

ESTABLISHING AND SERVICING ACCOUNTS FOR PRIVATE, STATE, AND  
FEDERALLY FUNDED RESIDENTS; AND

(2) RECOVER THE COST THROUGH A DAILY OR MONTHLY  
CHARGE FOR CARE OR AS PROVIDED IN RULES OR REGULATIONS THAT  
THE SECRETARY OF HEALTH AND HUMAN SERVICES ADOPTS UNDER THE  
SOCIAL SECURITY ACT.

(I) ACCOUNTING.

A FACILITY:

(1) SHALL MAKE AN ACCOUNTING OF MONEY OF A  
RESIDENT TO THE RESIDENT OR PERSONAL REPRESENTATIVE OF THE  
RESIDENT; AND

(2) IN ACCORDANCE WITH DEPARTMENT RULES AND  
REGULATIONS:

(I) SHALL KEEP, AT THE FACILITY, RECORDS  
OF ALL TRANSACTIONS WITH MONEY OF RESIDENTS; AND

(II) SHALL BE SUBJECT TO AUDIT.

(J) SURRENDER OF FUNDS.

(1) IF A FACILITY DISCHARGES A RESIDENT, THE  
FACILITY SHALL:

(I) RETURN, ON DEMAND, THE MONEY OF THE  
RESIDENT THAT THE FACILITY HAS IN POSSESSION TO THE RESIDENT  
OR A DESIGNEE OF THE RESIDENT IF THE RESIDENT OR DESIGNEE  
SIGNS A RECEIPT; AND

(II) MAKE THE MONEY OF THE RESIDENT IN AN  
ACCOUNT WITH A BANK OR THE STATE, COUNTY, OR MUNICIPAL  
TREASURER AVAILABLE TO THE RESIDENT OR DESIGNEE WITHIN 3  
BANKING DAYS.

(2) (I) THIS PARAGRAPH DOES NOT APPLY TO A  
RESIDENT WHO IS TRANSFERRED TEMPORARILY TO AN ACUTE CARE  
FACILITY.

(II) IF A FACILITY DISCHARGES A RESIDENT  
AND THE FACILITY IS THE REPRESENTATIVE PAYEE OF THE  
RESIDENT, THE FACILITY SHALL:

1. PROMPTLY SEEK DESIGNATION OF A  
NEW REPRESENTATIVE PAYEE; AND

2. TRANSFER ALL MONEY OF THE  
RESIDENT TO THE NEW REPRESENTATIVE PAYEE.

(K) HOLDING FUNDS.