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State of Minnesota  
**HOUSE OF REPRESENTATIVES**

EIGHTY-FIFTH  
SESSION

**HOUSE FILE No. 3652**

March 3, 2008

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The bill was read for the first time and referred to the Committee on Health and Human Services

1.1 A bill for an act  
1.2 relating to health; changing provisions for nursing facility case mix  
1.3 classifications; amending Minnesota Statutes 2006, section 144.0724, subdivision  
1.4 7.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2006, section 144.0724, subdivision 7, is amended to  
1.7 read:

1.8 Subd. 7. **Notice of resident reimbursement classification.** (a) ~~A facility must elect~~  
1.9 ~~between the options in clauses (1) and (2) to provide notice to a resident of the resident's~~  
1.10 ~~case mix classification.~~

1.11 ~~(1)~~ The commissioner of health shall provide to a nursing facility a notice for  
1.12 each resident of the reimbursement classification established under subdivision 1. The  
1.13 notice must inform the resident of the classification that was assigned, the opportunity  
1.14 to review the documentation supporting the classification, the opportunity to obtain  
1.15 clarification from the commissioner, and the opportunity to request a reconsideration of the  
1.16 classification. The commissioner must ~~send~~ transmit the notice of resident classification  
1.17 by ~~first class mail~~ electronic means to the nursing facility. A nursing facility is responsible  
1.18 for the distribution of the notice to each resident, to the person responsible for the payment  
1.19 of the resident's nursing home expenses, or to another person designated by the resident.  
1.20 This notice must be distributed within three working days after the facility's receipt of the  
1.21 electronic file of notice of case mix classifications from the commissioner of health.

1.22 ~~(2) A facility may choose to provide a classification notice, as prescribed by the~~  
1.23 ~~commissioner of health, to a resident upon receipt of the confirmation of the case mix~~  
1.24 ~~classification calculated by a facility or a corrected case mix classification as indicated on~~

2.1 ~~the final validation report from the commissioner. A nursing facility is responsible for~~  
2.2 ~~the distribution of the notice to each resident, to the person responsible for the payment~~  
2.3 ~~of the resident's nursing home expenses, or to another person designated by the resident.~~  
2.4 ~~This notice must be distributed within three working days after the facility's receipt of the~~  
2.5 ~~validation report from the commissioner. If a facility elects this option, the commissioner~~  
2.6 ~~of health shall provide the facility with a list of residents and their case mix classifications~~  
2.7 ~~as determined by the commissioner. A nursing facility may make this election to be~~  
2.8 ~~effective on the day of implementation of the revised case mix system.~~

2.9 ~~(3) After implementation of the revised case mix system, a nursing facility shall~~  
2.10 ~~elect a notice of resident reimbursement classification procedure as described in clause~~  
2.11 ~~(1) or (2) by reporting to the commissioner of health, as prescribed by the commissioner.~~  
2.12 ~~The election is effective July 1.~~

2.13 (b) If a facility submits a correction to the most recent assessment used to establish  
2.14 a case mix classification conducted under subdivision 3 that results in a change in case  
2.15 mix classification, the facility shall give written notice to the resident or the resident's  
2.16 representative about the item that was corrected and the reason for the correction. The  
2.17 notice of corrected assessment may be provided at the same time that the resident or  
2.18 resident's representative is provided the resident's corrected notice of classification.