

Requesting Reconsideration of License Denial

STATE EVALUATION: TEMPORARY LICENSED HOME CARE PROVIDERS (144A)

Statute

[Section 144A.473, Subdivision 3 – Temporary licensee survey](#)
<https://www.revisor.mn.gov/statutes/cite/144A.473>

Overview

After MDH is notified that a provider with a temporary license is serving clients, MDH must conduct an initial full survey. If the temporary licensee is in substantial compliance, the commissioner issues either the basic or the comprehensive license. If the temporary licensee is not in substantial compliance, the commissioner cannot not issue a basic or comprehensive license. When the commissioner denies the basic or comprehensive license, the temporary licensee has a right to request reconsideration of the denial.

Process

1. To request that MDH reconsider the decision to deny the license, the temporary licensee must:
 - a. Make the request in writing;
 - b. List the reasons the temporary licensee disagrees with MDH’s decision to deny the license;
 - c. Gather evidence to support this position;
 - d. Scan the request, list of reasons and supporting documents;
 - e. Send the scanned information by email to MDH at health.homecare@state.mn.us.
2. MDH must receive the request and supporting documentation within 15 calendar days of the date the license denial was emailed by MDH.
3. The reconsideration is reviewed by survey staff who did not participate in the survey.
4. MDH responds in writing to the temporary licensee within 60 days of the request.

Additional information

- If a temporary licensee requests reconsideration of the license denial, the temporary licensee can continue serving clients during the reconsideration period. If the temporary license is expired, MDH must issue a letter that allows the temporary licensee to legally practice during this time.
- During the reconsideration period the temporary licensee is expected to: 1) correct all orders issued and 2) continue providing resident care services.

REQUESTING RECONSIDERATION OF LICENSE DENIAL (STATE EVALUATION 144A)

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To obtain this information in a different format, call 651-201-4200.