A bill for an act

relating to human services; modifying ICF/MR variable payment rates; appropriating money; amending Minnesota Statutes 2009 Supplement, section 256B.5012, subdivision 8.

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

Section 1. Minnesota Statutes 2009 Supplement, section 256B.5012, subdivision 8, is amended to read:

Subd. 8. **ICF/MR rate decreases effective July 1, 2009.** Effective July 1, 2009, the commissioner shall decrease each facility reimbursed under this section operating payment adjustments equal to 2.58 percent of the operating payment rates in effect on June 30, 2009. For each facility, the commissioner shall implement the rate reduction, based on occupied beds, using the percentage specified in this subdivision multiplied by the total payment rate, ~~including the variable rate but~~ excluding the variable rate and the property-related payment rate, in effect on the preceding date. The total rate reduction shall include the adjustment provided in ~~section 256B.502,~~ subdivision 7.

EFFECTIVE DATE. This section is effective the day following final enactment.

Sec. 2. **APPROPRIATION.**

$..... is appropriated from the ..... fund in fiscal year 2010 and $..... is appropriated from the ..... fund in fiscal year 2011 for the purposes of ICF/MR variable rate adjustments under Minnesota Statutes, section 256B.5013, subdivision 1.

EFFECTIVE DATE. This section is effective the day following final enactment.