

Sec. 4. Minnesota Statutes 1982, section 13.46, subdivision 5, is amended to read:

Subd. 5. **MEDICAL DATA; CONTRACTS.** Data relating to the medical, psychiatric, or mental health of any person individual, including diagnosis, progress charts, treatment received, case histories, and opinions of health care providers, ~~which~~ that is collected, maintained, used, or disseminated by any agency to the welfare system is private data on individuals and will be available to the data subject, unless the private health care provider has clearly requested in writing that the data be withheld pursuant to section 144.335. Data on individuals that is collected, maintained, used, or disseminated by a private health care provider under contract to any agency of the welfare system is private data on individuals, and is subject to the provisions of sections 13.02 to 13.07, and this section, except that the provisions of section ~~13.02~~ 13.04, subdivision ~~5~~ 3, shall not apply. Access to medical data referred to in this subdivision by the individual who is the subject of the data is subject to the provisions of section 144.335.

Sec. 5. Minnesota Statutes 1982, section 13.46, subdivision 6, is amended to read:

Subd. 6. **OTHER DATA.** Data collected, used, maintained, or disseminated by the welfare system that is not data on individuals is public pursuant to section 13.03, except ~~that~~ the following data:

(a) investigative data classified by section 13.39;

(b) welfare investigative data classified by section 13.46, subdivision 3;
and

(c) security information as defined in classified by section 13.37, subdivision 1, clause (a) shall be nonpublic 2.

Approved April 26, 1984

CHAPTER 580 — H.F.No. 1977

An act relating to public welfare; clarifying the calculation of rates paid to health maintenance organizations; requiring the use of certain presentation materials; amending Minnesota Statutes 1982, sections 256.966, subdivision 2; and 256B.05, by adding a subdivision; Minnesota Statutes 1983 Supplement, section 256.871, subdivision 7.

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

Section 1. Minnesota Statutes 1983 Supplement, section 256.871, subdivision 7, is amended to read:

Changes or additions are indicated by underline, deletions by ~~strikeout~~.

Subd. 7. **AUTHORITY OF THE COMMISSIONER.** The commissioner is hereby authorized, subject to the provisions of chapter 14, to promulgate permanent rules and may promulgate temporary rules not inconsistent with this section as necessary to qualify for maximum federal funds to implement sections 256.72 to 256.871.

Sec. 2. Minnesota Statutes 1982, section 256.966, subdivision 2, is amended to read:

Subd. 2. **HEALTH MAINTENANCE ORGANIZATIONS.** Notwithstanding the provisions of subdivision 1, rates paid to health maintenance organizations may increase beyond eight percent. The actual rate paid per month to health maintenance organizations shall not exceed \$5 90 percent of the projected average monthly per capita fee for service payments made on behalf of eligible recipients who qualify to be members of the health maintenance organization who choose not to be members. Rates shall be calculated by the department of public welfare.

Sec. 3. Minnesota Statutes 1982, section 256B.05, is amended by adding a subdivision to read:

Subd. 4. **PRESENTATION MATERIALS.** In counties where health maintenance organizations or other prepaid health plans are under contract with the state to provide medical services, the county agency shall present all of the health care options available to recipients and shall include any audiovisual presentations or written materials provided to the county agency by the state agency. The state agency shall monitor county agency presentations.

Sec. 4. **EFFECTIVE DATE.**

Section 1 is effective the day following final enactment.

Approved April 26, 1984

CHAPTER 581 — H.F.No. 1999

An act relating to the city of Duluth; authorizing the expansion of the energy conservation program to include multifamily homes; amending Laws 1981, chapter 223, sections 2; and 6, subdivisions 2 and 3.

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

Section 1. Laws 1981, chapter 223, section 2, is amended to read:

Sec. 2. **SURVEY AND CONTRACTS WITH HOMEOWNERS;**
SCOPE OF PROGRAM.

Changes or additions are indicated by underline, deletions by ~~strikeout~~.