

**SENATE
STATE OF MINNESOTA
NINETY-SECOND SESSION**

S.F. No. 3618

(SENATE AUTHORS: MARTY and Eaton)

DATE
03/02/2022

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OFFICIAL STATUS
Introduction and first reading
Referred to Health and Human Services Finance and Policy

1.1 A bill for an act
1.2 relating to human services; providing MinnesotaCare eligibility for undocumented
1.3 noncitizens; amending Minnesota Statutes 2020, section 256L.04, subdivision 10.

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

1.5 Section 1. Minnesota Statutes 2020, section 256L.04, subdivision 10, is amended to read:

1.6 Subd. 10. **Citizenship requirements.** (a) Eligibility for MinnesotaCare is ~~limited~~
1.7 available to citizens or nationals of the United States ~~and~~, lawfully present noncitizens as
1.8 defined in Code of Federal Regulations, title 8, section 103.12-, and undocumented
1.9 noncitizens ~~are ineligible for MinnesotaCare~~. For purposes of this subdivision, an
1.10 undocumented noncitizen is an individual who resides in the United States without the
1.11 approval or acquiescence of the United States Citizenship and Immigration Services. Families
1.12 with children who are citizens or nationals of the United States must cooperate in obtaining
1.13 satisfactory documentary evidence of citizenship or nationality according to the requirements
1.14 of the federal Deficit Reduction Act of 2005, Public Law 109-171.

1.15 (b) Notwithstanding subdivisions 1 and 7, eligible persons include families and
1.16 individuals who are ~~lawfully present and~~ ineligible for medical assistance by reason of
1.17 immigration status and who have incomes equal to or less than 200 percent of federal poverty
1.18 guidelines.

1.19 **EFFECTIVE DATE.** This section is effective January 1, 2023.