

419.19

ARTICLE 8

419.20

DEPARTMENT OF HUMAN SERVICES POLICY

419.21 Section 1. Minnesota Statutes 2022, section 245.4661, subdivision 9, is amended to read:

419.22 Subd. 9. **Services and programs.** (a) The following three distinct grant programs are
419.23 funded under this section:

419.24 (1) mental health crisis services;

419.25 (2) housing with supports for adults with serious mental illness; and

419.26 (3) projects for assistance in transitioning from homelessness (PATH program).

419.27 (b) In addition, the following are eligible for grant funds:

419.28 (1) community education and prevention;

419.29 (2) client outreach;

419.30 (3) early identification and intervention;

420.1 (4) adult outpatient diagnostic assessment and psychological testing;

420.2 (5) peer support services;

420.3 (6) community support program services (CSP);

420.4 (7) adult residential crisis stabilization;

420.5 (8) supported employment;

420.6 (9) assertive community treatment (ACT);

420.7 (10) housing subsidies;

420.8 (11) basic living, social skills, and community intervention;

420.9 (12) emergency response services;

420.10 (13) adult outpatient psychotherapy;

420.11 (14) adult outpatient medication management;

420.12 (15) adult mobile crisis services;

420.13 (16) adult day treatment;

420.14 (17) partial hospitalization;

420.15 (18) adult residential treatment;

420.16 (19) adult mental health targeted case management; and
420.17 ~~(20) intensive community rehabilitative services (ICRS); and~~
420.18 ~~(21)~~ (20) transportation.

420.19 Sec. 2. Minnesota Statutes 2022, section 245.469, subdivision 3, is amended to read:

420.20 Subd. 3. **Mental health crisis services.** The commissioner of human services shall
420.21 increase access to mental health crisis services for children and adults. In order to increase
420.22 access, the commissioner must:

420.23 (1) develop a central phone number where calls can be routed to the appropriate crisis
420.24 services;

420.25 (2) provide telephone consultation 24 hours a day to mobile crisis teams who are serving
420.26 people with traumatic brain injury or intellectual disabilities who are experiencing a mental
420.27 health crisis;

421.1 (3) expand crisis services across the state, including rural areas of the state and examining
421.2 access per population;

421.3 (4) establish and implement state standards and requirements for crisis services as outlined
421.4 in section 256B.0624; and

421.5 (5) provide grants to adult mental health initiatives, counties, tribes, or community mental
421.6 health providers to establish new mental health crisis residential service capacity.

421.7 Priority will be given to regions that do not have a mental health crisis residential services
421.8 program, do not have an inpatient psychiatric unit within the region, do not have an inpatient
421.9 psychiatric unit within 90 miles, or have a demonstrated need based on the number of crisis
421.10 residential or intensive residential treatment beds available to meet the needs of the residents
421.11 in the region. At least 50 percent of the funds must be distributed to programs in rural
421.12 Minnesota. Grant funds may be used for start-up costs, including but not limited to
421.13 renovations, furnishings, and staff training. Grant applications shall provide details on how
421.14 the intended service will address identified needs and shall demonstrate collaboration with
421.15 crisis teams, other mental health providers, hospitals, and police.

421.16 **EFFECTIVE DATE.** This section is effective the day following final enactment.

UES2995-2 ARTICLE 8, SECTION 3 WAS REMOVED TO MATCH WITH
S2995-3 ARTICLE 9, SECTION 3.

423.29 Sec. 4. [245.4906] MENTAL HEALTH CERTIFIED PEER SPECIALIST GRANT
423.30 PROGRAM.

423.31 Subdivision 1. **Establishment.** The mental health certified peer specialist grant program
423.32 is established in the Department of Human Services to provide funding for training for
424.1 mental health certified peer specialists who provide services to support individuals with

424.2 lived experience of mental illness under section 256B.0615. Certified peer specialists provide
424.3 services to individuals who are receiving assertive community treatment or intensive
424.4 residential treatment services under section 256B.0622, adult rehabilitative mental health
424.5 services under section 256B.0623, or crisis response services under section 256B.0624.
424.6 Mental health certified peer specialist qualifications are defined in section 245I.04,
424.7 subdivision 10, and mental health certified peer specialists' scope of practice is defined in
424.8 section 245I.04, subdivision 11.

424.9 Subd. 2. **Activities.** Grant funding may be used to provide training for mental health
424.10 certified peer specialists as specified in section 256B.0615, subdivision 5.

424.11 Subd. 3. **Outcomes.** Evaluation includes the extent to which individuals receiving peer
424.12 services:

424.13 (1) experience progress on achieving treatment goals; and
424.14 (2) experience a reduction in hospital admissions.

424.15 **EFFECTIVE DATE.** This section is effective the day following final enactment.

424.16 Sec. 5. **[245.4907] MENTAL HEALTH CERTIFIED FAMILY PEER SPECIALIST**
424.17 **GRANT PROGRAM.**

424.18 Subdivision 1. **Establishment.** The mental health certified peer family specialist grant
424.19 program is established in the Department of Human Services to provide funding for training
424.20 for mental health certified peer family specialists who provide services to support individuals
424.21 with lived experience of mental illness under section 256B.0616. Certified family peer
424.22 specialists provide services to families who have a child with an emotional disturbance or
424.23 severe emotional disturbance under chapter 245. Certified family peer specialists provide
424.24 services to families whose children are receiving inpatient hospitalization under section
424.25 256B.0625, subdivision 1; partial hospitalization under Minnesota Rules, parts 9505.0370,
424.26 subpart 24, and 9505.0372, subpart 9; residential treatment under section 245.4882; children's
424.27 intensive behavioral health services under section 256B.0946; and day treatment, children's
424.28 therapeutic services and supports, or crisis response services under section 256B.0624.
424.29 Mental health certified family peer specialist qualifications are defined in section 245I.04,
424.30 subdivision 12, and mental health certified family peer specialists' scope of practice is
424.31 defined in section 245I.04, subdivision 13.

424.32 Subd. 2. **Activities.** Grant funding may be used to provide training for mental health
424.33 certified family peer specialists as specified in section 256B.0616, subdivision 5.

425.1 Subd. 3. **Outcomes.** Evaluation includes the extent to which individuals receiving family
425.2 peer services:

425.3 (1) progress on achieving treatment goals; and
425.4 (2) experience a reduction in hospital admissions.

425.5 **EFFECTIVE DATE.** This section is effective the day following final enactment.

425.6 **Sec. 6. [245.991] PROJECTS FOR ASSISTANCE IN TRANSITION FROM**
425.7 HOMELESSNESS PROGRAM.

425.8 Subdivision 1. Establishment. The projects for assistance in transition from homelessness
425.9 program is established in the Department of Human Services to prevent or end homelessness
425.10 for people with serious mental illness or co-occurring substance use disorder and ensure
425.11 the commissioner may achieve the goals of the housing mission statement in section 245.461,
425.12 subdivision 4.

425.13 Subd. 2. Activities. All projects for assistance in transition from homelessness must
425.14 provide homeless outreach and case management services. Projects may provide clinical
425.15 assessment, habilitation and rehabilitation services, community mental health services,
425.16 substance use disorder treatment, housing transition and sustaining services, direct assistance
425.17 funding, and other activities as determined by the commissioner.

425.18 Subd. 3. Eligibility. Program activities must be provided to people with serious mental
425.19 illness, or with co-occurring substance use disorder, who meet homeless criteria determined
425.20 by the commissioner. People receiving homeless outreach may be presumed eligible until
425.21 serious mental illness can be verified.

425.22 Subd. 4. Outcomes. Evaluation of each project includes the extent to which:

- 425.23 (1) grantees contact individuals through homeless outreach services;
- 425.24 (2) grantees enroll individuals in case management services;
- 425.25 (3) individuals access behavioral health services; and
- 425.26 (4) individuals transition from homelessness to housing.

425.27 Subd. 5. Federal aid or grants. The commissioner of human services must comply with
425.28 all conditions and requirements necessary to receive federal aid or grants with respect to
425.29 homeless services or programs as specified in section 245.70.

425.30 **EFFECTIVE DATE.** This section is effective the day following final enactment.

426.1 **Sec. 7. [245.992] HOUSING WITH SUPPORT FOR ADULTS WITH SERIOUS**
426.2 MENTAL ILLNESS PROGRAM.

426.3 Subdivision 1. Creation. The housing with support for adults with serious mental illness
426.4 program is established in the Department of Human Services to prevent or end homelessness
426.5 for people with serious mental illness, increase the availability of housing with support, and
426.6 ensure the commissioner may achieve the goals of the housing mission statement in section
426.7 245.461, subdivision 4.

426.8 Subd. 2. Activities. The housing with support for adults with serious mental illness
426.9 program may provide a range of activities and supportive services to assure that people

426.10 obtain and retain permanent supportive housing. Program activities may include case
426.11 management, site-based housing services, housing transition and sustaining services, outreach
426.12 services, community support services, direct assistance funding, and other activities as
426.13 determined by the commissioner.

426.14 Subd. 3. **Eligibility.** Program activities must be provided to people with serious mental
426.15 illness, or with co-occurring substance use disorder, who meet homeless criteria determined
426.16 by the commissioner.

426.17 Subd. 4. **Outcomes.** Evaluation of program activities must utilize evidence-based
426.18 practices and must include the extent to which:

- 426.19 (1) grantees' housing and activities utilize evidence-based practices;
- 426.20 (2) individuals transition from homelessness to housing;
- 426.21 (3) individuals retain housing; and
- 426.22 (4) individuals are satisfied with their housing.

426.23 **EFFECTIVE DATE.** This section is effective the day following final enactment.

426.24 Sec. 8. Minnesota Statutes 2022, section 256.478, is amended by adding a subdivision to
426.25 read:

426.26 Subd. 3. **Authorized uses of grant funds.** Grant funds may be used for but are not
426.27 limited to the following:

- 426.28 (1) increasing access to home and community-based services for an individual;
- 426.29 (2) improving caregiver-child relationships and aiding progress toward treatment goals;
- 426.30 and
- 426.31 (3) reducing emergency department visits.

427.1 **EFFECTIVE DATE.** This section is effective the day following final enactment.

427.2 Sec. 9. Minnesota Statutes 2022, section 256.478, is amended by adding a subdivision to
427.3 read:

427.4 Subd. 4. **Outcomes.** Program evaluation is based on but not limited to the following
427.5 criteria:

- 427.6 (1) expediting discharges for individuals who no longer need hospital level of care;
- 427.7 (2) individuals obtaining and retaining housing;
- 427.8 (3) individuals maintaining community living by diverting admission to Anoka Metro
427.9 Regional Treatment Center and Forensic Mental Health Program;

427.10 (4) reducing recidivism rates of individuals returning to state institutions; and
427.11 (5) individuals' ability to live in the least restrictive community setting.

427.12 **EFFECTIVE DATE.** This section is effective the day following final enactment.

427.13 Sec. 10. Minnesota Statutes 2022, section 256B.056, is amended by adding a subdivision
427.14 to read:

427.15 Subd. 5d. Medical assistance room and board rate. "Medical assistance room and
427.16 board rate" means an amount equal to 81 percent of the federal poverty guideline for a single
427.17 individual living alone in the community less the medical assistance personal needs allowance
427.18 under section 256B.35. The amount of the room and board rate, as defined in section 2561.03,
427.19 subdivision 2, that exceeds the medical assistance room and board rate is considered a
427.20 remedial care cost. A remedial care cost may be used to meet a spenddown obligation under
427.21 this section. The medical assistance room and board rate is to be adjusted on January 1 of
427.22 each year.

427.23 Sec. 11. Minnesota Statutes 2022, section 256B.0622, subdivision 8, is amended to read:

427.24 **Subd. 8. Medical assistance payment for assertive community treatment and
427.25 intensive residential treatment services.** (a) Payment for intensive residential treatment
427.26 services and assertive community treatment in this section shall be based on one daily rate
427.27 per provider inclusive of the following services received by an eligible client in a given
427.28 calendar day: all rehabilitative services under this section, staff travel time to provide
427.29 rehabilitative services under this section, and nonresidential crisis stabilization services
427.30 under section 256B.0624.

428.1 (b) Except as indicated in paragraph (c), payment will not be made to more than one
428.2 entity for each client for services provided under this section on a given day. If services
428.3 under this section are provided by a team that includes staff from more than one entity, the
428.4 team must determine how to distribute the payment among the members.

428.5 (c) The commissioner shall determine one rate for each provider that will bill medical
428.6 assistance for residential services under this section and one rate for each assertive community
428.7 treatment provider. If a single entity provides both services, one rate is established for the
428.8 entity's residential services and another rate for the entity's nonresidential services under
428.9 this section. A provider is not eligible for payment under this section without authorization
428.10 from the commissioner. The commissioner shall develop rates using the following criteria:

428.11 (1) the provider's cost for services shall include direct services costs, other program
428.12 costs, and other costs determined as follows:

428.13 (i) the direct services costs must be determined using actual costs of salaries, benefits,
428.14 payroll taxes, and training of direct service staff and service-related transportation;

428.15 (ii) other program costs not included in item (i) must be determined as a specified
428.16 percentage of the direct services costs as determined by item (i). The percentage used shall

428.17 be determined by the commissioner based upon the average of percentages that represent
428.18 the relationship of other program costs to direct services costs among the entities that provide
428.19 similar services;

428.20 (iii) physical plant costs calculated based on the percentage of space within the program
428.21 that is entirely devoted to treatment and programming. This does not include administrative
428.22 or residential space;

428.23 (iv) assertive community treatment physical plant costs must be reimbursed as part of
428.24 the costs described in item (ii); and

428.25 (v) subject to federal approval, up to an additional five percent of the total rate may be
428.26 added to the program rate as a quality incentive based upon the entity meeting performance
428.27 criteria specified by the commissioner;

428.28 (2) actual cost is defined as costs which are allowable, allocable, and reasonable, and
428.29 consistent with federal reimbursement requirements under Code of Federal Regulations,
428.30 title 48, chapter 1, part 31, relating to for-profit entities, and Office of Management and
428.31 Budget Circular Number A-122, relating to nonprofit entities;

428.32 (3) the number of service units;

429.1 (4) the degree to which clients will receive services other than services under this section;
429.2 and

429.3 (5) the costs of other services that will be separately reimbursed.

429.4 (d) The rate for intensive residential treatment services and assertive community treatment
429.5 must exclude the medical assistance room and board rate, as defined in section 2561.03,
429.6 subdivision 6 256B.056, subdivision 5d, and services not covered under this section, such
429.7 as partial hospitalization, home care, and inpatient services.

429.8 (e) Physician services that are not separately billed may be included in the rate to the
429.9 extent that a psychiatrist, or other health care professional providing physician services
429.10 within their scope of practice, is a member of the intensive residential treatment services
429.11 treatment team. Physician services, whether billed separately or included in the rate, may
429.12 be delivered by telehealth. For purposes of this paragraph, "telehealth" has the meaning
429.13 given to "mental health telehealth" in section 256B.0625, subdivision 46, when telehealth
429.14 is used to provide intensive residential treatment services.

429.15 (f) When services under this section are provided by an assertive community treatment
429.16 provider, case management functions must be an integral part of the team.

429.17 (g) The rate for a provider must not exceed the rate charged by that provider for the
429.18 same service to other payors.

429.19 (h) The rates for existing programs must be established prospectively based upon the
429.20 expenditures and utilization over a prior 12-month period using the criteria established in

429.21 paragraph (c). The rates for new programs must be established based upon estimated
429.22 expenditures and estimated utilization using the criteria established in paragraph (c).

429.23 (i) Entities who discontinue providing services must be subject to a settle-up process
429.24 whereby actual costs and reimbursement for the previous 12 months are compared. In the
429.25 event that the entity was paid more than the entity's actual costs plus any applicable
429.26 performance-related funding due the provider, the excess payment must be reimbursed to
429.27 the department. If a provider's revenue is less than actual allowed costs due to lower
429.28 utilization than projected, the commissioner may reimburse the provider to recover its actual
429.29 allowable costs. The resulting adjustments by the commissioner must be proportional to the
429.30 percent of total units of service reimbursed by the commissioner and must reflect a difference
429.31 of greater than five percent.

429.32 (j) A provider may request of the commissioner a review of any rate-setting decision
429.33 made under this subdivision.

430.1 Sec. 12. Minnesota Statutes 2022, section 256B.0946, subdivision 6, is amended to read:

430.2 Subd. 6. **Excluded services.** (a) Services in clauses (1) to (7) are not covered under this
430.3 section and are not eligible for medical assistance payment as components of children's
430.4 intensive behavioral health services, but may be billed separately:

430.5 (1) inpatient psychiatric hospital treatment;
430.6 (2) mental health targeted case management;
430.7 (3) partial hospitalization;
430.8 (4) medication management;
430.9 (5) children's mental health day treatment services;
430.10 (6) crisis response services under section 256B.0624;
430.11 (7) transportation; and
430.12 (8) mental health certified family peer specialist services under section 256B.0616.

430.13 (b) Children receiving intensive behavioral health services are not eligible for medical
430.14 assistance reimbursement for the following services while receiving children's intensive
430.15 behavioral health services:

430.16 (1) psychotherapy and skills training components of children's therapeutic services and
430.17 supports under section 256B.0943;
430.18 (2) mental health behavioral aide services as defined in section 256B.0943, subdivision
430.19 1, paragraph (l);
430.20 (3) home and community-based waiver services;
430.21 (4) mental health residential treatment; and

430.22 (5) medical assistance room and board e~~sts~~ rate, as defined in section 256I.03,
430.23 subdivision 6 256B.056, subdivision 5d.

430.24 Sec. 13. Minnesota Statutes 2022, section 256B.0947, subdivision 7a, is amended to read:

430.25 **Subd. 7a. Noncovered services.** (a) The rate for intensive rehabilitative mental health
430.26 services does not include medical assistance payment for services in clauses (1) to (7).
430.27 Services not covered under this paragraph may be billed separately:

430.28 (1) inpatient psychiatric hospital treatment;

430.29 (2) partial hospitalization;

431.1 (3) children's mental health day treatment services;

431.2 (4) physician services outside of care provided by a psychiatrist serving as a member of
431.3 the treatment team;

431.4 (5) medical assistance room and board e~~sts~~ rate, as defined in section 256I.03,
431.5 subdivision 6 256B.056, subdivision 5d;

431.6 (6) home and community-based waiver services; and

431.7 (7) other mental health services identified in the child's individualized education program.

431.8 (b) The following services are not covered under this section and are not eligible for
431.9 medical assistance payment while youth are receiving intensive rehabilitative mental health
431.10 services:

431.11 (1) mental health residential treatment; and

431.12 (2) mental health behavioral aide services, as defined in section 256B.0943, subdivision
431.13 1, paragraph (l).

431.14 Sec. 14. Minnesota Statutes 2022, section 256D.02, is amended by adding a subdivision
431.15 to read:

431.16 **Subd. 20. Date of application.** "Date of application" has the meaning given in section
431.17 256P.01, subdivision 2b.

431.18 Sec. 15. Minnesota Statutes 2022, section 256D.07, is amended to read:

256D.07 TIME OF PAYMENT OF ASSISTANCE.

431.20 An applicant for general assistance shall be deemed eligible if the application and the
431.21 verification of the statement on that application demonstrate that the applicant is within the
431.22 eligibility criteria established by sections 256D.01 to 256D.21 and any applicable rules of
431.23 the commissioner. Any person requesting general assistance shall be permitted by the county
431.24 agency to make an application for assistance as soon as administratively possible and in no
431.25 event later than the fourth day following the date on which assistance is first requested, and
431.26 no county agency shall require that a person requesting assistance appear at the offices of

431.27 the county agency more than once prior to the date on which the person is permitted to make
431.28 the application. ~~The application shall be in writing in the manner and upon the form~~
431.29 ~~prescribed by the commissioner and attested to by the oath of the applicant or in lieu thereof~~
431.30 ~~shall contain the following declaration which shall be signed by the applicant: "I declare~~
431.31 ~~that this application has been examined by me and to the best of my knowledge and belief~~
432.1 ~~is a true and correct statement of every material point."~~ Applications must be submitted
432.2 according to section 256P.04, subdivision 1a. On the date that general assistance is first
432.3 requested, the county agency shall inquire and determine whether the person requesting
432.4 assistance is in immediate need of food, shelter, clothing, assistance for necessary
432.5 transportation, or other emergency assistance pursuant to section 256D.06, subdivision 2.
432.6 A person in need of emergency assistance shall be granted emergency assistance immediately,
432.7 and necessary emergency assistance shall continue for up to 30 days following the date of
432.8 application. A determination of an applicant's eligibility for general assistance shall be made
432.9 by the county agency as soon as the required verifications are received by the county agency
432.10 and in no event later than 30 days following the date that the application is made. Any
432.11 verifications required of the applicant shall be reasonable, and the commissioner shall by
432.12 rule establish reasonable verifications. General assistance shall be granted to an eligible
432.13 applicant without the necessity of first securing action by the board of the county agency.
432.14 The first month's grant must be computed to cover the time period starting with the date a
432.15 ~~signed application form is received by the county agency of application, as defined by~~
432.16 ~~section 256P.01, subdivision 2b,~~ or from the date that the applicant meets all eligibility
432.17 factors, whichever occurs later.

432.18 If upon verification and due investigation it appears that the applicant provided false
432.19 information and the false information materially affected the applicant's eligibility for general
432.20 assistance or the amount of the applicant's general assistance grant, the county agency may
432.21 refer the matter to the county attorney. The county attorney may commence a criminal
432.22 prosecution or a civil action for the recovery of any general assistance wrongfully received,
432.23 or both.

432.24 Sec. 16. Minnesota Statutes 2022, section 256I.03, subdivision 15, is amended to read:

432.25 Subd. 15. **Supportive housing.** "Supportive housing" means housing that is not
432.26 time-limited ~~and~~, provides or coordinates services necessary for a resident to maintain
432.27 housing stability, and is not licensed as an assisted living facility under chapter 144G.

432.28 Sec. 17. Minnesota Statutes 2022, section 256I.03, is amended by adding a subdivision
432.29 to read:

432.30 Subd. 16. **Date of application.** "Date of application" has the meaning given in section
432.31 256P.01, subdivision 2b.

433.1 Sec. 18. Minnesota Statutes 2022, section 256I.04, subdivision 2, is amended to read:

433.2 Subd. 2. **Date of eligibility.** An individual who has met the eligibility requirements of
433.3 subdivision 1, shall have a housing support payment made on the individual's behalf from

433.4 the first day of the month ~~in which a signed~~ ~~of the date of application form is received by~~
433.5 ~~a county agency, as defined by section 256P.01, subdivision 2b,~~ or the first day of the month
433.6 in which all eligibility factors have been met, whichever is later.

433.7 Sec. 19. Minnesota Statutes 2022, section 256I.06, subdivision 3, is amended to read:

433.8 Subd. 3. **Filing of application.** ~~The county agency must immediately provide an~~
433.9 ~~application form to any person requesting housing support. Application for housing support~~
433.10 ~~must be in writing on a form prescribed by the commissioner. Applications must be submitted~~
433.11 ~~according to section 256P.04, subdivision 1a.~~ The county agency must determine an
433.12 applicant's eligibility for housing support as soon as the required verifications are received
433.13 by the county agency and within 30 days after a signed application is received by the county
433.14 agency for the aged or blind or within 60 days for people with a disability.

433.15 Sec. 20. Minnesota Statutes 2022, section 256I.09, is amended to read:

433.16 **256I.09 COMMUNITY LIVING INFRASTRUCTURE.**

433.17 The commissioner shall award grants to agencies ~~and multi-Tribal collaboratives through~~
433.18 an annual competitive process. Grants awarded under this section may be used for: (1)
433.19 outreach to locate and engage people who are homeless or residing in segregated settings
433.20 to screen for basic needs and assist with referral to community living resources; (2) building
433.21 capacity to provide technical assistance and consultation on housing and related support
433.22 service resources for persons with both disabilities and low income; or (3) streamlining the
433.23 administration and monitoring activities related to housing support funds. Agencies may
433.24 collaborate and submit a joint application for funding under this section.

433.25 Sec. 21. Minnesota Statutes 2022, section 256J.08, subdivision 21, is amended to read:

433.26 Subd. 21. **Date of application.** ~~"Date of application" means the date on which the county~~
433.27 ~~agency receives an applicant's application as a signed written application, an application~~
433.28 ~~submitted by telephone, or an application submitted through Internet telepresence has the~~
433.29 ~~meaning given in section 256P.01, subdivision 2b.~~

434.1 Sec. 22. Minnesota Statutes 2022, section 256J.09, subdivision 3, is amended to read:

434.2 Subd. 3. **Submitting application form.** (a) A county agency must offer, in person or
434.3 by mail, the application forms prescribed by the commissioner as soon as a person makes
434.4 a written or oral inquiry. At that time, the county agency must:

434.5 (1) inform the person that assistance begins on the date that ~~the~~ ~~of application is received~~
434.6 ~~by the county agency either as a signed written application, an application submitted by~~
434.7 ~~telephone, or an application submitted through Internet telepresence, as defined in section~~
434.8 ~~256P.01, subdivision 2b,~~ or on the date that all eligibility criteria are met, whichever is later;

434.9 (2) inform a person that the person may submit the application by telephone or through
434.10 Internet telepresence;

434.11 (3) inform a person that when the person submits the application by telephone or through
434.12 Internet telepresence, the county agency must receive a signed written application within
434.13 30 days of the date that the person submitted the application by telephone or through Internet
434.14 telepresence of the application submission requirements in section 256P.04, subdivision
434.15 1a;

434.16 (4) inform the person that any delay in submitting the application will reduce the amount
434.17 of assistance paid for the month of application;

434.18 (5) inform a person that the person may submit the application before an interview;

434.19 (6) explain the information that will be verified during the application process by the
434.20 county agency as provided in section 256J.32;

434.21 (7) inform a person about the county agency's average application processing time and
434.22 explain how the application will be processed under subdivision 5;

434.23 (8) explain how to contact the county agency if a person's application information changes
434.24 and how to withdraw the application;

434.25 (9) inform a person that the next step in the application process is an interview and what
434.26 a person must do if the application is approved including, but not limited to, attending
434.27 orientation under section 256J.45 and complying with employment and training services
434.28 requirements in sections 256J.515 to 256J.57;

434.29 (10) inform the person that an interview must be conducted. The interview may be
434.30 conducted face-to-face in the county office or at a location mutually agreed upon, through
434.31 Internet telepresence, or by telephone;

435.1 (11) explain the child care and transportation services that are available under paragraph
435.2 (c) to enable caregivers to attend the interview, screening, and orientation; and

435.3 (12) identify any language barriers and arrange for translation assistance during
435.4 appointments, including, but not limited to, screening under subdivision 3a, orientation
435.5 under section 256J.45, and assessment under section 256J.521.

435.6 (b) Upon receipt of a signed application, the county agency must stamp the date of receipt
435.7 on the face of the application. The county agency must process the application within the
435.8 time period required under subdivision 5. An applicant may withdraw the application at
435.9 any time by giving written or oral notice to the county agency. The county agency must
435.10 issue a written notice confirming the withdrawal. The notice must inform the applicant of
435.11 the county agency's understanding that the applicant has withdrawn the application and no
435.12 longer wants to pursue it. When, within ten days of the date of the agency's notice, an
435.13 applicant informs a county agency, in writing, that the applicant does not wish to withdraw
435.14 the application, the county agency must reinstate the application and finish processing the
435.15 application.

435.16 (c) Upon a participant's request, the county agency must arrange for transportation and
435.17 child care or reimburse the participant for transportation and child care expenses necessary
435.18 to enable participants to attend the screening under subdivision 3a and orientation under
435.19 section 256J.45.

435.20 Sec. 23. Minnesota Statutes 2022, section 256J.95, subdivision 5, is amended to read:

435.21 **Subd. 5. Submitting application form.** The eligibility date for the diversionary work
435.22 program begins on the date that the combined of application form (CAF) is received by the
435.23 county agency either as a signed written application, an application submitted by telephone,
435.24 or an application submitted through Internet telepresence; as defined in section 256P.01,
435.25 subdivision 2b, or on the date that diversionary work program eligibility criteria are met,
435.26 whichever is later. The county agency must inform an applicant that when the applicant
435.27 submits the application by telephone or through Internet telepresence, the county agency
435.28 must receive a signed written application within 30 days of the date that the applicant
435.29 submitted the application by telephone or through Internet telepresence of the application
435.30 submission requirements in section 256P.04, subdivision 1a. The county agency must inform
435.31 the applicant that any delay in submitting the application will reduce the benefits paid for
435.32 the month of application. The county agency must inform a person that an application may
435.33 be submitted before the person has an interview appointment. Upon receipt of a signed
435.34 application, the county agency must stamp the date of receipt on the face of the application.
436.1 The applicant may withdraw the application at any time prior to approval by giving written
436.2 or oral notice to the county agency. The county agency must follow the notice requirements
436.3 in section 256J.09, subdivision 3, when issuing a notice confirming the withdrawal.

436.4 Sec. 24. Minnesota Statutes 2022, section 256P.01, is amended by adding a subdivision
436.5 to read:

436.6 **Subd. 2b. Date of application.** "Date of application" means the date on which the agency
436.7 receives an applicant's application as a signed written application, an application submitted
436.8 by telephone, or an application submitted through Internet telepresence. The child care
436.9 assistance program under chapter 119B is exempt from this definition.

436.10 Sec. 25. Minnesota Statutes 2022, section 256P.04, is amended by adding a subdivision
436.11 to read:

436.12 **Subd. 1a. Application submission.** An agency must offer, in person or by mail, the
436.13 application forms prescribed by the commissioner as soon as a person makes a written or
436.14 oral inquiry about assistance. Applications must be received by the agency as a signed
436.15 written application, an application submitted by telephone, or an application submitted
436.16 through Internet telepresence. When a person submits an application by telephone or through
436.17 Internet telepresence, the agency must receive a signed written application within 30 days
436.18 of the date that the person submitted the application by telephone or through Internet
436.19 telepresence.

436.20 Sec. 26. **REVISOR INSTRUCTION.**

436.21 The revisor of statutes shall renumber the subdivisions in Minnesota Statutes, sections
436.22 256D.02 and 256I.03, in alphabetical order, excluding the first subdivision in each section,
436.23 and correct any cross-reference changes that result.

436.24 Sec. 27. **REPEALER.**

436.25 Minnesota Statutes 2022, section 256I.03, subdivision 6, is repealed.