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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETIETH SESSION

H. F. No. 2684

05/18/2017 Authored by Thissen
The bill was read for the first time and referred to the Committee on Health and Human Services Reform

1.1 A bill for an act
1.2 relating to human services; establishing a supplemental personal needs allowance
1.3 for certain medical assistance recipients; amending Minnesota Statutes 2016,
1.4 sections 256B.0915, subdivision 1d; 256B.35, by adding a subdivision; 256I.03,
1.5 subdivision 5.

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

1.7 Section 1. Minnesota Statutes 2016, section 256B.0915, subdivision 1d, is amended to
1.8 read:

1.9 Subd. 1d. **Posteligibility treatment of income and resources for elderly waiver.**
1.10 Notwithstanding the provisions of section 256B.056, the commissioner shall make the
1.11 following amendment to the medical assistance elderly waiver program effective July 1,
1.12 1999, or upon federal approval, whichever is later.

1.13 A recipient's maintenance needs will be an amount equal to the Minnesota supplemental
1.14 aid equivalent rate as defined in section 256I.03, subdivision 5, plus the medical assistance
1.15 personal needs allowance and supplemental personal needs allowance as defined in section
1.16 256B.35, subdivision 1, paragraph (a), and subdivision 1a, when applying posteligibility
1.17 treatment of income rules to the gross income of elderly waiver recipients, except for
1.18 individuals whose income is in excess of the special income standard according to Code of
1.19 Federal Regulations, title 42, section 435.236. Recipient maintenance needs shall be adjusted
1.20 under this provision each July 1.

2.1 Sec. 2. Minnesota Statutes 2016, section 256B.35, is amended by adding a subdivision to
2.2 read:

2.3 Subd. 1a. **Supplemental personal needs allowance.** A supplemental personal needs
2.4 allowance of \$50 per month for clothing and personal needs in addition to the allowance
2.5 under subdivision 1, paragraph (a), is established for individuals on medical assistance who
2.6 receive:

2.7 (1) the clothing and personal needs allowance under subdivision 1, paragraph (a); and

2.8 (2) alternative care services under section 256B.0913 or elderly waiver services under
2.9 section 256B.0915.

2.10 Sec. 3. Minnesota Statutes 2016, section 256I.03, subdivision 5, is amended to read:

2.11 Subd. 5. **MSA equivalent rate.** "MSA equivalent rate" means an amount equal to the
2.12 total of:

2.13 (1) the combined maximum shelter and basic needs standards for MSA recipients living
2.14 alone specified in section 256D.44, subdivisions 2, paragraph (a); and 3, paragraph (a); plus

2.15 (2) the maximum allotment authorized by the federal Food Stamp Program for a single
2.16 individual which is in effect on the first day of July each year; less

2.17 (3) the personal needs allowance authorized for medical assistance recipients under
2.18 section 256B.35, subdivision 1.

2.19 The MSA equivalent rate is to be adjusted on the first day of July each year to reflect
2.20 changes in any of the component rates under clauses (1) to (3).