

III. Enforcement Procedures for Facilities for Supplemental Security Income Recipients

1. Enforcement Procedures for Adult Care Homes with 7 or more beds, and Family Care Homes.

The purpose of the licensure of adult care homes is to guarantee that at least minimum rules are met in order to provide the aged and disabled residents the care and protection they need. Annual surveys and routine monitoring occurs. The homes must maintain compliance on a continuous basis and renew their licenses annually. When a home is found to be out of compliance with the governing rules, a continuum of negative actions may be applied singly or in combination as provided by relevant legislation. The negative actions which may be applied are:

- 1) Provisional License Issuance,
- 2) Imposition of Administrative Penalties,
- 3) Suspension of Admission,
- 4) Licensure Revocation, and
- 5) Summary Suspension of Licensure.

2, 4, & 5 Enforcement Procedures for Specialized Community Residential Centers for Individuals with Developmental Disabilities, Residential Treatment Programs for the Emotionally Disturbed (excluding state institutions), and Supervised Living for Individuals of All Disability Groups

The Department of Health and Human Services Division of Health Service Regulation inspects facilities as it deems necessary to assure compliance with minimum quality of care and physical plant standards. If a facility is found to be out of compliance with governing rules, the Division will impose one of the following negative licensing actions: 1) Provisional License Issuance, 2) Imposition of Administrative Penalties, 3) Suspension of Admission, 4) Licensure Revocation, and 5) Summary Suspension of Licensure.

3. Enforcement Procedures for Non-Medical Facilities that Provide Full-Time Care to Dependent, Neglected, Abandoned, Destitute, Orphaned, or Delinquent Children

The categories of residential child care programs covered by the standards and enforcement procedures in this section include: 1) foster family homes, 2) group homes, and 3) child caring institutions. The Department of Health and Human Services, Division of Social Services issues licenses for these facilities and requires licenses to be renewed biennially for foster homes, group homes and child caring institutions. At the time a license is requested a study is done on the home/institution to assure compliance with the minimum standards. If the standards are not met a license is not issued. If at anytime during a licensure period a facility fails to continue complying with licensing standards the facility is given a six-month provisional license. The facility must submit an approved corrective action plan within the provisional period or the license will be terminated, revoked, or denied.