

AMENDMENT FOR INTERAGENCY AGREEMENT

AMENDMENT NO. TWO (2) TO THE DHS/MNsure Interagency Agreement Dated October 1, 2013

This amendment is by and between the State of Minnesota, through its Commissioner of the Department of Human Services, ("STATE") and MNsure, a Minnesota agency established under Minnesota Statutes Chapter 62V as a state health benefit exchange as described in section 1311 of the federal Patient Protection and Affordable Care Act, Public Law 111-148 ("ACA" or "Act"), and further defined through amendments to the Act and regulations issued under the Act.

WHEREAS, the Minnesota Department of Human Services ("DHS") is the designated state Medicaid agency and is responsible for administering Minnesota's Medicaid program, a/k/a Medical Assistance (hereinafter referred to as the "MA") program, including MinnesotaCare ("MCRE"); and

WHEREAS, DHS and MNsure are empowered to enter into interagency agreements pursuant to Minnesota Statutes, section 471.59 subdivision 10; and

WHEREAS, DHS and MNsure are required to establish and maintain an agreement for cost allocation and services regarding eligibility determinations and enrollment for public health care programs that use a modified adjusted gross income standard ("MAGI") to determine program eligibility.

WHEREAS, DHS is modernizing the current Eligibility Determination and Enrollment Systems for the MA program, and has received multiple approvals of Advance Planning Documents (APDs) for funding the modernization of the systems; and

WHEREAS, MNsure has been awarded multiple Health Insurance Exchange Establishment Grants by the federal Department of Health and Human Services through a Health Insurance Exchange Establishment Grant Agreement to design, develop, and implement a state-based health benefit exchange that includes enrollment, eligibility, small business health options program, plan comparison and provider information, fund aggregation and account management functions that have financial impacts across multiple agencies; and

WHEREAS, the Health Insurance Exchange Establishment Grant Agreement requires, among other items, cost allocation to the MA program, and funding for MN.IT@DHS staff, contracts and support costs for activities associated with the establishment and implementation of a state-based Health Insurance Exchange; and

WHEREAS, the Minnesota state accounting system ("SWIFT") budgetary and financial management role-based security can be utilized for multiagency access to financial management department IDs (FINDEPT IDs) for the purpose of allocating and managing approved federal grants across multiple agencies; and

WHEREAS, there will be interagency operating and financial relationships under this Agreement that can be managed through SWIFT security roles, direct charging, or through an invoicing process; and

WHEREAS, pursuant to the Health Insurance Exchange Establishment Grant Agreement, DHS and MNsure wish, as practical, to direct charge approved costs and implement an invoice and payment process across agencies, as described in this agreed-upon approach:

- a. Interagency work group plans and approves the state-wide Exchange Project budget, by funding source, and by agency SWIFT expense budget FINDEPT ID.
- b. FINDEPT ID expense budgets are established in SWIFT only after all applicable federal Center for Consumer Information and Insurance (“CCIIO”) grant awards, federal Centers for Medicare & Medicaid Services (“CMS”) cost allocation, Advanced Planning Document (APD), and Minnesota Statutes, section 3.3005 approvals are obtained.
- c. Agency responsibility for establishing and maintaining the FINDEPT ID expense budgets in SWIFT corresponds to the underlying funding source. For example, MNsure is responsible for entry in SWIFT of the FINDEPT ID expense budgets that are funded by the federal CCIIO grants.
- d. As an alternative to an interagency invoicing process, the interagency work group authorizes SWIFT security access to be granted to a limited number of employees at each agency so those employees may directly process SWIFT accounting transactions, inquiries and reports against these FINDEPT IDs.

REVISION 1. Paragraph 15. “**APPEALS**” paragraph 15.2 is amended as follows:

15.0 APPEALS

- 15.1 MNsure and DHS shall perform all services in accordance with the interagency agreement between MNsure and DHS dated May 23, 2013, as amended.
- 15.2 Consideration and payment for services shall be made in accordance with ~~section IV of the May 23, 2013 agreement~~ Attachment C, as amended.

REVISION 2. Paragraph 16. “**TERM OF AGREEMENT**” paragraph 16.2 is amended as follows:

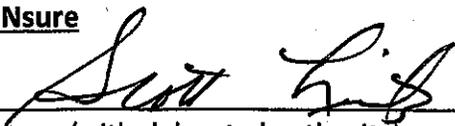
16.0 TERM OF AGREEMENT.

- 16.1 **Effective date:** this Agreement shall be effective on October 1, 2013, or upon the date that the final required signature is obtained pursuant to Minnesota Statutes, section 16C.05, subd. 2, whichever occurs later.
- 16.2 **Expiration date:** the expiration date of this Contract shall be ~~November 30, 2013~~ December 31, 2014, or until all obligations set forth in this agreement have been satisfactorily fulfilled, whichever occurs first.

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IN WITNESS WHEREOF, the parties have caused interagency agreement to be duly executed intending to be bound thereby.

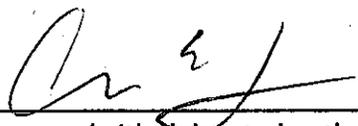
1. MNsure

By: 
(with delegated authority)

Title: CEO

Date: 1-31-14

2. Minnesota Department of Human Services

By: 
(with delegated authority)

Title: Deputy Commissioner

Date: 2/1/14