

SENATE
STATE OF MINNESOTA
NINETIETH SESSION

S.F. No. 3609

(SENATE AUTHORS: HOFFMAN, Pratt and Rosen)		
DATE	D-PG	OFFICIAL STATUS
03/19/2018	6789	Introduction and first reading
		Referred to Health and Human Services Finance and Policy
03/21/2018	6878	Author added Rosen

1.1

A bill for an act

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relating to human services; requiring an audit to identify third-party liability related

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to Minnesota health care programs; allowing the commissioner of human services

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to contract with a vendor for third-party recovery.

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

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Section 1. **THIRD-PARTY RECOVERIES.**

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Subdivision 1. **Audit to identify third-party liability.** (a) The commissioner of human

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services shall issue a request for proposals for eligible vendors to identify the potential for

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third-party recovery under medical assistance and MinnesotaCare, and to recommend

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methods to collect third-party liability. The request for proposals must:

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(1) allow eligible vendors to audit existing state data related to potential third-party

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recovery under medical assistance and MinnesotaCare, in order to identify specific cases

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for potential state recovery; and

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(2) require eligible vendors to provide an estimate of the value of potential third-party

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recoveries and recommend to the commissioner methods by which the vendor can make

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recoveries.

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(b) For purposes of this subdivision, an eligible vendor is an entity that makes use of

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advanced, patented technologies that incorporate an algorithm to evaluate aggregated

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information to identify potential third-party liability related to injuries from automobile and

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other accidents that have a delayed onset.

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(c) The vendor or vendors selected under the request for proposals must perform the

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audit and fulfill related responsibilities under the request for proposals at no cost to the state.

2.1 Subd. 2. **Contract to recover third-party liability.** Based on a review of audit results
2.2 and related recommendations submitted under subdivision 1, the commissioner may contract
2.3 with a vendor to implement a third-party liability recovery program. Under the terms of the
2.4 contract:

2.5 (1) the vendor shall be reimbursed using a percentage of the money recovered through
2.6 the third-party liability recovery program; and

2.7 (2) no state dollars may be expended and any administrative costs incurred by state
2.8 agencies related to the third-party liability recovery program must be reimbursed by the
2.9 vendor within 30 days of the date the costs are incurred.