

3325.0450 RECOVERY OF MONETARY ASSISTANCE OVERPAYMENTS.

Subpart 1. **Written notification.** SSB must notify an eligible individual in writing as soon as possible after discovering that the eligible individual has received monetary assistance from SSB in excess of that to which the eligible individual is entitled under parts 3325.0100 to 3325.0478. The written notification must:

- A. specify the dates and amounts of incorrect payments;
- B. indicate SSB's basis for determining that the payments were incorrect;
- C. inform the eligible individual of appeal rights under part 3325.0478;
- D. indicate whether SSB intends to refer the case to the attorney general to investigate the possibility of fraud; and
- E. be signed and dated by the eligible individual's appropriate SSB staff person.

Subp. 2. **Repayments.** Overpayments of maintenance benefits or other monetary assistance caused by the eligible individual, SSB error, or by an eligible individual's inability or refusal to continue implementing an IPE or ILCSR must be repaid by the eligible individual in a lump sum or in monthly payments of not less than ten percent of the incorrect payment or five percent of the eligible individual's monthly family income, whichever is less. If the eligible individual does not repay erroneous overpayments in accordance with this subpart, SSB may exercise its recoupment rights under Minnesota Statutes, section 248.11.

Statutory Authority: *MS s 248.07*

History: *11 SR 1784; 36 SR 33*

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