

**441—103.11 (233A) Cost of care.** The state training school shall seek to recover a portion of the cost of care from an individual who has unearned income. In determining the amount to be recovered:

1. The individual shall be allowed to retain a personal allowance equal to the personal allowance amount established by the Social Security Administration for the Supplemental Security Income program.

2. The amount recovered shall not exceed the actual cost of care.

3. The cost of care shall be determined using the average per diem multiplied by the total days of care.

4. The superintendent may grant a one-time exception to recovery of up to \$1,000 for a personal needs living expense if an individual is being discharged and has no viable means of support upon release.

This rule is intended to implement Iowa Code section 233A.17.

[ARC 9318B, IAB 12/29/10, effective 2/2/11]