

**SENATE
STATE OF MINNESOTA
NINETY-THIRD SESSION**

S.F. No. 4181

(SENATE AUTHORS: FATEH)

DATE
02/26/2024

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Introduction and first reading
Referred to Human Services

OFFICIAL STATUS

1.1 A bill for an act
1.2 relating to human services; modifying an agency's authority with respect to housing
1.3 support agreements; amending Minnesota Statutes 2022, section 256I.04,
1.4 subdivision 2b.

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

1.6 Section 1. Minnesota Statutes 2022, section 256I.04, subdivision 2b, is amended to read:

1.7 Subd. 2b. **Housing support agreements.** (a) Agreements between agencies and providers
1.8 of housing support must be in writing on a form developed and approved by the commissioner
1.9 and must specify the name and address under which the establishment subject to the
1.10 agreement does business and under which the establishment, or service provider, if different
1.11 from the establishment, is licensed by the Department of Health or the Department of Human
1.12 Services; the specific license or registration from the Department of Health or the Department
1.13 of Human Services held by the provider and the number of beds subject to that license; the
1.14 address of the location or locations at which housing support is provided under this
1.15 agreement; the per diem and monthly rates that are to be paid from housing support funds
1.16 for each eligible resident at each location; the number of beds at each location which are
1.17 subject to the agreement; whether the license holder is a not-for-profit corporation under
1.18 section 501(c)(3) of the Internal Revenue Code; and a statement that the agreement is subject
1.19 to the provisions of sections 256I.01 to 256I.06 and subject to any changes to those sections.

1.20 (b) Providers are required to verify the following minimum requirements in the
1.21 agreement:

1.22 (1) current license or registration, including authorization if managing or monitoring
1.23 medications;

- 2.1 (2) all staff who have direct contact with recipients meet the staff qualifications;
- 2.2 (3) the provision of housing support;
- 2.3 (4) the provision of supplementary services, if applicable;
- 2.4 (5) reports of adverse events, including recipient death or serious injury;
- 2.5 (6) submission of residency requirements that could result in recipient eviction; and
- 2.6 (7) confirmation that the provider will not limit or restrict the number of hours an
- 2.7 applicant or recipient chooses to be employed, as specified in subdivision 5.

2.8 (c) Agreements may be terminated with ~~or without~~ cause by the commissioner, the

2.9 agency, or the provider with two calendar months prior notice. The commissioner may

2.10 immediately terminate an agreement under subdivision 2d.

2.11 (d) Agencies must not refuse to enter into a housing support agreement with providers

2.12 of housing support or limit the general availability of housing support agreements to providers

2.13 of housing support solely on the basis of any of the following:

2.14 (1) the medical assistance or other publicly funded program under which a potential

2.15 resident may receive services, regardless of whether those services are provided on site; or

2.16 (2) the size, capacity, location, zoning classification, or building type of an establishment

2.17 not otherwise prohibited under subdivision 2a.