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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETIETH SESSION

H. F. No. 518

01/26/2017 Authored by Zerwas; Murphy, E.; Dean, M.; Hamilton; Schomacker and others
The bill was read for the first time and referred to the Committee on Health and Human Services Reform
02/13/2017 Adoption of Report: Re-referred to the Committee on Health and Human Services Finance

1.1 A bill for an act
1.2 relating to human services; establishing a complex pediatric home care nursing
1.3 category for home care nursing services; increasing the payment rate for home
1.4 care nursing services; amending Minnesota Statutes 2016, section 256B.0654,
1.5 subdivision 1, by adding a subdivision.

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

1.7 Section 1. Minnesota Statutes 2016, section 256B.0654, subdivision 1, is amended to read:

1.8 Subdivision 1. Definitions. (a) "Complex home care nursing" means home care nursing
1.9 services provided to recipients who meet the criteria for regular home care nursing and
1.10 require life-sustaining interventions to reduce the risk of long-term injury or death.

1.11 (b) "Complex pediatric home care nursing" means complex home care nursing as defined
1.12 in paragraph (a) provided to recipients who are under 22 years of age.

1.13 (b)(c) "Home care nursing" means ongoing physician-ordered hourly nursing services
1.14 performed by a registered nurse or licensed practical nurse within the scope of practice as
1.15 defined by the Minnesota Nurse Practice Act under sections 148.171 to 148.285, in order
1.16 to maintain or restore a person's health.

1.17 (e)(d) "Home care nursing agency" means a medical assistance enrolled provider licensed
1.18 under chapter 144A to provide home care nursing services.

1.19 (d)(e) "Regular home care nursing" means home care nursing provided because:

1.20 (1) the recipient requires more individual and continuous care than can be provided
1.21 during a skilled nurse visit; or

2.1 (2) the cares are outside of the scope of services that can be provided by a home health  
2.2 aide or personal care assistant.

2.3 ~~(e)~~ (f) "Shared home care nursing" means the provision of home care nursing services  
2.4 by a home care nurse to two recipients at the same time and in the same setting.

2.5 Sec. 2. Minnesota Statutes 2016, section 256B.0654, is amended by adding a subdivision  
2.6 to read:

2.7 Subd. 5. Home care nursing services rate adjustments. (a) Effective for services  
2.8 provided after June 30, 2017, payments for complex pediatric home care nursing services  
2.9 are set at a level 25 percent higher than the payment rate for complex home care nursing  
2.10 services in effect on July 1, 2015. This increase does not apply to federally qualified health  
2.11 centers, rural health centers, and Indian health services. The commissioner shall adjust  
2.12 payment rates to managed care and county-based purchasing plans to reflect this increase,  
2.13 and shall require plans to pass on the full amount of the rate increase to eligible home care  
2.14 nursing agencies, in the form of higher payments for home care nursing services.

2.15 (b) Home care nursing agencies that receive a rate increase under this subdivision must  
2.16 use ten percent of the additional revenue to pay for complex pediatric home care training  
2.17 of nursing staff and 80 percent of the additional revenue to increase pay and benefits for  
2.18 home care nurses.