



## **S.F. No. 401 – Room and board rates increase for certain individual receiving home and community-based services**

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**Date:** February 4, 2025

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**S.F. 401** modifies provisions related to disability waiver rate exceptions, requires agencies to negotiate a single-occupancy housing support rate add-on for certain housing support recipients, and directs the commissioner to request home and community-based waiver amendments to allow the waivers to cover certain property damage caused by a waiver recipient.

Section 1 amends **256B.4914, subdivision 4 - Data collection for rate determination**, by establishing a 30-day timeline for lead agencies to approve or deny a disability waiver rate exception request and by imposing a ten percent per day penalty on the lead agency for each day the approval or denial is delayed beyond the 30-day limit.

Section 2 amends **256B.4914, subdivision 14 – Exceptions**, by adding a further condition on the removal of a rate exception. Under current law, an approved rate exception remains in effect until there is change in the waiver participant's service needs. This section authorizes a waiver participant's interdisciplinary team to prevent the removal of a rate exception if, in the opinion of the team, the removal of the rate exception would have a negative impact on the participant's well-being.

Section 3 amends **256B.4914, subdivision 17 - Stakeholder consultation and county training**, by requiring the commissioner to continue to consult with the community regarding the rate exception process.

Section 4 amends **256I.05, subdivision 1c - Rate increases**, by permitting a county, federally recognized Indian tribe, or multicounty social services collaborative to negotiate a housing support single-occupancy room and board add-on to help cover the housing costs of housing support recipients living in certain licensed settings who cannot live with others. The negotiated add-on cannot exceed \$1,000 per month, plus any applicable annual inflation adjustments.

Section 5 directs the commissioner of human services to seek to amend the home and community-based waivers to permit waiver funds to be used to pay for repairs of property damage caused by a waiver recipient.



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