

**SENATE**  
**STATE OF MINNESOTA**  
**EIGHTY-NINTH SESSION**

**S.F. No. 3337**

(SENATE AUTHORS: BENSON)

DATE	D-PG	OFFICIAL STATUS
03/30/2016	5378	Introduction and first reading Referred to Health, Human Services and Housing

A bill for an act

relating to human services; establishing notice and consent requirements for persons applying for coverage from a public health care program or qualified health plan; allowing applicants for health care coverage to determine the type of coverage for which the applicant is applying; amending Minnesota Statutes 2014, sections 256.01, by adding a subdivision; 256B.042, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 62V.

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

Section 1. **[62V.055] REQUIREMENTS FOR APPLICATIONS FOR HEALTH CARE COVERAGE.**

Subdivision 1. **Applicant choice in applying for coverage.** A person applying for health care coverage, using a combined application submitted through the MNsure portal, must indicate on the application whether the person is applying for medical assistance, MinnesotaCare, coverage from a qualified health plan, or any combination of these coverage options. A person applying for health care coverage is not required to apply for coverage from all coverage options listed on the application.

Subd. 2. **Separate notice and consent required; state claims against estates for persons receiving medical assistance.** A combined application that is submitted through the MNsure portal for health care coverage from medical assistance, MinnesotaCare, or a qualified health plan offered through MNsure must include a statement notifying the applicant that if any person included on the application enrolls in medical assistance, the state may claim repayment for the cost of medical care or premiums paid for care from that person's estate. The notice regarding claims against estates must be listed in a text box that is separate from any other notices provided in the application, must be in boldface type,

2.1 and must be in a font size of at least 14 point. The applicant must separately acknowledge  
2.2 receipt of this notice with a signature within the text box containing the notice.

2.3 Sec. 2. Minnesota Statutes 2014, section 256.01, is amended by adding a subdivision  
2.4 to read:

2.5 Subd. 41. **Application for health care coverage; choice of coverage options.** A  
2.6 person applying for health care coverage from medical assistance, MinnesotaCare, or a  
2.7 qualified health plan offered through MNsure using a combined application, must indicate  
2.8 on the application whether the person is applying for medical assistance, MinnesotaCare,  
2.9 coverage from a qualified health plan, or any combination of these coverage options. A  
2.10 person applying for health care coverage is not required to apply for coverage from all of  
2.11 the coverage options listed on the application. This subdivision applies to both paper and  
2.12 electronic applications.

2.13 Sec. 3. Minnesota Statutes 2014, section 256B.042, is amended by adding a  
2.14 subdivision to read:

2.15 Subd. 1a. **Separate notice and consent required.** An application for medical  
2.16 assistance must include a statement notifying the applicant that if any person included  
2.17 on the application enrolls in medical assistance, the state may claim repayment for the  
2.18 cost of medical care or premiums paid for care from that person's estate. The notice  
2.19 regarding claims against estates must be listed in a text box that is separate from any  
2.20 other notices provided in the application, must be in boldface type, and must be in a  
2.21 font size of at least 14 point. The applicant must separately acknowledge receipt of this  
2.22 notice with a signature within the text box containing the notice. This subdivision applies  
2.23 to both paper and electronic applications.