Bill Summary Comparison of Health and Human Services

House File 2128-4
Article 8: Economic Supports

Senate File UEH2128-1
Article 9: Economic Supports

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Section	Article 8: Economic Supports		Article 9: Economic Supports
1	Income. Amends § 119B.011, subd. 15. Modifies the definition of "income" in the chapter of statutes governing child care assistance programs by including nonrecurring income over \$60 per quarter unless earmarked and used for the purpose for which it was intended. Makes technical changes. Provides a March 1, 2023, effective date.	Page R1: House only	
2	Changes in eligibility. Amends § 119B.025, subd. 4. Clarifies a cross-reference. Provides a March 1, 2023, effective date.	Page R1: House only	
Article 9, section 3	Eligibility; annual income; calculation. Amends §119B.09, subd. 4. Changes how a family's income is calculated for child care assistance. This section is effective March 1, 2023.	Page R2: Different, no conflict. Senate modifies calculation of self-employment income in paragraph (b), effective May 1, 2022. House modifies inclusion of lump sums counted as income in paragraph (c), effective March 1, 2023.	Section 1 (119B.09, subdivision 4) modifies child care assistance self-employment income to be calculated based on the cash assistance eligibility statutes in chapter 256P.05.
		Page R2: Senate only	Section 2 (252.27, subdivision 2a) exempts parents of children utilizing the TEFRA option to access home and community-based waiver services from the rules governing parental contribution fees for those services.
		Page R5: Senate only	Section 3 (256B.14, subdivision 2) exempts parents of children utilizing the TEFRA option to access home and community-based waiver services from the rules governing parental contribution fees for those services.

Section	Article 8: Economic Supports		Article 9: Economic Supports
3	Budgeting and reporting. Amends § 256D.03, by adding subd. 2b. Requires county agencies to determine eligibility and calculate benefit amounts for GA according to the chapter of statutes governing economic assistance program eligibility and verification. Provides a March 1, 2023, effective date.	Page R5: House only	
4	SNAP employment and training. Amends § 256D.051, by adding subd. 20. Requires the commissioner to: (1) implement a SNAP employment and training program that meets federal SNAP employment and training participating requirements; and (2) operate a voluntary SNAP employment and training program. Requires nonexempt SNAP recipients who do not meet federal SNAP work requirements to participate in an employment and training program, unless residing in an area covered by a time-limited waiver. Allows the commissioner to contract with third-party providers for SNAP employment and training services. Provides an August 1, 2021, effective date.	Page R5: Technical differences in capitalization. Staff recommends Senate.	Section 4 [256D.051, subdivision 20] requires the commissioner to implement both a mandatory and voluntary SNAP employment and training program that satisfies federal requirements.
5	County and tribal agency duties. Amends § 256D.051, by adding subd. 21. Requires county or tribal agencies that administer SNAP to inform adult SNAP recipients about employment and training services and providers in the recipient's area. Allows county or tribal agencies that administer SNAP to subcontract with a public or private entity approved by the commissioner to provide SNAP employment and training services.	Page R6: Technical differences in capitalization. Staff recommends Senate.	Section 5 [256D.051, subdivision 21] requires counties and Tribal agencies that administer SNAP to inform program recipients about employment and training services.

Section	Article 8: Economic Supports		Article 9: Economic Supports
	Provides an August 1, 2021, effective date.		
6	Duties of commissioner. Amends § 256D.051, by adding subd. 22. Lists the commissioner's duties related to administering SNAP employment and training services. Provides an August 1, 2021, effective date.	Page R6: Technical differences in capitalization. Staff recommends Senate.	Section 6 [256D.051, subdivision 22] requires the commissioner to supervise SNAP employment and training services, disburse, accept, and supervise money for those services, and cooperate with other agencies and local entities to facilitate those services.
7	Recipient duties. Amends § 256D.051, by adding subd. 23. Requires nonexempt SNAP recipients to meet federal SNAP work requirements to receive SNAP assistance beyond the time limit, unless residing in an area covered by a time-limited waiver. Provides an August 1, 2021, effective date.	Page R7: Identical except for different subdivision headers. House header is "recipient duties" and Senate header is "participant duties."	Section 7 [256D.051, subdivision 23] requires SNAP participants to satisfy federal work requirements to receive assistance beyond the time limit, unless covered by a waiver.
8	Program funding. Amends § 256D.051, by adding subd. 24. With certain exceptions, requires the commissioner to disburse money allocated for federal SNAP employment and training to counties and tribes that administer SNAP based on a formula determined by the commissioner. Requires the commissioner to disburse federal funds the commissioner receives as reimbursement for SNAP employment and training costs to the state agency, county, tribe, or contracted agency that incurred the costs being reimbursed. Allows the commissioner to reallocate unexpended money to county, tribal, or contracted agencies that demonstrate a need for additional funds. Provides an August 1, 2021, effective date.	Page R7: Technical differences in capitalization. Staff recommends Senate.	Section 8 [256D.051, subdivision 24] authorizes the disbursement of federal funds for SNAP employment and training services, requires the commissioner to receive and expend those funds only for the designated purposes, and permits the commissioner to reallocate unexpended funds to county, Tribal, or contracted agencies that demonstrate a need for additional funds.

Section	Article 8: Economic Supports		Article 9: Economic Supports
9	Asset limitations for SNAP households. Amends § 256D.0515. Increases the SNAP gross income limit from 165 percent of the federal poverty guidelines to 200 percent of the federal poverty guidelines.	Page R7: House only	
10	SNAP reporting requirements. Amends § 256D.0516, subd. 2. Removes language exempting households receiving food benefits under the MFIP waiver from SNAP reporting requirements. Provides a March 1, 2023, effective date.	Page R8: House only	
		Page R8: Senate only	Section 9 (256E.30, subdivision 2) adjusts the base funding calculation for community action agencies and Indian reservations by removing the calculation for agencies with low income populations up to 1,999.
11	Distribution of appropriation. Amends § 256E.34, subd. 1. Allows food shelves affiliated with a federally recognized tribal nation to be eligible for food shelf grants.	Page R8: Identical, except for difference in capitalization and Senate includes July 1, 2021, effective date.	Section 10 (256E.34, subdivision 1) adds Tribal nations to the entities authorized to receive food shelf funding.
12	Prospective budgeting. Amends § 256I.03, subd. 13. Modifies the definition of "prospective budgeting" under the chapter of statutes governing housing support by cross-referencing a new definition in the chapter of statutes governing economic assistance eligibility and verification. Provides a March 1, 2023, effective date.	Page R9: House only	

Section	Article 8: Economic Supports		Article 9: Economic Supports
13	Reports.	Page R9: House only	
	Amends § 256I.06, subd. 6. Modifies requirements related to reporting changes in circumstances under the housing support		
	program to conform to new reporting requirements under the		
	chapter of statutes governing economic assistance eligibility and verification.		
	Provides a March 1, 2023, effective date.		
14	Amount of housing support payment.	Page R9: House only	
	Amends § 256I.06, subd. 8. Makes a conforming change related to prospective budgeting.		
	Provides a March 1, 2023, effective date.		
15	Countable income.	Page R10: House only	
	Amends § 256J.08, subd. 15. Modifies the definition of "countable income" under MFIP to be consistent with requirements under the		
	chapter of statutes governing economic assistance eligibility and		
	verification.		
	Provides an August 1, 2021, effective date.		
16	Prospective budgeting.	Page R10: House only	
	Amends § 256J.08, subd. 71. Modifies the definition of		
	"prospective budgeting" in the chapter of statutes governing MFIP by cross-referencing a new definition in the chapter of statutes		
	governing economic assistance eligibility and verification.		
	Provides a March 1, 2023, effective date.		

Section	Article 8: Economic Supports		Article 9: Economic Supports
17	Recurring income. Amends § 256J.08, subd. 79. Modifies the definition of "recurring income" under MFIP by removing a reference to retrospective budgeting. Provides a March 1, 2023, effective date.	Page R10: House only	
18	MFIP eligibility requirements. Amends § 256J.10. Makes income limitations consistent with requirements in the chapter of statutes governing economic assistance eligibility and verification. Provides an August 1, 2021, effective date.	Page R10: House only	
19	Initial income test. Amends § 256J.21, subd. 3. Makes changes to MFIP initial eligibility determinations to make the determinations consistent with requirements in the chapter of statutes governing economic assistance eligibility and verification. Removes the monthly income test and replaces it with prospective budgeting and specifies the income test is for a six month period. Provides an August 1, 2021, effective date, except for the changes related to the monthly income test, which are effective March 1, 2023.	Page R11: House only	
20	Income test and determination of assistance payment. Amends § 256J.21, subd. 4. Makes conforming changes related to prospective budgeting under MFIP. Provides a March 1, 2023, effective date.	Page R11: House only	

Section	Article 8: Economic Supports		Article 9: Economic Supports
21	Distribution of income. Amends § 256J.21, subd. 5. Modifies MFIP distribution of income requirements to be consistent with the chapter of statutes governing economic assistance eligibility and verification. Provides an August 1, 2021, effective date.	Page R12: House only	
22	MFIP transitional standard. Amends § 256J.24, subd. 5. Requires the commissioner of human services to adjust the cash portion of the MFIP grant for inflation based on the CPI-U for the prior calendar year on October 1 of each year beginning in fiscal year 2022.	Page R12: House only	
23	Late MFIP household report forms. Amends § 256J.30, subd. 8. Requires the county agency to contact the MFIP caregiver by phone or in writing to acquire the necessary information to complete the MFIP household report form when the agency receives an incomplete form (under current law the county agency must return the incomplete form and clearly state what the caregiver must do to complete the form).	Page R13: Identical, except Senate includes a September 1, 2021, effective date.	Section 13 (256J.30, subdivision 8) permits county agencies to make required contact of the caregiver of a minor child in writing or by phone upon receipt of an incomplete monthly MFIP household report form. Under current law, the county agency must return the incomplete MFIP household report form.

Section	Article 8: Economic Supports		Article 9: Economic Supports
24	Determination of eligibility. Amends § 256J.33, subd. 1. Makes conforming changes related to prospective budgeting under MFIP. Makes income calculations consistent with requirements under the chapter of statutes governing economic assistance eligibility and verification. Specifies an assistance unit is not eligible when the countable income equals or exceeds the MFIP standard of need or the family wage level for the assistance unit. Provides a March 1, 2023, effective date, with certain exceptions that are effective August 1, 2021.	Page R14: House only	
25	Prospective eligibility. Amends § 256J.33, subd. 2. Makes conforming changes related to prospective budgeting under MFIP. Provides a March 1, 2023, effective date.	Page R14: House only	
26	Monthly income test. Amends § 256J.33, subd. 4. Makes MFIP income calculations consistent with requirements under the chapter of statutes governing economic assistance eligibility and verification. Provides an August 1, 2021, effective date.	Page R15: House only	
		Page R15: Senate only	Section 14 (256J.35, paragraph (a)) increases the MFIP housing assistance benefit from \$110 to \$150 per month.

HOUSE

Section **Article 8: Economic Supports Article 9: Economic Supports** Page R16: House only 27 Deemed income from ineligible assistance unit members. Amends § 256J.37, subd. 1. Clarifies that SSI or MSA income from an ineligible household member must not be deemed to the household members who are eligible for MFIP. Provides an August 1, 2021, effective date. 28 Deemed income from parents of minor caregivers. Page R16: House only Amends § 256J.37, subd. 1b. Clarifies that the income of a stepparent living with a minor caregiver must be counted in determining the minor caregiver's benefits. Removes a crossreference that is being repealed. Provides an August 1, 2021, effective date. Page R17: House only Earned income of wage, salary, and contractual employees. 29 Amends § 256J.37, subd. 3. Makes conforming changes. Provides a March 1, 2023, effective date. Rental subsidies; unearned income. Page R17: House only 30 Amends § 256J.37, subd. 3a. Makes conforming changes related to prospective budgeting under MFIP. Provides a March 1, 2023, effective date. Page R18: Identical, except Senate includes July 1, 2021, Section 16 (256J.626, subdivision 1) clarifies that tribes that 31 Consolidated fund. effective date. administer MFIP eligibility are authorized to use emergency Amends § 256J.626, subd. 1. Clarifies use of the MFIP funds for all authorized purposes, whereas tribes that do not consolidated fund by tribes. administer MFIP eligibility may use emergency for some authorized purposes, and clarifies that payments from the MFIP consolidated fund to support a caregiver are not included in a

HOUSE

Section **Article 8: Economic Supports Article 9: Economic Supports** family's available income for eligibility purposes. **32** Property and income limitations. Page R18: House only Amends § 256J.95, subd. 9. Makes income calculations for DWP consistent with requirements under the chapter of statutes governing economic assistance eligibility and verification. Provides an August 1, 2021, effective date. 33 Earned income. Page R18: House only Amends § 256P.01, subd. 3. Modifies the definition of "earned income" under the chapter of statutes governing economic assistance eligibility and verification. Provides an August 1, 2021, effective date. 34 Prospective budgeting. Page R18: House only Amends § 256P.01, by adding subd. 9. Defines "prospective budgeting" in the chapter of statutes governing economic assistance eligibility and verification. Provides a March 1, 2023, effective date. Page R19: Senate only Section 30 (256P.02, subdivision 1a) removes the exemption from counting personal property for purposes of CCAP income. Section 31 (256P.02, subdivision 2) adds the value of business Page R19: Senate only accounts used to pay personal expenses to the list of assets to be valuated and verified as part of an individual's eligibility for cash assistance programs.

HOUSE

Section **Article 8: Economic Supports Article 9: Economic Supports** Page R19: Different. House removes nonrecurring income Section 32 (256P.04, subdivision 4) adds the value of business 35 Factors to be verified. accounts used to pay personal expenses to the list of assets to be from the list of items that must be verified. Senate adds the Amends § 256P.04, subd. 4. Removes from the list of items that valuated and verified as part of an individual's eligibility for cash value of business accounts used to pay personal expenses to must be verified the use of nonrecurring income. Makes assistance programs. conforming cross-reference changes. the list of assets to be verified. Provides a March 1, 2023, effective date, except the crossreference changes are effective July 1, 2021. Recertification. Page R20: House only 36 Amends § 256P.04, subd. 8. Removes the requirement for an interview during the recertification process under the chapter of statutes governing economic assistance eligibility and verification. Provides an immediate effective date. Section 33 (256P.05) aligns the process for individuals to submit Page R20: Senate only forms and calculate self-employment earned income for cash assistance programs with the process for SNAP applicants. Exemptions. Page R21: House only 37 Amends § 256P.06, subd. 2. Makes grammatical changes. For individuals who are members of a housing support and MFIP assistance unit, the assistance standard effective January 2020 for a household of one under MFIP shall be counted as income under housing support, and any subsequent increases to unearned income under MFIP are exempt. Page R22: Different. Changes to clause (2), item (vii) are Section 34 (256P.06, subdivision 3) exempts unemployment 38 Income inclusions. same; remainder of changes are House only. insurance income obtained by young adults enrolled as students Amends § 256P.06, subd. 3. Clarifies the list of items that must be from being included as income for cash assistance eligibility. included in determining the income of an assistance unit and

Section	Article 8: Economic Supports		Article 9: Economic Supports
	removes nonrecurring income from the list in the chapter of statutes governing economic assistance eligibility and verification. Provides a March 1, 2023, effective date, except the provision related to unemployment insurance income is effective immediately and the provision related to workers' compensation is effective August 1, 2021.		
39	Reporting of changes. Amends § 256P.07. Clarifies language related to exempted programs. Adds language exempting participants who qualify for child care assistance programs (CCAP) from this section, except for the reporting requirements specifically related to CCAP. Requires applicants or assistance units to report certain changes during the application period or by the tenth of the month following the month that the change occurred. Modifies the list of changes that must be reported. Modifies MFIP-specific, CCAP-specific, and MSA-specific reporting requirements. Adds housing support-specific and GA-specific reporting requirements. Provides a March 1, 2023, effective date.	Page R23: House only	
40	Prospective budgeting of benefits. Creates § 256P.09. Subd. 1. Exempted programs. Exempts participants who qualify for CCAP, housing support, and MSA from prospective budgeting of benefits. Subd. 2. Prospective budgeting of benefits. Requires agencies to use prospective budgeting to calculate an assistance payment amount.	Page R27: House only	

Section	Article 8: Economic Supports		Article 9: Economic Supports
	Subd. 3. Income changes. Requires prospective budgeting to be used to determine the amount of the assistance unit's benefit for the following six-month period. Prohibits an increase in income from affecting an assistance unit's eligibility or benefit amount until the next case review. Specifies when decreases in income are effective. Provides a March 1, 2023, effective date.		
41	Six-month reporting.	Page R27: House only	
	Creates § 256P.10.		
	Subd. 1. Exempted programs. Exempts assistance units who qualify for CCAP, MSA, and certain housing support assistance units from six-month reporting.		
	Subd. 2. Reporting. Paragraph (a) subjects assistance units that qualify for MFIP, assistance units that qualify for GA with earned income of \$100 per month or greater, and assistance units that qualify for housing support with earned income of \$100 per month or greater to six month case reviews. Allows the initial reporting period to be shorter than six months in order to align with other program reporting periods.		
	Paragraph (b) requires assistance units that qualify for MFIP and GA to complete household report forms for redetermination of benefits.		
	Paragraph (c) requires assistance units that qualify for housing support to complete household report forms to provide information about earned income.		

Section	Article 8: Economic Supports		Article 9: Economic Supports
	Paragraph (d) requires assistance units that qualify for housing support and also receive MFIP to be subject to the six-month reporting requirements for MFIP, but not for housing support.		
	Paragraph (e) requires assistance units to submit a household report form in compliance with the requirements of this chapter.		
	Paragraph (f) allows assistance units to choose to report changes under this section at any time.		
	Subd. 3. When to terminate assistance. Paragraph (a) requires an agency to terminate benefits when the participant fails to submit the household report form before the end of the six month review period. If the participant submits the household report form within 30 days of the termination of benefits, requires benefits to be reinstated and made available retroactively for the full benefit month.		
	Paragraph (b) requires an agency to terminate assistance when an assistance unit is determined to be ineligible for assistance according to the chapters of statutes governing GA, housing support, or MFIP.		
	Provides a March 1, 2023, effective date.		
42	Waivers and modifications. Amends Laws 2020, First Special Session ch. 7, § 1, by adding subd. 5. Extends certain DHS program waivers and modifications related to the peacetime emergency declared by the governor in response to the COVID-19 outbreak until December 31, 2021.	Page R28: House only	

Section	Article 8: Economic Supports		Article 9: Economic Supports
43	Direction to commissioner; long-term homeless supportive services report.	Page R29: House only	
	Paragraph (a) requires the commissioner of human services to produce a report that shows the projects funded under the long-term homeless supportive services program and provide a copy of the report to the legislative committees with jurisdiction over services for persons experiencing homelessness by January 15, 2023.		
	Paragraph (b) requires the report to be updated annually for two additional years and the commissioner to provide copies of the updated reports to the legislative committees with jurisdiction over services for persons experiencing homelessness by January 15, 2024, and January 15, 2025.		
44	2022 Report to Legislature on Runaway and Homeless Youth.	Page R29: House only	
	Subd. 1. Report development. Exempts the commissioner of human services from preparing the 2023 homeless youth report and instead requires the commissioner to update a 2007 legislative report on runaway and homeless youth using existing data, studies, and analysis provided by state, county, and other entities. Lists the data, studies, and analysis that must be included in the development of the report.		
	Subd. 2. Key elements; due date. Paragraph (a) requires the report to include three key elements where significant learning has occurred since the 2007 report, including: (1) unique causes of youth homelessness; (2) targeted responses to youth homelessness; and (3) recommendations based on existing reports and analysis on what is needed to end youth homelessness. Paragraph (b)		
	lists other data that must be included in the report.		

	HOUSE		SENATE	
Section	Article 8: Economic Supports		Article 9: Economic Supports	
	Paragraph (c) requires the commissioner to consult with community-based providers of homeless youth services and other stakeholders to complete the report and to submit the report to the legislative committees with jurisdiction over youth homelessness by December 15, 2022.			
		Page R30: Senate only	Section 59 (Grant to Minnesota Association for Volunteer Administration) requires the commissioner of human services to award a onetime grant to the Minnesota Association for Volunteer Administration to administer subgrants to underresourced nonprofits in greater Minnesota to expand access to human services through increased volunteer activities. The association is required to report to the legislature by December 15, 2023, on the outcomes of the subgrants and make recommendations for improving volunteer efforts statewide.	
		Page R31: Senate only	Section 60 allocates \$73,000,00 in fiscal years 2022 and 2023 from funds received under the federal American Rescue plan act for the child care and development block grant for transfer to the commissioner of education for the early learning scholarship program. The commissioners must consult to ensure transferred funds are distributed to support priority groups in compliance with the federal regulations.	
		Page R31: Senate only	Section 61 allocates \$10,000,000 in fiscal year 2022 from funds received under the federal American Rescue Plan Act for pandemic emergency assistance for emergency assistance grants to families with children for rent or mortgage payments and arrears, utility bills and arrears, food, clothing, public transportation or vehicle repairs, and school-related equipment needs.	

Section	Article 8: Economic Supports		Article 9: Economic Supports
		Page R32: Senate only	Section 62 allocates \$4,327,000 in fiscal year 2023 from funds received under the federal American Rescue Plan Act for pandemic emergency assistance to the MFIP consolidated fund.
45	Repealer. Paragraph (a) repeals Minn. Stat. §§ 256D.051, subds. 1 (SNAP employment and training program), 1a (notices and sanctions), 2 (county agency duties), 2a (duties of commissioner), 3 (participant duties), 3a (requirement to register work), 3b (orientation), 6b (federal reimbursement), 6c (program funding), 7 (registrant status), 8 (voluntary quit), 9 (subcontractors), and 18 (work experience placements); and 256D.052, subd. 3 (participant literacy transportation costs); and 256J.21, subds. 1 (income inclusions) and 2 (income exclusions), effective August 1, 2021. Paragraph (b) repeals Minn. Stat. §§ 256J.08, subds. 10 (budget month), 53 (lump sum), 61 (monthly income test), 62 (nonrecurring income), 81 (retrospective budgeting), and 83 (significant change); 256J.30, subds. 5 (monthly MFIP household reports), 7 (due date of MFIP household report form), and 8 (late MFIP household report forms); 256J.33, subds. 3 (retrospective eligibility), 4 (monthly income test), and 5 (when to terminate assistance); 256J.34, subds. 1 (prospective budgeting), 2 (retrospective budgeting), 3 (additional uses of retrospective budgeting), and 4 (significant change in gross income); and 256J.37, subd. 10 (treatment of lump sums), effective March 1, 2023.	Page R32: Similar. SNAP employment and training repealer is same; House repeals certain MFIP statutes and Senate does not; Senate repeals an adoption statute and House does not.	Section 63 (Repealer) repeals statutes to implement the changes to SNAP employment and training and adoption policy modifications.