37.40.1125 AGENCY-BASED AND SELF-DIRECTED PERSONAL ASSISTANCE SERVICES: CONFLICT-OF-INTEREST CRITERIA

(1) In order to perform the duties of an agency-based nurse supervisor, self-directed program oversight staff, or the Personal Assistance Services (PAS) provider person-centered plan facilitator the person cannot:

(a) be related by blood or marriage to the member or to any paid caregiver for the member;

(b) be financially responsible to the member;

(c) have authority to make financial or health-related decisions on behalf of the member;

(d) benefit financially from the provision of assessed need for services;

(e) be employed as a direct-care worker at the agency; or

(f) have a majority ownership stake in the agency.

Authorizing statute(s): 53-2-201, 53-6-101, MCA

Implementing statute(s): 53-2-201, 53-6-113, MCA

History: NEW, 2014 MAR p. 3086, Eff. 12/25/14.