services under Minnesota Statutes, section 256B.0913.

2.19 (c) A managed care plan receiving state payments for the services in this section
2.20 must include these decreases in their payments to providers. To implement the rate
2.21 reductions in this section, capitation rates paid by the commissioner to managed care
2.22 organizations under Minnesota Statutes, section 256B.69, shall reflect a ~~2.34~~ 3.34 percent
2.23 reduction for the specified services for the period of January 1, 2013, through June 30,
2.24 2013, and a 1.67 percent reduction for those services on and after July 1, 2013.

2.25 The above payment rate reduction, allocation rates, and rate limits shall expire for
2.26 services rendered on December 31, 2013.

2.27 (d) If the federal approval required under Laws 2011, First Special Session chapter
2.28 9, article 7, section 52, is obtained after June 30, 2012, on the first day of the month that
2.29 is 60 days after receipt of federal approval, the commissioner of human services shall
2.30 increase payment rates for grants, allocations, reimbursement rates, individual limits, and
2.31 rate limits by 1.67 percent for those programs and services that received a rate reduction
2.32 under this section or under Minnesota Statutes, section 256B.5012, subdivision 13.

2.33 (e) If the federal approval required under Laws 2011, First Special Session chapter
2.34 9, article 7, section 52, is obtained after June 30, 2012, but before the 2013 managed care
2.35 contracts are finalized, the commissioner of human services shall adjust the capitation for
2.36 the period January 1, 2013, through June 30, 2013, based on the date the approval is

3.1 obtained and shall not impose the 1.67 percent rate reduction under paragraph (c) on or
3.2 after July 1, 2013.

3.3 (f) If the federal approval required under Laws 2011, First Special Session chapter
3.4 9, article 7, section 52, is obtained after the 2013 managed care contracts are finalized,
3.5 the commissioner of human services shall amend managed care contracts to increase the
3.6 capitation to provide for a 1.67 percent increase to providers that received a decrease
3.7 under paragraph (c). This capitation increase is effective on the first day of the month that
3.8 is 60 days after receipt of federal approval.

3.9 **EFFECTIVE DATE.** This section is effective July 1, 2012, if the federal approval
3.10 required under section 11 has not been obtained by June 30, 2012."

3.11 Page 50, after line 11, insert:

3.12 "Sec. **GRANTS FOR HOUSING ACCESS SERVICES.**

3.13 Notwithstanding Laws 2011, First Special Session chapter 9, article 10, section 3,
3.14 subdivision 4, paragraph (k), the fiscal year 2012 appropriation for grants for housing
3.15 access services shall be available in fiscal year 2013 for the same purposes.

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

3.17 Renumber the sections in sequence and correct the internal references

3.18 Amend the title accordingly