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Title 22@ Social Security

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Division 3@ Health Care Services

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Subdivision 1@ California Medical Assistance Program

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Chapter 5@ ADULT DAY HEALTH CARE

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Article 3@ ELIGIBILITY, PARTICIPATION AND DISCHARGE

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Section 54213@ Discharge

## **54213 Discharge**

### **(a)**

Participation in an adult day health program shall be voluntary. The participant may terminate participation at any time. However, if the assessment team has found the participant's condition to be of such serious nature that continued treatment is essential to prevent institutionalization, the participant shall be informed in writing that termination is counter to the participant's best interest. A copy of the letter shall be sent to the participant's personal physician and the Department.

### **(b)**

Discharge shall be mandatory when: (1) The participant notifies the adult day health care center either orally or in writing of intent to discontinue participation. The date of discharge shall be the date of notification or a later date designated by the participant. (2) The participant leaves the service area permanently. (3) The participant requests discharge from the Department either orally or in writing. The date of discharge shall be as in (1).

#### **(1)**

The participant notifies the adult day health care center either orally or in writing of intent to discontinue participation. The date of discharge shall be the date of notification or a later date designated by the participant.

#### **(2)**

The participant leaves the service area permanently.

**(3)**

The participant requests discharge from the Department either orally or in writing. The date of discharge shall be as in (1).

**(c)**

Discharge may be requested by the adult day health center if: (1) Maximum benefit has been achieved and there is no further need for adult day health care services. (2) The participant is unable or unwilling to use the prescribed services and adult day health center staff have made every effort to remove possible obstacles.

**(1)**

Maximum benefit has been achieved and there is no further need for adult day health care services.

**(2)**

The participant is unable or unwilling to use the prescribed services and adult day health center staff have made every effort to remove possible obstacles.

**(d)**

The adult day health center shall forward any discharge request and supporting information to the Department within five working days of receipt.