

**Subject** Home and Community-Based Services

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### Overview

This bill makes various changes to home and community-based services related to expanding access to shared services and providing for appeals of service terminations for persons living in own-home settings, and appropriates money for support coordination training.

### Summary

Section	Description
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1	<b>Service termination.</b>
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Amends § 245D.10, subd. 3a. Modifies requirements related to service terminations under the chapter of statutes governing home and community-based services standards by including persons receiving services in own-home settings.

2	<b>State agency hearings.</b>
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Amends § 256.045, subd. 3. Provides for appeals of home and community-based service terminations for persons living in own-home settings.

3	<b>Shared services.</b>
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Amends § 256B.4912, by adding subd. 16. Paragraph (a) limits MA payments for shared services under the home and community-based waiver services and alternative care to this subdivision.

Paragraph (b) defines “shared services.”

Paragraph (c) lists the services that may be included in shared services.

Paragraph (d) lists services that may not be included in shared services.

Paragraph (e) specifies who must develop the plan for shared services and the process for developing the plan. Requires the plan for shared services in a

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coordinated service and support plan to include the intention to utilize shared services based on individuals' needs and preferences.

Paragraph (f) requires individuals whose coordinated service and support plans include an intent to utilize shared services to jointly develop a shared services agreement. Lists the information that must be included in the agreement.

Paragraph (g) allows an individual or an individual's representative to withdraw from participating in a shared services agreement at any time.

Paragraph (h) requires the lead agency for each individual to authorize the use of shared services based on the criteria that the shared service is appropriate to meet the needs, health, and safety of each individual for whom the lead agency provides case management or care coordination.

Paragraph (i) prohibits this subdivision from being construed as reducing the total authorized budget for an individual.

Paragraph (j) requires the commissioner of human services, no later than September 30, 2022, to submit an amendment to the Centers for Medicare and Medicaid Services to allow for shared services under the home and community-based waivers and to develop guidance for shared services.

**4 Appropriation; support coordination training.**

Appropriates \$736,000 in fiscal year 2023 from the general fund to the commissioner of human services to develop and implement a curriculum and training plan to ensure all lead agency assessors and case managers have the knowledge and skills necessary to fulfill support planning and coordination responsibilities for people who use home and community-based waiver services and alternative care and live in own-home settings. Requires training and competency evaluations to be completed annually by all staff responsible for disability waiver case management. Sets the base appropriation for fiscal years 2024 and 2025.



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