

51048.9 Remedies Other Than Termination

(a)

The Department may impose a remedy other than or in addition to termination of a provider as provided in Section 1919(h)(2) of the Social Security Act. (Section 1396 r(h)(2) of Title 42 of the United States Code).

(b)

In deciding what remedy to impose, the Department shall select the remedy using the factors and standards contained in subpart F (commencing with section 488.400) of part 488 of subchapter E of chapter IV of Title 42 of the Code of Federal Regulations.

(c)

The provisions of this Article shall apply to facility appeals of remedies other than termination.