

Continuing Care Provider Calculations Concerning Conditions CCP form #14

► Instructions

Email this form and any questions to FAFilings@tdi.texas.gov. **Incomplete applications impede timely review by the department; therefore, it is extremely important that applications are complete.** These guidelines are general in nature and do not supersede statute or regulation. They are not intended to be all inclusive and additional documentation may be requested.

► Condition 1

- a. Number of living units currently under executed continuing care contracts _____
- b. Number of living units constructed or to be constructed _____
- c. 1(a) divided by 1(b) [1(a) / 1(b)] _____
- d. If 1(c) is .500 (50%) or more, **Condition 1 is met.** Yes No
- e. If 1(c) is less than .500 (50%), **Condition 1 is not met.** Yes No

► Condition 2

- a. Aggregate entrance fees received (or receivable under binding contracts) _____
- b. Anticipated proceeds or first mortgage or other long-term financing commitment _____
- c. Funds from other sources in the actual possession of the provider _____
- d. The sum of 2(a) through 2(c) [2(a) + 2(b) + 2(c)] _____
- e. Aggregate cost of constructing or purchasing, equipping, and furnishing the facility _____
 - f. 90% of 2(e) _____
- g. Funds estimated as necessary to cover initial losses of facility: _____
 - h. 90% of 2(g) _____
- i. Reserve fund escrow required under Texas Health and Safety Code [246.077](#) _____
 - j. 90% of 2(i) _____
- k. The sum of 2(f) + 2(h) + 2(j) _____
- l. 2(d) divided by 2(k) [2(d) / 2(k)] _____
- m. If 2(l) is 1.00 (100%) or more, Condition 2 is met. Yes No
- n. If 2(l) is less than 1.00 (100%), Condition 2 is not met. Yes No

► **Condition 3**

- a. A commitment had been received for permanent mortgage loan or long-term financing

Yes No

and

- b. Any conditions of the commitment before disbursement of funds have been substantially satisfied (other than completions of construction or closing on purchase of facility)

Yes No

► **Condition 4**

- a. If construction has not been substantially completed, then:

- All necessary government permits or approvals have been obtained; **and**
 Yes No
- A maximum price contract has been entered between provider and general contractor; **and**
 Yes No
- A construction bond has been executed in favor of provider by a surety authorized in Texas; **and**
 Yes No
- Loan agreement has been entered into for interim construction loan which, when combined with entrance fees in escrow Texas Health and Safety Code 9 246.071-246.074, plus funds from other sources equals or exceeds estimated cost of construction, equipment, and furnishing; **and**
 Yes No
- No less than 10% of construction loan has been disbursed by lender; **and**
 Yes No
- Orders at firm prices have been placed for not less than 50% of the value of items necessary for equipping and furnishing the facility.
 Yes No

or

- b. If construction or purchase has been substantially completed, then:

- Occupancy permit has been issued; **and**
 Yes No
- If entrance fee applies to a living unit which has been previously occupied, unit is available for occupancy by new resident.
 Yes No