

1.1 moves to amend H.F. No. 2414, the delete everything amendment
1.2 (A19-0349), as follows:

1.3 Page 199, line 24, after the third period insert "The commissioner shall make allocations
1.4 for the state fiscal year starting July 1, 2019 and to each county board or tribal government
1.5 on or before October 10, 2019."

1.6 Page 199, line 25, after "year" insert "thereafter"

1.7 Page 199, line 30, delete "2020" and insert "2019"

1.8 Page 216, line 11, delete "costs"

1.9 Page 221, line 14, delete "2019" and insert "2020"

1.10 Page 235, line 32, delete "(a) and (b)" and insert "(b) and (c)"

1.11 Page 238, line 9, delete "(a) and (b)" and insert "(b) and (c)"

1.12 Page 240, line 10, delete "(a) and (b)" and insert "(b) and (c)"

1.13 Page 297, after line 24, insert:

1.14 "Sec. Minnesota Statutes 2018, section 254A.03, subdivision 3, is amended to read:

1.15 Subd. 3. **Rules for substance use disorder care.** (a) The commissioner of human
1.16 services shall establish by rule criteria to be used in determining the appropriate level of
1.17 chemical dependency care for each recipient of public assistance seeking treatment for
1.18 substance misuse or substance use disorder. Upon federal approval of a comprehensive
1.19 assessment as a Medicaid benefit, or on July 1, 2018, whichever is later, and notwithstanding
1.20 the criteria in Minnesota Rules, parts 9530.6600 to 9530.6655, an eligible vendor of
1.21 comprehensive assessments under section 254B.05 may determine and approve the
1.22 appropriate level of substance use disorder treatment for a recipient of public assistance.
1.23 The process for determining an individual's financial eligibility for the consolidated chemical

2.1 dependency treatment fund or determining an individual's enrollment in or eligibility for a
 2.2 publicly subsidized health plan is not affected by the individual's choice to access a
 2.3 comprehensive assessment for placement.

2.4 (b) The commissioner shall develop and implement a utilization review process for
 2.5 publicly funded treatment placements to monitor and review the clinical appropriateness
 2.6 and timeliness of all publicly funded placements in treatment.

2.7 (c) If a screen result is positive for alcohol or substance misuse, a brief screening for
 2.8 alcohol or substance use disorder that is provided to a recipient of public assistance within
 2.9 a primary care clinic, hospital, or other medical setting or school setting establishes medical
 2.10 necessity and approval for an initial set of substance use disorder services identified in
 2.11 section 254B.05, subdivision 5. The initial set of services approved for a recipient whose
 2.12 screen result is positive may include any combination of up to four hours of individual or
 2.13 group substance use disorder treatment, two hours of substance use disorder treatment
 2.14 coordination, or two hours of substance use disorder peer support services provided by a
 2.15 qualified individual according to chapter 245G. A recipient must obtain an assessment
 2.16 pursuant to paragraph (a) to be approved for additional treatment services.

2.17 **EFFECTIVE DATE.** Contingent upon federal approval, this section is effective July
 2.18 1, 2019. The commissioner of human services shall notify the revisor of statutes when
 2.19 federal approval is obtained or denied."

2.20 Page 303, line 10, delete everything after the first period

2.21 Page 303, line 30, after "service" insert ". An entity that receives a prospective payment
 2.22 system rate that overlaps with the CCBHC rate is not eligible for the CCBHC rate."

2.23 Page 304, line 16, delete "three" and insert "one" and delete "sites" and insert "site"

2.24 Page 307, delete section 20

2.25 Page 307, line 30, strike the colon

2.26 Page 308, line 3, delete "(1)"

2.27 Page 308, line 5, strike the semicolon and insert a period

2.28 Page 308, line 8, delete "or"

2.29 Page 308, delete lines 9 and 10

2.30 Page 314, delete section 29

2.31 Page 315, line 7, delete "and medical respite health homes"

- 3.1 Page 316, line 7, delete "be licensed" and insert "obtain applicable licensure under
3.2 chapter 245G or other applicable standards for the services provided"
- 3.3 Page 327, line 12, delete everything after "(c)"
- 3.4 Page 327, line 13, delete everything before "The"
- 3.5 Page 328, delete section 45
- 3.6 Page 343, line 2, after "received" insert "and their responses"
- 3.7 Page 346, line 19, delete "with" and insert "in preventing and addressing"
- 3.8 Page 346, line 23, after "behaviors" insert "or symptoms"
- 3.9 Page 365, line 25, delete "on" and insert "about mental illnesses and"
- 3.10 Page 382, line 30, after the first comma insert "workplace accommodations,"
- 3.11 Page 407, line 8, strike "adult" and insert "recipient"
- 3.12 Page 409, line 2, after the period insert "Nothing in this section precludes crisis staff
3.13 form answering a call from a third party."
- 3.14 Page 409, line 12, delete "the presence of"
- 3.15 Page 435, line 6, delete "or other" and insert "another"
- 3.16 Page 435, line 7, after "client" insert ", or a treatment plan ordered by the court under
3.17 chapter 253B"
- 3.18 Page 456, line 16, delete "chapter 245I," and insert "section 256B.0624, subdivision 4,
3.19 and ensure services are developmentally appropriate and responsive to the needs of the
3.20 families." and strike the old language
- 3.21 Page 456, lines 17 to 29, delete the new language and strike the old language
- 3.22 Page 457, lines 1 to 17, delete the new language and strike the old language
- 3.23 Page 483, line 22, delete "256B.688" and insert "256B.0625, subdivision 67"
- 3.24 Page 497, line 20, strike "20"
- 3.25 Page 515, line 33, after "enactment" insert ", except that paragraph (f) is effective July
3.26 1, 2019"
- 3.27 Page 537, line 10, strike "and" and after "service" insert ", and certified community
3.28 behavioral health clinics"
- 3.29 Page 537, line 12, strike "or"

4.1 Page 537, line 13, after "service" insert ", or certified community behavioral health
4.2 clinics"

4.3 Page 537, line 16, after the period insert "The prospective payment system for certified
4.4 behavioral health clinics under section 256B.0625, subdivision 5m, shall not apply to services
4.5 delivered under this chapter."

4.6 Page 547, line 6, delete "year 2021" and insert "years 2021 and beyond"

4.7 Page 549, line 16, delete everything before "(a)"

4.8 Page 557, line 2, after "spouse's" insert "or parent's"

4.9 Page 567, line 24, before "An" insert "(a)"

4.10 Page 567, after line 25, insert:

4.11 "(b) \$1,037,000 in fiscal year 2022 and \$880,000 in each fiscal year thereafter are the
4.12 base from the health care access fund to the commissioner of revenue for administering this
4.13 section."

4.14 Page 575, after line 11, insert:

4.15 "Sec. **RATE CHANGES AND DENTAL ACCESS.**

4.16 The commissioner of human services, in consultation with stakeholders, including the
4.17 Health Services Policy Committee established in Minnesota Statutes, section 256B.0625,
4.18 subdivision 3c, shall analyze the impact of the dental rate changes in this article that take
4.19 effect January 1, 2022, to evaluate the impact on access to dental services for medical
4.20 assistance and MinnesotaCare program participants. The analysis may recommend changes
4.21 to payment methodologies. In evaluating access, the analysis shall at a minimum consider
4.22 distance traveled by enrollees, access to regular and urgent dental care, and the availability
4.23 of a dental home. The analysis shall consider the impact of any changes on the providers
4.24 currently enrolled in the medical assistance and MinnesotaCare programs as well as the
4.25 potential impact on providers who currently do not participate. Any changes to payment
4.26 methodologies recommended as part of this analysis must include a comprehensive, uniform
4.27 rate for the provision of dental services for all recipients of medical assistance and
4.28 MinnesotaCare, prioritizing access to both preventative and restorative dental services
4.29 among children under age 21. The commissioner shall provide, to the chairs and ranking
4.30 minority members of the legislative committees with jurisdiction over health and human
4.31 services policy and finance, a preliminary report on the results of the analysis by December
4.32 1, 2019, and a final report and any recommendations by December 1, 2020."

5.1 Page 575, after line 30, insert:

5.2 "Sec. Minnesota Statutes 2018, section 62J.23, subdivision 2, is amended to read:

5.3 Subd. 2. **Restrictions.** (a) From July 1, 1992, until rules are adopted by the commissioner
5.4 under this section, the restrictions in the federal Medicare antikickback statutes in section
5.5 1128B(b) of the Social Security Act, United States Code, title 42, section 1320a-7b(b), and
5.6 rules adopted under the federal statutes, apply to all persons in the state, regardless of whether
5.7 the person participates in any state health care program.

5.8 (b) Nothing in paragraph (a) shall be construed to prohibit an individual from receiving
5.9 a discount or other reduction in price or a limited-time free supply or samples of a prescription
5.10 drug, medical supply, or medical equipment offered by a pharmaceutical manufacturer,
5.11 medical supply or device manufacturer, health plan company, or pharmacy benefit manager,
5.12 so long as:

5.13 (1) the discount or reduction in price is provided to the individual in connection with
5.14 the purchase of a prescription drug, medical supply, or medical equipment prescribed for
5.15 that individual;

5.16 (2) it otherwise complies with the requirements of state and federal law applicable to
5.17 enrollees of state and federal public health care programs;

5.18 (3) the discount or reduction in price does not exceed the amount paid directly by the
5.19 individual for the prescription drug, medical supply, or medical equipment; and

5.20 (4) the limited-time free supply or samples are provided by a physician or pharmacist,
5.21 as provided by the federal Prescription Drug Marketing Act.

5.22 For purposes of this paragraph, "prescription drug" includes prescription drugs that are
5.23 administered through infusion, and related services and supplies.

5.24 (c) No benefit, reward, remuneration, or incentive for continued product use may be
5.25 provided to an individual or an individual's family by a pharmaceutical manufacturer,
5.26 medical supply or device manufacturer, or pharmacy benefit manager, except that this
5.27 prohibition does not apply to:

5.28 (1) activities permitted under paragraph (b);

5.29 (2) a pharmaceutical manufacturer, medical supply or device manufacturer, health plan
5.30 company, or pharmacy benefit manager providing to a patient, at a discount or reduced
5.31 price or free of charge, ancillary products necessary for treatment of the medical condition

6.1 for which the prescription drug, medical supply, or medical equipment was prescribed or
6.2 provided; and

6.3 (3) a pharmaceutical manufacturer, medical supply or device manufacturer, health plan
6.4 company, or pharmacy benefit manager providing to a patient a trinket or memento of
6.5 insignificant value.

6.6 (d) Nothing in this subdivision shall be construed to prohibit a health plan company
6.7 from offering a tiered formulary with different co-payment or cost-sharing amounts for
6.8 different drugs."

6.9 Page 627, line 20, delete "(a)"

6.10 Page 627, delete line 22

6.11 Page 715, line 29, delete ", through the"

6.12 Page 715, line 30, delete everything before "shall"

6.13 Page 743, after line 5, insert:

6.14 "Sec. **SKIN LIGHTENING PRODUCTS PUBLIC AWARENESS AND**
6.15 **EDUCATION GRANT PROGRAM.**

6.16 Subdivision 1. **Establishment; purpose.** The commissioner of health shall develop a
6.17 grant program for the purpose of increasing public awareness and education on the health
6.18 dangers associated with using skin lightening creams and products that contain mercury
6.19 that are manufactured in other countries and brought into this country and sold illegally
6.20 online or in stores.

6.21 Subd. 2. **Grants authorized.** The commissioner shall award grants through a request
6.22 for proposal process to community-based organizations serving ethnic communities, local
6.23 public health entities, and nonprofit organizations that focus on providing health care and
6.24 public health outreach to minorities. Priority shall be given to organizations that have
6.25 historically served ethnic communities at significant risk from these products, but have not
6.26 traditionally had access to state grant funding.

6.27 Subd. 3. **Grant allocation.** (a) Grantees must use the funds to conduct public awareness
6.28 and education activities that are culturally specific and community-based and focus on:

6.29 (1) the dangers of exposure to mercury through dermal absorption, inhalation,
6.30 hand-to-mouth contact, and through contact with individuals who have used these skin
6.31 lightening products;

- 7.1 (2) the signs and symptoms of mercury poisoning;
- 7.2 (3) the health effects of mercury poisoning, including the permanent effects on the central
7.3 nervous system and kidneys;
- 7.4 (4) the dangers of using these products or being exposed to these products during
7.5 pregnancy and breastfeeding to the mother and to the infant;
- 7.6 (5) knowing how to identify products that contain mercury; and
- 7.7 (6) proper disposal of the product if the product contains mercury.
- 7.8 (b) The grant application must include:
- 7.9 (1) a description of the purpose or project for which the grant funds will be used;
- 7.10 (2) a description of the objectives, a work plan, and a timeline for implementation; and
- 7.11 (3) the community or group the grant proposes to focus on.
- 7.12 (c) The commissioner shall award 50 percent of the grant funds to community-based
7.13 organizations and nonprofit organizations and 50 percent of the funds to local public health
7.14 entities."
- 7.15 Page 766, line 21, delete the first "organization" and insert "employer"
- 7.16 Page 950, line 29, delete "8,244,091,000" and insert "8,243,761,000" and delete
7.17 "8,389,748,000" and insert "8,389,841,000"
- 7.18 Page 951, line 3, delete "7,408,365,000" and insert "7,408,203,000" and delete
7.19 "7,543,903,000" and insert "7,543,846,000"
- 7.20 Page 951, line 6, delete "531,017,000" and insert "530,850,000" and delete "555,809,000"
7.21 and insert "555,959,000"
- 7.22 Page 955, line 10, delete "151,887,000" and insert "152,112,000" and delete
7.23 "149,178,000" and insert "149,404,000"
- 7.24 Page 958, line 6, delete "\$145,788,000" and insert "\$147,014,000"
- 7.25 Page 958, line 7, delete "\$148,270,000" and insert "\$148,496,000"
- 7.26 Page 959, line 14, delete "24,024,000" and insert "23,337,000" and delete "24,507,000"
7.27 and insert "24,397,000"
- 7.28 Page 959, delete lines 30 to 35
- 7.29 Page 960, line 9, delete "\$27,551,000" and insert "\$27,441,000"

8.1 Page 960, line 10, delete "\$29,867,000" and insert "\$29,757,000"

8.2 Page 961, line 9, delete "35,828,000" and insert "36,128,000"

8.3 Page 961, after line 22 insert:

8.4 "Child Care Assistance for Certain Caregivers.

8.5 \$200,000 in fiscal year 2020 and \$200,000 in

8.6 fiscal year 2021 are from the general fund for

8.7 child care assistance under Minnesota Statutes,

8.8 section 119B.05, subdivision 1, clause (11)."

8.9 Page 961, line 24, delete "107,038,000" and insert "107,238,000" and delete

8.10 "124,304,000" and insert "124,504,000"

8.11 Page 962, line 30, delete "5,714,893,000" and insert "5,714,720,000"

8.12 Page 962, line 31, delete "454,626,000" and insert "454,459,000" and delete

8.13 "472,320,000" and insert "472,470,000"

8.14 Page 963, line 8, delete "\$512,550,000" and insert "\$492,550,000"

8.15 Page 963, line 9, delete "\$520,447,000" and insert "\$499,310,000"

8.16 Page 966, line 21, after the period insert "This is a onetime appropriation."

8.17 Page 967, line 17, delete "25,575,000" and insert "24,575,000"

8.18 Page 968, line 28, delete the first "3,711,000" and insert "4,711,000"

8.19 Page 970, after line 33, insert:

8.20 "**Homeless Management Information**

8.21 **System.** \$1,000,000 in fiscal year 2020 and

8.22 \$1,000,000 in fiscal year 2021 are for support

8.23 of the Homeless Management Information

8.24 System (HMIS)."

8.25 Page 972, line 30, delete "26,026,000" and insert "25,826,000" and delete "26,026,000"

8.26 and insert "25,826,000"

8.27 Page 973, delete lines 21 to 25

8.28 Page 973, line 27, delete "\$26,426,000" and insert "\$26,226,000"

8.29 Page 973, line 28, delete "\$26,426,000" and insert "26,226,000"

9.1 Page 976, line 11, delete "247,887,000" and insert "247,773,000" and delete
 9.2 "252,238,000" and insert "251,642,000"

9.3 Page 976, line 14, delete "141,794,000" and insert "141,680,000" and delete
 9.4 "144,511,000" and insert "143,897,000"

9.5 Page 976, line 24, delete "102,078,000" and insert "102,195,000" and delete
 9.6 "101,178,000" and insert "100,795,000"

9.7 Page 981, delete lines 18 to 29 and insert:

9.8 "**(k) Provider Network Adequacy Reviews.**

9.9 \$231,000 in fiscal year 2020 and \$231,000 in

9.10 fiscal year 2021 are from the general fund for

9.11 health plan product reviews and licensing of

9.12 health maintenance organizations. The

9.13 \$77,000 annual transfer from the state

9.14 government special revenue fund to the

9.15 general fund required by Laws 2008, chapter

9.16 364, section 17, paragraph (b), shall end in

9.17 fiscal year 2019.

9.18 **(l) Network Adequacy Waiver Application**

9.19 **Review Process. \$235,000 in fiscal year 2020**

9.20 **and \$153,000 in fiscal year 2021 are from the**

9.21 **general fund for review of network adequacy**

9.22 **waiver applications and review of provider**

9.23 **networks for health maintenance organizations**

9.24 **and for health carriers offering individual and**

9.25 **small group health plans."**

9.26 Page 982, line 3, after the period insert "This is a onetime appropriation."

9.27 Page 982, line 10, delete "and \$5,000 in fiscal year 2021 are" and insert "is"

9.28 Page 982, line 11, delete "transfers" and insert "transfer"

9.29 Page 982, after line 15, insert:

9.30 "**(o) Skin Lightening Products Public**

9.31 **Awareness Grant Program. \$200,000 in**

9.32 **fiscal year 2020 and \$200,000 in fiscal year**

9.33 **2021 are from the general fund for a skin**

10.1 lightening products public awareness and
10.2 education grant program. This is a onetime
10.3 appropriation."

10.4 Page 982, after line 15, insert:

10.5 "**(o) Health Care Financing System**
10.6 **Analysis.** \$500,000 in fiscal year 2020 is from
10.7 the general fund for the commissioner to
10.8 contract with the University of Minnesota to
10.9 conduct an analysis of a unified health care
10.10 financing system."

10.11 Page 982, line 17, delete "\$99,434,000" and insert "\$99,351,000"

10.12 Page 982, line 18, delete "\$99,434,000" and insert "\$99,401,000"

10.13 Page 982, line 24, delete "28,904,000" and insert "28,673,000" and delete "32,421,000"
10.14 and insert "32,190,000"

10.15 Page 983, delete lines 29 to 35

10.16 Page 984, delete lines 1 to 11 and insert:

10.17 "**(d) HIV Prevention Grants.** \$500,000 in
10.18 fiscal year 2020 and \$500,000 in fiscal year
10.19 2021 are from the general fund for grants to
10.20 community health boards as defined in
10.21 Minnesota Statutes, section 145A.02,
10.22 subdivision 5, tribal governments, and
10.23 Minnesota nonprofit organizations for projects
10.24 aimed at preventing the spread of HIV/AIDS,
10.25 targeting communities in Minnesota at highest
10.26 risk for HIV infection, and for individuals in
10.27 Minnesota living with HIV/AIDS. Grants shall
10.28 be awarded on a request for proposal basis and
10.29 priority shall be given to community health
10.30 boards, tribal governments, and organizations
10.31 that have experience in dealing with issues
10.32 related to HIV/AIDS. This is a onetime
10.33 appropriation."

- 11.1 Page 984, line 21, delete "\$25,150,000" and insert "\$24,919,000"
- 11.2 Page 984, line 22, delete "\$24,719,000" and insert "\$24,488,000"
- 11.3 Page 989, delete section 11
- 11.4 Page 990, delete section 12
- 11.5 Page 991, delete section 13
- 11.6 Page 992, delete section 14
- 11.7 Page 994, line 10, delete "\$281,483,000" and insert "\$393,588,000"
- 11.8 Adjust amounts accordingly
- 11.9 Renumber the sections in sequence and correct the internal references
- 11.10 Amend the title accordingly