



STATE OF MINNESOTA DEPARTMENT OF VETERANS AFFAIRS



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September 23, 2022

The Honorable Jenny Star
Chief Administrative Law Judge
Office of Administrative Hearings
600 North Robert Street
P.O. Box 64620
St. Paul, Minnesota 55164-0620

RE: In the Matter of Proposed Rule Amendments Governing Minnesota Veterans Homes, Minnesota Rules, Chapter 9050, OAH 71-9054-37629, Revisor R-4384

Chief Judge Star:

Based on your most recent Order on the Request for Reconsideration in the above referenced matter, the Minnesota Department of Affairs submit the attached Notice of Withdrawn Rules of its proposed amendment governing the Minnesota Department of Veterans Affairs, Minnesota Veterans Homes.

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Minnesota Department of Veterans Affairs

Minnesota Veterans Home

NOTICE OF WITHDRAWN RULES

Proposed Amendments to Rules Governing Minnesota Department of Veterans Affairs, Minnesota Veterans Homes, *Minnesota Rules*, Chapter 9050; Revisor's ID Number R-4384. OAH Docket Number 71-9054-37629

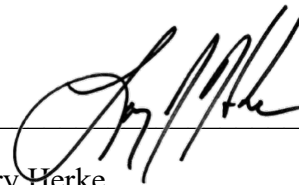
The Minnesota Department of Veterans Affairs is providing notice that it is withdrawing its proposed amendments to rules governing the Minnesota Department of Veterans Affairs, Minnesota Veterans Homes.

The Department published its Dual Notice of Intent to Adopt Rules in the State Register on October 18, 2021. On April 21, 2022, the Office of Administrative Hearing provided a Report by the Chief Administrative Law Judge concurring with the Administrative Law Judge Jessica A Palmer-Denig regarding the disapproval of the proposed amendments to Minnesota Rule, Chapter 9050. On August 5, 2022, the Department requested Reconsideration of the OAH Report. The Department's request for Reconsideration was granted in part, but OAH confirmed the decision in its original Report to disapprove the proposed amendments to Minnesota Rule, Chapter 9050.

The proposed amendments would have allowed the Department to update and clarify the definitions under Chapter 9050, clarify skilled nursing and board and care repayment options, update bed hold requirements for residents at the Minnesota Veterans Homes, update the involuntary discharge process, clarify the resident's cost of care calculation, and update requirements for income and property allowance for its residents. However, for decisions referenced above, the Minnesota Department of Veterans Affairs has decided to withdraw the proposed amendments to Minnesota Rule, Chapter 9050.

September 19, 2022

By: _____



Larry Herke
Commissioner
Minnesota Department of Veterans Affairs