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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. 473

01/28/2019 Authored by Liebling, Halverson, Zerwas, Fischer, Schultz and others
The bill was read for the first time and referred to the Committee on Health and Human Services Policy

1.1 A bill for an act
1.2 relating to human services; prohibiting the use of volume purchasing for
1.3 incontinence products and related supplies; repealing the preferred incontinence
1.4 program for medical assistance; amending Minnesota Statutes 2018, section
1.5 256B.04, subdivision 14; repealing Minnesota Statutes 2018, section 256B.0625,
1.6 subdivision 31c.

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

1.8 Section 1. Minnesota Statutes 2018, section 256B.04, subdivision 14, is amended to read:

1.9 Subd. 14. Competitive bidding. (a) When determined to be effective, economical, and
1.10 feasible, the commissioner may utilize volume purchase through competitive bidding and
1.11 negotiation under the provisions of chapter 16C, to provide items under the medical assistance
1.12 program including but not limited to the following:

1.13 (1) eyeglasses;

1.14 (2) oxygen. The commissioner shall provide for oxygen needed in an emergency situation
1.15 on a short-term basis, until the vendor can obtain the necessary supply from the contract
1.16 dealer;

1.17 (3) hearing aids and supplies; and

1.18 (4) durable medical equipment, including but not limited to:

1.19 (i) hospital beds;

1.20 (ii) commodes;

1.21 (iii) glide-about chairs;

1.22 (iv) patient lift apparatus;

- 2.1 (v) wheelchairs and accessories;
- 2.2 (vi) oxygen administration equipment;
- 2.3 (vii) respiratory therapy equipment;
- 2.4 (viii) electronic diagnostic, therapeutic and life-support systems;
- 2.5 (5) nonemergency medical transportation level of need determinations, disbursement of
- 2.6 public transportation passes and tokens, and volunteer and recipient mileage and parking
- 2.7 reimbursements; and
- 2.8 (6) drugs.

2.9 (b) Rate changes and recipient cost-sharing under this chapter and chapter 256L do not

2.10 affect contract payments under this subdivision unless specifically identified.

2.11 (c) The commissioner may not utilize volume purchase through competitive bidding

2.12 and negotiation ~~for special transportation services~~ under the provisions of chapter 16C for

2.13 special transportation services or incontinence products and related supplies.

2.14 **EFFECTIVE DATE.** This section is effective the day following final enactment.

2.15 Sec. 2. **REPEALER.**

2.16 Minnesota Statutes 2018, section 256B.0625, subdivision 31c, is repealed.

2.17 **EFFECTIVE DATE.** This section is effective the day following final enactment.

**256B.0625 COVERED SERVICES.**

Subd. 31c. **Preferred incontinence product program.** The commissioner shall implement a preferred incontinence product program by July 1, 2018. The program shall require the commissioner to volume purchase incontinence products and related supplies in accordance with section 256B.04, subdivision 14. Medical assistance coverage for incontinence products and related supplies shall conform to the limitations established under the program.