

**Bill Comparison Summary of  
Senate File 2934 (third engrossment) / Senate File 2934 (first  
unofficial engrossment)**

**Senate Article 1: Disability Services  
House Article 1: Disability Services**

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**Comparison Summary of S.F. 2934 – Senate (S.F. 2934, third engrossment) / House (S.F. 2934, first unofficial engrossment)**

Section	SENATE Article 1: Disability Services	Comparison	HOUSE Article 1: Disability Services
		House only	<p><b>Section 1. Special certificate prohibition.</b> Amends § 177.24, by adding subd. 6. Beginning August 1, 2026, prohibits employers from hiring any new employee with a disability at a wage that is less than the highest applicable minimum wage. Beginning August 1, 2028, prohibits employers from paying an employee with a disability less than the highest applicable minimum wage.</p>
1	<p><b>(179A.54, subdivision 11 – Home care orientation trust)</b> establishes a joint labor and management trust, the Home Care Orientation Trust, to receive contributions from the state pursuant to a collective bargaining agreement for the purposes of funding orientation training of individual providers of direct support services.</p>	<p>Similar.</p> <p>Technical differences in paragraphs (a), (b), and (e).</p> <p>Substantive difference in paragraph (c). House authorized the Trust to provide administrative, management, legal, and financial services to itself; the Senate does not.</p>	<p><b>Section 2. Home care orientation trust.</b> Amends § 179A.54, by adding subd. 11. Authorizes the state and the exclusive representative of individual providers of direct support services to establish a joint labor and management trust for the exclusive purpose of rendering voluntary orientation training to individual providers of direct support services who are represented by the exclusive representative. Establishes parameters for: (1) administration, management, and control of the trust by a board of trustees; (2) financial contributions made by the state to the trust; and (3) administrative, management, legal, and financial services. Authorizes the state to purchase liability insurance for members of the board of trustees appointed by the state.</p>
2	<p><b>(245A.03, subdivision 7, paragraph (a) – Licensing moratorium)</b> modifies an existing foster care moratorium exception and creates a new exception.</p> <p><b>Clause (5)</b> expands an existing moratorium exception <i>for individuals</i> receiving customized living to include individuals receiving customized living under the elderly</p>	<p>Paragraph (a), clause (5) are identical.</p> <p>Paragraph (a), clause (6) is Senate only.</p> <p>The effective dates are different.</p>	<p><b>Section 3. Licensing moratorium.</b> Amends § 245A.03, subd. 7. Modifies the corporate foster care moratorium exception for new foster care licenses or community residential setting licenses for people receiving customized living or 24-hour customized living under certain MA waivers by expanding the exception to include people receiving services under the elderly waiver and extending the expiration of this exception.</p>

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	<p>waiver and extends the application deadline for this exception from June 30, 2023, to December 31, 2023.</p> <p><b>Clause (6)</b> creates a new moratorium exception <i>for customized living settings</i> that were providing customized living services on June 30, 2021, and that apply for a chapter 245D HCBS services license before December 31, 2023, and specifies that the licensed capacity of the newly licensed community residential setting must be four.</p>		
		House only	<p><b>Section 4. Application fee for initial license or certification.</b> Amends § 245A.10, subd. 3. Removes obsolete language.</p>
3	<p><b>(245A.11, subdivision 7 - Adult foster care; variance for alternate overnight supervision)</b> clarifies that the existing variance requirements for alternate overnight supervision in adult foster care settings do not apply to the proposed remote overnight supervision provisions for community residential settings licensed under chapter 245D.</p>	Identical	<p><b>Section 5. Adult foster care; variance for alternate overnight supervision.</b> Amends § 245A.11, subd. 7. Removes obsolete language and exempts community residential settings from meeting variance requirements in order to utilize alternate overnight supervision.  Provides a January 1, 2024, effective date.</p>
4	<p><b>(245A.11, subdivision 7a - Alternate overnight supervision technology; adult foster care)</b> clarifies that the existing requirements for alternate overnight supervision technology in adult foster care do not apply to the proposed requirements for the use of technology to provide remote overnight supervision in community residential settings licensed under chapter 245D.</p>	Identical	<p><b>Section 6. Alternate overnight supervision technology; adult foster care licenses.</b> Amends § 245A.11, subd. 7a. Makes conforming changes related to exempting community residential settings from meeting DHS licensing requirements in order to utilize alternate overnight supervision.  Provides a January 1, 2024, effective date.</p>

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		House only	<p><b>Section 7. Applicability.</b> Amends § 245D.03, subd. 1. Modifies the list of residential supports and services under the chapter of statutes governing home and community-based services standards to include life sharing as defined in the MA disability waiver plans.</p> <p>Makes this section effective January 1, 2026, or upon federal approval, whichever is later. Requires the commissioner of human services to notify the revisor of statutes when federal approval is obtained.</p>
5	<p><b>(245D.04, subdivision 3, paragraph (d))</b> limits to 14 days the length of time a guardian can restrict visitation of a person subject to guardianship who lives in a licensed residential setting without a court affirming the restriction.</p>	Senate only	
6	<p><b>[245D.261 COMMUNITY RESIDENTIAL SETTINGS; REMOTE OVERNIGHT SUPERVISION]</b> creates new licensing requirements for community residential settings using remote overnight supervision.</p> <p><b>Subdivision 1</b> defines “technology” and “resident.”</p> <p><b>Subdivision 2</b> permits the use of remote overnight supervision in a community residential setting only if a determination has been made and documented in the person's support plan or support plan addendum that a resident does not require the presence of direct support staff overnight.</p> <p><b>Subdivision 3</b> establishes the requirements for using remote overnight supervision, which include notice and</p>	<p>Similar.</p> <p>Senate permits remote overnight supervision of BI, CADI and CAC waiver participants; House does not.</p> <p>Technical difference, including statutory placement of physical presence response drills. Staff recommends Senate.</p>	<p><b>Section 8. Community residential settings; remote overnight supervision.</b> Creates § 245D.261. Adds a section related to remote overnight supervision in community residential settings in the chapter of statutes governing home and community-based services standards.</p> <p><b>Subd. 1. Definitions.</b> Defines “resident” and “technology” for purposes of a section governing remote overnight supervision in community residential settings.</p> <p><b>Subd. 2. Documentation of permissible remote overnight supervision.</b> Lays out requirements a community</p>

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	<p>documentation requirements, establishing a maximum permissible response time, using a device capable of live two-way communication or engagement between a resident and direct support staff at a remote location, an evaluation of each notification that a resident needs on-site assistance, and the presence of assistance on-site with the required response time following notification of a need for the physical presence of assistance.</p> <p><b>Subdivision 4</b> establishes requirements regarding written policies and procedures related to the use of remote overnight supervision, and requires license holders to conduct physical presence response drills.</p> <p><b>Subdivision 5</b> requires signed informed consent from the resident prior to the use of remote overnight supervision.</p>		<p>residential setting license holder must meet when providing remote overnight supervision.</p> <p><b>Subd. 3. Provider requirements for remote overnight supervision; commissioner notification.</b> Lists the actions a community residential setting license holder must take when providing remote overnight supervision, including: (1) using enabling technology; and (2) clearly stating in each person’s support plan addendum that the setting is a program without the in-person presence of overnight direct support. Requires license holders to: (1) conduct an evaluation of the need for the physical presence of a staff member upon being notified via technology that an incident has occurred that may jeopardize the health, safety, or rights of a resident; (2) notify the commissioner if remote overnight technology will no longer be used by the license holder; and (3) conduct a physical response drill when no physical presence response is completed for a three-month period. Requires the commissioner to notify the county licensing agency and update the license upon receipt of notification of use of remote overnight supervision or discontinuation of use of remote overnight supervision by a license holder.</p> <p><b>Subd. 4. Required policies and procedures for remote overnight supervision.</b> Lists the policies and procedures that a community residential setting license holder must have in place when providing remote overnight supervision.</p> <p><b>Subd. 5. Consent to use of monitoring technology.</b> Requires community residential setting license holders to</p>

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			<p>obtain a signed informed consent form from each resident served by the program or the resident’s legal representative agreeing to the use of monitoring technology if that technology is used in the setting. Lists the information that must be included in the informed consent form.</p> <p>Provides a January 1, 2024, effective date.</p>
		House only	<p><b>Section 9. Lead agency board responsibilities.</b> Amends § 252.44. Modifies lead agency board of commissioners’ duties under the statutes governing day services to include additional duties related to ensuring, as of August 1, 2026, that employers do not hire any new employees with disabilities at a wage that is less than the applicable minimum wage and as of August 1, 2028, that any day service program pay employees with disabilities the highest applicable minimum wage.</p>
		House only	<p><b>Section 10. Statewide disability employment technical assistance center.</b> Creates § 252.54. Requires the commissioner of human services to establish a statewide technical assistance center to provide resources and assistance to programs, people, and families to support individuals with disabilities to achieve meaningful and competitive employment in integrated settings. Lists the duties of the technical assistance center.</p>

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		House only	<p><b>Section 11. Lead agency employment first capacity building grants.</b></p> <p>Creates § 252.55. Requires the commissioner of human services to establish a grant program to expand lead agency capacity to support people with disabilities to contemplate, explore, and maintain competitive, integrated employment options. Lists allowable uses of funds.</p> <p>Provides a July 1, 2023, effective date.</p>
7	<p><b>[256.4761 PROVIDER CAPACITY GRANTS FOR RURAL AND UNDERSERVED COMMUNITIES]</b> establishes a grant program for building organization capacity to provide and be reimbursed for state-funded home and community-based services. The grant program must prioritize awarding grants to organizations providing culturally specific and culturally responsive services or that serve historically underserved communities.</p>	<p>Similar.</p> <p>Senate codifies the grant in statute; House does not. Staff recommends that if the grant receives on-going funding, it be codified.</p> <p>Technical differences. Staff recommends House.</p>	<p><b>Section 45. Provider capacity grants for rural and underserved communities.</b></p> <p><b>Subd. 1. Establishment and authority.</b> Requires the commissioner of human services to: (1) award grants to organizations that provide community-based services to rural or underserved communities; (2) conduct community engagement, provide technical assistance, and establish a collaborative learning community; (3) limit expenditures to the amount appropriated for this purpose; and (4) give priority to organizations that provide culturally specific and culturally responsive services or that serve historically underserved communities throughout the state. Requires grants to be used to build organizational capacity to provide home and community-based services in the state and to build new or expanded infrastructure to access MA reimbursement.</p> <p><b>Subd. 2. Eligibility.</b> Lists eligibility criteria grantees must meet.</p>

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			<b>Subd. 3. Allowable grant activities.</b> Lists allowable grant activities.
8	<b>[256.4762 LONG-TERM CARE WORKFORCE GRANTS FOR NEW AMERICANS]</b> establishes a program to award grants to organizations supporting immigrants, refugees, and other individuals born abroad and their children, obtain or maintain employment in the long-term care workforce.	<p>Similar.</p> <p>Senate codifies the grant in statute; House does not. Staff recommends that if the grant receives on-going funding, it be codified.</p> <p>Technical differences. Staff recommends House, except for subdivision 4, clause (5), staff recommends Senate.</p>	<p><b>Section 44. Supporting new Americans in the long-term care workforce grants.</b></p> <p><b>Subd. 1. Definition.</b> Defines “new American” for purposes of this grant.</p> <p><b>Subd. 2. Grant program established.</b> Requires the commissioner of human services to establish a grant program for organizations that support immigrants, refugees, and new Americans interested in entering the long-term care workforce.</p> <p><b>Subd. 3. Eligibility.</b> Lists eligibility criteria applicants must meet. Requires the commissioner to prioritize applications from joint labor management programs.</p> <p><b>Subd. 4. Allowable grant activities.</b> Lists allowable grant activities.</p>
9	<b>[256.4764 HOME AND COMMUNITY-BASED WORKFORCE INCENTIVE FUND GRANTS]</b> establishes a grant program for home and community-based services providers to recruit and retain direct support workers by providing retention bonuses of up to \$1,000 per year and other employee benefits and excludes the retention bonuses from income.	<p>Similar.</p> <p>Senate codifies the grant in statute; House does not. Staff recommends that if the grant receives on-going funding, it be codified.</p> <p>Distribution requirements are House only.</p> <p>Subtraction language is Senate only.</p>	<p><b>Section 42. Home and community-based workforce incentive fund grants.</b></p> <p>Establishes home and community-based workforce incentive fund grants to assist with recruiting and retaining direct support and frontline workers.</p> <p><b>Subd. 1. Grant program established.</b> Requires the commissioner of human services to establish grants for disability and home and community-based providers to</p>



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		<p>Technical differences:</p> <ul style="list-style-type: none"> <li>• In language related to treatment of payments to individuals, staff recommends “payments” not “grants”.</li> <li>• In language related to treatment of payments to individuals, staff recommends House cross-reference to 256B.057.</li> </ul>	<p>assist with recruiting and retaining direct support and frontline workers.</p> <p><b>Subd. 2. Definitions.</b> Defines “commissioner,” “eligible employer,” and “eligible worker” for purposes of the home and community-based workforce incentive fund grants.</p> <p><b>Subd. 3. Allowable uses of grant funds.</b> Lists the allowable uses of the grant funds. Limits an eligible worker to receiving up to \$1,000 per year from the home and community-based workforce incentive fund. Requires the commissioner to develop a grant cycle distribution plan that allows for equitable distribution of funding among eligible employers. Specifies the commissioner’s determination of the grant awards and amounts is final and not subject to appeal.</p> <p><b>Subd. 4. Attestation.</b> Requires an eligible employer to attest to specified information as a condition of obtaining grant payments.</p> <p><b>Subd. 5. Distribution plan; report.</b> Requires a provider agency or individual that receives a grant to: (1) prepare a distribution plan that specifies the amount of money the provider expects to receive and how that money will be distributed for recruitment and retention purposes; and (2) submit a report to the commissioner that includes a description of how grant funds were distributed to eligible employees and the total dollar amount distributed.</p> <p><b>Subd. 6. Audits and recoupment.</b> Allows the commissioner to perform an audit of these grants up to six years after a grant is awarded. Requires the commissioner to treat any</p>

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			<p>grant amounts used for a purpose not authorized under this section as an overpayment and to recover any overpayment.</p> <p><b>Subd. 7. Grants not to be considered income.</b> Specifies grant awards must not be considered income, assets, or personal property for purposes of determining eligibility or recertifying eligibility for various public assistance and health care programs.</p>
10	<p><b>[256.4771 SUPPORTED-DECISION-MAKING PROGRAMS]</b> establishes a grant program for general operation grants to public and private nonprofit organizations, counties, and Tribes to provide and promote supported decision making.</p>	Senate only	
11	<p><b>[256.4773 TECHNOLOGY FOR HOME GRANTS]</b> establishes a grant program for individuals receiving home and community-based services while living in their own home and could benefit from assistive technology to receive consultations and technical assistance regarding assistive technology.</p>	Senate only	
		House only	<p><b>Section 12. Report to legislature.</b> Amends § 256.482, by adding subd. 9. On or before January 15, 2025, requires the Minnesota Council on Disability to report annually to the legislature regarding website accessibility training, technical assistance, and outreach numbers, outcomes, and costs.</p>
			<p><b>Section 13 moved to match Senate article 3, section 3</b></p>

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			<b>Section 14 moved to match Senate article 3, section 4</b>
12	<b>(256B.0659, subdivision 1, paragraph (i) – Definitions)</b> allows a personal care assistant (PCA) to bill medical assistance for the time the PCA spends driving a recipient. Current law allows a PCA to bill medical assistance for the time the PCA spending traveling with a recipient, but not if the PCA is driving the recipient.	Identical	<p><b>Section 15. Definitions.</b> Amends § 256B.0659, subd. 1. Specifies traveling includes driving and accompanying the recipient according to the recipient’s care plan in the definition of “instrumental activities of daily living” under the PCA program. Makes technical changes to the definition of “behavior.”</p> <p>Provides an effective date of 90 days following federal approval. Requires the commissioner of human services to notify the revisor of statutes when federal approval is obtained.</p>
13	<b>(256B.0659, subdivision 12 - Documentation of personal care assistance services provided)</b> establishes new PCA time sheet documentation requirements related to a PCA traveling with or driving a recipient of personal care assistance services.	Identical	<p><b>Section 16. Documentation of PCA services provided.</b> Amends § 256B.0659, subd. 12. Modifies the list of items that must be included on the PCA time sheet to include documentation of travel including start and stop times, the origination site, and the destination site.</p> <p>Provides an effective date of 90 days following federal approval. Requires the commissioner of human services to notify the revisor of statutes when federal approval is obtained.</p>
		House only	<p><b>Section 17. Qualified professional; remote supervision.</b> Amends § 256B.0659, by adding subd. 14a. For PCA recipients with chronic health conditions or severely compromised immune systems, allows a qualified professional to conduct required supervision via two-way interactive audio and visual telecommunications if the recipient’s primary health care provider determines remote supervision is appropriate and</p>

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			<p>documents the determination in a document included in the recipient’s care plan.</p> <p>Allows a care plan developed or amended via remote supervision to be executed by electronic signature.</p> <p>Prohibits a PCA provider agency from conducting its first supervisory visit for a recipient and completing its initial care plan via remote visit.</p> <p>Allows a recipient to request to return to in-person supervisory visits at any time.</p> <p>Makes this section effective July 1, 2023, or upon federal approval, whichever is later. Requires the commissioner of human services to notify the revisor of statutes when federal approval is obtained.</p>
14	<p><b>(256B.0659, subdivision 19 - Personal care assistance choice option; qualifications; duties)</b> specifies that under the PCA Choice program, the recipient must ensure that a PCA who is driving the recipient has a valid driver license and that the car being driven has valid insurance.</p>	Identical	<p><b>Section 18. PCA choice option; qualifications; duties.</b></p> <p>Amends § 256B.0659, subd. 19. Modifies the duties the recipient or responsible party must perform to include ensuring that a PCA driving a recipient has a valid driver’s license and the vehicle used is registered and insured according to Minnesota law.</p> <p>Provides an effective date of 90 days following federal approval. Requires the commissioner of human services to notify the revisor of statutes when federal approval is obtained.</p>
15	<p><b>(256B.0659, subdivision 24 - Personal care assistance provider agency; general duties)</b> specifies that under the traditional PCA program, the provider agency must ensure that the PCA who is</p>	Technical difference. Staff recommends Senate language.	<p><b>Section 19. PCA provider agency; general duties.</b></p> <p>Amends § 256B.0659, subd. 24. Modifies the duties of a PCA provider agency to include ensuring that any PCA driving a</p>

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	driving a recipient has a valid driver’s license and that the car being driven has valid insurance.		recipient has a valid driver’s license and that the vehicle used is registered and insured according to Minnesota law.  Provides an effective date of 90 days following federal approval. Requires the commissioner of human services to notify the revisor of statutes when federal approval is obtained.
16	<b>(256B.0911, subdivision 13 - MnCHOICES assessor qualifications, training, and certification)</b> removes the requirement that MnCHOICES certified assessors who are not registered nurses have experience in the home and community-based services industry.	Identical	<b>Section 20. MnCHOICES assessor qualifications, training, and certification.</b>  Amends § 256B.0911, subd. 13. Modifies MnCHOICES certified assessor qualifications by removing a requirement that a certified assessor have at least one year of home and community-based experience.
		House only	<b>Section 21. Case management services.</b>  Amends § 256B.092, subd. 1a. Modifies case manager training requirements under the MA developmental disabilities waiver to increase the annual training requirement from ten to 20 hours. Requires the training to include informed choice, cultural competency, employment planning, community living planning, self-direction option, and use of technology supports. Requires case managers to document completion of training in a system identified by the commissioner of human services.
17	<b>(256B.0949, subdivision 15 - EIDBI provider qualifications)</b> expands EIDBI level 2 and 3 providers to include individuals who are certified by a Tribal nation.	Technical differences. Staff recommends Senate language.	<b>Section 22. EIDBI provider qualifications.</b>  Amends § 256B.0949, subd. 15. Modifies the qualifications for a level II treatment provider to include an individual certified by a Tribal Nation.  Makes this section effective January 1, 2024, or upon federal approval, whichever is later. Requires the commissioner of

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			human services to notify the revisor of statutes when federal approval is obtained.
18	<b>(256B.49, subdivision 11 – Authority)</b> requires the commissioner, notwithstanding existing waiver plan requirements and HCBS setting transition plans, to treat individuals who are under the age of 55 as of March 1, 2023, as if they are 55 years of age or older for the purposes of any setting capacity limits.	Senate only	
		House only	<b>Section 23. Case management.</b> Amends § 256B.49, subd. 13. Modifies case manager training requirements under the MA BI, CAC, and CADI waivers to increase the annual training requirement from ten to 20 hours. Requires the training to include informed choice, cultural competency, employment planning, community living planning, self-direction option, and use of technology supports. Requires case managers to document completion of training in a system identified by the commissioner of human services.
19	<b>(256B.49, subdivision 28 – Customized living moratorium for brain injury and community access for disability inclusion waivers)</b> requires the commissioner to approve exceptions to the customized living moratorium for providers who relocate to a new address.	Senate only	
		House only	<b>Section 24. Informed choice in employment policy.</b> Amends § 256B.4905, subd. 4a. Specifies it is the policy of this state that working-age individuals who have disabilities will be offered benefits planning assistance and supports to

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			understand available work incentive programs and to understand the impact of work on benefits.
20	<b>(256B.4905, subdivision 5a – Employment first implementation for disability waiver services)</b> clarifies that the employment first policy of the state and the implementation of that policy do not prohibit an individual with a disability from choosing to work for a special minimum wage under a 14(c) certificate provided the choice is preceded by a person-centered planning process and an informed decision-making process.	Senate only	
		House only	<p><b>Section 25. Subminimum wages in home and community-based services prohibition; requirements.</b> Creates § 256B. 4906.</p> <p><b>Subd. 1. Subminimum wage outcome reporting.</b> Requires disability waiver services providers that hold credentials that authorize the payment of subminimum wages to workers with disabilities to submit data to the commissioner on individuals who are currently being paid subminimum wages or were being paid subminimum wages by the provider organization as of August 1, 2023. Lists the data that must be submitted; requires the data to be submitted in a format determined by the commissioner; requires providers to submit the data annually on a date specified by the commissioner; specifies the data classification of individually identifiable data submitted under this section; and requires the commissioner to</p>

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			<p>analyze data annually for tracking employment and community-life engagement outcomes.</p> <p><b>Subd. 2. Prohibition of subminimum wages.</b> Prohibits home and community-based services providers from paying a person with a disability wages below the state minimum wage, or below the prevailing local minimum wage on the basis of the person’s disability. Specifies that a special certificate authorizing payment of less than the minimum wage to a person with a disability is without effect as of August 1, 2028.</p>
21	<p><b>(256B.4911, subdivision 6 - Services provided by parents and spouses)</b> increases the total number of hours in a week for which parents of a minor or a spouse may be paid to provide personal assistance services under consumer-directed community supports (CDCS) from 40 total hours to 80 hours when more than one parent is providing service (provided no single parent provides more than 40 hours), 60 hours when only one parent is providing service, and 60 hours for a spouse.</p>	Senate only	
22	<p><b>(256B.4912, subdivision 1b - Direct support professional annual labor market survey)</b> establishes a direct support professional annual labor market survey.</p>	Senate only	
23	<p><b>(256B.4912 – subdivision 1c - Annual labor market report)</b> requires the commissioner to publish annual reports on provider and state-level labor market data.</p>	Senate only	
24	<p><b>(256B.4912, subdivision 16 - Rates established by the commissioner)</b> requires the commissioner to establish rates for</p>	Senate only	



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	various homemaker services that are equal to the corresponding homemaker service rates established under the elderly waiver rate framework as amended in this act.		
25	<b>(256B.4914, subdivision 3 - Applicable services)</b> removes respite services from DWRS resulting in a market rate for these services.	Different. Senate removes respite services from the list of DWRS applicable services and the House adds life-sharing to the list.  Effective dates are different.	<b>Section 26. Applicable services.</b> Amends § 256B.4914, subd. 3. Modifies the list of services to which the disability waiver rate system (DWRS) applies by adding life-sharing.  Makes this section effective January 1, 2026, or upon federal approval, whichever is later. Requires the commissioner of human services to notify the revisor of statutes when federal approval is obtained.
26	<b>(256B.4914, subdivision 4 - Data collection for rate determination)</b> is a conforming change related to setting respite service rates at a market rate.	Senate only	
27	<b>(256B.4914, subdivision 5- Base wage index; establishment and updates)</b> modifies the timing of future scheduled updates to the disability waiver rate setting framework’s base wage index. The next scheduled update is moved forward ten months to January 1, 2024. Subsequent updates will be every two years. Buys back the forecasted spending change from November to February. The change to the age of the wage data used does <u>not</u> contribute to the rate change.	Different.  House uses base wage data that is a year more recent than the Senate.	<b>Section 27. Base wage index; establishment and updates.</b> Amends § 256B.4914, subd. 5. Modifies the timeline of future inflationary adjustments to the DWRS base wage index and updates the data upon which adjustments are based.  Makes this section effective January 1, 2024, or upon federal approval, whichever is later. Requires the commissioner of human services to notify the revisor of statutes when federal approval is obtained.

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Section	SENATE Article 1: Disability Services	Comparison	HOUSE Article 1: Disability Services
28	<p><b>(256B.4914, subdivision 5a - Base wage index; calculations)</b> corrects a drafting error; increases rates for positive supports; increases rates for employment exploration services, and makes a conforming change related to respite services.</p>	<p>Different.</p> <p>House removes base wage calculation for asleep-overnight staff for family residential service; Senate does not because senate does not modify that service.</p> <p>Senate corrects drafting error related to the base wage for residential direct care staff; House does not.</p> <p>Senate increases the base wage for positive support staff; House does not.</p> <p>Senate increases the base wage for employment exploration services staff; House does not.</p> <p>Senate makes a conforming change related to respite services; House does not.</p>	<p><b>Section 28. Base wage index; calculations.</b></p> <p>Amends § 256B.4914, subd. 5a. Removes the base wage calculation for asleep-overnight staff for family residential services under DWRS.</p> <p>Makes this section effective January 1, 2026, or upon federal approval, whichever is later. Requires the commissioner of human services to notify the revisor of statutes when federal approval is obtained.</p>
29	<p><b>(256B.4914, subdivision 5b - Standard component value adjustments)</b> makes a conforming change related to respite and modifies the timing of future scheduled inflation adjustments to select component values of the disability waiver rate setting framework. The next scheduled adjustment is moved forward ten months to January 1, 2024. Subsequent updates will be every two years. The change in the age of the inflation data <u>does</u> contribute to the rate change.</p>	<p>Different.</p> <p>House includes life-sharing services in the list of component values that are periodically adjusted for inflation; Senate does not.</p> <p>Beginning January 1, 2026, Senate uses inflation data that is one year more recent than the house.</p>	<p><b>Section 29. Standard component value adjustments.</b></p> <p>Amends § 256B.4914, subd. 5b. Includes life-sharing services in the list of component values that are periodically adjusted for inflation. Modifies the timeline for future inflationary adjustments to the standard component values under DWRS and updates the data upon which the 2024 adjustment will be based.</p> <p>Makes the addition of life-sharing services effective January 1, 2026, or upon federal approval, whichever is later. Makes changes to the inflationary adjustment timeline effective January 1, 2024, or upon federal approval, whichever is later.</p>

**Comparison Summary of S.F. 2934 – Senate (S.F. 2934, third engrossment) / House (S.F. 2934, first unofficial engrossment)**

Section	SENATE Article 1: Disability Services	Comparison	HOUSE Article 1: Disability Services
			Requires the commissioner of human services to notify the revisor of statutes when federal approval is obtained.
30	<b>(256B.4914, subdivision 5c - Removal of after-framework adjustments)</b> makes a conforming change related to the competitive workforce factor.	Senate only	
31	<b>(256B.4914, subdivision 5d - Unavailable data for updates and adjustments)</b> makes a conforming change related to the competitive workforce factor.	Senate only	
32	<b>(256B.4914, subdivision 5e - Inflationary update spending requirement)</b> modifies the existing spending requirements for providers receiving rate increases determined by the disability waiver rate setting framework by removing the limitation that the spending requirements apply only to revenue increases realized before April 1, 2024. Under existing law, the requirement to spend at least 80 percent of increased revenue resulting from rate increases on compensation-related costs expires on March 31, 2024. Also removes from the spending requirements increased revenue resulting from inflation increases applied to the component values unrelated to wage costs.	Senate only	
33	<b>(256B.4914, subdivision 5f - Competitive workforce factor adjustments)</b> establishes a new biennial update to the disability waiver rate setting framework’s competitive workforce factor, beginning on January 1, 2024. This section also restricts the size of any biennial decrease in the CWF and ensures that the CWF is never negative.	Senate only	

**Comparison Summary of S.F. 2934 – Senate (S.F. 2934, third engrossment) / House (S.F. 2934, first unofficial engrossment)**

Section	SENATE Article 1: Disability Services	Comparison	HOUSE Article 1: Disability Services
		House only	<p><b>Section 30. Residential support services; generally.</b> Amends § 256B.4914, subd. 6. Removes family residential services from residential support services. Family residential services are moved to a new subdivision 19.</p> <p>Makes this section effective January 1, 2026, or upon federal approval, whichever is later. Requires the commissioner of human services to notify the revisor of statutes when federal approval is obtained.</p>
34	<p><b>(256B.4914, subdivision 8 - Unit-based services with programming; component values and calculation of payment rates)</b> increase from two to three the number of recipients who may share individualized home supports with training and individualized home supports with family training.</p>	Senate only	
35	<p><b>(256B.4914, subdivision 9 - Unit-based services without programming; component values and calculation of payment rates)</b> increase from two to three the number of recipients who may share individualized home support without training.</p>	Senate only	
36	<p><b>(256B.4914, subdivision 10 - Evaluation of information and data)</b> makes a conforming change related to respite services.</p>	Senate only	
37	<p><b>(256B.4914, subdivision 10a - Reporting and analysis of cost data)</b> makes a conforming change related to respite services.</p>	Different.	<p><b>Section 31. Reporting and analysis of cost data.</b> Amends § 256B.4914, subd. 10a. Requires the commissioner to: (1) analyze DWRS cost documentation and provide recommendations for adjustments to cost components; (2) use collected data to determine compliance with staff compensation requirements; and (3) identify providers who do</p>

**Comparison Summary of S.F. 2934 – Senate (S.F. 2934, third engrossment) / House (S.F. 2934, first unofficial engrossment)**

Section	SENATE Article 1: Disability Services	Comparison	HOUSE Article 1: Disability Services
			<p>not meet the staff compensation requirements on the DHS website for the year for which the providers reported their costs.</p> <p>Provides a January 1, 2025, effective date.</p>
38	<p><b>(256B.4914, subdivision 10c - Reporting and analysis of competitive workforce factor)</b> modifies the existing requirement that the commissioner of human services submit a biennial report on the CWF to the legislature by removing the requirement that the report contain recommendations concerning updating the CWF.</p>	Senate only	
		House only	<p><b>Section 32. Direct care staff; compensation.</b></p> <p>Amends § 256B.4914, by adding subd. 10d. Requires providers reimbursed under DWRS to use a specified minimum amount of the revenue received through DWRS rates for direct care staff compensation. Lists the items included in compensation.</p> <p>Provides a January 1, 2025, effective date.</p>
39	<p><b>(256B.4914, subdivision 12 - Customization of rates for individuals)</b> makes a conforming change related to respite services.</p>	Senate only	
40	<p><b>(256B.4914, subdivision 14 – Exceptions)</b> makes a conforming change related to respite services.</p>	<p>Different.</p> <p>Senate makes a conforming change related to respite services and House does not.</p>	<p><b>Section 33. Exceptions.</b></p> <p>Amends § 256B.4914, subd. 14. Specifies life-sharing rates are not eligible for a rate exception.</p> <p>Makes this section effective January 1, 2026, or upon federal approval, whichever is later. Requires the commissioner of</p>

**Comparison Summary of S.F. 2934 – Senate (S.F. 2934, third engrossment) / House (S.F. 2934, first unofficial engrossment)**

Section	SENATE Article 1: Disability Services	Comparison	HOUSE Article 1: Disability Services
		<p>House specifies life-sharing rates are not eligible for a rate exception and Senate does not.</p> <p>Effective dates are different.</p>	<p>human services to notify the revisor of statutes when federal approval is obtained.</p>
		<p>House only</p>	<p><b>Section 34. Payments for family residential and life-sharing services.</b></p> <p>Amends § 256B.4914, by adding subd. 19. Requires the commissioner to establish rates for family residential services and life-sharing services based on a person’s assessed need. Requires rates for life-sharing services to be ten percent higher than the corresponding family residential services rate.</p> <p>Makes this section effective January 1, 2026, or upon federal approval, whichever is later. Requires the commissioner of human services to notify the revisor of statutes when federal approval is obtained.</p>
41	<p><b>(256B.492, HOME AND COMMUNITY-BASED SETTINGS FOR PEOPLE WITH DISABILITIES)</b> modifies the requirements for home and community-based services settings by requires the commissioner, notwithstanding existing waiver plan requirements and HCBS setting transition plans, to treat individuals who are under the age of 55 as of March 1, 2023, as if they are 55 years of age or older for the purposes of any setting capacity limits.</p>	<p>Senate only</p>	
42	<p><b>(256B.5012, subdivision 19 - ICF/DD rate increase effective July 1, 2023)</b> increases ICF/DD rates for both class A and class B facilities by \$50 per resident per day.</p>	<p>Compare Senate section 42 through 44 to House section 35 –</p> <p>Similar.</p>	<p><b>Section 35. ICF/DD rate transition.</b></p> <p>Amends § 256B.5012, by adding subd. 19. Establishes a minimum daily operating rate for ICF/DDs equal to \$260</p>

**Comparison Summary of S.F. 2934 – Senate (S.F. 2934, third engrossment) / House (S.F. 2934, first unofficial engrossment)**

Section	SENATE Article 1: Disability Services	Comparison	HOUSE Article 1: Disability Services
		<p>House creates a daily operating rate floor for all ICF/DDs equal to \$260; Senate creates a floor of \$300 for class A and \$400 for class B.</p> <p>House requires a biennial inflation adjustment; Senate does not.</p> <p>Senate increases all ICF/DD rates by \$50 per day; House does not.</p>	<p>effective January 1, 2024. Requires the rate to be updated for inflation every two years beginning January 1, 2026.</p> <p>Makes this section effective January 1, 2024, or upon federal approval, whichever is later. Requires the commissioner of human services to notify the revisor of statutes when federal approval is obtained.</p>
43	<p><b>(256B.5012, subdivision 20 - ICF/DD minimum daily operating payment rates)</b> sets a per resident per day rate floor of \$300 for class A facilities and \$400 for class B facilities.</p>	Senate only	
44	<p><b>(256B.5012, subdivision 21 - Spending requirements)</b> requires at least 80 percent of the increased medical assistance revenue resulting from the rate increases in subdivisions 19 and 20 be used to increase compensation related costs, and requires a distribution plan for the increased revenue.</p>	Senate only	
45	<p><b>(256B.85, subdivision 7 - Community first services and supports; covered services)</b> makes a conforming change related to CFSS services provided by parents and spouses.</p>	Senate only	
46	<p><b>(256B.85, subdivision 7b - Services provided by parents and spouses)</b> increases the total number of hours in a week for which parents of a minor or a spouse may be paid to provide community first services and supports from 40 total hours to 80 hours when more than one parent is providing service (provided no single parent provides more than 40 hours), 60</p>	Senate only	

**Comparison Summary of S.F. 2934 – Senate (S.F. 2934, third engrossment) / House (S.F. 2934, first unofficial engrossment)**

Section	SENATE Article 1: Disability Services	Comparison	HOUSE Article 1: Disability Services
	hours when only one parent is providing service, and 60 hours for a spouse.		
		House only	<p><b>Section 36. Payment rates; base wage index.</b> Amends § 256B.851, subd. 3. Updates the data used to establish the base wage index under the payment rate methodology for PCA and CFSS services.</p> <p>Makes this section effective January 1, 2024, or 90 days after federal approval, whichever is later. Requires the commissioner of human services to notify the revisor of statutes when federal approval is obtained.</p>
47	<p><b>(256B.851, subdivision 5 - Payment rates; component values)</b> increases PCA and CFSS rates.</p> <p><b>Paragraph (b)</b> increases the CFSS framework implementation factor by an amount recommended by the Governor to implement the wage provisions of the SEIU individual provider bargaining agreement for calendar year 2024.</p> <p><b>Paragraph (c)</b> increases the CFSS framework implementation factor by an amount recommended by the Governor to implement the wage provisions of the SEIU individual provider bargaining agreement for calendar year 2025.</p> <p><b>Paragraph (d)</b> establishes worker retention components which will increase CFSS rates on a sliding scale from zero</p>	<p>Similar.</p> <p>The implementation factors that achieve the rate increase are slightly different.</p> <p><b>NOTE:</b> because the House modifies in House section 36 the data from which the base wage is set and the Senate does not, the resulting rates are different despite the changes in this section appearing very similar.</p>	<p><b>Section 37. Payment rates; component values.</b> Amends § 256B.851, subd. 5. Modifies the implementation components under the payment rate methodology for PCA and CFSS services. Adds a worker retention component effective January 1, 2025. Requires the commissioner to define the appropriate worker retention component based on the total number of units billed for services rendered by the individual provider since July 1, 2017. Requires the worker retention component to be determined by the commissioner for each individual provider and is not subject to appeal.</p> <p>Makes the changes to the implementation components effective January 1, 2024, or upon federal approval, whichever is later. Makes the addition of the worker retention component effective January 1, 2025, or upon federal approval, whichever is later. Requires the commissioner of human services to notify the revisor of statutes when federal approval is obtained.</p>



**Comparison Summary of S.F. 2934 – Senate (S.F. 2934, third engrossment) / House (S.F. 2934, first unofficial engrossment)**

Section	SENATE Article 1: Disability Services	Comparison	HOUSE Article 1: Disability Services
	<p>percent to nearly 11 percent increase for CFSS provided by support workers of varying levels of experience.</p> <p><b>Paragraph (e)</b> specifies how the commissioner will determine the appropriate worker retention component to apply to CFSS rates.</p>		
48	<p><b>(256B.851, subdivision 6 - Payment rates; rate determination)</b> specifies how the commissioner must apply worker retention components to CFSS rates.</p>	<p>Technical differences; staff recommends House language related to terminology.</p> <p>The calculation in paragraph (b) is described differently; technical assistance from DHS required.</p>	<p><b>Section 38. Payment rates; rate determination.</b> Amends § 256B.851, subd. 6. Modifies the PCA/CFSS payment rate calculation by including the worker retention component.</p> <p>Makes this section effective January 1, 2025, or 90 days after federal approval, whichever is later. Requires the commissioner of human services to notify the revisor of statutes when federal approval is obtained.</p>
		House only	<p><b>Section 39. Persons entitled to receive aid.</b> Amends § 256D.425, subd. 1. Allows a person who is receiving MSA benefits in the month prior to becoming eligible for continuing Medicaid coverage to be eligible for MSA payments while they remain in continuing Medicaid coverage status.</p> <p>Provides an immediate effective date.</p>
49	<p><b>(256S.2101, subdivision 1 - Phase-in for disability waiver customized living rates)</b> modifies the phase-in of new rates for customized living provided under the brain injury (BI) and community access for disability inclusion (CADI) waivers. The rates for customized living under these waivers are determined according to the elderly waiver (EW) methodology, not DWRS. Current EW rates are a blend of a recently enacted elderly</p>	Senate only	

**Comparison Summary of S.F. 2934 – Senate (S.F. 2934, third engrossment) / House (S.F. 2934, first unofficial engrossment)**

Section	SENATE Article 1: Disability Services	Comparison	HOUSE Article 1: Disability Services
	waiver framework rate and the older commissioner-established rates. The amendments in this section interact with the amendments in article 2 related to elderly waiver rates.		
		House only	<p><b>Section 40. Research on access to long-term care services and financing.</b> Amends Laws 2021, First Special Session ch. 7, art. 17, § 16. Allows any unexpended amount appropriated in fiscal year 2023 for research on access to long-term care services and financing to be available through June 30, 2024.</p>
50	<p><b>(Laws 2021, First Special Session chapter 7, article 17, section 20 - HCBS WORKFORCE DEVELOPMENT GRANT)</b> cancels a 2023 appropriation and reappropriates the same amount in 2024 for the same purpose – the HCBS workforce development fund. This section also modifies the eligibility criteria for eligible workers under the grant program, excludes money received under this program from the income, assets or personal property of workers who receive it for the purposes of public assistance and medical assistance.</p>	Senate only	
		House only	<p><b>Section 43. New American legal and social services workforce grant program.</b> <b>Subd. 1. Definition.</b> Defines “eligible workers.” <b>Subd. 2. Grant program established.</b> Requires the commissioner of human services to establish a new American legal and social services workforce grant program for organizations that assist eligible workers in seeking or maintaining legal or citizenship status to become or remain</p>

**Comparison Summary of S.F. 2934 – Senate (S.F. 2934, third engrossment) / House (S.F. 2934, first unofficial engrossment)**

Section	SENATE Article 1: Disability Services	Comparison	HOUSE Article 1: Disability Services
			<p>legally authorized for employment and to provide supports during the legal process.</p> <p><b>Subd. 3. Distribution of grants.</b> Specifies parameters the commissioner must follow in distributing grants.</p> <p><b>Subd. 4. Eligible grantees.</b> Specifies the types of entities eligible to receive grant funding under this section.</p> <p><b>Subd. 5. Grantee duties.</b> Lists activities and services grantees must provide.</p> <p><b>Subd. 6. Reporting.</b> Specifies information grantees must report to the commissioner.</p>
		House only	<p><b>Section 46. Approval of corporate foster care moratorium exceptions.</b></p> <p>Allows the commissioner of human services to approve or deny corporate foster care moratorium exceptions prior to approval of a service provider’s home and community-based services license under the chapter of statutes governing home and community-based services standards. Prohibits approval of an exception from being construed as final approval of a service provider’s HCBS or community residential setting license. Limits moratorium exception approval to service providers that have requested a home and community-based services license under the chapter of statutes governing HCBS standards. Provides a December 31, 2023, expiration date.</p> <p>Provides an immediate effective date.</p>

**Comparison Summary of S.F. 2934 – Senate (S.F. 2934, third engrossment) / House (S.F. 2934, first unofficial engrossment)**

Section	SENATE Article 1: Disability Services	Comparison	HOUSE Article 1: Disability Services
		House only	<p><b>Section 48. Early intensive developmental and behavioral intervention (EIDBI) licensure study.</b></p> <p>Requires the commissioner of human services to: (1) review the MA EIDBI service and evaluate the need for licensure or other regulatory modifications; (2) consult with interested stakeholders; and (3) convene stakeholder meetings to obtain feedback on licensure or regulatory recommendations. Lists the items that must be included in the evaluation.</p>
51	<b>(MEMORANDUMS OF UNDERSTANDING)</b> ratifies the memorandums of understanding between the state and SEIU.	Technical differences; Staff recommends Senate.	<p><b>Section 51. Memorandums of understanding.</b></p> <p>Ratifies the memorandums of understanding with SEIU Healthcare Minnesota that were submitted by the commissioner of management and budget on February 27, 2023.</p>
52	<b>(SELF-DIRECTED WORKER CONTRACT RATIFICATION)</b> ratifies the labor agreement between the state and SEIU.	Technical differences. Staff recommends House language.	<p><b>Section 50. Self-directed worker contract ratification</b></p> <p>Ratifies the labor agreement between the State of Minnesota and SEIU Healthcare Minnesota that was submitted to the Legislative Coordinating Commission on February 27, 2023.</p>
53	<b>(BUDGET INCREASE FOR CONSUMER-DIRECTED COMMUNITY SUPPORTS)</b> increases CDCS budgets in both 2024 and 2025 to comply with the labor agreement between the state and SEIU.	Identical	<p><b>Section 47. Budget increase for consumer directed community-supports.</b></p> <p>Provides increases for consumer-directed community supports budgets under the MA waivers and alternative care program effective January 1, 2024, and January 1, 2025.</p>
54	<b>(DIRECT CARE SERVICE CORPS PILOT PROJECT)</b> establishes a sole source grant to Metropolitan Center for Independent Living	Senate only; but House does fund a similar proposal with the funding going to HealthForce Minnesota (see House 159.32 – 160.6)	

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Section	SENATE Article 1: Disability Services	Comparison	HOUSE Article 1: Disability Services
	to continue a pilot program to enlist college students in a direct care service corps.		
55	<b>(EMERGENCY GRANT PROGRAM FOR AUTISM SPECTRUM DISORDER TREATMENT AGENCIES)</b> establishes a temporary emergency grant program for providers of medical assistance early intensive developmental and behavioral intervention (EIDBI) services to stabilize the providers.	Senate only	
56	<b>(RATE INCREASE FOR CERTAIN HOME CARE SERVICES)</b> increases rates for home health agency services and home care nursing.	<p>Similar</p> <p>House provides a 15.8% rate increase for home health services, home care nursing services, respiratory therapy, and home health agency services.</p> <p>Senate provides a 55% rate increase for these same services, except the rate increase for home health aide services in 14%.</p>	<p><b>Section 58. Rate increase for home care services.</b></p> <p>Requires the commissioner of human services to increase payment rates for home health services, home care nursing services, respiratory therapy, and home health agency services by 15.8 percent from the rates in effect on December 31, 2023.</p> <p>Makes this section effective January 1, 2024, or upon federal approval, whichever is later. Requires the commissioner of human services to notify the revisor of statutes when federal approval is obtained.</p>
57	<b>(SPECIALIZED EQUIPMENT AND SUPPLIES LIMIT INCREASE)</b> increases to \$10,000 the annual limit for specialized equipment and supplies available under the home and community-based service waiver plans, alternative care, and essential community supports.	Technical difference. Staff recommends House language.	<p><b>Section 52. Specialized equipment and supplies limit increase.</b></p> <p>Requires the commissioner of human services to increase the annual limit for specialized equipment and supplies under the MA waiver plans, alternative care, and essential community supports to \$10,000.</p> <p>Makes this section effective January 1, 2024, or upon federal approval, whichever is later. Requires the commissioner of human services to notify the revisor of statutes when federal approval is obtained.</p>

**Comparison Summary of S.F. 2934 – Senate (S.F. 2934, third engrossment) / House (S.F. 2934, first unofficial engrossment)**

Section	SENATE Article 1: Disability Services	Comparison	HOUSE Article 1: Disability Services
58	<p><b>(STUDY TO EXPAND ACCESS TO SERVICES FOR PEOPLE WITH CO-OCCURRING BEHAVIORAL HEALTH CONDITIONS AND DISABILITIES)</b> requires the commissioner and stakeholders to study options for expanding services for people with co-occurring behavioral health issues currently available only under the HCBS waivers.</p>	<p>Different.</p> <p>Senate authorizes a survey of community providers; House does not.</p>	<p><b>Section 49. Study to expand access to services for people with co-occurring behavioral health conditions and disabilities.</b></p> <p>Requires the commissioner of human services to evaluate options to expand services authorized under the MA waivers. Allows the evaluation to include options to authorize services under the MA state plan and strategies to decrease the number of people who remain in hospitals, jails, and other acute or crisis settings when they no longer meet medical or other necessary criteria.</p>
59	<p><b>(TEMPORARY GRANT FOR SMALL CUSTOMIZED LIVING PROVIDERS)</b> establishes a temporary grant program to aid customized living providers of up to \$20,000 to transition to community residential setting or integrated community supports licensure.</p>	<p>Different.</p> <p>Technical difference; Staff recommends House with respect to technical difference.</p> <p>Senate permits providers who have already transitioned to CRS or ICS licensure to be eligibility for the grants and use the funding as reimbursement for previously incurred expenses related to the transition.</p>	<p><b>Article 2, section 19. Temporary grant for small customized living providers.</b></p> <p>Requires the commissioner of human services to establish a temporary grant for customized living providers that serve six or fewer people in a single-family home and that are transitioning to a community residential setting licensure or integrated community supports licensure. Lists allowable uses of grant money. Requires license holders of eligible settings to apply to the commissioner using an application process determined by the commissioner. Limits grants to \$20,000 per eligible setting and specifies grants are onetime. Allows the commissioner to approve grant applications on a rolling basis.</p>
60	<p><b>(DIRECTION TO COMMISSIONER; SUPPORTED-DECISION-MAKING REIMBURSEMENT STUDY)</b> requires the commissioner in consultation with stakeholders to issue a report detailing available options for receiving federal participation in the provision of supported decision-making to medical assistance enrollees and specifying the provider and service requirements for funding.</p>	<p>Senate only</p>	

**Comparison Summary of S.F. 2934 – Senate (S.F. 2934, third engrossment) / House (S.F. 2934, first unofficial engrossment)**

Section	SENATE Article 1: Disability Services	Comparison	HOUSE Article 1: Disability Services
61	<b>(DIRECTION TO COMMISSIONER; APPLICATION OF INTERMEDIATE CARE FACILITIES FOR PERSONS WITH DEVELOPMENTAL DISABILITIES RATE INCREASES)</b> requires the commissioner to apply the ICF/DD rate increase of \$50 per resident per day before applying the rate floor.	Senate only	
62	<b>(DIRECTION TO COMMISSIONER; SHARED SERVICES)</b> requires the commissioner to (1) seek federal approval to expand the range of medical assistance waiver services that may be shared and increase the number of individuals who may share a service, and (2) issue guidance regarding implementation of existing shared services.	Senate only	
63	<b>(DIRECTION TO COMMISSIONER; DISABILITY WAIVER SHARED SERVICES RATES)</b> requires the commissioner to establish a rate system for shared homemaker and shared chore services.	Senate only	
64	<b>(DIRECTION TO COMMISSIONER; LIFE-SHARING SERVICES)</b> requires the commissioner to proactively consult with stakeholders to develop recommendations for establishing life-sharing as a covered home and community-based waiver service.	Senate only	
65	<b>(DIRECTION TO COMMISSIONER; FOSTER CARE MORATORIUM EXCEPTION APPLICATIONS)</b> requires the commissioner to expedite the processing of certain adult foster care and community residential setting moratorium exception applications.	Senate only	

**Comparison Summary of S.F. 2934 – Senate (S.F. 2934, third engrossment) / House (S.F. 2934, first unofficial engrossment)**

Section	SENATE Article 1: Disability Services	Comparison	HOUSE Article 1: Disability Services
66	<p><b>[256.4763 AWARENESS-BUILDING CAMPAIGN FOR THE RECRUITMENT OF DIRECT CARE PROFESSIONALS]</b> requires the commissioner of employment and economic development to contract with an outside vendor to implement a paid advertising campaign to recruit direct care professionals.</p>	Senate only	
		House only	<p><b>Section 53. Interagency employment supports alignment study.</b> Requires the commissioners of human services, employment and economic development, and education to conduct an interagency alignment study on employment supports for people with disabilities. Lists the topics the study must evaluate.</p>
		House only	<p><b>Section 54. Monitoring employment outcomes.</b> By January 15, 2025, requires DHS, DEED, and MDE to provide the chairs and ranking minority members of the legislative committees with jurisdiction over health, human services, and labor with a plan for tracking employment outcomes for people with disabilities served by programs administered by those agencies. Requires the plan to include any needed changes to state law to track supports received and outcomes across programs.</p>
		House only	<p><b>Section 55. Phase-out of the use of subminimum wage for medical assistance disability services.</b> Requires the commissioner of human services to seek all necessary amendments to the MA disability waiver plans to require that people receiving prevocational or employment support services are compensated at or above the state</p>



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Section	SENATE Article 1: Disability Services	Comparison	HOUSE Article 1: Disability Services
			minimum wage or at or above the prevailing local minimum wage no later than August 1, 2028.
		House only	<p><b>Section 56. Rate increase for certain disability waiver services.</b> Requires the commissioner of human services to increase payment rates for chore services, homemaker services, and home-delivered meals provided under the MA disability waivers by 15.8 percent from the rates in effect on December 31, 2023.</p> <p>Makes this section effective January 1, 2024, or upon federal approval, whichever is later. Requires the commissioner of human services to notify the revisor of statutes when federal approval is obtained.</p>
		House only	<p><b>Section 57. Rate increase for EIDBI benefit services.</b> Requires the commissioner of human services to increase payment rates for EIDBI services by 15.8 percent from the rates in effect on December 31, 2023.</p> <p>Makes this section effective January 1, 2024, or upon federal approval, whichever is later. Requires the commissioner of human services to notify the revisor of statutes when federal approval is obtained.</p>
		House only	<p><b>Section 59. Rate increase for ICF/DD day training and habilitation services.</b> Requires the commissioner of human services to increase payment rates for day training and habilitation services by 15.8 percent from the rates in effect on December 31, 2023.</p>

**Comparison Summary of S.F. 2934 – Senate (S.F. 2934, third engrossment) / House (S.F. 2934, first unofficial engrossment)**

Section	SENATE Article 1: Disability Services	Comparison	HOUSE Article 1: Disability Services
			Makes this section effective January 1, 2024, or upon federal approval, whichever is later. Requires the commissioner of human services to notify the revisor of statutes when federal approval is obtained.
		House only	<p><b>Section 60. Study on presumptive eligibility for long-term services and supports.</b></p> <p>Requires the commissioner of human services to study presumptive functional eligibility for people with disabilities and older adults for MA, alternative care, essential community supports, and home and community-based services. Lists the topics that must be evaluated in the presumptive eligibility study. Requires the commissioner to report recommendations and draft legislation to the legislature by January 1, 2025.</p>
		House only	<p><b>Section 61. Systemic review of acute care hospitalizations study.</b></p> <p>Requires the commissioner of human services to conduct a systemic review of acute care hospitalizations for older adults on MA and people on MA with disabilities and behavioral health conditions. Lists the items the review must include. Requires the commissioner to submit a report by January 15, 2025, to the legislature including proposed legislation to enact the report’s recommendations.</p>
67	<b>(REPEALER)</b> repeals the respite service rate calculation from statute.	Different. Senate repeals the DWRS respite service rate calculation and the House repeals the DWRS family residential services rate calculation.	<p><b>Section 62. Repealer.</b></p> <p>Repeals Minn. Stat. § 256B.4914, subd. 6b (family residential services; component values and calculation of payment rates), effective January 1, 2026, or upon federal approval, whichever</p>

**Comparison Summary of S.F. 2934 – Senate (S.F. 2934, third engrossment) / House (S.F. 2934, first unofficial engrossment)**

Section	SENATE Article 1: Disability Services	Comparison	HOUSE Article 1: Disability Services
			is later. Requires the commissioner of human services to notify the revisor of statutes when federal approval is obtained.