

SENATE
STATE OF MINNESOTA
NINETY-SECOND SESSION

S.F. No. 3472

(SENATE AUTHORS: DAHMS, Utke, Benson and Rosen)

DATE	D-PG	OFFICIAL STATUS
02/24/2022	5128	Introduction and first reading Referred to Commerce and Consumer Protection Finance and Policy
03/02/2022	5169	Comm report: To pass and re-referred to Health and Human Services Finance and Policy
03/07/2022	5218	Comm report: To pass and re-referred to Finance
03/10/2022	5273a	Comm report: To pass as amended
	5279	Second reading
03/14/2022	5322	Special Order
	5328	Third reading Passed
	5330	Reconsidered
	5330	Third Reading Repassed
03/28/2022	5631a	Returned from House with amendment
	5632	Senate not concur, conference committee of 5 requested
	5662	Senate conferees Dahms; Utke; Klein; Draheim; Dornink
03/29/2022	5664	House conferees Stephenson; Liebling; Schultz; Kotyza-Witthuhn; O'Driscoll
03/31/2022	6154	Rules suspended Jt. rule 2.06
	6514c	Conference committee report
	6160	Senate adopted CC report and repassed bill
	6160	Third reading Passed
04/04/2022		House adopted SCC report and repassed bill Presentment date 03/31/2022 Governor's action Approval 04/01/2022 Secretary of State Chapter 44 04/01/2022

- 1.1 A bill for an act
- 1.2 relating to state government; extending the operation of the Minnesota premium
- 1.3 security plan; transferring money; appropriating money; amending Minnesota
- 1.4 Statutes 2020, section 62E.23, subdivision 3; Laws 2017, chapter 13, article 1,
- 1.5 section 15, as amended; Laws 2021, First Special Session chapter 7, article 15,
- 1.6 section 3.
- 1.7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
- 1.8 Section 1. Minnesota Statutes 2020, section 62E.23, subdivision 3, is amended to read:
- 1.9 Subd. 3. **Operation.** (a) The board shall propose to the commissioner the payment
- 1.10 parameters for the next benefit year by January 15 of the year before the applicable benefit
- 1.11 year. The commissioner shall approve or reject the payment parameters no later than 14
- 1.12 days following the board's proposal. If the commissioner fails to approve or reject the
- 1.13 payment parameters within 14 days following the board's proposal, the proposed payment
- 1.14 parameters are final and effective.
- 1.15 (b) If the amount in the premium security plan account in section 62E.25, subdivision
- 1.16 1, is not anticipated to be adequate to fully fund the approved payment parameters as of
- 1.17 July 1 of the year before the applicable benefit year, the board, in consultation with the
- 1.18 commissioner and the commissioner of management and budget, shall propose payment
- 1.19 parameters within the available appropriations. The commissioner must permit an eligible
- 1.20 health carrier to revise an applicable rate filing based on the final payment parameters for
- 1.21 the next benefit year.
- 1.22 (c) Notwithstanding paragraph (a), the payment parameters for benefit ~~year 2020~~ years
- 1.23 2023 through 2027 are:

- 2.1 (1) an attachment point of \$50,000;
- 2.2 (2) a coinsurance rate of 80 percent; and
- 2.3 (3) a reinsurance cap of \$250,000.

2.4 Sec. 2. Laws 2017, chapter 13, article 1, section 15, as amended by Laws 2017, First
2.5 Special Session chapter 6, article 5, section 10, Laws 2019, First Special Session chapter
2.6 9, article 8, section 19, and Laws 2021, First Special Session chapter 7, article 15, section
2.7 1, is amended to read:

2.8 **Sec. 15. MINNESOTA PREMIUM SECURITY PLAN FUNDING.**

2.9 (a) The Minnesota Comprehensive Health Association shall fund the operational and
2.10 administrative costs and reinsurance payments of the Minnesota security plan and association
2.11 using the following amounts deposited in the premium security plan account in Minnesota
2.12 Statutes, section 62E.25, subdivision 1, in the following order:

- 2.13 (1) any federal funding available;
- 2.14 (2) funds deposited under article 1, sections 12 and 13;
- 2.15 (3) any state funds from the health care access fund; and
- 2.16 (4) any state funds from the general fund.

2.17 (b) The association shall transfer from the premium security plan account any remaining
2.18 state funds not used for the Minnesota premium security plan by June 30, ~~2024~~ 2029, to the
2.19 commissioner of commerce. Any amount transferred to the commissioner of commerce
2.20 shall be deposited in the health care access fund in Minnesota Statutes, section 16A.724.

2.21 (c) The Minnesota Comprehensive Health Association may not spend more than
2.22 \$271,000,000 for benefit year 2018 and not more than \$271,000,000 for benefit year 2019
2.23 for the operational and administrative costs of, and reinsurance payments under, the
2.24 Minnesota premium security plan.

3.1 Sec. 3. Laws 2021, First Special Session chapter 7, article 15, section 3, is amended to
3.2 read:

3.3 Sec. 3. **PLAN YEAR ~~2022~~ 2023 PROPOSED RATE FILINGS FOR THE**
3.4 **INDIVIDUAL MARKET.**

3.5 The rate filing deadline for individual health plans, as defined in Minnesota Statutes,
3.6 section 62E.21, subdivision 9, to be offered, issued, sold, or renewed on or after January 1,
3.7 ~~2022~~ 2023, and before January 1, 2024, is July 9, 2021 2022. Eligible health carriers under
3.8 Minnesota Statutes, section 62E.21, subdivision 8, filing individual health plans to be offered,
3.9 issued, sold, or renewed for benefit ~~year 2022~~ years 2023 through 2027 shall include the
3.10 impact of the Minnesota premium security plan payment parameters in the proposed
3.11 individual health plan rates. Notwithstanding Minnesota Statutes, section 60A.08, subdivision
3.12 15, paragraph (g), the commissioner must provide public access on the Department of
3.13 Commerce's website to compiled data of the proposed changes to rates for individual health
3.14 plans and small group health plans, as defined in Minnesota Statutes, section 62K.03,
3.15 subdivision 12, separated by health plan and geographic rating area, no later than July 23,
3.16 ~~2021~~ 2022.

3.17 Sec. 4. **APPROPRIATIONS.**

3.18 (a) \$2,100,000 in fiscal year 2023 is appropriated from the general fund to the board of
3.19 directors of MNsure for MNsure operations. The base for this appropriation is \$4,288,000
3.20 in fiscal year 2024, \$4,561,000 in fiscal year 2025, \$4,858,000 in fiscal year 2026, \$5,200,000
3.21 in fiscal year 2027, \$2,658,000 in fiscal year 2028, and \$0 in fiscal year 2029.

3.22 (b) \$53,404,000 in fiscal year 2023 is appropriated from the health care access fund to
3.23 the commissioner of human services for the MinnesotaCare program. The base for this
3.24 appropriation is \$113,503,000 in fiscal year 2024 and \$120,442,000 in fiscal year 2025.

3.25 (c) If the federal revenue that is projected to be reduced from the basic health plan due
3.26 to the continuation of the state innovation waiver is less than the appropriations in paragraph
3.27 (b), the commissioner of management and budget shall reduce the appropriations in paragraph
3.28 (b) to ensure that each appropriation is equal to the value of the federal revenue reduced
3.29 from the basic health plan in that fiscal year. The reduction in this paragraph may not be
3.30 less than zero.

3.31 **EFFECTIVE DATE.** This section is effective January 1, 2023, but only if the
3.32 continuation of the state innovation waiver described in Laws 2021, First Special Session
3.33 chapter 7, article 15, section 4, is approved.

4.1 Sec. 5. **TRANSFER.**

4.2 The commissioner of management and budget must transfer \$1,087,366,000 in fiscal
4.3 year 2023 from the general fund to the premium security plan account in Minnesota Statutes,
4.4 section 62E.25, subdivision 1. This is a onetime transfer.