

Minnesota Attorney General: Administrative Rules Proceedings

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Version 3
August 20, 2018

RULE REVIEW CHECKLIST

File No. 1325 Docket No. 05.0009.0881

DATE RECEIVED 10/16/86
REVIEW DATE 10/24
DUE DATE 10/30

APPROVED 10/30/86
DISAPPROVED
WITHDRAWN

ADOPTED W/O HEARING ✓
EMERGENCY RULE

REVISOR APPROVED
REVISOR DISAPPROVED
FILED W/SEC. STATE 11-4-86
RETURNED TO AGENCY 11-7-86

✓ Rule as adopted (4 copies)

✓ Notice to Solicit Outside Information/Opinion
July 14, 1986 Date published in State Register
Comments

~~Petition for Adoption of a Rule~~

~~Board's Authorizing Resolution~~

✓ Proposed rule
Yes Revisor's Certificate

✓ Notice of Intent to Adopt Rule
256B.502 Statutory Authority
NO Small business statement
Yes Expenditure of public money statement
Yes Signature

✓ Statement of Need and Reasonableness

✓ Affidavit of Mailing Notice of Intent to Adopt Rule
Sept 5 1986 Date 30/25 days before adoption

✓ Publication in State Register
Sept 8, 1986 Date 30/25 days before adoption

~~Resolution Adopting~~

✓ Findings of Fact, Conclusions & Order Adopting
Oct 16, 1986 Date

✓ Written requests, submissions or comments

✓ Declaration of attorney
Gary Van Cleve Name of SAAG representing agency

~~Notice of Submission to Attorney General~~

~~Affidavit of Mailing Notice to Attorney General~~

✓ Order for Notice of Intent to Adopt Amendments

✓ Certificate

~~Order for Proposed Adoption of Amendments~~

SF-00006-03

STATE OF MINNESOTA

DEPARTMENT ATTORNEY GENERAL

Office Memorandum

TO: LEONARD W. LEVINE
Commissioner, Department of Human Services

DATE: 11-5-86

ATTN: Gary Van Cleve
Special Assistant Attorney General

FROM: J. MICHAEL MILES
Assistant Attorney General

PHONE: 296-6555

SUBJECT: Review of a Rule Adopted Without a Public Hearing
Nursing Home Payment Rate Determination
Minnesota Rules, parts 9549.0030, 9549.0036,
9549.0041 and 9549.0060

The above-referenced rule has been approved as to its legality by the Attorney General on October 30, 1986.

Enclosed is the agency's copy of the approved rule. This office has already filed two copies of the approved rule with the Secretary of State, who will forward one copy to the Revisor of Statutes. The fourth copy is being retained by this division of the Attorney General's Office for its records.

Also enclosed are any petitions, requests, submission or comments received by the agency and any extra copies of documents which the agency submitted to the Attorney General.

In order for a permanent rule without a hearing to become effective, your agency must publish a notice of adoption in the State Register in accordance with Minn. Stat. § 14.27. An emergency rule becomes effective five working days after approval by the Attorney General; however, the agency must publish a notice in the State Register in accordance with Minn. Stat. § 14.34.

If you have any questions in this regard, please contact me.

JMM/ag

Enclosures

cc: Maryanne Hruby
Executive Director
Legislative Commission to Review
Administrative Rules

Duane Harves
Chief Administrative Law Judge
Office of Administrative Hearings

RR1325

Department of Human Services

Adopted Permanent Rules Relating to Nursing Home Payment Rate Determination

Rules as Adopted

9549.0030 COST ALLOCATION PROCEDURES.

Subpart 1. to 3. [Unchanged.]

Subp. 4. **Central, affiliated, or corporate office costs.** Cost allocation for central, affiliated, or corporate offices shall be governed by items A to F.

A. [Unchanged.]

B. Except as provided in item A, central, affiliated, or corporate office costs must be allocated to the general and administrative cost category of each nursing home within the group served by the central, affiliated, or corporate office according to subitems (1) to (5).

(1) to (5) [Unchanged.]

C. to F. [Unchanged.]

Subp. 5. [Unchanged.]

9549.0036 NONALLOWABLE COSTS.

The costs listed in items A to EE are not allowable for purposes of setting payment rates but must be identified on the nursing home's cost report.

A. to H. [Unchanged.]

I. Costs of activities not related to resident care such as flowers or gifts for employees or owners, employee parties, and business meals except as in part 9549.0040, subpart 7, item X.

J. to P. [Unchanged.]

Q. Bad debts and related bad debt collection fees except as provided in part 9549.0040, subpart 7, item V.

R. to U. [Unchanged.]

V. Telephone, television, and radio service provided in a resident's room except as in part 9549.0040, subpart 6,

item D.

W. to EE. [Unchanged.]

9549.0041 GENERAL REPORTING REQUIREMENTS.

Subpart 1. to 9. [Unchanged.]

Subp. 10. **Deadlines and extensions.** The deadline for submission of reports and the extension of the deadline is governed by items A to C.

A. [Unchanged.]

B. The commissioner may reject any annual cost report filed by a nursing home that is incomplete or inaccurate or may require additional information necessary to support the payment rate request. The corrected report or the additional information requested must be returned to the commissioner within 20 days of the request or the report must be rejected. The commissioner may extend this time if the nursing home makes a showing of good cause in writing and if the commissioner determines that the delay in receipt of the information will not prevent the commissioner from establishing rates in a timely manner as required by law. Failure to file the required cost report and other required information or to correct the form of an incomplete or inaccurate report shall result in its rejection and in a reduction of the payment rate in subpart 12. The failure to provide additional information shall also result in a reduction of the payment rate in subpart 12 unless the total payment rate can be calculated by the disallowance of the cost for which additional information was requested, in which case no rate reduction as specified in subpart 12 shall occur.

C. [Unchanged.]

Subp. 11. and 12. [Unchanged.]

Subp. 13. **Audits.** Nursing home audits are subject to items A to D:

A. [Unchanged.]

B. Field audits may cover the four most recent annual cost reports for which desk audits have been completed and payment rates have been established. The field audit must be an

independent review of the nursing home's cost report. All transactions, invoices, or other documentation that support or relate to the costs claimed on the annual cost reports are subject to review by the field auditor. If the provider fails to provide the field auditor access to supporting documentation related to the information reported on the cost report within the time period specified by the commissioner, the commissioner may calculate the total payment rate by disallowing the cost of the items for which access to the supporting documentation is not provided or apply the penalty in subpart 12, item A, whichever would result in the least amount of change in the total payment rate.

C. and D. [Unchanged.]

Subp. 14. and 15. [Unchanged.]

9549.0060 DETERMINATION OF THE PROPERTY-RELATED PAYMENT RATE.

Subpart 1. and 2. [Unchanged.]

Subp. 3. **Special reappraisals.** Special reappraisals are subject to the requirements of items A to F.

A. A nursing home which makes an addition to or replacement of buildings, attached fixtures, or land improvements may request the commissioner to conduct a reappraisal upon project completion.

Upon receipt of a written request, the commissioner shall conduct a reappraisal within 60 days provided that all conditions of this subpart are met. The total historical cost of the addition or replacement, exclusive of the proceeds from disposals of capital assets or applicable credits such as public grants and insurance proceeds, must exceed the lesser of $200,000 or ten percent of the most recent appraised value determined under subparts 1 to 4. The addition or replacement must be complete and a certificate of occupancy issued, or if a certificate of occupancy is not required, the addition or replacement must be available for use. Special reappraisals under this item are limited to one per 12-month period.

B. to F. [Unchanged.]

Subp. 4. to 9. [Unchanged.]

Subp. 10. **Equipment allowance.** For rate years beginning after June 30, 1985, the equipment allowance must be computed according to items A to E.

A. to D. [Unchanged.]

E. The median historical cost per bed for each group in item C as determined in item D must be increased by ten percent. For rate years beginning after June 30, 1986, this amount shall be adjusted annually by the percentage change indicated by the urban consumer price index for Minneapolis-Saint Paul, as published by the Bureau of Labor Statistics, new series index (1967=100) for the two previous Decembers. This index is incorporated by reference and available at the James J. Hill Reference Library, Saint Paul, Minnesota.

F. [Unchanged.]

Subp. 11. and 12. [Unchanged.]

Subp. 13. **Determination of the property-related payment rate.** The commissioner shall determine the property-related payment rate according to items A to H.

A. [Unchanged.]

B. The allowable historical property-related per diem shall be established according to subitems (1) and (2).

(1) For the rate year beginning July 1, 1985, the nursing home's historical property-related per diem shall be determined by adding the allowable historical property-related costs used to compute the property-related payment rate effective on June 30, 1985, and dividing the sum by 96 percent capacity days. A nursing home with an average length of stay of 180 days or less as defined in subpart 8, item E, shall use the divisor determined in subpart 8, item E, instead of 96 percent of capacity days.

(2) [Unchanged.]

C. to H. [Unchanged.]

Subp. 14. [Unchanged.]

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
NOV 4 1986
Joan Anderson Growe
Secretary of State

1:45PM

APPROVED AS TO FORM AND LEGALITY
10/30 19 86
HUBERT H. HUMPHREY, III
ATTORNEY GENERAL
BY
ASSISTANT ATTORNEY GENERAL

8700.5511 SPECIAL EDUCATION: MILDLY HANDICAPPED.

Subpart 1. **Applicability.** Mildly handicapped students are those students with mental handicaps, specific learning disabilities, or emotional/behavioral disorders who receive services in accordance with part 3525.2340, subpart 2, items B and C as in effect on the effective date of these rules.

~~Subpart 1~~ Subp. 2. **Licensure requirements.** A candidate recommended for licensure to teach mildly handicapped students with mental handicaps, specific learning disabilities, or emotional/behavioral disorders (kindergarten to grade 12) shall:

A. hold a master's degree or the equivalent;

B. hold a valid Minnesota elementary, secondary, or K-12 classroom teaching license, or satisfactorily complete the requirements enumerated in part 8700.5512;

C. hold a valid Minnesota special education teaching license as a teacher of special education: mild to moderate mentally handicapped, special education: specific learning disabilities, or special education: emotionally/behaviorally disordered;

Subp. ~~2~~ 3. **Program requirements; regular education.** Each program leading to the licensure of teachers of mildly handicapped students (kindergarten to grade 12) shall provide candidates recommended for licensure with preparation in regular education areas as set forth in item A or B:

Subp. ~~3~~ 4. **Program requirements; mildly handicapped.** Each program leading to the licensure of teachers of mildly handicapped students (kindergarten to grade 12) shall provide candidates recommended for licensure with preparation in the following special education areas, consisting of a minimum of 45 quarter hours, or the equivalent:

Subp. 4 5. **Program approval for institutions.** An institution applying to the Board of Teaching for approval of its preparation program for teachers of mildly handicapped students shall comply with part 8700.7700.

Subp. ~~5~~ 6. **Continuing licensure.** A continuing license shall be issued and renewed according to rules of the Board of Teaching governing continuing licenses.

OFFICIAL NOTICES

Pursuant to the provisions of Minn. Stat. § 15.0412, subd. 6, an agency, in preparing proposed rules, may seek information or opinion from sources outside the agency. Notices of intent to solicit outside opinion must be published in the *State Register* and all interested persons afforded the opportunity to submit data or views on the subject, either orally or in writing.

The *State Register* also publishes other official notices of state agencies, notices of meetings, and matters of public interest.

Department of Human Services—Long Term Care Management Division

Outside Opinion Sought Concerning Rules for Determining Welfare Per Diem Payment Rates for Nursing Home Providers Participating in the Medical Assistance Program

Notice is hereby given that the Minnesota Department of Human Services is seeking information or opinions from sources outside the agency in preparing to draft amendments to rules for determining welfare per diem payment rates for nursing home providers participating in the Medical Assistance program, Minnesota Rules, parts 9549.0010 to 9549.0080 (Permanent Rule 50). The purpose of the amendments is to correct or clarify various parts of the rules. Authorization for the rules is found in Minnesota Statutes, section 256B.502.

The Minnesota Department of Human Services requests information and comments concerning the subject matter of this pro-

KEY: PROPOSED RULES SECTION — Underlining indicates additions to existing rule language. ~~Strike outs~~ indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." ADOPTED RULES SECTION — Underlining indicates additions to proposed rule language. ~~Strike outs~~ indicate deletions from proposed rule language.

posed rule. Interested or affected persons may submit statements of information or comment orally or in writing. Written statements should be addressed to:

Chuck Osell, Supervisor
Rule Administration and Policy Development Unit
Long Term Care Management Division
Minnesota Department of Human Services
6th Floor, Space Center
444 Lafayette Road
St. Paul, MN 55101

Oral statements and comments will be received during regular business hours over the telephone at 612/297-3463.

All statements of information and comment shall be accepted until further notice. Any written material received by the Minnesota Department of Human Services shall become part of the record in the event the rule is promulgated.

Department of Human Services—Long Term Care Management Division

Outside Opinion Sought Concerning Rules Governing the Funding and Administration of Home and Community-Based Services for Disabled Adults Under the Age of 65

Notice is hereby given that the Minnesota Department of Human Services is seeking information or opinions from sources outside the agency in preparing to draft a rule governing the funding and administration of home and community-based services for disabled adults under the age of 65 as provided for in the Federal Omnibus Budget Reconciliation Act, Title XIX, Section 2176. Among the services the Department is considering providing under the proposed rules are: respite care, case management, adaptive aids, adult day care, homemaker services, personal care attendants and home health services. Authorization for the rule is found in Minnesota Statutes, section 256B.49, subdivision 2.

The Minnesota Department of Human Services requests information and comments concerning the subject matter of this proposed rule. Interested or affected persons may submit statements of information or comment orally or in writing. Written statements should be addressed to:

Jane Delage
Rules Unit
Minnesota Department of Human Services
4th Floor, Centennial Office Building
658 Cedar St.
St. Paul, MN 55155

Oral statements and comments will be received during regular business hours over the telephone at 612/297-4302.

All statements of information and comment shall be accepted until further notice. Any written material received by the Minnesota Department of Human Services shall become part of the record in the event the rule is promulgated.

Department of Human Services

Notice of Interstate Compact on Adoption and Medical Assistance

When children became eligible through the Social Security Act, Title IV-E, for federal participation in their adoption subsidies, they also were eligible for Medicaid. However, when their residence involved another state, children experienced difficulties in finding medical vendors willing to use out-of-state medical assistance cards. To resolve these problems, states decided to pass enabling legislation in order to enter into an interstate agreement on adoption and medical assistance.

The 1984 Minnesota Legislature passed Chapter 422 under which the Department of Human Services could enter into the interstate agreement with other states. The following agreement has been entered into by eleven states to date, including Minnesota.

Interstate Compact on Adoption and Medical Assistance

ARTICLE I. FINDINGS

The states which are parties to this Compact find that:

(a) In order to obtain adoptive families for children with special needs, states must assure prospective adoptive parents of sub-

Department of Human Services

Proposed Permanent Rules Relating to Nursing Home Payment Rate Determination

Rules as Proposed

9549.0030 COST ALLOCATION PROCEDURES.

Subpart 1. to 3. [Unchanged.]

Subp. 4. **Central, affiliated, or corporate office costs.** Cost allocation for central, affiliated, or corporate offices shall be governed by items A to F.

A. [Unchanged.]

B. Except as provided in item A, central, affiliated, or corporate office costs must be allocated to the general and administrative cost category of each nursing home within the group served by the central, affiliated, or corporate office according to subitems (1) to ~~(4)~~ (5).

(1) to (5) [Unchanged.]

C. to F. [Unchanged.]

Subp. 5. [Unchanged.]

9549.0036 NONALLOWABLE COSTS.

The costs listed in items A to EE are not allowable for purposes of setting payment rates but must be identified on the nursing home's cost report.

A. to H. [Unchanged.]

I. Costs of activities not related to resident care such as flowers or gifts for employees or owners, employee parties, and business meals except as in part 9549.0040, subpart 7, item ~~Y~~ X.

J. to P. [Unchanged.]

Q. Bad debts and related bad debt collection fees except as provided in part 9549.0040, subpart 7, item ~~W~~ V.

R. to U. [Unchanged.]

V. Telephone, television, and radio service provided in a resident's room except as in part 9549.0040, subpart ~~7~~ 6,

APPROVED IN THE
REVISOR OF STATUTES
OFFICE BY:

item ~~B~~ D.

W. to EE. [Unchanged.]

9549.0041 GENERAL REPORTING REQUIREMENTS.

Subpart 1. to 9. [Unchanged.]

Subp. 10. **Deadlines and extensions.** The deadline for submission of reports and the extension of the deadline is governed by items A to C.

A. [Unchanged.]

B. The commissioner may reject any annual cost report filed by a nursing home that is incomplete or inaccurate or may require additional information necessary to support the payment rate request. The corrected report or the additional information requested must be returned to the commissioner within 20 days of the request or the report must be rejected. The commissioner may extend this time if the nursing home makes a showing of good cause in writing and if the commissioner determines that the delay in receipt of the information will not prevent the commissioner from establishing rates in a timely manner as required by law. Failure to file the required cost report and other required information or to correct the form of an incomplete or inaccurate report shall result in its rejection and in a reduction of the payment rate in subpart 12. The failure to provide additional information shall also result in a reduction of the payment rate in subpart 12 unless the total payment rate can be calculated by the disallowance of the cost for which ~~no~~ additional information was requested, in which case no rate reduction as specified in subpart 12 shall occur.

C. [Unchanged.]

Subp. 11. and 12. [Unchanged.]

Subp. 13. **Audits.** Nursing home audits are subject to items A to D:

A. [Unchanged.]

B. Field audits may cover the four most recent annual cost reports for which desk audits have been completed and payment rates have been established. The field audit must be an

APPROVED IN THE
REVISOR OF STATUTES
OFFICE BY:

independent review of the nursing home's cost report. All transactions, invoices, or other documentation that support or relate to the costs claimed on the annual cost reports are subject to review by the field auditor. If the provider fails to provide the field auditor access to supporting documentation related to the information reported on the cost report within the time period specified by the commissioner, the commissioner may calculate the total payment rate by disallowing the cost of the items for which access to the supporting documentation is not provided or apply the penalty in subpart 12, item A, whichever would result in the least amount of change in the total payment rate.

C. and D. [Unchanged.]

Subp. 14. and 15. [Unchanged.]

9549.0060 DETERMINATION OF THE PROPERTY-RELATED PAYMENT RATE.

Subpart 1. and 2. [Unchanged.]

Subp. 3. **Special reappraisals.** Special reappraisals are subject to the requirements of items A to F.

A. A nursing home which makes an addition to or replacement of buildings, attached fixtures, or land improvements may request the commissioner to conduct a reappraisal upon project completion.

Upon receipt of a written request, the commissioner shall conduct a reappraisal within 60 days provided that all conditions of this subpart are met. The total historical cost of the addition or replacement, exclusive of the proceeds from disposals of capital assets or applicable credits such as public grants and insurance proceeds, must ~~be~~ exceed the lesser of $200,000 or ten percent of the most recent appraised value determined under subparts 1 to 4. The addition or replacement must be complete and a certificate of occupancy issued, or if a certificate of occupancy is not required, the addition or replacement must be available for use. Special reappraisals under this item are limited to one per 12-month period.

B. to F. [Unchanged.]

APPROVED IN THE REVISOR OF STATUTES OFFICE BY:

Subp. 4. to 9. [Unchanged.]

Subp. 10. **Equipment allowance.** For rate years beginning after June 30, 1985, the equipment allowance must be computed according to items A to E.

A. to D. [Unchanged.]

E. The median historical cost per bed for each group in item C as determined in item D must be increased by ten percent. For rate years beginning after June 30, 1986, this amount shall be adjusted annually by the percentage change indicated by the urban consumer price index for Minneapolis-Saint Paul, as published by the Bureau of Labor Statistics, new series index (1967=100) for the two previous ~~Octobers~~ Decembers. This index is incorporated by reference and available at the James J. Hill Reference Library, Saint Paul, Minnesota.

F. [Unchanged.]

Subp. 11. and 12. [Unchanged.]

Subp. 13. **Determination of the property-related payment rate.** The commissioner shall determine the property-related payment rate according to items A to H.

A. [Unchanged.]

B. The allowable historical property-related per diem shall be established according to subitems (1) and (2).

(1) For the rate year beginning July 1, 1985, the nursing home's historical property-related per diem shall be determined by adding the allowable historical property-related costs used to compute the property-related payment rate effective on June 30, 1985, and dividing the sum by 96 percent capacity days. A nursing home with an average length of stay of 180 days or less as defined in subpart 8, item E, shall use the divisor determined in subpart 8, item E, instead of 96 percent of capacity days.

(2) [Unchanged.]

C. to H. [Unchanged.]

Subp. 14. [Unchanged.]

APPROVED IN THE
REVISOR OF STATUTES
OFFICE BY:

Office of the Revisor of Statutes

Administrative Rules

TITLE: Proposed Permanent Rules Relating to Nursing Home Payment Rate Determination

AGENCY: Department of Human Services

MINNESOTA RULES: Chapter 9549

The attached rules are approved for publication in the State Register

Susan E. Quayle

Susan E. Quayle
Assistant Revisor

STATE OF MINNESOTA

DEPARTMENT OF HUMAN SERVICES

In the Matter of the Proposed Adoption of Amendments to the Permanent Rules of the State Department of Human Services Governing the Determination of Payment Rates for Nursing Homes Participating in the Medical Assistance Program, Parts 9549.0010 to 9549.0080 (Permanent Rule 50)

Notice of Proposed Adoption of Amendments to Permanent Rules Without A Public Hearing

Notice is hereby given that the State Department of Human Services proposes to amend the above-entitled rule without a public hearing following the procedures set forth in the Administrative Procedure Act for adopting rules without a public hearing in Minnesota Statutes, sections 14.22 to 14.28. The statutory authority for the rules is found in Minnesota Statutes, section 256B.502.

All persons have 30 days or until 4:30 p.m. on October 8, 1986 in which to submit comment in support of or in opposition to the proposed rule amendments or any part or subpart of the rule amendments. Comment is encouraged. Each comment should identify the portion of the proposed amendments addressed, the reason for the comment, and any change proposed.

Any person may make a written request for a public hearing on the rule amendments within the 30-day comment period. If 25 or more persons submit a written request for a public hearing within the 30-day comment period, a public hearing will be held unless a sufficient number withdraw their request. Any person requesting a public hearing should state his or her name and address and is encouraged to identify the portion of the proposed rule addressed, the reason for the request, and any change proposed. If a public hearing is required, the agency will proceed pursuant to Minnesota Statutes, sections 14.131 to 14.20.

Comments or written requests for a public hearing must be submitted to:

Jane Delage
Rules Unit
4th Floor, Centennial Building
St. Paul, Minnesota 55155
Telephone: 612/297-4302

The proposed rule amendments may be modified if the modifications are supported by data and views and do not result in a substantial change in the proposed rule amendments as noticed.

A copy of the proposed rule amendment is attached to this notice.

A free copy of the rule amendments is available upon request from Jane Delage. The rule is also available for viewing at each county welfare department in the state of Minnesota.

A Statement of Need and Reasonableness that describes the need for and reasonableness of each of the proposed rule amendments and identifies the data and information relied upon to support the proposed rule has been prepared and is available from Jane Delage upon request.

The adoption of these rule amendments will not result in additional spending by local public bodies in either of the first two years following implementation of the rule.

If no hearing is required, upon adoption of the amendments, the rule and the required supporting documents will be submitted to the Attorney General for review as to legality and form to the extent the form relates to legality. Any person may request notification of the date of submission to the Attorney General. Persons who wish to be advised of the submission of this material to the Attorney General, or who wish to receive a copy of the adopted rule, must submit the written request to Jane Delage.

8-25-86
Date

LEONARD W. LEVINE, Commissioner
Department of Human Services

STATE OF MINNESOTA

DEPARTMENT OF HUMAN SERVICES

In the Matter of the Proposed Adoption of Amendments to the Permanent Rules of the State Department of Human Services Governing the Determination of Payment Rates for Nursing Homes Participating in the Medical Assistance Program, Parts 9549.0010 to 9549.0080 (Permanent Rule 50)

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8-25-86
Date

LEONARD W. LEVINE, Commissioner
Department of Human Services

IN THE MATTER OF THE PROPOSED
ADOPTION OF AMENDMENTS TO
PERMANENT RULES GOVERNING THE
DETERMINATION OF PAYMENT RATES
FOR NURSING HOMES PARTICIPATING
IN THE MEDICAL ASSISTANCE PROGRAM
PARTS 9549.0010 TO 9549.0080

STATEMENT OF NEED AND
REASONABLENESS

AUTHORITY

Minnesota Rules, parts 9549.0010 to 9549.0080, govern the rates for nursing homes licensed under Minnesota Statutes, chapter 144A and boarding care homes licensed under Minnesota Statutes, section 144.50. These permanent rules, and the temporary case mix rules (parts 9549.0050 to 9549.0059 [Temporary]) were effective on June 14, 1985, for rate years beginning on or after July 1, 1985. Together they were developed to implement Minnesota Statutes, sections 256B.41 through 256B.502 and were promulgated according to the requirements of federal statutes 42 USC § 1396 a(a)(13)(A) and federal regulations 42 CFR Part 447.

LEGISLATIVE HISTORY

In 1983, the Minnesota Legislature found "that Medical Assistance expenditures are increasing at a much faster rate than the state's ability to pay . . .; that reimbursement for nursing home care and ancillary services comprises over one-half of Medical Assistance costs and, therefore, controlling expenditures for nursing home care is essential to prudent management of the state's budget. . .," Minnesota Statutes, section 144A.071.

The Commissioner of the Department of Human Services was directed to "establish by rule, procedures for determining rates for cost of residents at nursing homes which qualify as vendors of Medical Assistance," Minnesota Statutes, section 256B.41. The Department is responsible for the adoption of rules which comply with the expressed requirements of the Minnesota Legislature.

RULEMAKING HISTORY

The Department adopted a temporary rule, 12 MCAR §§ 2.05001 - 2.05016 [Temporary], and began the development of permanent rules. An advisory committee was formed including members representative of the nursing home industry, consumer groups, and those knowledgeable about nursing home finances. The Department engaged a consultant, the firm of Deloitte, Haskins & Sells, to conduct a study of property reimbursement methodology; and, in cooperation with the Interagency Board for Quality Assurance, contracted with Lewin & Associates for a study of a case mix system to reimburse operating costs.

In 1984, the Legislature directed the Department to adopt temporary rules necessary for the implementation of operating costs payment rates as provided by Laws of Minnesota 1984, chapter 641. In effect, nursing home payment rules were divided into two parts: (1) the provisions governing the determination of allowable costs, setting reporting requirements, establishing appeals procedures, and determining the property-related payment and payment for real estate taxes and special assessments (parts 9549.0010 to 9549.0080); and (2) the provisions dealing with the establishment of a case mix methodology for payment of operating costs (parts 9549.0050 to 9549.0059 [Temporary]).

The Legislature established special requirements for the development of the temporary case mix rules in Laws of Minnesota 1984, chapter 641. The temporary rule process was governed by the Administrative Procedures Act (Minnesota Statutes, section 14.29 to 14.36) which was in effect on March 1, 1984. The temporary rules adopted were to "have the force and effect of law and remain in effect until June 30, 1986, unless otherwise superseded by rule." Minnesota Statutes, section 256B.431, subdivision 6. The Department's proposed temporary rules, parts 9549.0050 to 9549.0059 [Temporary] were published in the State Register on April 8, 1985, and were effective on June 14, 1985, for rate years beginning on or after July 1, 1985.

In 1986, the Minnesota Legislature extended the effective period for the temporary rules governing the case mix system for one year in order to give the Departments of Health and Human Services additional time to develop permanent rules. Laws of Minnesota 1986, chapter 316. Following the adoption of the legislation extending the temporary rules, the Department of Human Services amended the temporary rules to clarify the operating cost rate determination process to be used to determine rates for fiscal 1987 and to update the resident classification system used in determining operating cost payment rates. The temporary rules as amended were effective on June 14, 1986. The permanent rulemaking process has begun and will be completed in the spring of 1987.

PURPOSE OF AMENDMENTS

The Department and the industry's experience with parts 9549.0010 to 9549.0080 during the year following adoption of the rules lead to the iden-

tification of a number of issues that needed clarification. The purpose of this amendment process is to address those issues. Most of the proposed amendments do not result in substantive changes in the rate determination process, but rather merely clarify existing policies.

AMENDMENT PROCESS

The Department published a "Notice of Intent to Solicit Outside Opinion" in the State Register on July 14, 1986. An advisory committee meeting was held on July 11 with the original advisory committee used in the development of parts 9549.0010 to 9549.0080. A follow-up meeting was held with the advisory committee developed to work on the case mix rules, parts 9549.0050 to 9549.0059 [Temporary] on August 7. Several modifications were made to the proposed amendments based on the input received from the advisory committees. A list of the advisory committee members is contained in Exhibit A.

STATEMENT OF NEED AND REASONABLENESS FOR SPECIFIC RULE PROVISIONS

The specific provisions of parts 9549.0010 to 9549.0080 which are to be amended are affirmatively presented by the Department in the following narrative in accordance with the provisions of the Minnesota Administrative Procedures Act, Minnesota Statutes, chapter 14 and the rules of the Attorney General's Office.

A. CORRECTIONS TO CITATIONS IN THE RULE PARTS.

Part 9549.0030, subpart 4, item B

After "subitems (1) to" strike "(4)"; insert "(5)".

Part 9549.0036, items I, Q, and V.

Item I. After "item" strike "Y", insert "X".

Item Q. After "item" stike "W"; insert "V".

Item V. After "as in part 9549.0040, subpart" strike "7, item Q "; insert "6, item D".

Statement of Need and Reasonableness

These changes are necessary because when other parts of the rule which were renumbered during the initial rulemaking process the corresponding corrections were not made to these items. It is reasonable to correct these rule cites so that the rules will read properly and to assure that appropriate interpretations of the rules will be made. Without these corrections the rule cites would not make sense.

B. CORRECTION OF WORDING IN RULE PARTS.

Part 9549.0041, subpart 10, item B.

After "disallowance of the cost for which" strike "no".

Statement of Need and Reasonableness

It is necessary to make this correction to clarify that the costs to be disallowed are the costs for which documentation was requested but was not provided. It is reasonable to make this correction because application of the penalty as currently worded would result in the disallowance of all costs except the costs being contested.

Part 9549.0060, subpart 3, item A

After "insurance proceeds, must" strike "be"; insert "exceed".

Statement of Need and Reasonableness

This amendment is necessary to clarify that a special reappraisal may be requested when the total historical cost of the addition or replacement is more than the lesser of $200,000 or 10 percent of the facility's allowable appraised value. It is reasonable to make this change because if the rule provision as originally adopted is taken literally the historical cost of the project "must be" $200,000 or 10 percent of the most recent appraised value. It is improbable that any provider would qualify for the reappraisal under those conditions. Since the Department did not intend for the provision to be overly restrictive, it is reasonable to make this change.

Part 9549.0060, subpart 10, item E

Strike "Octobers"; insert "Decembers".

Statement of Need and Reasonableness

The amendment is necessary because the Urban Consumer Price Index for Minneapolis/St. Paul, as published by the Bureau of Labor Statistics, will only be published in June and December beginning in 1986.

Because the October index will no longer be available it is reasonable to use a different annual period. Since the December statistic is the one most closely associated with the rate year that can be reasonably obtained prior to the effective date of the payment rates, it is reasonable to use the

December index rather than the June index. Use of the June index would not be feasible because the Department is required under Minnesota Statutes, section 256B.431 to notify the nursing homes on or before May 1 of the rates effective for the following rate year.

C. NEW RULE LANGUAGE.

Part 9549.0041, subpart 13, item B

Insert after "field auditor."

"If the provider fails to provide the field auditor access to supporting documentation related to the information reported on the cost report within the time period specified by the commissioner, the commissioner may calculate the total payment rate by disallowing the cost of the items for which access to the supporting documentation is not provided or apply the penalty in subpart 12, item A, whichever would result in the least amount of change in the total payment rate."

Statement of Need and Reasonableness

The Department is responsible for the administration of public funds and for the fulfillment of federal and state program requirements. The field audit process is one of the Department's tools for determining whether participating vendors are meeting statutory and regulatory requirements.

This amendment is necessary to clarify that access to supporting documentation is essential to the field audit process and that the failure to provide access to field auditors will result in the disallowance of the costs for which documentation is not provided or a 20 percent reduction in the

nursing home's payment rate whichever is less. It is necessary to have a penalty to provide a deterrent to providers who might otherwise obstruct the field audit process by denying the field auditor access to the supporting documentation or by unduly delaying providing the field auditor access to such documentation.

This requirement is consistent with Minnesota Statutes, section 256B.30 which states that: "The financial reports and supporting data of the facility shall be available for inspection and audit . . ." and with Minnesota Statutes, section 256B.27, subdivision 1, which states that: "the commissioner of human services may require any reports, information, and audits of medical vendors which he deems necessary."

The application of a penalty is consistent with Minnesota Statutes, section 256B.064, subdivision 1a, which gives the Commissioner authority to "seek monetary recovery and impose sanctions" against Medicaid vendors for their refusal to grant state agency access to records. The penalty is also a logical extension of the Commissioner's authority granted in Minnesota Statutes, section 256B.48, subdivision 3. A similar penalty is imposed when requested documentation is denied the Commissioner during the desk audit review process. It is reasonable to apply a similar penalty for documentation requested in a field audit because the information is of equal importance to the commissioner and because using a similar penalty is less confusing for the providers and the Department staff.

Part 9549.0060, subpart 13, item B, subitem (1)

After "capacity days."; insert:

"A nursing home with an average length of stay of 180 days or less as defined in subpart 8, item E, shall use the divisor determined in subpart 8, item E, instead of 96 percent of capacity days."

Statement of Need and Reasonableness

This amendment is necessary to clarify that nursing homes with an average length of stay of 180 days or less will receive the same treatment in the computation of their historical property-related per diem as accorded them in the computation of their building capital allowance in subparts 8 or 9.

The clarification represents the Department's current practice and is the Department's interpretation of the rule as promulgated. The amendment is reasonable since throughout this part (at subpart 8, item E and subpart 9, item D) short length of stay facilities are treated differently with respect to the capacity day divisor. If this clarification were not made the rule could be interpreted in a way which would adversely affect the short length of stay facilities.

EXHIBITS

Exhibit A, the list of Advisory Committee Members is attached.

DEPARTMENT PRESENTATION

If a hearing is required for these rule amendments, Charles Osell, Supervisor, Rule Administration and Policy Development, will present a summary of the Statement of Need and Reasonableness for the Department of Human Services.

OUTSIDE EXPERT WITNESSES

The Department of Human Services will not be using outside expert witnesses to testify in support of the amendments to parts 9549.0010 to 9549.0080.

CONCLUSION

The foregoing statements demonstrate the need for and reasonableness of proposed parts 9549.0010 to 9549.0080. To a great extent, the need for the rules is prescribed expressly by state statute, federal requirements, and the inherent responsibility of the Minnesota Department of Human Services to exercise prudent management of public funds.

8/25/86

Date

LEONARD W. LEVINE, COMMISSIONER

LM6/JANE

EXHIBIT A

LIST OF ADVISORY COMMITTEE MEMBERS INFORMED OF MEETINGS TO DISCUSS AMENDMENTS TO PERMANENT RULE 50

CASE MIX ADVISORY COMMITTEE AND SUPPLEMENTAL MAILING LIST

avMary Absolon
Minnesota Nurses Association
1821 University Avenue N-377
St. Paul, MN 55104

avMary Alcorn
Good Neighbor Care Association
2177 Youngman Avenue
St. Paul, MN 55116vMs. Alcornv

avBev Barker, President
Directors Association
County Office Building
P.O. Box 130
Glencoe, MN 55336vMs. Barkerv

avLinda Berglin, Co-Chair
Long Term Care Commission
323 Capitol
St. Paul, MN 55155vMs. Berlinv

avFran Bly
Beverly Enterprises
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avDianne Crawford
Director of Nursing Services
St. Therese Nursing Home
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New Hope, MN 55428vMs. Crawfordv

avJane Delage
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Centennial Office Building
Department of Human Services
St. Paul, MN 55155

avGabrella Downey
Minnesota AFL-CIO
Hospital and Nursing Home Employees
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Wilder Residence West
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avRoger Elverhoy
St. Louis County Social Services
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Duluth, MN 55802vMr. Elverhoyv

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Minneapolis, MN 55408 Ms. Freeman

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Good Neighbor
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Allan Johnson
Health Economist
Council of Community Hospitals
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Minneapolis, MN 55414 Mr. Johnson

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Saint Benedict's Center
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St. Cloud, MN 56301 Ms. Landwehr

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MAHA
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Wayne Larson
Crow Wing County Social Services
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Brainerd, MN 56401 Mr. Larson

Marion Lewis
MDH
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Minneapolis, MN 55440 Ms. Lewis

Joelyn Malone
c/o Medicare Partners
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Minneapolis, MN 55414 Ms. Malone

Michael McConnell, C.P.A.
Larson, Allen, Weishair and Co.
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Minneapolis, MN 55426 Mr. McConnell

Ken McCormick
Hennepin County Welfare Department
Policy and Management Support
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avJeanette Metz
Ebenezer Society
Luther Hall
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avCarol Mills, Executive Director
Guardian Angels Foundation
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Elk River, MN 55330vMs. Millsv

avGrace Nelson
Minnesota Senior Federation
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Edina, MN 55435vMs. Nelsonv

avRepresentative Tony Onnen
Rural Route 2, Box 211
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Columbia Heights, MN 55421vMr. Paulv

avCynthia Polich
4800 Doninick Way
Minnetonka, MN 55343vMs. Polichv

avVirginia Rootkie
Pine County Nursing Service
Court House
Pine City, MN 55063vMs. Rootkiev

avGeorge Steiner
Courthouse
Anoka, MN 55303vMr. Steinerv

avWally Sundberg
Seminary Memorial Home
906 College Avenue
Red Wing, MN 55066vMr. Sundbergv

avEd Svetc
Chief Accountant
Hennepin County
Room A-1005
Hennepin County Government Center
Minneapolis, MN 55487vMs. Svetcv

avSergei Shvetzoff
White Bear Lake Care Center
1891 Florence Street
White Bear Lake, MN 55110

avMary Jane Thompson
Northridge Care Center
5430 Boone Avenue North
New Hope, MN 55428vMs. Thompsonv

avLou Towner
160 East Kellogg
St. Paul, MN 55101vMr. Townerv

avMike Tripple
Minnesota Department of Health
Room 225
717 Delaware Street Southeast
Minneapolis, MN 55440vMr. Tripplev

avCharles Ulrich
C.P.A.
200 West Fourth Street
Willmar, MN 56201vMr. Ulrichv

avSusan Voigt
Minnesota Association of Health Care
Facilities
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2850 Metro Drive
Bloomington, MN 55420vMs. Voigtv

avKim Waldron
Minnesota AFL/CIO
Hospital and Nursing Home Employees
Local #113
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Suite 507
Minneapolis, MN 55414vMs. Waldronv

avElva Walker, Board Member
Minnesota Board on Aging
110 - 5th Avenue Southeast
Minneapolis, MN 55414vMs. Walkerv

11/L

RULE 50 PERMANENT ADVISORY COMMITTEE

Senator Linda Berglin
323 Capitol
St. Paul, Minnesota 55144
296-4261

Dianne Crawford
Director of Nursing Services
St. Therese Nursing Home
8000 Bass Lake Road
New Hope, Minnesota 55428
537-4503

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Iris Freeman
Director
Nursing Home Residents' Advocates
3231 First Avenue South
Minneapolis, Minnesota 55408
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Bill Hargis
President
Minnesota Association of Health Care Facilities
Good Neighbor Care Center
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Assistant Director
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Grace Nelson
Executive Director
Minnesota Senior Federation
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Administrator
Seminary Memorial Home
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Mike Tripple
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Minneapolis, Minnesota 55440
623-5448

Charles Ulrich
C.P.A.
200 West Fourth Street
Willmar, Minnesota 56201
612/235-4477

STATE OF MINNESOTA

DEPARTMENT OF HUMAN SERVICES

IN THE MATTER OF THE PROPOSED ADOPTION OF AMENDMENTS TO THE PERMANENT RULES OF THE STATE DEPARTMENT OF HUMAN SERVICES GOVERNING THE DETERMINATION OF PAYMENT RATES FOR NUSRING HOMES PARTICIPATING IN THE MEDICAL ASSISTANCE PROGRAM, PARTS 9549.0010 TO 9549.0080 (PERMANENT RULE 50)

AFFIDAVIT OF ADDITIONAL MAILING

Melody Nagy, being first duly sworn, deposes and says:

That on the 5th day of September, 1986, at the City of St. Paul, County of Ramsey, State of Minnesota, I mailed the attached Notice of Proposed Adoption of Amendments to the Permanent Rules Without a Public Hearing by depositing in the State of Minnesota Central Mail System for first class mailing, a copy thereof, properly enveloped, with postage prepaid to the following parties:

.Nursing Homes
.A list of accountants for the Nursing Homes
.Rules committee members

Melody Nagy

Subscribed and sworn to before me
this 6th day of October, 1986
Patricia A. Raschio

PATRICIA A. RASCHIO
NOTARY PUBLIC-MINNESOTA
RAMSEY COUNTY
MY COMMISSION EXPIRES JANUARY 27, 1989

STATE OF MINNESOTA

DEPARTMENT OF HUMAN SERVICES

IN THE MATTER OF THE PROPOSED ADOPTION OF AMENDMENTS TO THE PERMANENT RULES OF THE STATE DEPARTMENT OF HUMAN SERVICES GOVERNING THE DETERMINATION OF PAYMENT RATES FOR NURSING HOMES PARTICIPATING IN THE MEDICAL ASSISTANCE PROGRAM, PARTS 9549.0010 TO 9549.0080 (PERMANENT RULE 50)

AFFIDAVIT OF MAILING

Nancy Storelee, being first duly sworn, deposes and says:

That on the 3rd day of September, 1986, at the City of St. Paul, County of Ramsey, State of Minnesota, I mailed the attached Notice of Proposed Adoption of Amendments to Permanent Rules Without a Public Hearing by depositing in the State of Minnesota Central Mail System for first class mailing, a copy thereof, properly enveloped, with postage prepaid, to all persons and associations who have requested that their names be placed on file with the Department of Human Services for the purpose of receiving notice of hearing by this Department.

Nancy Storelee

Subscribed and sworn to before me

this 3rd day of September, 19__

Louise J. Breidel

LOUISE J. BREIDEL
NOTARY PUBLIC—MINNESOTA
DAKOTA COUNTY
MY COMM. EXP. SEPT. 22, 1990

STATE OF MINNESOTA

DEPARTMENT OF HUMAN SERVICES

In the Matter of the Proposed Adoption of Amendments to the Permanent Rules of the State Department of Human Services Governing the Determination of Payment Rates for Nursing Homes Participating in the Medical Assistance Program, Parts 9549.0010 to 9549.0080 (Permanent Rule 50)

Notice of Proposed Adoption of Amendments to Permanent Rules Without A Public Hearing

Notice is hereby given that the State Department of Human Services proposes to amend the above-entitled rule without a public hearing following the procedures set forth in the Administrative Procedure Act for adopting rules without a public hearing in Minnesota Statutes, sections 14.22 to 14.28. The statutory authority for the rules is found in Minnesota Statutes, section 256B.502.

All persons have 30 days or until 4:30 p.m. on October 8, 1986 in which to submit comment in support of or in opposition to the proposed rule amendments or any part or subpart of the rule amendments. Comment is encouraged. Each comment should identify the portion of the proposed amendments addressed, the reason for the comment, and any change proposed.

Any person may make a written request for a public hearing on the rule amendments within the 30-day comment period. If 25 or more persons submit a written request for a public hearing within the 30-day comment period, a public hearing will be held unless a sufficient number withdraw their request. Any person requesting a public hearing should state his or her name and address and is encouraged to identify the portion of the proposed rule addressed, the reason for the request, and any change proposed. If a public hearing is required, the agency will proceed pursuant to Minnesota Statutes, sections 14.131 to 14.20.

Comments or written requests for a public hearing must be submitted to:

Jane Delage
Rules Unit
4th Floor, Centennial Building
St. Paul, Minnesota 55155
Telephone: 612/297-4302

The proposed rule amendments may be modified if the modifications are supported by data and views and do not result in a substantial change in the proposed rule amendments as noticed.

A copy of the proposed rule amendment is attached to this notice.

A free copy of the rule amendments is available upon request from Jane Delage. The rule is also available for viewing at each county welfare department in the state of Minnesota.

A Statement of Need and Reasonableness that describes the need for and reasonableness of each of the proposed rule amendments and identifies the data and information relied upon to support the proposed rule has been prepared and is available from Jane Delage upon request.

The adoption of these rule amendments will not result in additional spending by local public bodies in either of the first two years following implementation of the rule.

If no hearing is required, upon adoption of the amendments, the rule and the required supporting documents will be submitted to the Attorney General for review as to legality and form to the extent the form relates to legality. Any person may request notification of the date of submission to the Attorney General. Persons who wish to be advised of the submission of this material to the Attorney General, or who wish to receive a copy of the adopted rule, must submit the written request to Jane Delage.

8-25-86
Date

LEONARD W. LEVINE, Commissioner
Department of Human Services

STATE OF MINNESOTA

DEPARTMENT OF HUMAN SERVICES

IN THE MATTER OF THE PROPOSED ADOPTION OF AMENDMENTS TO THE PERMANENT RULES OF THE STATE DEPARTMENT OF HUMAN SERVICES GOVERNING THE DETERMINATION OF PAYMENT RATES FOR NURSING HOMES PARTICIPATING IN THE MEDICAL ASSISTANCE PROGRAM, MINNESOTA RULES, PARTS 9549.0010 TO 9549.0080 (PERMANENT RULE 50)

AFFIDAVIT OF ADDITIONAL MAILING

Nancy Storelee, being first duly sworn, deposes and says:

That on the 3rd day of September, 1986, at the City of St. Paul, County of Ramsey, State of Minnesota, I mailed the attached Notice of Proposed Adoption of Amendments to the Permanent Rules Without a Public Hearing by depositing in the State of Minnesota Central Mail System for first class mailing, a copy thereof, properly enveloped, with postage prepaid to the following parties:

.The 87 Minnesota County Human Services Agencies

Nancy Storelee

Subscribed and sworn to before me

this 3 day of Sept., 1986

Louise J. Breidel

LOUISE J. BREIDEL
NOTARY PUBLIC—MINNESOTA
DAKOTA COUNTY
MY COMM. EXP. SEPT. 22, 1990

STATE OF MINNESOTA

DEPARTMENT OF HUMAN SERVICES

In the Matter of the Proposed Adoption of Amendments to the Permanent Rules of the State Department of Human Services Governing the Determination of Payment Rates for Nursing Homes Participating in the Medical Assistance Program, Parts 9549.0010 to 9549.0080 (Permanent Rule 50)

Notice of Proposed Adoption of Amendments to Permanent Rules Without A Public Hearing

Notice is hereby given that the State Department of Human Services proposes to amend the above-entitled rule without a public hearing following the procedures set forth in the Administrative Procedure Act for adopting rules without a public hearing in Minnesota Statutes, sections 14.22 to 14.28. The statutory authority for the rules is found in Minnesota Statutes, section 256B.502.

All persons have 30 days or until 4:30 p.m. on October 8, 1986 in which to submit comment in support of or in opposition to the proposed rule amendments or any part or subpart of the rule amendments. Comment is encouraged. Each comment should identify the portion of the proposed amendments addressed, the reason for the comment, and any change proposed.

Any person may make a written request for a public hearing on the rule amendments within the 30-day comment period. If 25 or more persons submit a written request for a public hearing within the 30-day comment period, a public hearing will be held unless a sufficient number withdraw their request. Any person requesting a public hearing should state his or her name and address and is encouraged to identify the portion of the proposed rule addressed, the reason for the request, and any change proposed. If a public hearing is required, the agency will proceed pursuant to Minnesota Statutes, sections 14.131 to 14.20.

Comments or written requests for a public hearing must be submitted to:

Jane Delage
Rules Unit
4th Floor, Centennial Building
St. Paul, Minnesota 55155
Telephone: 612/297-4302

The proposed rule amendments may be modified if the modifications are supported by data and views and do not result in a substantial change in the proposed rule amendments as noticed.

A copy of the proposed rule amendment is attached to this notice.

F. Has other unusual relationships or affiliations with the bank that question independence.

In circumstances where directors, appointees, or the internal auditor are considered not independent or qualified to perform the annual audit, the board should engage a certified public accountant or licensed public accountant.

Subp. 5. **Board of directors.** If the requirements of this part are to be accomplished by the board of directors as provided in Minnesota Statutes, section 48.10, the board must number at least five and include at a minimum one outside director.

Subp. 6. **Audit by outside parties.** At least one examination every four years must be completed by outside parties as set forth in subpart 3.

Department of Human Services

Proposed Permanent Rules Relating to Nursing Home Payment Rate Determination

Notice of Proposed Adoption of Amendments to Permanent Rules without a Public Hearing

Notice is hereby given that the State Department of Human Services proposes to amend the above-entitled rule without a public hearing following the procedures set forth in the Administration Procedure Act for adopting rules without a public hearing in Minnesota Statutes, sections 14.22 to 14.28. The statutory authority for the rules is found in Minnesota Statutes, section 256B.502.

All persons have 30 days or until 4:30 p.m. on October 8, 1986 in which to submit comment in support of or in opposition to the proposed rule amendments or any part or subpart of the rule amendments. Comment is encouraged. Each comment should identify the portion of the proposed amendments addressed, the reason for the comment, and any change proposed.

Any person may make a written request for a public hearing on the rule amendments within the 30-day comment period. If 25 or more persons submit a written request for a public hearing within the 30-day comment period, a public hearing will be held unless a sufficient number withdraw their request. Any person requesting a public hearing should state his or her name and address and is encouraged to identify the portion of the proposed rule addressed, the reason for the request, and any change proposed. If a public hearing is required, the agency will proceed pursuant to Minnesota Statutes, sections 14.131 to 14.20.

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Jane Delage
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The proposed rule amendments may be modified if the modifications are supported by data and views and do not result in a substantial change in the proposed rule amendments as noticed.

A copy of the proposed rule amendment is attached to this notice.

A free copy of the rule amendments is available upon request from Jane Delage. The rule is also available for viewing at each county welfare department in the state of Minnesota.

A Statement of Need and Reasonableness that describes the need for and reasonableness of each of the proposed rule amendments and identifies the data and information relied upon to support the proposed rule has been prepared and is available from Jane Delage upon request.

The adoption of these rule amendments will not result in additional spending by local public bodies in either of the first two years following implementation of the rule.

If no hearing is required, upon adoption of the amendments, the rule and the required supporting documents will be submitted to the Attorney General for review as to legality and form to the extent the form relates to legality. Any person may request notification of the date of submission to the Attorney General. Persons who wish to be advised of the submission of this material to the Attorney General, or who wish to receive a copy of the adopted rule, must submit the written request to Jane Delage.

Leonard W. Levine, Commissioner
Department of Human Services

Rules as Proposed

9549.0030 COST ALLOCATION PROCEDURES.

Subpart 1. to 3. [Unchanged.]

Subp. 4. **Central, affiliated, or corporate office costs.** Cost allocation for central, affiliated, or corporate offices shall be governed by items A to F.

A. [Unchanged.]

B. Except as provided in item A, central, affiliated, or corporate office costs must be allocated to the general and administrative cost category of each nursing home within the group served by the central, affiliated, or corporate office according to subitems (1) to ~~(4)~~ (5).

(1) to (5) [Unchanged.]

C. to F. [Unchanged.]

Subp. 5. [Unchanged.]

9549.0036 NONALLOWABLE COSTS.

The costs listed in items A to EE are not allowable for purposes of setting payment rates but must be identified on the nursing home's cost report.

A. to H. [Unchanged.]

I. Costs of activities not related to resident care such as flowers or gifts for employees or owners, employee parties, and business meals except as in part 9549.0040, subpart 7, item ~~Y~~ X.

J. to P. [Unchanged.]

Q. Bad debts and related bad debt collection fees except as provided in part 9549.0040, subpart 7, item ~~W~~ V.

R. to U. [Unchanged.]

V. Telephone, television, and radio service provided in a resident's room except as in part 9549.0040, subpart ~~7~~ 6, item ~~Q~~ D.

W. to EE. [Unchanged.]

9549.0041 GENERAL REPORTING REQUIREMENTS.

Subpart 1. to 9. [Unchanged.]

Subp. 10. **Deadlines and extensions.** The deadline for submission of reports and the extension of the deadline is governed by items A to C.

A. [Unchanged.]

B. The commissioner may reject any annual cost report filed by a nursing home that is incomplete or inaccurate or may require additional information necessary to support the payment rate request. The corrected report or the additional information requested must be returned to the commissioner within 20 days of the request or the report must be rejected. The commissioner may extend this time if the nursing home makes a showing of good cause in writing and if the commissioner determines that the delay in receipt of the information will not prevent the commissioner from establishing rates in a timely manner as required by law. Failure to file the required cost report and other required information or to correct the form of an incomplete or inaccurate report shall result in its rejection and in a reduction of the payment rate in subpart 12. The failure to provide additional information shall also result in a reduction of the payment rate in subpart 12 unless the total payment rate can be calculated by the disallowance of the cost for which ~~no~~ additional information was requested, in which case no rate reduction as specified in subpart 12 shall occur.

C. [Unchanged.]

Subp. 11. and 12. [Unchanged.]

Subp. 13. **Audits.** Nursing home audits are subject to items A to D:

A. [Unchanged.]

KEY: PROPOSED RULES SECTION — Underlining indicates additions to existing rule language. ~~Strike outs~~ indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." ADOPTED RULES SECTION — Underlining indicates additions to proposed rule language. ~~Strike outs~~ indicate deletions from proposed rule language.

B. Field audits may cover the four most recent annual cost reports for which desk audits have been completed and payment rates have been established. The field audit must be an independent review of the nursing home's cost report. All transactions, invoices, or other documentation that support or relate to the costs claimed on the annual cost reports are subject to review by the field auditor. If the provider fails to provide the field auditor access to supporting documentation related to the information reported on the cost report within the time period specified by the commissioner, the commissioner may calculate the total payment rate by disallowing the cost of the items for which access to the supporting documentation is not provided or apply the penalty in subpart 12, item A, whichever would result in the least amount of change in the total payment rate.

C. and D. [Unchanged.]

Subp. 14. and 15. [Unchanged.]

9549.0060 DETERMINATION OF THE PROPERTY-RELATED PAYMENT RATE.

Subpart 1. and 2. [Unchanged.]

Subp. 3. **Special reappraisals.** Special reappraisals are subject to the requirements of items A to F.

A. A nursing home which makes an addition to or replacement of buildings, attached fixtures, or land improvements may request the commissioner to conduct a reappraisal upon project completion.

Upon receipt of a written request, the commissioner shall conduct a reappraisal within 60 days provided that all conditions of this subpart are met. The total historical cost of the addition or replacement, exclusive of the proceeds from disposals of capital assets or applicable credits such as public grants and insurance proceeds, must ~~be~~ exceed the lesser of $200,000 or ten percent of the most recent appraised value determined under subparts 1 to 4. The addition or replacement must be complete and a certificate of occupancy issued, or if a certificate of occupancy is not required, the addition or replacement must be available for use. Special reappraisals under this item are limited to one per 12-month period.

B. to F. [Unchanged.]

Subp. 4. to 9. [Unchanged.]

Subp. 10. **Equipment allowance.** For rate years beginning after June 30, 1985, the equipment allowance must be computed according to items A to E.

A. to D. [Unchanged.]

E. The median historical cost per bed for each group in item C as determined in item D must be increased by ten percent. For rate years beginning after June 30, 1986, this amount shall be adjusted annually by the percentage change indicated by the urban consumer price index for Minneapolis-Saint Paul, as published by the Bureau of Labor Statistics, new series index (1967 00) for the two previous ~~Octobers~~ Decembers. This index is incorporated by reference and available at the James J. Hill Reference Library, Saint Paul, Minnesota.

F. [Unchanged.]

Subp. 11. and 12. [Unchanged.]

Subp. 13. **Determination of the property-related payment rate.** The commissioner shall determine the property-related payment rate according to items A to H.

A. [Unchanged.]

B. The allowable historical property-related per diem shall be established according to subitems (1) and (2).

(1) For the rate year beginning July 1, 1985, the nursing home's historical property-related per diem shall be determined by adding the allowable historical property-related costs used to compute the property-related payment rate effective on June 30, 1985, and dividing the sum by 96 percent capacity days. A nursing home with an average length of stay of 180 days or less as defined in subpart 8, item E, shall use the divisor determined in subpart 8, item E, instead of 96 percent of capacity days.

(2) [Unchanged.]

C. to H. [Unchanged.]

Subp. 14. [Unchanged.]

STATE OF MINNESOTA
DEPARTMENT OF HUMAN SERVICES

In the Matter of the Proposed Adoption of Rules of the State Department of Human Services Relating to Nursing Home Payment Rate Determination

FINDINGS OF FACT, CONCLUSIONS, AND ORDER ADOPTING RULE WITHOUT PUBLIC HEARING

Notice of the Commissioner's intent to adopt the above-entitled rule was published in the State Register on September 8, 1986 and was sent by United States mail to all persons on the list maintained by the agency pursuant to Minnesota Statutes, sections 14.14, subdivision 1a and 14.22, on September 3, 1986. The statement of need and reasonableness was prepared before the notice of intent to adopt a rule without a public hearing was mailed to all persons on the rulemaking mailing list and published in the State Register and was available to the public.

All persons were given the opportunity to submit comment on the rule for 30 days after notice of proposed rulemaking. No requests for a public hearing on the rule were received by the agency. The only comments received were from the Minnesota Association of Health Care Facilities (MAHCF). MAHCF did not request to be notified.

Based on the comments and evidence in the record before the agency, I find the following:

In **Part 9549.0041, subpart 13, item B,** the Department establishes a penalty for failing to provide the field auditor access to supporting documentation related to the information reported on the cost report. Susan Voigt of the Minnesota Association of Health Care Facilities (MAHCF) commented on the amendment to this rule part based on MAHCF's involvement in litigation regarding desk audits and the application of the 20% rate reduction. Ms. Voigt feels that it is unnecessary to promulgate the amendment because of the litigation MAHCF is involved in. The Department finds that the issues involved in the litigation relate to other parts of the rules and settlement of these issues would not necessarily clarify the issue of access to documentation during a field audit. Therefore it is necessary and reasonable to clarify this issue in the rule. In addition, clarifying this issue in rule eliminates the need for further litigation and makes the Department's position known to all providers.

Ms. Voigt also comments on the lack of specific timeframes in the amendment. Ms. Voigt appears to be confusing the time period to which the documentation relates with the time period given for the provider to provide the field auditor access to the documentation. The Department has not specified a standard time period for providing access to documentation because the time needed would depend on the documentation requested and where it was to be obtained from.

Having reviewed all comments received from Ms. Voigt, the Commissioner finds that the above-captioned rule is needed and reasonable.

NOW, THEREFORE, IT IS ORDERED that the rules identified as Rules Relating to Nursing Home Payment Rate Determination parts 9549.0030, 9549.0036, 9549.0041 and 9549.0060 are adopted this 16th day of October, 1986, pursuant to authority vested in me by Minnesota Statutes, section 256B.502.



LEONARD W. LEVINE
COMMISSIONER OF HUMAN SERVICES

In the Matter of the Proposed Adoption of Rules of the State Department of Human Services Relating to Nursing Home Payment Rate Determination

DECLARATION OF COUNSEL

I, Gary Van Cleve, Special Assistant Attorney General, do hereby declare that I have examined the above-captioned rule, and the supporting rulemaking record, and that, based on my examination, the Administrative Procedure Act and Minnesota Rules, chapter 2010 have been followed. Any exceptions are listed below. For Attorney General billing purposes, the four-digit docket client code is 0881.

Gary Van Cleve

Gary Van Cleve
Special Assistant
Attorney General

Dated: October 15, 1986

STATE OF MINNESOTA

DEPARTMENT OF HUMAN SERVICES

In the Matter of the Proposed
Adoption of Amendments to the
Permanent Rules of the State
Department of Human Services Governing
the Determination of Payment Rates
for Nursing Homes Participating in
the Medical Assistance Program, Parts
9549.0010 to 9549.0080
(Permanent Rule 50)

ORDER FOR NOTICE OF
INTENT TO ADOPT
AMENDMENTS TO RULES
WITHOUT A PUBLIC HEARING

IT IS ORDERED this 25th day of August, 1986, that a Notice of Intent to Adopt Amendments to Permanent Rules Without Public Hearing in the above-entitled matter be given to all persons who have registered their names with the State Department of Human Services for that purpose and be published in the State Register .

STATE OF MINNESOTA



LEONARD W. LEVINE, Commissioner
Department of Human Services

STATE OF MINNESOTA

DEPARTMENT OF HUMAN SERVICES

IN THE MATTER OF THE PROPOSED
ADOPTION OF AMENDMENTS TO THE
PERMANENT RULES OF THE
STATE DEPARTMENT OF HUMAN SERVICES
GOVERNING THE DETERMINATION
OF PAYMENT RATES FOR NURSING HOMES
PARTICIPATING IN THE MEDICAL ASSISTANCE
PROGRAM, PARTS 9549.0010 TO 9549.0080
(PERMANENT RULE 50)

CERTIFICATE

I hereby certify that the list of persons, associations and other interested groups who have requested, pursuant to Minnesota Statutes, section 14.14, subdivision 1a, and 14.22 or 14.30, that their names be placed on the State Department of Human Services rulemaking mailing list is accurate, complete, and current as of this 3rd day of September, 1986.

Nancy Stoulee

EXHIBIT A

LIST OF ADVISORY COMMITTEE MEMBERS INFORMED OF MEETINGS TO DISCUSS AMENDMENTS TO PERMANENT RULE 50

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Minneapolis, MN 55419vMr. Stonev

aStrand
vStrand, Hammer, Danielson and
Westland
135 South Broadway, Box 987
Albert Lea, MN 55946vSirsv

aStrohmayer
vBen Strohmayer
Becker County Courthouse
Detroit Lakes, MN 56501vMr. Strohmayerv

aSwenson
vSwenson and Gundberg
122 North Court, Box 416
Fergus Falls, MN 56537vSirsv

aThomson
vJohn Thomson
Ernst and Whinney
1400 Pillsbury Center
Minneapolis, MN 55402vMr. Thomsonv

aThorsen
vThorsen, Campbell, Rolando and Lehne
Parkdale 4, Suite 300
5353 Gamble Drive
Minneapolis, MN 55416vSirsv

aThro
vThe Thro Company
Box 1236
Mankato, MN 56001vSirsv

aTouche
vTouche, Ross and Company
900 Pillsbury Center
200 South 6th Street
Minneapolis, MN 55402vSirsv

aTrampel
vLarry Trampel
Box 887
Albert Lea, MN 56007vMr. Trampelv

aUlrich
vC. D. Ulrich, LTD.
200 West 4th Street
Willmar, MN 56201vSirsv

aVoluntary
vVoluntary Hospitals of America
(Minnesota)
Suite 444
9800 Bren Road East
Minnetonka, MN 55343vSirsv

aVolunteers
vVolunteers of America
7530 Market Place Drive
Eden Prairie, MN 55344vSirsv

aVukelich
vR. W. Vukelich Ltd.
1308 - 18th Street
Cloquet, MN 55720vSirsv

Add
Unicare Health
facilities
Rebecca Knapp
105 W Michigan St.
Milwaukee, WI
53203

aWalker
vWalker, Giroux and Ha[redacted]e, Ltd.
2400 Lincoln Building
Virginia, MN 55792vSirsv

aWallace
vW. Scott Wallace, CPA
Suite 421
1700 Highway 36
Roseville, MN 55113vMr. Wallacev

aWhite
vMerlin White
Adventist Health Systems/EMA
2525 South Downing
Denver, CO 80210vMr. Whitev

aWhitman
vDoug Whitman
11051 North Stillwater Boulevard
Lake Elmo, MN 55042vMr. Whitmanv

aWilczek
vDennis R. Wilczek
Canby City Manager
Canby, MN 56220vMr. Wilczekv

aWinthrop
vSteven Winthrop
Ames Management Company
1724 Douglas Drive
Golden Valley, MN 55422vMr. Winthropv

delete

H10/E

OBS	NAME	ADDRESS	CITY	ZIP
1	ADA MUNICIPAL HOSPITAL	405 EAST 2ND AVENUE	ADA MN	56510
2	ADAMS HEALTH CARE CENTER	ROUTE 3 BOX 300	ADAMS MN	55909
3	AFTENRO SOCIETY HOME FOR THE AGED	1425 NORTH 19TH AVENUE EAST	DULUTH MN	55811
4	AICOTA NURSING HOME INC	850 2ND STREET NW	AITKIN MN	56431
5	AITKIN COMMUNITY HOSPITAL INCORPORATED	300 MINNESOTA AVENUE SOUTH	AITKIN MN	56431
6	ALBERT LEA GOOD SAMARITAN CENTER	RR 2 BOX 217	ALBERT LEA MN	56007
7	ALBERT LEA HEALTH CARE CENTER	617 10TH STREET	ALBERT LEA MN	56007
8	AMBASSADOR HEALTH CARE CENTER	8100 MEDICINE LAKE ROAD	NEW HOPE MN	55427
9	ANGELUS CONVALESCENT HOME	4544 FOURTH AVE SOUTH	MINNEAPOLIS MN	55409
10	ANNANDALE CARE CENTER, INC.	RT 4 BOX 57	ANNANDALE MN	55302
11	ANOKA MAPLE MANOR CARE CENTER	1041 MADISON STREET	ANOKA MN	55303
12	APPLE VALLEY HEALTH CARE CENTER INC	14650 GARRETT AVENUE	APPLE VALLEY MN	55124
13	APPLETON MUNICIPAL NURSING HOME	30 SOUTH BEHL STREET	APPLETON MN	56208
14	ARLINGTON GOOD SAMARITAN CENTER	BOX 645	ARLINGTON MN	55307
15	ARNOLD MEMORIAL HOSPITAL	BOX 279 601 LOUISIANA AVE	ADRIAN MN	56110
16	ARROWHEAD NURSING HOME COMPANY EVELETH	601 GRANT AVENUE	EVELETH MN	55734
17	ARROWHEAD NURSING HOME VIRGINIA	1201 8-1/2 STREET SOUTH	VIRGINIA MN	55792
18	ASSUMPTION HOME	715 N 1ST ST	COLD SPRING MN	56320
19	ATCHISON ENTERPRISES, INCORPORATED	1307 SOUTH SHORE DRIVE	WORTHINGTON MN	56187
20	AUGUSTANA HOME OF MINNEAPOLIS	1007 EAST 14TH STREET	MINNEAPOLIS MN	55404
21	BANNOCHIE NURSING HOME INC	3515 2ND AVENUE SOUTH	MINNEAPOLIS MN	55408
22	BAPTIST RESIDENCE	512 49TH AVENUE NO.	MINNEAPOLIS MN	55430
23	BARNESVILLE CARE CENTER	600 5TH STREET	BARNESVILLE MN	56514
24	BARRETT CARE CENTER INC	HWY 55 AND 59	BARRETT	56311
25	BATTLE LAKE CARE CENTER	PO BOX 68	BATTLE LAKE MN	56515
26	BEHR PARKVIEW HOME INC	55 TENTH STREET SOUTHEAST	WELLS MN	56097
27	BELGRADE NURSING HOME INC	BOX 340	BELGRADE MN	56312
28	BELTRAMI NURSING HOME	1633 DELTON AVENUE	BEMIDJI MN	56601
29	BENEDICTINE HEALTH CENTER	935 KENWOOD AVENUE	DULUTH MN	55811
30	BERKSHIRE RESIDENCE	FIFTH AND SECOND SOUTHEAST	OSSEO MN	55369
31	BETHANY COVENANT HOME	2309 HAYES STREET N.E.	MINNEAPOLIS MN	55418
32	BETHANY GOOD SAMARITAN CENTER	804 WRIGHT STREET	BRAINERD MN	56401
33	BETHANY HOME	1020 LARK STREET	ALEXANDRIA MN	56308
34	BETHANY HOME	218 NORTH HOLCOMBE AVENUE	LITCHFIELD MN	55355
35	BETHANY SAMARITAN INC	1530 11TH AVENUE NW	ROCHESTER MN	55901
36	BETHESDA HOMES-HERITAGE CENTER	1012 EAST THIRD ST.	WILLMAR MN	56201
37	BETHESDA HOMES-PLEASANT VIEW	901 S.E. WILLMAR AVE.	WILLMAR MN	56201
38	BETHESDA LUTHERAN INFIRMARY	558 CAPITOL BLVD	ST PAUL MN	55103
39	BIRCHWOOD CARE HOME	715 WEST 31ST STREET	MINNEAPOLIS	55408
40	BIRCHWOOD HEALTH CARE CENTER, INC.	604 NE FIRST STREET	FOREST LAKE MN	55025
41	BIRD ISLAND HEALTHCARE CENTER	421 SOUTH 11TH STREET	BIRD ISLAND MN	55310
42	BLOOMINGTON MAPLE MANOR CARE CENTER	8916 LYNDALE AVENUE SOUTH	BLOOMINGTON MN	55420
43	BLOOMINGTON NURSING HOME	9200 NICOLLET AVE SOUTH	BLOOMINGTON MN	55420
44	BOREEN NURSING HOME INC	2100 1ST AVENUE SOUTH	MINNEAPOLIS MN	55402
45	BRAINERD GOOD SAMARITAN CENTER	803 KINGWOOD	BRAINERD MN	56401
46	BROEN MEMORIAL HOME	824 SOUTH SHERIDAN BOX 123	FERGUS FALLS MN	56537
47	BROWNS VALLEY COMM. NURSING HOME INC.	BOX 340	BROWNS VALLEY	56219
48	BRYN MAWR NURSING HOME	275 PENN AVE NO MPLS	MPLS MN	55405
49	BUCHANAN NURSING HOME INC	30 FIRST STREET NW	CHISHOLM MN	55719
50	BUFFALO LAKE NURSING HOME	703 YELLOWSTONE TRAIL PO BOX 368	BUFFALO LAKE MN	55314
51	BURNS MANOR MUNICIPAL NURSING HOME	NORTH HIGH DRIVE	HUTCHINSON, MN	55350
52	BURR OAK MANOR	400 10TH AVENUE NORTH WEST	AUSTIN MN	55912
53	BYWOOD EAST BOARD & CARE HOME	3427 CENTRAL AVE NORTHEAST	MINNEAPOLIS MN	55418
54	CALEDONIA HEALTH CARE CENTER	425 NORTH BADGER	CALEDONIA	55921
55	CAMDEN CARE CENTER INC	4659 LYNDALE AVENUE NORTH	MINNEAPOLIS MN	55412
56	CAMILIA ROSE COMPANY	11800 XEON STREET NW	COON RAPIDS MN	55433

OBS	NAME	ADDRESS	CITY	ZIP
57	CANBY COMMUNITY HOSPITAL AND C&NC UNIT	112 ST OLAF AVENUE SOUTH	CANBY MN	56220
58	CANNON FALLS MANOR NURSING HOME INC	300 NORTH DOW STREET	CANNON FALLS MN	55009
59	CAREVIEW HOME INC	5517 LYNDALE AVE SO	MINNEAPOLIS MN	55419
60	CARING AND SHARING INC	420 MARSHALL AVENUE	ST PAUL MN	55102
61	CARLTON NURSING HOME	810 3RD ST	CARLTON MN	55718
62	CASTLE RIDGE CARE CENTER	625 PRAIRIE CENTER DRIVE	EDEN PRAIRIE MN	55344
63	CEDAR PINES NURSING HOME INC	2739 CEDAR AVENUE SOUTH	MINNEAPOLIS MN	55407
64	CEDARVIEW NURSING HOME	1407 SOUTH CEDAR STREET	OWATONNA MN	55060
65	CENTRAL CARE CENTER	1828 CENTRAL AVE NE	MINNEAPOLIS MN	55418
66	CENTRAL HEALTH CARE OF LECENTER	444 NORTH CORDOVA	LECENTER MN	56057
67	CENTRAL TODD COUNTY CARE CENTER INC	HIGHWAY #71 SOUTH	CLARISSA MN	56440
68	CHAPEL VIEW INC.	615 MINNETONKA MILLS RD	HOPKINS MN	55343
69	CHATEAU HEALTHCARE CENTER	2106 2ND AVENUE SOUTH	MINNEAPOLIS MN	55404
70	CHISAGO LAKES NURSING HOME	HIGHWAY 8	CHISAGO CITY MN	55013
71	CHISHOLM CARE CENTER, INC	321 NE SIXTH STREET	CHISHOLM MN	55719
72	CHOSEN VALLEY CARE CENTER,INC.	1102 LIBERTY STREET SOUTH EAST	CHATFIELD	55923
73	CHRISTIAN MANOR	502 5TH STREET EAST	TRACY MN	56175
74	CHRISTIAN NURSING CENTER	1801 WILLMAR AVE W	WILLMAR MN	56201
75	CLARA CITY COMMUNITY NURSING HOME	CITY HALL DRAWER I	CLARA CITY MN	56222
76	CLARKFIELD CARE CENTER	805 5TH ST	CLARKFIELD MN	56223
77	CLEARBROOK GOOD SAMARITAN CENTER	PO BOX 47	CLEARBROOK MN	56634
78	CLIFTON HOUSE, INC.	301 CLIFTON AVE.	MINNEAPOLIS	55403
79	CLINTON GOOD SAMARITAN CENTER	P.O. BOX 379	CLINTON MN	56225
80	COKATO MANOR INC.	HIGHWAY 12 WEST	COKATO MN	55321
81	COLONIAL ACRES HEALTH CARE CENTER	5825 ST CROIX AVENUE	MINNEAPOLIS MN	55422
82	COLONIAL MANOR BALATON	EAST HWY 14	BALATON MN	56115
83	COLONIAL MANOR NURSING HOME	MANOR DRIVE	LAKEFIELD MN	56150
84	COMFORCARE CARE CENTER	205 14TH STREET N W	AUSTIN MN	55912
85	COMMONWEALTH HEALTHCARE CENTER	2237 COMMONWEALTH AVENUE	ST PAUL MN	55108
86	COMMUNITY HEALTH CARE CENTER	618 WEST BROADWAY	ST PETER MN	56082
87	COMMUNITY MEMORIAL HOSP. ASSOC. & C&NC	SKYLINE BOULEVARD	CLOQUET MN	55720
88	COMMUNITY MEMORIAL HOSPITAL & C&R UNIT	855 MANKATO AVENUE	WINONA MN	55987
89	COMMUNITY MEMORIAL HOSPITAL & HOME	800 MEMORIAL DRIVE	SPRING VALLEY MN	55975
90	COMMUNITY MEMORIAL NURSING HOME AT OSAKI	410 MAIN STREET WEST	OSAKIS MN	56360
91	COMMUNITY MERCY HOSP INC - BETHANY HOME	200 NORTH ELM	ONAMIA MN	56359
92	COOK COMMUNITY HOSPITAL C & NC UNITS	3RD AND CEDAR	COOK MN	55723
93	COOK COUNTY NORTH SHORE HOSPITAL C&NC	GUNFLINT TRAIL & COUNTY ROAD 7	GRAND MARAIS MN	55604
94	COSMOS HEALTHCARE CENTER	NEPTUNE PEGASUS	COSMOS MN	56228
95	COUNTRY MANOR HEALTH CARE & RETIREMENT	520 1ST ST. NE	SARTELL MN	56377
96	COURAGE RESIDENCE	3915 GOLDEN VALLEY ROAD	GOLDEN VALLEY MN	55422
97	CRESTVIEW LUTHERAN HOME	4444 RESERVIOR BLVD	MINNEAPOLIS MN	55421
98	CRESTVIEW MANOR INC	STATE ST BOX 176	EVANSVILLE MN	56326
99	CRYSTAL CARE CENTER	3245 VERA CRUZ AVE NORTH	MINNEAPOLIS MN	55422
100	CRYSTAL LAKE HEALTH CARE CENTER	3815 WEST BROADWAY	ROBBINSDALE MN	55422
101	CUYUNA RANGE HOSPITAL DISTRICT	HIGHWAY 210	CROSBY MN	56421
102	DASSEL LAKESIDE COMMUNITY HOME	441 WILLIAM AVE EAST	DASSEL MN	55325
103	DELANO HEALTHCARE CENTER	433 COUNTY ROAD 30	DELANO MN	55328
104	DIVINE PROVIDENCE COMMUNITY HOME	700 THIRD AVENUE NW	SLEEPY EYE MN	56085
105	DIVINE PROVIDENCE HOSPITAL AND HOME	312 GEORGE	IVANHOE MN	56142
106	DONJER INC DBA: VIEWCREST NURSING HOME	3111 CHURCH STREET	DULUTH MN	55811
107	EAGLE NURSING HOME INC	401 WEST 95TH STREET	BLOOMINGTON MN	55420
108	EBENEZER CAROLINE CENTER	110 EAST 18TH STREET	MINNEAPOLIS MN	55403
109	EBENEZER COVENANT HOME	310 LAKE BLVD	BUFFALO MN	55313
110	EBENEZER RIDGES	13820 COMMUNITY DRIVE	BURNSVILLE MN	55337
111	EBENEZER SOCIETY EBENEZER HALL	2545 PORTLAND AVENUE SOUTH	MINNEAPOLIS MN	55404
112	EBENEZER SOCIETY LUTHER/FIELD	2636 PARK AVENUE SOUTH	MINNEAPOLIS	55407

OBS	NAME	ADDRESS	CITY	ZIP
113	EDGEBROOK REST CENTER	505 WEST TROSKEY ROAD	EDGERTON MN	56128
114	EDINA CARE CENTER	6200 XERXES AVE SOUTH	EDINA MN	55423
115	ELDER'S HOME INC.	BOX 188	NEW YORK MILLS MN	56567
116	ELK RIVER NURSING HOME	400 EVANS AVENUE	ELK RIVER MN	55330
117	ELLIOT BOARD AND CARE	1500 ELLIOT AVENUE SOUTH	MINNEAPOLIS MN	55404
118	ELY BLOOMENSON COMMUNITY HOSPITAL	328 WEST CONAN STREET	ELY MN	55731
119	EMERSON BOARDING CARE HOME	2708 EMERSON AVE. SO.	MINNEAPOLIS MN	55408
120	EMMANUEL HOME	600 SOUTH DAVIS	LITCHFIELD MN	55355
121	EMMANUEL NURSING HOME	1415 MADISON AVE	DETROIT LAKES MN	56501
122	EPISCOPAL CHURCH HOME OF MINNESOTA	1879 FERONIA AVENUE	ST PAUL MN	55104
123	EVELETH FITZGERALD HOSPITAL	MCKINLEY & FAYAL ROAD	EVELETH MN	55734
124	EVENTIDE HOME	810 3RD AVE	MOUNTAIN LAKE MN	56159
125	EVENTIDE LUTHERAN HOME	1405 SOUTH 7 STREET	MOORHEAD MN	56560
126	EWL ENTERPRISES INC DBA GOLDEN OAKS NH	1025 NINTH AVENUE SOUTH	SOUTH ST PAUL MN	55075
127	EXCELSIOR NURSING HOME	515 DIVISION STREET	EXCELSIOR MN	55331
128	FAIR MEADOW NURSING HOME	PO BOX 8	FERTILE MN	56540
129	FAIR OAKS HEALTH CARE INC	321 EAST 25TH STREET	MINNEAPOLIS MN	55404
130	FAIRFAX COMMUNITY HOME INC	TENTH AVENUE SOUTHEAST	FAIRFAX MN	55332
131	FAIRVIEW NURSING HOME	ROUTE 1 BOX 334	DODGE CENTER MN	55927
132	FALLS NURSING HOME	HIGHWAYS 11 AND 71	INT'L FALLS MN	56649
133	FARIBAULT MANOR NURSING HOME	1738 HULETT AVE NORTH	FARIBAULT MN	55021
134	FAUSKEE NURSING HOME, INC.	965 MCMILLAN ST.	WORTHINGTON MN	56187
135	FIELD CREST NURSING HOME	ROUTE 2 BOX 6A	HAYFIELD MN	55940
136	FIRST CHRISTIAN CHURCH RESIDENCE	2300 STEVENS AVENUE SOUTH	MINNEAPOLIS MN	55404
137	FOLEY HEALTH CARE INC	10 PINE STREET	FOLEY MN	56329
138	FOSSTON MUNICIPAL NURSING HOME	900 HILLIGOSS BVLD	FOSSTON MN	56542
139	FRANKLIN HEALTHCARE CENTER	900 EAST THIRD STREET	FRANKLIN MN	55333
140	FRAZEE RETIREMENT CENTER INC	PO BOX 96	FRAZEE MN	56544
141	FRIDLEY CONVALECENT HOME	7590 LYRIC LANE	FRIDLEY MN	55432
142	GARDENVIEW NURSING HOME	621 SOUTH FOURTH STREET	LESEUR MN	56058
143	GIL-MOR MANOR	RR 2	MORGAN MN	56266
144	GLENWOOD RETIREMENT HOME	719 SE 2ND STREET	GLEWOOD MN	56334
145	GLOBAL MEDICARE INN OF DULUTH INC	1601 ST LOUIS AVENUE	DULUTH MN	55801
146	GLOBAL MEDICARE INN OF DULUTH INC	1601 ST LOUIS AVENUE	DULUTH MN	55801
147	GOLDEN AGE HEALTH CARE CENTER	1415 WEST COUNTY ROAD B	ST PAUL MN	55113
148	GOLDEN CREST NURSING HOME	2413 FIRST AVENUE	HIBBING MN	55746
149	GOLDEN OAKS NURSING HOME, INC	2060 UPPER 55TH STREET	INVER GROVE HTS	55075
150	GOLDLEAF HOMES INC	2401 CHICAGO AVENUE SOUTH	MINNEAPOLIS MN	55404
151	GOOD SAMARITAN NURSING CENTER	1414 20TH STREET NW	EAST GRAND FORK	56721
152	GOOD SAMARITAN SUNSET HOME	600 WEST STREET	JACKSON MN	56143
153	GOOD SHEPHERD LUTHERAN HOME	1115 4TH AVE N	SAUK RAPIDS	56379
154	GOOD SHEPHERD LUTHERAN HOME INC	800 HOME STREET	RUSHFORD MN	55971
155	GRACE HOME INC	116 WEST SECOND STREET	GRACEVILLE MN	56240
156	GRAND AVENUE REST HOME INC	3956 GRAND AVENUE SOUTH	MINNEAPOLIS MN	55409
157	GRANDVIEW CARE CENTER INC.	830 NORTH SUNRISE DRIVE	ST PETER MN	56082
158	GRANDVIEW CHRISTIAN HOME	800 SECOND AVENUE NORTHWEST	CAMBRIDGE MN	55008
159	GRANITE FALLS MUNICIPAL HOSPITAL & MANOR	345 TENTH AVENUE	GRANITE FALLSMN	56241
160	GREELEY HEALTHCARE CENTER	313 SOUTH GREELEY STREET	STILLWATER MN	55082
161	GREEN ACRES NURSING HOME	COUNTY ROAD 14	NORTH BRANCH MN	55056
162	GREEN LEA MANOR NURSING HOME	BOX 306	MABEL MN	55954
163	GREEN PINE ACRES NURSING HOME	BOX 130	MENAHGA MN	56464
164	GREENBUSH COMMUNITY HOSPITAL ASSN INC	P.O. BOX 250	GREENBUSH MN	56726
165	GREENSVIEW NURSING HOME INC	ROUTE 1	BAGLEY MN	56621
166	HALSTAD LUTHERAN MEMORIAL HOME	COUNTY HIGHWAY 175E	HALSTAD MN	56548
167	HARMONY COMMUNITY HOSPITAL	815 MAIN AVENUE	HARMONY MN	55939
168	HAVEN HOMES OF MAPLE PLAIN INC	1520 WYMAN AVENUE	MAPLE PLAIN MN	55359

OBS	NAME	ADDRESS	CITY	ZIP
169	HAVEN HOMES OF RED WING, INC	213 PIONEER ROAD	RED WING MN	55066
170	HAVEN HOMES PARTNERSHIP	930 WEST 16TH STREET	HASTINGS MN	55033
171	HAYES RESIDENCE	1620 RANDOLPH AVE.	ST. PAUL MN	55105
172	HENDRICKS NURSING HOME ASSOCIATION	501 EAST LINCOLN	HENDRICKS MN	56136
173	HENNING NURSING HOME	907 MARSHALL AVENUE	HENNING MN	56551
174	HIGH POINT LODGE CARE CENTER, INC.	RT.1 BOX 346	CLEAR LAKE MN	55319
175	HIGHLAND CHATEAU	2319 WEST 7TH STREET	ST PAUL MN	55116
176	HIGHLAND MANOR	405 NORTH HIGHLAND AVENUE	NEW ULM MN	56073
177	HILLCREST HEALTH CARE CENTER	HIGHWAY 169 SW	MANKATO MN	56001
178	HILLCREST HEALTH CARE CENTER	650 BREMER AVE. SOUTH	RUSH CITY MN	55069
179	HILLCREST HLTH CARE & RETIREMENT CENTER	15409 WAYZATA BOULEVARD	WAYZATA MN	55391
180	HILLCREST NURSING & RETIREMENT HOME	800 - 2ND AVENUE NW	PLAINVIEW, MN	55964
181	HILLCREST NURSING HOME	311 BROADWAY AVENUE	RED LAKE FALLS MN	56750
[redacted]	HILLTOP NURSING HOME	RT 1 BOX H	WATKINS MN	55389
[redacted]	HOFFMAN CARE CENTER	104 6TH STREET	HOFFMAN MN	56339
184	HOMESTEAD NURSING HOME	P.O. BOX 488	DEER RIVER MN	56636
185	HOPKINS HEALTH CARE INC	724 COUNTY RD 18	HOPKINS MN	55343
186	HOWARD LAKE CARE CENTER	BOX C C	HOWARD LAKE MN	55349
187	HYLAND PARK NURSING HOME INC	2304 EMERSON AVENUE NORTH	MINNEAPOLIS MN	55411
188	INNSBRUCK HEALTHCARE CENTER	2800 HIGHWAY 694	NEW BRIGHTON MN	55112
189	INVER GROVE CARE CENTER	4700 SOUTH ROBERT TRAIL	INVER GROVE HTS	55075
190	ITASCA MEMORIAL HOSPITAL C&NC	126 FIRST AVENUE SE	GRAND RAPIDS MN	55744
191	ITASCA NURSING HOME	HALE LAKE ROAD	GRAND RAPIDS MN	55744
192	JACKSON MUNICIPAL HOSPITAL	NORTH HIGHWAY	JACKSON MN	56143
193	JADE ENTERPRISES INC	2200 PARK AVENUE	MINNEAPOLIS MN	55404
194	JANESVILLE NURSING HOME	102 EAST NORTH STREET	JANESVILLE MN	56048
195	JOHNSON MEMORIAL HOSPITAL & HOME	1282 WALNUT STREET	DAWSON MN	56232
196	JOHNSON REST HOME	516 SECOND STREET N E	FOSSTON MN	56542
197	JONES-HARRISON HOME	3700 CEDAR LAKE AVENUE	MINNEAPOLIS MN	55416
198	KARLSTAD MEMORIAL NURSING CENTER	THIRD AND WASHINGTON	KARLSTAD MN	56732
199	KELLIHER GOOD SAMARITAN CENTER	PO BOX 85	KELLIHER MN	56650
200	KENYON SUNSET HOME	127 GUNDERSON BOULEVARD	KENYON MN	55946
201	KITTSON MEMORIAL HOSPITAL ASSN.	1010 BIRCH AVE.	HALLOCK MN	56728
202	KNUTE NELSON MEMORIAL HOME	420 12TH AVENUE EAST	ALEXANDRIA MN	56308
203	KORONIS MANOR	200 FIRST ST. W	PAYNESVILLE MN	56362
[redacted]	LACRESCENT HEALTHCARE CENTER	701 MAIN STREET	LACRESCENT MN	55947
[redacted]	LAFAYETTE GOOD SAMARITAN CENTER	BOX 19	LAFAYETTE MN	56064
206	LAKE CITY NURSING HOME	405 WEST GRANT STREET	LAKE CITY MN	55041
207	LAKE CRYSTAL HEALTH CARE CENTER	202 LACLAIRE ST	LAKE CRYSTAL MN	56055
208	LAKE HAVEN NURSING HOME	7700 GRAND AVE	DULUTH MN	55807
209	LAKE REGION HOSPITAL ASSOCIATION	712 SOUTH CASCADE	FERGUS FALLS MN	56537
210	LAKE RIDGE HEALTH CARE CENTER INC	2727 NORTH VICTORIA ST	ST PAUL MN	55113
211	LAKE SHORE INN NURSING HOME INC	108 EIGHTH STREET NW	WASECA MN	56093
212	LAKE VIEW MEMORIAL HOSPITAL INCORPORATED	11TH AVENUE AND 4TH STREET	TWO HARBORS MN	55616
213	LAKELAND AVIATION INC DBA ZUMBROTA NH	433 MILL STREET	ZUMBROTA MN	55992
214	LAKESHORE LUTHERAN HOME	4002 LONDON ROAD	DULUTH MN	55804
215	LAKESIDE NURSING HOME INC	129 6TH AVENUE	PINE CITY MN	55063
216	LAKEVIEW CARE CENTER	FRANKLIN AT LAKESHORE	GLENWOOD MN	56334
217	LAKEVIEW METHODIST HEALTH CARE CENTER	610 SUMMIT DRIVE	FAIRMONT MN	56031
218	LAKEVIEW NURSING HOME	640 3RD STREET PO BOX 386	GAYLORD MN	55334
219	LAKEVIEW RETIREMENT HOME	BOX 137	HERON LAKE MN	56137
220	LASALLE CONVALESCENT HOME	1920 LASALLE AVE	MINNEAPOLIS MN	55403
221	LAVARDA INC DBA: OSTRANDER NURSING HOME	BOX 36	OSTRANDER MN	55961
222	LEISURE HILLS INC	2801 POKEGAMA AVENUE SOUTH	GRAND RAPIDS MN	55744
223	LEWISTON VILLA	505 EAST MAIN STREET	LEWISTON MN	55952
224	LINDEN HEALTHCARE CENTER	105 WEST LINDEN ST. BOX 268	STILLWATER MN	55082

OBS	NAME	ADDRESS	CITY	ZIP
225	LITTLE SISTERS OF THE POOR OF ST PAUL	330 S EXCHANGE STREET	ST PAUL MN	55102
226	LITTLEFORK MUNICIPAL HOSPITAL&C&NC UNIT	P.O. BOX N	LITTLEFORK MN	56653
227	LONG LAKE NURSING HOME	345 SOUTH BROWN ROAD	LONG LAKE MN	55356
228	LONG PRAIRIE NURSING HOME	20 9TH STREET S.E.	LONG PRAIRIE MN	56347
229	LONG TERM HEALTH CARE ASSOCIATES INC	BIRCH-MOR MEDICAL PARK	MORA MN	55051
230	LUTHER HAVEN	EAST HIGHWAY 7	MONTEVIDEO MN	56265
231	LUTHER MEMORIAL HOME	221 6TH STREET SOUTHWEST	MADELIA MN	56062
232	LUTHERAN MEMORIAL NURSING HOME	HIGHWAY 32NORTH	TWIN VALLEY MN	56584
233	LUTHERAN MEMORIAL RETIREMENT CENTER	205 3RD STREET NORTHWEST	TWIN VALLEY MN	56584
234	LUTHERAN RETIREMENT HOME OF SOUTHERN MN	400 NORTH 4TH AVENUE EAST	TRUMAN MN	56088
235	LUTHERAN SENIOR CITIZENS HOME INC	1200 1ST AVE NE	LITTLE FALLS	56345
236	LYNGBLOMSTEN CARE CENTER	1415 ALMOND AVENUE	ST. PAUL MN	55108
237	LYNNHURST HEALTHCARE CENTER	471 LYNNHURST AVENUE WEST	ST PAUL MN	55104
238	LYNWOOD HEALTHCARE CENTER	5700 EAST RIVER ROAD	FRIDLEY MN	55432
239	MADISON LUTHERAN HOME	900 SECOND AVENUE	MADISON MN	56256
240	MADONNA TOWERS	4001 19TH AVENUE NW	ROCHESTER MN	55901
241	MAHNOMEN COUNTY & VILLAGE NURSING CENTER	PO BOX 396	MAHNOMEN MN	56557
242	MALA STRANA HEALTH CARE CENTER	1001 COLUMBUS AVE NORTH	NEW PRAGUE MN	56071
243	MANKATO HOUSE HEALTH CARE CENTER	700 JAMES AVENUE	MANKATO MN	56001
244	MANKATO LUTHERAN HOME	718 MOUND AVENUE	MANKATO MN	56001
245	MAPLE LAWN NURSING HOME INC	400 7TH STREET	FULDA MN	56131
246	MAPLE MANOR ENTERPRISE OF ROCHESTER INC	1875 19TH ST NW	ROCHESTER MN	55901
247	MAPLETON COMMUNITY HOME	301 TROENDLE STREET BOX 337	MAPLETON MN	56065
248	MAPLEWOOD CARE CENTER	1900 SHERREN AVE	ST PAUL MN	55109
249	MAPLEWOOD MAPLE MANOR CARE CENTER	550 EAST ROSELAWN AVENUE	ST PAUL MN	55117
250	MARANATHA CONSERVATIVE BAPTIST HOME INC	5401 69TH AVENUE NORTH	MINNEAPOLIS MN	55429
251	MARGARET S. PARMLY RESIDENCE	28210 OLD TOWNE ROAD	CHISAGO CITY MN	55013
252	MARSHALL MANOR GOOD SAMARITAN CENTER	410 SOUTH MCKINLEY	WARREN MN	56762
253	MARY JANE BROWN GOOD SAMARITAN CENTER	110 SOUTH WALNUT AVENUE	LUVERNE MN	56156
254	MCINTOSH NURSING HOME INC	700 EAST RIVERSIDE AVE	MCINTOSH MN	56556
255	MEADOW LANE HEALTHCARE CENTER	WEST HWY 9	BENSON MN	56215
256	MEADOW MANOR NURSING HOME	210 EAST GRAND AVENUE BOX 365	GRAND MEADOW MN	55936
257	MEMORIAL HOSPITAL AND NURSING HOME	665 3RD STREET SW	PERHAM MN	56573
258	MERCY HOSPITAL AND NURSING HOME	MERCY ROAD	MOOSE LAKE MN	55767
259	MESABI HOME	JONES AVENUE	BUHL MN	55713
260	METHODIST HOSPITAL EXTENDED CARE FACILIT	6500 EXCELSIOR BLVD P.O. BOX 650	ST. LOUIS PARK M	55440
261	MIDWAY CARE CENTER INC	114 SECOND STREET N E	FOSSTON MN	56542
262	MIDWAY MANOR INC	375 NORTH LEXINGTON PARKWAY	ST PAUL MN	55104
263	MINNEOTA MANOR HEALTH CARE CENTER INC	700 NORTH MONROE	MINNEOTA MN	56264
264	MINNESOTA MASONIC HOME	11400 NORMANDALE BLVD	BLOOMINGTON MN	55437
265	MINNESOTA ODD FELLOWS HOME	815 FOREST AVENUE	NORTHFIELD MN	55057
266	MINNETONKA HEALTH CARE CENTER	20395 SUMMERVILLE ROAD	EXCELSIOR MN	55331
267	MINNEWASKA LUTHERAN HOME	605 MAIN STREET	STARBUCK MN	56581
268	MISSION FARM NURSING HOME INC	3401 MEDICINE LAKE BOULEVARD	MINNEAPOLIS MN	55441
269	MONTICELLO BIG LAKE COMMUNITY HOSPITAL	4TH & WASHINGTON	MONTICELLO MN	55362
270	MOORHEAD HEALTHCARE CENTER	2810 2ND AVENUE NORTH	MOORHEAD MN	56560
271	MOTHER OF MERCY NURSING HOME	BOX R	ALBANY	56307
272	MOUNT OLIVET HOMES INC	5517 LYNDALE AVE SO	MINNEAPOLIS MN	55419
273	MOUNTAIN LAKE GOOD SAMARITAN VILLAGE	745 BASINGER MEMORIAL DRIVE	MOUNTAIN LAKE MN	56159
274	NEW BRIGHTON CARE CENTER	550 8TH STREET NW	NEW BRIGHTON MN	55112
275	NEW LONDON NURSING HOME INC	207 MAIN STREET	NEW LONDON MN	56273
276	NEW RICHLAND CARE CENTER	313 NE FIRST STREET	NEW RICHLAND MN	56072
277	NICOLLET HEALTH CARE CENTER	4429 NICOLLET AVENUE SOUTH	MINNEAPOLIS MN	55409
278	NIGHTINGALE NURSING HOME ASSOC INC.	232 SOUTH ELM ST.	WACONIA MN	55387
279	NOPEMING NURSING HOME	OLD HWY 61	NOPEMING MN	55770
280	NORTH CENTRAL DIST ASSN EV FREE CHURCH	BOX 638	WATERTOWN MN	55388

OBS	NAME	ADDRESS	CITY	ZIP
281	NORTH CENTRAL DIST ASSOC OF EV FREE OFAM	730 2ND ST SE	MILACA MN	56353
282	NORTH CENTRAL DIST OF EV FREE CH OF AM	101 SO SEVENTH AVE	PRINCETON MN	55371
283	NORTH COUNTRY NURSING & REHAB CENTER	109 E 8TH ST	BEMIDJI MN	56601
284	NORTH RIDGE CARE CENTER INC	5430 BOONE AVENUE N	MINNEAPOLIS MN	55428
285	NORTHERN ITASCA HOSPITAL, C&NC UNIT	PO BOX 258	BIGFORK MN	56628
286	NORTHERN PINES GOOD SAMARITAN CENTER	RURAL ROUTE 1	BLACKDUCK MN	56630
287	NORTHFIELD CITY HOSPITAL H. O. DILLEY	800 WEST 2ND STREET	NORTHFIELD MN	55057
288	NORTHFIELD RETIREMENT CENTER INC	900 CANNON VALLEY DR	NORTHFIELD MN	55057
289	NORTHOME NURSING HOME, INC.	BOX 138	NORTHOME MN	56661
290	NORTHRIDGE RESIDENCE	1075 ROY STREET	ORTONVILLE MN	56278
291	NORTHWEST HEALTH CARE INC	1717 MICHIGAN AVENUE SE	ST CLOUD MN	56301
29[redacted]	NORTHWESTERN HOSPITAL C&NC UNIT	120 LABREE AVENUE SOUTH	THIEF RVR FALLS	56701
29[redacted]	OAK RIDGE CARE CENTER	1300 OLSON MEMORIAL HIGHWAY	MINNEAPOLIS MN	55411
294	OAKLAND PARK NURSING HOME	123 BAKEN STREET	THF RVR FLS MN	56701
295	OAKLAWN HEALTH CARE CENTER	1112 MULBERRY STREET	MANKATO MN	56001
296	OLIVIA HEALTHCARE CENTER	1003 WEST MAPLE AVENUE	OLIVIA	56277
297	OSSEO HEALTH CARE CENTER	525 SECOND STREET SE	OSSEO MN	55369
298	OTTER TAIL NURSING HOME	ROUTE 2 BOX 257	BATTLE LAKE MN	56515
299	OWATONNA HEALTH CARE CENTER INC	201 SW 18TH STREET	OWATONNA MN	55060
300	PARK NURSING HOME	4415 WEST 36 1/2 ST	ST LOUIS PARK MN	55416
301	PARK RIVER ESTATES CARE CENTER	1371 98TH LANE NW	COON RAPIDS MN	55433
302	PARKVIEW HOME	401 COUNTY STATE AID HIGHWAY 9	BELVIEW MN	56214
303	PARKVIEW MANOR NURSING HOME	RURAL ROUTE 1	ELLSWORTH MN	56129
304	PARKWAY MANOR HEALTHCARE	324 JOHNSON PARKWAY	ST PAUL MN	55106
305	PAYNESVILLE GOOD SAMARITAN CENTER	311 WASHBURNE AVE	PAYNESVILLE MN	56362
306	PELICAN LAKE HEALTH CARE CENTER INC	PO BOX 227	ASHBY MN	56309
307	PELICAN RAPIDS GOOD SAMARITAN CENTER	119 NORTH BROADWAY	PELICAN RAPIDS	56572
308	PELICAN VALLEY HEALTH CENTER	211 EAST MILL STREET	PELICAN RAPIDS	56572
309	PILLSBURY BOARDING CARE HOME	2500 PILLSBURY AVE SO.	MINNEAPOLIS MN	55404
310	PINE HAVEN NURSING HOME	210 NORTHWEST THIRD STREET	PINE ISLAND MN	55963
311	PINE RIVER GOOD SAMARITAN CENTER	BOX 29	PINE RIVER MN	56474
312	PINE VILLA NURSING HOME	11 NORTH 5TH AVENUE WEST	MELROSE MN	56352
313	PIONEER HOME, INC.	1006 SOUTH SHERIDAN	FERGUS FALLS MN	56537
31[redacted]	PIONEER NURSING HOME	RURAL ROUTE 1 BOX 1180	BAUDETTE MN	56623
3[redacted]	PIPESTONE COUNTY HOSPITAL & NURSING UNIT	911 FIFTH AVE SW	PIPESTONE MN	56164
316	PIPESTONE GOOD SAMARITAN VILLAGE	ROUTE 1 NORTH HIAWATHA AVENUE	PIPESTONE MN	56164
317	PLEASANT HILL CARE CENTER INC	391 PLEASANT AVENUE	ST PAUL MN	55102
318	PLEASANT MANOR INC.	27 BRAND AVENUE	FARIBAULT MN	55021
319	PLEASANT VIEW GOOD SAMARITAN CENTER	1000 SOUTH 2ND STREET	ST JAMES MN	56081
320	PRAIRIE MANOR INC	220 THIRD STREET NW	BLOOMINGPRAIRIE MN	55917
321	PRESBYTERIAN HOMES OF LAKE JOHANNA	3220 LAKE JOHANNA BLVD	ST. PAUL MN	55112
322	PRESTON CARE CENTER	608 WINONA	PRESTON MN	55965
323	QUEEN NURSING HOME	300 QUEEN AVE.NO.	MPLS. MN.	55405
324	RAGNAR CORPORATION	220 WEST OLIVE STREET	STILLWATER MN	55082
325	RAMSEY NURSING HOME	2000 WHITE BEAR AVENUE	MAPLEWOOD, MN	55109
326	REDEEMER RESIDENCE, INC.	3111 LYNDALE AVENUE SOUTH	MINNEAPOLIS MN	55408
327	REGENCY MANOR INC	445 GALTIER	ST PAUL MN	55102
328	REGINA NURSING HOME	NININGER ROAD	HASTINGS MN	55033
329	REN-VILLA NURSING HOME	205 S.E. ELM STREET	RENVILLE MN	56284
330	RETIREMENT CENTER OF WRIGHT COUNTY	200 PARK LANE	BUFFALO MN	55313
331	RICHVIEW INC	7727 PORTLAND AVENUE	MINNEAPOLIS MN	55423
332	RIVERVIEW NURSING HOME	323 S MINN	CROOKSTON MN	56716
333	ROCHESTER HEALTHCARE CENTER	2215 HWY 52 NORTH	ROCHESTER MN	55901
334	ROSE OF SHARON MANOR	1000 LOVELL AVENUE	ST PAUL	55113
335	ROSEAU AREA HOSPITAL DISTRICT	715 3RD AVENUE SE	ROSEAU MN	56751
336	RW CORP DBA HORIZON WEST HEALTH CARE CTR	16200AK PARK AVENUE NORTH	MINNEAPOLIS MN	55411

OFFICE ELECTRONICS INC. #113

OBS	NAME	ADDRESS	CITY	ZIP
337	SACRED HEART HOSPICE INC	1200 12TH STREET SW	AUSTIN MN	55912
338	SAINT ANNE HOSPICE, INC.	1347 WEST BROADWAY	WINONA MN	55987
339	SAMARITAN BETHANY, INC.	24 EIGHT STREET NW	ROCHESTER MN	55901
340	SANDSTONE AREA NURSING HOME INC	317 WASHINGTON STREET	SANDSTONE MN	55072
341	SANFORD MEMORIAL HOSPITAL & NURSING HOME	913 MAIN STREET	FARMINGTON MN	55024
342	SAUER MEMORIAL HOME	1635 SERVICE DRIVE	WINONA MN	55987
343	SEMINARY MEMORIAL HOME	906 COLLEGE AVENUE	RED WING MN	55066
344	SHADY LANE NURSING HOME	RURAL ROUTE 2	WADENA MN	56482
345	SHAKOPEE FRIENDSHIP MANOR	1340 WEST THIRD AVE.	SHAKOPEE MN	55379
346	SHOLOM HOME, INC	1554 MIDWAY PARKWAY	ST PAUL MN	55108
347	SIEMERS BOARD AND CARE	211 SPRUCE AVENUE	MONTGOMERY MN	56069
348	SIOUX VALLEY HOSPITAL INC	1324 5TH NORTH STREET	NEW ULM MN	56073
349	SLAYTON CARE CENTER	2957 REDWOOD AVENUE	SLAYTON MN	56172
350	SLEEPY EYE CARE CENTER	1105 THIRD AVENUE SOUTHWEST	SLEEPY EYE MN	56085
351	SOGGE MEMORIAL GOOD SAMARITAN CENTER	FULLER DRIVE	WINDOM MN	56101
352	SOUTHSIDE CARE CENTER	2644 ALDRICH AVE SOUTH	MINNEAPOLIS MN	55408
353	SOUTHVIEW ACRES HEALTH CARE CENTER INC	2000 OAKDALE AVENUE	WEST ST PAUL MN	55118
354	ST ANTHONY HEALTH CENTER	3700 FOSS ROAD	MINNEAPOLIS MN	55421
355	ST LOUIS PARK PLAZA HEALTHCARE CENTER	3201 VIRGINIA AVE SOUTH	MINNEAPOLIS MN	55426
356	ST LUCAS CONVALESCENT AND GERIATRIC CARE	503 EAST DIVISION STREET	FARIBAULT MN	55021
357	ST LUKES LUTHERAN HOME	1719 RAMSEY STREET BOX 100	BLUE EARTH MN	56013
358	ST MARKS LUTHERAN HOME	400 FIFTEENTH AVENUE SW	AUSTIN	55912
359	ST MARYS NURSING CENTER	1014 LINCOLN AVENUE	DETROIT LAKES MN	56501
360	ST MARYS REHABILITATION CENTER	2512 SOUTH SEVENTH STREET	MINNEAPOLIS MN	55454
361	ST OLAF RESIDENCE, INC.	2912 FREEMONT AVENUE NORTH	MINNEAPOLIS MN	55411
362	ST PAUL'S CHURCH HOME INC	484 ASHLAND AVENUE	ST PAUL MN	55102
363	ST WILLIAMS NURSING HOME	500 STREET	PARKERS PRAIRIE	56361
364	ST. BENEDICT S CENTER	1810 MINNESOTA BLVD SE	ST. CLOUD MN	56301
365	ST. ELIZABETH HOSPITAL & NURSING HOME	1200 GRANT BLVD WEST	WABASHA MN	55981
366	ST. FRANCIS HOME	501 OAK STREET	BRECKENRIDGE MN	56520
367	ST. JOHN LUTHERAN HOME	P.O.BOX 167	SPRINGFIELD MN	56087
368	ST. JOHN'S LUTHERAN HOME	901 LUTHER PLACE	ALBERT LEA MN	56007
369	ST. LOUIS COUNTY MEDICAL CARE FACILITY	2501 RICE LAKE ROAD	DULUTH MN	55811
370	ST. MARY'S HOME	1925 NORFOLK AVENUE	ST. PAUL MN	55116
371	ST. MARY'S VILLA, INC.	P.O. BOX 397	PIERZ, MN	56364
372	ST. MARYS HOSPITAL AND HOME	551 FOURTH STREET NORTH	WINSTED MN	55395
373	ST. MICHAEL'S NURSING HOME	425 NORTH ELM STREET	SAUK CENTRE MN	56378
374	ST. OTTO'S HOME	920 4TH STREET SOUTHEAST	LITTLE FALLS MN	56345
375	ST. THERESE HOME INC.	8000 BASS LAKE ROAD	MINNEAPOLIS MN	55428
376	STANTHONY ELDERCENTER ON MAIN	817 MAIN ST N.E.	MINNEAPOLIS MN	55413
377	STEIGER ENTERPRISES INC	1500 THIRD AVENUE EAST	HIBBING MN	55746
378	STEVENS SQUARE	101 EAST 32ND STREET	MINNEAPOLIS MN	55408
379	STEWARTVILLE NURSING HOME	120 N.E. 4TH STREET	STEWARTVILLE MN	55976
380	STILLWATER MAPLE MANOR CARE CENTER	1119 OWEN STREET	STILLWATER MN	55082
381	SUMMIT MANOR HEALTH CARE CENTER	80 WESTERN AVENUE NORTH	ST PAUL MN	55102
382	SUNNYSIDE NURSING HOME	ROUTE 2	LAKE PARK MN	56554
383	SUNRISE HOME	13TH AVENUE AND 4TH STREET	TWO HARBORS MN	55616
384	SUNRISE MANOR	240 WILLOW STREET	TYLER MN	56187
385	SUNSET NURSING HOME	WEST 5TH ST	PARK RAPIDS MN	56470
386	SUNWOOD CARE CENTER	200 SOUTH DEKALB	REDWOOD FALLS	56283
387	SURF AND SAND INC	3910 MINNESOTA AVENUE	DULUTH MN	55802
388	TEXAS TERRACE CONVALESCENT CENTER	7900 WEST 28TH STREET	ST LOUIS PARKMN	55426
389	THE LUTHERAN HOME	611 WEST MAIN STREET	BELLE PLAINE MN	56058
390	THORNE CREST RETIREMENT CENTER	1201 GARFIELD AVENUE	ALBERT LEA MN	56007
391	TLC NURSING CENTERS INC	1400 WEST FOURTH STREET	RED WING MN	55006
392	TLC NURSING CENTERS INC	1400 WEST FOURTH STREET	RED WING MN	55066

OBS	NAME	ADDRESS	CITY	ZIP
393	TRACY NURSING HOME INC.	487 2ND ST.	TRACY MN	56175
394	TRAVERSE COUNTY NURSING HOME	303 7TH STREET SOUTH	WHEATON MN	56296
395	TREVILLA OF GOLDEN VALLEY	7505 COUNTRY CLUB DRIVE	GOLDEN VALLEY	55427
396	TREVILLA OF NEW BRIGHTON	825 1ST AVENUE NW	NEW BRIGHTON MN	55112
397	TREVILLA OF ROBBINSDALE	3130 GRIMES AVENUE NORTH	ROBBINSDALE MN	55422
398	TRIMONT NURSING HOME	303 BROADWAY SOUTH	TRIMONT MN	56176
399	TUFF MEMORIAL HOME	RR 1 BOX 10	HILLS MN	56138
400	TWEETEN MEMORIAL HOSPITAL & CONV. HOME	125 FIFTH AVE SE	SPRING GROVE MN	55974
401	TWIN BIRCH HEALTH CARE CENTER, INC	4527 SHORELINE DRIVE	SPRING PARK MN	55384
402	TWIN CITY LINNEA HOME	2040 WEST COMO AVENUE	SAINT PAUL MN	55108
403	TWIN RIVERS CARE CENTER	305 FREMONT STREET	ANOKA MN	55303
404	UNITED DISTRICT HOSPITAL AND HOME	401 PRAIRIE AVENUE NORTH	STAPLES MN	56479
405	UNIVERSITY HEALTH CARE CENTER	22 27TH AVENUE SE	MINNEAPOLIS MN	55414
406	VALLEY VIEW MANOR	BIRCH STAND 9TH AVE	LAMBERTON MN	56152
407	VALLEY VIEW NURSING HOME OF HOUSTON INC	EAST CEDAR	HOUSTON MN	55943
408	VALLEYVIEW NURSING HOME INC	4061 WEST 173RD STREET	JORDAN MN	55352
409	VIKING MANOR NURSING HOME	PO BOX 38	ULEN MN	56585
410	VILLA MARIA, INC.	719 EAST 16TH STREET	MINNEAPOLIS MN	55404
411	VILLA OF ST. FRANCIS NURSING HOME, INC	1001 SCOTT AVENUE	MORRIS MN	56267
412	VILLA ST VINCENT	516 WALSH STREET	CROOKSTON MN	56716
413	VILLA VISTA INC	BOX 114	CROMWELL MN	55726
414	VIRGINIA REGIONAL MEDICAL CENTER C&NC	901 NINTH STREET NORTH	VIRGINIA MN	55792
415	WABASHA NURSING HOME	626 SHIELDS AVENUE	WABASHA MN	55981
416	WABASSO HEALTHCARE CENTER	MAPLE AND MAY STREETS	WABASSO MN	56293
417	WACONIA HEALTH CARE CENTER INC.	333 FIFTH STREET WEST	WACONIA MN	55387
418	WAITE PARK NURSING HOME INC.	142 NW FIRST ST	WAITE PARK MN	56387
419	WALKER METHODIST HEALTH CENTER INC	3737 BRYANT AVENUE SOUTH	MINNEAPOLIS MN	55409
420	WARROAD CARE CENTER	611 EAST LAKE STREET	WARROAD MN	56763
421	WATERVILLE CARE CENTER	205 FIRST STREET NORTH	WATERVILLE MN	56096
422	WATKINS HOME	175 EAST WABASHA	WINONA MN	55987
423	WEINER MEMORIAL NURSING HOME	300 SOUTH BRUCE STREET	MARSHALL MN	56258
424	WELDWOOD HEALTH CARE CENTER	5411 CIRCLE DOWNS	GOLDEN VALLEY MN	55416
425	WESTBROOK GOOD SAMARITAN CENTER	PO BOX 218	WESTBROOK MN	56183
426	WESTWOOD NURSING HOME	7500 W 22NDST	ST LOUIS PK MN	55426
427	WHITE BEAR LAKE CARE CENTER INC	1891 FLORENCE STREET	WHITE BEAR LAKE	55110
428	WHITE COMMUNITY HOSPITAL	320 HWY 110 EAST	AURORA MN	55705
429	WHITEHOUSE HEALTH CARE CENTER	563 WEST COUNTY ROAD B	ST PAUL MN	55113
430	WHITEWATER MANOR	525 BLUFF AVE	ST CHARLES MN	55972
431	WILDER HEALTH CARE CENTER	512 HUMBOLDT AVENUE	ST PAUL MN	55107
432	WILDER RESIDENCE EAST	696 DELLWOOD PLACE	ST. PAUL MN	55106
433	WILDER RESIDENCE WEST	514 HUMBOLDT AVENUE	ST. PAUL MN	55107
434	WILLMAR HEALTH CARE CENTER	500 RUSSELL STREET	WILLMAR MN	56201
435	WILLOWS CONVALESCENT CENTER CENTRAL INC	625 EAST 16TH STREET	MINNEAPOLIS MN	55404
436	WILLOWS CONVALESCENT CENTER SOUTH INC	6130 LYNDALE AVENUE SOUTH	MINNEAPOLIS MN	55419
437	WINNEBAGO BAPTIST HOME	211 6TH ST. NW	WINNEBAGO MN	56098
438	WINTHROP CARE CENTER	506 HIGH STREET	WINTHROP MN	55396
439	WOOD DALE HOME INC	600 SUNRISE BOULEVARD	REDWOOD FALLS MN	56283
440	WOODBURY HEALTH CARE CENTER INC	7012 CARVER LAKE ROAD	WOODBURY MN	55125
441	WOODLAND ACRES HEALTH CARE & RETIREMENT	1933 BUFFALO HILLS LANE	BRAINERD	56401
442	WOODREST NURSING HOME	BOX J	WALKER MN	56484
443	WOODSIDE CONVALESCENT CENTER	501 8TH AVENUE SOUTH EAST	ROCHESTER MN	55901
444	WORTHINGTON REGIONAL HOSPITAL & C&NC UNT	1018 6TH AVE	WORTHINGTON MN	56187

STATE OF MINNESOTA
DEPARTMENT OF HUMAN SERVICES
444 LAFAYETTE ROAD
ST. PAUL, MINNESOTA 55101

TO: Rita Desmond
Legal Assistant
Attorney General's Office, Administrative Division

FROM: Jane Delage JMD 7-4302
DHS Rules Unit

SUBJECT: Review of Rules Adopted Without a Public Hearing;
Rules Relating to Nursing Home Payment Rate Determination

Enclosed are the documents required to be submitted under Minnesota Rules, part 2010.0300 for your review of a rule adopted without a public hearing for the above entitled matter.

Official documents in this submitted material include:

1. A copy or photocopy of the notice of solicitation of outside information or opinions as published in the State Register.

2. A copy of the proposed rule with a certificate of approval as to form by the revisor of statutes attached.

3. The notice of intent to adopt a rule without a public hearing as mailed.

4. The statement of need and reasonableness in support of the proposed rule complying with part 2010.0700.

5. The affidavit of mailing the notice of intent to adopt a rule without a public hearing. The affidavits state that the mailing list maintained by the agency pursuant to Minnesota Statutes, sections 14.22 and 14.14, subdivision 1a is accurate, complete, and current and that the notice of intent to adopt the rule without a public hearing was mailed to all persons and groups whose names appear on the list.

6. A copy or photocopy of the notice of intent to adopt the rule without a public hearing as published in the State Register.

7. Four copies of the rule as adopted. Any modification made to the proposed rule is reflected on the rule as adopted and is approved as to form by the revisor of statutes.

RECEIVED
OCT 16 1986
ATTORNEY GENERAL
ADMINISTRATIVE AGENCIES

8. The findings of fact, conclusions, and order adopting the rule.

9. All written requests, submissions, or comments on the rule received by the agency except requests solely for copies of the rule or of the statement of need and reasonableness.

10. The declaration of the attorney in the attorney general's office who represents the agency.

If you have any questions on this submitted material, please call me at 296-2794.

Notice of Intent
Attached Rule
followed Rec. form

Rule
No Changes between Proposed + Adopted

~~When looking at the Statement of Need and Reasonableness (pg "c") – I cannot find the "new language" in the Rule as proposed~~
I was looking in the wrong place