

**SENATE  
STATE OF MINNESOTA  
EIGHTY-EIGHTH LEGISLATURE**

**S.F. No. 1217**

(SENATE AUTHORS: CLAUSEN and Nienow)

DATE	D-PG	OFFICIAL STATUS
03/11/2013	767	Introduction and first reading Referred to Health, Human Services and Housing

A bill for an act

relating to human services; modifying requirements for the medical assistance  
spenddown; amending Minnesota Statutes 2012, section 256B.056, subdivision 5.

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

Section 1. Minnesota Statutes 2012, section 256B.056, subdivision 5, is amended to  
read:

Subd. 5. **Excess income.** A person who has excess income is eligible for medical  
assistance if the person has expenses for medical care that are more than the amount of the  
person's excess income, computed by deducting incurred medical expenses from the excess  
income to reduce the excess to the income standard specified in subdivision 5c. The person  
shall elect to have the medical expenses deducted at the beginning of a one-month budget  
period or at the beginning of a six-month budget period. The commissioner shall ~~allow~~  
require persons eligible for assistance on a recurring one-month spenddown basis under  
this subdivision to ~~elect~~ to pay the monthly spenddown amount in advance of the month  
of eligibility to the state agency in order to maintain eligibility on a continuous basis. If  
the recipient does not pay the spenddown amount on or before the 20th of the month, the  
recipient is ineligible ~~for this option~~ for the following month. The local agency shall code  
the Medicaid Management Information System (MMIS) to indicate that the recipient ~~has~~  
~~elected this option~~ is paying the monthly spenddown in advance. The state agency shall  
convey recipient eligibility information relative to the collection of the spenddown to  
providers through the Electronic Verification System (EVS). A recipient ~~electing~~ making  
advance payment must pay the state agency the monthly spenddown amount on or before  
the 20th of the month in order to be eligible ~~for this option~~ in the following month.

2.1           **EFFECTIVE DATE.** This section is effective July 1, 2013, or upon any necessary  
2.2           federal approval, whichever is later.

2.3           Sec. 2. **FEDERAL WAIVERS.**

2.4           The commissioner shall seek any federal waivers and approvals necessary to  
2.5           implement the changes to the medical assistance spenddown required by the amendments  
2.6           to Minnesota Statutes, section 256B.056, subdivision 5.