

**321—28.8(231,249H) Prohibited use of senior living trust fund moneys.** SLTF moneys shall be not be used to:

1. Fund the same service category when providing direct service.
2. Contract Older Americans Act funds and senior living trust funds to a provider for the same service category.
3. Purchase a service when the client is eligible for third-party purchase of that service by sources such as Medicare, Medicaid, Medicaid home- and community-based services (HCBS) waiver and private long-term care insurance.
4. Replace existing funding for a long-term care service.

The department may grant an exception in order to enhance access to a service if the displaced funding is subsequently dedicated by the AAA to another long-term care service for seniors and results in an increase in total AAA funding for long-term care services to seniors equal to the SLTF dollars used for replacement.