



State of Minnesota  
**Department of Human Services**

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**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.

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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 Administration

**DEPARTMENT OF HUMAN SERVICES RULES**  
**IN EFFECT OR BEING DEVELOPED AS OF APRIL 15, 1994**

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DEPARTMENT OF HUMAN SERVICES RULES IN EFFECT OR  
BEING DEVELOPED AS OF APRIL 15, 1994

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 November 4, 1991  
Prepaid Medical Assistance Project

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 December 3, 1986  
Commissioner's Consent to  
Paternity Suit Settlements

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.

Status: 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.

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 Draft Permanent Rule  
Provider Participation in Public  
Assistance Programs  
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 Draft Permanent Rule  
Administration of Minnesota Care  
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 April 9, 1990  
Special Needs Rate Exception for Very Dependent  
Persons with Special Needs  
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 May 24, 1993  
Medical Care Surcharge and Special Payments  
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 April 16, 1976  
Community Mental Health Services

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  
Licensing of Residential Facilities  
for Adults with Mental Illness

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  
Standards for Approval of Mental  
Health Clinics for Insurance Reimbursement

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 November 1, 1993  
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 Draft Rule  
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 March 29, 1993  
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.

#### CHAPTER 9530. CHEMICAL DEPENDENCY PROGRAMS

9530.4100 - 9530.4450 Rule 35 May 31, 1993  
Licensure of Chemical Dependency  
Rehabilitation Programs

Contact: Chemical Dependency Program Division  
Lee Gartner (612)296-3978

Purpose: To establish standards for and govern licensure of chemical dependency rehabilitation programs, including detoxification programs, primary residential treatment, extended care and halfway houses.

Status: This rule is being combined with Rule 43.

9530.5000 - 9530.6500 Rule 43 May 31, 1993  
Outpatient Alcohol and Drug Treatment Programs

Contact: Chemical Dependency Program Division  
Lee Gartner (612)296-3978

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.

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.

9530.6600 - 9530.6655 Rule 25 January 14, 1991  
Chemical Dependency Care for  
Public Assistance Recipients

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 Draft Permanent Rule  
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 March 29, 1991  
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 December 24, 1977  
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 January 4, 1994  
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.

9545.0900 - 9545.1090      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.

  

9545.1200 - 9545.1330      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.

  

9545.1400 - 9545.1500      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.

  

9545.2000 - 9545.2040      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. RELOCATION 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.

Status: Anticipate promulgation in mid-1994.

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 - 9550.0375 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



STATE OF MINNESOTA  
DEPARTMENT OF HUMAN SERVICES

Human Services Building  
444 Lafayette Road  
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Attention: Director

Chairperson, Human Services Board  
Attention: Director

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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;



AN EQUAL OPPORTUNITY EMPLOYER

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.

9555.7100 - 9555.7700 Rule 221 April 26, 1982  
Protective Services to Vulnerable  
Adults

Contact: Community Social Services  
Thom Campbell (612)296-3730

Purpose: Sets standards that counties follow in investigating  
alleged abuse or neglect and in providing protective  
services to vulnerable adults.

Status: 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.

9555.8000 - 9555.8500 Rule 10 January 17, 1983  
Reporting Maltreatment of Vulnerable  
Adults in Licensed Facilities

Contact: Community Social Services  
Thom Campbell (612)296-3730

Purpose: To establish standards for the protection of vulnerable  
adults in facilities licensed by DHS as established in  
Minnesota Statutes, section 626.557 (1980), "Reporting of  
Maltreatment of Vulnerable Adults."

Status: This rule requires revision to incorporate statutory  
changes in the definitions of abuse and neglect pursuant  
to Minnesota Statutes, section 626.557.

9555.9000 - 9555.9300 Rule 222 December 13, 1982  
Services to Mothers and Pregnant  
Women

Contact: Social Services Division  
Mabel Huber (612)296-2279

Purpose: To set standards for services to pregnant women and  
establish eligibility criteria for those services.

Status: This rule needs revision to conform to Minnesota  
Statutes, section 257.33, subdivisions 2 to 9. No  
timeline has been established.

9555.9600 - 9555.9730 Rule 223 July 1, 1987  
Adult Day Care Licensure

Contact: Social Services Division  
Renee Fredericksen (612)297-1216  
Julie Reger (612)296-0156

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 September 12, 1988  
Adoption

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 July 6, 1993  
Protective Services for Children

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 October 17, 1977  
Interstate Placement of Children  
for Foster Care or Adoption

Contact: Social Services Division  
Lou Brelje (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.





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.

Status: This rule should be reviewed.

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

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      December 12, 1977  
 Residential Treatment Service

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.

9565.3800 - 9565.4000 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.

9565.4100 - 9565.4300 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.

9565.5000 - 9565.5200 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.

9565.5500 - 9565.5520 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

9575.0010 - 9575.1580 Rules 490 - 841 November 25, 1991  
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 July 1, 1993  
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      December 12, 1977  
Transportation Service

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      November 20, 1972  
Residential Facilities and Services  
for the Physically Handicapped

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      November 1, 1976  
Services for the Deaf

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      January 5, 1988  
Merit System

**Contact:** Personnel, Merit System  
Ralph Corey      (612)296-3996

**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      July 17, 1978  
State Financial Participation in  
County Welfare Administration Costs

**Contact:** Financial Management Division  
Jon Darling      (612)296-5733

**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.