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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FOURTH SESSION

H. F. No. 1995

03/06/2025 Authored by Frederick, Hicks, Fischer and Virnig The bill was read for the first time and referred to the Committee on Human Services Finance and Policy

1.1 A bill for an act
1.2 relating to human services; modifying substance use disorder treatment provisions;
1.3 directing the commissioner of human services to make recommendations related
1.4 to transition support services; requiring a report; amending Minnesota Statutes
1.5 2024, sections 169A.284; 245G.031, subdivision 2.

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

1.7 Section 1. Minnesota Statutes 2024, section 169A.284, is amended to read:

1.8 169A.284 CHEMICAL DEPENDENCY COMPREHENSIVE ASSESSMENT
1.9 CHARGE; SURCHARGE.

1.10 Subdivision 1. When required. (a) When a court sentences a person convicted of an
1.11 offense enumerated in section 169A.70, subdivision 2 (chemical-use comprehensive
1.12 assessment; requirement; form), except as provided in paragraph (c), it shall order the person
1.13 to pay the cost of the comprehensive assessment directly to the entity conducting the
1.14 assessment or providing the assessment services in an amount determined by the entity
1.15 conducting or providing the service and shall impose a chemical dependency comprehensive
1.16 assessment charge of \$25. The court may waive the \$25 comprehensive assessment charge,
1.17 but may not waive the cost for the assessment paid directly to the entity conducting the
1.18 assessment or providing assessment services. A person shall pay an additional surcharge
1.19 of \$5 if the person is convicted of a violation of section 169A.20 (driving while impaired)
1.20 within five years of a prior impaired driving conviction or a prior conviction for an offense
1.21 arising out of an arrest for a violation of section 169A.20 or Minnesota Statutes 1998, section
1.22 169.121 (driver under influence of alcohol or controlled substance) or 169.129 (aggravated
1.23 DWI-related violations; penalty). This section applies when the sentence is executed, stayed,
1.24 or suspended. The court may not waive payment of or authorize payment in installments

2.1 of the comprehensive assessment charge and surcharge ~~in installments~~ unless it makes  
 2.2 written findings on the record that the convicted person is indigent or that the comprehensive  
 2.3 assessment charge and surcharge would create undue hardship for the convicted person or  
 2.4 that person's immediate family.

2.5 (b) The ~~chemical dependency~~ comprehensive assessment charge and surcharge required  
 2.6 under this section are in addition to the surcharge required by section 357.021, subdivision  
 2.7 6 (surcharges on criminal and traffic offenders).

2.8 (c) The court must not order the person convicted of an offense enumerated in section  
 2.9 169A.70, subdivision 2 (comprehensive assessment; requirement; form), to pay the cost of  
 2.10 the comprehensive assessment if the comprehensive assessment conducted is eligible for  
 2.11 reimbursement under chapter 254B or 256B.

2.12 Subd. 2. **Distribution of money.** The court administrator shall collect and forward the  
 2.13 ~~chemical dependency~~ comprehensive assessment charge and the \$5 surcharge, if any, to  
 2.14 the commissioner of management and budget to be deposited in the state treasury and  
 2.15 credited to the general fund.

2.16 Sec. 2. Minnesota Statutes 2024, section 245G.031, subdivision 2, is amended to read:

2.17 Subd. 2. **Qualifying accreditation; determination of same and similar standards.** (a)  
 2.18 The commissioner must accept a qualifying accreditation from an accrediting body listed  
 2.19 in paragraph (c) after determining, in consultation with the accrediting body and license  
 2.20 holders, which of the accrediting body's standards are the same as or similar to the licensing  
 2.21 requirements in this chapter. In determining whether standards of an accrediting body are  
 2.22 the same as or similar to licensing requirements under this chapter, the commissioner shall  
 2.23 give due consideration to the existence of a standard that aligns in whole or in part to a  
 2.24 licensing standard.

2.25 (b) Upon request by a license holder, the commissioner may allow the accrediting body  
 2.26 to monitor for compliance with licensing requirements under this chapter that are determined  
 2.27 to be neither the same as nor similar to those of the accrediting body.

2.28 (c) For purposes of this section, "accrediting body" means The Joint Commission, the  
 2.29 Commission on Accreditation of Rehabilitation Facilities, or the ASAM Level of Care  
 2.30 Certification Program.

2.31 (d) Qualifying accreditation only applies to the license holder's licensed programs that  
 2.32 are included in the accrediting body's survey during each survey period.

3.1 **Sec. 3. DIRECTION TO COMMISSIONER OF HUMAN SERVICES; TRANSITION**  
3.2 **SUPPORT SERVICES RECOMMENDATIONS.**

3.3 (a) The commissioner of human services, in consultation with stakeholders, must develop  
3.4 recommendations related to transition support services for persons who have been a client  
3.5 of a substance use disorder treatment program and who receive medical assistance or services  
3.6 through the behavioral health fund under Minnesota Statutes, chapter 254B.

3.7 (b) Stakeholders must equitably represent geographic areas of the state and must include  
3.8 individuals in recovery from a substance use disorder and providers from Black, Indigenous,  
3.9 People of Color, or immigrant communities. Stakeholders must include but are not limited  
3.10 to:

3.11 (1) the Minnesota Association of Resources for Recovery and Chemical Health;

3.12 (2) the Minnesota Alliance of Rural Addiction Treatment Providers;

3.13 (3) the Minnesota Association of Community Mental Health Programs;

3.14 (4) recovery community organizations;

3.15 (5) current and former clients of substance use disorder treatment programs based in

3.16 Minnesota; and

3.17 (6) the Minnesota Association of County Social Service Administrators.

3.18 (c) The commissioner must make recommendations on the following transition support  
3.19 components:

3.20 (1) funding for recovery safe housing;

3.21 (2) food support funding for persons not otherwise eligible for food support programs;

3.22 (3) child care options;

3.23 (4) transportation services to facilitate attendance at group meetings or other recovery  
3.24 activities and a person's ability to work and seek employment and to meet the needs of daily  
3.25 living. The commissioner's recommendations on transportation services must consider:

3.26 (i) for persons who are well served by public transit, a monthly public transit pass; or

3.27 (ii) for persons who are not well served by public transit or who have access to personal  
3.28 transportation, recommendations for a stipend for a gas card each month;

3.29 (5) a duration period of eligibility for transition support services and service coordination,  
3.30 regardless of public assistance eligibility, and pursuing a federal waiver to allow persons

4.1 receiving transition support services to remain eligible for medical assistance for the identified  
4.2 eligibility period; and

4.3 (6) eligibility criteria for transition support services.

4.4 (d) The commissioner's recommendations for funding transition support services must  
4.5 maximize existing federal and state funding sources for which recipients may be eligible  
4.6 and may not count federal and state benefits as income for the purposes of qualifying for  
4.7 public assistance programs.

4.8 (e) By December 1, 2025, the commissioner must complete and submit a report on the  
4.9 recommendations required under this section to the chairs and ranking minority members  
4.10 of the legislative committees with jurisdiction over health and human services policy and  
4.11 finance.

4.12 Sec. 4. **REVISOR INSTRUCTION.**

4.13 The revisor of statutes shall substitute the term "comprehensive assessment" or similar  
4.14 terms for "chemical dependency assessment" or similar terms, for "chemical use assessment"  
4.15 or similar terms, and for "comprehensive substance use disorder assessment" or similar  
4.16 terms wherever they appear in Minnesota Statutes, chapter 169A, and Minnesota Rules,  
4.17 chapter 7503, when referring to the assessments required under Minnesota Statutes, section  
4.18 169A.70, or the charges or surcharges associated with such assessments.