

1.1 Senator moves to amend S.F. No. 1637 as follows:

1.2 Page 1, after line 5, insert:

1.3 "Section 1. Minnesota Statutes 2022, section 256B.056, subdivision 3, is amended to read:

1.4 Subd. 3. **Asset limitations for certain individuals.** (a) To be eligible for medical
1.5 assistance, a person must not individually own more than ~~\$3,000~~ \$20,000 in assets, or if a
1.6 member of a household with two family members, husband and wife, or parent and child,
1.7 the household must not own more than ~~\$6,000~~ \$40,000 in assets, plus \$200 for each
1.8 additional legal dependent. In addition to these maximum amounts, an eligible individual
1.9 or family may accrue interest on these amounts, but they must be reduced to the maximum
1.10 at the time of an eligibility redetermination. The accumulation of the clothing and personal
1.11 needs allowance according to section 256B.35 must also be reduced to the maximum at the
1.12 time of the eligibility redetermination. The value of assets that are not considered in
1.13 determining eligibility for medical assistance is the value of those assets excluded under
1.14 the Supplemental Security Income program for aged, blind, and disabled persons, with the
1.15 following exceptions:

1.16 (1) household goods and personal effects are not considered;

1.17 (2) capital and operating assets of a trade or business that the local agency determines
1.18 are necessary to the person's ability to earn an income are not considered;

1.19 (3) motor vehicles are excluded to the same extent excluded by the Supplemental Security
1.20 Income program;

1.21 (4) assets designated as burial expenses are excluded to the same extent excluded by the
1.22 Supplemental Security Income program. Burial expenses funded by annuity contracts or
1.23 life insurance policies must irrevocably designate the individual's estate as contingent
1.24 beneficiary to the extent proceeds are not used for payment of selected burial expenses;

1.25 (5) for a person who no longer qualifies as an employed person with a disability due to
1.26 loss of earnings, assets allowed while eligible for medical assistance under section 256B.057,
1.27 subdivision 9, are not considered for 12 months, beginning with the first month of ineligibility
1.28 as an employed person with a disability, to the extent that the person's total assets remain
1.29 within the allowed limits of section 256B.057, subdivision 9, paragraph (d);

1.30 (6) a designated employment incentives asset account is disregarded when determining
1.31 eligibility for medical assistance for a person age 65 years or older under section 256B.055,
1.32 subdivision 7. An employment incentives asset account must only be designated by a person
1.33 who has been enrolled in medical assistance under section 256B.057, subdivision 9, for a

2.1 24-consecutive-month period. A designated employment incentives asset account contains
2.2 qualified assets owned by the person and the person's spouse in the last month of enrollment
2.3 in medical assistance under section 256B.057, subdivision 9. Qualified assets include
2.4 retirement and pension accounts, medical expense accounts, and up to \$17,000 of the person's
2.5 other nonexcluded assets. An employment incentives asset account is no longer designated
2.6 when a person loses medical assistance eligibility for a calendar month or more before
2.7 turning age 65. A person who loses medical assistance eligibility before age 65 can establish
2.8 a new designated employment incentives asset account by establishing a new
2.9 24-consecutive-month period of enrollment under section 256B.057, subdivision 9. The
2.10 income of a spouse of a person enrolled in medical assistance under section 256B.057,
2.11 subdivision 9, during each of the 24 consecutive months before the person's 65th birthday
2.12 must be disregarded when determining eligibility for medical assistance under section
2.13 256B.055, subdivision 7. Persons eligible under this clause are not subject to the provisions
2.14 in section 256B.059; and

2.15 (7) effective July 1, 2009, certain assets owned by American Indians are excluded as
2.16 required by section 5006 of the American Recovery and Reinvestment Act of 2009, Public
2.17 Law 111-5. For purposes of this clause, an American Indian is any person who meets the
2.18 definition of Indian according to Code of Federal Regulations, title 42, section 447.50.

2.19 (b) No asset limit shall apply to persons eligible under section 256B.055, subdivision
2.20 15.

2.21 **EFFECTIVE DATE.** This section is effective January 1, 2024, or upon federal approval,
2.22 whichever is later. The commissioner of human services shall notify the revisor of statutes
2.23 when federal approval is obtained."

2.24 Renumber the sections in sequence and correct the internal references

2.25 Amend the title accordingly