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## S.F. No. 562 – Intermediate care facilities for persons with developmental disabilities payment rates modification

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**Section 1 (256B.5012, subdivision 18)** effective for fiscal year 2022, increases intermediate care facility for persons with developmental disabilities (ICF/DD) rates by five percent over the rates in effect on July 30, 2021.

**Section 2 (256B.5013, subdivision 1, paragraph (a))** modifies the conditions under which an intermediate care facility for persons with developmental disabilities (ICF/DD) is eligible for an increased ICF/DD rate to enable the facility to meet a particular individual’s documented increase in need. This paragraph also removes an existing 12-month limit on the increased rate and allows the increased rate to remain in place unless the needs of the particular individual for whom the increased rate change was granted.

**New Paragraph (b)** requires the county of financial responsibility to act on an increased rate request within 30 days of the request.

**Old paragraphs (c) to (e)** remove various requirements of counties and facilities related to justifying the use of funds made available through an increased rate, reporting on the uses of the funds, and preventing funds from being diverted away from providing services to the individual for whom the increased rate was granted.

**New paragraph (c)** adds cognitive needs and increased staffing needs as additional circumstances under which a county can recommend that a requested rate increase to meet the needs of a particular individual be granted.

**New Paragraph (d)** specifies the information a facility must provide when making a request for a rate increase to meet the needs of a particular individual.

**Section 3 (256B.5013, subdivision 6)** makes a conforming change to the duties of the commissioner of human services.

**Section 4 (256B.5015, subdivision 2, paragraph (a))** increases the rate for “services during the day” from 75 percent of the rate that would have been paid for an individual to participate in “day training and habilitation” to 100 percent of that rate.

**Paragraph (b)** specifies the conditions under which an individual qualifies for services during the day, and thus for reimbursement for those services under paragraph (a).