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4658.0900 ACTIVITY AND RECREATION PROGRAM.

Subpart 1. **General requirements.** A nursing home must provide an organized activity and recreation program. The program must be based on each individual resident's interests, strengths, and needs, and must be designed to meet the physical, mental, and psychological well-being of each resident, as determined by the comprehensive resident assessment and comprehensive plan of care required in parts [4658.0400](#) and [4658.0405](#). Residents must be provided opportunities to participate in the planning and development of the activity and recreation program.

Subp. 2. **Frequency of program activities.** The activity and recreation program must be regularly scheduled every day, except that a nursing home may establish a policy designating holidays or other days that are exempt from scheduled activities. A schedule of the activities and recreation programming must be posted in a location readily accessible to residents at least one week in advance.

Subp. 3. **Activity and recreation program director.** The

activity and recreation program director must be a person who is trained or experienced to direct the activity and recreation staff and program at that nursing home.

Subp. 4. **Staff assistance with activities.** Sufficient staff must be assigned to assist with the implementation of the activity and recreation program, as determined by the needs of the residents and the nursing home.

Subp. 5. **Space, equipment, and materials.** The activity and recreation program must be provided with space both within the nursing home and out-of-doors. Appropriate and adequate equipment and materials must be provided to meet the needs of the activity and recreation program.

Subp. 6. **Prohibition on charges.** A nursing home may not charge a resident for any portion of the activity and recreation program required in subpart 1. A nursing home may charge a resident for social events and entertainment offered outside the scope of the regularly scheduled activity and recreation program, if the event is requested by the resident and the nursing home informs the resident that there will be a charge.

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**4658.0950 PENALTIES FOR ACTIVITY AND RECREATION PROGRAM RULE
VIOLATIONS.**

Penalty assessments will be assessed on a daily basis for violations of part [4658.0900](#) and are as follows:

- A. subparts 1, 3, and 6, \$300; and
- B. subparts 2, 4, and 5, \$100.

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