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State of Minnesota

HOUSE OF REPRESENTATIVES

EIGHTY-EIGHTH SESSION

H. F. No. 1308

03/06/2013 Authored by Fritz, Schomacker and Dettmer

The bill was read for the first time and referred to the Committee on Health and Human Services Finance

1.1 A bill for an act
1.2 relating to human services; providing a nursing facility rate increase for health
1.3 information technology costs; providing a grant to elderly waiver providers for
1.4 health information technology costs; appropriating money; amending Minnesota
1.5 Statutes 2012, section 256B.441, by adding a subdivision.

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

1.7 Section 1. Minnesota Statutes 2012, section 256B.441, is amended by adding a
1.8 subdivision to read:

1.9 Subd. 64. Rate increases for the period from October 1, 2013, to September 30,
1.10 2015, for health information technology costs. (a) For the period between October 1,
1.11 2013, and September 30, 2015, the commissioner shall provide to each nursing facility
1.12 reimbursed under this section, section 256B.434, or any other section, a technology per
1.13 diem of \$1 to the total operating payment rate to be used for the purpose of electronic health
1.14 record adoption and use or meeting the requirements of sections 62J.495 and 62J.497.

1.15 (b) A facility receiving a rate adjustment under this subdivision may submit to the
1.16 commissioner on a schedule determined by the commissioner and on a form supplied
1.17 by the commissioner a calculation of the technology per diem, including: the amount
1.18 received from this rate adjustment; the amount used for hardware, software, project
1.19 management, consultant fees, collaborative efforts, staff training and support, new staff,
1.20 and related building improvements; and a determination of the per diem amount of these
1.21 costs based on actual resident days. Costs submitted shall not include costs reported as
1.22 part of a moratorium exception project under section 144A.073, a threshold project under
1.23 section 256B.434, subdivision 4f, an incentive-based payment under section 256B.434,
1.24 subdivision 4, paragraph (d), or otherwise reimbursed by any state or federal entity.

2.1 (c) On October 1, 2015, the commissioner shall remove the \$1 technology per diem  
2.2 from the total operating payment rate of each facility.

2.3 (d) For the rate year beginning October 1, 2015, the commissioner shall provide to  
2.4 each facility the technology per diem determined in paragraph (b). In calculating the per  
2.5 diem under paragraph (b), the commissioner shall allow only costs related to electronic  
2.6 health record adoption and use or meeting the requirements of sections 62J.495 and 62J.497.

2.7 Sec. 2. **ELDERLY WAIVER HEALTH INFORMATION TECHNOLOGY**  
2.8 **GRANTS.**

2.9 \$1,000,000 is appropriated from the general fund in fiscal year 2013 to the  
2.10 commissioner of health for the purpose of providing grants to organizations that are  
2.11 medical assistance-enrolled providers in the elderly waiver program of customized living  
2.12 or 24-hour customized living for the purpose of electronic health record adoption and  
2.13 use and meeting the requirements of Minnesota Statutes, sections 62J.495 and 62J.497.  
2.14 Organizations seeking a grant award under this section shall request funding on the  
2.15 forms and according to the timelines established by the commissioner of health. The  
2.16 commissioner of health shall grant up to \$50,000 per eligible responding organization.  
2.17 The grant award shall be based on the amount requested times the percent of the  
2.18 organization's total operating revenue paid by Medicaid to the responding organization in  
2.19 2011, as reported by the organization to the commissioner.