

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 changes, in accordance with (b) and (c).

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

(d) Anticipated 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 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.