

HEALTH AND HUMAN SERVICES BUDGET DIVISIONMINUTES

Senator Linda Berglin, Chair of the Health and Human Services Budget Division, called the twenty-fifth meeting to order at 9:00 a.m. on Monday, April 18, 2005, in Room 123 of the State Capitol, St. Paul Minnesota.

The secretary noted the roll.

Members Present:

Berglin, Chair
Solon, Vice Chair
Foley
Higgins
Koering
LeClair
Lourey
Rosen

A quorum was present.

Senator Foley assumed the chair at 9:05 a.m.

The first bill on the agenda was S.F. 254, authored and explained by Senator Berglin, as follows:

S.F. 254 (BERGLIN): A bill for an act relating to the operation of state government; modifying parental contributions; modifying several MFIP provisions; modifying medical assistance estate recovery provisions; eliminating recoveries for alternative care costs; removing liens against life estates and joint tenant interests; appropriating money.

The following persons testified regarding S.F. 254:

1. Kim Stanley, Parent of a Disabled Child, 501 E. 102nd St., Bloomington, MN 55420.
2. Laura Kasemodel, ARC of MN, 770 Transfer Rd., Suite 26, St. Paul, MN 55114.
3. Julie Borg, 12792 Red Pine Rd., Brainerd, MN 56401.
4. Miriam Reibold, West St. Paul, MN.
5. Al Hester, St. Paul Housing Authority (MnNARRL), St. Paul, MN.
6. Reggie Wagner, Legal Services Advocacy Project, St. Paul, MN.
7. Trishalla Bell, Welfare Rights Committee, Minneapolis, MN.
8. Tracey Furney, Welfare Rights Committee, Minneapolis, MN.
9. Chia Xiong, Welfare Rights Committee, Minneapolis, MN.
10. Lynden Gawboy, Welfare Rights Committee, Minneapolis, MN.

11. Kim Hassmer.
12. Bridget McDonald, Sister's of St. Joseph.

Senator Berglin laid S.F. 254 over for possible inclusion in the Health and Human Services Omnibus Bill.

Senator Berglin returned to the chair at 10:20 a.m.

The second bill up for consideration was S.F. 1279, authored and explained by Senator Dibble, as follows:

S.F. 1279 (DIBBLE): A bill for an act relating to human services; removing the sunset for a provision exempting certain antihemophilic factor drugs from prior authorization under medical assistance.

The following persons testified in favor of S.F. 1279:

1. Jim Paiste, Hemophilia Association.
2. Randy Morris, Hemophilia Association.

Senator Lourey moved that S.F. 1279 be laid over for possible inclusion in the Health and Human Services Omnibus Bill. The **MOTION PREVAILED**.

The third bill up for consideration was S.F. 1395, authored and explained by Senator Foley, as follows:

S.F. 1395 (FOLEY): A bill for an act relating to human services; providing supportive housing services; appropriating money.

Senator Foley moved to amend S.F. 1395 as follows:

(See Attachment "A" - SCS1395A-3)

The **MOTION PREVAILED** and the amendment was adopted.

The following person testified in favor of S.F. 1395:

Bill Conley, Mental Health Association.

Senator Foley moved that S.F. 1395 be laid over for possible inclusion in the Health and Human Services Omnibus Bill. The **MOTION PREVAILED**.

Senator Solon assumed the chair at 10:40 a.m.

The fourth bill up for consideration was S.F. 1955, authored and explained by Senator Berglin, as follows:

S.F. 1955 (BERGLIN): A bill for an act relating to human services; establishing the work participation rate enhancement program.

Senator Berglin moved to amend S.F. 1955 as follows:

(See Attachment "B" - SCS1955A-3)

The **MOTION PREVAILED** and the amendment was adopted.

Senator Berglin moved that S.F. 1955 be laid over for possible inclusion in the Health and Human Services Omnibus Bill. The **MOTION PREVAILED**.

The fifth bill up for consideration was S.F. 1162, authored and explained by Senator Berglin, as follows:

S.F. 1162 (BERGLIN): A bill for an act relating to health; requiring disclosure of and limiting certain charges to the uninsured; limiting provider recourse; providing remedies; requiring disclosure of certain hospital charges.

Senator Berglin moved to amend S.F. 1162 as follows:

Page 2, delete lines 5 and 6 and insert:

“(h) “Provider” means a hospital or outpatient surgical center licensed under chapter 144.”

Page 3, line 8, delete everything after “than” and insert “the amount the provider is paid for that service by the nongovernmental third-party payer that provided the most revenue to the provider during the previous calendar year, plus any applicable cost sharing payments payable by an individual covered by that provider’s highest volume plan.”

Page 3, delete lines 9 and 10

Page 3, line 11, delete everything before “After”

Page 3, line 28, delete “, but” and insert “only to health plans that provide coverage equal to or greater than a number two qualified plan described under section 62E.08, and”

Pages 4 and 5, delete section 2

The **MOTION PREVAILED** and the amendment was adopted.

The following persons testified in favor of S.F. 1162:

1. Ken Peterson, Deputy, Attorney General.
2. David Feinwachs, Attorney, MN Hospital Association.

Senator Berglin moved that S.F. 1162, as amended, be recommended to pass to the Finance Committee. The **MOTION PREVAILED**.

The committee recessed at 11:00 a.m.

The committee reconvened at 3:00 p.m.

The sixth bill up for consideration was S.F. 643, authored and explained by Senator Betzold, as follows:

S.F. 643 (BETZOLD): A bill for an act relating to civil commitment; expanding early intervention services.

Senator Higgins moved that S.F. 643 be recommended to pass to the Finance Committee. The **MOTION PREVAILED**.

The seventh bill up for consideration was S.F. 917, authored and explained by Senator Sams (Senator Stumpf presented), as follows:

S.F. 917 (SAMS): A bill for an act relating to health; providing for grants related to positive abortion alternatives; appropriating money.

The following persons testified on S.F. 917 as follows:

1. Andrea Rau, MCCL.
2. Tim Stanley, Executive Director, NARL Pro Choice MN.
3. Teresa Nelson, Legal Counsel, ACLU of MN.
4. Rebecca Polston, MN SafPlan, 3135 – 2nd Ave. S., Minneapolis, MN (read a statement from Michele VanVranken, M.D., Medical Director, West Suburban Teen Clinic.)
5. Rebecca Trotzky-Sirr, Medical Students for Choice.

Senator Higgins moved to amend S.F. 917 as follows:

Page 1, line 10, delete “(1)”

Page 1, line 15, delete “; and”

Page 1, delete lines 16 and 17, except for the period

The **MOTION PREVAILED** and the amendment was adopted.

Senator Lourey moved to amend S.F. 917 as follows:

Page 3, line 32, before “Any” insert “(a)”

Page 4, after line 8, insert:

“(b) Notwithstanding paragraph (a), the commissioner of health shall have access to any information necessary to monitor and review a grantee’s program as required under subdivision 4.”

The **MOTION PREVAILED** and the amendment was adopted.

Senator Lourey moved to amend S.F. 917 as follows:

Senator Lourey moved to amend S.F. 917 as follows:

Page 3, after line 31, insert:

“(g) If an organization or agency receiving a grant under this section provides information on abortion, the information provided must be objective, nonjudgmental, and designed to convey only accurate scientific information. The commissioner shall approve any information provided by a grantee on the health risks associated with abortions to ensure that the information meets this requirement.”

The **MOTION PREVAILED** and the amendment was adopted.

Senator Koering moved to amend S.F. 917 as follows:

(See Attachment “C” - SCS0917A18)

The **MOTION PREVAILED** and the amendment was adopted.

Senator Koering moved that S.F. 917, as amended, be recommended to pass to the Finance Committee. The **MOTION PREVAILED**.

Senator Solon assumed the chair at 4:00 p.m.

The eighth bill up for consideration was S.F. 1979, authored and explained by Senator Berglin, as follows:

S.F. 1979 (BERGLIN): A bill for an act relating to human services; Creating a hospital disproportionate population adjustment; designating certified public expenditures; increasing the surcharges on criminal and traffic offenders.

Senator Berglin moved to amend S.F. 1979 as follows:

(See Attachment “D” - SCS1979A10)

The **MOTION PREVAILED** and the amendment was adopted.

Senator Berglin moved that S.F. 1979 be laid over for possible inclusion in the Health and Human Services Omnibus Bill. The **MOTION PREVAILED**.

The ninth bill up for consideration was S.F. 65, authored and explained by Senator Berglin, as follows:

S.F. 65 (BERGLIN): A bill for an act relating to health care; modifying premium rate restrictions; establishing expenditure limits; modifying cost containment provisions; modifying utilization review provisions; modifying certain loan forgiveness programs; modifying medical assistance, general assistance medical care, and MinnesotaCare programs; requiring reports; appropriating money.

Senator Berglin moved to amend S.F. 65 as follows:

(See Attachment "E" - SCS0065A10)

The **MOTION PREVAILED** and the amendment was adopted.

Senator Higgins moved to amend S.F. 65 as follows:

(See Attachment "F" - SCS0065A11)

The **MOTION PREVAILED** and the amendment was adopted.

Senate File 65 was laid over until Tuesday, April 19, 2005.

The meeting adjourned at 4:30 p.m.



Senator Linda Berglin
Chair



Rochelle M. Polansky
Legislative Assistant

Health and Human Services Budget Division

Senator Linda Berglin, Chair

Monday, April 18, 2005 – 9:00 a.m.

Room 123 State Capitol

A G E N D A

- I. Call to Order.

- II. **S.F. 1279 (Dibble): Removing sunset for exemption of anti-hemophilic drugs.**
 - A. Author's Presentation.
 - B. Amendment(s).
 - C. Division Action.

- III. **S.F. 254 (Berglin): Modify parental contributions.**
 - A. Author's Presentation.

Testimony:

Linden Gawboy, Welfare Rights Committee.
 - B. Amendment(s).
 - C. Division Action.

- IV. **S.F. 1955 (Berglin): Work participation rate enhancement.**
 - A. Author's Presentation.
 - B. Amendment(s).
 - C. Division Action.

- V. **S.F. 1395 (Foley): Supportive housing services.**
 - A. Author's Presentation.
 - B. Amendment(s).
 - C. Division Action.

VI. S.F. 1162 (Berglin): Medical Fairness Act.

- A. Author's Presentation.**
- B. Amendment(s).**
- C. Division Action.**

VII. RECESS (11:00 a.m.)

VIII. RECONVENE (3:00 p.m.)

IX. S.F. 917 (Sams): Positive abortion alternatives.

- A. Author's Presentation.**

Testimony:

- 1. Tim Stanley, NARAL Pro Choice MN.**
- 2. Teresa Nelson, ACLU of MN.**
- 3. Chris Rife, Face to Face Clinic.**
- 4. Rebecca Trotzky-Sirr, Medical Students for Choice.**

- B. Amendment(s).**
- C. Division Action.**

X. S.F. 643 (Betzold): Early intervention, civil commitment, pregnant Women.

- A. Author's Presentation.**
- B. Amendment(s).**
- C. Division Action.**

XI. S.F. 65 (Berglin): Health care bill.

- A. Author's Presentation.**

Testimony:

- 1. Jon Youndahl, SEIU MN State Council.**
- 2. Jeff Bangsberg, MN HomeCare Assn.**

- B. Amendment(s).**
- C. Division Action.**

XII. S.F. 2003 (Berglin): Rate increase for nursing facilities.

A. Author's Presentation.

Testimony:

- 1. Shirley Hokanson, REM, Inc.**
- 2. David Doth, REM, Inc.**
- 3. Kristin Beckmann, Sr. and Workers Coalition.**
- 4. Bruce Nelson, ARRM.**

B. Amendment(s).

C. Division Action

XIII. S.F. 1979 (Berglin): Hospital disproportionate population adjustment.

A. Author's Presentation.

B. Amendment(s).

C. Division Action.

XIV. Adjournment.

01:45:59 A
01:23:29 B
Am

Health and Human Services Budget Division

Senator Linda Berglin, Chair

Monday, April 18, 2005 - 9:00 a.m.

Room 123 State Capitol

AGENDA

- I. **Call to Order.**
- II. **S.F. 1279 (Dibble): Removing sunset for exemption of anti-hemophilic drugs.**
 - A. **Author's Presentation.**
 - B. **Amendment(s).**
 - C. **Division Action.**
- III. **S.F. 254 (Berglin): Modify parental contributions.**
 - A. **Author's Presentation.**

Testimony:
Linden Gawboy, Welfare Rights Committee.
 - B. **Amendment(s).**
 - C. **Division Action.**
- IV. **S.F. 1955 (Berglin): Work participation rate enhancement.**
 - A. **Author's Presentation.**
 - B. **Amendment(s).**
 - C. **Division Action.**
- V. **S.F. 1395 (Foley): Supportive housing services.**
 - A. **Author's Presentation.**
 - B. **Amendment(s).**
 - C. **Division Action.**

VI. S.F. 1162 (Berglin): Medical Fairness Act.

- A. Author's Presentation.
- B. Amendment(s).
- C. Division Action.

VII. RECESS (11:00 a.m.)

VIII. RECONVENE (3:00 p.m.)

IX. S.F. 917 (Sams): Positive abortion alternatives.

- A. Author's Presentation.

Testimony:

1. Tim Stanley, NARAL Pro Choice MN.
2. Teresa Nelson, ACLU of MN.
3. Chris Rife, Face to Face Clinic.
4. Rebecca Trotzky-Sirr, Medical Students for Choice.

- B. Amendment(s).
- C. Division Action.

X. S.F. 643 (Betzold): Early intervention, civil commitment, pregnant Women.

- A. Author's Presentation.
- B. Amendment(s).
- C. Division Action.

XI. S.F. 65 (Berglin): Health care bill.

- A. Author's Presentation.

Testimony:

1. Jon Youndahl, SEIU MN State Council.
2. Jeff Bangsberg, MN HomeCare Assn.

- B. Amendment(s).
- C. Division Action.

XII. S.F. 2003 (Berglin): Rate Increase for nursing facilities.

A. Author's Presentation.

Testimony:

- 1. Shirley Hokanson, REM, Inc.**
- 2. David Doth, REM, Inc.**
- 3. Kristln Beckmann, Sr. and Workers Coalition.**
- 4. Bruce Nelson, ARRM.**

B. Amendment(s).

C. Division Action

XIII. S.F. 1979 (Berglin): Hospital disproportionate population adjustment.

A. Author's Presentation.

B. Amendment(s).

C. Division Action.

XIV. Adjournment.

P.m.

Health and Human Services Budget Division

Senator Linda Berglin, Chair

Monday, April 18, 2005 – 9:00 a.m.

Room 123 State Capitol

AGENDA

- I. **Reconvene (3:00 p.m.)**

- II. **S.F. 917 (Sams): Positive abortion alternatives.**
 - A. **Author's Presentation.**
Testimony:
 - 1. **Tim Stanley, NARAL Pro Choice MN.**
 - 2. **Teresa Nelson, ACLU of MN.**
 - 3. **Chris Rife, Face to Face Clinic.**
 - 4. **Rebecca Trotzky-Sirr, Medical Students for Choice.**
 - B. **Amendment(s).**
 - C. **Division Action.**

- III. **S.F. 643 (Betzold): Early intervention, civil commitment, pregnant Women.**
 - A. **Author's Presentation.**
 - B. **Amendment(s).**
 - C. **Division Action.**

- IV. **S.F. 65 (Berglin): Health care bill.**
 - A. **Author's Presentation.**
Testimony:
 - 1. **Tara Garman, SEIU MN State Council.**
 - 2. **Jeff Bangsberg, MN HomeCare Assn.**
 - 3. **Erin Murphy, MN Nurses Assn.**
 - B. **Amendment(s).**
 - C. **Division Action.**

V. **S.F. 1979 (Berglin): Hospital disproportionate population adjustment.**

A. **Author's Presentation.**

Testimony:

Tara Garman, SEIU MN State Council.

B. **Amendment(s).**

C. **Division Action.**

VI. **Adjournment.**

NEXT MEETING:

Tuesday, April 19, 2005

**Health and Human Services Budget Division
9:30 a.m. – Room 123 Capitol**

Agenda:

S.F. 227 (Solon): Cancer Drug Repository Program.

S.F. 1837 (Lourey): MnCARE change to align with practice.

S.F. 1710 (Lourey): Child protection, child and family support, child care.

S.F. 1000 (Berglin): Discharge planning for those with serious and persistent mental illness.

S.F. 2003 (Berglin): Rate increase for nursing facilities.