

State of Minnesota

H. F. No. **4682**

responsibilities of support workers including information about basic body mechanics, emergency preparedness, orientation to positive behavioral practices, orientation to responding to a mental health crisis, fraud issues, time cards and documentation, and an overview of person-centered planning and self-direction. Upon completion of the training components, the support worker must pass the certification test to provide assistance to participants;

(5) complete employer-directed training and orientation on the participant's individual needs;

(6) maintain the privacy and confidentiality of the participant; and

(7) not independently determine the medication dose or time for medications for the participant.

(b) The commissioner may deny or terminate a support worker's provider enrollment and provider number if the support worker:

(1) does not meet the requirements in paragraph (a);

(2) fails to provide the authorized services required by the employer;

(3) has been intoxicated by alcohol or drugs while providing authorized services to the participant or while in the participant's home;

(4) has manufactured or distributed drugs while providing authorized services to the participant or while in the participant's home; or

(5) has been excluded as a provider by the commissioner of human services, or by the United States Department of Health and Human Services, Office of Inspector General, from participation in Medicaid, Medicare, or any other federal health care program.

(c) A support worker may appeal in writing to the commissioner to contest the decision to terminate the support worker's provider enrollment and provider number.

(d) A support worker must not provide or be paid for more than 310 hours of CFSS per month, regardless of the number of participants the support worker serves or the number of agency-providers or participant employers by which the support worker is employed. The department shall not disallow the number of hours per day a support worker works unless it violates other law.

(e) CFSS qualify for an enhanced rate if the support worker providing the services:

(1) provides services, within the scope of CFSS described in subdivision 7, to a participant who qualifies for ten or more hours per day of CFSS; and

3.1 (2) satisfies the current requirements of Medicare for training and competency or
3.2 competency evaluation of home health aides or nursing assistants, as provided in the Code
3.3 of Federal Regulations, title 42, section 483.151 or 484.36, ~~or~~; alternative state-approved
3.4 training or competency requirements; or individualized training provided by the participant's
3.5 personal health care provider, the participant's worker training and development professional,
3.6 or the participant's responsible party on their individualized needs.

3.7 **EFFECTIVE DATE.** This section is effective July 1, 2024, or upon federal approval,
3.8 whichever is later. The commissioner of human services shall notify the revisor of statutes
3.9 when federal approval is obtained.