

S.F. No. 1092 - Disability Services Policy Statements Modification, As amended by the A-2 Author's Amendment

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S.F. 1092 is a reframing and restatement of the home and community-based services (HCBS) policy statements enacted in 2020, and includes new language concerning standards for an informed decision-making process. The bill repeals all the language enacted in 2020 and replaces it with the modified language in the bill.

Section 1 (**256B.4905, subdivision 1a**) defines “informed choice” and “HCBS” for the purposes of Minnesota Statutes, section 256B.4905.

Section 2 (**256B.4905, subdivision 2a**) states the policy of the state regarding the ability of people who have disabilities to make informed choices and that they will be offered an informed decision-making process in which to make those informed choices.

Section 3 (**256B.4905, subdivision 3a**) requires the commissioner of human services and lead agencies to implement the policy of the state regarding informed choices and an informed decision-making process and specifies required features of an informed decision-making process.

Section 4 (**256B.4905, subdivision 4a**) reframes and restates the employment first policy statement from the 2020 legislation that is repealed in this legislation (see repealed subdivision 1).

Section 5 (**256B.4905, subdivision 5a**) reframes and restates the employment first implementation language from the 2020 legislation that is repealed in this legislation (see repealed subdivision 2).

Section 6 (**256B.4905, subdivision 7**) reframes and restates the independent living first policy statement from the 2020 legislation that is repealed in this legislation (see repealed subdivision 3).

Section 7 (**256B.4905, subdivision 8**) reframes and restates the independent living first implementation language from the 2020 legislation that is repealed in this legislation (see repealed subdivision 4).

Section 8 (**256B.4905, subdivision 9**) reframes and restates the self-direction first policy statement from the 2020 legislation that is repealed in this legislation (see repealed subdivision 5).

Section 9 (**256B.4905, subdivision 10**) reframes and restates self-direction first implementation language from the 2020 legislation that is repealed in this legislation (see repealed subdivision 4).

Section 10 (**256B.4905, subdivision 11**) is a new policy statement concerning the state's policy regarding informed choice by people who have disabilities to utilize technology as a means of delivering their services.

Section 11 (**256B.4905, subdivision 12**) is a new implementation language concerning the state's policy regarding informed choice by people who have disabilities to utilize technology as a means of delivering their services.

Section 12 (**Laws 2019, First Special Session chapter 9, article 5, section 86, subdivision 1, as amended by Laws 2020, First Special Session chapter 2, article 3, section 2, subdivision 1**) amends the Disability Waiver Reconfiguration authorizing language to include in the intent of the project that a reconfigured waiver program must assess any racial or geographical disparities and institutional bias and take steps to address them.