

Subject Regulation of prescribed pediatric extended care (PPEC) centers

Authors Edelson and others

Analyst Elisabeth Klarqvist and Danyell A. Punelli

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Overview

A prescribed pediatric extended care (PPEC) center is a facility that provides nonresidential basic services to three or more medically complex or technologically dependent children who are not related to the center owner. Statutes authorizing the commissioner of health to license these centers were enacted in 2017 as Minnesota Statutes, chapter 144H. This bill modifies the licensure requirements for PPEC centers in chapter 144H; makes PPEC center basic services covered under medical assistance; sets daily per-child rates for these services under MA; directs the commissioner of human services to establish quality measures and reporting requirements for PPEC centers; and directs the commissioner of human services to submit MA state plan amendments needed to cover PPEC center basic services.

Summary

Section	Description
1	Background studies required. Amends § 144.057, subd. 1. Directs the commissioner of health to contract with the commissioner of human services for background studies of individuals who have direct contact with and are providing services to medically complex or technologically dependent children at a prescribed pediatric extended care (PPEC) center. Makes this section effective August 1, 2019.
2	Medically complex or technologically dependent child. Amends § 144H.01, subd. 5. Amends the definition of medically complex or technologically dependent child for chapter 144H, the chapter governing PPEC center licensure. Makes this section effective August 1, 2019.
3	Licenses. Amends § 144H.04, subd. 1. Changes the date for the commissioner of health to begin licensing PPEC centers, from January 1, 2018 to July 1, 2020. Makes this section effective retroactively from January 1, 2018.

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4	Licensure phase-in. Adds subd. 1a to § 144H.04. Directs the commissioner to phase in licensure of PPEC centers by issuing no more than two center licenses prior to June 30, 2022. Makes a license issued under this subdivision valid until June 30, 2022. Makes this section effective upon the effective date of section 12.
5	Application of rules for hospice services and residential hospice facilities. Amends § 144H.06. In a section listing rules for hospice services and residential hospice facilities that apply to PPEC centers, strikes a requirement for an applicant for PPEC center initial licensure or licensure renewal to document compliance with background study requirements (background study requirements for PPEC center employees are instead being added to section 144.057, subd. 1) and requires an applicant to pay the fees specified in section 144A.753, subd. 1, para. (c), based on the applicant's revenue from the past fiscal year. Makes this section effective August 1, 2019.
6	Services. Amends § 144H.07, subd. 1. Allows a PPEC center to provide services up to 12.5 hours per day, rather than up to 14 hours per day as in current law, and adds a requirement that its hours of operation must be during normal waking hours. Makes this section effective August 1, 2019.
7	Limitations. Amends § 144H.07, subd. 2. Limits a child's attendance at a PPEC center to 12.5 hours within a 24-hour period, rather than 14 hours within a 24-hour period as in current law. Makes this section effective August 1, 2019.
8	Administrators. Amends § 144H.08, subd. 2. In order to be a PPEC center administrator, requires a person to have at least two years of experience in the past five years caring for or managing the care of medically complex or technologically dependent children. Makes this section effective August 1, 2019.
9	Registered nurses. Amends § 144H.11, subd. 2. Removes a requirement that registered nurse, in order to be employed at a PPEC center, must have experience in the past 24 months being responsible for the care of acutely ill or chronically ill children. Makes this section effective August 1, 2019.
10	Licensed practical nurses. Amends § 144H.11, subd. 3. Removes a requirement that a licensed practical nurse, in order to be employed at a PPEC center, must have at least two years of experience in pediatrics. Makes this section effective August 1, 2019.

Section	Description
11	<p>Other direct care personnel.</p> <p>Amends § 144H.11, subd. 4. Makes technical changes to a subdivision establishing requirements for direct care personnel employed by a PPEC center. Makes this section effective August 1, 2019.</p>
12	<p>Prescribed pediatric extended care (PPEC) center basic services.</p> <p>Amends § 256B.0625, by adding subd. 66. Adds PPEC center basic services to MA-covered services. Specifies how PPEC basic services shall be reimbursed. Makes this section effective July 1, 2020, or upon federal approval, whichever is later. Requires the commissioner of human services to notify the revisor when federal approval is obtained.</p>
13	<p>PPEC center services.</p> <p>Creates § 256B.86.</p> <p>Subd. 1. Reimbursement rates. Sets the daily per child payment rates for PPEC basic services covered by MA and provided at PPEC licensed centers.</p> <p>Subd. 2. Determination of complexity level. Requires complexity level to be determined based on the level of nursing intervention required for each child using an assessment tool approved by the commissioner.</p> <p>Makes this section effective July 1, 2020, or upon federal approval, whichever occurs later. Requires the commissioner of human services to notify the revisor when federal approval is obtained.</p>
14	<p>Direction to the commissioner of human services; quality measures for PPEC centers.</p> <p>Requires the commissioner of human services, in consultation with PPEC centers licensed prior to June 30, 2022, to develop quality measures for PPEC centers, procedures for reporting quality measures to the commissioner, and methods for the commissioner to make the results of the quality measures available to the public. Makes this section effective upon the effective date of section 12.</p>
15	<p>Direction to the commissioner of human services; PPEC.</p> <p>Requires the commissioner of human services, no later than October 15, 2019, to submit to the federal Centers for Medicare and Medicaid Services any MA state plan amendments necessary to cover PPEC center basic services. Provides an immediate effective date.</p>
16	<p>Repealer.</p> <p>Repeals section 144H.08, subd. 1, effective August 1, 2019. (That subdivision establishes duties of the owner of a PPEC center.)</p>



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