

NAME OF ASSISTED LIVING HOME
Policy For Refund of unused Advance Payment in the Event of
Termination of Residential Services Contract or Death of Resident
AS 47.33.030

Alaska Statute 47.33.030 provides that an advance payment to an Assisted Living Home may only be made as;

- 1) security for performance of the Residential Services Contract, or
- 2) as advance rent for the immediate following rental period.

This statute also states the resident is entitled to a prorated refund of the unused portion of an advance payment, less reasonable charges for damages to the home resulting from other than normal use, upon termination of the Contract.

In keeping with these requirements, _____ subscribes to the following policies. (Assisted Living Home)

ADVANCE RENT

Once a rental period has begun, payment for that period is no longer an advance payment. If the resident dies or leaves without giving notice to the Home at least 30 days before the termination is to be effective, the Home will not refund the balance of the payment for that rental period. If the Home executes a new residential service contract with a new resident, the Home will refund the balance of payment for that rental period on a prorata basis.

If the home involuntarily terminates the Residential Services Contract without written notice 30 days prior to the proposed termination, as required by AS 47.33.360(b), the Home will refund the unused portion of the payment for that rental period.

SECURITY FOR PERFORMANCE OF THE RESIDENTIAL SERVICES CONTRACT

The resident has remitted to the Home the sum of \$_____ as security for performance of the Residential Services Contract. Upon termination of the Contract the Home may withhold from that amount sums that are reasonably necessary to compensate for: unfilled duties and obligations of the resident under the contract, damage to the property, (excluding ordinary wear and tear), rent due and owing, cleaning needed to return property to condition similar to that prior to occupancy; and any other damages to which the Home is entitled by law.

I have read, or had read to me, in a language that I can understand, the foregoing policy for refund of unused advance payment funds, and I was given a copy of the policy at the time I began residency at _____ on _____
(Assisted Living Home) (Date)

Resident or Resident's Representative Signature

Date

Printed Name of Resident or Representative