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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. 1043

02/11/2019 Authored by Cantrell, Schomacker, Kunesh-Podein, Hamilton, Moran and others
The bill was read for the first time and referred to the Committee on Ways and Means

1.1 A bill for an act
1.2 relating to human services; modifying certain housing support rates; appropriating
1.3 money; amending Minnesota Statutes 2018, section 256I.05, subdivision 1c.

1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.5 Section 1. Minnesota Statutes 2018, section 256I.05, subdivision 1c, is amended to read:

1.6 Subd. 1c. Rate increases. An agency may not increase the rates negotiated for housing
1.7 support above those in effect on June 30, 1993, except as provided in paragraphs (a) to (f).

1.8 (a) An agency may increase the rates for room and board to the MSA equivalent rate
1.9 for those settings whose current rate is below the MSA equivalent rate.

1.10 (b) An agency may increase the rates for residents in adult foster care whose difficulty
1.11 of care has increased. The total housing support rate for these residents must not exceed the
1.12 maximum rate specified in subdivisions 1 and 1a. Agencies must not include nor increase
1.13 difficulty of care rates for adults in foster care whose difficulty of care is eligible for funding
1.14 by home and community-based waiver programs under title XIX of the Social Security Act.

1.15 (c) The room and board rates will be increased each year when the MSA equivalent rate
1.16 is adjusted for SSI cost-of-living increases by the amount of the annual SSI increase, less
1.17 the amount of the increase in the medical assistance personal needs allowance under section
1.18 256B.35.

1.19 (d) When housing support pays for an individual's room and board, or other costs
1.20 necessary to provide room and board, the rate payable to the residence must continue for
1.21 up to 18 calendar days per incident that the person is temporarily absent from the residence,
1.22 not to exceed 60 days in a calendar year, if the absence or absences have received the prior

2.1 approval of the county agency's social service staff. Prior approval is not required for
 2.2 emergency absences due to crisis, illness, or injury.

2.3 (e) For facilities meeting substantial change criteria within the prior year. Substantial
 2.4 change criteria exists if the establishment experiences a 25 percent increase or decrease in
 2.5 the total number of its beds, if the net cost of capital additions or improvements is in excess
 2.6 of 15 percent of the current market value of the residence, or if the residence physically
 2.7 moves, or changes its licensure, and incurs a resulting increase in operation and property
 2.8 costs.

2.9 (f) Until June 30, 1994, an agency may increase by up to five percent the total rate paid
 2.10 for recipients of assistance under sections 256D.01 to 256D.21 or 256D.33 to 256D.54 who
 2.11 reside in residences that are licensed by the commissioner of health as a boarding care home,
 2.12 but are not certified for the purposes of the medical assistance program. However, an increase
 2.13 under this clause must not exceed an amount equivalent to 65 percent of the 1991 medical
 2.14 assistance reimbursement rate for nursing home resident class A, in the geographic grouping
 2.15 in which the facility is located, as established under Minnesota Rules, parts 9549.0051 to
 2.16 9549.0058.

2.17 (g) An agency may increase the rates by \$100 per month for residents in settings under
 2.18 sections 144D.025 and 256I.04, subdivision 2a, paragraph (b), clause (2).

2.19 **Sec. 2. APPROPRIATION; HOMELESS YOUTH ACT.**

2.20 \$5,619,000 in fiscal year 2020 and \$5,619,000 in fiscal year 2021 are appropriated from
 2.21 the general fund to the commissioner of human services to provide grants under Minnesota
 2.22 Statutes, section 256K.45. This appropriation is added to the base.

2.23 **Sec. 3. APPROPRIATION; EMERGENCY SERVICES GRANTS.**

2.24 \$7,500,000 in fiscal year 2020 and \$7,500,000 in fiscal year 2021 are appropriated from
 2.25 the general fund to the commissioner of human services to provide emergency services
 2.26 grants under Minnesota Statutes, section 256E.36. This appropriation is added to the base.

2.27 **Sec. 4. APPROPRIATION; HOUSING SUPPORTS FOR PERSONS WITH**
 2.28 **SERIOUS MENTAL ILLNESS.**

2.29 \$1,000,000 in fiscal year 2020 and \$1,000,000 in fiscal year 2021 are appropriated from
 2.30 the general fund to the commissioner of human services to provide adult mental health
 2.31 grants under Minnesota Statutes, section 245.4661, subdivision 9, paragraph (a), clause (2),

3.1 to support increased availability of housing options with supports for adults with serious
3.2 mental illness. This appropriation is added to the base.

3.3 **Sec. 5. APPROPRIATION; LONG-TERM HOMELESS SUPPORTIVE SERVICES.**

3.4 \$900,000 in fiscal year 2020 and \$900,000 in fiscal year 2021 are appropriated from the
3.5 general fund to the commissioner of human services to provide integrated services needed
3.6 to stabilize individuals, families, and youth living in supportive housing under Minnesota
3.7 Statutes, section 256K.26. This appropriation is added to the base.