

9543.0090 CORRECTION ORDERS AND CONDITIONAL LICENSE.

Subpart 1. **Correction order, training.** An agency shall not issue correction orders unless licensors have been trained by the department on procedures for issuing correction orders. A correction order must be on forms prescribed by the commissioner. A copy of the correction order must be kept in the license holder's file.

Subp. 2. **Criteria for issuing correction orders.** A correction order may be issued if all of the following conditions are met:

- A. the violation does not imminently endanger the health, safety, or rights of persons served by the program;
- B. the violation is not listed in part 9543.0100, subpart 3;
- C. the violation is not serious or chronic; and
- D. the violation will be corrected within a reasonable time.

Subp. 3. **Time limitation.** A correction order must include a specific time period for correcting the violation.

Subp. 4. **Compliance with correction order.** The agency shall ensure that license holders provide evidence of compliance with a correction order or, if appropriate, recommend further action to the commissioner.

Subp. 5. **Conditional license.** The agency may recommend a conditional license if:

- A. on the basis of factors in part 9543.0100, subpart 1, the agency demonstrates that revocation or suspension of the license is not warranted;
- B. the agency demonstrates that continued operation of the program:
 - (1) is in the best interests of persons served by the program; and
 - (2) would not pose a risk of harm to persons served by the program; and
- C. the agency submits to the commissioner a plan for monitoring the program to ensure the safety of persons served during the conditional license.

Statutory Authority: *MS s 14.386; 14.388; 245A.09; 245A.16*

History: *15 SR 2105; 30 SR 585*

Published Electronically: *December 29, 2005*