

Subject Personal Care Assistance and Community First Services and Supports Modifications

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Overview

This bill modifies the personal care assistance (PCA) program and community first services and supports (CFSS) by making changes to requirements related to traveling.

Personal Care Assistants provide assistance and support to the elderly, persons with disabilities, and others with special health care needs living independently in the community.

The PCA program will be phased out beginning in June 2021 and replaced by the new CFSS program. CFSS is intended to be more accessible and flexible than the PCA program. CFSS will prevent or delay future institutional admissions and support community living. CFSS will assist participants to recover and/or gain skills to increase and maintain community stability, use technology or home modifications to decrease the need for human assistance when appropriate, avoid the use of inappropriate services, and increasingly direct their own services.

Summary

Section	Description
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1	Definitions.
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	Amends § 256B.0659, subd. 1. Specifies traveling includes driving and accompanying the recipient according to the recipient's care plan in the definition of "instrumental activities of daily living" under the PCA program. Makes technical changes to the definitions of "behavior" and "personal care assistance provider agency."
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	Provides an effective date of July 1, 2021, or upon federal approval, whichever is later. Requires the commissioner of human services to notify the revisor of statutes when federal approval is obtained.
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Section	Description
2	<p>Noncovered personal care assistance services.</p> <p>Amends § 256B.0659, subd. 3. Modifies the list of tasks not eligible for MA reimbursement for PCA services to include traveling that is reimbursable as any other covered service under the chapter of statutes governing MA.</p>
3	<p>Documentation of personal care assistance services provided.</p> <p>Amends § 256B.0659, subd. 12. Modifies the list of items that must be included on the PCA time sheet to include documentation of travel including start and stop times, the origination site, and the destination site.</p>
4	<p>Personal care assistance provider agency; general duties.</p> <p>Amends § 256B.0659, subd. 24. Modifies the duties of a PCA provider agency to include ensuring that any PCA driving a recipient has a valid driver’s license and that the vehicle used is registered and insured according to Minnesota law.</p>
5	<p>Definitions.</p> <p>Amends § 256B.85, subd. 2. Modifies the definition of “instrumental activities of daily living” under the CFSS statute to specify traveling includes driving and accompanying the recipient, according to the written results of the individual CFSS service delivery plan. Makes a technical change to the definition of “level I behavior.”</p> <p>Provides an effective date of July 1, 2021, or upon federal approval, whichever is later. Requires the commissioner of human services to notify the revisor of statutes when federal approval is obtained.</p>
6	<p>Noncovered services.</p> <p>Amends § 256B.85, subd. 9. Modifies the list of supports that are not covered under CFSS to include traveling and driving, reimbursable as any other covered service under the chapter of statutes governing MA.</p>
7	<p>Agency-provider model.</p> <p>Amends § 256B.85, subd. 11. Requires agency providers to be responsible for ensuring that any worker driving a participant has a valid driver’s license and the vehicle used is registered and insured according to Minnesota law.</p>
8	<p>Community first services and supports agency provider requirements.</p> <p>Amends § 256B.85, subd. 12c. Requires CFSS agency providers to ensure that travel and driving is documented. Requires documentation to include start and stop times, the origination site, and the destination site.</p>

Section	Description
9	<p data-bbox="313 260 699 296">Participant’s responsibilities.</p> <p data-bbox="313 306 1429 459">Amends § 256B.85, subd. 14. For a participant using the budget model, makes the participant or the participant’s representative responsible for ensuring that a worker driving the participant has a valid driver’s license and the vehicle used is registered and insured according to Minnesota law.</p>



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