

- Does not provide a financial record or quarterly statement to the resident or his or her representative.

F569

(Rev. 173, Issued: 11-22-17, Effective: 11-28-17, Implementation: 11-28-17)

§483.10(f)(10)(iv) Notice of certain balances.

The facility must notify each resident that receives Medicaid benefits—

- (A) When the amount in the resident’s account reaches \$200 less than the SSI resource limit for one person, specified in section 1611(a)(3)(B) of the Act; and**
- (B) That, if the amount in the account, in addition to the value of the resident’s other nonexempt resources, reaches the SSI resource limit for one person, the resident may lose eligibility for Medicaid or SSI.**

§483.10(f)(10)(v) Conveyance upon discharge, eviction, or death.

Upon the discharge, eviction, or death of a resident with a personal fund deposited with the facility, the facility must convey within 30 days the resident’s funds, and a final accounting of those funds, to the resident, or in the case of death, the individual or probate jurisdiction administering the resident’s estate, in accordance with State law.

PROCEDURES §483.10(f)(10)(iv)-(v)

- As part of closed record review, determine if within 30 days of discharge, eviction, or death, facility staff conveyed the resident’s personal funds and a final accounting to the individual or probate jurisdiction administering the individual’s estate as provided by State law.
- Through interviews with the resident or his or her representative, determine if they lost their SSI or Medicaid eligibility and whether this loss was a result of the facility’s staff failure to notify them as required in this regulation.

F570

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§483.10(f)(10)(vi) Assurance of financial security.

The facility must purchase a surety bond, or otherwise provide assurance satisfactory to the Secretary, to assure the security of all personal funds of residents deposited with the facility.

DEFINITION §483.10(f)(10)(vi)

“Surety bond” is an agreement between the principal (the facility), the surety (the insurance company), and the obligee (depending on State law, either the resident or the State acting on behalf of the resident), wherein the facility and the insurance company agree to compensate the resident (or the State on behalf of the resident) for any loss of residents’ funds that the facility holds, safeguards, manages, and accounts for.

GUIDANCE §483.10(f)(10)(vi)