

**Title 17. California Code of Regulations**  
**Division 2.**  
**Chapter 3: Community Services**  
**SubChapter 17: Rate Adjustments, Audit Adjustments**  
**and Rate Appeals for In-Home Respite Services Agency Vendors**  
**Article 2: Rate Adjustments**

**Section 58420. General Provisions.**

(a) Once a payment rate for each in-home respite services agency vendor has been established by the Department, adjustments to that rate shall be considered by the Department, for either anticipated or unanticipated ~~program~~ changes, in accordance with (b) and (c).

(b) Anticipated ~~program~~ changes are service modifications which the vendor and/or the regional center can plan for and expect to occur in the next fiscal year. Anticipated ~~program~~ changes shall be submitted to the Department and the vendoring regional center prior to December 1 of the year previous to the fiscal year in which the changes are expected to occur. Any requests submitted after December 1 shall not be considered by the Department. Anticipated ~~program~~ changes shall be limited to the following:

(1) Relocation of the vendor's office due to expiration of the vendor's office lease or tenancy arrangement; and/or

(2) A loss or gain of any vendor income used to compute the vendor's rate;

(3) An increase or decrease in the units of service purchased by regional centers, where such change equals 25% or more annually from the units of service used in the cost statement upon which their rate was based.

(c) Unanticipated ~~program~~ changes shall be submitted by the vendor to the Department and the vendoring regional center no later than 60 days from the date the change has occurred.

Unanticipated ~~service~~ changes received after the 60 days shall not be considered by the Department. Unanticipated ~~program~~ changes shall include mandated service adjustments due to changes in, or additions to, existing statutes, laws or regulations or court decisions.

(d) Anticipated ~~program~~ changes shall be funded by the Department only if there are funds made available in the Budget Act appropriation to the Department for that purpose.

(e) Unanticipated ~~program~~ changes shall be funded effective the date the Department approves them pursuant to Section 58424.

NOTE: Authority cited: Section 4690.2, Welfare and Institutions Code. Reference: Sections 4690.2, 4691 and 4691.5, Welfare and Institutions Code.