

HOUSE RESEARCH

Bill Summary

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Overview

This bill contains the Department of Human Services continuing care policy provisions. The bill updates terminology to include community residential settings, and modifies PCA provisions, the common entry point for reporting maltreatment of vulnerable adults, and the home and community-based services provider rate and grant increase effective April 1, 2014.

Section

- 1 Personal care assistant; requirements.** Amends § 256B.0659, subd. 11. Removes obsolete language related to payment of services provided by certain relatives. The language being removed was found to be unconstitutional by the court in 2013. Makes this section effective the day following final enactment.
- 2 Personal care assistance provider agency; required documentation.** Amends § 256B.0659, subd. 28. Modifies the list of documentation a PCA provider agency must maintain to conform to the change in section 1. Makes this section effective the day following final enactment.
- 3 Enrollment requirements.** Amends § 256B.4912, subd. 10. Removes home and community-based waiver provider requirements to provide proof of surety bond coverage and fidelity bond coverage. Lists certain provider-types that are required to provide proof of liability insurance. Exempts providers of foster care services covered under section 245.814 from this requirement (section 245.814 requires liability insurance for these providers). Makes this section effective the day following final enactment.
- 4 Home and community-based settings for people with disabilities.** Amends § 256B.492.

Section

Modifies the list of allowable home and community-based settings for people with disabilities by adding community residential settings of up to five people. Community residential setting is the new term for corporate adult foster care.

- 5 Commissioner's duties; report.** Amends § 256B.493, subd. 1. Adds community residential settings to the list of settings for which the commissioner must solicit proposals for the conversion of services provided for persons with disabilities to other types of community settings.
- 6 Rules regarding emergency assistance.** Amends § 256D.01, subd. 1e. Prohibits GA payments from being made for community residential settings licensed under chapter 245D.
- 7 Excluded time.** Amends § 256G.02, subd. 6. Adds community residential settings to the list of settings included in the definition of "excluded time."
- 8 Group residential housing.** Amends § 256I.03, subd. 3. Includes community residential settings in the definition of group residential housing.
- 9 License required.** Amends § 256I.04, subd. 2a. Adds residences licensed by the commissioner of human services under chapter 245D to the list of establishments with which counties may enter into agreements to provide GRH.
- 10 Common entry point designation.** Amends § 626.557, subd. 9. Requires each county board to designate a common entry point for reports of suspected maltreatment for use until the commissioner of human services establishes a common entry point. Allows two or more county boards to jointly designate a single common entry point. Delays the implementation of the common entry point established by the commissioner of human services by six months. The new implementation date is no sooner than January 1, 2015. Makes this section effective the day following final enactment.
- 11 Effective date.** Amends Laws 2011, First Special Session ch. 9, art. 7, § 7, the effective date. Removes an age threshold in an effective date for MA-EPD to conform to program eligibility criteria.
- 12 Provider rate and grant increase effective April 1, 2014.** Amends Laws 2013, ch. 108, art. 7, § 60. Modifies the home and community-based services provider rate and grant increase effective April 1, 2014, to allow the essential community supports program to receive the one percent increase. Makes this section effective April 1, 2014.