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State of Minnesota

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HOUSE OF REPRESENTATIVES

NINETIETH SESSION

H. F. No. 1400

- 02/20/2017 Authored by Schomacker
- The bill was read for the first time and referred to the Committee on Health and Human Services Finance
- 03/08/2017 Adoption of Report: Placed on the General Register
- Read for the Second Time
- 05/10/2017 Calendar for the Day
- Read for the Third Time
- Passed by the House and transmitted to the Senate
- 05/16/2017 Passed by the Senate and returned to the House
- 05/17/2017 Presented to Governor
- 05/20/2017 Governor Approval

1.1 A bill for an act

1.2 relating to health; modifying provisions governing reimbursable expenses for

1.3 nursing assistant training and competency evaluations; amending Minnesota

1.4 Statutes 2016, section 144A.611, subdivisions 1, 2, 4.

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

1.6 Section 1. Minnesota Statutes 2016, section 144A.611, subdivision 1, is amended to read:

1.7 Subdivision 1. **Nursing homes and certified boarding care homes.** The actual costs

1.8 of tuition and textbooks and reasonable expenses for the competency evaluation or the

1.9 nursing assistant training program and competency evaluation approved under section

1.10 144A.61, which are paid to nursing assistants or adult training programs or their fiscal agents

1.11 pursuant to subdivisions 2 and 4, are a reimbursable expense for nursing homes and certified

1.12 boarding care homes under section ~~256B.431, subdivision 36~~ 256R.37.

1.13 Sec. 2. Minnesota Statutes 2016, section 144A.611, subdivision 2, is amended to read:

1.14 Subd. 2. **Reimbursement for training program and competency evaluation costs.**

1.15 (a) A nursing assistant who has completed an approved competency evaluation or an

1.16 approved training program and competency evaluation shall be reimbursed by the nursing

1.17 home or certified boarding care home for actual costs of tuition and textbooks and reasonable

1.18 expenses for the competency evaluation or the training program and competency evaluation

1.19 90 days after the date of employment, or upon completion of the approved training program,

1.20 whichever is later.

1.21 (b) A nursing home or certified boarding care home shall reimburse a nursing assistant

1.22 for the expenses specified in paragraph (a) only if the nursing assistant actually incurred

2.1 those expenses. If training or testing costs were paid by an entity receiving state or federal  
 2.2 funding for those expenses and if the nursing assistant did not reimburse the entity for those  
 2.3 expenses, the nursing home or boarding care home shall directly reimburse the entity that  
 2.4 paid for the training and testing costs on behalf of the nursing assistant.

2.5 Sec. 3. Minnesota Statutes 2016, section 144A.611, subdivision 4, is amended to read:

2.6 Subd. 4. **Reimbursement for adult basic education components.** (a) Nursing facilities  
 2.7 and certified boarding care homes shall provide reimbursement for costs related to additional  
 2.8 adult basic education ~~components~~ training intended to ensure successful completion of an  
 2.9 approved nursing assistant training program, to:

2.10 (1) an adult basic education training program, as defined in section 124D.52 and approved  
 2.11 by the commissioner of education, that provided an approved nursing assistant training  
 2.12 program to an employee of training to an individual hired as a certified nursing assistant by  
 2.13 the nursing facility or boarding care home; or

2.14 (2) ~~a nursing assistant who is an employee of the nursing facility or boarding care home~~  
 2.15 ~~and completed an approved nursing assistant training program provided by an adult training~~  
 2.16 ~~program~~ a fiscal agent identified by an adult basic education training program specified in  
 2.17 clause (1).

2.18 (b) For purposes of this subdivision, adult basic education training components of a  
 2.19 ~~nursing assistant training program~~ must include the following, if needed: training in  
 2.20 mathematics, vocabulary, literacy skills, workplace skills, resume writing, and job interview  
 2.21 skills. Reimbursement provided under this subdivision shall not exceed 30 percent of the  
 2.22 total cost of the nursing assistant training and testing for an individual, including tuition,  
 2.23 ~~textbooks~~ textbook costs, and the cost of the competency evaluation.

2.24 (c) An adult basic education training program is prohibited from billing program students,  
 2.25 nursing facilities, or certified boarding care homes for costs under this subdivision until the  
 2.26 program student has been employed by the nursing facility as a certified nursing assistant  
 2.27 for at least 90 days.