

CHAPTER 113—S.F.No. 54

An act relating to claims against the state; providing for settlement of certain claims; providing for certain fiscal year 2011 deficiency funding and certain forecast adjustments; appropriating money; amending Laws 2005, chapter 156, article 2, section 45, as amended; Laws 2009, chapter 96, article 1, section 24, subdivisions 2, as amended, 3, 4, as amended, 5, as amended, 6, as amended, 7, as amended; article 2, section 67, subdivisions 2, as amended, 3, as amended, 4, as amended, 6, 9, as amended; article 3, section 21, subdivisions 3, 4, as amended; article 4, section 12, subdivision 6, as amended; article 5, section 13, subdivisions 2, 3, 4, as amended; article 6, section 11, subdivisions 3, as amended, 4, as amended, 8, as amended, 12, as amended; Laws 2010, First Special Session chapter 1, article 25, section 3, subdivision 6.

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

ARTICLE 1

CLAIMS AGAINST THE STATE

Section 1. **DEPARTMENT OF CORRECTIONS.**

The amounts in this section are appropriated from the general fund to the commissioner of corrections in fiscal year 2012 for full and final payment under Minnesota Statutes, sections 3.738 and 3.739, of claims against the state for losses suffered while incarcerated in a state correctional facility or for injuries suffered by and medical services provided to persons injured while performing community service or sentence-to-service work for correctional purposes or while incarcerated in a state correctional facility. This appropriation is available until June 30, 2012.

(a) For sentence-to-service and community work service claims under \$500 and other claims already paid by the department, \$3,472.27.

(b) For payment to MCF-Rush City, as reimbursement for paying Walter S. Rudd for the cost of custom orthotic inserts for his shoes to replace those inadvertently disposed of by staff while he was incarcerated at MCF-Rush City, \$350.

(c) For payment to Mario A. Burciaga for permanent injuries to his right hand suffered while performing sentence-to-service work in Rice County and to refund his filing fee, \$3,755, and for payment to medical providers for treatment of Mr. Burciaga, \$8,653.99.

(d) For payment to medical providers for treatment of Natalie C. Clark, who was injured while performing sentence-to-service work in Hennepin County, \$1,403.18.

(e) For payment to medical providers for treatment of Mary L. Hatcher, who was injured while performing sentence-to-service work in Olmsted County, \$1,035.34.

(f) For payment to medical providers for treatment of Shawn M. Norring, who was injured while performing sentence-to-service work in Aitkin County, \$3,675.10.

(g) For payment to medical providers for treatment of Aaron W. Osten, for permanent injuries to his left forearm suffered while performing assigned duties at MCF-Faribault, \$3,375.

(h) For payment to medical providers for treatment of Christopher A. Pearson, who was injured while performing sentence-to-service work in Isanti County, \$1,139.74.

(i) For payment to medical providers for treatment of Michael J. Proell, who was injured while performing sentence-to-service work in Todd County, \$1,039.85.

(j) For payment to medical providers for treatment of Anthony T. Reller, who was injured while performing sentence-to-service work in Carlton County, \$1,901.17.

(k) For payment to S.B., a minor, for permanent injuries to his left foot suffered while performing sentence-to-service work in Hennepin County, \$3,000, and for payment to medical providers for treatment of S.B., \$1,009.83.

(l) For payment to Nicholas Tobin, for permanent injuries to his left hand suffered while performing assigned duties at MCF-Faribault, \$4,875.

(m) For payment to Deleon C. Walker, for permanent injuries to his left hand suffered while performing assigned duties while incarcerated at MCF-Moose Lake, \$11,050.

(n) For payment to Nancy Wescott, for permanent injuries suffered while performing sentence-to-service work in Watonwan County and to reimburse her for medical expenses she already paid, \$1,550.41, and for payment to medical providers for treatment of Ms. Wescott, \$8,397.41.

Sec. 2. **DEPARTMENT OF REVENUE.**

\$1,123 is appropriated from the general fund to the commissioner of revenue in fiscal year 2011 for full and final payment of the claim by Renee S. Johnson, of Brooklyn Park, Minnesota, for the amount of an expired property tax refund check she failed to cash for medical reasons and to refund her filing fee.

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

ARTICLE 2

FISCAL YEAR 2011 DEFICIENCY FUNDING AND ADJUSTMENTS

Section 1. **APPROPRIATIONS.**

The sums shown in the column marked "Appropriations" are appropriated to the agencies and for the purposes specified in this article. The appropriations are from the general fund, or another named fund, and are available for the fiscal years indicated for each purpose, and are added to the appropriations in Laws 2009, chapters 83 and 101. The figure "2011," where used in this article, means that the appropriation or appropriations listed under it are available for the fiscal year ending June 30, 2011.

APPROPRIATIONS
Available for the Year
Ending June 30

2011

Sec. 2. **DEPARTMENT OF PUBLIC SAFETY**

\$ 2,043,000

This appropriation is to provide a match for Federal Emergency Management Agency (FEMA) disaster assistance to state agencies and political subdivisions under Minnesota Statutes, section 12.221, in the area designated under Presidential Declaration of Major Disaster, FEMA-1830-DR, for the flooding in Minnesota in the spring of 2009, whether included in the original declaration or added later by federal government action. This is a onetime appropriation. This appropriation is available until expended.

Sec. 3. **TAX COURT**

\$ 38,000

This appropriation is to fund a deficiency in the agency's operating budget. Of this amount, \$3,000 may be carried back to fiscal year 2010 to pay for expenditures exceeding the original appropriation. This is a onetime appropriation.

Sec. 4. **SECRETARY OF STATE**

\$ 471,000

\$149,000 is for the payment of legal fees imposed by the United States District Court, District of Minnesota, in the case of American Broadcasting Companies, Inc. et al. v. Mark Ritchie et al. (Case 08-cv-5285-MJD-AJB). This appropriation is available until June 30, 2013. This is a onetime appropriation.

\$322,000 is for the reimbursement of costs of recounts during the 2010 general election, to be paid to counties consistent with the cost survey of the counties previously conducted by the secretary of state and for reimbursement to the secretary of state costs in those recounts already paid by the secretary of state to the counties. This

appropriation is available until December 31, 2011.

Sec. 5. **HUMAN SERVICES**

The fiscal year 2011 general fund appropriation for Minnesota sex offender services under Laws 2009, chapter 79, article 13, section 3, subdivision 10, paragraph (b), is reduced by \$3,000,000. This paragraph is effective the day following final enactment.

Surplus Appropriation Canceled. Of the health care access fund appropriation in Laws 2009, chapter 79, article 13, section 3, subdivision 6, paragraph (e), for the COBRA premium state subsidy program, \$11,750,000 must be canceled in fiscal year 2011. This provision is effective the day following final enactment.

Sec. 6. Laws 2005, chapter 156, article 2, section 45, as amended by Laws 2007, chapter 148, article 2, section 73, and Laws 2009, chapter 37, article 1, section 59, is amended to read:

Sec. 45. **SALE OF STATE LAND.**

Subdivision 1. **State land sales.** The commissioner of administration shall coordinate with the head of each department or agency having control of state-owned land to identify and sell at least \$6,440,000 of state-owned land. Sales should be completed according to law and as provided in this section as soon as practicable but no later than June 30, ~~2011~~ 2013. Notwithstanding Minnesota Statutes, sections 16B.281 and 16B.282, 94.09 and 94.10, or any other law to the contrary, the commissioner may offer land for public sale by only providing notice of lands or an offer of sale of lands to state departments or agencies, the University of Minnesota, cities, counties, towns, school districts, or other public entities.

Subd. 2. **Anticipated savings.** Notwithstanding Minnesota Statutes, section 94.16, subdivision 3, or other law to the contrary, the amount of the proceeds from the sale of land under this section that exceeds the actual expenses of selling the land must be deposited in the general fund, except as otherwise provided by the commissioner of finance. Notwithstanding Minnesota Statutes, section 94.11 or 16B.283, the commissioner of finance may establish the timing of payments for land purchased under this section. If the total of all money deposited into the general fund from the proceeds of the sale of land under this section is anticipated to be less than \$6,440,000, the governor must allocate the amount of the difference as reductions to general fund operating expenditures for other executive agencies for the biennium ending June 30, ~~2011~~ 2013.

Subd. 3. **Sale of state lands revolving loan fund.** \$290,000 is appropriated from the general fund in fiscal year 2006 to the commissioner of administration for purposes of paying the actual expenses of selling state-owned lands to achieve the anticipated savings required in this section. From the gross proceeds of land sales under this section, the commissioner of administration must cancel the amount of the appropriation in this subdivision to the general fund by June 30, ~~2011~~ 2013.

Sec. 7. **APPROPRIATIONS MADE ONLY ONCE.**

If the appropriations made in this article are enacted more than once in the 2011 regular session, these appropriations must be given effect only once.

Sec. 8. **EFFECTIVE DATE.**

This article is effective the day following final enactment.

ARTICLE 3

EDUCATION FORECAST ADJUSTMENT

A. GENERAL EDUCATION

Section 1. Laws 2009, chapter 96, article 1, section 24, subdivision 2, as amended by Laws 2010, First Special Session chapter 1, article 3, section 10, is amended to read:

Subd. 2. **General education aid.** For general education aid under Minnesota Statutes, section 126C.13, subdivision 4:

\$	4,291,422,000	.....	2010
	4,776,884,000		
\$	<u>4,832,264,000</u>	.....	2011

The 2010 appropriation includes \$553,591,000 for 2009 and \$3,737,831,000 for 2010.

The 2011 appropriation includes \$1,363,306,000 for 2010 and ~~\$3,413,578,000~~ \$3,468,958,000 for 2011.

Sec. 2. Laws 2009, chapter 96, article 1, section 24, subdivision 3, is amended to read:

Subd. 3. **Enrollment options transportation.** For transportation of pupils attending postsecondary institutions under Minnesota Statutes, section 124D.09, or for transportation of pupils attending nonresident districts under Minnesota Statutes, section 124D.03:

\$	48,000	.....	2010
	52,000		
\$	<u>29,000</u>	.....	2011

Sec. 3. Laws 2009, chapter 96, article 1, section 24, subdivision 4, as amended by Laws 2010, First Special Session chapter 1, article 4, section 2, is amended to read:

Subd. 4. **Abatement revenue.** For abatement aid under Minnesota Statutes, section 127A.49:

\$	1,000,000	.....	2010
	1,132,000		
\$	<u>1,127,000</u>	.....	2011

The 2010 appropriation includes \$140,000 for 2009 and \$860,000 for 2010.

The 2011 appropriation includes \$317,000 for 2010 and ~~\$815,000~~ \$810,000 for 2011.

Sec. 4. Laws 2009, chapter 96, article 1, section 24, subdivision 5, as amended by Laws 2010, First Special Session chapter 1, article 4, section 3, is amended to read:

Subd. 5. **Consolidation transition.** For districts consolidating under Minnesota Statutes, section 123A.485:

\$	684,000	.....	2010
	576,000		
\$	<u>593,000</u>	.....	2011

The 2010 appropriation includes \$0 for 2009 and \$684,000 for 2010.

The 2011 appropriation includes \$252,000 for 2010 and ~~\$324,000~~ \$341,000 for 2011.

Sec. 5. Laws 2009, chapter 96, article 1, section 24, subdivision 6, as amended by Laws 2010, First Special Session chapter 1, article 4, section 4, is amended to read:

Subd. 6. **Nonpublic pupil education aid.** For nonpublic pupil education aid under Minnesota Statutes, sections 123B.40 to 123B.43 and 123B.87:

\$	12,861,000	.....	2010
	16,157,000		
\$	<u>16,213,000</u>	.....	2011

The 2010 appropriation includes \$1,067,000 for 2009 and \$11,794,000 for 2010.

The 2011 appropriation includes \$4,362,000 for 2010 and ~~\$11,795,000~~ \$11,851,000 for 2011.

Sec. 6. Laws 2009, chapter 96, article 1, section 24, subdivision 7, as amended by Laws 2010, First Special Session chapter 1, article 4, section 5, is amended to read:

Subd. 7. **Nonpublic pupil transportation.** For nonpublic pupil transportation aid under Minnesota Statutes, section 123B.92, subdivision 9:

\$	17,297,000	.....	2010
	19,729,000		
\$	<u>19,387,000</u>	.....	2011

The 2010 appropriation includes \$2,077,000 for 2009 and \$15,220,000 for 2010.

The 2011 appropriation includes \$5,629,000 for 2010 and ~~\$14,100,000~~ \$13,758,000 for 2011.

B. EDUCATION EXCELLENCE

Sec. 7. Laws 2009, chapter 96, article 2, section 67, subdivision 2, as amended by Laws 2010, First Special Session chapter 1, article 4, section 6, is amended to read:

Subd. 2. **Charter school building lease aid.** For building lease aid under Minnesota Statutes, section 124D.11, subdivision 4:

\$	34,833,000	.....	2010
	44,938,000		
\$	<u>42,633,000</u>	.....	2011

The 2010 appropriation includes \$3,704,000 for 2009 and \$31,129,000 for 2010.

The 2011 appropriation includes \$11,513,000 for 2010 and ~~\$33,425,000~~ \$31,120,000 for 2011.

Sec. 8. Laws 2009, chapter 96, article 2, section 67, subdivision 3, as amended by Laws 2010, First Special Session chapter 1, article 4, section 7, is amended to read:

Subd. 3. **Charter school startup aid.** For charter school startup cost aid under Minnesota Statutes, section 124D.11:

\$	1,218,000	.....	2010
	743,000		
\$	<u>654,000</u>	.....	2011

The 2010 appropriation includes \$202,000 for 2009 and \$1,016,000 for 2010.

The 2011 appropriation includes \$375,000 for 2010 and ~~\$368,000~~ \$279,000 for 2011.

Sec. 9. Laws 2009, chapter 96, article 2, section 67, subdivision 4, as amended by Laws 2010, First Special Session chapter 1, article 4, section 8, is amended to read:

Subd. 4. **Integration aid.** For integration aid under Minnesota Statutes, section 124D.86, subdivision 5:

\$	50,812,000	.....	2010
	61,782,000		
\$	<u>61,604,000</u>	.....	2011

The 2010 appropriation includes \$5,832,000 for 2009 and \$44,980,000 for 2010.

The 2011 appropriation includes \$16,636,000 for 2010 and ~~\$45,146,000~~ \$44,968,000 for 2011.

Sec. 10. Laws 2009, chapter 96, article 2, section 67, subdivision 6, is amended to read:

Subd. 6. **Interdistrict desegregation or integration transportation grants.** For interdistrict desegregation or integration transportation grants under Minnesota Statutes, section 124D.87:

\$	14,468,000	.....	2010
	17,582,000		
\$	<u>13,393,000</u>	.....	2011

Sec. 11. Laws 2009, chapter 96, article 2, section 67, subdivision 9, as amended by Laws 2010, First Special Session chapter 1, article 4, section 10, is amended to read:

Subd. 9. **Tribal contract schools.** For tribal contract school aid under Minnesota Statutes, section 124D.83:

\$	1,702,000	.....	2010
	2,119,000		
\$	<u>1,958,000</u>	.....	2011

The 2010 appropriation includes \$191,000 for 2009 and \$1,511,000 for 2010.

The 2011 appropriation includes \$558,000 for 2010 and ~~\$1,561,000~~ \$1,400,000 for 2011.

C. SPECIAL EDUCATION

Sec. 12. Laws 2009, chapter 96, article 3, section 21, subdivision 3, is amended to read:

Subd. 3. **Aid for children with disabilities.** For aid under Minnesota Statutes, section 125A.75, subdivision 3, for children with disabilities placed in residential facilities within the district boundaries for whom no district of residence can be determined:

\$	1,717,000	.....	2010
	1,895,000		
\$	<u>1,554,000</u>	.....	2011

If the appropriation for either year is insufficient, the appropriation for the other year is available.

Sec. 13. Laws 2009, chapter 96, article 3, section 21, subdivision 4, as amended by Laws 2010, First Special Session chapter 1, article 4, section 12, is amended to read:

Subd. 4. **Travel for home-based services.** For aid for teacher travel for home-based services under Minnesota Statutes, section 125A.75, subdivision 1:

\$	224,000	.....	2010
	282,000		
\$	<u>324,000</u>	.....	2011

The 2010 appropriation includes \$24,000 for 2009 and \$200,000 for 2010.

The 2011 appropriation includes \$73,000 for 2010 and ~~\$209,000~~ \$251,000 for 2011.

D. FACILITIES AND TECHNOLOGY

Sec. 14. Laws 2009, chapter 96, article 4, section 12, subdivision 6, as amended by Laws 2010, First Special Session chapter 1, article 4, section 17, is amended to read:

Subd. 6. **Deferred maintenance aid.** For deferred maintenance aid, according to Minnesota Statutes, section 123B.591, subdivision 4:

\$	1,918,000	.....	2010
	2,146,000		
\$	<u>2,191,000</u>	.....	2011

The 2010 appropriation includes \$260,000 for 2009 and \$1,658,000 for 2010.

The 2011 appropriation includes \$613,000 for 2010 and ~~\$1,533,000~~ \$1,578,000 for 2011.

E. NUTRITION

Sec. 15. Laws 2009, chapter 96, article 5, section 13, subdivision 2, is amended to read:

Subd. 2. **School lunch.** For school lunch aid according to Minnesota Statutes, section 124D.111, and Code of Federal Regulations, title 7, section 210.17:

\$	12,688,000	.....	2010	
	13,069,000			
\$	<u>12,378,000</u>	.....	2011	

Sec. 16. Laws 2009, chapter 96, article 5, section 13, subdivision 3, is amended to read:

Subd. 3. **School breakfast.** For traditional school breakfast aid under Minnesota Statutes, section 124D.1158:

\$	4,978,000	.....	2010	
	5,147,000			
\$	<u>4,646,000</u>	.....	2011	

Sec. 17. Laws 2009, chapter 96, article 5, section 13, subdivision 4, as amended by Laws 2010, First Special Session chapter 1, article 4, section 18, is amended to read:

Subd. 4. **Kindergarten milk.** For kindergarten milk aid under Minnesota Statutes, section 124D.118:

\$	1,104,000	.....	2010	
	1,126,000			
\$	<u>1,063,000</u>	.....	2011	

F. EARLY CHILDHOOD EDUCATION, PREVENTION, AND SELF-SUFFICIENCY AND LIFELONG LEARNING

Sec. 18. Laws 2009, chapter 96, article 6, section 11, subdivision 3, as amended by Laws 2010, First Special Session chapter 1, article 4, section 23, is amended to read:

Subd. 3. **Early childhood family education aid.** For early childhood family education aid under Minnesota Statutes, section 124D.135:

\$	19,005,000	.....	2010	
	21,460,000			
\$	<u>21,177,000</u>	.....	2011	

The 2010 appropriation includes \$3,020,000 for 2009 and \$15,985,000 for 2010.

The 2011 appropriation includes \$5,911,000 for 2010 and ~~\$15,549,000~~ \$15,266,000 for 2011.

Sec. 19. Laws 2009, chapter 96, article 6, section 11, subdivision 4, as amended by Laws 2010, First Special Session chapter 1, article 4, section 24, is amended to read:

Subd. 4. **Health and developmental screening aid.** For health and developmental screening aid under Minnesota Statutes, sections 121A.17 and 121A.19:

\$	2,922,000	.....	2010
	3,425,000		
\$	<u>3,434,000</u>	.....	2011

The 2010 appropriation includes \$367,000 for 2009 and \$2,555,000 for 2010.

The 2011 appropriation includes \$945,000 for 2010 and ~~\$2,480,000~~ \$2,489,000 for 2011.

Sec. 20. Laws 2009, chapter 96, article 6, section 11, subdivision 8, as amended by Laws 2010, First Special Session chapter 1, article 4, section 25, is amended to read:

Subd. 8. **Community education aid.** For community education aid under Minnesota Statutes, section 124D.20:

\$	476,000	.....	2010
	473,000		
\$	<u>463,000</u>	.....	2011

The 2010 appropriation includes \$73,000 for 2009 and \$403,000 for 2010.

The 2011 appropriation included \$148,000 for 2010 and ~~\$325,000~~ \$315,000 for 2011.

Sec. 21. Laws 2009, chapter 96, article 6, section 11, subdivision 12, as amended by Laws 2010, First Special Session chapter 1, article 4, section 27, is amended to read:

Subd. 12. **Adult basic education aid.** For adult basic education aid under Minnesota Statutes, section 124D.531:

\$	35,671,000	.....	2010
	42,732,000		
\$	<u>42,829,000</u>	.....	2011

The 2010 appropriation includes \$4,187,000 for 2009 and \$31,484,000 for 2010.

The 2011 appropriation includes \$11,644,000 for 2010 and ~~\$31,088,000~~ \$31,185,000 for 2011.

Sec. 22. **EFFECTIVE DATE.**

This article is effective the day following final enactment.

ARTICLE 4**HUMAN SERVICES FORECAST ADJUSTMENTS****Section 1. DEPARTMENT OF HUMAN SERVICES FORECAST ADJUSTMENT APPROPRIATIONS.**

The sums shown are added to, or if shown in parentheses, are subtracted from the appropriations in Laws 2009, chapter 79, article 13, as amended by Laws 2009, chapter 173, article 2; Laws 2010, First Special Session chapter 1, articles 15, 23, and 25; and Laws 2010, Second Special Session chapter 1, article 3, to the commissioner of human services and for the purposes specified in this article. The appropriations are from the general fund or another named fund and are available for the fiscal year indicated for each purpose. The figure "2011" used in this article means that the appropriation or appropriations listed are available for the fiscal year ending June 30, 2011.

Sec. 2. COMMISSIONER OF HUMAN SERVICES

Subdivision 1. Total Appropriation \$ (235,463,000)

Appropriations by Fund

	<u>2011</u>
<u>General</u>	<u>(381,869,000)</u>
<u>Health Care Access</u>	<u>169,514,000</u>
<u>Federal TANF</u>	<u>(23,108,000)</u>

The amounts that may be spent for each purpose are specified in the following subdivisions.

Subd. 2. Revenue and Pass-through 732,000

This appropriation is from the federal TANF fund.

Subd. 3. Children and Economic Assistance GrantsAppropriations by Fund

<u>General</u>	<u>(7,098,000)</u>
<u>Federal TANF</u>	<u>(23,840,000)</u>

(a) MFIP/DWP Grants

<u>Appropriations by Fund</u>		
<u>General</u>		<u>18,715,000</u>
<u>Federal TANF</u>		<u>(23,840,000)</u>
<u>(b) MFIP Child Care Assistance Grants</u>		<u>(24,394,000)</u>
<u>(c) General Assistance Grants</u>		<u>(664,000)</u>
<u>(d) Minnesota Supplemental Aid Grants</u>		<u>793,000</u>
<u>(e) Group Residential Housing Grants</u>		<u>(1,548,000)</u>
<u>Subd. 4. Basic Health Care Grants</u>		
<u>Appropriations by Fund</u>		
<u>General</u>		<u>(335,050,000)</u>
<u>Health Care Access</u>		<u>169,514,000</u>
<u>(a) MinnesotaCare Grants</u>		<u>169,514,000</u>
<u>This appropriation is from the health care access fund.</u>		
<u>(b) Medical Assistance Basic Health Care - Families and Children</u>		<u>(49,368,000)</u>
<u>(c) Medical Assistance Basic Health Care - Elderly and Disabled</u>		<u>(43,258,000)</u>
<u>(d) Medical Assistance Basic Health Care - Adults without Children</u>		<u>(242,424,000)</u>
<u>Subd. 5. Continuing Care Grants</u>		<u>(39,721,000)</u>
<u>(a) Medical Assistance Long-Term Care Facilities</u>		<u>(14,627,000)</u>
<u>(b) Medical Assistance Long-Term Care Waivers</u>		<u>(44,718,000)</u>
<u>(c) Chemical Dependency Entitlement Grants</u>		<u>19,624,000</u>

Sec. 3. Laws 2010, First Special Session chapter 1, article 25, section 3, subdivision 6, is amended to read:

Subd. 6. Health Care Grants

(a) MinnesotaCare Grants	998,000	(13,376,000)
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This appropriation is from the health care access fund.

Health Care Access Fund Transfer to General Fund. The commissioner of management and budget shall transfer the following amounts in the following years from the health care access fund to the general fund: ~~\$998,000~~ \$0 in fiscal year 2010; ~~\$176,704,000~~ \$59,901,000 in fiscal year 2011; \$141,041,000 in fiscal year 2012; and \$286,150,000 in fiscal year 2013. If at any time the governor issues an executive order not to participate in early medical assistance expansion, no funds shall be transferred from the health care access fund to the general fund until early medical assistance expansion takes effect. This paragraph is effective the day following final enactment.

MinnesotaCare Ratable Reduction. Effective for services rendered on or after July 1, 2010, to December 31, 2013, MinnesotaCare payments to managed care plans under Minnesota Statutes, section 256L.12, for single adults and households without children whose income is greater than 75 percent of federal poverty guidelines shall be reduced by 15 percent. Effective for services provided from July 1, 2010, to June 30, 2011, this reduction shall apply to all services. Effective for services provided from July 1, 2011, to December 31, 2013, this reduction shall apply to all services except inpatient hospital services. Notwithstanding any contrary provision of this article, this paragraph shall expire on December 31, 2013.

(b) Medical Assistance Basic Health Care Grants - Families and Children	-0-	295,512,000
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Critical Access Dental. Of the general fund appropriation, \$731,000 in fiscal year 2011 is to the commissioner for critical access dental provider reimbursement payments under Minnesota Statutes, section 256B.76 subdivision 4. This is a onetime appropriation.

Nonadministrative Rate Reduction. For services rendered on or after July 1, 2010, to December 31, 2013, the commissioner shall reduce contract rates paid to managed care plans under Minnesota Statutes, sections 256B.69 and 256L.12, and to county-based purchasing plans under Minnesota Statutes, section 256B.692, by three percent of the contract rate attributable to nonadministrative services in effect on June 30, 2010. Notwithstanding any contrary provision in this article, this rider expires on December 31, 2013.

(c) Medical Assistance Basic Health Care Grants - Elderly and Disabled	-0-	(30,265,000)
		(75,389,000)
(d) General Assistance Medical Care Grants	-0-	<u>(59,583,000)</u>

The reduction to general assistance medical care grants is contingent upon the effective date in Laws 2010, First Special Session chapter 1, article 16, section 48. The reduction shall be reestimated based upon the actual effective date of the law. The commissioner of management and budget shall make adjustments in fiscal year 2011 to general assistance medical care appropriations to conform to the total expected expenditure reductions specified in this section.

(e) Other Health Care Grants	-0-	(7,000,000)
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Cobra Carryforward. Unexpended funds appropriated in fiscal year 2010 for COBRA grants under Laws 2009, chapter 79, article 5, section 78, do not cancel and are available to the commissioner for fiscal year 2011 COBRA grant expenditures. Up to \$111,000 of the fiscal year 2011 appropriation for

COBRA grants provided in Laws 2009, chapter 79, article 13, section 3, subdivision 6, may be used by the commissioner for costs related to administration of the COBRA grants.

Sec. 4. **EFFECTIVE DATE.**

This article is effective the day following final enactment.

Presented to the governor May 27, 2011

Signed by the governor May 31, 2011, 1:19 p.m.