

**SENATE  
STATE OF MINNESOTA  
NINETY-THIRD SESSION**

**S.F. No. 4463**

(SENATE AUTHORS: MANN)

DATE  
02/29/2024

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11859

Introduction and first reading  
Referred to Human Services

OFFICIAL STATUS

1.1 A bill for an act  
1.2 relating to human services; requiring the commissioner of human services to submit  
1.3 an application for a 1115 demonstration waiver to provide substance use disorder  
1.4 treatment services to incarcerated individuals.

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

1.6 Section 1. **DIRECTION TO COMMISSIONER OF HUMAN SERVICES; 1115**  
1.7 **DEMONSTRATION WAIVER.**

1.8 (a) Within 120 calendar days of the effective date of this section, the commissioner of  
1.9 human services must apply to the secretary of health and human services for a 1115  
1.10 demonstration waiver. The commissioner must include in the application a request to cover  
1.11 under the proposed demonstration project the following services that are provided to  
1.12 individuals confined in state prisons, county jails, and other secure settings:

1.13 (1) screening, assessment, and brief intervention while incarcerated;

1.14 (2) medications for treating substance use disorders, specifically including various  
1.15 preparations of buprenorphine for the treatment of opioid use disorder;

1.16 (3) certified peer recovery support services;

1.17 (4) culturally specific recovery supports;

1.18 (5) American Society of Addiction Medicine levels of care appropriate for the setting;

1.19 and

1.20 (6) referral to substance use disorder treatment upon release.

2.1 (b) Services must be consistent with the statutory directive in the Substance Use-Disorder  
2.2 Prevention that Promotes Opioid Recovery and Treatment for Patients and Communities  
2.3 Act, Public Law 115-271, section 5032, and federal guidance.

2.4 (c) When preparing the application for the 1115 demonstration waiver, the commissioner  
2.5 of human services must consult with the commissioner of corrections, sheriffs, lead agencies,  
2.6 and individuals with lived experience of incarceration.

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