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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETIETH SESSION

H. F. No. 3092

02/26/2018 Authored by Kunes-Podein, Sauke, Ward, Flanagan, Liebling and others
The bill was read for the first time and referred to the Committee on Commerce and Regulatory Reform

1.1 A bill for an act
1.2 relating to health; providing coverage for certain nutritional supplements for persons
1.3 with liver or pancreas diseases; amending Minnesota Statutes 2016, section
1.4 256B.0625, subdivision 32; proposing coding for new law in Minnesota Statutes,
1.5 chapter 62A.

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

1.7 Section 1. [62A.3096] LIVER OR PANCREAS DISEASE NUTRITIONAL
1.8 SUPPLEMENT COVERAGE.

1.9 (a) For purposes of this section, "nutritional supplement" means pancreatic enzymes and
1.10 water-miscible forms of vitamins A, D, E, and K.

1.11 (b) A health plan must provide coverage for nutritional supplements for enrollees 18
1.12 years of age or younger with liver or pancreas diseases when prescribed by a hepatologist
1.13 or gastroenterologist.

1.14 (c) The coverage required by this section is subject to the co-payment, coinsurance,
1.15 deductible, and other enrollee cost-sharing requirements that apply to similar types of items
1.16 under the policy, plan, certificate, or contract.

1.17 (d) A health plan may apply utilization and reimbursement limits to coverage of
1.18 nutritional supplements.

1.19 EFFECTIVE DATE. This section is effective January 1, 2019, and applies to health
1.20 plans issued, offered, or renewed on or after that date.

2.1 Sec. 2. Minnesota Statutes 2016, section 256B.0625, subdivision 32, is amended to read:

2.2 Subd. 32. **Nutritional products.** Medical assistance covers nutritional products needed
2.3 for nutritional supplementation because solid food or nutrients thereof cannot be properly
2.4 absorbed by the body or needed for treatment of phenylketonuria, hyperlysinemia, maple
2.5 syrup urine disease, a combined allergy to human milk, cow's milk, and soy formula, or
2.6 any other childhood or adult diseases, conditions, or disorders identified by the commissioner
2.7 as requiring a similarly necessary nutritional product. Medical assistance also covers
2.8 nutritional supplements, consistent with section 62A.3096. Nutritional products needed for
2.9 the treatment of a combined allergy to human milk, cow's milk, and soy formula require
2.10 prior authorization. Separate payment shall not be made for nutritional products for residents
2.11 of long-term care facilities. Payment for dietary requirements is a component of the per
2.12 diem rate paid to these facilities.

2.13 **EFFECTIVE DATE.** This section is effective January 1, 2019.