

1.1 moves to amend H.F. No. 345 as follows:

1.2 Delete everything after the enacting clause and insert:

1.3 "Section 1. Minnesota Statutes 2018, section 12A.01, is amended to read:

1.4 **12A.01 STATE RESPONSE TO ~~NATURAL~~ DISASTER.**

1.5 This chapter provides a framework and procedures for state agencies to assist communities
1.6 to recover from a ~~natural~~ disaster for areas of Minnesota that are included in a presidential
1.7 or gubernatorial declaration of major disaster.

1.8 Sec. 2. Minnesota Statutes 2018, section 12A.02, subdivision 2, is amended to read:

1.9 Subd. 2. **Appropriation.** "Appropriation" means an appropriation provided in law
1.10 specifically to implement this chapter, including but not limited to a statutory appropriation
1.11 to provide the required cost-share for federal and state disaster assistance under section
1.12 12.221.

1.13 Sec. 3. Minnesota Statutes 2018, section 12A.02, subdivision 4, is amended to read:

1.14 Subd. 4. **Disaster.** "Disaster" means a presidential or gubernatorial declaration of major
1.15 disaster and the event or events cited in the declaration.

1.16 Sec. 4. Minnesota Statutes 2018, section 12A.02, subdivision 5, is amended to read:

1.17 Subd. 5. **Disaster area.** "Disaster area" means the area of Minnesota included in a
1.18 presidential or gubernatorial declaration of major disaster whether included in the original
1.19 declaration or added later by federal or state government action.

2.1 Sec. 5. Minnesota Statutes 2018, section 12A.10, subdivision 1, is amended to read:

2.2 Subdivision 1. **Costs eligible for payment.** As used in this section, "commissioner"
2.3 means the commissioner of human services. Notwithstanding the limitations of section
2.4 12A.01 and the requirement in section 12A.03 that all appropriations must be used to assist
2.5 with recovery, the commissioner may pay parties under contract, provider agreement, or
2.6 other arrangement with the commissioner as of the date of a ~~natural~~ disaster, or the date
2.7 when action was taken in anticipation of a possible ~~natural~~ disaster or other event that
2.8 threatens the health and safety of individuals served by a program that receives funding
2.9 from medical assistance for the costs of evacuation, transportation, medical, remedial, or
2.10 personal care services provided to vulnerable residents. Costs eligible for payment under
2.11 this section are those necessary to ensure the health and safety of medical assistance recipients
2.12 during and up to 60 days following the disaster. Only costs that are not already paid for by
2.13 another source are eligible. The commissioner may make payments for documented
2.14 incremental costs incurred by a party, may determine an estimate of the costs at the sole
2.15 discretion of the commissioner, or may use a combination of these two methods. If after
2.16 receiving payment from the commissioner for a documented cost, the provider is able to
2.17 acquire payment from another source for that cost, the provider shall reimburse the
2.18 commissioner in the amount paid.

2.19 Sec. 6. Minnesota Statutes 2018, section 12A.10, subdivision 4, is amended to read:

2.20 Subd. 4. **Nursing home bed layaway.** In consultation with the commissioner of human
2.21 services, the commissioner of health may waive timelines specified in section 144A.071,
2.22 subdivision 4b, at any time when a partial or complete evacuation occurs in response to a
2.23 ~~natural~~ disaster, a possible ~~natural~~ disaster, or another event that threatens the health and
2.24 safety of residents of a nursing home. For a nursing home placing beds in or removing them
2.25 from layaway under this subdivision, property payment rates must not be adjusted.

2.26 Sec. 7. Minnesota Statutes 2018, section 12A.16, subdivision 4, is amended to read:

2.27 Subd. 4. **Local guidelines.** The commissioner, in consultation with the commissioner
2.28 of public safety, must develop guidelines for local governments to use to respond to ~~natural~~
2.29 disasters in order to maximize the use of federal and state disaster assistance. The guidelines
2.30 must address the use of local employees and equipment and contracted employees and
2.31 equipment in the disaster response and the relative eligibility for federal reimbursement and
2.32 clarify agency roles and responsibilities for damage estimates used for developing emergency
2.33 state appropriations.

3.1 Sec. 8. **DISASTER CONTINGENCY ACCOUNT.**

3.2 \$..... in fiscal year 2020 is transferred from the general fund to the commissioner of
3.3 public safety for deposit in the disaster assistance contingency account established under
3.4 Minnesota Statutes, section 12.221, subdivision 6."

3.5 Amend the title accordingly