INFORMATIONAL BULLETIN #94-42B April 15, 1994

TO: Chairperson, Board of County Commissioners
    Attention: Director

    Chairperson, Human Services Board
    Attention: Director

    Regional Treatment Center; State Nursing Homes
    Attention: Chief Executive Officer

SUBJECT: Summary of Department of Human Services (DHS) Rules

I. PURPOSE

This bulletin summarizes the status of DHS rules that are in effect or being developed as of April 15, 1994.

II. BACKGROUND

The summary includes adopted permanent rules, draft permanent rules, and adopted emergency rules.

The summary contains a table of contents to help in locating rules. Each DHS rule has two identifying numbers. One number is based on the formal codification of the rule part or series of rule parts in the Minnesota Rules system. The formal numbering system assigns each rule part an eight-digit number and references each series of related rule parts by citing the numbers of the beginning and ending parts.
The informal system assigns a one- or two- or three-digit number to a series of related rule parts. For example, the series of rule parts governing case management services for persons with mental retardation and related conditions is known formally as Minnesota Rules, parts 9525.0004 to 9525.0036 and informally as Rule 185.

The Table of Contents for the rules summary lists all rules in numerical order according to their formal classification in Minnesota Rules. The Table of Contents also shows the informal rule number for each series of rule parts.

In addition to the rule numbers and titles, the summary provides the following information about each rule listed:

A. The effective date of each adopted rule or the date of the latest amendment to the rule.

B. Whether the rule is a draft or adopted permanent rule or a draft or adopted emergency rule.

C. The division responsible for the rule.

D. The contact person for the rule.

E. The purpose of the rule.

F. The status of the rule.

III. QUESTIONS

If you have questions about individual rules, please contact the person listed for the rule. If you have general questions about rulemaking, call Eleanor Weber at 612/297-4301.

Sincerely,

DENNIS W. ERICKSON
Assistant Commissioner
Finance and Management Administrat
### DEPARTMENT OF HUMAN SERVICES RULES
### IN EFFECT OR BEING DEVELOPED AS OF APRIL 15, 1994

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<td>9585.0010 to 9585.0040</td>
<td>Compulsive Gambling Assessments for Certain Offenders</td>
<td>82</td>
</tr>
</tbody>
</table>
CHAPTER 9500. ASSISTANCE PAYMENTS PROGRAMS

9500.0650 - 9500.0710 Rule 57 December 3, 1976
Minnesota Supplemental Aid (MSA)

Contact: Assistance Payments Division
Ann Sessoms (612)296-1258

Purpose: To set the standards for MSA, which provides financial assistance to recipients of supplemental security income for the aged, blind, and disabled (SSI) or to persons who, but for excess income or resources, would be receiving SSI and other sources, and who would otherwise have qualified for benefits under the programs of OAA, AB, or AD, as they were formerly known.

Status: MSA is administered under 1989 statutes. Rulemaking is not necessary.

9500.1090 - 9500.1155 Rule 54 October 25, 1993
Hospital MA Reimbursement

Contact: Health Care Policy Division,
Inpatient Services Section
Paul Olson (612)296-5620

Purpose: To set standards for payment of inpatient hospital services to MA- and GAMC-eligible patients.

Status: Rule received major amendments, effective October 25, 1993, to make it consistent with 1989 legislation.

9500.1200 - 9500.1318 Rule 55 February 26, 1991
General Assistance (GA),
Work Readiness (WR)

Contact: Program Development Section
Marilyn Leonard (612)296-9369

Purpose: To provide for the administration of the GA, Emergency General Assistance, and WR programs. To establish standards for provision of general assistance to persons and families without adequate income or resources and to establish categories of people eligible for such assistance as provided in statute. To establish a coordinated WR program of payments and services to persons without adequate income or resources but who are not members of a category eligible for GA. To provide emergency assistance to persons and families with emergent needs not met under other provisions of law.
Status: The rule is not up-to-date. There have been many changes in the GA statute which are not represented in the rule. An update is not projected in the near future because staff are already committed to other program needs.

9500.1450 - 9500.1464 Rule 62 Prepaid Medical Assistance Project November 4, 1991

Contact: Health Care Management Division
Nancy Paulsen (612)296-2664

Purpose: To govern provider payments under the Prepaid Medicaid Demonstration Project and establish standards for provider participation in the project.

Status: This rule needs some revision, but the division is waiting for decisions on Integrated Service Networks and other aspects of health care reform to be made first.

9500.1650 - 9500.1663 Rule 66 Commissioner's Consent to Paternity Suit Settlements December 3, 1986

Contact: Child Support Enforcement Division
Mary Anderson (612)296-2555
Anne Martineau (612)296-1397

Purpose: To set procedures and standards for approval by the Commissioner of Human Services for lump sum settlements on compromise agreements in paternity actions.

Status: This rule is up-to-date. The statute needs to be amended so there is reference to the rule.

9500.1800 - 9500.1821 Rule 67 December 16, 1985

Child Support Incentive Award

Contact: Child Support Enforcement Division
William Lansing (612)297-4783

Purpose: To provide financial incentives to county child support enforcement agencies to collect child support for AFDC and non-AFDC children.

Status: This rule is up-to-date.
9500.2000 - 9500.2880  
**Rule 44**  
July 5, 1988  
Aid to Families with Dependent Children (AFDC)

**Contact:** Program Development Section  
Dianne Brown  
(612)297-4666

**Purpose:** To administer the AFDC Program in Minnesota and set policy in the areas of application for assistance, financial responsibility and residence, eligibility, family allowance, payment provisions, relative responsibility, and the AFDC-Emergency Assistance.

**Status:** Although the broad outline of the rule addresses current issues and needs, numerous parts of the rule are out-of-date due to superseding federal rules and regulations.

9500.4000-9500.4340  
**Rule 7**  
Draft Rule  
Minnesota Family Investment Plan (MFIP)

**Contact:** Joanne Lindstrom  
(612)296-0389

**Purpose:** Establishes standards and procedures for the MFIP welfare reform demonstration project.

**Status:** Promulgation projected by May 16, 1994.

**CHAPTER 9502. LICENSING OF DAY CARE FACILITIES**

9502.0300 - 9502.0445  
**Rule 2**  
April 18, 1988  
Licensing of Day Care Facilities - Family and Group Family Day Care

**Contact:** Family and Children’s Division  
Denise Revels Robinson  
(612)296-5288  
Barbara O’Sullivan  
(612)296-8540

**Purpose:** Governs licensure of providers who care for children in a setting that is not a day care center (and is usually the provider’s residence) for less than 24 hours per day.

**Status:** There are no plans to revise the rule at this time.

**CHAPTER 9503. CHILD CARE CENTERS**

9503.0005 - 9503.0175  
**Rule 3**  
May 7, 1990  
Licensure of Child Care Centers

**Contact:** Family & Childrens Division  
Denise Revels Robinson  
(612)296-5288  
Barbara O’Sullivan  
(612)296-8540
Purpose: To set standards for licensing child-care centers including programs that provide day care, night care, drop-in and sick care for less than 24 hours a day in a setting that is not a residence.

Status: Drop-in care amendments effective May 7, 1990 are no longer consistent with the definition of drop-in care passed in 1990 legislation. The new interpretive guidelines from the Licensing Division will affect revision schedule.

CHAPTER 9505. HEALTH CARE PROGRAMS

9505.0010 - 9505.0150 Rule 47 May 5, 1990
Medical Assistance (MA): Eligibility Policy

Contact: Health Care Policy Division
Kathy McDonough (612)297-7221

Purpose: To administer the parts of Medical Assistance that set forth eligibility criteria, the application process, county determination procedures, third party liability, and assignment of rights to medical support.

Status: The entire eligibility section of the rule needs updating to conform to changes in state and federal law.

9505.0170 - 9505.0475 Rule 47 February 6, 1989
Medical Assistance (MA): Provider Services

Contact: Health Care Policy Division
Provider Services (other than mental health services):
Eric Anderson (612)296-8822
Chris Dobbe (612)296-9939
Brenda Clark (612)296-6429

Purpose: To establish the services and providers that are eligible to receive medical assistance payments and establish the conditions a provider must meet to receive payment.

Status: Rule revision is being undertaken as staff resources are available. The revisions will reflect revised federal regulations, amended state statutes, and Department experience.

9505.xxxx-9505.xxxx Rule 47 Draft Rule
Family Community Support Services/
Therapeutic Support of Foster Care

Contact: Health Care Policy Division
John Kowalczyk (612)282-5958
Purpose: Defines scope and type of services, provider eligibility and other issues relating to medical assistance payment for therapeutic support of foster care, family community support services, and wraparound services.

Status: The advisory committee has met once to assist in developing this new rule.

9505.0476 - 9505.0491 Rule 74 December 2, 1992
Case Management for Persons with Serious and Persistent Mental Illness

Contact: Health Care Policy Division
Eric Anderson (612)296-8822
Marcia Tippery (612)296-7970
(see also Mental Health Listing)

Purpose: To establish standards and procedures for providing case management services to persons with serious and persistent mental illness.

Status: These rules, except for part 9505.0491, subparts 7 and 8, were repealed effective December 2, 1992. Subparts 7 and 8 set payment rates for case management services.

9505.0500 - 9505.0540 Rule 48 January 10, 1989
Hospital Admission Certification

Contact: Health Care Policy Division
Brenda Clark (612)296-6429

Purpose: To set admission standards for the inpatient hospitalization of persons eligible for MA and GAMC so that the services provided may be reimbursed.

Status: Amendments addressing definitions, medical criteria, and contractual language are in draft form. Activity necessary to complete promulgation of the rule has been temporarily suspended, but it will take little time to accomplish promulgation once work on the rule begins again.

9505.1000 - 9505.1040 Rule 58 January 1, 1976
General Assistance Medical Care (GAMC)

Contact: Acute Care Health Services Division
Kathleen Cota (612)297-3200

Purpose: To set standards for the state share of costs incurred by county human services agencies in furnishing medical services to persons who are unable to provide for themselves and whose medical needs are not otherwise provided for by law.
Status: Rule is inactive; statute eliminated need for rule.

9505.1050 - 9505.1065 Rule 59 October 26, 1984
Community Work Experience Program (CWEP)
Contact: Assistance Payments Division, Work and Training
Mike Sirovy (612)296-5482
Purpose: To set standards for a pilot project that allows certain persons in selected counties to "work off" public assistance.
Status: The emergency rule has expired and there are no plans to replace it.

9505.1100 - 9505.1380 Rule 60 May 15, 1978
Catastrophic Health Expense Protection Program (CHEPP)
Contact: Health Care Policy Division
Purpose: To govern the operation of the CHEPP Program which affects state and county human service agencies, medical care providers, and people who want help from CHEPP.
The rule clarifies terms used in the Catastrophic Health Protection Act and specifies procedures for applying for benefits, conditions of vendor participation, delegation of powers, records to be kept, and the extent and duration of benefits.
Status: The program is suspended because it has not been funded since 1981.

9505.1693 - 9505.1748 Rule 61 June 2, 1992
Child and Teen Checkups (C & TC)
(Formerly EPSDT)
Contact: Health Care Policy Division
Mary Bruns (612)296-6040
Purpose: To administer the Child and Teen Checkups Program which provides preventive health care for children ages 0 to 21 who are eligible for MA.
Status: Rule is current. Several policy changes are being considered regarding the reporting of data but the division has arrived at no definitive answers.
9505.2160 - 9505.2245  Rule 64  June 10, 1991
Surveillance and Utilization Review

Contact:  Health Care Operations Division, Surveillance and Utilization Review
Connie Jacobs  (612)297-1103

Purpose:  To set procedures for the investigation of exceptional use, suspected fraud, or abuse by recipients and providers in the MA, GAMC, or CHEPP programs.

Status:  Rule is being revised; SNR and fiscal note are in process.

9505.2390 - 9505.2500  Rule 65  August 8, 1988
Preadmission Screening and Alternative Care Grant Program (PAS/ACG)

Contact:  Long-Term Care Facilities Division, Home and Community Care Section
Wally Goettl  (612)297-2243

Purpose:  To set procedures and standards for county-based preadmission screening programs and alternative care services as required by Minnesota Statutes, section 256B.091. The screenings are mandatory for all nursing home applicants and are also available to nursing home residents upon request. 1991 legislation provided some flexibility in screening procedure for SAIL project counties.

Community-based services as an option to placement in a nursing home are funded and available to nursing home applicants or residents who are eligible for Medical Assistance or would be eligible for MA within 180 days of placement in a nursing home.

Status:  The rule should be repealed because most of the rule provisions are now in statute.

9505.3010 - 9505.3230  Rule 71  May 28, 1990
Home and Community-Based Services for Disabled Individuals under Age 65

Contact:  Long-Term Care Facilities Division
Wally Goettl  (612)297-2243
Phyllis Brenneman  (612)296-2916

Purpose:  To set standards for home and community-based services for disabled individuals under age 65 who would otherwise require care in a skilled nursing facility or an intermediate care facility.
Amendments are needed to update the rule, but they are interested in looking at eliminating the rule. A lot of the requirements are in federal waiver and the rest can be covered by statute.

**Status:**

9505.3500 - 9505.3700  
**Rule 70**  
January 2, 1991  
Community Alternatives for Chronically Ill Individuals who are under Age 65  

**Contact:**  
Long-Term Care Facilities Division  
Phyllis Brenneman  
(612)296-2916  

**Purpose:**  
To set standards for home and community-based services for chronically ill individuals under age 65 who would otherwise require hospitalization.

**Status:**  
The rule needs amendments because of waiver amendments. More waiver amendments are anticipated, adding services. They are interested in looking at eliminating the rule and putting all the changes in statute.

9505.5000 - 9505.5105  
**Rule 68**  
January 10, 1989  
Conditions for MA and GAMC Reimbursement (Prior Authorization and Second Surgical Opinion)  

**Contact:**  
Health Care Policy Division  
Brenda Clark (SSO)  
(612)296-6429  
Martha Beckwith (PA)  
(612)296-7584  

**Purpose:**  
To implement a second surgical opinion program and clarify the prior authorization (for inpatient services) process as conditions of MA reimbursement.

**Status:**  
Noncontroversial amendments are being drafted. The second surgical opinion portion of this rule will be moved to one rule when 9505.5130 is acted on. (See also Rule 69).

9505.5130  
**Rule 69**  
Draft Permanent Rule  
Outpatient Services for Surgical Procedures Requiring a Second Surgical Opinion  

**Contact:**  
Health Care Policy Division  
Brenda Clark  
(612)296-6429  

**Purpose:**  
To establish standards for outpatient services for surgical procedures requiring a second surgical opinion and combine inpatient and outpatient SSO into one rule.

**Status:**  
New permanent rule is being drafted. There is no Advisory Committee yet. Rules 48 and 68 are going to be folded into Rule 69.
9505.5200-9505.5240 Rule 101  
Provider Participation in Public Assistance Programs  
Draft Permanent Rule

Contact:  
Health Care Policy Division  
Jane Martin  
(612)296-2811

Purpose:  
Establishes requirements for providers to participate in MA, GAMC and Minnesota Care programs. Promulgation projected for July 1994.

Status:  
Proposed rule had a public hearing. Rule adoption expected by fall 1994.

CHAPTER 9506. - MINNESOTA CARE PROGRAM

9506.0010 - 9506.0110 Rule 100  
Administration of Minnesota Care  
Draft Permanent Rule

Contact:  
MinnesotaCare  
Sandra Burge  
(612)297-7300

Purpose:  
This permanent rule will replace the original emergency rule governing administration of the MinnesotaCare program.

Status:  
On schedule to promulgate rule in December 1994.

CHAPTER 9510. RATES FOR HEALTH CARE FACILITIES

9510.1020 - 9510.1140 Rule 186  
Special Needs Rate Exception for Very Dependent Persons with Special Needs  
April 9, 1990

Contact:  
Long-Term Care Facilities Division  
Jolene Kohn  
(612)297-3805

Purpose:  
To establish procedures for counties and providers to follow when seeking authorization for a special needs rate exception for a very dependent person with special needs (Minnesota Statutes, section 256B.501).

Status:  
This rule needs amendment due to statutory revisions. No timeline has been established.

9510.2000 - 9510.2050 Rule 45  
Medical Care Surcharge and Special Payments  
May 24, 1993

Contact:  
Health Care Support  
Julie Elhard  
(612)296-7699
Purpose: To govern the administration of the medical care surcharge under Minnesota Statutes, section 256.9657.

Status: Updates are necessary to conform the rule language and numbers to statutory changes.

CHAPTER 9515. REGIONAL TREATMENT CENTER ADMINISTRATION

9515.0200 - 9515.0800 Rule 16 February 9, 1971
Administration of Specified Therapies to State Facility Patients

Contact: Residential Program Management Bonnie Lee (612)296-6918

Purpose: To set standards for the administration of certain treatments for committed patients residing at state hospitals. This rule requires specific court authorization prior to administration of functional neurosurgery (psychosurgery), electroconvulsive therapy, coma or insulin therapy, aversive therapies using the injection of any chemical substance, and medically-prescribed maintenance therapy using Schedule II drugs. (Minnesota Statutes, section 246.01 and Price vs. Sheppard).

Status: Rule possibly needs updating, but there are no plans to revise it now due to other rulemaking efforts.

9515.1000 - 9515.2600 Rule 27 April 18, 1988
Determining Reimbursement for Cost of Care of Patients in State Facilities

Contact: Reimbursement Division Tyrone Guzman (612)296-5473

Purpose: To set procedures for reimbursement for the cost of care of clients in state facilities. Provisions include determination procedures, sources of income considered as client resources, and potential liability of responsible relatives. (Minnesota Statutes, section 246.51).

Status: This rule has been amended and is up-to-date.

9515.3000-9515.xxxx Rule 26 Draft Permanent Rule
Psychopathic Personality Treatment Center Program

Contact: Residential Program Management Fran Bly (612)297-4637
Purpose: Governs operation, maintenance, and licensure of a new secure treatment facility to be built at Moose Lake and other residential programs operated by the Commissioner to treat sex offenders.

Status: Being developed for July 1995 promulgation.

CHAPTER 9520. PROGRAMS FOR MENTALLY ILL

9520.0010 - 9520.0230 Rule 28 Community Mental Health Services April 16, 1976

Contact: Mental Health Division
          Lorraine Felland (612)296-2697

Purpose: To provide methods and procedures for the operation of area-wide comprehensive community-based mental health/mental retardation/chemical dependency programs under Minnesota Statutes, section 245.61 to 245.69.

Status: This rule needs to be repealed; however GAMC statutes refer to it. (Minnesota Statutes 1989, section 256D.03, subdivision 4.)

9520.0500 - 9520.0690 Rule 36 February 8, 1982

Contact: Mental Health Division
          John Anderson (612)296-7836

Purpose: To establish standards for mental health programs in which residential treatment and rehabilitation services are provided to adults with mental illness on a 24-hour per day basis.

Status: This rule is inactive, but needs to be amended to conform to regulatory and statutory revisions.

9520.0750 - 9520.0870 Rule 29 July 5, 1983

Contact: Mental Health Division
          Lorraine Felland (612)296-2697

Purpose: To establish treatment, staffing, and quality assurance standards for mental health centers and clinics seeking approval for insurance reimbursement.
Status: This rule is inactive, but needs to be amended. The definition of mental health professional has been changed in statute. Also, Rule 29 clinics are seeking waivers to provide home-based services for children and perhaps this should be addressed in the rule.

CHAPTER 9525. PROGRAMS FOR PERSONS WITH MENTAL RETARDATION AND RELATED CONDITIONS

9525.xxxx - 9525.xxxx Rule 22 Draft Permanent Rule
Consolidated Developmental Disabilities Program Licensing Rule

Contact: Developmental Disabilities Division
Jan Menke (612)296-1090

Purpose: To consolidate the requirements under Rules 18, 34, 38, and 42 into one DD program rule. This consolidated rule will streamline and make consistent standards across DD services and eliminate unnecessary requirements.

Status: A summer 1994 hearing is projected.

9525.0004 - 9525.0036 Rule 185 April 25, 1994
Case Management Services to Persons with Mental Retardation and Related Conditions

Contact: Developmental Disabilities Division
Laura Doyle (612)297-4983

Purpose: To set standards for the planning and provisions of services to persons with mental retardation and related conditions. The rule contains provisions governing county board responsibilities, case manager qualifications and training, case management responsibilities, diagnosis of mental retardation and related conditions, assessment of individual service needs, screening team responsibilities, individual service plan development, provision of services, appeals, quality assurance, service development, and need determination.

Status: This rule (parts 9525.0004 to 9525.0036) will be effective on April 25, 1994. Rule parts 9525.0015 to 9525.0165 and 9525.0180 to 9525.0190 (Rule 187) will be repealed at that time.

9525.0210 - 9525.0430 Rule 34 October 10, 1989
Residential Programs and Services For Persons with Mental Retardation & Related Conditions
Contact: Developmental Disabilities Division Bob Meyer (612)297-0307

Purpose: To set standards for the operation of residential programs for persons with mental retardation that are required to be licensed under Minnesota Statutes, chapter 245A.

Status: This rule will be amended when the Department proceeds with the promulgation of a single licensing rule for services to persons with developmental disabilities (Rule 22). Interpretive guidelines are being worked on. No timeline has been established.

9525.0500 - 9525.0660 Rule 18 June 2, 1981
Semi-Independent Living Services (SILS) Licensure

Contact: Developmental Disabilities Division Tom Fields (612)296-2147
Division of Licensing Cory Graeser (612)297-1876

Purpose: To set licensing standards for semi-independent living services for persons with mental retardation. SILS include training, counseling, instruction, supervision, and assistance in accordance with the client's individual program plan.

Status: This rule needs to be amended to be consistent with statutory provision that SILS are now exempted from the determination of need process. Duplicative administrative licensing requirements will be in new Rule 17. Rule 18 requirements will be consolidated into the new Rule 22. Rule 18 will be repealed when Rule 22 is promulgated.

9525.0900 - 9525.1020 Rule 20 August 16, 1993
Grants for Providing Semi-Independent Living Services to Persons with Mental Retardation

Contact: Developmental Disabilities Division Tom Fields (612)296-2147

Purpose: To set standards for the allocation of state grants to county boards which provide semi-independent living services to persons with mental retardation.

Status: This rule was amended to reflect statutory changes made in the 1991 session which superceded a substantial portion of the rule. Amendments were primarily related to eligibility, benefits, allocation and reimbursement.
9525.1200 - 9525.1330 Rule 30 March 21, 1988
Training and Habilitation Reimbursement Procedures for ICF/MRs

Contact: Long-Term Care Facilities Division Lisa Rotegard (612)297-3829

Purpose: To implement 1983 legislation to reimburse day training and habilitation vendors for services provided to residents of ICF/MRs using Medical Assistance funds.

Status: May need amendment after promulgation of new rate-setting methodology (Rule 75). There has been a federal change in what is classified as a reimbursable service.

9525.1500 - 9525.1690 Rule 38 November 16, 1987
Licensure of Training and Habilitation Services for Adults with Mental Retardation and Related Conditions

Contact: Developmental Disabilities Division Laura Plummer Zrust (612)297-5885

Purpose: To set standards for the licensing of training and habilitation services for adults with mental retardation or related conditions.

Status: This rule needs updating. Rule 38 requirements are being consolidated into the new Rule 22.

9525.1800 - 9525.1930 Rule 41 April 20, 1992
Funding and Administration of Home and Community-Based Services

Contact: Developmental Disabilities Division Alex Henry Bartolic (612)296-0939

Purpose: To set standards for the MA funding and administration of home and community-based services for persons with mental retardation.

Status: Noncontroversial amendments took effect April 20, 1992. Work on controversial rule amendments delayed until waiver plan amendments have obtained federal approval.

9525.2000 - 9525.2140 Rule 42 October 10, 1989
Licensure of Home and Community Based Services for Persons with Mental Retardation and Related Conditions
Contact: Developmental Disabilities Division
Alex Henry Bartolic (612)296-0939

Purpose: To establish standards that must be met by providers of in-home family support services, supported living services for children, and supported living services for adults as conditions of licensure. Minnesota Statutes, sections 245A.01 to 245A.17 require providers of home and community-based services to be licensed by the commissioner.

Status: This rule needs updating. Rule 42 requirements are being consolidated into the new Rule 22 DD program rule.

9525.2700 - 9525.2810 Rule 40
Use of Aversive and Deprivation Procedures in Facilities Serving Persons with Mental Retardation

Contact: Developmental Disabilities Division
Gerald Nord (612)297-3828

Purpose: To set standards which prohibit the use of certain aversive and deprivation procedures, designate other procedures as permitted but controlled, specify the consents, reviews, and standards required for using controlled procedures, and establish the roles and responsibilities of the Regional Review Committees mandated by Minnesota Statutes, section 245.825.

Status: This rule is up-to-date.

9525.2500 Rule 75
Rate-Setting for Day Training and Habilitation Services for Adults with Mental Retardation and Related Conditions

Contact: Long-Term Care Facilities Division
Lisa Rotegard (612)297-3829

Purpose: These rules will provide the criteria used to set rates for day training and habilitation services for adults with mental retardation and related conditions.

Status: Promulgation of Rule 75 has been delayed until 1995.

9525.3010 - 9525.3100 Rule 175
Public Guardianship for Adults with Mental Retardation

Contact: Developmental Disabilities Division
Kay Hendrikson (612)296-3618
**Purpose:**
To set standards that govern the responsibility of county boards in providing public guardianship or conservatorship services to adults with mental retardation.

Minnesota Statutes, chapter 252A, authorizes the commissioner to supervise adults with mental retardation who are unable to fully provide for their own needs and for whom no other appropriate person is willing and able to accept the responsibility to act as private guardian.

**Status:**
Promulgation of this rule was necessary to implement Minnesota Statutes, Chapter 252A. The rule is up-to-date.

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**CHAPTER 9530. CHEMICAL DEPENDENCY PROGRAMS**

<table>
<thead>
<tr>
<th>Regulation Range</th>
<th>Rule</th>
<th>Effective Date</th>
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<tbody>
<tr>
<td>9530.4100 - 9530.4450</td>
<td>Rule 35</td>
<td>May 31, 1993</td>
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<tr>
<td></td>
<td></td>
<td>Licensure of Chemical Dependency Rehabilitation Programs</td>
</tr>
<tr>
<td></td>
<td>Contact: Chemical Dependency Program Division</td>
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<tr>
<td></td>
<td>Lee Gartner (612)296-3978</td>
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<tr>
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<td>Purpose: To establish standards for and govern licensure of chemical dependency rehabilitation programs, including detoxification programs, primary residential treatment, extended care and halfway houses.</td>
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<td>Status: This rule is being combined with Rule 43.</td>
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<tr>
<td>9530.5000 - 9530.6500</td>
<td>Rule 43</td>
<td>May 31, 1993</td>
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<tr>
<td></td>
<td></td>
<td>Outpatient Alcohol and Drug Treatment Programs</td>
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<tr>
<td></td>
<td>Contact: Chemical Dependency Program Division</td>
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<tr>
<td></td>
<td>Lee Gartner (612)296-3978</td>
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</tr>
<tr>
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<td>Purpose: To set standards for approving or licensing outpatient treatment programs for people with alcohol and/or other drug problems. These treatment programs serve, at one time, five or more persons experiencing problems related to alcohol or other drugs and provide primary or post-primary treatment care.</td>
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<tr>
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<td>Status: Rule 43 and 35 are being combined into one rule which will provide single program licensure regulations, consistent program definitions, and consistent service standards for all licensed chemical dependency programs. Advisory committee meetings in progress.</td>
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<td>Chemical Dependency Care for Public Assistance Recipients</td>
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</tbody>
</table>
Contact: Chemical Dependency Program Division
Carolyn Pollard (612)296-4728

Purpose: To establish criteria for the appropriate level of chemical dependency care for public assistance recipients.

Status: Rule is up-to-date.

9530.7000 - 9530.7030 Rule 24 May 31, 1993
Rules to Govern Implementation of the Chemical Dependency Consolidated Treatment Fund

Contact: Chemical Dependency Program Division
Carolyn Pollard (612)296-4728

Purpose: To establish criteria for client eligibility, client's obligation to pay and vendor eligibility for the use of the CD Consolidated Treatment Funds.

Status: Rule is up-to-date.

CHAPTER 9535. GRANTS FOR PROGRAMS FOR MENTALLY ILL PERSONS

9535.0110 - 9535.0320 Rule 15 December 27, 1993
Standards for Family Community Support Services (FCSS) for Children with Severe Emotional Disturbance and their Families

Contact: Mental Health Division
Sharon Silkwood (612)297-4549

Purpose: Establishes standards for the provision of family community support services to children with severe emotional disturbance by county boards.

Status: New rule.

9535.0100 - 9535.1600 Rule 14/78 November 2, 1992
Community Support Services for Chronically Mentally Ill Persons

Contact: Mental Health Division
John Zakelj (612)296-4426

Purpose: Sets standards for grant applications, approval of applications, allocation of grants, and maintenance of financial statements by grant recipients.

Status: This rule has been combined with Rule 78.
9535.1700 - 9535.1765 Rule 78 November 2, 1992
Grants for Community-Based Mental Health Services for Children with Severe Emotional Disturbance and Their Families and Adults with Serious and Persistent Mental Illness

Contact: Mental Health Division
John Zakelj (612)296-4426

Purpose: This rule sets reporting requirements and guidelines in the awarding of grants for community-based mental health services for children with severe emotional disturbance and their families.

Status: Rule is up-to-date.

9535.2000 - 9535.3000 Rule 12 May 7, 1983
Residential Services for Adult Mentally Ill Persons

Contact: Mental Health Division
Mike Hughes (612)296-7908

Purpose: To set standards for grant applications, approval of applications, allocation of grants, and maintenance of service and financial records. The grants are made to county boards to help residential facilities meet Rule 36 licensing standards.

Status: Rule 12 pays for program activities of Rule 36. Rule 12 needs revision if Rule 36 is revised. See Rule 36.

CHAPTER 9540. GRANTS FOR PROGRAMS FOR PERSONS WITH MENTAL RETARDATION

9540.0100 - 9540.0500 Rule 19 March 7, 1977
Experimental Programs for the Home Care and Training of Mentally Retarded Children

Contact: Developmental Disabilities Division
Jan Menke (612)296-1090

Purpose: To set standards for administration of reimbursing local boards for the cost of home care and training of children with mental retardation under the family subsidy program authorized by Minnesota Statutes, section 252.27, subdivision 4.

Status: This rule should be repealed. The statute has been revised to become more specific than the rule.
9540.1000 - 9540.1500 Rule 23  October 24, 1975
Community-Based Residential Services
for Persons with Mental Retardation

Contact: Developmental Disabilities Division
Bob Meyer (612)297-0307

Purpose: To set standards for state financing of the planning and placement of persons with mental retardation into appropriate community alternative programs.

Status: Rule is not currently used, but should not be repealed since it may be used in the future.

9540.2000 - 9540.2700 Rule 37  February 4, 1974
Grants-In-Aid to Residential Facilities
for Mentally Retarded Persons

Contact: Developmental Disabilities Division
Robert Meyer (612)297-0307

Purpose: To set administrative standards for grants to construct small residential facilities (group homes) for persons with mental retardation or related conditions.

Status: Rule is not currently used, but should not be repealed since it may be used in the future.

CHAPTER 9545. LICENSING OF FACILITIES AND AGENCIES

9543.0010 - 9543.0150 Rule 13  March 29, 1991
Family Day Care, Adult Foster Care and Child Foster Care; Licensing Functions of County and Private Agencies

Contact: Licensing Division
Karen Kieffer (612)296-2588

Purpose: To establish licensing requirements for county and private agencies performing family day care, adult foster care and child foster care licensing activities and functions delegated by the Commissioner under Minnesota Statutes, Section 245A.16.

Status: This rule needs to be amended to reflect 1993 statutory changes. The legislature established certain disqualifications for family systems that are not included in Rule 11. The legislature also denied reconsideration of certain crimes for persons who work in family systems.
9543.1000 - 9543.1050  **Rule 17**
Generic Licensing Rule

Contact: Division of Licensing
Larry Burzinski  (612)296-4727

Purpose: To establish a generic licensing rule for all programs licensed by DHS. Licensing requirements in existing rules will be deleted and replaced with a cross-reference to the generic licensing rule.

Status: Proposed rule was published in March 1994. Adoption is expected by summer 1994.

9543.3000 - 9543.3090  **Rule 11**
Applicant Background Studies

Contact: Division of Licensing
Jerry Kerber  (612)297-7014

Purpose: To establish procedures for background studies for persons employed or seeking employment in programs licensed by the state under the Human Services Licensing Act.

Status: Minor technical amendments are necessary to comply with recent statutory changes.

9545.0010 - 9545.0260  **Rule 1**
Licensure of Family Foster Care and Group Family Foster Care

Contact: Children's Services Division
Suzanne Pollack  (612)297-3634

Purpose: Sets standards governing licensure of foster homes for children.

Status: This rule is being amended to reflect current foster care practices. The Advisory committee will meet in spring 1994.

9545.0750 - 9545.0830  **Rule 4**
Licensure of Private Agencies that Provide Foster Care and Adoption Services

Contact: Children's Services
Ruth Weidell  (612)296-3250

Purpose: Clarifies what it means to receive children for care, supervision, or placement in foster care or adoption or help plan the placement of children in foster care or adoption and establishes licensing standards to be met by private agencies that perform these functions.

Status: Rule has been totally revised and is up-to-date.
Rule 5
January 17, 1974
Licensure of Residential Treatment Programs for Children with Severe Emotional Disturbance

Contact: Mental Health Division
Mary Jo Verschay (612)282-5882

Purpose: Establishes minimum standards for licensure of residential treatment centers for children with severe emotional disturbance.

Status: Rule is being totally rewritten. Project mid-1994 promulgation date.

Rule 6
February 1, 1985
Maternity Shelters

Contact: Children's Services
Mabel Huber (612)296-2279

Purpose: Sets licensing standards for homes or institutions providing residential care to three or more pregnant minors.

Status: This rule should be incorporated in the Rules 1, 5 and/or 8. There are currently only two Rule 6 facilities in the state.

Rule 8
July 8, 1969
Group Homes

Contact: Children's Services Division
Suzanne Pollack (612)297-3634

Purpose: Sets licensing standards for group homes that provide staffed foster care on a 24-hour a day basis for no more than ten children.

Status: This rule needs review and revision following the revision of Rules 1 and 5. Rule could be revised and incorporated with other rules that deal with children in out-of-home care, particularly Rule 1.

Rule 9
September 9, 1986
Day Care and Residential Programs Licensing Fees

Contact: Licensing Division
Jim Loving (612)296-4473
Purpose: To set licensing fees for facilities licensed by the Department.

Status: Rule provides for a built-in fee increase every two years beginning July 1, 1987 through July 1, 1991. No fee increases are scheduled after the increase on July 1, 1991. This rule needs revision.

CHAPTER 9546. RELLOCATION OF RESIDENTS FROM LONG-TERM CARE FACILITIES

9546.0010 - 9546.0060 Rule 46 June 24, 1985
Relocation of Residents from Long-Term Care Facilities

Contact: Adult Protection Services
Thom Campbell (612)296-3730

Purpose: This rule establishes procedures for the provision of relocation services to residents of long-term care facilities that are closing or decertifying.

Status: This rule is up-to-date.

CHAPTER 9549. PAYMENT RATE DETERMINATION IN LONG-TERM CARE FACILITIES

9549.0010 - 9549.0080 Rule 50 July 25, 1988
Payment Rate Determination

Contact: Long-Term Care Facilities Division
Chuck Osell (612)297-3463

Purpose: To set standards for the determination of the operating cost, property-related and real estate payment rates for the payment of nursing home care under the MA program. This rule establishes the total payment rate for nursing homes in Minnesota, and provides for allowable costs, annual reporting requirements and rate appeal right.

Status: It would be desirable to incorporate current legislation into the rule, although the rule is not inconsistent with the legislation. Non-controversial amendments to simplify required forms are proceeding for promulgation in May or June 1994.

9500.6500 - 9500.6xxx Rule 21 Draft Permanent Rule
Group Residential Housing Rate (Negotiated Rate)

Contact: Long-Term Care Facilities Division
John Hastings (612)296-6963

Purpose: To establish a comprehensive system of rates and payments for persons residing in group residential housing who
meet eligibility criteria for general assistance and Minnesota supplemental aid.


CHAPTER 9550. GENERAL ADMINISTRATION OF SOCIAL SERVICES

9550.0010 - 9550.0092 Rule 160 January 13, 1986
Administration of Community Social Services

Contact: Quality Services Division
Gwen Wildermuth (612)296-0311

Purpose: To set standards for the administration of publicly funded social services in Minnesota.

Status: This rule is being revised to conform to mandates reform legislation. Project 1994 promulgation date.

9550.0300 - 9500.0375 Rule 163 October 26, 1987
Title IV-E Funding Allocation

Contact: Family and Children's Services Division
Sarah McNeeley (612)297-3027

Purpose: To provide a uniform system for allocating federal funds received as reimbursement for administrative and training costs under Titles IV-E and XIX. The rule establishes disbursement formulae and reporting requirements for this purpose.

Status: Needs amendment regarding relative placements in reimbursement, reporting and penalty provisions, and addition of programs. Not a priority at this time.

9550.6200 - 9550.6240 Rule 162 June 29, 1992
Parental Fees for Children in 24-Hour Out-of-Home Care

Contact: Children's Services Division
Suzanne Pollack (612)297-3634

Purpose: To establish standards for assessing and collecting fees from parents of children placed out of the home in 24-hour care.

Status: Rule is up-to-date.
CHAPTER 9553. PAYMENTS TO INTERMEDIATE CARE FACILITIES

9553.0010 - 9553.0080 Rule 53 March 28, 1988
Determination of Payment Rates for Intermediate Care Facilities for Persons with Mental Retardation

Contact: Long-Term Care Facilities Division Chuck Osell (612)297-3463

Purpose: To set standards for determining the per diem payment rates for providers of residential services for persons with mental retardation.

Status: The last advisory committee meeting has been held and a final draft of the amended rule will be mailed at the end of April 1994. The division is taking legislation to the Legislature and its adoption will be necessary to complete the rule revision. Adoption of the revision is anticipated by December 1994.

CHAPTER 9555. SOCIAL SERVICES FOR ADULTS

9555.0100 - 9555.1600 Rule 195 June 17, 1977
Senior Companion Program

Contact: Aging Division Ted Gredvig (612)296-2137

Purpose: To set standards for the administration of the Senior Companion Program, which provides part-time volunteer opportunities for low income older persons and gives person-to-person support services to adults with special or exceptional health, education or welfare needs. The services are intended primarily for persons in their own homes, but those in group homes, nursing homes, or other public or private non-profit institutions or agencies providing care for handicapped adults or elderly persons may also be served.

Status: Federal regulations have changed slightly; minor changes should be made to the rule to make it accurate.

9555.2100 - 9555.2300 Rule 205 October 17, 1976
Home-Delivered and Congregate Dining Meals

Contact: Quality Services Division Richard Hardes (612)296-2829

Purpose: To set standards for the provision of home-delivered and congregate dining meals by local social service agencies. Home-delivered or congregate dining meals include the daily preparation and delivery of one or more nutritionally adequate hot meals to the homes of persons
INFORMATIONAL BULLETIN #91-50B

TO: Chairperson, Board of County Commissioners
    Attention: Director

Chairperson, Human Services Board
    Attention: Director

Directors:
Rule 3  Child Care Centers
Rule 4  Child Placing Agencies
Rule 5  Child Caring Institutions
Rule 6  Maternity Shelters
Rule 8  Group Homes for Children
Rule 18 Semi-Independent Living Services
Rule 34 Residential Facilities for Persons with Developmental Disabilities
Rule 35 Residential Chemical Dependency Treatment Programs
Rule 36 Residential Facilities for Adult Persons with Mental Illness
Rule 38 Day training and Habilitation Programs for Adults with Developmental Disabilities
Rule 42 Residential-Based Habilitation Services (Waivered Services)
Rule 43 Outpatient Alcohol and Drug Treatment Programs
Rule 80 Residential Facilities and Services for Physically Handicapped Persons
Adult Day Care Programs

SUBJECT: The Applicant Background Study Rule (Rule 11) and Program License Number Distribution

I. PURPOSE

The purpose of this bulletin is:

A. to inform all programs which are directly licensed by the Department of Human Services (DHS), Division of Licensing, that Rule 11, the Applicant Background Study Rule (Minnesota Rules, parts 9543.3000 to 9543.3090) became effective on March 29, 1991;

B. to distribute background study forms to be completed by all individuals hired after May 1, 1991, who are required to receive a background study;
who are physically unable to leave their homes and unable to prepare nourishing meals, or the making available of such meals to a center used for congregate dining.

**Status:**
This rule is up-to-date.

**9555.3100 - 9555.3300**
Rule 201
October 17, 1976

**Chore Services**

**Contact:**
Quality Services Division
Richard Hardes  (612)296-2829

**Purpose:**
To set standards for the administration and provision of chore services by local service agencies. Chore services include routine housekeeping tasks, minor household repairs, shopping, lawn care, and snow shoveling.

**Status:**
This rule may no longer be relevant.

**9555.4100 - 9555.5010**
Rule 202
February 21, 1983

**Employability Services**

**Contact:**
Self-Sufficiency Program Division
Bonnie Becker  (612)296-2499

**Purpose:**
To set standards for local social service agency administration and provision of employment to AFDC recipients under the WIN Program and to GA recipients who are unable to find employment through existing resources.

**Status:**
This rule should be repealed.

**9555.5105 - 9555.6265**
Rule 203
August 3, 1987

**Administration of Adult Foster Care Services and Licensure of Adult Foster Homes**

**Contact:**
Community Social Services Division
Renee Fredericksen  (612)297-1216

**Purpose:**
To set standards for the licensing, administration and provision of social services to functionally impaired adults in adult foster homes so they receive an assessment of need for foster care and are offered community, health, and social services that may be needed and requested.

**Status:**
The rule was written for persons with developmental disabilities, but now encompasses the aged. The rule requires revision to conform with statutory changes, and to accommodate populations other than the developmentally disabled. Tighter requirements on provider training are needed. The need for change is not urgent, but the rule is outdated and should be revised.
<table>
<thead>
<tr>
<th>Rule Number</th>
<th>Rule Title</th>
<th>Effective Date</th>
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<tbody>
<tr>
<td>9555.7100 - 9555.7700</td>
<td>Rule 221 Protective Services to Vulnerable Adults</td>
<td>April 26, 1982</td>
</tr>
<tr>
<td>Contact:</td>
<td>Community Social Services Thom Campbell</td>
<td>(612)296-3730</td>
</tr>
<tr>
<td>Purpose:</td>
<td>Sets standards that counties follow in investigating alleged abuse or neglect and in providing protective services to vulnerable adults.</td>
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<tr>
<td>Status:</td>
<td>There are suggestions for significant revisions of this rule. The division will put together a legislative package immediately before the 1995 session and the rule probably will undergo major changes thereafter.</td>
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<tr>
<td>9555.8000 - 9555.8500</td>
<td>Rule 10 Reporting Maltreatment of Vulnerable Adults in Licensed Facilities</td>
<td>January 17, 1983</td>
</tr>
<tr>
<td>Contact:</td>
<td>Community Social Services Thom Campbell</td>
<td>(612)296-3730</td>
</tr>
<tr>
<td>Purpose:</td>
<td>To establish standards for the protection of vulnerable adults in facilities licensed by DHS as established in Minnesota Statutes, section 626.557 (1980), &quot;Reporting of Maltreatment of Vulnerable Adults.&quot;</td>
<td></td>
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<tr>
<td>Status:</td>
<td>This rule requires revision to incorporate statutory changes in the definitions of abuse and neglect pursuant to Minnesota Statutes, section 626.557.</td>
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<tbody>
<tr>
<td>9555.9000 - 9555.9300</td>
<td>Rule 222 Services to Mothers and Pregnant Women</td>
<td>December 13, 1982</td>
</tr>
<tr>
<td>Contact:</td>
<td>Social Services Division Mabel Huber</td>
<td>(612)296-2279</td>
</tr>
<tr>
<td>Purpose:</td>
<td>To set standards for services to pregnant women and establish eligibility criteria for those services.</td>
<td></td>
</tr>
<tr>
<td>Status:</td>
<td>This rule needs revision to conform to Minnesota Statutes, section 257.33, subdivisions 2 to 9. No timeline has been established.</td>
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<tbody>
<tr>
<td>9555.9600 - 9555.9730</td>
<td>Rule 223 Adult Day Care Licensure</td>
<td>July 1, 1987</td>
</tr>
<tr>
<td>Contact:</td>
<td>Social Services Division Renee Fredericksen Julie Reger</td>
<td>(612)297-1216 (612)296-0156</td>
</tr>
</tbody>
</table>
Purpose: To set standards for the licensure of adult day care centers that regularly provide care for functionally impaired adults.

Status: There is no federal funding for the adult day care staff position anymore and there are no plans to change the rule.

CHAPTER 9560. SOCIAL SERVICES FOR CHILDREN

9560.0010 - 9560.0180 Rule 200 Adoption September 12, 1988

Contact: Family and Children’s Services Division
         Ruth Weidell (612)296-3250

Purpose: To set standards governing agency adoptive placement of a child, including subsidized adoption, development of adoptive homes, assistance to the court in finalizing an adoption, and providing post-adoption services to the adoptive family. The rule also includes standards for protecting a child placed independently, and for regulating interstate and intercounty adoption and agency record maintenance.

Status: Clarifying legislation needs to be passed, and then the division projects pulling the subsidy section out of the rule and making major revisions to that section. Revision will not occur until 1995 or later.

9560.0210 - 9560.0234 Rule 207 Protective Services for Children July 6, 1993

Contact: Family and Children’s Services Division
         Sue Stoterau (612)296-1496

Purpose: To set standards for the administration and provision of protective services to children by local social service agencies. The purpose of child protective services is to safeguard the rights and welfare of children whose parents are unable or unwilling to do so.

Status: This rule was recently revised. The division is currently in the process of requesting a technical revision of Rule 207 to incorporate 1993 legislative changes.

9560.0350 - 9560.0370 Rule 161 Interstate Placement of Children for Foster Care or Adoption October 17, 1977

Contact: Social Services Division
         Lou Brelja (612)296-2725
Purpose: To set standards for the placement of children into or out of the State of Minnesota for the purpose of adoption or foster care. "Placing children in foster care" means placing children in any of the following residential facilities: foster family homes, work homes, free homes, group homes, residential treatment centers, or private homes for the purpose of legal adoption.

Status: This rule is up-to-date.

9560.0410 - 9560.0485 Rule 171 June 4, 1991
Children Under State Guardianship in Need of Protection or Services

Contact: Family and Children’s Services Division
Ruth Weidell (612)296-3250

Purpose: To set standards for state guardianship of children in need of protection or services. Children come under state guardianship through the Minnesota court system. Parental rights are terminated and the Commissioner of Human Services is appointed guardian. The Commissioner continues as guardian until the child reaches maturity or is adopted or until the Commissioner is discharged as guardian by the court. Minnesota law permits the guardian to make major decisions affecting a ward. The purpose of this rule is to define those decisions and set administrative standards for local agencies that supervise and/or delegate the responsibility for children under state guardianship. Minnesota Statutes, sections 260.242 and 393.07.

Status: This rule is up-to-date.

9560.0500 - 9560.0670 Rule 204 January 1, 1989
Foster Care for Children

Contact: Family and Children’s Services Division
Sue Stoterau (612)296-1496
Ruth Weidell (612)296-3250

Purpose: Governs administration and provision of foster care services to children and their families by local social service agencies when the agency has placement and supervisory responsibilities.

Status: This rule is being amended to incorporate standards applicable to approval of relatives as the child’s foster care providers and to the search for and recruitment of foster care providers of the same race and ethnic heritage as the child. These revisions are required by Minnesota Statutes, sections 257.071, subd. 8 and 257.072. subd. 9. The advisory committee has met several times and will meet again.
9560.0750 - 9560.0820  Rule 209  February 21, 1983
Day Care For Children
Contact:  Children's Services Division  Linda Foster  (612)296-0179
Purpose:  To set standards for the administration and provision of day care services to children and their families by local social service agencies when they elect to provide day care services. The purpose of day care services is to provide care for children as a substitute for or supplement to parental care for a planned period of time.
Status:  This rule should be repealed as Rule 72 now applies to these services.

9560.0850  Rule 2045  April 3, 1983
State Goal for Number of Children in Foster Care
Contact:  Children's Services Division  Denise Revels Robinson  (612)296-5288
Purpose:  As required by Public Law Number 96-272, this rule sets goals for achieving limits on how long children receiving assistance under Title IV-E of the Social Security Act remain in foster care when it has not been judicially determined that permanent foster care is the best plan for the children.
Status:  This rule is up-to-date.

CHAPTER 9565. INDIVIDUAL AND FAMILY SERVICES

9565.0100 - 9565.0900  Rule 208  February 21, 1983
Family Planning Services
Contact:  Social Services Division  Mabel Huber  (612)296-2279
Purpose:  To set standards for the provision of family planning services by the local social service agency. The purpose of family planning services is to arrange for and provide social, educational, medical services (including sterilization) and supplies so individuals may determine family size or prevent unplanned pregnancies.
Status:  Rule needs updating to reflect current practice. No priority has been established.
9565.1000 - 9565.1300 Rule 206  
Homemaking Services  
October 17, 1976  
Contact: Quality Services Division  
Richard Hardes  
(612)296-2829  
Purpose: To set standards for the administration, purchase, and provision of homemaking services. Homemaking services include the provision and/or teaching of child care, personal care, and home management to individuals and families.  
Status: The division wants to make noncontroversial amendments to the rule.

9565.1400 - 9565.1600 Rule 210  
Counseling Services for Families and Individuals  
December 12, 1977  
Contact: Social Services Division  
Mabel Huber  
(612)296-2279  
Purpose: To set standards for the provision of counseling services to families and individuals by local social service agencies. Counseling services for families and individuals include the use of a professional to help individuals and families resolve intra or interpersonal relationship problems.  
Status: Rule needs updating to reflect current social services practices. Rule may no longer be necessary. No priority has been established.

9565.1700 - 9565.1900 Rule 211  
Educational Assistance  
December 12, 1977  
Contact: Quality Services Division  
Gwen Wildermuth  
(612)296-0311  
Purpose: To set standards for the provision of educational assistance by local social service agencies. Educational assistance services arrange for or provide the education and training most appropriate for an individual including special educational assistance to the blind, deaf, and other disability groups and individuals who have school adjustment problems.  
Status: This rule is primitive and old, but there are no problems with it.

9565.2000 - 9565.2200 Rule 212  
Housing Services  
December 12, 1977  
Contact: Quality Services Division  
Chuck Fecht  
(612)296-2373
Purpose: To set standards for the provision of housing services by local social service agencies. In the delivery of this service, the local social service agency may:

a. help people find rental housing or get housing repairs or remodeling;

b. assist in obtaining technical help to make housing improvements;

c. provide education on home purchase, rental, repair, and remodeling;

d. help resolve tenant-landlord conflicts;

e. help maintain, enforce, or improve housing codes; and

f. find or establish emergency shelter in crisis situations.

Status: This rule is primitive and old, but there are no problems with it.

9565.2300 - 9565.2600 Rule 213 December 12, 1977
Information and Referral Services
Contact: Quality Services Division
Chuck Fecht (612)296-2373
Purpose: To set standards for provision of information and referral services by local social service agencies.

The purpose of these services is to provide accurate, up-to-date information about social and human services to individuals seeking such information, and to facilitate access to these services by individuals through referral.

Status: This rule is primitive and old, but there are no problems with it.

9565.2700 - 9565.2900 Rule 214 December 12, 1977
Legal Services
Contact: Quality Services Division
Richard Hardes (612)296-2829
Purpose: To set standards for the provision of legal services by local social service agencies. The local social service agency, in the delivery of this service, may make legal counsel available by referral to Legal Services for:
a. divorce proceedings;
b. custody hearings;
c. tenant-landlord disputes;
d. property purchase or sale;
e. contract problems;
f. appeals on behalf of clients challenging the actions or policies of federal, state, or local public welfare agencies; and
g. consumer problems.

This rule should be reviewed.

9565.3000 - 9565.3400  
Rule 215  
Money Management Services  
February 21, 1983

Contact:  
Quality Services Division  
Richard Hardes  
(612)296-2829

Purpose:  
To set standards for the provision of money management services by local social service agencies. The purpose of this service is to help eligible individuals manage their income so they obtain a stable level of economic functioning within the limits of their present financial resources.

Status:  
This rule is up-to-date.

9565.3500 - 9565.3700  
Rule 216  
Residential Treatment Service  
December 12, 1977

Contact:  
Quality Services Division  
Richard Hardes  
(612)296-2829

Purpose:  
To set standards for the provision of residential treatment service by local social service agencies to individuals placed in residential facilities. Residential treatment service includes arrangement for and provision of a therapeutic or developmental experience within a controlled 24-hour a day residential facility.

Status:  
This rule may need updating.
Rule 217 December 12, 1977
Social and Recreational Services

Contact: Quality Services Division
Richard Hardes (612)296-2829

Purpose: To set standards for the provision of social and recreational services by local social service agencies. Social and recreational services are those services which arrange for or provide opportunity for personal growth and development and enable individuals to participate in activities that maintain physical and mental vitality.

Status: This rule may need updating.

Rule 218 December 12, 1977
Transportation Service

Contact: Quality Services Division
Richard Hardes (612)296-2829

Purpose: Sets standards for the provision of transportation services by local social service agencies. Transportation services are those services which are designed to arrange for or provide travel and escort to and from community resources and facilities.

Status: This rule could probably be deleted.

Rule 72 November 1, 1993
Child Care Fund

Contact: Children’s Services Division
Cherie Kotilinek (612)296-2030

Purpose: To set standards for the administration of child care subsidies by county social service agencies.

The purpose of child care subsidies is to help defray the cost of child care to parents and other eligible family members who are engaged in employment or pursuing training and education leading to employment. The care is provided in or out of the family’s home for less than 24 hours a day.

Status: Amendments that address 1990 and 1991 legislative changes became effective November 1, 1993.

Rule 76 July 31, 1989
Grants for Child Care Resource and Referral Programs and Child Care Services

Contact: Children’s Services Division
Barbara O’Sullivan (612)296-8540
Purpose: To govern the administration of state grants to public or private nonprofit entities for planning and improving child care resource and referral programs and for child care services. Child care services include grants for resource and referral programs, facility improvement, interim financing, and staff training expenses.

Status: This rule is up-to-date.

CHAPTER 9570. SOCIAL SERVICES FOR PHYSICALLY HANDICAPPED INDIVIDUALS

9570.2000 - 9570.3600 Rule 80 November 20, 1972
Residential Facilities and Services for the Physically Handicapped

Contact: Licensing Division
Jim Loving (612)296-4473
Pam Parker (612)296-2140

Purpose: To set standards for licensing community-based residential facilities and services for physically handicapped individuals. The rule applies to facilities serving all types of physically disabled persons.

Status: There has been a fiscal moratorium on the development of Rule 80 facilities for a decade. Staff do not see a need for Rule 80; it is duplicative from a licensing perspective.

9570.4000 - 9570.4300 Rule 178 November 1, 1976
Services for the Deaf

Contact: Deaf Services Division
JoLynn Blaeser (612)296-6853

Purpose: To set standards for the provision of specialized services to deaf and hearing impaired individuals. Specialized services include: counseling, information and referral, interpreter referral, consultation, technical assistance, training and the maintenance of the Registry of the Deaf.

Status: Rule needs revision or possibly repeal, as it duplicates enabling legislation passed in 1980.

CHAPTER 9575. MERIT SYSTEM

Merit System

Contact: Personnel, Merit System
Brent Boyd (612)282-2651
Purpose: To set standards for a system of personnel administration for employees of county boards engaged in the administration of community social services or income maintenance programs, employees of human services boards that have adopted the rules of the Merit System, and employees of county welfare boards. The rules cover classification, compensation, recruitment and examination, certification and appointment, transfers and demotions, leaves of absence, separation, tenure, reinstatement, appeals, and other personnel standards.

Status: Rule requires annual revision to amend salary schedules and classifications. 1993 revisions are effective May 2, 1994.

CHAPTER 9585 - COMPULSIVE GAMBLING ASSESSMENTS

9585.0010 - 9585.0040 Rule 82
Compulsive Gambling Assessments for Certain Offenders

Contact: Mental Health Division
Jay Bambery (612)296-3923

Purpose: To establish standards that qualify a person to perform gambling assessments for certain offenders identified under Minnesota Statutes, section 609.115, subdivision 9.

Status: Rule is current.
9565.4100 - 9565.4300  Rule 218  
Transportation Service  
December 12, 1977  
Contact: Social Services Division  
Ron Abato  
(612)296-3769  
Purpose: Sets standards for the provision of transportation services by local social service agencies. Transportation services are those services which are designed to arrange for or provide travel and escort to and from community resources and facilities.  
Status: This rule is up-to-date.

CHAPTER 9570. SOCIAL SERVICES FOR PHYSICALLY HANDICAPPED INDIVIDUALS

9570.2000 - 9570.3600  Rule 80  
Residential Facilities and Services for the Physically Handicapped  
November 20, 1972  
Contact: Licensing Division  
William Fink  
(612)296-2539  
Purpose: To set standards for licensing community-based residential facilities and services for physically handicapped individuals. The rule applies to facilities serving all types of physically disabled persons.  
Status: This rule needs revision. The standards are not consistent with statute. Since there has been a statutory moratorium on licensure of new facilities, and given Department objective to encourage placement in small facilities, the recommendation is to maintain the ambulatory and program components as an adult foster home or supportive living environment (group foster home) overlay.

9570.4000 - 9570.4300  Rule 178  
Services for the Deaf  
November 1, 1976  
Contact: Hearing Impaired Division  
JoLynn Blaeser  
(612)296-6853  
Purpose: To set standards for the provision of specialized services to deaf and hearing impaired individuals. Specialized services include: counseling, information...
and referral, interpreter referral, consultation, technical assistance, training and the maintenance of the Registry of the Deaf.

Status: This rule needs revision. No date for revision has been established.

CHAPTER 9575. MERIT SYSTEM

9575.0010 - 9575.1580 Rules 490 - 841
Merit System

Contact: Personnel, Merit System
Ralph Corey

Purpose: To set standards for a system of personnel administration for employees of county boards engaged in the administration of community social services or income maintenance programs, employees of human services boards that have adopted the rules of the Merit System, and employees of county welfare boards. The rules cover classification, compensation, recruitment and examination, certification and appointment, transfers and demotions, leaves of absence, separation, tenure, reinstatement, appeals, and other personnel standards.

Status: In the process of amending rules on certification. Among other things, rule amendments will expand certification of protected class members. Expect amendments to be adopted by the end of 1988.

CHAPTER 9580. MISCELLANEOUS RULES

9580.0100 - 9580.0600 Rule 56
State Financial Participation in County Welfare Administration Costs

Contact: Financial Management Division
Jon Darling

Purpose: To set standards for a means by which counties receive property tax relief as a result of state financial aid for certain welfare administrative costs as authorized by Minnesota Statutes, section 256D.22. The rule provides a method to calculate state reimbursement for certain county welfare administrative costs.

Status: The 1988 legislation repealed the authority for this program effective January 1, 1989. The rule will be repealed after that time.