

(C) CONTROL OVER FINANCIAL TRANSACTIONS.

EACH RESIDENT OF A FACILITY MAY:

(1) KEEP CONTROL OVER PERSONAL FINANCIAL TRANSACTIONS UNLESS:

(I) A COURT ADJUDICATES THE RESIDENT AS A DISABLED PERSON, IN ACCORDANCE WITH TITLE 13 OF THE ESTATES AND TRUSTS ARTICLE; OR

(II) THE SOCIAL SECURITY ADMINISTRATION DESIGNATES A REPRESENTATIVE PAYEE TO RECEIVE THE SOCIAL SECURITY FUNDS FOR THE USE AND BENEFIT OF THE RESIDENT; AND

(2) CHOOSE ANY PERSON, INCLUDING THE ADMINISTRATOR OF THE FACILITY OR A DESIGNEE OF THE ADMINISTRATOR, TO HANDLE THE FINANCIAL TRANSACTIONS.

(D) SAFEGUARDS REQUIRED.

(1) EACH FACILITY SHALL HAVE ADEQUATE SAFEGUARDS FOR PROPERTY OF A RESIDENT THAT IS ENTRUSTED TO THE FACILITY.

(2) (I) A FACILITY TO WHICH MONEY IS ENTRUSTED SHALL DEPOSIT THE MONEY IN AN ACCOUNT IF THE FACILITY CANNOT KEEP THE MONEY SAFELY.

(II) IF THE FACILITY IS OPERATED BY A STATE, COUNTY, OR MUNICIPAL AGENCY AND ONE RESIDENT ENTRUSTS MORE THAN \$300 TO THE FACILITY, THE FACILITY SHALL DEPOSIT THE AMOUNT IN EXCESS OF \$300.

(III) IF THE FACILITY IS OPERATED BY A PERSON OTHER THAN A STATE, COUNTY, OR MUNICIPAL AGENCY AND ONE RESIDENT ENTRUSTS MORE THAN \$100 TO THE FACILITY, THE FACILITY SHALL DEPOSIT THE AMOUNT IN EXCESS OF \$100.

(IV) IF THE TOTAL AMOUNT OF MONEY THAT IS ENTRUSTED TO THE FACILITY BY ITS RESIDENTS EXCEEDS \$10 PER RESIDENT, THE FACILITY SHALL DEPOSIT THE AMOUNT IN EXCESS OF \$10 PER RESIDENT OR \$500, WHICHEVER IS LESS.

(E) FORM OF ACCOUNTS.

(1) A FACILITY SHALL KEEP THE ACCOUNTS OF ITS RESIDENTS SEPARATE FROM THE ACCOUNTS OF THE FACILITY.

(2) A FACILITY THAT IS OPERATED BY A PERSON OTHER THAN A STATE, COUNTY, OR MUNICIPAL AGENCY SHALL:

(I) ESTABLISH A SEPARATE ACCOUNT WITH A BANK IN THE NAME OF EACH RESIDENT WHO ENTRUSTS MORE THAN \$100 TO THE FACILITY; AND