

Minnesota Attorney General: Administrative Rules Proceedings

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Version 3
August 20, 2018

MINNESOTA STATE REGULATIONS

Notice of filing by the Commissioner of Administration

We have received on this date, stamped and filed 2 copies of Rules and Regulations pertaining to the DPW Dept of Public Welfare
(Agency or Board)

Regulation No. 55 and 58

Subject: General assistance + General assistance Medical Care

Department of Administration
Publication, Central Services Division
Documents Section
140 Centennial Office Building
St. Paul, Minnesota 55155
Telephone: (612) 296-2874

FILED
RICHARD L. BRUBACHER
Commissioner of Administration

FEB 19 1976

BY Edw. Standenmaier
AUTH. SIGNATURE

Stamped and filed with the Secretary of State Feb 19, 1976 9:00 AM 9:50 AM KS

Rev. 9-72

193

Richard G. Evans
Special Assistant Attorney General
Public Welfare

February 20, 1976

- DPW 55 and 55

File 189-Delete
193 File

10

Attorney General

Richard G. Evans
Special Assistant Attorney General
Department of Public Welfare

January 15, 1975

Michael B. Miller
Special Assistant Attorney General

DPW Rules 55 and 58

As we discussed today on the telephone, I am returning herewith the above-captioned rules for addition of the following:

1. Statement of Compliance with Rulemaking Procedures; and

2. More detailed Findings of Fact.

MBM/sr

Enclosures

ADOPTED

DPW 55 General Assistance

(a) Introduction

This rule governs the administration of the General Assistance Program as enacted by Article XXI, Chapter 650, Laws of 1973.

The purposes of the General Assistance Program are (1) to provide financial assistance and services to persons unable to provide for themselves, who have not refused suitable employment, and who are not otherwise provided for by law; (2) to strengthen and preserve the family unit; (3) to aid those persons who can be helped to become self-supporting or to attain self-care; and (4) to provide property tax relief by providing state financing for some welfare costs historically financed by county property tax levies.

(b) Definition

The terms defined in this section shall have the meanings given them unless otherwise provided or indicated by the context.

(1) "Commissioner" means the Commissioner of Public Welfare or his designee.

(2) "Department" means the Department of Public Welfare.

(3) "General Assistance" means cash payments to persons who are unable to provide themselves with a reasonable subsistence compatible with decency and health and who are not otherwise provided for under the laws of this state or the United States. It shall include cash payments for goods, shelter, fuel, food, clothing, lights, necessary household supplies, and personal need items. General Assistance shall not include payments for foster care, child welfare services, medical care, dental care, hospitalization, nursing care, drugs, or medical supplies. It is the intent of Laws of 1973, Chapter 650, Article XXI, that these items be provided by local agencies in accordance with programs in effect at the time of the passage of Laws of 1973, Chapter 650, Article XXI. Vendor payments may be made only as provided for in Laws of 1973, Chapter 650, Article XXI, Sections 245A.09 and 245A.11.

(4) "Family" means two or more individuals who are related by blood, marriage, or adoption who are living in a place or residence maintained by one or more of them as his or their own home and at least one of whom is a child who is not married to another of such individuals and is in the care of or dependent upon another of such individuals.

(5) "Child" means an individual who is under the age of 18.

(6) "Childless couple" means two individuals who are related by marriage and who are living in a place of residence maintained by them as their own home.

(7) "Income" means earned and unearned income reduced by amounts paid or withheld for federal and state personal income taxes and federal social security taxes. General Assistance shall be administered according to law and rules and regulations promulgated by the Commissioner pursuant to the provisions of Laws of 1973, Chapter 650, Article XXI.

(8) "Earned income" means remuneration for services performed as an employee, and net earnings from self-employment.

(9) "Unearned income" means all other income including any payments received as an annuity, retirement or disability benefit, including veteran's or workmen's compensation; old age, survivors and disability insurance; railroad retirement benefits; unemployment benefits; and benefits under any federally aided categorical assistance program, supplementary security income, or family assistance program; rents dividends, interest and royalities; and support and alimony payments except that such payment may not be considered as available to meet the needs of any person other than the person for whose benefit they are received, unless that person is under a legal duty to support another family member.

(10) "State aid" means state aid to local agencies for general assistance expenditures as provided for in Laws of 1973, Chapter 650 Article XXI.

(11) "Local agency" means the county welfare boards in the several counties of the state except that it may also include any multicounty welfare boards or departments where those have been established in accordance with law.

(c) Eligibility Requirements

General Assistance shall be granted to any person or family who has all of the following qualifications:

(1) Who is not eligible for or receiving Aid to Families with Dependent Children, Emergency Assistance - AFDC, or any successor to these public assistance programs.

(2) Whose net equity in real and personal property does not exceed the maximum standards established in the AFDC Program except as follows:

(aa) Whose cash resources are valued at less than $50.00.

(bb) Who retains life insurance policies with total cash surrender value of less than $250.

(cc) Who does not own or have an equivalent to ownership of an automobile with a trade-in value in excess of $1500 according to current N.A.D.A. schedules.

The local agency may waive the limitations recited in Section (c) (2) above, to the extent not greater than 100 per cent above the maxima set forth therein, when the circumstances of the application show that the need for General Assistance will not exceed 30 days and that an undue hardship will be imposed by a forced disposal of such property. Extra ordinary cases shall be determined by the local agency and shall be referred to the State Agency.

(3) Who, if employable, has currently registered for employment with the Minnesota Department of Employment Services, has not refused to accept any suitable employment that was offered, and has not declined to accept any assignment to the local agency's work program. Furthermore, recipients shall be required to participate in local agency programs designed to identify and maximize their employability. Eligibility for a maintenance grant may exist where an applicant or recipient is engaged in an academic or vocational program, approved by the local agency, where employment is the immediate goal of such program. The state agency shall not reimburse the local agency for the cost of such programs.

(4) Who has not transferred property without receiving reasonable consideration for the purpose of qualifying for General Assistance.

(5) Whose maintenance needs as determined by General Assistance standards exceed his current income or the average of his seasonal income for any three month's period.

(6) Who, if apparently eligible for participation in the federally sponsored Supplemental Security Income Program, has executed an authorization form (DPW 1795) permitting the Secretary of Health, Education, and Welfare, in accordance with Public Law 93-368, to make his initial SSI payment to the county welfare agency which provides him General Assistance during the interim period while he awaits his first SSI check.

~~The local agency may waive the limitations recited in 2 (aa) through (cc), above, to the extent not greater than 100 per cent above the maxima set forth in 2 (aa) through (cc), when the circumstances of the application show that the need for General Assistance will not exceed 30 days and that an undue hardship will be imposed by a forced disposal of such property. Extra ordinary cases shall be determined by the local agency and shall be referred to the State Agency.~~

(d) General Assistance Standards and State Participation

(1) Local agencies shall determine need in individual cases up to the standards promulgated by the Department.

(2) Except as provided in (3) below, the total amount of General Assistance payment shall be the difference between the amount of recipients needs as determined pursuant to (d) (1) above minus available, non-exempt income. The local agency may average seasonal income over a three months period.

(3) Any local agency may issue grants in amounts above those described in (d) (1), (2), above provided that it deletes the additional costs thus incurred from its claim for state aid reimbursement, except the state aid may be available for payments made in excess of General Assistance standards in emergent situations wherein the request was for a period of less than 30 days. As used herein, an "emergency situation" refers to a circumstance that:

(aa) places in jeopardy one or more persons in an eligible family unit,

(bb) cannot be resolved by the applicant with his or her current resources; and

(cc) in the absence of other resources, requires immediate financial assistance.

(4) Grants of General Assistance shall be issued by the local agencies to the recipient in the form of county warrants immediately redeemable in cash. Such payments shall cover his unmet needs and may be issued in monthly, semimonthly, weekly, or daily installments as the local agency deems to be appropriate in individual situations. Vendor payments shall be made in the following situations:

(aa) When the county determines that the recipient has not used his resources in the best interest of his needs and that of his dependents. Evidence of the recipient's inability to manage his resources must documented in the case record.

(bb) When an individual has remained uncooperative about registering for employment services or in seeking and/or accepting suitable employment, vendor payments shall be made for the maintenance needs of his dependents. (Suitable employment is defined in Minnesota Statutes, Section 268.09, Subdivision 1 (4).)

(cc) Issuance of General Assistance by vendor payment is permissible in emergent situations when a cash payment cannot be processed on weekends or holidays to resolve the current crisis.

(5) The State will reimburse local agencies on a monthly basis for actual General Assistance Payments made pursuant to (d) (2) above, subject to the following limitations:

(aa) 50 per cent of the actual grant paid to the recipient, or

(bb) 50 per cent of the appropriate standard in (d) (1), above, whichever is less.

(6) The State will participate in actual emergency payments made pursuant to (d) (3) up to 50 per cent of each such grant.

(e) Determination of County of Financial Responsibility

(1) In all matters involving legal settlement of the poor, "county of financial responsibility" means:

(aa) The county in which an individual resides;

(bb) An individual shall be held to reside in a particular county if he has established a home there and has not established a home elsewhere;

(cc) If, at the time of making application, the applicant is a patient in a hospital, nursing home, or boarding-care home, as defined in Minnesota Statutes, Section 144.50, or is placed in a county as a result of a correctional program or a treatment plan for health, rehabilitation, foster care, child care or training, and immediately prior thereto he had resided in another county in an established abode that was not such a like care facility, it is in the former county;

(dd) The above provisions not withstanding, if an individual is a recipient of Medical Assistance, the county from which he is receiving Medical Assistance.

(ee) The above provisions not withstanding, the county of financial responsibility shall not change as a result of successive placements in one or more counties pursuant to a plan of treatment for health, rehabilitation, foster care, child care or training; nor as a result of placement in any correctional program.

(2) If, upon investigation of an application for General Assistance, the local agency finds that the applicant is otherwise eligible for assistance but that his county of financial responsibility is some other county, it shall within 15 days, while providing assistance in the meanwhile, transmit a copy of the application together with a record of its investigation to the local agency of the other county. If, within 15 days, the local agency of such other county concludes that it is not the county of financial responsibility for the applicant, it shall forward concurrently copies of the application and the investigation reports of both counties to the State Agency and to the county of origin. The State Agency shall thereupon promptly decide the question of which county is the county of financial responsibility and issue an order referring the application to the proper county and include therein directives as necessary for any reimbursement of General Assistance advanced to the recipient in the meanwhile. The order of the State Agency shall be binding on the local agency so named and shall be complied with until such State Agency decision is changed upon appeal to the district court.

(f) The effective date of this Rule is

ADOPTED

DPW 58 General Assistance Medical Care

(a) This rule establishes a state-wide General Assistance Medical Care Program and governs state financial participation in county welfare medical costs as authorized by Article II, Chapter 437, Minnesota Laws of 1975.

(b) The purposes of this rule are (1) to provide medical services to persons financially unable to provide it for themselves, and whose medical needs are not otherwise provided for by law; and (2) to provide property tax relief by providing state financing for some medical costs historically financed by county property tax levies.

(c) Definitions

The terms defined in this section shall have the meanings given them unless otherwise provided or indicated by the context.

(1) "Commissioner" means the Commissioner of Public Welfare or his/her designee.

(2) "Department" means the Department of Public Welfare.

(3) "Local Agency" means the county welfare boards in the several counties of the state except that it may also include any multi-county welfare boards or departments where those have been established in accordance with law.

(4) "General Assistance Medical Care" means payment of part or all of the cost of the following care and services not provided by Titles XVIII, XIX or XX of the Social Security Act for eligible individuals whose income and resources are insufficient to meet all of such costs:

(aa) Inpatient hospital services
(bb) Skilled nursing home and intermediate care facility services
(cc) Physicians' services
(dd) Outpatient hospital or clinic services
(ee) Home health care services
(ff) Private duty nursing service
(gg) Physical therapy and related services
(hh) Dental services
(ii) Laboratory and x-ray services
(jj) The following if prescribed by a licensed practitioner: drugs, eyeglasses, dentures and prosthetic devices
(kk) Diagnostic, screening and preventive services
(ll) Transportation costs incurred solely for obtaining medical care
(mm) Any other medical or remedial care licensed and recognized under state law to the extent that such services are provided for in the Medical Assistance Program.

To be excluded from the services recited above are the following:

Jejuno-ileal by-pass surgery
Cosmetic surgery
Contact lenses unless prescribed for Kerotoconus or where functional vision is impossible to achieve by other means

Orthodontia unless prior authorization has been obtained from the local agency subject to review by the State Dental Advisory Committee

Psychiatric and psychological services unless the need for them has been preauthorized by the local agency in accordance with the conditions and limitations prevailing in the Medical Assistance Program

Autopsies

Air conditioners, humidifiers, dehumidifiers and orthopedic mattresses even though they may have some health treatment values

(5) "Provider of Medical Care" means any person or facility furnishing, within the scope of his or its respective license, any or all of the services or goods recited in Section (c) (4) above.

(6) "Income" means earned and unearned income from any source whatsoever, (including windfalls, income tax refunds and rebates) reduced by amounts paid or withheld for federal and state income taxes, federal social security taxes and employment expenses. The local agency may adopt a standardized allowance schedule for usual employment expenses.

(7) "Relative's Responsibility" means that the financial responsibility of a relative for an applicant or recipient of General Assistance Medical Care shall not extend beyond the relationship of a spouse, or a parent of an applicant or recipient who is a child under the age of 18 years.

(d) Eligibility Requirements

General Assistance Medical Care benefits shall be granted to any person or family who has all of the following qualifications:

(1) Who is currently receiving General Assistance in accordance with Minnesota Statutes, Section 256D.01 to 256D.22; or

(2) Who is not eligible for or receiving medical care through the programs of Aid to Families with Dependent Children, or Emergency Assistance-AFDC, or Medical Assistance, or Cost-of-Care for mentally retarded, epileptic or emotionally handicapped children, or State Reimbursement for State Wards per Minnesota Statutes Section 260.38, or Social Services under Title XX of the Social Security Act, but who otherwise meets eligibility requirements for this General Assistance Medical Care program; and

(3) Whose net equity in real and personal property does not exceed the maximum standards established in the Medical Assistance Program according to Minnesota Statutes, Sections 256B.06 and 256B.07; and

(4) Who does not own or have an equivalent to ownership of more than one family automobile; and

(5) Who has not transferred property without receiving reasonable consideration for the purpose of qualifying for General Assistance Medical Care; and

(6) Who has or anticipates receiving an annual income not in excess of $2,600 for a single person, or $3,264 for two family members (husband and wife, parent and child, or two siblings), or $3,960 for three family members, or $4,620 for four family members, or $5,184 for five family members, plus $625 for each additional legal dependent, or who has income in excess of these maxima and in the month of application (or during the three months prior to the month of application) incurs expenses for medical care that total more than one-half of the annual excess income in accordance with the regulations of the Department. In such excess income cases, eligibility shall be limited to a period of six months beginning with the first of the month in which these medical obligations are first incurred; and

(7) Who has applied or agrees to apply all proceeds received or receivable by him or his spouse from private health care coverage or the Minnesota No-Fault Auto Insurance law to the costs of medical care for himself, his spouse and legal dependents. The local agency or the Department may require from any applicant or recipient of General Assistance Medical Care the assignment of any rights accruing under such health and accident care coverage. Any rights or amounts so assigned shall be applied against the cost of medical care paid for by the General Assistance Medical Care Program.

(e) Duties of the Department and the Local Agency

(1) Applications for General Assistance Medical Care shall be reduced to writing on forms prescribed by the Department and be filed with the local agency of the county wherein the applicant is residing. The determination of the county of financial responsibility shall be made in accordance with Minnesota Statutes, Section 256D.18 and the procedures prescribed therein for referral of applications to other counties shall be followed.

(2) The local agency shall, within 45 days thereafter, selectively ascertain the facts supporting the application and inform the applicant by written notice of the action taken on his application. Any applicant or recipient aggrieved by any order or determination of the local agency may appeal therefrom to the Commissioner in accordance with Minnesota Statutes, Section 256D.12.

(3) Upon approval of such application (for a period of eligibility not to exceed six months), the local agency shall advise the recipient whether he may select the medical providers which are to provide him with the necessary medical services and goods or if the local agency is reserving the right to designate the medical providers for him.

(4) Upon prior approval from the Commissioner, a local agency may delegate its responsibility for determining an applicant's eligibility for benefits of this program to other legally established units of county government.

(5) Each local agency shall notify the Commissioner whether it will:

(aa) Pay the medical providers directly and claim state reimbursement (90%) in accordance with procedures established by the Commissioner; or

(bb) Require that all medical providers submit their claims to the Department's Central disbursement Center for state payment directly to the providers after which the Department will bill the local agency for the county share (10%) of the payments thus made. In selecting this alternative, the local agency also agrees to:

(i) Accept all reimbursement standards and edits of the system which are applied to Title XIX payments;
(ii) Maintain current eligibility records on all recipients of General Assistance Medical Care on the Title XIX recipient subsystem through the use of Form DPW-106;
(iii) Reimburse 50% of the Department's costs of processing these medical provider claims.

(6) Any local agency may, from its own resources, make payments for medical care for persons not otherwise eligible for this General Assistance Medical Care Program.

(7) The local agencies shall administer the General Assistance Medical Program in their respective counties under the supervision of the Department, and shall make such reports, prepare such statistics, and keep such records and accounts as the Commissioner may require.

(8) The local agency shall not allow payment of medical provider claims which exceed the fee schedules established by the Commissioner for the Medical Assistance Program.

(f) The effective date of this Rule is January 1, 1976, for medical services and goods rendered to eligible recipients after that date.

APPROVED AS TO FORM AND LEGALITY
FEB 13 1976 19
WARREN SPANNAUS, ATTORNEY GENERAL
BY /s/ Michael B. Miller
SPECIAL ASSISTANT ATTORNEY GENERAL

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
FEB 19 1976 - 9:00 am
Joan Anderson Growe
Secretary of State

FILED
RICHARD L. BRUBACHER
Commissioner of Administration
FEB 19 1976
BY Eda Staudenmaier
AUTH. SIGNATURE
9:50 AM.

STATE OF MINNESOTA
DEPARTMENT OF PUBLIC WELFARE
CENTENNIAL OFFICE BUILDING
ST. PAUL, MINNESOTA 55155

OFFICE OF THE
COMMISSIONER
612/296-2701

GENERAL
INFORMATION
612/296-6117

December 23, 1975

The Honorable Warren Spannaus
Attorney General
Room 102, State Capitol
St. Paul, MN 55155

Dear Mr. Spannaus:

Enclosed herewith please find copies of the Minnesota Department of Public Welfare Rules 55 and 58, along with the necessary documents pertaining to the passage of these rules as required by Attorney General's Rules 301-305.

Please approve the form and legality of Minn. Rules DPW 55 and 58 so that they can be properly filed under the provisions of the administrative procedure act.

Sincerely,

Vera J. Likins
Commissioner

Enclosures

STATEMENT OF COMPLIANCE WITH

MANUAL OF RULE MAKING PROCEDURES

I, Special Assistant Attorney General Richard G. Evans, do hereby declare that I have examined the proposed rules and all related documents and that, based on them and my personal familiarity with the applicable procedures, the Manual of Rule Making Procedures has been followed. Any exceptions are noted below. *

Richard G. Evans

Special Assistant Attorney General

Dated: December 24, 1975

* NO EXCEPTIONS.

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE VERA J. LIKINS

COMMISSIONER OF PUBLIC WELFARE

In the Matter of the Proposed Amendments of Rule 55 and Proposed Adoption of Rule 58 of the Minnesota Department of Public Welfare Governing Administration of the General Assistance and General Assistance-Medical Care Programs.

ORDER ADOPTING RULES

The above-entitled matter came on for hearing before a duly appointed hearing officer of the Commissioner of Public Welfare of the State of Minnesota on the 16th day of October, 1975, at 9:00 a.m. in Room D, Veterans Service Building, Columbus Avenue, St. Paul, Minnesota, after proper notice required by Minn. Stat. Sec. 15.0412 (1974), as amended, was served upon all persons, associations and other interested groups registered with the Secretary of State for that purpose.

After affording interested persons an opportunity to present written and oral data, statements and arguments, having heard all of the testimony, having considered all of the evidence adduced and upon the records, files and proceedings herein, and applicable statutory standards or criteria, and having confirmed the need for the above-captioned rules;

NOW, THEREFORE, IT IS ORDERED that these rules identified as Minn. Rules DPW 55 and 58 are adopted this 22nd day of December, 1975, pursuant to the authority vested in me by Minn. Stat. Sec. 256D.04(2) and Minnesota Laws 1975, Chapter 437, Article II.

STATE OF MINNESOTA
DEPARTMENT OF PUBLIC WELFARE

Vera J. Likins

VERA J. LIKINS
Commissioner

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE VERA J. LIKINS

COMMISSIONER OF PUBLIC WELFARE

In the Matter of the Proposed Amendment of Rule 55 and Proposed Adoption of Rule 58 of the Minnesota Department of Public Welfare Governing Administration of the General Assistance and General Assistance-Medical Care Programs.

FINDING OF FACT

The above-captioned matter came on for hearing before a hearing officer duly appointed by the Minnesota Commissioner of Public Welfare on the 16th day of October, 1975, at 9:00 A.M. in Room D of the Veterans Service Building, St. Paul, Minnesota, after proper notice required by Minn. Stat. § 15.0412 (1974), as amended, was served upon all persons, associations and other interested groups registered with the Minnesota Secretary of State for that purpose.

After affording interested persons an opportunity to present written and oral data, statements and arguments, having considered all of the testimony and evidence adduced, and upon the records, files and proceedings herein, the Commissioner makes and enters the following findings:

(1) Authority to promulgate and adopt Minn. Rules DPW 55 and 58 is provided under Minn. Stat. § 256D.04(2) (1974) and § 256D.03, Subd. 3 (1975 Supp.).

(2) Minn. Rule DPW 55 warrants amending in order to preclude recipients of the Supplementary Security Income for the Aged, Blind and Disabled (SSI) program from drawing duplicate benefits from that federal program and the state's General Assistance (GA) program during the interim period while their applications for SSI are pending before the federal Social Security Administration. As no objections were made to the proposed rule as presented at the public hearing, nor were any changes thereto deemed necessary, the amendment to Minn. Rule DPW 55 is adopted as originally proposed.

(3) Minnesota Laws 1975, Chapter 437, Article II [Minn. Stat. § 256D.03, Subd. 3 (1975 Supp.)] requires the commissioner of public welfare to

promulgate official departmental rules for the administration of a General Assistance-Medical Care (GAMC) program by local welfare boards for the provision of medical, hospital and surgical care needed by indigent persons who have not otherwise been provided for by law. That legislative enactment requires the state to reimburse local agencies for 90 percent of the costs of medical care furnished to such individuals beginning January 1, 1976.

(4) Testimony was presented by representatives from the County of Hennepin and the City of Minneapolis voicing objection to the fact that the levels of eligibility for the GAMC program were being proposed at Medical Assistance program levels. Witnesses testified that the more liberal eligibility standards currently prevailing in Hennepin County for its own medical care programs should be permitted to continue in accordance with the commissioner's authority to grant waivers of welfare program requirements as permitted by Minn. Stat. § 256.01, Subd. 2 (13) (1974). After giving due consideration to this request, it is concluded that this statute pertains only to waivers of federal welfare program requirements and is not applicable to non-federal welfare programs. Furthermore, Laws 1975, Chapter 437, Article II, Section 8 requires that the commissioner promulgate rules for the state-wide application of the GAMC program and does not provide authority for the granting of waivers. Additional support for adoption of Minn. Rule DPW 58 as proposed is found in this same legislative enactment which authorizes local welfare agencies to make payments entirely from their own resources for medical care of persons not otherwise eligible under the GAMC program.

(5) Testimony was also received at the public hearing that proposed Minn. Rule DPW 58 be amended to permit payments for detoxification care. This proposal is found to be unacceptable for the reason that costs of this nature are not allowable under the Medical Assistance program since other state statutes affix payment responsibility for detoxification costs on the county's general revenue fund.

(6) Accordingly, Minn. Rule DPW 58 as adopted is the same as that proposed at the public hearing except that person(s) facing catastrophic medical needs will be permitted to retain one family automobile irrespective of its market value or the individual's equity therein.

(7) Minn. Rules DPW 55 and 58 are adopted in order for the state to carry out the statutory duties imposed upon the commissioner of public welfare.

STATE OF MINNESOTA
DEPARTMENT OF PUBLIC WELFARE

Dated: December 19, 1975.

VERA J. LIKINS
Commissioner

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE VERA J. LIKINS

COMMISSIONER OF PUBLIC WELFARE

In the Matter of the Proposed Amendment of Rule 55 and Proposed Adoption of Rule 58 of the Minnesota Department of Public Welfare Governing Administration of the General Assistance and General Assistance-Medical Care Programs..

STATEMENT OF NEED

Minn. Rule DPW 55 is an existing rule of the Minnesota Department of Public Welfare and was last amended on August 1, 1974. Minn. Rule DPW 58 is a newly proposed administrative rule for the Minnesota Department of Public Welfare.

The need to adopt the proposed amendment to Minn. Rule DPW 55 arises in order to reflect Congressional enactment of Public Law 93-368 (August 7, 1974), which provides for reimbursement to the state and county which advances interim General Assistance to needy individuals while they are awaiting approval of their applications for Supplementary Security Income for the Aged, Blind and Disabled program (SSI) (Title XVI of the federal Social Security Act). Accordingly, an amendment to Minn. Rule DPW 55 is needed in order to preclude SSI recipients from drawing double benefits during the interim application period.

The need to adopt proposed Minn. Rule DPW 58 arises because of the enactment of Minnesota Laws 1975, Chapter 437, Article II, which authorizes the commissioner of public welfare to promulgate official departmental rules to be applied by local welfare boards administering the state and county General Assistance Medical Care program pursuant to Minnesota Statutes 256D.02, subdivision 4; the medical, hospital and surgical care for persons eligible for General Assistance pursuant to Minnesota Statutes, Chapter 256D; and costs of hospitalization for indigent persons pursuant to Minnesota Statutes 261.21 - 261.231. This enactment, upon becoming effective January 1, 1976, will require the state to reimburse local agencies for 90% of the medical costs incurred on behalf of indigent persons, which medical costs are not otherwise provided for by law. Accordingly, the adoption of Minn. Rule DPW 58 is needed in order for the state to carry out the duties thus imposed on the commissioner of public welfare.

STATE OF MINNESOTA
DEPARTMENT OF PUBLIC WELFARE

Dated: December 22, 1975

Vera J. Likins

VERA J. LIKINS
Commissioner

STATE OF MINNESOTA)
) ss
COUNTY OF RAMSEY)

In the Matter of the Proposed Amendments of Rule 55 and Proposed Adoption of Rule 58 of the Minnesota Department of Public Welfare Governing Administration of the General Assistance and General Assistance-Medical Care Programs.

AFFIDAVIT OF MAILING

ROSEMARY E. KRUMRIE, being first duly sworn, deposes and says:

That on the 15th day of September, 1975, at the City of St. Paul, County of Ramsey, State of Minnesota, she served the attached Notice of Hearing by depositing in the United States mail at said City of St. Paul, a true and correct copy thereof, properly enveloped, with postage prepaid, to all persons and associations at the addresses listed on the attached Secretary of State's list.

Rosemary E. Krumrie

Subscribed and sworn to before me this

18th day of December, 1975.

Patricia A. Schultz
PATRICIA A. SCHULTZ

PATRICIA A. SCHULTZ
Notary Public, Dakota County, Minn.
My Commission Expires June 19, 1981

STATE OF MINNESOTA)
) ss
COUNTY OF RAMSEY)

ROSEMARY E. KRUMRIE, being duly sworn on oath deposes and states:

1. That she is an employee of the Department of Public Welfare of the State of Minnesota.

2. That on the 11th day of September, 1975, she went to the Minnesota Secretary of State's office and requested a current list of all representatives of associations or other interested groups or persons who had registered their names with the Secretary of State for the purpose of obtaining notices of public hearings relating to the promulgation of rules pursuant to Minn. Stat. Sec. 15.0412 (1974), as amended.

3. That on the 11th day of September, 1975, in response to the above request, the Secretary of State provided her with such a list, a copy of which is attached hereto and incorporated by reference.

Further affiant sayeth not.

Rosemary E. Krumrie

Subscribed and sworn to before me this
18th day of December, 1975.

Patricia A. Schultz
Patricia A. Schultz
PATRICIA A. SCHULTZ
Notary Public, Dakota County, Minn.
My Commission Expires June 19, 1981

PUBLIC WELFARE

Allin, Kent, Welfare Advocacy Unit, 370 Selby Ave., St. Paul 55102

Blade, Joe -Mpls Star, 425 Portland Ave.,Mpls.

Community Mental Health Board of the Northern Pines Mental Health Center, 103-105 1st St. S.E., Little Falls 56345

Curtis, Dr. E.Louis, Prof.Education, U of M., Morris 56267

Deephaven Montessori School, Inc. 188 So. Circle A Drive, Wayzata 55391

Goldberg, Paula, 5315 James Ave. S., Mpls. 55419

Kurtz, Mrs. Kirsten, Mn. Nurses' Assn., 1821 Univ. Ave.,St. Paul, 55104

Legal Aid Society, 501 Park Ave., Mpls. 55415

Local #34, AFSC & ME, Box 2016, Commerce Sta., Mpls.55415

Lutheran Soc.Service,Attn.H.L.Paulsen, 2414 Park Ave S.,Mpls. 55404

Minneapolis & Hennepin County Mental Health Clinic,619 S. 5th St.,MPls., 55415

Minnesota Ass'n ~~for~~ Ed. of Young Children,373 So.Griggs-Midway RM 1821 Univ.St.Paul 55104

Minnesota Legislative Comm. of Blind, 1605 Eustis, St. Paul 55108

Minn. State Pharmaceutical Ass'n., 2388 Univ. Ave. St.Paul 55104

Moratzka, Timothy, 1304 Vermillion St., Hastings 55033

Neff, Dr. Walter S., Virginia 55792

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Public Relief, BD. of Public Welfare, Attn.Dir.Jensen, 250 S. 4th St.,Mpls.55415

Sister Letitia M. Close, B.V.M., 415 Summit Ave., St.Paul 55102

Southwestern Mental Health Center, 306 N. McKenzie St., Luverne 56156

Upper Mississippi Mental Health Center, Attn: Dr. Howard C.Reid,510Beltrami Av. Bemidji

Veterans' Affairs, Veterans Service Bldg., St. Paul 55155

Welfare Rights Organization,% Stephen Parsons, 1118 Newton Av.No.Mpls.55411

West Central Mental Health Center, 323 W. 6th St., Willmar 56201

24

NAME	ADDRESS STREET	CITY	STATE	ZIP CODE
MAFFITT R C	RM 310 M MPLS CITY HALL	MPLS	MN	55415
REINQUIST ARTHUR NSP CO	414 NICOLLET MALL	MPLS	MN	55480
BECK PAT	953 HYACINTH AVE	ST PAUL	MN	55106
BROWN H D	4961 RIDGEBERRY LANE	MINNETONKA	MN	55343
NEREN MADONNA	376 NEAL AVE S	AFTON	MN	55001
REAGAN MICHAEL [illegible] LEARNING	C/O MIN LEARNING CTR	BRAINERD	MN	56401
HOUSE RESEARCH	RM 17 STATE CAPITOL	ST PAUL	MN	55155
PORTER DAVID	3212 LONGFELLOW AVE S	MPLS	MN	55407

8

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55102

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ST PAUL MN
55103

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55414

ASSOCIATED GEN CONTROF MN
48 E 8TH STREET
ST PAUL MN
55101

ASSN RESIDENCES FOR RETARDED
459 RICE SUITE 301
ST PAUL MN
55103

AUTOMOBILE MFRS ASSN INC
55 SHERBURNE AVE
ST PAUL MN
55103

BADALICH JOHN P
2025 THOMPSON AVE
SO ST PAUL MN
55075

BARRETT FRED
ST LOUIS CO COURT HOUSE
DULUTH MN

BECKLIN ROBERT C
447 N w 4TH
CAMBRIDGE MN
55008

BEECHER EVERETT
10 10 1ST ST SO
HOPKINS MN

BERGERUD ALF
300 ROANOKE BLDG
MPLS MN
55402

BERGSETH THOMAS
1011 NICOLLET MALL
MPLS MN
55403

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NORTH BRANCH MN
55056

BLOOMINGTON CITY CLERK
2215 W OLD SHAKOPEE RD
BLOOMINGTON MN
55431

BRIGHAM E M III
RR4
RED WING MN
55066

BROEKER JOHN
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55420

ALLENDORF MARSHALL
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ST PAUL MN
55101

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ST PAUL MN
55165

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951 E HENN
MPLS MN
55414

ANDERSON JAMES
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MPLS MN
55435

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MINNETONKA MN
55343

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900 ALWORTH BLDG
DULUTH MN
55802

ARVER JOHN A
2467 COHANCY
ST PAUL MN
55113

ASSOCIATED INDUST OF MPLS
NATIONAL BLDG
MPLS MN
55402

ASSN OF MINN COUNTIES
55 SHERBURNE AVE #203
ST PAUL MN
55103

BABCOCK LOCHER NELSON ET
118 E MAIN ST
ANOKA MN
55303

BARKER KENT
8100 34TH AVE SO
MPLS MN
55420

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2600 109 AVE N W
COON RAPIDS MN
55433

BEMIDJI STATE COLLEGE
PLACEMENT BUR.J.C.BRADY
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56601

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BEST FLANAGAN ET AL
[redacted]
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55402 4040 IDS Center

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55112

BREHL JAMES W
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55102

BRIGGS & MORGAN - B F FRI
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ST PAUL MN
55101

BROOKS WILLIAM F JR
854 MIDLAND BK BLDG
MPLS MN
55401

BROWN D M GOODRIDGE PUB S
IND DIST #561
GOODRIDGE MN
56725

BUR.ENGR.IND.DIV. MR.KIBIGER
219 N. 2ND ST.
MPLS. MN

1231 25TH ST NW
WASHINGTON DC
20037

CAIN RUTH
730 E 38TH ST
MPLS MN
55407

CAIRNS JOHN A
47TH FLR IDS CENTER
MPLS MN
55402

CARRISON DALE K
MANKATO STATE COLLEGE
MANKATO MN
56001

CENTRAL BUSINESS DATA
BENSON RADIO ARCADE BLD
BENSON MN
56215

CHAMBERLAIN JOHN L
PO BOX 241
MPLS MN
55440

CHERCHES CHRIS CITY MGR
5005 MTKA BLVD
ST LOUIS PARK MN
55416

CITY CLERK
386 CITY HALL
ST PAUL MN
55102

CITIZENS LEAGUE
530 SYNDICATE BLDG
MPLS MN
55402

COLEMAN NICHOLAS D
700 LINWOOD AVE
ST PAUL MN
55105

COLLIN LAURENCE
RT 2
ISANTI MN
55040

CONSUMER SERVICES DEPT COMM
5TH FLR METRO SQ BLDG
ST PAUL MN
55101

COUNTY ATTYS COUNCIL
95 SHERBURNE AVE S203
ST PAUL MN
55103

CROW WING CO PLANNING & ADV
COURT HOUSE
BRAINERD MN
56401

CUSHMAN J S DAYTON HUDSON
700 NICOLLET MALL
MPLS MN
55402

DANFORTH & ALLEN
731 NW BANK BLDG
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55402

DANKERS, KENNETH
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RED WING MN
55066

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56258

DIEHL JOHN
26 KENWOOD PKWY
ST PAUL MN
55105

DOUGLASS BELL
525 OSBORN BLDG
ST PAUL MN
55102

DOW CHEMICAL
47 BLDG
MIDLAND MI
48640

BUSCH NOEL
3131 FERNBROOK LANE N
MPLS MN
55441

CARLSON CARL L
7516 80TH ST S
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55016

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56201

CENTRAL MN REGIONAL DEV COMM
1139 FRANKLIN AVE
SAUK RAPIDS MN
56379

CHAMBER OF COMMERCE
30 SO 1ST AVE EAST
ELY MN
55731

CHRISTIAN SCI COMM ON PUB
1821 UNIV AVE SUITE 271
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55104

CHRISTIANSEN FREDRIK
RM 505 CAPITOL SQ BLDG
ST PAUL MN
55155

CLARKSON J.B.
2350 I.D.S. CENTER
MINNEAPOLIS MN
55402

CLAUSEN PHILLIP
2307 STANDISH ST
ST PAUL MN
55108

COMMUNITY DESIGN CENTER
118 E 26TH ST
MPLS MN
55404

CONCORDIA COLLEGE
DEAN
MOORHEAD MN
56560

COX AND KING
600 BUILDERS EXCH
MPLS MN
55402

CRAVEN NORMAN
10637 THOMAS AVE S
BLOOMINGTON MN
55431

DAILEY THOMAS ECONOMICS L
370 WABASHA ST
ST PAUL MN
55102

DANIELSON RODNEY L
418 AUDITORIUM
ST PAUL MN
55102

DAYTON CHAS SIERRA CLUB
800 MIDLAND BANK BLDG
MPLS MN
55401

DISPATCH PIONEER PRESS
PRESS RM STATE CAPITOL
ST PAUL MN
55101

DORSEY MARQUART
2400 1ST NATL BANK BLDG
MPLS MN
55402

DOYTON MAURICE, MET SEWER BD
350 METRO SQ BLDG
ST PAUL MN
55101

DUDLEY E H
RT 7 BOX 122
EXCELSIOR MN
55331

ELDER DR JAMES B
11140 WAYBURN AVE SO
BLOOMINGTON MN
55431

ELDRED R W ARMOUR & CO
UNION STOCK YARDS
ST PAUL MN
55075

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ENV SERV-GEN RESOURCE CORP
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HOPKINS MN
55343

ESSE KENNETH
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EDINA MN
55424

EVANS CHAS.L. PRENTICE-HALL
ENGELWOOD CLIFFS
NEW JERSEY

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42 ASTAR RD
BABBITT MN
55706

FARRELL FRANK BUR NOR
RM 1180 176 E 5TH ST
ST PAUL MN
55101

FELHABER R S
W 1ST NATL BANK BLDG
ST PAUL MN
55101

FLADLAND CLINTON MN L&P BUR
796 RAYMOND AVE
ST PAUL MN
55114

FLEMING FREDERICK A
1860 HIGHLAND PARKWAY
ST PAUL MN
55116

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47TH FLR IDS CENTER M
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FURLONG DR JOHN
RT 1
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GALVIN M J JR
W2162 1ST NATL BK BLDG
ST PAUL MN
55101

GARDNER HDW - R A JOHNSON
515 WASHINGTON AVE N
MPLS MN
55401

GEORGE K GRANSE CO
1477 SELBY AVE
ST PAUL MN
55104

GIEL DAVID
RM B-28 STATE CAPITOL
ST PAUL MN
55155

GODIN RALPH J
3824 47TH AVE SO
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GRAHAM THOS H
854 MIDLAND BK BLDG
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55401

ELMER EDWIN W
2901 PLEASANT [redacted] E
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55408

EMERICK RICHARD A
1908 I[redacted] CENTER
MPLS MN
55402

ERDMAN ROGER TENNANT CO
701 N LILAC DR
MPLS MN
55441

ERNEST K LEHMANN & ASSOC.
1409 WILLOW ST.
MPLS MN
55403

EVERETT JERRY NW PETRO ASSN
512 NICOLLET MALL RM917
MPLS MN
55402

EWALD DOUGLAS MINN HOSP A
2333 UNIV AVE SE
MPLS MN
55414

FAEGRE & BENSON ATTN LIBR
1300 NW BANK BLDG
MPLS MN
55402

FARMERS ELEVATOR ASSN
852 GRAIN EXCH BLDG
MPLS MN
55415

FINLEY JAMES F
920 MINN BLDG
ST PAUL MN
55101

FINNEGAN J.R.
55 E. 4TH
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55101

FITZGERALD DR BOB
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55408

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ST PAUL MN
55101

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426 PORTLAND
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55415

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55802

F W WOOLWORTH CO
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EDINA MN
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GEBERT K L
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GEO A HORMEL & CO LAW DE
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BOX 567
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56201

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55444

HAUN DR J W GEN MILLS
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55440

HEIM PAUL
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MPLS MN
55402

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7850 METRO PARKWAY
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55420

HOLMES EUSTIS ET AL
4610 IDS CENTER
MPLS MN
55402

HOUSE APPROPRIATIONS COMM
RM 109 STATE CAPITOL
ST PAUL MN
55101

HUMAN RIGHTS
200 CAPITOL SQ BLDG
ST PAUL MN
55101

INTERSTATE POWER RW STEELE
1000 MAIN ST
DUBUQUE IA
52001

HAROLD J WESTIN CONSTRUCTORS
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ST PAUL MN
55101

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CINCINNATI OH
45201

HINRICHSEN PATRICK
MANKATO FREE PRESS
MANKATO MN
56001

HOPKINS WM.B. DIR.MISCCA
3915 GOLDEN VALLEY ROAD
GOLDEN VALLEY MN
55422

HOUSE ED STANDING SUB COMM
RM 109 STATE CAPITOL
ST PAUL MN
55101

HUNT JAMES P JR
11470 GALTIER DR
BURNSVILLE MN
55378

INGEBRIGTSEN DR K H
23 SE 4TH ST
MPLS MN
55414

IUOE LOC 49 CHAS SWENSON
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ST PAUL MN
55101

H B FULLER CO
2400 KASOTA AV
ST PAUL MN
55108

HANFT PHILIP M
1200 A RTH BLDG
DULUTH MN
55802

HARVEY MICHAEL
1390 W M HAHA PKWY
MPLS MN
55409

HALLBERG LEE & MCCABE
4927 34TH AVE S
MPLS MN
55417

HEALTH MANPOWER C LARSON
717 DELAWARE ST SE
MPLS MN
55440

HENTHORN GARY WOODSTOCK
7365 LANDAU DR
BLOOMINGTON MN
55438

HARTFELDT WILL
434 HAMM BLDG
ST PAUL MN
55102

HEAD & TRUHN
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55402

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ST PAUL MN
55102

HOLDAHL SCOTT
380 N BLDG GRAIN EXCH
MPLS MN
55415

HOLEY GEO AERONAUTICS
DOWNTOWN AIRPORT
ST PAUL MN
55107

HORNER WALDORF - KAZIUKEWICZ
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ST PAUL MN
55165

HOULE MELVIN
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SHOREVIEW MN
55112

HULSTRAND ANDERSON & LARSON
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WILLMAR MN
56201

HULTMAN WARREN R
C/O BARBAROSSA R3
OSSEO MN
55369

HUTCHISON R.M. ANOKA CO.COMP
COURT HOUSE
ANOKA MN
55303

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MPLS MN
55419

INGVALSON VERN MN.FARM BUR.
3110 WOODDALE DR PO 337
OST PAUL MN
55165

INS FED OF MINN
902 SOO LINE BLDG
MPLS MN
55402

IVERSON DR JOS DEPT ED
ST OLAF COLLEGE
NORTHFIELD MN
55057

IZAAK WALTON LEAGUE MN DI
106 TIMES BLDG 57 S 4TH
MPLS MN
55401

JENSEN CARL A
127 E MA[redacted] ST
SLEEPY EYE MN
56085

JOHNSON & SANDERSON
[redacted] MARYS HOSPITAL
ROCHESTER MN
55901

JOHNSON M.D. FRUNDT & FRUNDT

BLUE EARTH MN
56013

JOHNSON LANCE J
265 S LAFAYETTE RD
ST PAUL MN
55107

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ST PAUL MN
55102

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ST CLOUD MN
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55407

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55402

KNUTSON DR KEITH,BIOLOGY DPT
ST CLOUD STATE
ST CLOUD MN
56301

KNUTSON R N GRANNIS ETAL
F J SCHULT BLDG
ST ST PAUL MN
55075

KOPP MRS VERNON
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INVER GR HGHT MN
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KRAMER ERNEST W
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55440

LAKE SUPERIOR INDUSTRIAL BUR
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55802

LANAHAN E F - SIBLEY CO
184 E 6TH ST
ST PAUL MN
55101

LAPP LAZAR LAURIE ET AL
1200 BUILDERS EXCHANGE
MINNEAPOLIS MN
55402

LARSON C L
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LEAGUE WOMEN VOTERS OF MINN
555 WABASHA
ST PAUL MN
55102

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55423

LOWE DOUG
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ROSEVILLE MN
55113

MCDONALD PHILIP M
2077 SELBY AVE
ST PAUL MN
55104

MCFADDEN G H DISPATCH-PRESS
55 E 4TH ST
ST PAUL MN
55101

JOHNSON CLARENCE IBEW LU 292
3615 37TH AVE S
MPLS MN
55406

JOHNSON LEROY
9939 BLUEBIRD ST NW
COON RAPIDS MN
55433

KABLE RICHARD W

BETHEL MN
55006

KEENAN RICHARD J
4444 IDS BLDG
MPLS MN
55402

KIMBALL ROBERT
647 CAPITOL SQ BLDG
ST PAUL MN
55101

KLUZ STEVEN J
1910 1ST NATL BK BLDG
MPLS MN
55402

KNOPP TIMOTHY
COLLEGE FORESTRY U OF M
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55437

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COTTAGE GROVE MN
55016

LANSING & OAKES
400 SIBLEY ST
ST PAUL MN
55101

LARSON HANS P DIV HOSP SERV
717 DELAWARE ST SE
MPLS MN
55440

LEAGUE MN MUNIC
300 HANOVER 480 CEDAR
ST PAUL MN
55101

LINDALL & JONATHAN DEVELOP.
VILLAGE ONE CENTER
CHASKA MN
55318

LOCKNER GARY
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LYNCH DONALD SIBLEY CO
184 E 6TH ST
ST PAUL MN
55102

MCKIBBON MRS SHIRLEY
11 EVERGREEN LN
BABBITT MN
55706

MCLELLAN LARKIN
215 ADM BLDG ST CAPITOL
ST PAUL MN
55101

MANTHEY T J PICKANDS MATHER
1100 SUPERIOR AVE
CLEVELAND OH
44114

MASTOR & MATTSON LTD
315 PEAVEY BLDG
MPLS MN
55402

MECCA
867 GRAND AVE
ST PAUL MN
55105

MEIEROTTO, JOAN
1754 SO LEXINGTON
ST PAUL MN
55118

METROPOLITAN COUNCIL LIBRARY
300 METRO SQUARE
ST PAUL MN
55155

MIDLAND GLASS- HD SPURLING
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SHAKOPEE MN
55379

MPLS CHAMBER COMM TRANSP DPT
15 S 5TH ST
MPLS MN
55402

MPLS CITY ATTORNEY
325M CITY HALL
MPLS MN
55415

MIDLAND GLASS-HD SPURLING
PO BOX 69
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55379

MILLER PAUL J PHARMACY SERV
ST MARYS HOSP
ROCHESTER MN
55901

MINN AFL-CIO, L O LA SHOMB
414 AUDITORIUM ST
ST PAUL MN
55102

MINN ASPHALT PAVEMENT ASSN
555 WABASHA RM 209
ST PAUL MN
55102

MINN. ASSN. PET RETAILERS
1115 2ND AVE. SO.
MINNEAPOLIS MN
55403

MINN ASSN WATERSHED DIST'S

ADA MN
56510

MINN COMMUNITY DEVELOP SERV
512 ROSSMOR BLDG
ST PAUL MN
55101

MINN COUNCIL STATE EMP NO 6
475 RICE ST
ST PAUL MN
55103

MINN ELECTRICAL ASSN INC
525 SO 7TH
MPLS MN
55415

MINN ENV LAW INST INC
PO BOX 15076 COMM STA
MPLS MN
55415

MINN HEREFORD-LJ SCHAFER

BUFFALO LAKE MN
55314

MINN. HOTEL & MTR. ASSN
2001 UNIVERSITY AVE
ST PAUL MN

MINN LAND USE COMMITTEE
4344 IDS CENTER
MPLS MN
55402

MINN LP GAS ASSN
7515 WAYZATA BLVD 106
MPLS MN
55426

MAUL WARREN E
320 S 4TH ST
MPLS MN
55415

MAYO FOUNDATION G ORWOLL
200 FI[redacted] AVE NW
ROCHESTER MN
55901

MERRITT GRANT POLLUTION CONT
1935 W CO RD 32
ROSEVILLE MN
55113

MET TFR MEN ASSN A ROSENT
1821 UNIV AVE
ST PAUL MN
55104

MILLER RICHARD A
1020 PLYMOUTH BLDG
MPLS MN
55402

MILLER TOM
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MPLS MN
55404

MPLS STAR PRESS ROOM
STATE CAPITOL
ST PAUL MN
55101

MPLS TRIBUNE CITY DESK
425 PORTLAND AVE
MPLS MN
55415

MINN APT ASSN
GRIGGS-MIDWAY BLDG
ST PAUL MN
55104

MN. ASN.C&IND H.D.PETERSO
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55101

MINN ASSN COOPERATIVES
55 SHERBURNE AVE
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55103

MINN ASSN ELEC COOPERATIV
4901 W 77TH ST
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MINN AUTOMOBILE DEALERS ASSN
GRIGGS MIDWAY BLDG
ST PAUL MN
55104

MINN COMM FOR HANDICAPPED
METRO SQ 492 7TH & ROBT
ST PAUL MN
55101

MINN DEPT HEALTH J C MCKASY
717 DELAWARE S E
MPLS MN
55440

MINN DENTAL HYGIENISTS
5041 YVONNE TERRACE
MPLS MN
55436

MINN FARMERS UNION PRES OFF
1275 UNIV AVE
ST PAUL MN
55104

MINN FOOD RETAILERS ASSN
555 WABASHA
ST PAUL MN
55101

MINN HOUSING INST N T CARTER
7801 METRO PKWY
MPLS MN
55420

MINN HWYS MANAGEMENT SERV
407 HWY BLDG
ST PAUL MN
55101

MINNE MINE CREDIT UNION
3000 HUDSON PK S 100
ST PAUL MN
55119

MINN.MTR.TRANSP. .J.N.D
1821 UNIV.
ST.PAUL MN
55104

MINN RETAIL FEDERATION
7600 PARKDAWN STE 457
MPLS MN
55435

MINN RETAIL HARDWARE ASSN
3033 EXCELSIOR BLVD 313
MPLS MN
55416

MINN SOC CERTIFIED PUB ACCTS
1102 WESLEY TEMPLE BLDG
MPLS MN
55403

MINN STATE BAR ASSN
100 MINN FED BLDG
MPLS MN
55402

MINN STATE MED ASSN
375 JACKSON ST
ST PAUL MN
55101

MINN STATE RETIREMENT SYSTEM
529 JACKSON ST
ST PAUL MN
55101

MINN.TURKEY GROWERS ASSN
2383 UNIV AVE
ST PAUL MN
55114

MINN VETERANS MED ASSN
2175 W HWY 36
ROSEVILLE MN
55113

MN PUB INT RESEARCH GROUP
3036 UNIV AVE SE
MPLS MN
55414

MOFFITT R.C. DIR.ENV.CONTROL
MPLS.CITY HALL RM 301M
MPLS MN
55415

MORTON BUILDINGS INC
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FOLEY MN
56329

MPIRG
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WINONA MN
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55415

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20036

NCEC INC C/O DR DAHLBERG
CONCORDIA COLLEGE
MOORHEAD MN
56560

NESBITT JOHN
7851 METRO PKWY S 118
MPLS MN
55420

NEUMAN RALPH W
RT 2 BOX 125
EMBARRASS MN
55732

NORTH CENTRAL ELEC ASSN
PO BOX 202
BATTLE LAKE MN
56515

NW COUNTRY ELEVATOR ASSN
802 GRAIN EXCH BLDG
MPLS MN
55415

NW BELL TEL CO LEGAL DEPT
224 S 5TH ST RM 2000
MPLS MN
55402

NYQUIST DEAN A
3707 53RD PL N
BROOKLYN CTR MN
55429

MINN SCH BUS OPERATORS ASSN

FARIBAULT MN
55021

MINN SOCIETY ARCHITECTS A
NW NATL BK BLDG
ST PAUL MN
55101

MINN STATE BD PHARMACY
717 DELAWARE ST SE #351
MPLS MN
55414

MINN STATE CAPITOL EMP UN
PO BOX 3215
ST PAUL MN
55165

MINN TEAMSTERS CREDIT UNION
2021 HENN AVE E
MPLS MN
55413

MINN TBR PRODUCERS ASSN
200 CHRISTIE BLDG
DULUTH MN
55802

MINN WATER RESOURCES BD
RM 206 555 WABASHA ST
ST PAUL MN
55102

MINN-WISC BOUNDARY AREA C
600 2ND ST
HUDSON WI
54016

MOOD R BLOOMINGTON HLTH DEPT
10200 PENN SO
BLOOMINGTON MN
55431

MOONEY, MICHAEL A.
BOX 903, ST.JOHN'S UNIV
COLLEGEVILLE MN
56321

MUELLER SHIRLEY A
787 W COTTAGE AVE
ST PAUL MN
55117

NATL COUNCIL JEWISH WOMEN
4330 CEDAR LK RD
MPLS MN
55416

NATL FAMILY INS CO
2147 UNIV AVE
ST PAUL MN
55114

NELSON DONALD E NSP CO
414 NICOLLET AVE
MPLS MN
55401

NEDELL HAROLD - MEINEKE
6300 W LOOP S SUITE 200
BELLAIRE TX
77401

NIELSEN STOCK & BLACKBURN
415 730 BLDG
MPLS MN

NO SUB MONTESSORI-S SADDL
2487 HELEN COURT
NO ST PAUL MN
55109

NURSING HOME ADMRS BD EXAMRS
RM 340 717 DELAWARE SE
MPLS MN
55414

NUTTER JULIA
743 W MONTANA
ST PAUL MN
55117

O'BRIEN J.DENNIS
1100 1ST NATL.BANK BLDG
MINNEAPOLIS MN
55402

OCONNOR GREEN THOMAS ET A
845 NW BANK BLDG
MPLS MN
55402

CTTER TAIL POWER CO.
215 S. CASCADE ST.
FERGUS FALLS MN
56537

PAYNE WM B
2400 FIRST NATL BK BLDG
MPLS MN
55402

PETERSON JOHN W
510 NW BK BLDG
ST PAUL MN
55101

PHAR MFGRS ASSN WM D PATTON
1155 15TH ST NW
WASHINGTON DC DC
20005

PHILLIPS LEGISLATIVE SERVICE
459 RICE ST
ST PAUL MN
55103

PORTER LYLE O

TRACY MN
56175

PORT AUTH CITY OF ST PAUL
330 MINNESOTA BLDG
ST PAUL MN
55101

PRAUSE JOS.C.
2220 105TH AVE.N.W.
COON RAPIDS MN
55433

PROCTOR&GAMBLE L THECHAROUS
IVORYDALE TECH CENTER
CINCINNATI OH
45217

RAUENHORST CORP-C ANDERSON
7900 XERXES S. S-2200
MPLS MN
55431

RED OWL STORES INC
215 E EXCELSIOR AVE
HOPKINS MN
55343

RAMSEY CO MEDICAL SOCIETY
1500 LOWRY MEDICAL BLDG
ST PAUL MN
55102

RICHARDSON THOS
7851 METRO PKWY S 103
MPLS MN
55420

ROBBIE JOSEPH
904 CARGILL BLDG NO CTR
MPLS MN
55402

ROBERTS DAVID E
1260 NW NATL BK BLDG
ST PAUL MN
55101

SAN SIMEON DEVELOP CORP
OLD 1ST STATE BK BLDG
PAYNESVILLE MN

SAX DOVE & STENSON
310 ENDICOTT BLDG
ST PAUL MN
55101

ST PAUL ASSN PLBG HTG MECH
614 AM NATL BK
ST PAUL MN
55101

PATTISON ORVIS
BOX 645
WILLMAR MN
56201

PAYNE COL ALVIN

DEGRAFF MN
56233

PETERSON GARY
854 MIDLAND BK BLDG
MPLS MN
55401

PFEIFER AND SHULTZ, INC
1433 UTICA AVE S
MPLS MN
55416

PINNETTI NICK M HALEY & ASS.
40 CENTRAL PARK S
NEW YORK NY
10019

POPOVICH PETER S
314 MINN BLDG
ST PAUL MN
55101

POSS DONALD G
6301 SHINGLE CREEK PKWY
BROOKLYN CTR MN
55430

POYZER ROBT
BOX 675
FERGUS FALLS MN
56357

PULSCHER RBT SPRINGSTED INC
813 OSBORN BLDG
ST PAUL MN
55102

RADMAN RICHARD-LABOR TEMPLE
418 AUDITORIUM
ST PAUL MN
55102

RANALLO CLARENCE
800 CENTRAL AVE N E
MPLS MN
55413

REID DAVID H
5633 WASHBURN AVE S
MPLS MN
55410

RENNER R.H. ST PAUL AREA
300 OSBORN BLDG.
ST PAUL MN
55102

RICHARDS MONTGOMERY ET AL
1430 RAND TOWER
MPLS MN
55402

ROE DAVID
175 AURORA
ST PAUL MN
55103

ROSS ALFRED
6356 WARE RD
LINO LAKES MN
55014

RUDY FLOYD
118 AVE C
CLOQUET MN
55720

SANFORD S M
7000 PORTLAND AVE
RICHFIELD MN
55423

SATHRE, HARVEY
375 MARION STREET
ST PAUL MN
55103

ST PAUL BUR HLTH DR P COX
555 CEDAR ST
ST PAUL MN
55101

ST PAUL FOOD RETAILERS AS
1220 ARCADE
ST PAUL MN
55106

SCHMIDT LARRY WCCO-TV NEWS
50 S 9TH ST
MPLS MN
55402

SCHNEIDER MAHLON
GREEN GIANT
LESUEUR MN
56058

SCHWERMAN EARL JR
1535 8TH AVE SE
ROCHESTER MN
55901

SCHWINN ROBT.P.
1400 SCO LINE BLDG.
MPLS. MN
55402

SENATE COUN OFF ROOM 24
STATE CAPITOL
ST PAUL MN
55101

SENATE FINANCE COMMITTEE
113 STATE CAPITOL
ST PAUL MN
55101

SHARP BOB
4125 HIGHWOOD RD
ST LOUIS PK MN
55416

SHAW ROBERT M
616 MOBIL OIL BLDG
MPLS MN
55402

SKELLY OIL CO R R WELLINGTON
PO BOX 436
KANSAS CITY MO

SLOCUM CHARLES A
1203 IDS TOWER
MPLS MN
55402

SNELL LYN
BOX 314
EDEN VALLEY MN
55329

SNYDER ROBERT W
248 CO B U OF M
ST PAUL MN
55101

STANSFIELD ARLENE LAND OLKS
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MPLS MN
55440

STATE BD.BARBER EXAMINERS
555 WABASHA
ST PAUL MN
55102

STEELWORKERS CREDIT UNION
BOX 250
BABBITT MN
55706

STENSLAND M.E. PRES. MVMA
203 NW 22ND ST.
AUSTIN MN
55912

SULLIVAN J KIRK
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BOISE ID
83701

SUMMIT NATL BANK D L MORRILL
205 AURORA AVE
ST PAUL MN
55103

SWANSON DALE
P O BOX 339
FOREST LAKE MN
55025

SWANSON GERALD H
212 CITY HALL
ROCHESTER MN
55901

TATE VERN 3M CO
3M CENTER 220/6W
ST PAUL MN
55101

THOMPSON CONRAD
1107 23RD ST NW
ROCHESTER MN
55901

SCHUTZ LINDA
RM 328 CAPITOL BLDG
ST PAUL MN
55155

SCHWARTAU NEAL METH HOSP
201 W [redacted]NTER ST
ROCHESTER MN
55901

SCHNEIDER & NEESER
706 1ST ST SO PO BX 876
WILLMAR MN
56201

SCHROEDER ALFRED H
2172 CARROLL AVE
ST PAUL MN
55104

SENATE GOV OP COMM
RM 303 STATE CAPITOL
ST PAUL MN
55155

SHABATURA EUGENE H
2833 LAKE AVE SO
DULUTH MN
55811

SHELL OIL CO. W.A. ROQUET
ONE SHELL PLAZA BX 2463
HOUSTON TX
77001

SITE ENGINEERS INC
900 REDWELL LANE
APPLE VALLEY MN
55124

SMERIKA WN.
BOISE CASCADE PAPERS
INTL FALLS MN
56649

SMITH MICHAEL
1423 NEWTON AVE N
MPLS MN
55411

SODERBERG HAROLD J
1500 MIDWEST PLAZA BLDG
MPLS MN
55402

SODERMAN ANTHONY
152 S PLAZA BLDG
MPLS MN
55416

STATE BD VETERINARY EXAMINER
C/O DR A C SPANNAUS DVM
WACONIA MN

STD AM LIFE & ANNUITY CO
3801 W 50TH ST
MPLS MN
55410

STOLPESTAD BROWN & SMITH
1550 NW BK BLDG
ST PAUL MN
55101

STUPKA & MOREM
MIDTOWN BLDG
AUSTIN MN
55912

SUSSEL CO.ATTN:TED SCHWENKER
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ST PAUL MN
55108

SWANSON BURT E
W-2162 1ST NATL BK BLDG
ST PAUL MN
55101

SWEITZER R L HONEYWELL INC
2701 4TH AVE S
MPLS MN
55408

THOMPSON HESSIAN ET AL
1500 MIDWEST PLAZA BLDG
MPLS MN
55402

TIMESAVERS INC ATT R S VO
5270 HANSON COURT
MPLS MN
55422

VAN CLEVE JOHN H
[illegible]01 HENN AVE
[illegible]LS MN
55405

VERRILL JOHN E
DEPT SECONDARY ED UOF M
DULUTH MN
55812

VILLAGE OF WOODBURY-F.STRONG
561 TOWER DRIVE
NEWPORT MN
55055

VOS LEROY
2137 BURNS AVE
ST PAUL MN
55119

WALTERS THOS H
4510 W 77TH ST STE 235
MPLS MN
55435

WANQUIST ALLEN
RM 252 FEDERAL BLDG
ST PAUL MN
55101

WHITING RALPH
555 WABASHA SUITE 204
ST PAUL MN
55102

WHITLOCK A G
ECON LAB OSBORN BLDG
ST PAUL MN
55102

WILEY ENTERPRISES
101 5TH AVE SE
OSSEO MN
55369

WILSON R GARY PPG INDUSTR
1 GATEWAY CENTER
PITTSBURGH PA
15222

WOZNIAK D D
401 FIRST FED BLDG
ST PAUL MN
55101

WYANT CLINTON [illegible] ATTY

ATKIN MN
56431

55066

BRUBACHER RICHARD COMM ADM
208 ADM BLDG
ST PAUL MN
55101

BRUNING C.R.DEPT.CLINIC.EXP.
BURTON HALL
MPLS. MN
55455

BUCHHOLTZ CHARLES
5044 BRENT AVE E
INV GRV HTS MN
55075

BURGER ALBERT
600 DEGREE OF HONOR BLD
ST PAUL MN
55101

VAN DRAKE STEPHEN R
BOX. 353
PELICAN RAPID MN
56572

VAN EVERA MUNDT ET AL
700 TORR[illegible] BLDG
DULUTH MN
55802

VOLDNESS PERRY
IDS 8TH & MARQUETTE
MPLS MN
55402

VOSS REV GORDON O
11120 NE 7TH ST
BLAINE MN
55434

WALD JEAN
5746 SANDER DR
MPLS MN
55417

WALIGORA ROBERT
3228 SO 17TH AVE
MPLS MN
55407

WELK G V NORTHERN STATES
414 NICOLLET MALL
MPLS MN
55401

WESTIN CHAS W
220 MEDICAL ARTS BLDG
DULUTH MN
55802

WILCOX J PATRICK
1220 NORTHERN FED BLDG
ST PAUL MN
55102

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2100 SUMMIT AVE.
ST.PAUL MN
55105

WIS FEEDER PIG MARKET CO-OP
FRANCIS CREEK WI

WOLKERSTORTER THEODORE
676 17TH AVE NW
NEW BRIGHTON MN
55112

DUNN OLIVER PLUMBERS LOC 15
708 SO 10TH ST
MPLS MN
55404

DZUGAN KEN ST PAUL PLANNING
421 WABASHA ST
ST PAUL MN
55102

EBELING EDWARD H.
161 W. MAIN
PERHAM MN
56573

DULUTH MN
55804

312 CENTRAL
MPLS MN
55414

GREEN DEL CITY MGR
BLOOMINGTON CITY HALL
BLOOMINGTON MN
55431

GREEN GARY J
41 SHERBURNE AVE
ST PAUL MN
55102

MALONE E I COMM LABOR & INDU
444 LAFAYETTE RD 5TH FL
ST PAUL MN
55101

JAIN NIRMAL ENIV PROCESS
1220 GLENWOOD AVE
MPLS MN
55405

JENOS INC
525 LAKE AVE SO
DULUTH MN
55801

MN REP STATE CENTRAL COMM
555 WABASHA AVE
ST PAUL MN
55102

MINN RESTAURANT ASSN
2001 UNIVERSITY AVE.
ST PAUL MN 55
104

SCARBOROUGH WILLIAM
DIV.ED. U.M.
MORRIS MN
56267

SCHLICHT REV ROBT
611 W MAIN ST
BELLE PLAINE MN
56011

OFFICE OF THE GOVERNOR
130 STATE CAPITOL
ST PAUL MN
55101

OLD COLONY GAS & OIL COMPANY
17TH AVE N AT 2ND ST
MPLS MN
55411

OLOFSON ARTHUR MBO & MAINC
927 SOO LINE BLDG
MPLS MN
55402

OSTRUM DONALD E
PO BOX 33163
COON RAPIDS MN
55433

TOUCHE ROSS & CO K H STOCKE
780 NORTHSTAR CNTR
MPLS MN
55402

TWIN CITY RETAIL DRUGGIST AS
2388 UNIV AVE
ST PAUL MN
55104

MINN PETROLEUM COUNCIL
1020 NORTHERN FED BLDG
ST PAUL MN
55102

MINN POULTRY & HATCHERY ASSN
BOX 158
MADELIA MN
56062

UNION STOCK YARDS
ATTN PRES
SO ST PAUL MN
55075

SCHMIDT D R MN ASSN REALTORS
6101 WAYZATA BLVD
MPLS MN
55416

SCHMIDT H W TCHRS RETIREM
302 CAPITOL SQ BLDG
ST PAUL MN
55101

MANKATO STAT STUDENT SENATE
CENTENNIAL STUDENT UN
MANKATO MN
56001

MANKATO STATE STUDENT AS
BOX 58 MANKATO COLLEGE
MANKATO MN
56001

JACKMAN DONALD G
4023 E LAKE ST
MPLS MN
55406

GREEN JANET
9773 N SHORE DR
DULUTH MN
55804

GUSTAFSON DAN-LABOR TEMPL
312 CENTRAL
MPLS MN
55414

STATE OF MINNESOTA
COUNTY OF RAMSEY

BEFORE VERA J. LIKINS
COMMISSIONER OF PUBLIC WELFARE

In the Matter of the Proposed Amendment of Rule 55 and Proposed Adoption of Rule 58 of the Minnesota Department of Public Welfare Governing Administration of the General Assistance and General Assistance Medical Care Programs.

NOTICE OF HEARING

Notice is hereby given that a public hearing will be held pursuant to Minnesota Statutes 15.0412, subd. 4, as amended by Minnesota Laws 1975, Chapter 380, in the above-entitled matter, in Room D, Veterans Service Building, Columbus Avenue (between Wabasha and Iglehart), St. Paul, Minnesota, on Thursday, October 16, 1975, commencing at 9:00 a.m. and continuing until all representatives or other interested groups or persons have had an opportunity to be heard concerning adoption of the proposed amendments and adoption of rules captioned-above, by submitting either oral or written data, statements or arguments. Statements or briefs may be submitted without appearing at the hearing.

In order to facilitate a more orderly and efficient hearing, it is hereby requested that persons who will attend the hearing notify the Commissioner of Public Welfare and submit prepared statements or briefs by Wednesday, October 15, 1975. This request is not a requirement nor will it limit any person's opportunity to be heard or submit statements during or after the hearing.

Under Minnesota Statutes 10A.01, subd. 11 (1974), any individual representing persons or associations attempting to influence administrative action, such as promulgation of amendments to these rules, must register with the State Ethics Commission as a lobbyist within five (5) days of the commencement of such activity by the individual. (The State Ethics Commission is located at Room 410, State Office Building, St. Paul, Minnesota 55155.)

The proposal to amend Minn. Rule DPW 55 is necessitated in order to best effectuate the interim assistance payment procedure under the federally-sponsored Supplemental Security Income (SSI) program.

The proposal to adopt Minn. Rule DPW 58 is authorized and necessitated by enactment of Minnesota Laws 1975, Chapter 437, Article II, Section 1 amending Minnesota Statutes 256.01 (1974).

Copies of the aforementioned proposals are now available and may be obtained by writing to: Mr. Clarence Terpstra, Supervisor, General Assistance Program, Department of Public Welfare, Fourth Floor, Centennial Building, St. Paul, Minnesota 55155. Additional copies will be available at the door on the date of the hearing.

STATE OF MINNESOTA
DEPARTMENT OF PUBLIC WELFARE

Vera J. Likins

Vera J. Likins, Commissioner

Dated: September 15, 1975

STATE OF MINNESOTA
COUNTY OF RAMSEY

BEFORE VERA J. LIKINS
COMMISSIONER OF PUBLIC WELFARE

In the Matter of the Proposed Amendments of Rule 55 and Proposed Adoption of Rule 58 of the Minnesota Department of Public Welfare Governing Administration of the General Assistance and General Assistance-Medical Care Programs.

ORDER FOR HEARING

In order to effectively implement the state's General Assistance and General Assistance-Medical Care Programs, the Minnesota Commissioner of Public Welfare deems it necessary to consider adoption of proposed Minn. Rule DPW 58 and the proposed amendments to Minn. Rule DPW 55 pursuant to the authority vested in me by Minn. Stat. Sec. 256D.04(2) and Minnesota Laws 1975, Chapter 437, Article II.

NOW, THEREFORE, IT IS ORDERED this 9th day of September, 1975, that a public hearing on the proposed rules captioned above be held in Room D, Veterans Service Building, Columbus Avenue, St. Paul, Minnesota, on Thursday, October 16, 1975, commencing at 9:00 a.m. and continuing until all representatives of associations or other interested groups or persons have had an opportunity to be heard.

IT IS FURTHER ORDERED, that notice of said hearing be given to all representatives of associations or other interested groups or persons who have registered their names with the Secretary of State for that purpose.

STATE OF MINNESOTA
DEPARTMENT OF PUBLIC WELFARE

Vera J. Likins

VERA J. LIKINS
Commissioner

PROPOSED REVISIONS FOR PUBLIC HEARING OF OCTOBER 16, 1975

DPW 55 General Assistance

(a) Introduction

This rule governs the administration of the General Assistance Program as enacted by Article XXI, Chapter 650, Laws of 1973.

The purposes of the General Assistance Program are (1) to provide financial assistance and services to persons unable to provide for themselves, who have not refused suitable employment, and who are not otherwise provided for by law; (2) to strengthen and preserve the family unit; (3) to aid those persons who can be helped to become self-supporting or to attain self-care; and (4) to provide property tax relief by providing state financing for some welfare costs historically financed by county property tax levies.

(b) Definition

The terms defined in this section shall have the meanings given them unless otherwise provided or indicated by the context.

(1) "Commissioner" means the Commissioner of Public Welfare or his designee.

(2) "Department" means the Department of Public Welfare.

(3) "General Assistance" means cash payments to persons who are unable to provide themselves with a reasonable subsistence compatible with decency and health and who are not otherwise provided for under the laws of this state or the United States. It shall include cash payments for goods, shelter, fuel, food, clothing, lights, necessary household supplies, and personal need items. General Assistance shall not include payments for foster care, child welfare services, medical care, dental care, hospitalization, nursing care, drugs, or medical supplies. It is the intent of Laws of 1973, Chapter 650, Article XXI, that these items be provided by local agencies in accordance with programs in effect at the time of the passage of Laws of 1973, Chapter 650, Article XXI. Vendor payments may be made only as provided for in Laws of 1973, Chapter 650, Article XXI, Sections 245A.09 and 245A.11.

(4) "Family" means two or more individuals who are related by blood, marriage, or adoption who are living in a place or residence maintained by one or more of them as his or their own home and at least one of whom is a child who is not married to another of such individuals and is in the care of or dependent upon another of such individuals.

(5) "Child" means an individual who is under the age of 18.

(6) "Childless couple" means two individuals who are related by marriage and who are living in a place of residence maintained by them as their own home.

(7) "Income" means earned and unearned income reduced by amounts paid or withheld for federal and state personal income taxes and federal social security taxes. General Assistance shall be administered according to law and rules and regulations promulgated by the Commissioner pursuant to the provisions of Laws of 1973, Chapter 650, Article XXI.

(8) "Earned income" means remuneration for services performed as an employee, and net earnings from self-employment.

(9) "Unearned income" means all other income including any payments received as an annuity, retirement or disability benefit, including veteran's or workmen's compensation; old age, survivors and disability insurance; railroad retirement benefits; unemployment benefits; and benefits under any federally aided categorical assistance program, supplementary security income, or family assistance program; rents dividends, interest and royalities; and support and alimony payments except that such payment may not be considered as available to meet the needs of any person other than the person for whose benefit they are received, unless that person is under a legal duty to support another family member.

(10) "State aid" means state aid to local agencies for general assistance expenditures as provided for in Laws of 1973, Chapter 650 Article XXI.

(11) "Local agency" means the county welfare boards in the several counties of the state except that it may also include any multicounty welfare boards or departments where those have been established in accordance with law.

(c) Eligibility Requirements

General Assistance shall be granted to any person or family who has all of the following qualifications:

(1) Who is not eligible for or receiving Aid to Families with Dependent Children, Emergency Assistance - AFDC, or any successor to these public assistance programs.

(2) Whose net equity in real and personal property does not exceed the maximum standards established in the AFDC Program except as follows:

(aa) Whose cash resources are valued at less than $50.00.

(bb) Who retains life insurance policies with total cash surrender value of less than $250.

(cc) Who does not own or have an equivalent to ownership of an automobile with a trade-in value in excess of $1500 according to current N.A.D.A. schedules.

The local agency may waive the limitations recited in Section (c) (2) above, to the extent not greater than 100 per cent above the maxima set forth therein, when the circumstances of the application show that the need for General Assistance will not exceed 30 days and that an undue hardship will be imposed by a forced disposal of such property. Extra ordinary cases shall be determined by the local agency and shall be referred to the State Agency.

(3) Who, if employable, has currently registered for employment with the Minnesota Department of Employment Services, has not refused to accept any suitable employment that was offered, and has not declined to accept any assignment to the local agency's work program. Furthermore, recipients shall be required to participate in local agency programs designed to identify and maximize their employability. Eligibility for a maintenance grant may exist where an applicant or recipient is engaged in an academic or vocational program, approved by the local agency, where employment is the immediate goal of such program. The state agency shall not reimburse the local agency for the cost of such programs.

(4) Who has not transferred property without receiving reasonable consideration for the purpose of qualifying for General Assistance.

(5) Whose maintenance needs as determined by General Assistance standards exceed his current income or the average of his seasonal income for any three month's period.

(6) Who, if apparently eligible for participation in the federally sponsored Supplemental Security Income Program, has executed an authorization form (DPW 1795) permitting the Secretary of Health, Education, and Welfare, in accordance with Public Law 93-368, to make his initial SSI payment to the county welfare agency which provides him General Assistance during the interim period while he awaits his first SSI check.

~~The local agency may waive the limitations recited in 2 (aa) through (cc), above, to the extent not greater than 100 per cent above the maxima set forth in 2 (aa) through (cc), when the circumstances of the application show that the need for General Assistance will not exceed 30 days and that an undue hardship will be imposed by a forced disposal of such property. Extra ordinary cases shall be determined by the local agency and shall be referred to the State Agency.~~

(d) General Assistance Standards and State Participation

(1) Local agencies shall determine need in individual cases up to the standards promulgated by the Department.

(2) Except as provided in (3) below, the total amount of General Assistance payment shall be the difference between the amount of recipients needs as determined pursuant to (d) (1) above minus available, non-exempt income. The local agency may average seasonal income over a three months period.

(3) Any local agency may issue grants in amounts above those described in (d) (1), (2), above provided that it deletes the additional costs thus incurred from its claim for state aid reimbursement, except the state aid may be available for payments made in excess of General Assistance standards in emergent situations wherein the request was for a period of less than 30 days. As used herein, an "emergency situation" refers to a circumstance that:

(aa) places in jeopardy one or more persons in an eligible family unit,

(bb) cannot be resolved by the applicant with his or her current resources; and

(cc) in the absence of other resources, requires immediate financial assistance.

(4) Grants of General Assistance shall be issued by the local agencies to the recipient in the form of county warrants immediately redeemable in cash. Such payments shall cover his unmet needs and may be issued in monthly, semimonthly, weekly, or daily installments as the local agency deems to be appropriate in individual situations. Vendor payments shall be made in the following situations:

(aa) When the county determines that the recipient has not used his resources in the best interest of his needs and that of his dependents. Evidence of the recipient's inability to manage his resources must documented in the case record.

(bb) When an individual has remained uncooperative about registering for employment services or in seeking and/or accepting suitable employment, vendor payments shall be made for the maintenance needs of his dependents. (Suitable employment is defined in Minnesota Statutes, Section 268.09, Subdivision 1 (4).)

(cc) Issuance of General Assistance by vendor payment is permissible in emergent situations when a cash payment cannot be processed on weekends or holidays to resolve the current crisis.

(5) The State will reimburse local agencies on a monthly basis for actual General Assistance Payments made pursuant to (d) (2) above, subject to the following limitations:

(aa) 50 per cent of the actual grant paid to the recipient, or

(bb) 50 per cent of the appropriate standard in (d) (1), above, whichever is less.

(6) The State will participate in actual emergency payments made pursuant to (d) (3) up to 50 per cent of each such grant.

(e) Determination of County of Financial Responsibility

(1) In all matters involving legal settlement of the poor, "county of financial responsibility" means:

(aa) The county in which an individual resides;

(bb) An individual shall be held to reside in a particular county if he has established a home there and has not established a home elsewhere;

(cc) If, at the time of making application, the applicant is a patient in a hospital, nursing home, or boarding-care home, as defined in Minnesota Statutes, Section 144.50, or is placed in a county as a result of a correctional program or a treatment plan for health, rehabilitation, foster care, child care or training, and immediately prior thereto he had resided in another county in an established abode that was not such a like care facility, it is in the former county;

(dd) The above provisions not withstanding, if an individual is a recipient of Medical Assistance, the county from which he is receiving Medical Assistance.

(ee) The above provisions not withstanding, the county of financial responsibility shall not change as a result of successive placements in one or more counties pursuant to a plan of treatment for health, rehabilitation, foster care, child care or training; nor as a result of placement in any correctional program.

(2) If, upon investigation of an application for General Assistance, the local agency finds that the applicant is otherwise eligible for assistance but that his county of financial responsibility is some other county, it shall within 15 days, while providing assistance in the meanwhile, transmit a copy of the application together with a record of its investigation to the local agency of the other county. If, within 15 days, the local agency of such other county concludes that it is not the county of financial responsibility for the applicant, it shall forward concurrently copies of the application and the investigation reports of both counties to the State Agency and to the county of origin. The State Agency shall thereupon promptly decide the question of which county is the county of financial responsibility and issue an order referring the application to the proper county and include therein directives as necessary for any reimbursement of General Assistance advanced to the recipient in the meanwhile. The order of the State Agency shall be binding on the local agency so named and shall be complied with until such State Agency decision is changed upon appeal to the district court.

(f) The effective date of this Rule is

PROPOSED RULE FOR PUBLIC HEARING OF OCTOBER 16, 1975

DPW 58 General Assistance Medical Care

(a) This rule establishes a state-wide General Assistance Medical Care Program and governs state financial participation in county welfare medical costs as authorized by Article II, Chapter 437, Minnesota Laws of 1975.

(b) The purposes of this rule are (1) to provide medical services to persons financially unable to provide it for themselves, and whose medical needs are not otherwise provided for by law; and (2) to provide property tax relief by providing state financing for some medical costs historically financed by county property tax levies.

(c) Definitions

The terms defined in this section shall have the meanings given them unless otherwise provided or indicated by the context.

(1) "Commissioner" means the Commissioner of Public Welfare or his/her designee.

(2) "Department" means the Department of Public Welfare.

(3) "Local Agency" means the county welfare boards in the several counties of the state except that it may also include any multi-county welfare boards or departments where those have been established in accordance with law.

(4) "General Assistance Medical Care" means payment of part or all of the cost of the following care and services not provided by Titles XVIII, XIX or XX of the Social Security Act for eligible individuals whose income and resources are insufficient to meet all of such costs:

(aa) Inpatient hospital services
(bb) Skilled nursing home and intermediate care facility services
(cc) Physicians' services
(dd) Outpatient hospital or clinic services
(ee) Home health care services
(ff) Private duty nursing service
(gg) Physical therapy and related services
(hh) Dental services
(ii) Laboratory and x-ray services
(jj) The following if prescribed by a licensed practitioner: drugs, eyeglasses dentures and prosthetic devices
(kk) Diagnostic, screening and preventive services
(ll) Transportation costs incurred solely for obtaining medical care
(mm) Any other medical or remedial care licensed and recognized under state law to the extent that such services are provided for in the Medical Assistance Program.

To be excluded from the services recited above are the following:

Jejuno-ileal by-pass surgery
Cosmetic surgery
Contact lenses unless prescribed for Kerotoconus or where functional vision is impossible to achieve by other means

Orthodontia unless prior authorization has been obtained from the local agency subject to review by the State Dental Advisory Committee

Psychiatric and psychological services unless the need for them has has been preauthorized by the local agency in accordance with the conditions and limitations prevailing in the Medical Assistance Program

Autopsies

Air conditioners, humidifiers, dehumidifiers and orthopedic mattresses even though they may have some health treatment values

(5) "Provider of Medical Care" means any person or facility furnishing, within the scope of his or its respective license, any or all of the services or goods recited in Section (c) (4) above.

(6) "Income" means earned and unearned income from any source whatsoever, (including windfalls, income tax refunds and rebates) reduced by amounts paid or withheld for federal and state income taxes, federal social security taxes and employment expenses. The local agency may adopt a standardized allowance schedule for usual employment expenses.

(7) "Relative's Responsibility" means that the financial responsibility of a relative for an applicant or recipient of General Assistance Medical Care shall not extend beyond the relationship of a spouse, or a parent of an applicant or recipient who is a child under the age of 18 years.

(d) Eligibility Requirements

General Assistance Medical Care benefits shall be granted to any person or family who has all of the following qualifications:

(1) Who is currently receiving General Assistance in accordance with Minnesota Statutes, Section 256D.01 to 256D.22; or

(2) Who is not eligible for or receiving medical care through the programs of Aid to Families with Dependent Children, or Emergency Assistance-AFDC, or Medical Assistance, or Cost-of-Care for mentally retarded, epileptic or emotionally handicapped children, or State Reimbursement for State Wards per Minnesota Statutes Section 260.38, or Social Services under Title XX of the Social Security Act but who otherwise meets eligibility requirements for this General Assistance Medical Care program; and

(3) Whose net equity in real and personal property does not exceed the maximum standards established in the Medical Assistance Program according to Minnesota Statutes, Sections 256B.06 and 256B.07; and

(4) Who does not own or have an equivalent to ownership an automobile with a trade-in value in excess of $1,500 according to current N.A.D.A. schedules; and

(5) Who has not transferred property without receiving reasonable consideration for the purpose of qualifying for General Assistance Medical Care; and

(6) Who has or anticipates receiving an annual income not in excess of $2,600 for a single person, or $3,264 for two family members (husband and wife, parent and child, or two siblings), or $3,960 for three family members, or $4,620 for four family members, or $5,184 for five family members, plus $625 for each additional legal dependent, or who has income in excess of these maxima and in the month of application (or during the three months prior to the month of application) incurs expenses for medical care that total more than one-half of the annual excess income in accordance with the regulations of the Department. In such excess income cases, eligibility shall be limited to a period of six months beginning with the first of the month in which these medical obligations are first incurred; and

(7) Who has applied or agrees to apply all proceeds received or receivable by him or his spouse from private health care coverage or the Minnesota No-Fault Auto Insurance law to the costs of medical care for himself, his spouse and legal dependents. The local agency or the Department may require from any applicant or recipient of General Assistance Medical Care the assignment of any rights accruing under such health and accident care coverage. Any rights or amounts so assigned shall be applied against the cost of medical care paid for by the General Assistance Medical Care Program.

(e) Duties of the Department and the Local Agency

(1) Applications for General Assistance Medical Care shall be reduced to writing on forms prescribed by the Department and be filed with the local agency of the county wherein the applicant is residing. The determination of the county of financial responsibility shall be made in accordance with Minnesota Statutes, Section 256D.18 and the procedures prescribed therein for referral of applications to other counties shall be followed.

(2) The local agency shall, within 45 days thereafter, selectively ascertain the facts supporting the application and inform the applicant by written notice of the action taken on his application. Any applicant or recipient aggrieved by any order or determination of the local agency may appeal therefrom to the Commissioner in accordance with Minnesota Statutes, Section 256D.12.

(3) Upon approval of such application (for a period of eligibility not to exceed six months), the local agency shall advise the recipient whether he may select the medical providers which are to provide him with the necessary medical services and goods or if the local agency is reserving the right to designate the medical providers for him.

(4) Upon prior approval from the Commissioner, a local agency may delegate its responsibility for determining an applicant's eligibility for benefits of this program to other legally established units of county government.

(5) Each local agency shall notify the Commissioner whether it will:

(aa) Pay the medical providers directly and claim state reimbursement (90%) in accordance with procedures established by the Commissioner; or

(bb) Require that all medical providers submit their claims to the Department's Central disbursement Center for state payment directly to the providers after which the Department will bill the local agency for the county share (10%) of the payments thus made. In selecting this alternative, the local agency also agrees to:

(i) Accept all reimbursement standards and edits of the system which are applied to Title XIX payments;
(ii) Maintain current eligibility records on all recipients of General Assistance Medical Care on the Title XIX recipient subsystem through the use of Form DPW-106;
(iii) Reimburse 50% of the Department's costs of processing these medical provider claims.

(6) Any local agency may, from its own resources, make payments for medical care for persons not otherwise eligible for this General Assistance Medical Care Program.

(7) The local agencies shall administer the General Assistance Medical Program in their respective counties under the supervision of the Department, and shall make such reports, prepare such statistics, and keep such records and accounts as the Commissioner may require.

(8) The local agency shall not allow payment of medical provider claims which exceed the fee schedules established by the Commissioner for the Medical Assistance Program.

(f) The effective date of this Rule is January 1, 1976, for medical services and goods rendered to eligible recipients after that date.