



August 11, 2015

Commissioner Lucinda Jesson  
Minnesota Department of Human Services  
540 Cedar Street  
St. Paul, MN 55101

Dear Commissioner Jesson;

We are sending this letter to report a drafting error within Laws of 2015, chapter 71, article 6, section 18, paragraph (b), originally passed in the 2015 Health and Human Services Finance Bill (Senate File 1458).

The error is contained in language related to nursing facility payment reform, specifically the section that establishes the median total care-related cost per diem and other operating per diem. Other care-related costs were inadvertently not included in the paragraph that establishes the median total care-related per diem. It was never legislative intent to not include other care-related costs in the determination of the median total care-related per diem. In addition, the language as written conflicts directly with the fiscal note that was prepared by the executive branch and the spending spreadsheets approved in conference committee.

We will make sure a technical correction provision is pursued next session to clarify the law and encourage the nursing home payment reform to be implemented as intended.

Please don't hesitate to contact us with any additional questions or concerns.

Sincerely,

A handwritten signature in black ink, appearing to read "Matt Dean".

Representative Matt Dean  
Chair, Health and Human Services Finance

A handwritten signature in black ink, appearing to read "Tony Lourey".

Senator Tony Lourey  
Chair, Health and Human Budget Division

Cc: Rep. Kurt Daudt, Speaker of the House  
Sen. Tom Bakk, Senate Majority Leader  
Bob Held, Department of Human Services

