

9505.0110 PERIODS OF ELIGIBILITY.

Subpart 1. **Retroactive eligibility.** Retroactive eligibility is available for the three calendar months before the month of application. Retroactive eligibility must be determined as if the applicant had applied in the retroactive month except for the reduction of excess assets. Retroactive eligibility is available on the date after the day on which excess assets are reduced. Retroactive eligibility does not depend on a finding of eligibility for the month of application or for all of the months in the retroactive period and is not limited to consecutive months in the retroactive period.

Subp. 2. [Repealed, 26 SR 977]

Subp. 3. **Eligibility for entire month.** A person who satisfies all eligibility requirements at any time within a month is eligible for the entire month beginning with the first of the month unless:

- A. eligibility ends because the person dies;
- B. the starting date is delayed by an income spenddown requirement;
- C. the starting date of retroactive eligibility begins as specified under subpart 1;

or

- D. federal law limits the beginning date of eligibility to another date.

Statutory Authority: *MS s 256B.04; L 2000 c 340 s 17*

History: *11 SR 1069; 26 SR 977*

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