



**DEPARTMENT OF
HUMAN SERVICES**

Minnesota Health Care Programs (MHCP)

2020 Legislative Notice to MHCP Members

The 2020 Minnesota Legislature made changes to Minnesota Health Care Programs (MHCP). These programs are Medical Assistance (MA), MinnesotaCare and other public health care programs. This notice gives a brief overview of those changes.

The changes will not affect everyone who gets this notice. You are getting this notice so you are aware of the changes that may affect you. You do not need to do anything when you get this notice other than read it.

If you have questions about anything in this notice, call one of these:

- Your county or tribal agency or DHS Health Care Consumer Support
- The County and Tribal Information Directory is available at <https://edocs.dhs.state.mn.us/lfserver/Public/DHS-0005-ENG>
- DHS Health Care Consumer Support at 651-297-3862 or 800-657-3672
- Member services at your managed care organization (MCO). The phone number is on the back of your MCO member card
- The Disability Hub MN™, for people with disabilities, at 866-333-2466
- The Senior LinkAge Line®, for people 60 years old or older, at 800-333-2433

For more information about MHCP services, see the DHS Programs and Services page at <https://mn.gov/dhs/health-care-programs/>.

Changes to Medical Assistance (MA)

Advanced practice registered nurse (APRN) and physician assistant (PA) changes, effective day after enactment:

Adds APRNs and PAs to multiple areas of home care allowing them to order home health services and home care nursing (HCN), make determinations related to shared home care nursing and the HCN hardship waiver. Allows APRNs to delegate and train personal care assistants (PCAs) to provide tracheostomy suctioning and ventilator support services, order complex health-related interventions, diagnose swallowing disorders, and prescribe prosthetics.

Guardianship and conservatorship, effective August 1, 2020:

Modifies the right to communication under the Bill of Rights, creates “bill of particulars” form (effective upon approval), requires court to make findings related to less restrictive options for a person subject to guardianship or conservatorship such as informed decision-making, allows guardians to establish Achieving a Better Life Experience (ABLE) accounts, allows people subject to conservatorship to control their own wages, requires durational limits on guardianships, and updates terminology.

Certified community behavioral health clinics (CCBHC), effective August 1, 2020, or upon federal approval:

Clarifies there is no county share for the prospective payment for substance use disorder (SUD) and targeted case management (TCM) services delivered by a CCBHC. Also, defines the rate methodology for the state plan amendment.

Disability services, effective day after enactment:

Restores the 90-day notice when MnCHOICES assessments are required for personal care assistant (PCA) services; changes definitions, requirements, eligibility for long-term care consultation services and requirements for service planning for home and community-based services to ensure person-centered planning and documentation of informed choice about all available options for case management (CM), providers, employment services, living arrangements and self-directed services and supports. Requirement for all disability waiver case managers to receive no less than 10 hours of CM and disability-related training each year including person-centered planning.

Home care in foster care settings and sibling groups, effective day after enactment:

Allows access to personal care assistance (PCA) and home care nursing (HCN) services in a foster care home licensed for six and allows PCA and HCN services in a home licensed for more than six when a variance is granted for sibling groups to remain together.

