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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-THIRD SESSION

H. F. No. 738

01/23/2023 Authored by Noor, Curran, Hassan, Hicks, Norris and others
The bill was read for the first time and referred to the Committee on Health Finance and Policy

1.1 A bill for an act
1.2 relating to human services; allowing home care workers to access MinnesotaCare;
1.3 appropriating money; amending Minnesota Statutes 2022, sections 256L.04, by
1.4 adding a subdivision; 256L.15, subdivision 2.

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

1.6 Section 1. Minnesota Statutes 2022, section 256L.04, is amended by adding a subdivision
1.7 to read:

1.8 Subd. 15. Community first services and supports and personal care assistance
1.9 services workforce. (a) Individuals and families otherwise ineligible for MinnesotaCare
1.10 under subdivision 7a are eligible for MinnesotaCare if an individual in the household provides
1.11 services in the following fields with household income equal to or less than 400 percent of
1.12 the federal poverty guidelines for the applicable family size:

1.13 (1) community first services and supports (CFSS), extended CFSS, and enhanced rate
1.14 CFSS under section 256B.85; and

1.15 (2) personal care assistance services under section 256B.0625, subdivisions 19a and
1.16 19c; extended personal care assistance services under section 256B.0659, subdivision 1;
1.17 and enhanced rate personal care assistance services under section 256B.0659, subdivision
1.18 17a.

1.19 (b) An individual who provides services in the fields listed under paragraph (a) must
1.20 work 20 hours per week providing services in that field to qualify for MinnesotaCare under
1.21 this subdivision. Once eligible for MinnesotaCare under this subdivision, an individual may
1.22 work fewer than 20 hours per week providing services in that field for a maximum of four
1.23 weeks within a single redetermination period without losing eligibility.

2.1 (c) An individual must submit proof of employment providing services in a field listed
 2.2 in paragraph (a) to the commissioner of human services to establish eligibility for
 2.3 MinnesotaCare under this subdivision. MinnesotaCare coverage must begin for individuals
 2.4 eligible under this section one month after submission of proof of employment. A
 2.5 redetermination of eligibility must occur every six months.

2.6 Sec. 2. Minnesota Statutes 2022, section 256L.15, subdivision 2, is amended to read:

2.7 Subd. 2. **Sliding fee scale; monthly individual or family income.** (a) The commissioner
 2.8 shall establish a sliding fee scale to determine the percentage of monthly individual or family
 2.9 income that households at different income levels must pay to obtain coverage through the
 2.10 MinnesotaCare program. The sliding fee scale must be based on the enrollee's monthly
 2.11 individual or family income.

2.12 (b) Beginning January 1, 2014, MinnesotaCare enrollees shall pay premiums according
 2.13 to the premium scale specified in paragraph (d).

2.14 (c) Paragraph (b) does not apply to:

2.15 (1) children 20 years of age or younger; and

2.16 (2) individuals with household incomes below 35 percent of the federal poverty
 2.17 guidelines.

2.18 (d) The following premium scale is established for each individual in the household who
 2.19 is 21 years of age or older and enrolled in MinnesotaCare:

2.20	Federal Poverty Guideline	Less than	Individual Premium
2.21	Greater than or Equal to		Amount
2.22	35%	55%	\$4
2.23	55%	80%	\$6
2.24	80%	90%	\$8
2.25	90%	100%	\$10
2.26	100%	110%	\$12
2.27	110%	120%	\$14
2.28	120%	130%	\$15
2.29	130%	140%	\$16
2.30	140%	150%	\$25
2.31	150%	160%	\$37
2.32	160%	170%	\$44
2.33	170%	180%	\$52
2.34	180%	190%	\$61

3.1	190%	200%	\$71
3.2	200%		\$80

3.3 (e) Beginning January 1, 2021, the commissioner shall adjust the premium scale
 3.4 established under paragraph (d) to ensure that premiums do not exceed the amount that an
 3.5 individual would have been required to pay if the individual was enrolled in an applicable
 3.6 benchmark plan in accordance with the Code of Federal Regulations, title 42, section 600.505
 3.7 (a)(1).

3.8 (f) Individuals eligible for MinnesotaCare under section 256L.04, subdivision 15, shall
 3.9 pay an individual premium of \$80 per month. Children 20 years of age or younger are
 3.10 exempt from premiums under this paragraph.

3.11 Sec. 3. **APPROPRIATION.**

3.12 \$..... in fiscal year 2024 is appropriated from the health care access fund to the
 3.13 commissioner of human services to provide state-only funded MinnesotaCare coverage to
 3.14 individuals eligible under Minnesota Statutes, section 256L.04, subdivision 15.