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## Overview

This bill modifies the criteria used by the commissioner of health in determining hardship areas with regard to access to nursing facility services and modifies the provision governing specialized care facilities under the nursing facility statutes.

### Section

- 1 **Eligibility for license condition.** Amends § 144.562, subd. 2. Modifies the commissioner's authority to approve swing bed use above the cap by requiring patients to agree to referral to skilled nursing facilities under certain circumstances.
- 2 **Exceptions authorizing increase in beds; hardship areas.** Amends § 144A.071, subd. 3. Modifies the list of criteria the commissioner of health must consider when determining an area of the state is a hardship area with regard to access to nursing facility services. Updates cross-references.
- 3 **Specialized care facilities.** Amends § 256R.46. Modifies the total care-related payment rate limit under MA for specialized care facilities. Modifies the definition of "specialized care facilities" by adding nursing facilities or a unit of a nursing facility that admits after discharge from a hospital persons who have major disorders of thought, mood, or cognition, whose disorders are concurrent with medical diagnoses or aggressive behaviors, who are unable to care for themselves, and who require nursing home level of care, but for whom no appropriate subacute care, transitional care, or residential outpatient options are available upon hospital discharge. Requires a hospital system that discharges a patient to certain specialized care facilities to provide the facility with specified programmatic supports for the patient.