

SENATE
STATE OF MINNESOTA
NINETY-FIRST SESSION

S.F. No. 2539

(SENATE AUTHORS: ABELER)

DATE	D-PG	OFFICIAL STATUS
03/18/2019	1004	Introduction and first reading Referred to Human Services Reform Finance and Policy

1.1 A bill for an act

1.2 relating to vocational rehabilitation; requiring licensed home and community-based

1.3 services providers to receive payments for vocational rehabilitation services;

1.4 proposing coding for new law in Minnesota Statutes, chapter 268A.

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

1.6 Section 1. **[268A.061] HOME AND COMMUNITY-BASED PROVIDERS.**

1.7 **Subdivision 1. Home and community-based provider eligibility for**

1.8 **payments.** Notwithstanding Minnesota Rules, part 3300.5060, subparts 14 to 16, the

1.9 commissioner shall make payments for job-related services, vocational adjustment training,

1.10 and vocational evaluation services to any home and community-based services provider

1.11 licensed as an intensive support services provider under chapter 245D with whom the

1.12 commissioner has signed a limited-use vendor operating agreement.

1.13 **Subd. 2. Limited-use agreements with home and community-based providers. A**

1.14 limited-use vendor operating agreement under this section may not limit the dollar amount

1.15 the provider may receive annually. The limited-use vendor operating agreement available

1.16 under this section must specify at a minimum that payments under the agreement are limited

1.17 to vocational rehabilitation services provided to individuals to whom the provider has

1.18 previously provided day services as described under section 245D.03, paragraph (c), clause

1.19 (4), or any of the employment services described under section 245D.03, paragraph (c),

1.20 clauses (5) to (7).

1.21 **Subd. 3. Required limited-use agreements.** The commissioner must enter into a

1.22 limited-use vendor operating agreement that meets at least the minimal requirements of

1.23 subdivision 2 with a provider eligible under subdivision 1 if:

2.1 (1) the home and community-based provider is not a current vocational rehabilitation
2.2 services provider;

2.3 (2) each individual to be served under the limited-use vendor operating agreement was
2.4 receiving day or employment services from the provider immediately prior to the provider
2.5 -serving the individual under the terms of the agreement; and

2.6 (3) each individual to be served under the limited-use vendor operating agreement has
2.7 made an informed choice to remain with the provider.