**67:40:18:01.  Definitions.** Terms used in this chapter mean:

(1)  "Activities," tasks performed routinely by a person to maintain physical functioning and personal care, including transferring, moving about, dressing, grooming, toileting, and eating;

(2)  "Client," a dependent person at risk of being institutionalized and presently unable to live independently;

(3)  "Economic resources," the client's own resources together with other types of assistance, financial or otherwise, which are available to a client and would help maintain the client in the client's own home;

(4)  "Health status," the client's medical condition based on a diagnosis of the client's existing illnesses or disabilities, the medical care and medications needed in response to the diagnosis, and an assessment of the client's ability to perform daily tasks;

(5)  "Home," the client's residence which may not include a nursing facility, hospital, assisted living facility, penal institution, detention center, school, intermediate care facility for individuals with intellectual disabilities, or an institution that treats individuals who have mental diseases;

(6)  "Home environment," the client's dwelling unit, building, or house and its furnishings and the neighborhood in which the client resides;

(7)  "Needs assessment and evaluation," a procedure for evaluating a client for respite care;

(8)  "Personal adjustment," the indicators of an individual's mood, judgment, and memory which are essential to remaining independent;

(9)  "Primary caregiver," an individual who provides a client with continuous at-home care at no cost;

(10)  "Provider," the person who provides respite care services;

(11)  "Respite care," temporary relief for primary caregivers to prevent individual and family breakdown, institutionalization of the person being cared for, or abuse by the primary caregiver as a result of stress from giving continuous support and care to a dependent person; and

(12)  "Social resources," support or assistance available to a client from family, friends neighbors, community organizations such as churches, civic groups, or senior centers, or other agencies providing services to residents of the community.

**Source:** 40 SDR 122, effective January 8, 2014.

**General Authority:** SDCL 28-1-45.

**Law Implemented:** SDCL 28-1-44