

1.1 moves to amend H.F. No. 3666 as follows:

1.2 Page 1, delete section 1 and insert:

1.3 "Sec. Minnesota Statutes 2025 Supplement, section 256B.092, subdivision 1a, is
1.4 amended to read:

1.5 Subd. 1a. **Case management services.** (a) Each recipient of a home and community-based
1.6 waiver shall be provided case management services by qualified vendors as described in
1.7 the federally approved waiver application.

1.8 (b) Case management service activities provided to or arranged for a person include:

1.9 (1) development of the person-centered support plan under subdivision 1b;

1.10 (2) informing the individual or the individual's legal guardian or conservator, or parent
1.11 if the person is a minor, of service options, including all service options available under the
1.12 waiver plan;

1.13 (3) consulting with relevant medical experts or service providers;

1.14 (4) assisting the person in the identification of potential providers of chosen services,
1.15 including:

1.16 (i) providers of services provided in a non-disability-specific setting;

1.17 (ii) employment service providers;

1.18 (iii) providers of services provided in settings that are not controlled by a provider; and

1.19 (iv) providers of financial management services;

1.20 (5) assisting the person to access services and assisting in appeals under section 256.045;

1.21 (6) coordination of services, if coordination is not provided by another service provider;

2.1 (7) evaluation and monitoring of the services identified in the support plan, which must
2.2 incorporate at least one annual face-to-face visit by the case manager with each person;

2.3 (8) reviewing support plans and providing the lead agency with recommendations for
2.4 service authorization based upon the individual's needs identified in the support plan; and

2.5 (9) assisting and cooperating with facilities licensed under chapter 144G with the
2.6 licensee's obligations under section 144G.55.

2.7 ~~(e) Case management service activities that are provided to the person with a~~
2.8 ~~developmental disability shall be provided directly by county agencies or under contract.~~
2.9 ~~If a county agency contracts for case management services, the county agency must provide~~
2.10 ~~each recipient of home and community-based services who is receiving contracted case~~
2.11 ~~management services with the contact information the recipient may use to file a grievance~~
2.12 ~~with the county agency about the quality of the contracted services the recipient is receiving~~
2.13 ~~from a county contracted case manager. If a county agency provides case management~~
2.14 ~~under contracts with other individuals or agencies and the county agency utilizes a~~
2.15 ~~competitive proposal process for the procurement of contracted case management services,~~
2.16 ~~the competitive proposal process must include evaluation criteria to ensure that the county~~
2.17 ~~maintains a culturally responsive program for case management services adequate to meet~~
2.18 ~~the needs of the population of the county. For the purposes of this section, "culturally~~
2.19 ~~responsive program" means a case management services program that: (1) ensures effective,~~
2.20 ~~equitable, comprehensive, and respectful quality care services that are responsive to~~
2.21 ~~individuals within a specific population's values, beliefs, practices, health literacy, preferred~~
2.22 ~~language, and other communication needs; and (2) is designed to address the unique needs~~
2.23 ~~of individuals who share a common language or racial, ethnic, or social background.~~

2.24 ~~(d)~~ (c) Case management services must be provided by a public or private agency that
2.25 is enrolled as a medical assistance provider determined by the commissioner to meet all of
2.26 the requirements in the approved federal waiver plans. Case management services must not
2.27 be provided to a recipient by a private agency that has a financial interest in the provision
2.28 of any other services included in the recipient's support plan. ~~For purposes of this section,~~
2.29 ~~"private agency" means any agency that is not identified as a lead agency under section~~
2.30 ~~256B.0911, subdivision 10.~~

2.31 ~~(e)~~ (d) Case managers are responsible for service provisions listed in paragraphs (a) and
2.32 (b). Case managers shall collaborate with consumers, families, legal representatives, and
2.33 relevant medical experts and service providers in the development and annual review of the
2.34 person-centered support plan and habilitation plan.

3.1 ~~(f)~~ (e) For persons who need a positive support transition plan as required in chapter
 3.2 245D, the case manager shall participate in the development and ongoing evaluation of the
 3.3 plan with the expanded support team. At least quarterly, the case manager, in consultation
 3.4 with the expanded support team, shall evaluate the effectiveness of the plan based on progress
 3.5 evaluation data submitted by the licensed provider to the case manager. The evaluation must
 3.6 identify whether the plan has been developed and implemented in a manner to achieve the
 3.7 following within the required timelines:

3.8 (1) phasing out the use of prohibited procedures;

3.9 (2) acquisition of skills needed to eliminate the prohibited procedures within the plan's
 3.10 timeline; and

3.11 (3) accomplishment of identified outcomes.

3.12 If adequate progress is not being made, the case manager shall consult with the person's
 3.13 expanded support team to identify needed modifications and whether additional professional
 3.14 support is required to provide consultation.

3.15 ~~(g)~~ (f) The Department of Human Services shall offer ongoing education in case
 3.16 management to case managers. Case managers shall receive no less than 20 hours of case
 3.17 management education and disability-related training each year. The education and training
 3.18 must include appropriate service authorization, person-centered planning, informed choice,
 3.19 informed decision making, cultural competency, employment planning, community living
 3.20 planning, self-direction options, and use of technology supports. Case managers must
 3.21 annually complete an informed choice curriculum and pass a competency evaluation, in a
 3.22 form determined by the commissioner, on informed decision-making standards. By August
 3.23 1, 2024, all case managers must complete an employment support training course identified
 3.24 by the commissioner of human services. For case managers hired after August 1, 2024, this
 3.25 training must be completed within the first six months of providing case management
 3.26 services. ~~For the purposes of this section, "person-centered planning" or "person-centered"~~
 3.27 ~~has the meaning given in section 256B.0911, subdivision 10.~~ Case managers must document
 3.28 completion of training in a system identified by the commissioner.

3.29 **EFFECTIVE DATE.** This section is effective January 1, 2027.

3.30 Sec. Minnesota Statutes 2024, section 256B.092, is amended by adding a subdivision
 3.31 to read:

3.32 **Subd. 2b. County contracting for case management services.** (a) Case management
 3.33 services provided under this section must be provided by a county agency or under contract

4.1 with a private agency. If a county agency provides case management services under contract
4.2 with a private agency, the county agency must utilize a competitive proposal process for
4.3 the procurement of contracted case management services at least once every two years. The
4.4 competitive proposal process must include evaluation criteria to ensure that the county
4.5 maintains a culturally responsive program for case management services adequate to meet
4.6 the needs of the population of the county. Contracts must include provisions for oversight
4.7 to ensure high-quality case management services including:

4.8 (1) a grievance process the recipient may use to file a grievance with the county agency
4.9 or the contractor about the quality of the contracted case management services the recipient
4.10 is receiving and a requirement that each recipient receive information about the grievance
4.11 process and contact information a recipient may use to file a grievance; and

4.12 (2) annual random county agency review of service documentation to determine if the
4.13 contractor is maintaining proper documentation.

4.14 (b) Beginning July 1, 2029, a county agency must not enter into any new contracts or
4.15 renew contracts for case management services provided by private agencies.

4.16 **EFFECTIVE DATE.** This section is effective January 1, 2027, and applies to contracts
4.17 entered into or renewed on or after that date.

4.18 Sec. Minnesota Statutes 2024, section 256B.092, is amended by adding a subdivision
4.19 to read:

4.20 Subd. 15. **Definitions.** (a) For purposes of this section, the terms in this subdivision have
4.21 the meanings given.

4.22 (b) "Culturally responsive program" means a case management services program that:

4.23 (1) ensures effective, equitable, comprehensive, and respectful quality care services that
4.24 are responsive to individuals within a specific population's values, beliefs, practices, health
4.25 literacy, preferred language, and other communication needs; and

4.26 (2) is designed to address the unique needs of individuals who share a common language
4.27 or racial, ethnic, or social background.

4.28 (c) "Person-centered planning" or "person-centered" has the meaning given in section
4.29 256B.0911, subdivision 10.

4.30 (d) "Private agency" means any agency that is not identified as a lead agency under
4.31 section 256B.0911, subdivision 10.

4.32 **EFFECTIVE DATE.** This section is effective January 1, 2027."

5.1 Page 4, delete section 2 and insert:

5.2 "Sec. Minnesota Statutes 2024, section 256B.49, is amended by adding a subdivision
5.3 to read:

5.4 Subd. 10a. **Definitions.** (a) For purposes of this section, the terms in this subdivision
5.5 have the meanings given.

5.6 (b) "Culturally responsive program" means a case management services program that:

5.7 (1) ensures effective, equitable, comprehensive, and respectful quality care services that
5.8 are responsive to individuals within a specific population's values, beliefs, practices, health
5.9 literacy, preferred language, and other communication needs; and

5.10 (2) is designed to address the unique needs of individuals who share a common language
5.11 or racial, ethnic, or social background.

5.12 (c) "Person-centered planning" or "person-centered" has the meaning given in section
5.13 256B.0911, subdivision 10.

5.14 (d) "Private agency" means any agency that is not identified as a lead agency under
5.15 section 256B.0911, subdivision 10.

5.16 **EFFECTIVE DATE.** This section is effective January 1, 2027.

5.17 Sec. Minnesota Statutes 2025 Supplement, section 256B.49, subdivision 13, is amended
5.18 to read:

5.19 Subd. 13. **Case management.** (a) Each recipient of a home and community-based waiver
5.20 shall be provided case management services by qualified vendors as described in the federally
5.21 approved waiver application. The case management service activities provided must include:

5.22 (1) finalizing the person-centered written support plan within the timelines established
5.23 by the commissioner and section 256B.0911, subdivision 29;

5.24 (2) informing the recipient or the recipient's legal guardian or conservator of service
5.25 options, including all service options available under the waiver plans;

5.26 (3) assisting the recipient in the identification of potential service providers of chosen
5.27 services, including:

5.28 (i) available options for case management service and providers;

5.29 (ii) providers of services provided in a non-disability-specific setting;

5.30 (iii) employment service providers;

6.1 (iv) providers of services provided in settings that are not community residential settings;
6.2 and

6.3 (v) providers of financial management services;

6.4 (4) assisting the recipient to access services and assisting with appeals under section
6.5 256.045;

6.6 (5) coordinating, evaluating, and monitoring of the services identified in the service
6.7 plan; and

6.8 (6) assisting and cooperating with facilities licensed under chapter 144G with the
6.9 licensee's obligations under section 144G.55.

6.10 (b) The case manager may delegate certain aspects of the case management service
6.11 activities to another individual provided there is oversight by the case manager. The case
6.12 manager may not delegate those aspects which require professional judgment including:

6.13 (1) finalizing the person-centered support plan;

6.14 (2) ongoing assessment and monitoring of the person's needs and adequacy of the
6.15 approved person-centered support plan; and

6.16 (3) adjustments to the person-centered support plan.

6.17 (c) Case management services must be provided by a public or private agency that is
6.18 enrolled as a medical assistance provider determined by the commissioner to meet all of
6.19 the requirements in the approved federal waiver plans. ~~If a county agency provides case~~
6.20 ~~management under contracts with other individuals or agencies and the county agency~~
6.21 ~~utilizes a competitive proposal process for the procurement of contracted case management~~
6.22 ~~services, the competitive proposal process must include evaluation criteria to ensure that~~
6.23 ~~the county maintains a culturally responsive program for case management services adequate~~
6.24 ~~to meet the needs of the population of the county. For the purposes of this section, "culturally~~
6.25 ~~responsive program" means a case management services program that: (1) ensures effective,~~
6.26 ~~equitable, comprehensive, and respectful quality care services that are responsive to~~
6.27 ~~individuals within a specific population's values, beliefs, practices, health literacy, preferred~~
6.28 ~~language, and other communication needs; and (2) is designed to address the unique needs~~
6.29 ~~of individuals who share a common language or racial, ethnic, or social background.~~

6.30 (d) Case management services must not be provided to a recipient by a private agency
6.31 that has any financial interest in the provision of any other services included in the recipient's
6.32 support plan. ~~For purposes of this section, "private agency" means any agency that is not~~
6.33 ~~identified as a lead agency under section 256B.0911, subdivision 10.~~

7.1 (e) For persons who need a positive support transition plan as required in chapter 245D,
 7.2 the case manager shall participate in the development and ongoing evaluation of the plan
 7.3 with the expanded support team. At least quarterly, the case manager, in consultation with
 7.4 the expanded support team, shall evaluate the effectiveness of the plan based on progress
 7.5 evaluation data submitted by the licensed provider to the case manager. The evaluation must
 7.6 identify whether the plan has been developed and implemented in a manner to achieve the
 7.7 following within the required timelines:

7.8 (1) phasing out the use of prohibited procedures;

7.9 (2) acquisition of skills needed to eliminate the prohibited procedures within the plan's
 7.10 timeline; and

7.11 (3) accomplishment of identified outcomes.

7.12 If adequate progress is not being made, the case manager shall consult with the person's
 7.13 expanded support team to identify needed modifications and whether additional professional
 7.14 support is required to provide consultation.

7.15 (f) The Department of Human Services shall offer ongoing education in case management
 7.16 to case managers. Case managers shall receive no less than 20 hours of case management
 7.17 education and disability-related training each year. The education and training must include
 7.18 appropriate service authorization, person-centered planning, informed choice, informed
 7.19 decision making, cultural competency, employment planning, community living planning,
 7.20 self-direction options, and use of technology supports. Case managers must annually complete
 7.21 an informed choice curriculum and pass a competency evaluation, in a form determined by
 7.22 the commissioner, on informed decision-making standards. By August 1, 2024, all case
 7.23 managers must complete an employment support training course identified by the
 7.24 commissioner of human services. For case managers hired after August 1, 2024, this training
 7.25 must be completed within the first six months of providing case management services. ~~For~~
 7.26 ~~the purposes of this section, "person-centered planning" or "person-centered" has the meaning~~
 7.27 ~~given in section 256B.0911, subdivision 10.~~ Case managers shall document completion of
 7.28 training in a system identified by the commissioner.

7.29 **EFFECTIVE DATE.** This section is effective January 1, 2027.

7.30 Sec. Minnesota Statutes 2024, section 256B.49, is amended by adding a subdivision
 7.31 to read:

7.32 **Subd. 13a. County contracting for case management services.** (a) Case management
 7.33 services provided under this section must be provided by a county agency or under contract

8.1 with a private agency. If a county agency provides case management services under contract
 8.2 with a private agency, the county agency must utilize a competitive proposal process for
 8.3 the procurement of contracted case management services at least once every two years. The
 8.4 competitive proposal process must include evaluation criteria to ensure that the county
 8.5 maintains a culturally responsive program for case management services adequate to meet
 8.6 the needs of the population of the county. Contracts must include provisions for oversight
 8.7 to ensure high-quality case management services including:

8.8 (1) a grievance process the recipient may use to file a grievance with the county agency
 8.9 or the contractor about the quality of the contracted case management services the recipient
 8.10 is receiving and a requirement that each recipient receive information about the grievance
 8.11 process and contact information a recipient may use to file a grievance; and

8.12 (2) annual random county agency review of service documentation to determine if the
 8.13 contractor is maintaining proper documentation.

8.14 (b) Beginning July 1, 2029, a county agency must not enter into any new contracts or
 8.15 renew contracts for case management services provided by private agencies.

8.16 **EFFECTIVE DATE.** This section is effective January 1, 2027, and applies to contracts
 8.17 entered into or renewed on or after that date."

8.18 Page 6, delete section 3 and insert:

8.19 "Sec. Minnesota Statutes 2024, section 256S.07, subdivision 1, is amended to read:

8.20 Subdivision 1. **Elderly waiver case management provided by counties and tribes.** (a)
 8.21 For participants not enrolled in a managed care organization, the county of residence or
 8.22 tribe must provide or arrange to provide elderly waiver case management activities under
 8.23 section 256S.09, subdivisions 2 and 3.

8.24 (b) If a county agency provides case management under contracts with other individuals
 8.25 or private agencies ~~and~~ as defined in section 256B.49, subdivision 10a, the county agency
 8.26 ~~utilizes~~ must utilize a competitive proposal process for the procurement of contracted case
 8.27 management services, ~~the competitive proposal process must include~~ at least once every
 8.28 two years. The competitive proposal process must include evaluation criteria to ensure that
 8.29 the county maintains a culturally responsive program for case management services adequate
 8.30 to meet the needs of the population of the county. For the purposes of this section, "culturally
 8.31 responsive program" means a case management services program that:

9.1 (1) ensures effective, equitable, comprehensive, and respectful quality care services that
9.2 are responsive to individuals within a specific population's values, beliefs, practices, health
9.3 literacy, preferred language, and other communication needs; and

9.4 (2) is designed to address the unique needs of individuals who share a common language
9.5 or racial, ethnic, or social background.

9.6 (c) Contracts must include provisions for oversight to ensure high-quality case
9.7 management services including:

9.8 (1) a grievance process the recipient may use to file a grievance with the county agency
9.9 or the contractor about the quality of the contracted case management services the recipient
9.10 is receiving and a requirement that each recipient receive information about the grievance
9.11 process and contact information a recipient may use to file a grievance; and

9.12 (2) annual random county agency review of service documentation to determine if the
9.13 contractor is maintaining proper documentation.

9.14 (d) Beginning July 1, 2029, a county agency must not enter into any new contracts or
9.15 renew contracts for case management services provided by private agencies.

9.16 **EFFECTIVE DATE.** This section is effective January 1, 2027, and applies to contracts
9.17 entered into or renewed on or after that date."

9.18 Renumber the sections in sequence and correct the internal references

9.19 Amend the title accordingly