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State of Minnesota

HOUSE OF REPRESENTATIVES

EIGHTY-EIGHTH SESSION

H. F. No. 1245

03/05/2013 Authored by Abeler, Schomacker and Fritz

The bill was read for the first time and referred to the Committee on Health and Human Services Finance

1.1 A bill for an act
1.2 relating to human services; adjusting long-term care provider payments to reflect
1.3 the cost of assessments under the Affordable Care Act; proposing coding for new
1.4 law in Minnesota Statutes, chapter 256B.

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

1.6 Section 1. [256B.5017] LONG-TERM CARE PROVIDER CONTINGENT
1.7 PAYMENT ADJUSTMENT.

1.8 Subdivision 1. Contingent payment adjustment. The commissioner shall increase
1.9 payments to long-term care providers by an amount equal to the dollar value of any
1.10 assessable payments a long-term care provider is subject to as part of the employer
1.11 shared responsibility requirements under section 1513 of the Affordable Care Act. The
1.12 commissioner, in consultation with long-term care providers, shall develop a process
1.13 and timeline for reporting and verifying assessable payments and increasing provider
1.14 payment rates.

1.15 Subd. 2. Definitions. (a) For purposes of this section, the following definitions apply.
1.16 (b) "Affordable Care Act" means Public Law 111-148, as amended by the federal
1.17 Health Care and Education Reconciliation Act of 2010 (Public Law 111-152), and any
1.18 amendments to, or regulations or guidance issued under, those acts.

1.19 (c) "Long-term care provider" means a nursing facility, intermediate care facility
1.20 for persons with developmental disabilities, housing with services establishment, or
1.21 a provider of home care, private duty nursing, personal care assistant, or home and
1.22 community-based waived services.