



December 31, 2025

Governor Tim Walz

Senate Health and Human Services Committee Leadership

Senate Human Services Committee Leadership

House Children and Families Finance and Policy Committee Leadership

House Health Finance and Policy Committee Leadership

House Human Services Finance and Policy Committee Leadership

Office of the Revisor of Statutes

Legislative Coordinating Commission

Legislative Reference Library

VIA ELECTRONIC MAIL

RE: Annual Report on Obsolete, Unnecessary or Duplicative Rules as Required by Minnesota Statutes, Section 14.05, Subdivision 5

Dear Governor Walz, Senators, Representatives, Legislative Coordinating Commission, and Revisor Inman:

Minnesota Statutes, section 14.05, subdivision 5, directs state agencies to report to you by December 1 of each year whether any of its rules are obsolete, unnecessary, or duplicative, and to provide an update on the status of such rules identified in the prior year.

Last year, in 2024, the Minnesota Department of Human Services identified the following rules as obsolete:

Minnesota Rules, parts 9500.1221, 9500.1223, 9500.1225, and 9500.1226. These general assistance rules on property limitations, excluded income, earned income, and unearned income are wholly obsolete as they have been superseded by Minnesota Statutes, sections 256P.01, 256P.02, 256P.05, and 256P.06.

Minnesota Rules, parts 9500.1215, 9500.1231, 9500.1233, 9500.1243, and 9500.1245. These general assistance rules are partially obsolete, as follows:

- Part 9500.1215, subpart 4, contains the factors a county agency must use to verify program eligibility. It has been superseded by Minnesota Statutes, section 256P.04.
- Part 9500.1231, subparts 1, 3, 5, and 6 contain assistance standards for a single individual, married couples without children, a single adult residing with parents with minor children, and an assistance unit composed of part or all members of a family. These subparts have been

superseded by Minnesota Statutes, section 256D.01, subdivision 1a. Subpart 4, the assistance standard for filing units with a minor child, may also be obsolete.

- Part 9500.1233, subpart 3, on retrospective eligibility, became obsolete when Minnesota Statutes, section 256P.09, became effective on March 1, 2025.
- Part 9500.1243, subpart 2, on retrospective budgeting, became obsolete when Minnesota Statutes, section 256P.09, became effective on March 1, 2025. Subpart 4, on correction of underpayments, became obsolete when Minnesota Statutes, section 256P.08, became effective in 2016.
- Part 9500.1245, subparts 3 and 4, on household report forms and late household report forms, became obsolete when Minnesota Statutes, section 256P.09, became effective on March 1, 2025.

The Department intends to repeal these rules using the rule repeal process identified in Minnesota Statutes, section 14.3895.

This year, the Minnesota Department of Human Services reviewed its rules and has identified the rules listed below as obsolete, unnecessary, or duplicative:

Part 9500.1140 provides that a hospital may appeal a decision arising from the application of standards or methods under Minnesota Statutes, sections 256.9685, 256.9686, or 256.969, if an appeal would result in a change to the hospital's payment rate or payments. However, in 2023 section 256.9685, subdivision 1b, was amended to provide that appeals of a reconsideration decision are now made to the Minnesota Court of Appeals rather than to the commissioner, using the fair hearing/state agency appeal process. Rule 9500.1140 is therefore obsolete.

Part 9505.0520, subpart 9c, provides that a physician or hospital may appeal from a denial after reconsideration of a decision to deny or withdraw an admission certification under Minnesota Statutes, section 256.9685, subdivisions 1b to 1d. Subpart 9c is obsolete as (1) section 256.9685, subdivisions 1c and 1d, have been repealed, and (2) as noted above, appeals under section 256.9685, subdivision 1b, are now made to the Minnesota Court of Appeals rather than to the commissioner, using the fair hearing process.

Part 9505.0545, subparts 1 and 2, describe the process for a physician or hospital to appeal from a denial after reconsideration of a decision to deny or withdraw an admission certification “according to Minnesota Statutes, section 256.9685, subdivisions 1b to 1d.” As noted above, section 256.9685, subdivisions 1c and 1d, have been repealed, and subdivision 1b was amended to provide that appeals are now made to the Minnesota Court of Appeals rather than to the commissioner, using the fair hearing process. Rule 9505.0545, subparts 1 and 2, are therefore obsolete. The department intends to develop a bill for submission to the appropriate policy committee to repeal the above obsolete rules using the expedited procedures of section 14.389.

Part 9505.2175, subpart 4, contains requirements regarding the contents of medical transportation records. However, these requirements are contained in Minnesota Statutes, section 256B.0625,

subdivision 17b, which are the requirements followed by the department. Rule 9505.2175, subpart 4, is therefore obsolete. The department intends to develop a bill for submission to the appropriate policy committee to repeal this obsolete rule using the expedited procedures of section 14.389.

Please let me know if I can provide further information by contacting me by email (kevin.slator@state.mn.us) or phone (651-431-4101).

Sincerely,

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Administrative Law Office/General Counsel's Office

CC: Karen E. Sullivan Hook, DHS Administrative Law Office Manager
Kristy Graume, DHS Director of State Legislative Relations