

**441—81.42(249A) State monitoring.**

**81.42(1) *State monitor.*** A state monitor:

- a.* Oversees the correction of deficiencies specified by the department of inspections and appeals at the facility site and protects the facility's residents from harm.
- b.* Is an employee or a contractor of the department of inspections and appeals.
- c.* Is identified by the department of inspections and appeals as an appropriate professional to monitor cited deficiencies.
- d.* Is not an employee of the facility.
- e.* Does not function as a consultant to the facility.
- f.* Does not have an immediate family member who is a resident of the facility to be monitored.

**81.42(2) *Use of state monitor.*** A state monitor shall be used when the department of inspections and appeals has cited a facility with substandard quality of care deficiencies on the last three consecutive standard surveys.

**81.42(3) *Discontinuance of state monitor.*** State monitoring is discontinued when:

- a.* The facility has demonstrated that it is in substantial compliance with the requirement, and it will remain in compliance for a period of time specified by the department of inspections and appeals.
- b.* Termination procedures are completed.

NOTE: Editorial correction IAC 5/11/05