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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-SECOND SESSION

H. F. No. 3717

02/24/2022 Authored by Stephenson
The bill was read for the first time and referred to the Committee on Commerce Finance and Policy

1.1 A bill for an act
1.2 relating to state government; extending the operation of the Minnesota premium
1.3 security plan; transferring money; amending Minnesota Statutes 2020, section
1.4 62E.23, subdivision 3; Laws 2017, chapter 13, article 1, section 15, as amended;
1.5 Laws 2021, First Special Session chapter 7, article 15, section 3.

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

1.7 Section 1. Minnesota Statutes 2020, section 62E.23, subdivision 3, is amended to read:

1.8 Subd. 3. Operation. (a) The board shall propose to the commissioner the payment
1.9 parameters for the next benefit year by January 15 of the year before the applicable benefit
1.10 year. The commissioner shall approve or reject the payment parameters no later than 14
1.11 days following the board's proposal. If the commissioner fails to approve or reject the
1.12 payment parameters within 14 days following the board's proposal, the proposed payment
1.13 parameters are final and effective.

1.14 (b) If the amount in the premium security plan account in section 62E.25, subdivision
1.15 1, is not anticipated to be adequate to fully fund the approved payment parameters as of
1.16 July 1 of the year before the applicable benefit year, the board, in consultation with the
1.17 commissioner and the commissioner of management and budget, shall propose payment
1.18 parameters within the available appropriations. The commissioner must permit an eligible
1.19 health carrier to revise an applicable rate filing based on the final payment parameters for
1.20 the next benefit year.

1.21 (c) Notwithstanding paragraph (a), the payment parameters for benefit year ~~2020~~ years
1.22 2023 through 2027 are:

1.23 (1) an attachment point of \$50,000;

2.1 (2) a coinsurance rate of 80 percent; and

2.2 (3) a reinsurance cap of \$250,000.

2.3 Sec. 2. Laws 2017, chapter 13, article 1, section 15, as amended by Laws 2017, First  
 2.4 Special Session chapter 6, article 5, section 10, Laws 2019, First Special Session chapter  
 2.5 9, article 8, section 19, and Laws 2021, First Special Session chapter 7, article 15, section  
 2.6 1, is amended to read:

2.7 **Sec. 15. MINNESOTA PREMIUM SECURITY PLAN FUNDING.**

2.8 (a) The Minnesota Comprehensive Health Association shall fund the operational and  
 2.9 administrative costs and reinsurance payments of the Minnesota security plan and association  
 2.10 using the following amounts deposited in the premium security plan account in Minnesota  
 2.11 Statutes, section 62E.25, subdivision 1, in the following order:

2.12 (1) any federal funding available;

2.13 (2) funds deposited under article 1, sections 12 and 13;

2.14 (3) any state funds from the health care access fund; and

2.15 (4) any state funds from the general fund.

2.16 (b) The association shall transfer from the premium security plan account any remaining  
 2.17 state funds not used for the Minnesota premium security plan by June 30, ~~2024~~ 2029, to the  
 2.18 commissioner of commerce. Any amount transferred to the commissioner of commerce  
 2.19 shall be deposited in the health care access fund in Minnesota Statutes, section 16A.724.

2.20 (c) The Minnesota Comprehensive Health Association may not spend more than  
 2.21 \$271,000,000 for benefit year 2018 and not more than \$271,000,000 for benefit year 2019  
 2.22 for the operational and administrative costs of, and reinsurance payments under, the  
 2.23 Minnesota premium security plan.

2.24 Sec. 3. Laws 2021, First Special Session chapter 7, article 15, section 3, is amended to  
 2.25 read:

2.26 **Sec. 3. PLAN YEAR ~~2022~~ 2023 PROPOSED RATE FILINGS FOR THE**  
 2.27 **INDIVIDUAL MARKET.**

2.28 The rate filing deadline for individual health plans, as defined in Minnesota Statutes,  
 2.29 section 62E.21, subdivision 9, to be offered, issued, sold, or renewed on or after January 1,  
 2.30 ~~2022~~ 2023, and before January 1, ~~2024~~, is July 9, ~~2021~~ 2022. Eligible health carriers under

3.1 Minnesota Statutes, section 62E.21, subdivision 8, filing individual health plans to be offered,  
3.2 issued, sold, or renewed for benefit ~~year 2022~~ years 2023 through 2027 shall include the  
3.3 impact of the Minnesota premium security plan payment parameters in the proposed  
3.4 individual health plan rates. Notwithstanding Minnesota Statutes, section 60A.08, subdivision  
3.5 15, paragraph (g), the commissioner must provide public access on the Department of  
3.6 Commerce's website to compiled data of the proposed changes to rates for individual health  
3.7 plans and small group health plans, as defined in Minnesota Statutes, section 62K.03,  
3.8 subdivision 12, separated by health plan and geographic rating area, no later than July 23,  
3.9 ~~2021~~ 2022.

3.10 Sec. 4. **TRANSFER.**

3.11 The commissioner of management and budget must transfer \$..... in fiscal year 2023  
3.12 from the general fund to the premium security plan account in Minnesota Statutes, section  
3.13 62E.25, subdivision 1. This is a onetime transfer.