

HOUSE OF REPRESENTATIVES

SECOND SPECIAL SESSION

H. F. No. 34

07/13/2020 Authored by Liebling
The bill was read for the first time and referred to the Committee on Ways and Means
07/14/2020 Adoption of Report: Placed on the General Register
Read for the Second Time

1.1 A bill for an act
1.2 relating to human services; extending portions of a COVID-19 peacetime
1.3 emergency modification to economic assistance program application requirements;
1.4 amending Laws 2020, First Special Session chapter 7, section 1, subdivision 2.

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

1.6 Section 1. Laws 2020, First Special Session chapter 7, section 1, subdivision 2, is amended
1.7 to read:

1.8 Subd. 2. Waivers and modifications; extension to June 30, 2021. When the peacetime
1.9 emergency declared by the governor in response to the COVID-19 outbreak expires, is
1.10 terminated, or is rescinded by the proper authority, the following waivers and modifications
1.11 to human services programs issued by the commissioner of human services pursuant to
1.12 Executive Orders 20-11 and 20-12, including any amendments to the waivers or modifications
1.13 issued before the peacetime emergency expires, shall remain in effect until June 30, 2021,
1.14 unless necessary federal approval is not received at any time for a waiver or modification:

- 1.15 (1) CV15: allowing phone or video visits for waiver programs;
1.16 (2) CV16: expanding access to telemedicine services for Children's Health Insurance
1.17 Program, Medical Assistance, and MinnesotaCare enrollees;
1.18 (3) CV21: allowing telemedicine alternative for school-linked mental health services
1.19 and intermediate school district mental health services;
1.20 (4) CV24: allowing phone or video use for targeted case management visits;
1.21 (5) CV30: expanding telemedicine in health care, mental health, and substance use
1.22 disorder settings;

2.1 (6) CV31: allowing partial waiver of county cost when COVID-19 delays discharges
2.2 from DHS-operated psychiatric hospitals;

2.3 (7) CV38: allowing flexibility in housing licensing requirements;

2.4 (8) CV43: expanding remote home and community-based services waiver services;

2.5 (9) CV44: allowing remote delivery of adult day services;

2.6 (10) CV45: modifying certain licensing requirements for substance use disorder treatment,
2.7 except that the extension shall be limited to the portions of this modification requiring
2.8 programs to become and remain familiar with Minnesota Department of Health and Centers
2.9 for Disease Control and Prevention guidance on COVID-19; requiring programs to follow
2.10 Minnesota Department of Health and Centers for Disease Control and Prevention guidance
2.11 specific to the situation and program capabilities if a person receiving services or a staff
2.12 person tests positive for COVID-19; permitting programs to temporarily suspend group
2.13 counseling or limit attendance at sessions when unable to accommodate requirements for
2.14 social distancing and community mitigation; permitting comprehensive assessments to be
2.15 completed by telephone or video communication; permitting a counselor, recovery peer, or
2.16 treatment coordinator to provide treatment services from their home by telephone or video
2.17 communication to a client in their home; permitting programs to follow the Substance Abuse
2.18 and Mental Health Services Administration guidelines as directed by the State Opioid
2.19 Treatment Authority within the Department of Human Services Behavioral Health division
2.20 to allow for an increased number of take-home doses in accordance with an assessment
2.21 conducted under Minnesota Statutes, section 245G.22, subdivision 6; removing the
2.22 requirement for opioid treatment programs to conduct outreach activities in the community;
2.23 and permitting programs to document a client's verbal approval of a treatment plan instead
2.24 of requiring the client's signature;

2.25 (11) CV49: modifying certain license requirements for adult day services;

2.26 (12) CV50: modifying certain requirements for early intensive developmental and
2.27 behavioral intervention (EIDBI) services;

2.28 (13) CV53: allowing flexibility for personal care assistance service oversight, except
2.29 that the portion of this modification permitting personal care assistance workers to bill 310
2.30 hours per month shall expire upon the expiration of the peacetime emergency; ~~and~~

2.31 (14) CV64: modifying certain certification requirements for mental health centers, except
2.32 that the extension shall be limited to the portions of this modification requiring programs
2.33 to become and remain familiar with Minnesota Department of Health and Centers for Disease

3.1 Control and Prevention guidance on COVID-19; requiring programs to follow Minnesota
3.2 Department of Health and Centers for Disease Control and Prevention guidance specific to
3.3 the situation and program capabilities if a person receiving services or a staff person tests
3.4 positive for COVID-19; permitting alternative mental health professional supervision of
3.5 clinical services at satellite locations; permitting an alternative process for case consultation
3.6 meetings; and permitting mental health professionals to provide required client-specific
3.7 supervisory contact by telephone or video communication instead of face-to-face supervision;
3.8 and

3.9 (15) CV03: suspending application requirements for economic assistance programs,
3.10 except that the extension shall be limited to the portions of this modification allowing remote
3.11 interviews for the Minnesota family investment program, and allowing the use of electronic
3.12 signatures for enrollment verification. Verbal signatures shall not be permitted for enrollment
3.13 verification.