

**9549.0070 COMPUTATION OF TOTAL PAYMENT RATE.**

Subpart 1. [Repealed, L 2014 c 262 art 4 s 9]

Subp. 2. **Private payment rate limitation.** The total payment rate must not exceed the rate paid by private paying residents for similar services for the same period. The private payment rate limitation shall not apply to retroactive adjustments to the total payment rate established in parts 9549.0010 to 9549.0080 unless the total payment rate being adjusted was subject to the private payment rate limitation.

Subp. 3. **Private room payment rate.** A private room payment rate of 115 percent of the established total payment rate for a resident must be allowed if the resident is a medical assistance recipient and the private room is considered as a medical necessity for the resident or others who are affected by the resident's condition except as in part 9549.0060, subpart 11, item C. Conditions requiring a private room must be determined by the resident's attending physician and submitted to the department for approval or denial by the commissioner on the basis of medical necessity.

Subp. 4. [Repealed, L 2014 c 262 art 4 s 9]

**Statutory Authority:** *MS s 256B.41 to 256B.502*

**History:** *9 SR 2659; L 1992 c 513 art 7 s 136; L 2014 c 262 art 4 s 9*

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