

**Subject** Personal assistance limit on hours of service that can be provided by a parent or spouse

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### Overview

This bill increases the limit on hours of personal assistance services that can be provided by parents of minor children and by spouses under consumer-directed community supports (CDCS) and community first services and supports (CFSS).

CDCS gives a person more choice and responsibility for his or her services and supports. CDCS includes services and supports available through MA waivers and also allows a person to buy nontraditional supports, such as assistive technology and home and vehicle modifications.

CFSS were created by the 2013 Legislature and are intended to replace the PCA and consumer support grant programs. CFSS will be available statewide to eligible individuals to provide assistance and support to persons with disabilities, the elderly, and others with special health care needs living independently in the community.

### Summary

Section	Description
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<b>1</b>	<b>Services provided by parents and spouses.</b>
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Amends § 256B.4911, by adding subd. 6. Paragraph (a) limits MA payments under consumer-directed community supports (CDCS) for personal assistance services provided by a parent to the parent's minor child or by a spouse. Lists the programs to which this limit applies.

Paragraph (b) defines "parent" for purposes of this subdivision.

Paragraph (c) specifies the maximum number of hours parents may provide personal assistance services to a minor child in a seven-day period if multiple parents are providing services.

Section	Description
	<p>Paragraph (d) specifies the maximum number of hours a parent may provide to a minor child in a seven-day period if only one parent is providing services.</p>
	<p>Paragraph (e) specifies the maximum number of hours of service a spouse may provide in a seven-day period.</p>
	<p>Paragraph (f) prohibits this subdivision from being construed as permitting an increase in the total authorized CDCS budget for an individual.</p>
	<p>Makes this section effective July 1, 2022, or upon federal approval, whichever is later. Requires the commissioner of human services to inform the revisor of statutes when federal approval is obtained.</p>
2	<p><b>Community first services and supports; covered services.</b></p> <p>Amends § 256B.85, subd. 7. Modifies the list of covered services under community first services and supports (CFSS) by removing the existing limits on the number of hours a parent can provide to a minor child. Increased limits on the number of hours of service a parent can provide to a minor child are specified in the new subdivision 7b.</p> <p>Makes this section effective July 1, 2022, or upon federal approval, whichever is later. Requires the commissioner of human services to inform the revisor of statutes when federal approval is obtained.</p>
3	<p><b>Services provided by parents and spouses.</b></p> <p>Amends § 256B.85, by adding subd. 7b. Paragraph (a) specifies the services and supports to which this subdivision applies.</p> <p>Paragraph (b) specifies the maximum number of hours parents may provide personal assistance services to a minor child in a seven-day period if multiple parents are providing services.</p> <p>Paragraph (c) specifies the maximum number of hours a parent may provide to a minor child in a seven-day period if only one parent is providing services.</p> <p>Paragraph (d) specifies the maximum number of hours of service a spouse may provide in a seven-day period.</p> <p>Paragraph (e) prohibits this subdivision from being construed as permitting an increase in either the total authorized CFSS budget for an individual or the total number of authorized service units.</p>

Section	Description
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Paragraph (f) prohibits a parent or spouse from receiving a wage that exceeds the current rate for a CFSS support worker, including the wage, benefits, and payroll taxes.

Makes this section effective July 1, 2022, or upon federal approval, whichever is later. Requires the commissioner of human services to inform the revisor of statutes when federal approval is obtained.



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