

3300.6035 FUNDING.**Subpart 1. Continuation funding.**

A. Each fiscal year, a provider who held a contract with the commissioner for extended employment funding in the previous fiscal year, and maintains compliance with the requirements for funding, is eligible for continuation of the provider's funding within the limits of available appropriations for this purpose.

B. If a community rehabilitation provider held a contract for new or expanded services in the previous fiscal year, has met the identified outcomes of the new or expanded services within the time frame specified in the contract, and maintains compliance with the requirements for funding, then the provider is eligible for continuation of the provider's funding within the limits of available appropriations for this purpose.

Subp. 2. Starting point for initial extended employment contract allocations. The starting point for a provider's initial extended employment contract allocation for each subprogram in a particular fiscal year must be determined by the provider's prior fiscal year extended employment contract allocation for each subprogram, as amended.

Subp. 3. Contracted allocation subprogram distribution.

A. The commissioner must specify a provider's funding allocation amount by subprogram in the provider's contract.

B. The starting point for a provider's allocation amount by subprogram in a new fiscal year contract is a provider's allocation amount by subprogram in the previous fiscal year contract.

C. A provider may adjust the distribution of the provider's total funding allocation among the subprograms in developing the new fiscal year contract as follows:

(1) a provider may shift a portion of the provider's center-based employment subprogram allocation to the provider's community employment subprogram allocation or the provider's supported employment subprogram allocation, or both;

(2) a provider may shift a portion of the provider's community employment subprogram allocation to the provider's supported employment subprogram allocation;

(3) before May 1, 2020, a provider may make one request to shift a portion of any of the provider's subprogram allocations to any other subprogram allocation; and

(4) in state fiscal year 2021 and thereafter, a provider must not shift a portion of the provider's supported employment subprogram allocation to the provider's community employment subprogram allocation or the provider's center-based subprogram allocation. A provider must not shift a portion of the provider's community employment subprogram allocation to the provider's center-based employment subprogram allocation.

Subp. 4. Cap on funding for certain employment. The commissioner must set a cap on employment that does not meet the definition of competitive, integrated employment for each

provider. The cap for each provider is set as the sum of a provider's fiscal year 2020 contract allocations for the center-based employment subprogram and the community employment subprogram. The cap is effective beginning in state fiscal year 2021.

Subp. 5. Center-based employment subprogram phaseout.

A. Beginning in fiscal year 2021, the commissioner must reduce each provider's center-based employment subprogram contract allocation as described in this subpart. The basis for each provider's reduction each year is the provider's fiscal year 2020 center-based employment subprogram contract allocation.

B. A provider may shift the funds reduced from the center-based employment subprogram to either its community employment subprogram contract allocation or its supported employment subprogram contract allocation. The provider may also forfeit the funds. Of the funds reduced from the center-based employment subprogram allocation each year, no more than 50 percent of the funds can be shifted to the community employment subprogram.

(1) In fiscal year 2021, a provider's center-based employment subprogram contract allocation must be reduced by at least five percent of the provider's center-based employment subprogram fiscal year 2020 contract allocation.

(2) In fiscal year 2022, a provider's center-based employment subprogram contract allocation must be reduced by at least 15 percent of the provider's center-based employment subprogram fiscal year 2020 contract allocation.

(3) In fiscal year 2023, a provider's center-based employment subprogram contract allocation must be reduced by at least 20 percent of the provider's center-based employment subprogram fiscal year 2020 contract allocation.

(4) In fiscal year 2024, a provider's center-based employment subprogram contract allocation must be reduced by at least 25 percent of the provider's center-based employment subprogram fiscal year 2020 contract allocation.

(5) In fiscal year 2025, a provider's center-based employment subprogram contract allocation must be reduced by at least 35 percent of the provider's center-based employment subprogram fiscal year 2020 contract allocation.

(6) The commissioner must not provide funding to a provider for the center-based employment subprogram in fiscal year 2026 and later.

Statutory Authority: *MS s 268A.15*

History: *43 SR 993*

Published Electronically: *March 26, 2019*