

**PMAP+ §1115 Waiver  
Amendments proposed and still pending as of March 2011 and Affected Sections in the  
Waiver and Expenditure Authorities and Special Terms and Conditions**

Provision	Legislative Citation	Effective Date of Legislation	Waiver and Expenditure Authorities and STCs amended at:
<p><b>Elimination of MinnesotaCare Premiums and Insurance Barriers</b> Eliminates premiums and insurance barriers for MinnesotaCare for children in families with income up to 200% FPG</p>	<p>Minnesota Laws 2009, Chapter 79, Article 5, Sections 63, 64, 65, 68, 69</p>	<p>July 1, 2009 or upon federal approval whichever is later</p>	<p>Exp. Auth. 2 &amp; 3 STC 21(a) STC 34 (a) (i) STC 34 (b) (i) &amp; (ii) STC 35 Table</p>
<p><b>Automatic MinnesotaCare Eligibility for Children Residing in Foster Care or Juvenile Residential Correctional Facility</b> Upon completion of an initial application, provides “automatic” MinnesotaCare for any child who was residing in foster care or a juvenile residential correctional facility on the child’s 18<sup>th</sup> birthday (No income limit, insurance barriers or premiums.) MinnesotaCare coverage begins the first day of the month following the date of termination from foster care or release from a juvenile residential correctional facility. Individuals must be contacted annually to ensure that they continue to reside in the state and are interested in continuing MinnesotaCare coverage. The first period of renewal begins the month the enrollee turns 21.</p>	<p>Minnesota Laws 2009, Chapter 79, Article 5, Sections 55, 61, 62, 66</p>	<p>July 1, 2009 or upon federal approval whichever is later.</p>	<p>STC 21(c)</p>
<p><b>Elimination of Minnesota Comprehensive Health Association (MCHA) Exclusion</b> Eliminates MCHA exclusion</p>	<p>Minnesota Laws 2009, Chapter 79, Article 5, Sections 56, 57, 63</p>	<p>July 1, 2009 or upon federal approval whichever is later.</p>	<p>STC 21(b)</p>
<p><b>Income Verification and Renewals for MinnesotaCare Children</b> MinnesotaCare children in families with income equal to or below 275 percent of FPG who fail to submit renewal forms and related documentation necessary for verification of continued eligibility in a timely manner shall remain eligible. The commissioner shall use the means in subd. 2 or any other means available to verify family income. If</p>	<p>Minnesota Laws 2009, Chapter 79, Article 5, Section 62</p>	<p>July 1, 2009 or upon federal approval whichever is later</p>	<p>STC 21(b)</p>

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the commissioner determines through other means that there has been a change in income that affects premiums, the commissioner shall notify the family of the new premium payment. If the new premium payment is not received, the children will be disenrolled effective the first day of the calendar month following the calendar month for which the premium is due.			
<del>Chiropractic Services</del> Adds medically necessary chiropractic exams to MinnesotaCare benefit set	Minnesota Laws 2009, Chapter 79, Article 5, Section 54	January 1, 2010	<del>STC 29</del> <del>STC 30</del> <del>STC 30(j)</del> <i>No longer needed for MinnesotaCare. State Plan was amended for all Medicaid</i>
<b>Exemption from 4-month insurance barrier for recipients of state COBRA subsidy</b> Provides state subsidy equal to 35 percent of the premiums that an individual is required to pay for continuation of healthcare coverage under COBRA Any individual who receives a state subsidy under this provision is exempt from the MinnesotaCare four-month insurance barrier if the individual or the individual's beneficiaries apply for MinnesotaCare after the individual no longer receives COBRA continuation coverage.	Chapter 79, Article 5, Section 78		STC 20
<b>Elimination of MinnesotaCare Farm Depreciation Income Add-back</b> The commissioner must resubmit for federal approval the elimination of the add-back of depreciation to income for self-employed farmers	Minnesota Laws 2009, Chapter 79, Article 5, Sections 79	July 1, 2009	STC 17(a) Table STC 18(e)(i)(A)
<b>Coverage Effective Date for Newly Adopted Children</b> Codifies MinnesotaCare policy regarding effective date of newly adopted children	Minnesota Laws 2009, Chapter 173, Article 3, Section 24		STC 25(d)(ii)
<b>Sponsor Deeming for Qualified Noncitizen PW and Children</b> Eliminates sponsor deeming for qualified noncitizen PW and children for MA & MinnesotaCare	Minnesota Laws 2009, Chapter 79, Article 5, Section 24, 58	MA: July 1, 2010  MCRE: July 1, 2010 or upon federal approval whichever is later.	STC 18(e)(iv)

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<p><b>MA and MinnesotaCare Self-Employment:</b> Bank accounts that contain personal income or assets, or that are used to pay personal expenses, are not considered a capital or operating asset of a trade or business. Business assets must be disclosed at application and renewal and verified upon request of local agency.</p>	<p>Minnesota Laws 2009, Chapter 79, Article 5, Section 17</p>	<p>January 1, 2011 or upon federal approval whichever is later</p>	<p>Exp. Auth. 11 STC 18(d)(ii) STC 24(c)</p>
<p><b>Public Assistance Eligibility for Catastrophe Survivors</b> Payments made to victims under the emergency relief fund and the catastrophe survivor compensation fund shall not be counted as income or assets for the purpose of determining eligibility for state health care [MA, MINNESOTACARE, GAMC] and maintenance programs [MFIP]. Victims of the I-35 W bridge collapse and their families who would otherwise be eligible for health care programs financed with federal funding shall be eligible for and enrolled in health care programs paid with state funding until and unless federal approval of this exclusion is granted.</p>	<p>Laws of Minnesota 2008, Chapter 370, Section 10 and Chapter 338, Section 1</p>	<p>Retroactive from May 9, 2008</p>	<p>STC 18(e)(vi)</p>
<p><del><b>MinnesotaCare Grace Month</b> Nonpayment of premiums will result in disenrollment effective the first day of the calendar month following the month the premium was due. The commissioner shall waive premiums for coverage to persons disenrolled for nonpayment who reapply under 256L.05, subd. 3b.</del></p>	<p>Laws of Minnesota 2008, Chapter 358, Article 3, Section 9</p>	<p>January 1, 2009 or upon federal approval whichever is later.</p>	<p><del>STC 26(a) STC 28(g) Not expected to be “bought back” in governor’s budget. Pending amendment removed March 2011</del></p>
<p><del><b>MinnesotaCare Rolling Month Eligibility</b> Allows MinnesotaCare enrollees who fail to submit renewal forms to remain eligible for an additional month before being disenrolled. The enrollee remains responsible for the MinnesotaCare premium for the rolling month.</del></p>	<p>Laws of Minnesota 2008, Chapter 358, Article 3, Section 9</p>	<p>July 1, 2009 or upon Federal approval, whichever is later</p>	<p><del>STC 27 Not expected to be “bought back” in governor’s budget. Pending amendment removed March 2011</del></p>
<p><b>MinnesotaCare Caretaker Adults</b> Increases the \$50,000 income limit for parents to \$57,500.</p>	<p>Laws of Minnesota 2008, Chapter 358, Article 3, Section 6</p>	<p>July 1, 2010 or upon Federal approval, whichever is later</p>	<p>Exp. Auth. 4 STC 17(a) STC 19(f)</p>

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<p><del><b>Two month extended Medical Assistance eligibility for children under 19 and automatic MinnesotaCare eligibility for former Medical Assistance Children</b></del>  Provides for two month extended Medical Assistance eligibility for children under age 19 who become ineligible due to excess income. The child is deemed automatically eligible for MinnesotaCare until their next renewal, but must pay the MinnesotaCare premium in order to be enrolled.</p>	Laws of Minnesota 2007, Chapter 147, Article 13, Sections 1, 2, & 3	October 1, 2008 or upon federal approval, whichever is later.	<del>Exp. Auth. 4  STC 21(d)  STC 24(e)</del> <i>Not expected to be "bought back" in governor's budget. Pending amendment removed March 2011</i>
<p><b>MHCP Application</b> Removes provision requiring that MHCP application and a description of any changes made to application be submitted quarterly to CMS</p>			STC 23(iii) & (iv)
<p><b>Premium Exemption for American Indians</b></p>			STC 34(b)(iii)
<p><b>Co-Payment Exemption for American Indians</b></p>			STC 35
<p><b>Early Medicaid Expansion</b>  FFP for MinnesotaCare adults without children over 75% and up to 133% FPG</p>			Exp. Auth. 5 STC 17(a) STC 18(a) STC 18(c) STC 18(e)(v) STC 45(c) STC 46(b) STC 52 STC 53 STC 54 STC 55 <i>Amendment added March 2011</i>
<p><b>Special Eligibility Rules for MinnesotaCare Adults without Children</b>  Waiting Period (Durational Residency)</p>			Req. not Applicable to Exp. Auth. Item 6&7 STC 22(a) <i>Amendment added March 2011</i>
<p><b>Special Eligibility Rules for MinnesotaCare Adults without Children</b>  Assets</p>			Req. not Applicable to Exp. Auth. Item 8 STC 22(b) <i>Amendment added March 2011</i>
<p><b>Special Eligibility Rules for MinnesotaCare Adults without Children</b>  Citizenship Documentation</p>			Title XIX Waivers Item 7 Exp. Auth. 5 STC 22(c) <i>Amendment added March 2011</i>

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<b>Special Eligibility Rules for MinnesotaCare Adults without Children Incarceration</b>			Title XIX Waivers Item 6 Exp. Auth. 5 STC 22(d) <i>Amendment added March 2011</i>
<b>Benefits Package for MinnesotaCare Adults without Children</b>			STC 31 <i>Amendment added March 2011</i>
<b>Co-Payments and Premiums for MinnesotaCare Caretaker Adults and MinnesotaCare Adults without Children</b>			STC 35 STC 35(f) STC 35 Table <i>Amendment added March 2011</i>
<del><b>Adults without Children and DSH</b></del>			<del>Title XIX Waivers Item 6 Exp. Auth. 12 STC 17(e) STC 45(e) STC 48 STC 52 STC 53 STC 54 STC 55 STC 57 <i>Pending amendment removed March 2011</i></del>
<del><b>Rebase – Update budget neutrality caps to reflect actual waiver expenditures for year 2008-2009</b></del>			<del>STC 54 <i>Pending amendment removed March 2011</i></del>