

1.1 A bill for an act

1.2 relating to human services; chemical dependency treatment; pilot projects;
1.3 requiring a report; proposing coding for new law in Minnesota Statutes, chapter
1.4 254B; repealing Laws 2009, chapter 79, article 7, section 26, subdivision 3.

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

1.6 Section 1. **[254B.13] PILOT PROJECTS; CHEMICAL HEALTH CARE.**

1.7 Subdivision 1. **Authorization for pilot projects.** The commissioner of human
1.8 services may approve and implement pilot projects developed under the planning process
1.9 required under Laws 2009, chapter 79, article 7, section 26, to provide alternatives to and
1.10 enhance coordination of the delivery of chemical health services required under section
1.11 254B.03.

1.12 Subd. 2. **Program design and implementation.** (a) The commissioner of
1.13 human services and counties participating in the pilot projects shall continue to work in
1.14 partnership to refine and implement the pilot projects initiated under Laws 2009, chapter
1.15 79, article 7, section 26.

1.16 (b) The commissioner and counties participating in the pilot projects shall
1.17 complete the planning phase by June 30, 2010, and, if approved by the commissioner for
1.18 implementation, enter into agreements governing the operation of the pilot projects with
1.19 implementation scheduled no earlier than July 1, 2010.

1.20 Subd. 3. **Program evaluation.** The commissioner of human services shall evaluate
1.21 pilot projects under this section and report the results of the evaluation to the legislative
1.22 committees with jurisdiction over chemical health by June 30, 2013. Evaluation of the
1.23 pilot projects must be based on outcome evaluation criteria negotiated with the projects
1.24 prior to implementation.

2.1 Subd. 4. Notice of project discontinuation. Each county's participation in the
2.2 pilot project may be discontinued for any reason by the county or the commissioner of
2.3 human services after 30 days' written notice to the other party. Any unspent funds held
2.4 for the exiting county's pro rata share in the special revenue fund under the authority
2.5 in subdivision 5, paragraph (c), shall be transferred to the general fund following
2.6 discontinuation of the pilot project.

2.7 Subd. 5. Duties of commissioner. (a) Notwithstanding any other provisions in
2.8 this chapter, the commissioner may authorize pilot projects to use chemical dependency
2.9 treatment funds to pay for services:

2.10 (1) in addition to those authorized under section 254B.03, subdivision 2, paragraph
2.11 (a); and

2.12 (2) by vendors in addition to those authorized under section 254B.05 when not
2.13 providing chemical dependency treatment services.

2.14 (b) State expenditures for chemical dependency services and any other services
2.15 provided by or through the pilot projects must not be greater than chemical dependency
2.16 treatment fund expenditures expected in the absence of the pilot projects. The
2.17 commissioner may restructure the schedule of payments between the state and participating
2.18 counties under the local agency share and division of cost provisions under section
2.19 254B.03, subdivisions 3 and 4, as necessary to facilitate the operation of the pilot projects.

2.20 (c) To the extent that state fiscal year expenditures within a pilot project region are
2.21 less than expected in the absence of the pilot projects, the commissioner may deposit
2.22 these unexpended funds in the special revenue fund and make these funds available for
2.23 expenditure by the pilot counties the following year. To the extent that treatment and pilot
2.24 project ancillary services expenditures within the pilot project exceed the amount expected
2.25 in the absence of the pilot projects, the pilot counties are responsible for the portion of
2.26 nontreatment expenditures in excess of otherwise expected expenditures.

2.27 (d) The commissioner may waive administrative rule requirements which are
2.28 incompatible with the implementation of the pilot project.

2.29 (e) The commissioner shall not approve or enter into any agreement related to pilot
2.30 projects authorized under this section which puts current or future federal funding at risk.

2.31 Subd. 6. Duties of county board. The county board, or other county entity that is
2.32 approved to administer a pilot project, shall:

2.33 (1) administer the pilot project in a manner consistent with the objectives described
2.34 in subdivision 2 and the planning process in subdivision 5;

2.35 (2) ensure that no one is denied chemical dependency treatment services for which
2.36 they would otherwise be eligible under section 254A.03, subdivision 3; and

S.F. No. 2937, as introduced - 86th Legislative Session (2009-2010) [10-5554]

3.1 (3) provide the commissioner of human services with timely and pertinent
3.2 information as negotiated in agreements governing operation of the pilot projects.

3.3 **Sec. 2. REPEALER.**

3.4 Laws 2009, chapter 79, article 7, section 26, subdivision 3, is repealed.

APPENDIX
Repealed Minnesota Session Laws: 10-5554

Laws 2009, chapter 79, article 7, section 26, subdivision 3

Sec. 26. STATE-COUNTY CHEMICAL HEALTH CARE HOME PILOT PROJECT.

Subd. 3. **Report.** The Department of Human Services shall evaluate the efficacy and feasibility of the pilot projects and report the results of that evaluation to the legislative committees having jurisdiction over chemical health by June 30, 2011. Expansion of pilot projects may occur only if the department's report finds the pilot projects effective.