

**441—54.3(249) Payments for residential care facilities.** Payments for residential care facilities will be made at the maximum per diem rate in 441—subrule 52.1(3).

**54.3(1) *Failure to maintain records.*** Failure to adequately maintain fiscal records, including census records, medical charts, ledgers, journals, tax returns, canceled checks, source documents, invoices, and audit reports by or for a facility may result in the penalties specified in rule 441—79.3(249A).

**54.3(2) *Termination or change of ownership.*** A participating facility contemplating termination of participation or negotiating a change of ownership shall provide the department of human services with at least 60 days prior notice. A transfer of ownership or operation terminates the participation agreement. A new owner or operator shall establish that the facility meets the conditions for participation and enter into a new agreement.

This rule is intended to implement Iowa Code section 249.12.

[ARC 0991C, IAB 9/4/13, effective 11/1/13; ARC 3441C, IAB 11/8/17, effective 10/11/17; ARC 6623C, IAB 11/2/22, effective 1/1/23]