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State of Minnesota

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HOUSE OF REPRESENTATIVES

EIGHTY-SIXTH
SESSION

HOUSE FILE No. **2859**

February 11, 2010

Authored by Simon, Thissen, Winkler, Hornstein and Abeler
The bill was read for the first time and referred to the Committee on Finance

March 4, 2010

Committee Recommendation and Adoption of Report:
To Pass as Amended
Read Second Time

1.1 A bill for an act
1.2 relating to human services; modifying a nursing facility rate provision; amending
1.3 Minnesota Statutes 2008, section 256B.431, subdivision 35.

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

1.5 Section 1. Minnesota Statutes 2008, section 256B.431, subdivision 35, is amended to
1.6 read:

1.7 Subd. 35. **Exclusion of raw food cost adjustment.** For rate years beginning on
1.8 or after July 1, 2001, in calculating a nursing facility's operating cost per diem for the
1.9 purposes of ~~constructing~~ comparing to an array, determining a median, or ~~otherwise~~
1.10 ~~performing a other~~ statistical measure of nursing facility payment rates to be used to
1.11 determine future rate ~~increases~~ adjustments under this section, section 256B.434, or any
1.12 other section, the commissioner shall exclude adjustments for raw food costs under
1.13 subdivision 2b, paragraph (h), that are related to providing special diets based on religious
1.14 beliefs.