

A bill for an act

relating to human services; requiring authorization before implementing,
relocating, or closing an enterprise activity; amending Minnesota Statutes 2006,
section 246.0136, subdivision 1.

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

Section 1. Minnesota Statutes 2006, section 246.0136, subdivision 1, is amended to
read:

Subdivision 1. **Planning for enterprise activities.** The commissioner of human
services is directed to study and make recommendations to the legislature on establishing,
relocating, or closing enterprise activities within state-operated services. Before
implementing, relocating, or closing an enterprise activity, the commissioner must obtain
statutory authorization for its implementation, ~~except that the commissioner has authority~~
~~to implement enterprise activities for adult mental health, adolescent services, and to~~
~~establish a public group practice without statutory authorization~~ relocation, or closing.
Enterprise activities are defined as the range of services, which are delivered by state
employees, needed by people with disabilities and are fully funded by public or private
third-party health insurance or other revenue sources available to clients that provide
reimbursement for the services provided. Enterprise activities within state-operated
services shall specialize in caring for vulnerable people for whom no other providers are
available or for whom state-operated services may be the provider selected by the payer.
In subsequent biennia after an enterprise activity is established within a state-operated
service, the base state appropriation for that state-operated service shall be reduced
proportionate to the size of the enterprise activity.