

2020 End of Regular and Special Sessions Overview

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2020 Regular Session

• 2020 regular session was unique!

- COVID-19 Peacetime Emergency declared
- 2020 was a policy/bonding year
- A few policy provisions passed, but no bonding bill
- A few budget bills also made it across the finish line



Policy provisions that passed in regular session

- HHS Policy Omnibus Laws of MN 2020, Ch. 115- SF 13
 - Opiate Epidemic Response Fund and Advisory Council Modifications
 - Advanced Practice Registered Nurse (APRN) Modifications
 - MA coverage for opiate antagonists & issuance of prescriptions to treat SUDs
- Guardianship Modernization Laws of MN 2020, Ch. 86- SF 3357
- Tobacco Sales Prohibited to People Under 21 Laws of MN, Ch. 88- HF 331
- Telemedicine provisions Laws of MN, Ch. 70- SF 4334
- COVID-19 Policy Changes Bill Laws of MN 2020, Ch. 74- HF 4556
 - SUD Demo Waiver and Withdrawal Management Technical Modifications
 - Coverage for COVID-19 Testing for Uninsured Individuals

Budget Provisions that passed in regular session

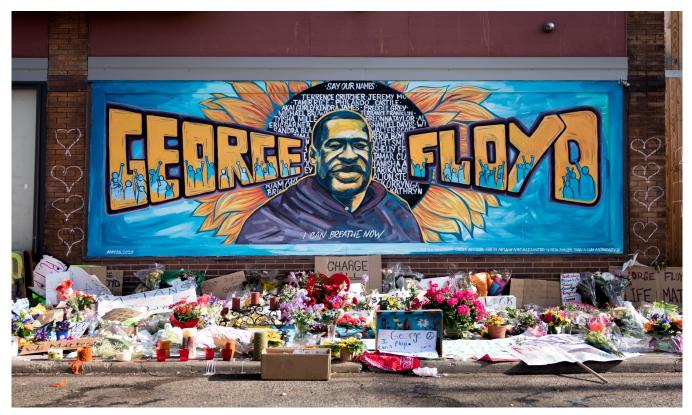
- Opiate Epidemic Response Account Grants <u>Laws of MN 2020, Ch. 113- HF</u> <u>4601</u>
- COVID-19 Response Appropriations and Provisions <u>Laws of MN 2020, Ch. 71-</u> <u>HF 4531</u>
 - Housing Support temporary rate increase
 - Emergency Supports Grants for shelters
 - Peacetime Emergency Child Care Grants
 - Food Shelf Programs

Bills left on the table

- Regular session ended on May 18, 2020.
 - No Bonding bill
 - No Omnibus supplemental budget
 - No HHS Policy Omnibus (Abeler/Moran)
 - No DHS emergency powers

George Floyd

• Following the murder of George Floyd on May 25, 2020, the Legislature vowed to reform Minnesota's criminal justice system.



1st Special Session 2020

- House leadership priority was criminal justice reform
- Senate leadership top priorities were bonding and tax bill
- Both bodies seemed to be moving toward consensus on a number of different proposals including HHS policy omnibus, DHS emergency powers and Waiver extension bill, PCA, and CCAP.
- After protracted, weeklong special session, leadership did not pass criminal justice reform. HHS policy omnibus and few other bills were passed.

1st Special Session HHS Policy Omnibus

- HHS Policy Omnibus <u>MN Laws 2020, 1st SS, Ch. 2- HF 11</u> passed:
 - Certified community behavioral health clinics (CCBHC) modifications
 - Sexual violence training required for home and community-based service providers
 - Home and community-based service planning timeline modification.
 - Embedding Home and Community-Based Services (HCBS) Settings Rule in provider service plan addendum.
 - Designated coordinator delegation of responsibilities
 - Foster Care Fetal Alcohol Spectrum Disorder Screening

1st Special Session HHS Policy Omnibus – cont.

- Psychiatric Residential Treatment Facility (PRTF) Modifications.
- Children's Mental Health Crisis Response Services modifications.
- Intensive nonresidential rehabilitative mental health service modifications.
- Disability Policy Statements and Waiver Reimagine technical changes.
- Long-term care consultation (LTCC) services modifications.
- Community-living settings definition clarification.
- Children's Mental Health Respite Grants modification.
- Withdrawal Management Modifications.
- Screening, Brief Intervention, and Referral to Treatment (SBIRT) modifications.

1st Special Session HHS Policy Omnibus - continued

- Licensed Professional in Private Practice clarification.
- Dialectical Behavioral Therapy (DBT) technical change.
- Personal Care Assistance (PCA) and Home Care Nursing (HCN) in Family Foster Care.
- Early Intensive Developmental Behavioral Intervention (EIDBI) modifications.
- Qualified Professional reorganization and modifications.
- Housing Support technical name change
- MA Excess income Standard
- Officer-Involved Care Coordination
- Compliance with the Family First Preservation Services Act
- Termination of Services for State-Operated Community Based Services
- Revisions to the Civil Commitment Act

Other bills that passed in 1st Special Session

- COVID-19 Extension of Human Services Waivers and Modifications
- Child Care Assistance Program (CCAP) Rate Increase
- Pre-K 12 Omnibus Policy Bill

2nd Special Session 2020

- Negotiations and debate on disability provider retention grants, PCA rates, bonding, dental PPE continued, but were not fruitful
- HF 1 Criminal Justice reform passed by both bodies and signed by Governor Walz on July 23, 2020
 - Three public safety bills <u>Reclaiming Community Oversight Act</u>, <u>Reimagining</u> <u>Public Safety Act</u> and the <u>Reforming Accountability Act</u> — were combined into one

HF 1 Criminal Justice Reform

- more clearly defines when police may use deadly force
- gives AG jurisdiction to prosecute when officers are alleged to have caused death
- requires an officer who takes a child into custody to determine whether the child should be released or detained using a risk assessment.
- bans action by a peace officer that purposely restricts airway, such as a chokehold
- establishes standards for crisis intervention and mental illness crisis training for peace officers;
- requires the development and implementation of autism training for peace officers

3rd Special Session 2020

Short 3rd special session anticipated

 Due to bond sales this month, the next opportunity for the Minnesota Legislature to make changes to the budget, including a bonding bill, must wait until late September



2021 Session

- Budgeting for the biennium
- Deficit & updated May 2020 forecast
 - State went from a \$1.5 billion surplus to a \$2.42 billion deficit for the current biennium (FY20-21).
- DHS legislative process & ideas we've been working on



Thank You!

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