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State of Minnesota
HOUSE OF REPRESENTATIVES
NINETIETH SESSION

H. F. No. 2945

02/22/2018 Authored by Peterson, Schomacker, Kiel, Franson and Ward
The bill was read for the first time and referred to the Committee on Health and Human Services Reform

1.1 A bill for an act
1.2 relating to human services; modifying requirements for intensive residential
1.3 treatment services provider entities; amending Minnesota Statutes 2016, section
1.4 256B.0622, subdivision 4.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2016, section 256B.0622, subdivision 4, is amended to read:

1.7 Subd. 4. **Provider entity licensure and contract requirements for intensive residential**
1.8 **treatment services.** (a) The intensive residential treatment services provider entity must:

1.9 (1) be licensed under Minnesota Rules, parts 9520.0500 to 9520.0670;

1.10 (2) not exceed 16 beds per site; and

1.11 (3) comply with the additional standards in this section; ~~and~~.

1.12 ~~(4) have a contract with the host county to provide these services.~~

1.13 (b) The commissioner shall develop procedures for counties and providers to submit
1.14 ~~contracts and~~ other documentation as needed to allow the commissioner to determine whether
1.15 the standards in this section are met.

1.16 (c) A provider entity must specify in the provider entity's application what geographic
1.17 area and populations will be served by the proposed program. A provider entity must
1.18 document that the capacity or program specialties of existing programs are not sufficient
1.19 to meet the service needs of the target population. A provider entity must submit evidence
1.20 of ongoing relationships with other providers and levels of care to facilitate referrals to and
1.21 from the proposed program.

2.1 (d) A provider entity must submit documentation that the provider entity requested a
2.2 statement of need from each county board and tribal authority that serves as a local mental
2.3 health authority in the proposed service area. The statement of need must specify if the local
2.4 mental health authority supports or does not support the need for the proposed program and
2.5 the basis for this determination. If a local mental health authority does not respond within
2.6 60 days of the receipt of the request, the commissioner shall determine the need for the
2.7 program based on the documentation submitted by the provider entity.

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