

1 Department of Human Services

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3 Adopted Permanent Rules Relating to Permitting Extended

4 Therapeutic Leave Days

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6 Rules as Adopted

7 9505.0415 LONG-TERM CARE FACILITIES; LEAVE DAYS.

8 [For text of subps 1 to 5, see M.R.]

9 Subp. 6. Payment limitations on number of leave days for  
10 therapeutic leave. Payment for leave days for therapeutic leave  
11 is limited to the number of days as in items A to D:

12 A. recipients receiving skilled nursing facility  
13 services as provided in part 9505.0420, subpart 2, 36 leave days  
14 per calendar year;

15 B. recipients receiving intermediate care facility  
16 services as provided in part 9505.0420, subpart 3, 36 leave days  
17 per calendar year;

18 C. recipients receiving intermediate care facility,  
19 mentally retarded services as provided in part 9505.0420,  
20 subpart 4, 72 leave days per calendar year. In addition to the  
21 number of leave days specified in this item, the commissioner  
22 may approve up to 48 additional therapeutic leave days per  
23 calendar year for family activities if:

24 (1) the recipient or recipient's legal  
25 representative requests additional therapeutic leave days;

26 (2) the case manager recommends that the leave is  
27 consistent with the goals of the recipient's individual service  
28 plan as defined in Minnesota Statutes, section 256B.092,  
29 subdivision 1b;

30 (3) an evaluation by the case manager shows that  
31 home and community-based services and other alternative services  
32 are not feasible; and

33 (4) all other state and federal requirements  
34 relating to therapeutic leave days are met;

35 D. recipients residing in a long-term care facility

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1 that has a license to provide services for the physically  
2 handicapped as provided in parts 9570.2000 to 9570.3600, 72  
3 leave days per calendar year.

4 [For text of subp 7, see M.R.]