

CHAPTER 256G

UNITARY RESIDENCE AND FINANCIAL RESPONSIBILITY

256G.01 Application; citation; coverage.
256G.02 Definitions.

256G.03 Establishing residence.
256G.05 Responsibility for emergencies.

256G.01 APPLICATION; CITATION; COVERAGE.

[For text of subs 1 to 3, see M.S.1996]

Subd. 4. **Additional coverage.** The provisions in sections 256G.02, subdivision 4, paragraphs (a) to (d); 256G.02, subdivisions 5 to 8; 256G.03; 256G.04; 256G.05; and 256G.07, subdivisions 1 to 3, apply to the following programs: aid to families with dependent children, Minnesota family investment program—statewide; medical assistance; general assistance; family general assistance; general assistance medical care; and Minnesota supplemental aid.

[For text of subd 5, see M.S.1996]

History: 1997 c 85 art 4 s 21

256G.02 DEFINITIONS.

[For text of subs 1 to 5, see M.S.1996]

Subd. 6. **Excluded time.** “Excluded time” means:

(a) any period an applicant spends in a hospital, sanitarium, nursing home, shelter other than an emergency shelter, halfway house, foster home, semi-independent living domicile or services program, residential facility offering care, board and lodging facility or other institution for the hospitalization or care of human beings, as defined in section 144.50, 144A.01, or 245A.02, subdivision 14; maternity home, battered women’s shelter, or correctional facility; or any facility based on an emergency hold under sections 253B.05, subdivisions 1 and 2, and 253B.07, subdivision 6;

(b) any period an applicant spends on a placement basis in a training and habilitation program, including a rehabilitation facility or work or employment program as defined in section 268A.01; or receiving personal care assistant services pursuant to section 256B.0627, subdivision 4; semi-independent living services provided under section 252.275, and Minnesota Rules, parts 9525.0500 to 9525.0660; day training and habilitation programs and assisted living services; and

(c) any placement for a person with an indeterminate commitment, including independent living.

[For text of subs 7 and 8, see M.S.1996]

History: 1997 c 203 art 4 s 58

256G.03 ESTABLISHING RESIDENCE.

[For text of subd 1, see M.S.1996]

Subd. 2. **No durational test.** Except as otherwise provided in sections 256.73, subdivisions 1 and 1b; 256B.056, subdivision 1; 256D.02, subdivision 12a, and 256J.12 for purposes of this chapter, no waiting period is required before securing county or state residence. A person cannot, however, gain residence while physically present in an excluded time facility unless otherwise specified in this chapter or in a federal regulation controlling a federally funded human service program. Interstate migrants who enter a shelter for battered women directly from another state can gain residency while in the facility provided the person can

provide documentation that the person is a victim of domestic abuse as defined in section 256J.49, subdivision 2, and the county determines that the placement is appropriate; and the commissioner of human services is authorized to make per diem payments under section 256D.05, subdivision 3, on behalf of such individuals.

[For text of subd 3, see M.S.1996]

History: 1997 c 85 art 3 s 50

256G.05 RESPONSIBILITY FOR EMERGENCIES.

Subd. 2. Non-Minnesota residents. State residence is not required for receiving emergency assistance in the Minnesota supplemental aid program. The receipt of emergency assistance must not be used as a factor in determining county or state residence. Non-Minnesota residents are not eligible for emergency general assistance medical care, except emergency hospital services, and professional services incident to the hospital services, for the treatment of acute trauma resulting from an accident occurring in Minnesota. To be eligible under this subdivision a non-Minnesota resident must verify that they are not eligible for coverage under any other health care program, including coverage from a program in their state of residence.

History: 1997 c 85 art 3 s 51; art 4 s 59