

1.1 ..... moves to amend H.F. No. 3, the first engrossment, as follows:

1.2 Page 10, after line 15, insert:

1.3 "Sec. 9. Minnesota Statutes 2018, section 256L.07, subdivision 2, is amended to read:

1.4 Subd. 2. **Must not have access to employer-subsidized minimum essential**  
1.5 **coverage.** (a) To be eligible, a family or individual must not have access to subsidized health  
1.6 coverage that is affordable and provides minimum value as defined in Code of Federal  
1.7 Regulations, title 26, section 1.36B-2.

1.8 (b) Notwithstanding paragraph (a), an individual who has access to subsidized health  
1.9 coverage through a spouse's employer that is deemed minimum essential coverage under  
1.10 Code of Federal Regulations, title 26, section 1.36B-2, is eligible for MinnesotaCare if the  
1.11 portion of the annual premium the employee pays for employee and dependent coverage  
1.12 exceeds the required contribution percentage as described in Code of Federal Regulations,  
1.13 title 26, section 1.36B-2, and the individual meets all other eligibility requirements of this  
1.14 chapter.

1.15 ~~(b)~~ (c) This subdivision does not apply to a family or individual who no longer has  
1.16 employer-subsidized coverage due to the employer terminating health care coverage as an  
1.17 employee benefit.

1.18 **EFFECTIVE DATE.** This section is effective January 1, 2020, or upon federal approval,  
1.19 whichever is later. The commissioner of human services shall notify the revisor of statutes  
1.20 when federal approval is obtained.

2.1 Sec. 10. Minnesota Statutes 2018, section 256L.07, is amended by adding a subdivision  
2.2 to read:

2.3 Subd. 2b. **Federal waiver.** The commissioner of human services, in consultation with  
2.4 the board of directors of MNsure, shall apply for a federal waiver to allow the state to permit  
2.5 a person who has access to employer-sponsored health insurance through a spouse or parent  
2.6 that is deemed minimum essential coverage under Code of Federal Regulations, title 26,  
2.7 section 1.36B-2, and the portion of the annual premium the person pays for employee and  
2.8 dependent coverage exceeds the required contribution percentage in Code of Federal  
2.9 Regulations, title 26, section 1.36B-2, to:

2.10 (1) enroll in the MinnesotaCare program, if the person meets all eligibility requirements,  
2.11 except for section 256L.07, subdivision 2, paragraph (a);

2.12 (2) qualify for advanced premium tax credits under Code of Federal Regulations, title  
2.13 26, section 1.36B-2, and cost sharing reductions under Code of Federal Regulations, title  
2.14 45, section 155.305(g), if the person meets all eligibility requirements, except for the  
2.15 affordability requirement described in Code of Federal Regulations, title 26, section 1.36B-2  
2.16 (c)(3)(v)(A)(2); and

2.17 (3) qualify to purchase coverage in the OneCare Buy-In pursuant to section 256T.03, if  
2.18 the person meets all eligibility requirements.

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

2.20 Renumber the sections in sequence and correct the internal references

2.21 Amend the title accordingly