

Chapter 33

2022 Regular Session

Subject Reorganization of provisions governing the disability waiver rate system (DWRS)

Bill S.F. 2774

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Summary

This act is the result of a revisor's instruction that was enacted in Laws 2021, chapter 30, article 12, section 6, paragraph (b). It reorganizes Minnesota Statutes, section 256B.4914. This section of statutes governs the disability waiver rate system (DWRS), which determines service rates for most of the services provided under the disability waivers (BI, CAC, CADI, and DD waivers).

The primary purpose of the act is to reorganize the DWRS statute without making any policy or rate calculation changes. This reorganization results in statutes that are easier to read and amend.

The act appears to have a large amount of new and stricken language. However, unless the language was obviously obsolete, the language that appears to be removed is moved and appears as new language elsewhere in the act. Other portions of new language are recreations of existing language that are repeated to create separate rate calculations for each service. Under the old law, the same language was used to describe rates for multiple services, but since the rates were often different, the old language included a lot of exceptions and qualifications. By recreating the language for each service without any unnecessary exceptions or qualifications, the language is more transparent and easier to amend.

Also included in the act are changes to terminology to make terms more consistent throughout the statute and changes to make the basic format of the rate calculations consistent.

Finally, the Department of Human Services provided several "housekeeping" changes that were incorporated into the act, such as modified employment classification names, updated SOC codes, and updated values for certain component values to match their values as of December 31, 2021.